
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, APRIL 6, 2023

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JOURNAL OF THE SENATE

Thursday, April 6, 2023.

Met at seventeen minutes past eleven o'clock A.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.

Communication.

Communication from the Executive Office of Health and Human Services (pursuant to item 4000-0300 of Section 2 of Chapter 126 of the Acts of 2022) submitting its quarterly pharmacy pipeline report for April 2023 (received April 4, 2023),-- was placed on file.

EOHHS,-- pharmacy pipeline report. SD2550

Reports.

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

Report of the Massachusetts Bay Transportation Authority (pursuant to Section 62 of Chapter 176 of the Acts of 2022) submitting its 3-Year Safety Improvement Plan (received April 3, 2023);

MBTA,-- 3-Year SIP. SD2549

Report of the Massachusetts Gaming Commission (pursuant to Section 20 of Chapter 23N of the General Laws and Section 25 of Chapter 173 of the Acts of 2022) submitting its studies on the feasibility of allowing retail locations to operate sports wagering kiosks and on the participation by minority, women and veteran business enterprises in the sports wagering industry (received February 17, 2023);

MGC,-- sports wagering studies. SD2551

Report of the Special Commission on Structural Racism in the Massachusetts Probation Service (pursuant to Section 112(d) of Chapter 253 of the Acts of 2020, as amended by Section 21 of Chapter 76 of the Acts of 2021 and Section 43 of Chapter 2 of the Acts of 2023) submitting its final report of findings and recommendations (received April 6, 2023); and

Probation service commission,-- report. SD2554

Report of the Office of the Child Advocate (pursuant to Section 10 of Chapter 18C of the General Laws) submitting its fiscal year 2022 annual report (received April 5, 2023).

OCA,-- annual report. SD2555

Petitions.

Petitions were severally presented and referred as follows:

By Mr. O'Connor, a petition (accompanied by bill) (subject to Joint Rule 12) of Patrick M. O'Connor for legislation relative to dental hygienist reciprocal licensure; and

Dental hygienist,-- licensure. SD2552

By the same Senator, a petition (accompanied by bill) (subject to Joint Rule 12) of Patrick M. O'Connor for legislation to establish permanent standard time within the Commonwealth to promote sleep and health;

Permanent standard time. SD2553

Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Report of a Committee.

By Mr. Collins, for the committee on State Administration and Regulatory Oversight, on the Reorganization Plan No. 1 of 2023 (submitted by the Governor under the provisions

Reorganization Plan No. 1 of 2023.

of Article LXXXVII of the Amendments to the Constitution) relative to creating the executive office of housing and livable communities and to rename the Executive Office of Economic Development (see House, No. 43) [for Majority Report, see Senate, No. 2378],-- reported, in accordance with a provision of Joint Rule 23A,-- recommending that said Reorganization Plan No. 1 “ought to be approved”.

Placed in the Orders of the Day for the next session, the question being “Shall this reorganization plan be approved?”.

Committee Discharged.

Mr. Cronin, for the committee on Consumer Protection and Professional Licensure, reported, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 195) of Mark C. Montigny, Lindsay N. Sabadosa, Michael O. Moore and Rebecca L. Rausch for legislation to protect personal biometric data; and

Biometric data,--
protect.

Of the petition (accompanied by bill, Senate, No. 198) of Michael O. Moore for legislation to protect personal identifying information;

Personal info,--
protect

And recommending that the same severally be referred to the committee on Advanced Information Technology, the Internet and Cybersecurity.

Of the petition (accompanied by bill, Senate, No. 193) of Mark C. Montigny for legislation to protect life-saving electronic health records from reckless corporate greed and corruption,-- and recommending that the same be referred to the committee on Health Care Financing.

Electronic health
records.

Of the petition (accompanied by bill, Senate, No. 160) of Sal N. DiDomenico, Manny Cruz, Susannah M. Whipps, Jack Patrick Lewis and other members of the General Court for legislation relative to Social Work Uplifting Practices and Exam Removal (“The SUPER Act”),-- and recommending that the same be referred to the committee on Higher Education.

SUPER Act.

Of the petition (accompanied by bill, Senate, No. 145) of Joanne M. Comerford, Jason M. Lewis, John F. Keenan, James B. Eldridge and other members of the Senate for legislation relative to menstrual product ingredient disclosure;

Menstrual product,--
ingredient disclosure.

Of the petition (accompanied by bill, Senate, No. 163) of Ryan C. Fattman for legislation to expand options for EMT paramedics;

EMT paramedics.

Of the petition (accompanied by bill, Senate, No. 186) of Joan B. Lovely for legislation to establish senior psychologist licensure; and

Senior psychologist
licensure.

Of the petition (accompanied by bill, Senate, No. 212) of Rebecca L. Rausch, Lindsay N. Sabadosa and James B. Eldridge for legislation to support access to training on reproductive and gender-affirming care;

Gender-affirming
care.

