

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MAY 16, 2024

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JOURNAL OF THE SENATE

Thursday, May 16, 2024.

Met at two minutes past eleven o'clock A.M. (Mr. Brownsberger 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. 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 Department of Public Health relative to its plan of correction for the MCI Norfolk inspection on March 14, 15, 18, 19, and 20, 2024 (received May 14, 2024);

DPH,-- plan of correction.
SD3232

Communication from the Department of Economic Research relative to its May 2024 Unemployment Insurance Trust Fund data (received May 15, 2024); and

DER,-- UI trust fund memo.
SD3235
Senator Michael O. Moore,-- Chapter 268A.

Communication from the Honorable Michael O. Moore, in compliance with Massachusetts General Laws Chapter 268A (received in the Office of the Clerk of the Senate on Thursday, May 16, 2024, at twenty-six minutes past eleven o'clock A.M.).

Reports.

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

Report of the Department of Revenue (pursuant to Section 5 of Chapter 62F of the General Laws) submitting its February 2024 report on year-to-date net state tax revenue for the current fiscal year (received May 13, 2024);

DOR,-- net state tax revenue report.
SD3231

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 39 of Chapter 7C of the General Laws) submitting its annual report on the real property owned and leased by the Commonwealth of Massachusetts (a copy having been forwarded to the Senate Chair of the Joint Committee on State Administration and Regulatory Oversight) (received May 14, 2024); and

DCAMM,-- real property annual report.
SD3234

Report of the Executive Office of the Trial Court (pursuant to Section 15(c) of Chapter 239 of the General Laws) submitting its report summary statistics on eviction filings, actions, and dispositions from January 2023 through April 2024 (received May 15, 2024).

EOTC,-- rental protections report.
SD3236

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Finegold, a petition (accompanied by bill, Senate, No. 2784) of Barry R. Finegold (by vote of the town) for legislation to authorize the town of Andover to convey a non-exclusive access easement over a certain parcel of land [Local approval received];

Andover,-- land access easement.

Under Senate Rule 20, to the committee on Municipalities and Regional Government.

Sent to the House for concurrence.

By Ms. Creem, a petition (accompanied by bill) (subject to Joint Rule 12) of Cynthia

Adoptions,-- out of state.

Stone Creem for legislation relative to adoptions outside of the Commonwealth,-- **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

SD3233

Reports of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that the Senate Bill relative to benzodiazepines and non-benzodiazepine hypnotics (Senate, No. 1236);

Hypnotics,--
benzodiazepines.

Ought to pass;

Referred, under Senate Rule 27, to the committee on Ways and Means.

By Ms. Friedman, for the committee on Health Care Financing, that the Senate Bill relative to recovery coach licensure (Senate, No. 2681) [Estimated cost: greater than \$100,000];

Licensure,--
recovery coach.

Ought to pass;

Referred, under Senate Rule 27, to the committee on Ways and Means.

By Mr. Velis, for the committee on Mental Health, Substance Use and Recovery, on petition, a Bill preventing overdoses in the commonwealth (Senate, No. 2555); and

Overdoses,--
prevent.

By Mr. Timilty, for the committee on Public Safety and Homeland Security, on petition, a Bill requiring health care employers to develop and implement programs to prevent workplace violence (Senate, No. 1539);

Workplace
violence,--
programs.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Timilty, for the committee on Public Safety and Homeland Security, on petition, a Bill relative to American Sign Language training (Senate, No. 1482);

ASL training.

By the same Senator, for the same committee on petition, a Bill relative to the POST Commission (Senate, No. 1486);

POST Commission.

By the same Senator, for the same committee on petition, Resolutions to embrace the Treaty on the Prohibition of Nuclear Weapons and move the US back from the brink of nuclear war (Senate, No. 1487);

Nuclear weapons,--
prohibition.

By the same Senator, for the same committee on petition, a Resolve providing for an investigation and study by a special commission relative to the existential threats posed by nuclear weapons and climate change to the commonwealth of Massachusetts (Senate, No. 1488);

Nuclear weapons,--
existential threat.

By the same Senator, for the same committee on petition, a Bill relative to crime gun data reporting and analysis (Senate, No. 1492);

Criminal activity,--
gun data.

By the same Senator, for the same committee on petition, a Bill to connect veterans with earned benefits (Senate, No. 1497);

Veterans,-- earned
benefits.

