

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MARCH 23, 2023

JOURNAL OF THE SENATE

Thursday, March 23, 2023.

Met at eight minutes past one o'clock P.M. (Mr. Brownsberger in the Chair).

The Chair (Mr. Brownsberger), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Communications.

The following communications were severally received and placed on file, to wit:

Communication from the Executive Office of Elder Affairs (pursuant to item 9110-1637 of Section 2 of Chapter 126 of the Acts of 2022) submitting its Home Care Aide Training Grant Program report (copy having been forwarded to the Senate Committee on Ways and Means) (received March 22, 2023); and

EOEA,-- home care aide report. SD2523

Communication from the Department of Public Health relative to its plans of correction for the Bristol County Modular Building inspection on January 24, 2023 and Bristol County Jail and House of Correction inspection on January 24 and 25, 2023 (received March 22, 2023).

DPH,-- plans of correction. SD2525

Reports.

The following reports were severally received and placed on file, to wit:

Report of the Department of Transitional Assistance (pursuant to Sections 2(B)(p) and 5I(d) of Chapter 18 of the General Laws) submitting its fiscal year 2022 consolidated report on the efforts of its Program Integrity Division (received March 22, 2023);

DTA,-- PI report. SD2521

Report of the Department of Transitional Assistance (pursuant to Sections 2(B) and 5 of Chapter 18 and Section 3C(d) of Chapter 118 of the General Laws) submitting its 2022 consolidated report on the status of the Transitional Aid to Families with Dependent Children (TAFDC) program (received March 22, 2023); and

DTA,-- TAFDC report. SD2522

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspection of Bridgewater State Hospital (received March 22, 2023).

DPH,-- facility inspection. SD2524

Petition.

Mr. Mark presented a petition (accompanied by bill) (subject to Joint Rule 12) of Paul W. Mark relative to the disability law insomuch as relates to call and volunteer firefighters and EMTs,-- and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Firefighters and EMTs,-- volunteer. SD2520

PAPER FROM THE HOUSE.

A Bill financing improvements to municipal roads and bridges (House, No. 3547,-- on House, No. 52),-- was read and, under Senate Rule 27, referred to the committee on Ways and Means.

Roads and bridges.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Ms. Lovely) “congratulating Representative Jerald A. “Jerry” Parisella on the occasion of his retirement after 29 years of distinguished service in the United States Army Reserves and Massachusetts National Guard”;

Representative Jerald A. “Jerry” Parisella.

Resolutions (filed by Mr. Mark) “congratulating the Dalton Community Recreation Association on its one hundredth anniversary”; and

Dalton Community Recreation Assoc.

Resolutions (filed by Mr. Tarr) “recognizing the one hundredth anniversary of the Essex County Beekeepers’ Association, Inc.”

Essex County Beekeepers’ Association, Inc.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 3549) of Kristin E. Kassner for legislation to expand the designation of priority development sites;

Community development,-- expansion.

Under suspension of Joint Rule 12, to the committee on Community Development and Small Businesses.

Petition (accompanied by bill, House, No. 3550) of Kristin E. Kassner for legislation to protect water supplies and the environment;

Water supplies,-- environmental protection.

Under suspension of Joint Rule 12, to the committee on Environment and Natural Resources.

Petition (accompanied by bill, House, No. 3551) of Kristin E. Kassner relative to site plan zoning review;

Zoning,-- site plan review.

Under suspension of Joint Rule 12, to the committee on Housing.

Petition (accompanied by bill, House, No. 3552) of Kristin E. Kassner and Liz Miranda relative to zoning voting thresholds; and

Zoning changes,-- voting thresholds.

Petition (accompanied by bill, House, No. 3553) of Kristin E. Kassner, Lydia Edwards and Liz Miranda relative to education and training for members of local planning boards and zoning boards of appeals;

Local land boards,-- training.

Severally, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

The House Bill making appropriations for the Fiscal Year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 58, amended),-- came from the House with the endorsement that the House had concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 24, *with a further amendment*, striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3548.

Supplemental appropriations.

The rules were suspended, on motion of Mr. Tarr, and, after remarks, the further House amendment was considered forthwith and adopted, in concurrence.

Emergency Preamble Adopted.

Ms. Creem in the Chair, an engrossed Bill making appropriations for the Fiscal Year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 58, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with

Supplemental appropriations.

the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 7 to 0.

The bill was signed by the Acting President (Ms. Creem) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair) and sent to the House for enactment.

Engrossed Bill—State Loan.

An engrossed Bill making appropriations for the Fiscal Year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House No. 58, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage; and, this being a bill providing for the borrowing of money, in accordance with the provisions of Section 3 of Article LXII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-one minutes before three o'clock P.M., as follows to wit (yeas 39 - nays 0) [**Yeas and Nays No. 15**]:

Id.

YEAS.

- | | |
|--------------------------|-----------------------------|
| Barrett, Michael J. | Kennedy, Edward J. |
| Brady, Michael D. | Kennedy, Robyn K. |
| Brownsberger, William N. | Lewis, Jason M. |
| Collins, Nick | Lovely, Joan B. |
| Comerford, Joanne M. | Mark, Paul W. |
| Creem, Cynthia Stone | Miranda, Liz |
| Crighton, Brendan P. | Montigny, Mark C. |
| Cronin, John J. | Moore, Michael O. |
| Cyr, Julian | Moran, Susan L. |
| DiDomenico, Sal N. | O'Connor, Patrick M. |
| Edwards, Lydia | Oliveira, Jacob R. |
| Eldridge, James B. | Pacheco, Marc R. |
| Fattman, Ryan C. | Payano, Pavel M. |
| Feeney, Paul R. | Rausch, Rebecca L. |
| Finegold, Barry R. | Rodrigues, Michael J. |
| Friedman, Cindy F. | Rush, Michael F. |
| Gobi, Anne M. | Tarr, Bruce E. |
| Gomez, Adam | Timilty, Walter F. |
| Jehlen, Patricia D. | Velis, John C. – 39. |
| Keenan, John F. | |

NAYS – 0.

The yeas and nays having been completed at quarter before three o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Ms. Creem) and laid before the Governor for her approbation.

Order Adopted.

On motion of Mr. Cyr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

UNCORRECTED PROOF.

On motion of the same Senator, at twelve minutes before three o'clock P.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.