

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, APRIL 29, 2024**

[37]

JOURNAL OF THE SENATE

Monday, April 29, 2024.

Met at eight minutes past eleven o'clock A.M. (Mr. Collins in 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. Fattman for the purpose of an introduction. Mr. Fattman then introduced, in the rear of the Chamber, the boys and girls basketball teams from the Tantasqua Regional School District, which serves students from the towns of Sturbridge, Holland, Wales, Brimfield and Brookfield. The respective teams are the champions of the 83rd Clark University High School Basketball Tournament. The Senate welcomed them with applause and they withdrew from the Chamber.

Clark University High School Basketball Tournament,-- championship teams.

Communications.

The following communications were severally received and placed on file, to wit Communication from the Department of Public Health relative to its plan of correction for the Boston Pre-Release Center, Roslindale dated April 16, 2024 (received April 26, 2024); and

DPH,-- plan of correction. SD3201

Communication from the Department of Public Health relative to its plan of correction for the Souza-Baranowski Correctional Center, Shirley inspection on February 13, 2024 (received April 26, 2024).

DPH,-- plan of correcti4on. SD3204

Reports.

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 the Bristol County Jail, Ash Street Facility, New Bedford (received April 26, 2024),-- was placed on file.

DPH,-- facility inspection. SD3202

Orders.

Ms. Payano presented an Order relative to granting the committee on Community Development and Small Businesses until May 22, 2024, within which time to make its final report on current House document numbered 4065, relative to improving and modernizing planning and community development in the city of Boston (Senate, No. 2750);

Community Development and Small Businesses,-- extension order.

Referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Reports of a Committees.

By Ms. Lovely, for the committee on Rules of the two branches, acting concurrently, that the Senate Bills

Establishing a commission on the status of children and youth (Senate, No. 111);

Children and youth, - commission.

**UNCORRECTED PROOF.**

Modernizing the Massachusetts alcohol laws (Senate, No. 2628);

Alcohol laws,--  
modernize  
School construction.

Establishing a special commission to review the adequacy and equity of the Massachusetts school building program (Senate, No. 2659);

Relative to air quality in public schools (Senate, No. 2660);

Public schools,-- air  
quality.  
Data center,--  
education-to-career.

Establishing an education-to-career data center (Senate, No. 2666); and

The Senate Resolve

To create a commission to determine the feasibility of voluntary acquisition of flood risk properties and structures (Senate, No. 557);

Flood risk,--  
commission.

**Severally ought to pass;**

**Severally referred, under Senate Rule 27, to the committee on Ways and Means.**

*Committees Discharged.*

Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Order relative to authorizing the joint committee on Health Care Financing to make an investigation and study of certain current Senate documents relative to the health care financing (Senate, No. 2748),-- **and recommending that the same be referred to the committee on Rules.**

Health Care  
Financing, -- study.

**Under Senate Rule 36, the report was considered forthwith and accepted.**

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4588) of Todd M. Smola and Jacob R. Oliveira (by vote of the town) that the town of Palmer be authorized to issue two additional licenses for the sale of all alcoholic beverages to be drunk on the premises and one additional license for the sale of all alcoholic beverages not to be drunk on the premise in said town;

Palmer,-- liquor  
license.

**To the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 4589) of Jonathan D. Zlotnik (with the approval of the mayor and city council) that certain land in the city of Gardner be changed from use as a public school to use for general municipal purposes;

Gardner,-- land.

**To the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4590) of James J. O'Day and Michael O. Moore (with the approval of the mayor and city council) relative to exempting the office of chief of police and the position of deputy chief of police in the city of Worcester from the civil service law;

Worcester,-- civil  
service exemptions.

**To the committee on Public Service.**

*Communication.*

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE

Senator Michael F.  
Rush,-- absence  
from Chamber.

The Honorable Michael D. Hurley  
*Clerk of the Senate*  
State House, Suite 335  
Boston, MA 02133

April 29, 2024

Clerk Hurley,

Last week, I was on orders with the United States Navy and as a result was unable to participate in roll call votes during formal session. I am respectfully requesting that the following statement be read and recorded into the Senate Journal on how I would have voted on each roll call had I been present and able to vote at formal session held on Thursday April 25, 2024:

On the question on passing the bill to be enacted (Roll Call #126):

**H.2095** – I would have voted in the **AFFIRMATIVE**.

On the question on accepting the conference report (Roll Call #127):

**H.4582** – I would have voted in the **AFFIRMATIVE**.

On the question on passing the bill to be enacted (Roll Call #128):

**H.4186** – I would have voted in the **AFFIRMATIVE**.

On the question on passing the bill to be enacted (Roll Call #129):

**H.4529** – I would have voted in the **AFFIRMATIVE**.

On the question on passing the bill to be engrossed (Roll Call #131):

**S.2738** – I would have voted in the **AFFIRMATIVE**.

**Amendment #2** (Roll Call #130)- I would have voted in the **NEGATIVE**

On the question on passing the bill to be enacted (Roll Call #132):

**H.4448**- I would have voted in the **AFFIRMATIVE**.

On the question on passing the bill to be enacted (Roll Call #133):

**H.4582** – I would have voted in the **AFFIRMATIVE**.

On the question passing the bill to be engrossed (Roll Call #134):

**S.2736** – I would have voted in the **AFFIRMATIVE**.

Sincerely,

**Mike Rush**

State Senator

*Norfolk & Suffolk District*

*Matters Taken Out of the Orders of the Day.*

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:

The House Bill amending the membership of the housing commission in the town of Lincoln (House, No. 3827) (its title having been changed by the committee on Bills in the Third Reading),-- **read third and passed to be engrossed, in concurrence.**

Lincoln,-- Housing Commission membership.

The House Bill providing for the appointment of a treasurer-collector in the town of Kingston (House, No. 4011),-- **read a third time and passed to be engrossed, in concurrence.**

Kingston,-- treasurer-collector.

The House Bill authorizing the town of Williamstown to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4192),- **read a third time and passed to be engrossed, in concurrence.**

Williamstown,-- liquor license.

*Order Adopted.*

On motion of Mr. Fattman,--

*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.

**UNCORRECTED PROOF.**

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