

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**THURSDAY, APRIL 5, 2018.**

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JOURNAL OF THE SENATE.

Thursday, April 5, 2018.

Met at seven minutes past eleven o'clock A.M. (Mr. Boncore in the Chair).

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

Pledge of allegiance.

Engrossed Bills — Laid Before the Governor.

The following engrossed bills (the first of which originated in the Senate), having been passed to be enacted and signed by the Acting President (Mr. Brownsberger) on Wednesday, April 4, 2018, were laid before the Governor for his approbation on Thursday, April 5, 2018:

- Relative to criminal justice reform (Senate, No. 2371); and
Implementing the joint recommendations of the Massachusetts Criminal Justice Review (House, No. 4012, amended).

Bills laid before the Governor.

Communication.

Communication from the Department of Transitional Assistance (pursuant to Section 2(B)(s) of Chapter 18 of the General Laws) submitting its report on the number of recipients exempt from having a photo on their Electronic Benefit Transfer card (received April 4, 2018),-- was placed on file.

DTA,-- photo EBT report. SD2613

Reports.

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

Report of the Department of Transitional Assistance (pursuant to Section 2 of Chapter 18 of the General Laws) submitting its annual report on the status of Economic Independence Accounts (copies having been forwarded as required to the Senate Committee on Ways and Means and Joint Committee on Children, Families and Persons with Disabilities (received April 4, 2018);

DTA,-- economic independence accounts report. SD2611

Report of the Department of Transitional Assistance (pursuant to Section 2(B)(r) of Chapter 18 of the General Laws) submitting its annual report detailing eligible noncitizens receiving Transitional Aid to Families with Dependent Children (TAFDC) (received April 4, 2018);

DTA,-- noncitizen report. SD2612

Report of the Department of Transitional Assistance (pursuant to Section 32 of Chapter 158 of the Acts of 2014) submitting its plan to reduce the use of paper records and documentation (received April 4, 2018); and

DTA,-- paper reduction report. SD2614

Report of the Massachusetts College of Art and Design (pursuant to Section 634 of Chapter 26 of the Acts of 2003) submitting its annual performance report (received April 4, 2018).

MassArt,-- 2017 performance report. SD2615

Reports of Committees.

By Mr. Lewis, for the committee on Public Health, on petition (accompanied by bill, Senate, No. 1259), an Order relative to authorizing the joint committee on Public Health to make an investigation and study of a certain current Senate document relative to safe medication administration (Senate, No. 2396);

Public Health committee,-- study.

**UNCORRECTED PROOF.**

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1225), an Order relative to authorizing the joint committee on Public Health to make an investigation and study of a certain current Senate document relative to end of life options (Senate, No. 2397); and

Id.

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 338), an Order relative to authorizing the joint committee on Public Health to make an investigation and study of a certain current Senate document relative to public health (Senate, No. 2398);

Id.

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

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill establishing a commission on electronic notarization (Senate, No. 883);

Electronic notarization,-- commission.

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

By Ms. Gobi, for the committee on Environment, Natural Resources and Agriculture, on Senate, No. 448 and House, No. 2935, a Bill promoting awareness of sewage pollution in public waters (Senate, No. 2394);

Public waters,-- pollution.

By Mr. Moore, for the committee on Higher Education, on petition, a Bill to prevent bureaucratic overreach in the collection of student debt (Senate, No. 2266);

Student debt,-- collection.

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill regarding assistant court clerks (Senate, No. 766);

Plymouth County,-- clerks.

By the same Senator, for the same committee, on Senate, No. 771 and House, No. 750, a Bill improving juror service (Senate, No. 771);

Juror service,-- improvement.

By the same Senator, for the same committee, on petition, a Bill relative to privileged communications (Senate, No. 843);

Attorney communications.

By the same Senator, for the same committee, on Senate, No. 864 and House, No. 997, a Bill relative to the Gardner District Court (Senate, No. 864); and

Gardner District Court.

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 800), a Bill improving the accuracy of eyewitness identification procedures (Senate, No. 2392);

Eyewitness,-- procedures.

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

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill to protect the privacy of children in eviction proceedings (Senate, No. 781); and

Eviction proceedings,-- privacy.

By the same Senator, for the same committee, on petition, a Bill relative to Forest Hills Cemetery (Senate, No. 940);

Forest Hills Cemetery.

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

*Committees Discharged.*

Mr. Montigny, 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 Election Laws to make an investigation and study of current Senate documents relative to election laws issues (Senate, No. 2399),-- and recommending that the same be referred to the Senate committee on Rules.

Election laws study.

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

PAPER FROM THE HOUSE.

A Message from His Excellency the Governor recommending legislation relative to consumer access to residential energy information (House, No. 4371),-- **was referred, in concurrence, to the committee on Telecommunications, Utilities and Energy.**

Residential energy information.