And recommending that the same severally be referred to the committee on Public Health.

Severally, under Senate Rule 36, the reports were considered forthwith and accepted.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Notice was received from the House of Representatives announcing the following appointment by the Minority Leader:

Ms. Maureen Cavanagh has been re-appointed to serve as his designee (under Chapter 309 of the Acts of 2020) to the Opioid Recovery and Remediation Fund Advisory Council.

Opioid Recovery and
Remediation Fund
Advisory Council.

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

Petition (accompanied by bill, House, No. 3714) of Joseph D. McKenna and Michael J. Soter (by vote of the town) that the town of Uxbridge be authorized to grant four additional licenses for the sale of all alcoholic beverages not to be drunk on the premises in said town; and

Uxbridge,-- liquor licenses.

Petition (accompanied by bill, House, No. 3715) of Lindsay N. Sabadosa and Joanne M. Comerford (with the approval of the mayor and city council) that the city of Northampton be authorized to grant seven licenses for the sale of all alcoholic beverages to be drunk on the premises in said town;

Northampton,-- liquor licenses.

Severally to the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, House, No. 3716) of Brian M. Ashe, Ryan C. Fattman and Angelo J. Puppolo, Jr., (by vote of the town) relative to the position of treasurer-collector in the town of Monson; and

Monson,-- treasurer-collector.

Petition (accompanied by bill, House, No. 3717) of Marcus S. Vaughn and Rebecca L. Rausch (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Wrentham;

Wrentham,-- charter.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3718) of Marjorie C. Decker (with the approval of the city council) relative to expanding the definition of dependent for the purposes of municipal employee benefits in the city of Cambridge;

Cambridge,-- municipal employees.

Petition (accompanied by bill, House, No. 3719) of Lindsay N. Sabadosa and Joanne M. Comerford (with the approval of the mayor and city council) relative to civil service positions in the department of public works of the city of Northampton; and

Northampton,-- DPW.

Petition (accompanied by bill, House, No. 3720) of Marcus S. Vaughn, Rebecca L. Rausch and Rebecca L. Rausch (by vote of the town) that the town of Wrentham be authorized to exempt the position of deputy fire chief of said town from certain provisions of the civil service law;

Wrentham,-- deputy fire chief.

Severally to the committee on Public Service.

A Bill further regulating the appointment of special police officers in the city of Watertown (House, No. 2622,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Watertown,-- special police officers.

A report of the committee on Agriculture, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 102) of William M. Straus and Sarah K. Peake relative to farmer-distilleries, and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Farmer-distilleries.

Resolutions.

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

Resolutions (filed by Ms. Comerford, Ms. Gobi and Messrs. Gomez, Mark, Oliveira and Velis) "commemorating Congressman John W. Olver for his 44 years of dedicated service to the Commonwealth and the United States of America."

Congressman John W. Olver.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3738) of Antonio F. D. Cabral and Mark C. Montigny for legislation to establish a sick leave bank for David Benway, an employee of the Massachusetts Maritime Academy,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

David Benway,-- sick leave.

Reports of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of John C. Velis for legislation to authorize the commissioner of capital asset management and maintenance to convey certain parcels of land to the city of Westfield.

Westfield,-- land conveyance. SD2540

Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight.

Sent to the House for concurrence.

Moment of Silence.

At the request of the Chair (Mr. Brownsberger), the members, guests and staff stood in a moment of silence and reflection to the memory of Igidio “Izzy” Assencoa.

Moment of silence.

Order Adopted.

On motion of Mr. Tarr,--

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.

Adjournment in Memory of Igidio “Izzy” Assencoa.

The Senator from Middlesex and Norfolk, Ms. Spilka, presented a request that when the Senate adjourns today it do so in memory of Igidio “Izzy” Assencoa of Ashland.

Izzy Assencoa passed away peacefully on March 28th surrounded by family. A longtime resident of Ashland and firefighter in neighboring Framingham, Izzy was known for his larger-than-life personality and for his contributions to his community. He served on the Council on Aging for 16 years, the Board of Registrars for 24 years, the Democratic Town Committee for 31 years, and, most recently, on the police chief selection committee in Ashland.

In 2013, Izzy was named Ashland’s “Citizen of the Year” as well as a “Hometown Hero” by Boston Fox 25.

Izzy Assencoa is survived by his wife Maureen, sons Wayne and Todd, Mark and his wife Robin of Marlboro, Igidio Jr and his fiancée Ada of California, and daughters Renita and Dionne. He leaves his sisters Theodora Dyer of Framingham, Darlene Assencoa Mazurek and husband Roman of Ashland, brother Charles of North Carolina, and Walter of Whitinsville along with numerous grandchildren, great grandchildren, nieces and nephews. He was predeceased by sister Mary Jackson and brother Joseph.

Accordingly, as a mark of respect to the memory of Igidio “Izzy” Assencoa, at twenty-one minutes past eleven o’clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o’clock A.M.