
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, MAY 20, 2024

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JOURNAL OF THE SENATE

Monday, May 20, 2024.

Met at one minute past eleven o'clock A.M. (Mr. Crighton in the Chair).

The Chair (Mr. Crighton), 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 Massachusetts Treatment Center, Bridgewater inspection on April 23 and 24, 2024 (received May 16, 2024);

DPH,-- plan of correction.
SD3237

Communication from the Department of Public Health relative to its plan of correction for the Bristol County Jail, Ash Street Facility, New Bedford inspection on April 18, 2024 (received May 16, 2024); and

Id.
SD3238

Communication from the Executive Office for Administration and Finance (under the provisions of item 1599-0514 of Chapter 77 of the Acts of 2023) submitting a copy of its bi-weekly report on the status of the Emergency Housing Assistance Program dated May 20, 2024 (received May 20, 2024).

Emergency Housing Assistance Program,-- bi-weekly report.
SD3246

Report.

Report of the Department of Revenue (pursuant to Section 5 of Chapter 62F of the General Laws) submitting its March 2024 report on year-to-date net state tax revenue for the current fiscal year (received May 20, 2024),-- **was placed on file.**

DOR,-- net state tax revenue report.
SD3241

Order.

Mr. Feeney presented an Order relative to granting the committee on Financial Services until June 28, 2024, within which time to make its final report on current Senate documents numbered 624 and 720, relative to financial services (Senate, No. 2791);

Financial Services,-- extension.

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

Reports of Committees.

By Mr. Feeney, for the committee on Financial Services, on Senate, Nos. 628, 632, 692, and 693, an Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to financial services (Senate, No. 2792);

Financial Services,-- study.

By Mr. Velis, for the committee on Mental Health, Substance Use and Recovery, on Senate, No. 1243, an Order relative to authorizing the joint committee on Mental Health, Substance Use and Recovery to make an investigation and study of a certain current Senate document relative to harm reduction and racial justice (Senate, No. 2787);

Mental Health, Substance Use and Recovery,-- study.

By the same Senator, for the same committee, on Senate, No. 1248, an Order relative to authorizing the joint committee on Mental Health, Substance Use and Recovery to make

Id.

an investigation and study of a certain current Senate document to increase investment in behavioral health care in the Commonwealth (Senate, No. 2788); and

By the same Senator, for the same committee, on Senate, No. 1248, an Order relative to authorizing the joint committee on Mental Health, Substance Use and Recovery to make an investigation and study of a certain current Senate document relative to the mental health of children in schools (Senate, No. 2789);

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that the Senate Bill to promote social emotional learning and the mental and behavioral health of students (Senate, No. 2741); and

The Senate Resolve to protect pollinator habitat (Senate, No. 2728);

Severally ought to pass;

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

By Mr. Timilty, for the committee on Public Safety and Homeland Security, on petition, a Bill to improve public health and safety standards in communities around aging nuclear power plants and high-level nuclear waste dump sites (Senate, No. 1498);

By the same Senator, for the same committee, on petition, a Bill to promote rehabilitation including guaranteed health, treatment, and safety for incarcerated LGBTQI+ People (Senate, No. 1499);

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. 1502);

By the same Senator, for the same committee, on petition, a Bill relative to seatbelts on school buses (Senate, No. 1504);

By the same Senator, for the same committee, on petition, a Bill to ensure pay parity for county sheriffs' correction officers and jail officers (Senate, No. 1519);

By the same Senator, for the same committee on petition, a Bill relative to public safety in hoisting regulations (Senate, No. 1520);

By the same Senator, for the same committee, on petition, a Bill to ensure the safety of students, faculty and staff on the campuses of state colleges, community colleges and state universities (Senate, No. 1522);

By the same Senator, for the same committee, on petition, a Bill relative to safe building materials (Senate, No. 1523);

By the same Senator, for the same committee, on petition, a Bill to enhance child passenger safety (Senate, No. 1524);

By the same Senator, for the same committee, on petition, a Bill permitting familial searching and partial DNA matches in investigating certain unsolved crimes (Senate, No. 1528);

By the same Senator, for the same committee, on petition, a Bill to mandate flotation devices in police vehicles (Senate, No. 1530);

By the same Senator, for the same committee, on petition, a Bill establishing a commission to review substance use in correctional facilities (Senate, No. 1533);

By the same Senator, for the same committee, on petition, a Bill relative to the use of unmanned aerial systems (Senate, No. 1557);

By the same Senator, for the same committee, on petition, a Bill relative to public safety on private college and university campuses (Senate, No. 1558);

By the same Senator, for the same committee, on petition, a Bill establishing a standing

Id.

