
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, NOVEMBER 2, 2023

JOURNAL OF THE SENATE

Thursday, November 2, 2023.

Met at twelve minutes past eleven o'clock A.M. (Mr. Collins 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. Collins), 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 Correction (pursuant to Section 6A(b) of Chapter 124 of the General Laws) submitting its 2018-2022 correctional buildings inventory report (received October 30, 2023);

DOC,-- building inventory report. SD2827

Communication from the Executive Office of Housing and Livable Communities to the chairs of the Senate and House committees on Ways and Means, the Senate and House chairs of the Joint Committee on Children, Families, and Persons with Disabilities, and the Clerks of Senate and House of Representatives transmitting emergency regulations and a Declaration on Emergency Assistance Family Shelter (received October 30, 2023); and

EOHLC,-- emergency shelter system. SD2831

Communication from the Department of Public Health relative to its plan of correction for the NCCI Gardner inspection on September 11, 12 and 13, 2023 (received November 2, 2023).

DPH,-- plan of correction. SD2836

Reports.

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

Report of the Middlesex County Restoration Center Commission (pursuant to Section 225 of Chapter 69 of the Acts of 2018, as amended by Section 142(d) of Chapter 126 of the Acts of 2022) submitting its annual report on its year five findings and recommendations (received October 31, 2023);

Middlesex County Restoration Center Commission,-- report. SD2829

Report of the Committee for Public Counsel Services (pursuant to Section 17 of Chapter 211D of the General Laws) on the activities of the Children and Family Legal Representation Trust Fund administered by the committee (received November 1, 2023);

CPCS,-- Children and Family Legal Representation Trust Fund. SD2833
EOLWD,-- online UI report. SD2834

Report of the Executive Office of Labor and Workforce Development (pursuant to item 1790-3009 of Section 2 of Chapter 151 of the Acts of 2020) submitting its eighth quarterly report on the deployment of an online delivery system for unemployment insurance compensation benefits (received November 2, 2023); and

Report of the Department of Youth Services (pursuant to Section 16 of Chapter 123A of the General Laws) submitting its 2023 annual report regarding the treatment offered to sexually dangerous persons (received November 1, 2023).

DYS,-- SDP report. SD2835

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Fattman, a petition (accompanied by bill, Senate, No. 2493) of Ryan C.

Sutton,-- military tax abatements.

UNCORRECTED PROOF.

Fattman and Joseph D. McKenna (by vote of the town) for legislation to authorize the town of Sutton to grant real property abatements to certain military personnel [Local approval received];

**Under Senate Rule 20, to the committee on Revenue.
Sent to the House for concurrence.**

By Mr. Oliveira, a petition (accompanied by bill) (subject to Joint Rule 12) of Jacob R. Oliveira, Brian M. Ashe and Angelo J. Puppolo, Jr. for legislation relative to entrance fee refund provisions in continuing care agreements and written residency agreements; and

By the same Senator, a petition (accompanied by bill) (subject to Joint Rule 12) of Jacob R. Oliveira and Angelo J. Puppolo, Jr. for legislation to establish a sick leave bank for Danielle Marie Cruz, an employee of the trial court;

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

Residency agreements,-- fee refund.
SD2828
Danielle Marie Cruz,-- sick leave.
SD2832

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4156) of William M. Straus and Mark C. Montigny (by vote of the town) relative to providing for alternate members of the Mattapoisett conservation commission in the town of Mattapoisett,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Mattapoisett,-- conservation commission.

A Bill validating the actions taken at the Princeton annual town meeting (printed in House, No. 4067,-- being a message from Her Excellency the Governor),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Princeton,-- town meeting.

A Bill providing for an increase in the membership of the select board in the town of Sterling (House, No. 3727,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Sterling,-- select board.

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Jason Barone-Cichocki, an employee of the Massachusetts Department of Transportation (see Senate, No. 2414), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.

Jason Barone-Cichocki,-- sick leave.

The bill was signed by the Acting President (Mr. Collins) and sent to the House for enactment.