Bills

Relative to the tenure of office of the city clerk of the city of Revere (House, No. 4369,-- on House, No. 4264) [Local approval received on House, No. 4264]; and

Revere,-- city clerk.

Authorizing the town of Lynnfield to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4370,-- on House, No. 3976) [Local approval received on House, No. 3976];

Lynnfield,-- liquor license.

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

*Resolutions.*

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

Resolutions (filed by Ms. Chandler, Messrs. Brady, Crighton, Cyr, deMacedo, DiDomenico, Eldridge, Fattman and Feeney, Ms. Gobi, Ms. Jehlen and Messrs. Montigny, Moore, O'Connor, Pacheco, Rodrigues, Rosenberg, Ross, Rush, Tarr, Tran, and Welch) "commending the ADMETech Foundation on hosting the tenth annual Prostate Cancer Awareness Day at the Massachusetts State House on April 12, 2018";

ADMETech Foundation.

Resolutions (filed by Mr. Humason) "congratulating the Kiwanis Club of Holyoke, Inc. on its one hundredth anniversary"; and

The Kiwanis Club of Holyoke, Inc.

Resolutions (filed by Ms. Spilka) "congratulating Aidan Greeley Scamby on his elevation to the rank of Eagle Scout."

Aidan Greeley Scamby.

*Communication.*

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE

April 4, 2018

Commission appointment.

Mr. William Welch  
*Clerk of the Senate*  
State House, Room 335  
Boston, MA 02133

Dear Mr. Clerk,  
I write to appoint Senator Brendan Crighton to serve as Senate co-chair of the Metropolitan Beaches Commission pursuant M.G.L. Chapter 3 Section 70.  
Sincerely,

HARRIETTE L. CHANDLER  
*President of the Senate*

**On motion of Mr. Tarr, the above communication was ordered printed in the Journal of the Senate.**

Ordered printed.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4377) of Timothy R. Whelan and William L. Crocker, Jr. relative to licensing of liquor retailers;

Liquor retailers,-- licensing.

**Under suspension of Joint Rule 12, to the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 4378) of James Arciero and others for legislation to authorize the appointment of retired police officers as school resource officers;

School resource officers.

**Under suspension of Joint Rule 12, to the committee on Education.**

Petition (accompanied by bill, House, No. 4379) of Daniel Cahill for legislation to authorize rental grow facilities for marijuana plant cultivation;

Gram facilities,-- marijuana.

**Under suspension of Joint Rule 12, to the committee on Marijuana Policy.**

Petition (accompanied by bill, House, No. 4380) of James J. O'Day and others relative to the treatment of substance use disorders;

Substance use disorder,-- treatment.

**Under suspension of Joint Rule 12, to the committee on Mental Health Substance Use and Recovery.**

Petition (accompanied by bill, House, No. 4381) of Frank A. Moran for legislation to establish a sick leave bank for Felix Cruz, an employee of the Department of Youth Services;

Felix Cruz,-- sick leave.

**Under suspension of Joint Rule 12, to the committee on Public Service.**

*Order Adopted.*

On motion of Mr. Feeney,--

*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.

*Moment of Silence.*

At the request of Mr. Tarr, the members, guests and staff stood in a moment of silence and reflection to the memory of Gary F. Pellegrini Sr.

Moment of silence.

*Adjourn In Memory of Gary F. Pellegrini, Sr.*

Mr. Tarr in the Chair, the Senator from Essex, Ms. Lovely, the Senator from Essex and Middlesex, Mr. Tarr, and the Senator from Norfolk and Plymouth, Mr. Keenan, move that when the Senate adjourns today, it adjourn in memory of Gary F. Pellegrini Sr. of Quincy.

Gary F. Pellegrini Sr., 63, passed away on Thursday, January 11, 2018 after a courageous battle with cancer. He was surrounded by his family.

Born in Salem, he was predeceased by his parents, Robert and Dorothy (Giles) Pellegrini. After graduating from Peabody High School in 1973, he lived in Peabody before moving to Quincy.

Early in his career, Gary worked as a carpenter. He later became a Machinist with General Electric of Lynn and Gloucester before taking an early retirement.

Gary enjoyed spending time outdoors. He was passionate about boating, and

had an appetite for exploration and adventure. He was also an avid camper, particularly at Pawtuckaway in Raymond, New Hampshire.

He is survived by his wife Pearl Frederick of Quincy; his two sons, Gary Jr. and his wife Jane of Fremont, New Hampshire and Stephen and his wife Vanessa of Madbury, New Hampshire, and his daughter Elizabeth Pellegrini of Concord, New Hampshire; his sister Jan Pellegrini and her wife Eileen Duff of Gloucester; his brother Ron Pellegrini and partner Tanya Jenkins of Gloucester; five grandchildren; two nieces and nephews; and Pearl's family.

Mr. Boncore in the Chair, accordingly, as a mark of respect in memory of Gary F. Pellegrini, Sr., at twenty-six minutes past eleven o'clock A.M., on motion of Mr. Feeney, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.