

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JULY 17, 2017.

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Monday, July 17, 2017.

Met at thirteen minutes past eleven o'clock A.M. (Mr. Timilty in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Senator from Essex and Middlesex, Mr. Tarr, then led the Chair (Mr. Timilty), members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Mr. Timilty) introduced, in the rear of the Chamber, Jordan Voccola and Suvan Shukla. The Senate welcomed them with applause and they withdrew from the Chamber.

Jordan Voccola and Suvan Shukla.

Report.

Report of the Department of Public Health (pursuant to Sections 25L and 25N of Chapter 111 of the General Laws) submitting its report entitled the Massachusetts Health Care Workforce Center Annual Report (received July 14, 2017,)-- was placed on file.

DPH,-- health care workforce center. SD2267

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Cyr, a petition (accompanied by bill) (subject to Joint Rule 12) of Julian Cyr and Sarah K. Peake for legislation to establish the Cape Cod Water Protection Trust; and

Cape Cod Water Protection Trust. SD2265

By Ms. Gobi, a petition (accompanied by bill) (subject to Joint Rule 12) of Anne M. Gobi for legislation relative to retirement buy back into the Massachusetts State Retirement system for Debra Kay Boudreau;

Debra Kay Boudreau,-- retirement. SD2266

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

Reports of a Committee.

By Ms. Flanagan, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Michelle Dancy, an employee of the Department of Mental Health (Senate, No. 2116); and

Michelle Dancy,-- sick leave.

By the same Senator, for the same committee, on petition, a Bill establishing a sick leave bank for David Lamkin, an employee of the Department of Correction (Senate, No. 2117);

David Lamkin,-- sick leave.

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

PAPERS FROM THE HOUSE.

Bills

Establishing a sick leave bank for Linda Boudria, an employee of the Department of Mental Health (House, No. 3795,-- on petition); and

Linda Boudria,--
sick leave.

Establishing a sick leave bank for Edward Gates, an employee of the Department of Environmental Protection (House, No. 3796, amended,-- on petition);

Edward Gates,--
sick leave.

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

Emergency Preambles Adopted

An engrossed Bill establishing a sick leave bank for Philippe Fauche, an employee of the Department of Mental Health (see House, No. 3723, amended), 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.

Philippe Fauche,-- sick
leave.

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

An engrossed Bill designating a certain bridge in the town of Lanesborough as the Sergeant Gregory Aloysius Noonan Bridge (see House, No. 1809, amended), 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.

Lanesborough,--
bridge.

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

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

Petition (accompanied by bill, House, No. 3812) of Timothy R. Whelan, Paul Tucker and others relative to trafficking carfentanil or any salt or derivative thereof;

Carfentanil,--
trafficking.

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

Petition (accompanied by bill, House, No. 3813) of Brian Murray and Ryan C. Fattman for legislation to direct the Teachers' Retirement System to grant certain creditable service to Philip M. LeMarbre;

Philip LeMarbre,--
creditable service.

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

Petition (accompanied by bill, House, No. 3814) of James R. Miceli for legislation to authorize the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Tewksbury;

Tewksbury,-- land
conveyance.

Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

Petition (accompanied by bill, House, No. 3815) of Paul A. Schmid, III and Michael J. Rodrigues for legislation to designate a portion of Route 88 in the town of Westport as Governor Cellucci Circle;

Westport,--
Governor Cellucci
Circle.

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

Engrossed Bills.

The following engrossed bills (all of which originated in the House), 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. Timilty) and laid before the Governor for his approbation, to wit:

Designating the month of May as seatbelt awareness month (see House, No. 1716, amended);

Bills laid before the Governor.

Designating a certain bridge in the town of Lanesborough as the Sergeant Gregory Aloysius Noonan Bridge (House, No. 1809, amended); and

Establishing a sick leave bank for Philippe Fauche, an employee of the Department of Mental Health (House, No. 3723, amended).

Moment of Silence.

At the request of the Senator from Essex and Middlesex, Mr. Tarr, the members, guests and staff stood in a moment of silence and reflection to the memory of Timothy J. Callahan.

Moment of silence.

Recess.

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

Recess.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Wednesday next at eleven o'clock A.M., in a full formal session without a calendar.

Time of meeting.

Adjourn In Memory of Timothy J. Callahan

The Senator from Essex and Middlesex, Mr. Tarr, moved that when the Senate adjourns today, it do so in memory of Timothy J. Callahan, who died July 7, 2017, at the age of 96.

Mr. Callahan passed away peacefully at his home surrounded by his family. The son of Timothy E. Callahan and Katherine A. Walsh, Mr. Callahan was born in Rhode Island and completed his high school education at Boston College High School. After high school, he attended Boston College, graduating in 1942.

Graduating college at the height of World War II, Mr. Callahan enlisted in the United States Air Force. He served as a 1st Lieutenant in the Air Force during World War II fighting in the battles in Normandy, Northern France and Rhineland. He served from 1943-1945 as a pilot of the B-26 Marauder, flying 65 combat missions in the European Theater of World War II, far surpassing the general quota

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of 25 missions. Over the course of his military career, Mr. Callahan survived two plane crashes. Throughout his service, he earned numerous awards and commendations including: the Silver Star, the Distinguished Flying Cross, the Air Medal, the Distinguished Unit Citation, the Medal of Humane Action and the Purple Heart. After many years of service, he retired as a Major in 1968 from the United States Air Force.

Even after leaving his post in the Air Force, Mr. Callahan served his community for 34 years as the Director of Veteran's Services for the town of North Reading, retiring from this position at age 89. His unrelenting commitment to his country and constant dedication to the town of North Reading will not soon be forgotten by those who knew him. He is survived by his wife, Genevieve E. Callahan; his son, Timothy Callahan Jr. and his wife Marie, grandfather to Julia, Timothy III, and William; as well as many other family members.

Accordingly, as a mark of respect in memory of Timothy J. Callahan, at twenty-four minutes past three o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Wednesday next at eleven o'clock A.M.