By the same Senator, for the same committee on petition, a Bill relative to fire safety education in schools and colleges (Senate, No. 1505);

Fire safety
education.

By the same Senator, for the same committee on petition, a Bill relative to successful transition and re-entry to tomorrow for incarcerated persons (Senate, No. 1506);

Incarcerated
persons,-- re-entry.

By the same Senator, for the same committee on petition, a Bill relative to public safety around hospitals with air emergency helipads (Senate, No. 1507);

Hospitals,-- helipad
regulations.

By the same Senator, for the same committee on petition, a Bill to provide automated external defibrillators in all public safety vehicles (Senate, No. 1517);

Public safety
vehicles,-- AED.

By the same Senator, for the same committee on petition, a Bill relative to EMS and public safety (Senate, No. 1518);

Medical services.

By the same Senator, for the same committee on petition, a Bill relative to enhanced fire protection in new one- and two-family dwellings (Senate, No. 1552);

By the same Senator, for the same committee on petition, a Bill building a more accessible Massachusetts (Senate, No. 1553);

By the same Senator, for the same committee on petition, a Bill relative to the reduction of certain toxic chemicals in firefighter personal protective equipment (Senate, No. 1556);

By the same Senator, for the same committee on petition, a Bill relative to implementing a blue alert system in the Commonwealth (Senate, No. 1591);

By the same Senator, for the same committee on petition, a Bill to support police recruitment and retention (Senate, No. 1593);

By the same Senator, for the same committee on petition, a Bill prohibiting soliciting acts of terrorism (Senate, No. 1595) [Senator Eldridge dissenting];

By the same Senator, for the same committee on petition, a Bill relative to hazardous material teams (Senate, No. 1597);

By the same Senator, for the same committee, on Senate, Nos. 1599, 1480, 1489, 1526 and 1537, a Bill relative to the creation of the Massachusetts Public Safety Building Authority (Senate, No. 1599);

By the same Senator, for the same committee on petition, a Bill relative to furthering the success of opiate intervention programs (Senate, No. 1600); and

By the same Senator, for the same committee on petition, a Bill relative to COVID-19 complications for public safety employees (Senate, No. 1601);

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

By Mr. Timilty, for the committee on Public Safety and Homeland Security, on petition, a Bill relative to critical incident intervention by emergency service providers (Senate, No. 1549);

By the same Senator, for the same committee on petition, a Bill pertaining to public fire safety and professionalism (Senate, No. 1592);

By the same Senator, for the same committee on petition, a Bill relative to the visibility of fire hydrants (Senate, No. 1594); and

By the same Senator, for the same committee on petition, a Bill relative to the Technical Rescue Services Fund (Senate, No. 1596);

Severally read and, under Senate Rule 26, referred to the committee on Rules.

By Mr. Crighton, for the committee on Transportation, on petition, a Bill relative to parking violations in the town of Provincetown (Senate, No. 2743, changed in line 4, following the word "posted" insert the words "bus stop") [Local approval received];

Read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

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 Children, Families and Persons with Disabilities to make an investigation and study of a certain current Senate document relative to establishing the Massachusetts foster care review office (Senate, No. 2764);

Of the Senate Order relative to authorizing the joint committee on Children, Families

Fire protection,--
family dwellings.

Architectural Access
Board.

Firefighter PPE,--
toxic chemical
reduction.

Blue alert system.

Police,-- retention.

Terrorism,--
soliciting acts.

Hazardous material
team.

Public Safety
Building Authority.

Opiate overdoses,--
intervention.

Public safety,--
COVID-19.

Emergency service
providers,--
intervention.

Public fire safety.

Fire hydrants,--
visibility.

Technical Rescue
Services Fund.

Provincetown,--
parking violations.

Children, Families
and Persons with
Disabilities,-- study.

Id.

and Persons with Disabilities to make an investigation and study of certain current Senate documents relative children, families and persons with disabilities matters (Senate, No. 2765); and

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 health care financing matters (Senate, No. 2768);

Health Care
Financing,-- study.

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

Under Senate Rule 36, the reports were severally considered forthwith and accepted.

Placed on File.

By Mr. Cronin, for the committee on Consumer Protection and Professional Licensure, on the report from the Massachusetts Gaming Commission (pursuant to Section 9B of Chapter 128A of the General Laws) submitting proposed regulations 205 CMR 15.00: Procedures for the Approval of a Simulcast-Only Facility (Senate, No. 2726),-- **reported that the same be placed on file.**

MassGaming,--
proposed regulation.