Students,-- learning strategies.

Pollinator habitat,-- protect.

Nuclear waste,-- public safety.

LGBTQI+ people,-- rehabilitation.

Firefighter PPE,-- toxic chemical reduction.

School buses,-- seatbelts.

Correction officers,-- pay parity.

Hoisting regulations.

Public campuses,-- safety.

Building materials,-- fire safety.

Child passenger,-- safety.

DNA matches,-- crimes.

Police vehicles,-- floatation devices.

Correctional facilities,-- substance use.

Unmanned aerial systems.

Private campuses,-- public safety.

Impaired driving,--

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commission on operating under the influence and impaired driving (Senate, No. 1563, changed in line 37, striking out 2024 and inserting in place thereof 2026);

By the same Senator, for the same committee, on petition, a Resolve establishing a special commission to study technology to monitor and protect individuals in law enforcement custody (Senate, No. 1567, changed in line 24, striking out 2024 and inserting in place thereof 2026);

By the same Senator, for the same committee, on petition, a Bill relative to police interactions with persons on the autism spectrum (Senate, No. 1568, changed in line 32, striking out 2024 and inserting in place thereof 2026);

By the same Senator, for the same committee, on petition, a Bill relative to Massachusetts policy and procedures for missing and abducted children (Senate, No. 1578);

By the same Senator, for the same committee, on petition, a Bill to ensure compliance with the anti-shackling law for pregnant incarcerated women (Senate, No. 1579);

By the same Senator, for the same committee, on petition, a Bill relative to health education in women's correctional institutions (Senate, No. 1580);

By the same Senator, for the same committee, on petition, a Bill relative to the diverse recruitment and reform of the Massachusetts State Police (Senate, No. 1584);

By the same Senator, for the same committee, on petition, a Bill relative to arson investigators (Senate, No. 1585); and

By the same Senator, for the same committee, on petition, a Bill relative to the internal benefits of public safety telecommunicators (Senate, No. 1586);

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 regulating access to the disclosure of certain police reports (Senate, No. 1503);

By the same Senator, for the same committee, on petition, a Bill concerning the Massachusetts Probation Service (Senate, No. 1532);

By the same Senator, for the same committee, on petition, a Bill relative to the use of hoisting equipment in Chapter 74 vocational technical education (Senate, No. 1571); and

By the same Senator, for the same committee, on petition, a Bill related to the use of hoisting equipment in Chapter 74 vocational technical education (Senate, No. 1577);

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

Committee Discharged.

Mr. Keenan, for the committee on Election Laws, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2730) of Barry R. Finegold and Frank A. Moran for legislation relative to deceptive and fraudulent deepfakes in election communications,-- and recommending that the same be referred to the committee on the Advanced Information Technology, the Internet and Cybersecurity.

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

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4650) of Michelle L. Ciccolo, Cindy F. Friedman and Michael J. Barrett (by vote of the town) that the town of Lexington be authorized to satisfy legal notice requirements by digital publication;

commission.

Law enforcement custody,-- special commission.

Police training,-- persons with autism.

Missing children,-- procedures.

Anti-shackling,-- pregnant inmates.

Health Ed,-- women's correctional institutions.

State police,-- recruitment.

Arson investigators.

Telecommunicators, -- internal benefits.

Police reports,-- disclosure.

Massachusetts Probation Service.

Technical education,-- hoisting.

Vocational education,-- hoisting equipment.

Elections,-- deepfakes.

Lexington,-- legal notices.

To the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4651) of David Henry Argosky LeBoeuf (by vote of the town) that the office of chief of police in the town of Leicester be exempt from certain provisions of the civil service law; and

Leicester,-- chief of police.

Petition (accompanied by bill, House, No. 4652) of David Henry Argosky LeBoeuf (by vote of the town) that the town of Leicester be authorized to continue the employment of Kenneth M. Antanavica, the police chief of said town;

Leicester,-- Kenneth M. Antanavica.