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 authorizing the town of Wakefield to convey an easement to the Wakefield Municipal Gas and Light Department (House, No. 4062) (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.**

Wakefield,-- easement.

The House Bill changing the board of selectmen of the town of Avon to a select board (House, No. 3746, changed) (its title having been changed by the committee on Bills in the Third Reading),-- was read a third time.

Avon,-- board of selectmen.

Pending the question on passing the bill to be engrossed, Mr. Brady presented an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2494.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Moment of Silence.

At the request of the Chair (Mr. Tarr), the members, guests and staff stood in a moment of silence and reflection to the memory of Joanne Holbrook Patton.

Moment of silence.

PAPER FROM THE HOUSE

Engrossed Bill.

An engrossed bill establishing a sick leave bank for Jason Barone-Cichocki, an employee of the Massachusetts Department of Transportation (see Senate, No. 2414) (which originated in the Senate), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Collins) and laid before the Governor for her approbation.**

Bill laid before the Governor.

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 Joanne Holbrook Patton.

The Senator from Essex and Middlesex, Mr. Tarr moved that when the Senate adjourns it does so in memory of Joanne Holbrook Patton, formerly of Topsfield who passed away peacefully on September 24 at her senior residence in Darien, Connecticut. Joanne was a noted philanthropist and activist in support of special-needs citizens, veterans, military families, open lands, sustainable agriculture, education and the arts.

Joanne hailed from five generations of military officers through both parents, including the Army's first and last Chiefs of Cavalry and her father, Brigadier General Willard A. Holbrook, Jr., whose 11th Armored Division accepted the surrender of Linz, Austria, from the Nazis in 1945. In 1952, she married then Captain George S. Patton IV, son of General George S. Patton, Jr.

Joanne studied journalism and musical theater (she was a gifted pianist and composer) at Sweet Briar College, where she was President of her class in 1952. Joanne played a major role in the 2015 emergency fund drive that restored Sweet Briar's endowment and helped elevate it to the top ranks of women's colleges, with particular emphasis on engineering and business leadership. She visited the campus regularly, including for her class's 70th Reunion in 2022.

Her 52-year marriage to Major-General Patton would produce five children and involve multiple household moves across America and Europe until his retirement settled them at the Patton homestead in South Hamilton in 1980.

Joanne spurred by her eldest son's mental disability, facilitated programs supporting

military families, especially those with special-needs children. Her first foray into volunteerism came in 1965 with the social programs managed by the newly formed Army Community Service. Later Joanne would become a national consultant for volunteer programs at ACS and hold a similar position with the American Red Cross.

Joanne founded Patton Consultant Services to bring her experience in volunteer management to business, government, and non-profit entities. After her husband's death in 2004, she led Green Meadows to become a Community Supported Agriculture collective and one of the first certified-organic farms in Massachusetts. Her charitable endeavors expanded to dozens of organizations in Massachusetts and beyond including Northeast Arc, North Shore Music Theater, Ready Willing ... Enable!, Special Friends, the USO, the National Military Family Association, Operation Troop Support, Washington Cathedral, Gordon College, Endicott College, Salem State University, Norwich University, the U.S. Military Academy at West Point, the Community House in Hamilton, and St. John's Episcopal Church in Beverly.

In 2012, she spearheaded the gift of her home and surrounding grounds, originally purchased in 1928 by her Patton in-laws, to the town of Hamilton as a public park and civic center. She and her family subsequently received the Essex Heritage Hero Award from the Essex National Heritage foundation. Joanne followed up in 2017 by donating the Patton Archive of private manuscripts and military memorabilia to the Wenham Museum.

Predeceased by son George earlier this year, Joanne is survived by her siblings, Willard Holbrook and Marian Roberson; her children, RM Margaret Georgina Patton OSB, Helen Patton, Robert Patton and wife Victoria, Benjamin Patton and wife Blair; eight grandchildren and four great-grandchildren.

Accordingly, as a mark of respect to the memory of Joanne Holbrook Patton, at twenty-six 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.