
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, APRIL 24, 2023

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Met at seventeen minutes past eleven o'clock A.M. (Mr. Collins in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

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

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Mr. Collins) handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced, in the rear of the Chamber, Shawn Watkins, Commander of the VFW Lorraine Post 29 in Haverhill, Dan Jarvis, an advocate for veterans in the community and Army Veteran Carl Turner. The Senate welcomed them with applause, and they withdrew from the Chamber.

Shawn Watkins, Dan Jarvis and Carl Turner.

Communications.

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

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing the appointment of Senator Paul R. Feeney (replacing Senator Barry R. Finegold) (pursuant to Section 10B of Chapter 23A of the Massachusetts General Laws) to the Massachusetts Advanced Manufacturing Collaborative (received April 21, 2023);

MA Advanced Manufacturing Collaborative.

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing the re-appointment of David Rosenbloom (pursuant to Section 1 of Chapter 309 of the Acts of 2020) to the Opioid Recovery and Remediation Fund advisory board (received April 21, 2023); and

Opioid Recovery and Remediation Fund advisory board.

Communication from the Department of Public Health relative to its plans of correction for the Essex County Correctional Facility inspection on March 21 and 22, 2023 and Bristol County Jail, Ash Street Facility inspection on April 5, 2023 (received April 21, 2023).

DPH,-- plans of correction. SD2577

Report.

Report of the Department of Elementary and Secondary Education (pursuant to Section 1P(g) of Chapter 69 of the General Laws) submitting its 2022 Safe and Supportive Schools Commission eighth annual report (copies having been forwarded as required to the Senate Committee on Ways and Means and joint committees on Children, Families and Persons with Disabilities, Education and Mental Health, Substance Use and Recovery) (received April 21, 2023),-- was placed on file.

DESE,-- SaSS annual report. SD2578

Petitions Returned by State Secretary.

The Senate petition (accompanied by bill, Senate No. 675) (subject to Joint Rule 9) of Joanne M. Comerford, Susannah M. Whipps and Colleen M. Garry for legislation to create a Municipal and Public Safety Building Author of Paul W. Mark, Susannah M. Whipps, Joanne M. Comerford, John J. Cronin and other members of the General Court

Climate bank.

for legislation to create a climate bank in Massachusetts (having been timely filed prior to 5:00 P.M., on Friday, January 20, 2023 in the Office of the Clerk of the Senate, and having been transmitted to the Secretary of the Commonwealth under the provisions of Section 7 of Chapter 3 of the General Laws and having been returned by the Secretary of the Commonwealth with memorandum relative thereto);

Under Senate Rule 20, to the committee on Financial Services.

The Senate petition (accompanied by bill, Senate No. 1489) (subject to Joint Rule 9) of Joanne M. Comerford, Susannah M. Whipps and Colleen M. Garry for legislation to create a Municipal and Public Safety Building Authority (having been timely filed prior to 5:00 P.M., on Friday, January 20, 2023 in the Office of the Clerk of the Senate, and having been transmitted to the Secretary of the Commonwealth under the provisions of Section 7 of Chapter 3 of the General Laws and having been returned by the Secretary of the Commonwealth with memorandum relative thereto);

Municipal and Public Safety Building Authority.

Under Senate Rule 20, to the committee on Public Safety and Homeland Security.

Severally sent to the House for concurrence.

Petition.

Mr. Keenan presented a petition (accompanied by bill) (subject to Joint Rule 12) of John F. Keenan and Robert Joseph Jaruse for legislation relative to lot rent abatement for veterans,-- **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Veterans,-- rent abatement. SD2576

Committee Discharged.

Mr. Barrett, for the committee on Telecommunications, Utilities and Energy, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2177) of Rebecca L. Rausch and James B. Eldridge for legislation to advance water access equity through utility reporting requirements,-- and recommending that the same be referred to the committee on Environment and Natural Resources.

Water access,-- equity.

Under Senate Rule 36, the report was considered forthwith and accepted. Sent to the House for concurrence in the discharge of the joint committee.

PAPERS FROM THE HOUSE.