Severally to the committee on Public Service.

A Bill enhancing the market review process (House, No. 4653,-- on Senate, Nos. 725, 728, 734, 736, 746, 761, 777, 785, 788, 789, 790, 801, 802 and 810, and House, Nos. 1165, 1174, 1175, 1179, 1181, 1185, 1189, 1203, 1209, 1212, 1219 and 1228),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Health care,-- market review process.

A Bill designating a certain intersection in the town of Pembroke as the Lavina A. Hatch corner (House, No. 3293,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Pembroke,-- Lavina A. Hatch corner.

A Bill authorizing the city of Somerville to continue the employment of Charles J. Femino as acting chief of police (House, No. 4649,-- on House, No. 4465) [Local approval received on House, No. 4465],-- was read.

Somerville,-- Charles J. Femino.

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.

Recess.

There being no objection, at three minutes past eleven o'clock A.M., the Chair (Mr. Crighton) declared a recess subject to the call of the Chair; and, at three minutes past one o'clock P.M., the Senate reassembled, 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).

Recess.

PAPERS FROM THE HOUSE

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 Easton to establish a means tested senior citizen property tax exemption (see Senate, No. 2515);

Bills laid before the Governor.

Exempting the position of police chief of the town of Wrentham from the civil service law (see House, No. 2678);

Exempting the position of deputy police chief in the town of Wrentham from the civil service law (see House, No. 2679);

Authorizing the town of Mashpee to lease certain town land to the Boys and Girls Club of Cape Cod, Inc (see House, No. 4185, amended); and

Establishing the position of treasurer-collector of the town of Sherborn (see House, No. 4224).

Remarks on the General Appropriations Bill.

There being no objection, several members offered remarks relative to the pending House bill making appropriations for the fiscal year 2025 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund, and serial bond requirements, and for certain permanent improvements (House, No. 4601) (the committee on Ways and Means having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 4).

General
Appropriations bill.

Report of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that the Senate Order, granting the committee on Public Service until June 30, 2024, within which time to make its final report on a current Senate document numbered 1279, relative to civil service adoption (Senate, No. 2751),-- ought to be adopted.

Public Service,--
extension order.

The rules were suspended, on motion of Ms. Lovely, and, after remarks, the order was considered forthwith and adopted.

Sent to the House for concurrence.

PAPER FROM THE HOUSE

Order.

The following House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on The Judiciary be granted until Sunday, June 30, 2024 within which time to make its final report on current House documents numbered 1391, 1404, 1408, 1438, 1445, 1446, 1451, 1453, 1485, 1486, 1488, 1492, 1533, 1536, 1537, 1538, 1548, 1552, 1594, 1599, 1602, 1614, 1648, 1657, 1685, 1694, 1705, 1710, 1713, 1716, 1752, 1754, 1760, 1791, 1794, 1805, 1820, 3589, 3592, 3762, 3786, 3921, 3957 and 4103.

The Judiciary,--
extension order.

The rules were suspended, on motion of Mr. Eldridge, and, after remarks, the order (House, No. 4613) was considered forthwith; and adopted, in concurrence.

Report of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that the Senate Order, granting the committee on the Judiciary until June 30, 2024, within which time to make its final report on current Senate documents numbered 313, 906, 916, 920, 936, 938, 941, 942, 947, 955, 962, 972, 973, 977, 980, 982, 991, 1000, 1009, 1011, 1016, 1036, 1038, 1039, 1040, 1050, 1053, 1060, 1069, 1098, 1101, 1104, 1108, 1114, 1129, 1130, 1140, and 2483, relative to judicial matters (Senate, No. 2759),-- ought to be adopted.

Id.

The rules were suspended, on motion of Mr. Eldridge, and, after remarks, the order was considered forthwith and adopted.

Sent to the House for concurrence.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That, pursuant to an order previously adopted, and, under the provisions of Senate Rule 38B, when the Senate adjourns today, it adjourn to meet again tomorrow at ten o'clock A.M., in a full formal session and that the only matter to be placed on the calendar will be the general appropriation bill.

Time of meeting.

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On motion of Ms. Kennedy, at eight minutes past three o'clock P.M., the Senate adjourned to meet again on tomorrow at ten o'clock A.M.