**Under Senate Rule 36, the report was considered forthwith and was accepted.
Sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A message from Her Excellency the Governor recommending legislation relative to providing for the terms of certain bonds to be issued by the Commonwealth (House, No. 4636),-- **was referred, in concurrence, to the committee on Bonding, Capital Resources and State Assets.**

Bonds and notes,--
terms.

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

Petition (accompanied by bill, House, No. 4637) of John Barrett, III and Paul W. Mark (by vote of the town) for legislation to exempt the town of Hancock from certain provisions of the school choice laws;

Hancock,-- school
choice.

To the committee on the Education.

Petition (accompanied by bill, House, No. 4638) of Jessica Ann Giannino and Lydia Edwards (with the approval of the mayor and city council) relative to city employment and candidacy in the offices of mayor, city councillor-at-large, ward councillor, and school committee in the city of Revere;

Revere,-- city
employment and
candidacy.

To the committee on Election Laws.

Petition (accompanied by bill, House, No. 4639) of Frank A. Moran and Tram T. Nguyen (by vote of the town) relative to the appointment of officials and employees of the town of Andover;

Andover,-- certain
appointments.

To the committee on Municipalities and Regional Government.

A Bill to provide for the future information technology needs of Massachusetts (House, No. 4648,-- on House, No. 4242),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

MA,-- technology
needs.

Bills

Further regulating special police officers in the town of Hudson (House, No. 4113,-- on petition) [Local approval received];

Hudson,-- special
police officers.

Authorizing the town of Nantucket to convey a certain parcel of land situated in the town of Nantucket held for park purposes to the Nantucket Conservation Foundation Inc.

Nantucket,-- land.

for open space, recreational, and conservation purposes (House, No. 4645,-- on House, No. 4046) [Local approval received on House, No. 4046]; and

Authorizing the town of Nantucket to convey certain land situated in the town of Nantucket held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank for the purposes pursuant to its legislation (House, No. 4646 on House, No. 4077) [Local approval received on House, No. 4077];

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the Acting President (Mr. Brownsberger) and laid before the Governor for her approbation, to wit:

Authorizing the town of Norwell to establish a means tested senior citizen property tax exemption (see Senate, No. 1921); and

Authorizing the town of Holliston to establish a means-tested senior citizen property tax exemption (see, House, No. 3826).

Resolutions.

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

Resolutions (filed by Messrs. Cyr and Finegold) “recognizing the public interest in supporting the National Conference of State Legislatures”;

Resolutions (filed by Mr. Eldridge) “commending Melanoma Action Coalition Inc. for recognizing skin Cancer Prevention and Detection Month, the first Monday of May as Melanoma Monday, and the Friday before Memorial Day as Don’t Fry Day”;

Resolutions (filed by Ms. Moran) “congratulating the Woods Hole Golf Club on the occasion of its one hundred and twenty-fifth anniversary”;

Resolutions (filed by Mr. Pacheco) “congratulating Bryce Moulding on his elevation to the rank of Eagle Scout”; and

Resolutions (filed by Mr. Velis) “commending Massachusetts Association for Mental Health, Inc. on its recognition of May 24, 2024 as Schizophrenia Awareness Day.”

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 exempting the position of police chief of the town of Wrentham from the civil service law (House, No. 2678) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill exempting the position of deputy police chief in the town of Wrentham from the civil service law (House, No. 2679) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Mashpee to lease certain town land to the Boys and Girls Club of Cape Cod, Inc (House, No. 4185, amended),-- **was read a third time**

Id.

Bills laid before the Governor.

National Conference of State Legislatures. Melanoma Action Coalition Inc.

Woods Hole Golf Club.

Bryce Moulding.

Massachusetts Association for Mental Health, Inc.

Wrentham,-- police chief.

Wrentham,-- deputy police chief.

Mashpee,-- land transfer.

and passed to be engrossed, in concurrence.

The House Bill establishing the position of treasurer-collector of the town of Sherborn (House, No. 4224) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

Sherborn,--
treasurer-collector.

PAPERS FROM THE HOUSE.

A Bill directing the City of Boston Police Department to waive the maximum age requirement for police officers for Terrance Joseph Williams (House, No. 4212,-- on petition) [Local approval received],-- was read.

Boston,-- Terrance
Joseph Williams.

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

Order Adopted.

On motion of Mr. Durant,--

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.

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