Reports

Of the committee on the Judiciary, asking to be discharged from further consideration Of the petition (accompanied by bill, House, No. 1435) of Josh S. Cutler and others relative to discrimination against buyers using cash payments,-- and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure;

Cash payments,-- discrimination.

Of the petition (accompanied by bill, House, No. 1434) of Josh S. Cutler and others for legislation to prohibit the use of consumer reports for employment purposes and to reduce barriers to employment through credit discrimination,-- and recommending that the same be referred to the committee on Labor and Workforce Development; and

Employment barriers,-- credit discrimination.

Of the petition (accompanied by bill, House, No. 1698) of Brian W. Murray for legislation to establish a penalty for the retrofitting of certain Diesel-powered vehicles with alternate emission devices,-- and recommending that the same be referred to the committee on Transportation;

Diesel-powered vehicles,-- retrofitting penalty.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Resolutions.

UNCORRECTED PROOF.

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

Resolutions (filed by Mr. Timilty) “recognizing the Lombardo family for their contributions to the communities of the commonwealth.”

Lombardo family.

Report of a Committee.

By Mr. Brady, for the committee on Public Service, on petition (accompanied by bill, Senate, No. 2382), a Bill establishing a sick leave bank for Amelia Alex, an employee of the Department of Social Service (Senate, No. 2383).

Amelia Alex,-- sick leave.

The bill was read. There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time and ordered to a third reading.

PAPERS FROM THE HOUSE

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Christopher Trigilio, an employee of the trial court of the commonwealth (see Senate, No. 2376) (which originated in the Senate), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Collins) and laid before the Governor for her approbation.**

Bill laid before the Governor.

A Bill establishing a sick leave bank for David Benway, an employee of the Massachusetts Maritime Academy (House, No. 3739, amended,-- on House, No. 3738),-- was read.

David Benway,-- sick leave.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time and ordered to a third reading.

Order Adopted.

On motion of Mr. Tarr,--

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

Time of meeting.

Moment of Silence.

At the request of the Chair (Mr. Tarr), the members, guests and staff stood in a moment of silence and reflection to the memory of Katherine “Kay” Murphy.

Moment of silence.

Adjournment in Memory Katherine “Kay” Murphy.

The Senator from Essex and Middlesex, Mr. Tarr moved that when the Senate adjourns it does so in memory of Katherine “Kay” Murphy of Rockport, who passed away on March 29 at the age of 94. Katherine was a pillar of the Rockport community for more than 60 years serving on the town Select Board, the School Committee, and the Recreation Committee, and for many years provided a special brand of encouragement to generations of youngsters as a permanent substitute teacher in the Rockport public schools.

Kay grew up in Ipswich and graduated from Ipswich High School in 1946. She played on the basketball team and performed in student stage productions. She graduated from Salem State University in 1951. In 1950, she married Jeremiah V. Murphy. After Jerry landed his dream job with the Boston Globe, the couple moved to Rockport

Kay and Jeremiah would have seven kids, at one point there was a Murphy child in seven of the 12 grades in Rockport. Jeremiah enjoyed great success as a columnist, and Katherine thrived in Rockport, then a community of less than 5,000. She was a great supporter of her husband's work; he periodically praised her in print as his "Katherine Mary."

With Kay's encouragement, her son Sean followed in his father's footsteps to become a longtime Boston Globe journalist; her son Paul followed in her footsteps to become a longtime member of the Rockport Select Board; both her daughters Betsy and Kathy became public school teachers; and her oldest, Jerry, is still playing tennis past age 70.

Kay was predeceased by two of her sons, Timothy in 2022, and Kean in 1993, and her husband Jeremiah V. Murphy. She is survived by Jeremiah III (Mary) of Swampscott, Elizabeth ("Betsy") Blodgett (Timothy) of Gloucester, Sean (Deirdre) of Quincy, Kathleen "Kathy" Burley of Gloucester, and Paul (Marybeth) of Rockport; 12 grandchildren and two great-grandchildren.

Accordingly, as a mark of respect to the memory of Katherine "Kay" Murphy, at twenty-three minutes past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.