

**The Commonwealth of Massachusetts**

---

**JOURNAL OF THE SENATE.**



**THURSDAY, DECEMBER 23, 2021**

[117]

## JOURNAL OF THE SENATE

Thursday, December 23, 2021.

Met at a quarter 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 His Excellency the Governor, Charles D. Baker, announcing the appointment of Janice Perez (pursuant to Section 110 of Chapter 253 of the Acts of 2020) to the Special Commission on Structural Racism in Correctional Facilities (received December 21, 2021);

Structural Racism in  
Correctional  
Facilities,-- special  
commission.

Communication from His Excellency the Governor, Charles D. Baker, announcing the appointment of Michael Quinlin, Keiko M. Orrall and James F. Hollister (under Section 132(a) of Chapter 24 of the Acts of 2021) to the Special Commission to Investigate and Study the Promotion and Celebration of the Two Hundred and Fiftieth Anniversary of the American Revolution (received December 22, 2021);

Two Hundred and  
Fiftieth Anniversary  
of the American  
Revolution,-- special  
commission.

Communication from the Department of Children and Families (pursuant to item 4800-0058 of Section 2 of Chapter 227 of the Acts of 2020) submitting its fiscal year 2020 report on the Department's foster care recruitment campaign (received December 20, 2021); and

DCF,-- foster care  
report.  
SD2892

Communication from the Department of Public Health relative to its plan of correction for the Northeastern Correctional Center inspection on December 8, 2021 (received December 20, 2021).

DPH,-- plan of  
correction.  
SD2895

### *Reports.*

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

Report of the Childhood Vision and Eye Health Commission (pursuant to Section 135 of Chapter 47 of the Acts of 2017, as amended by Section 85 of Chapter 102 of the Acts of 2021) submitting its findings and recommendations (received September 30, 2021);

DPH,-- child vision  
report.  
SD2893

Report of the Home Care Licensing Commission (pursuant to Section 97(d) of Chapter 227 of the Acts of 2020) submitting its report on establishing a state-wide home care licensing process (received October 1, 2021); and

DPH,-- HCLC report.  
SD2894

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspections of Souza-Baranowski Correctional Center and MCI Framingham (received December 22, 2021).

DPH,-- facility  
inspections.  
SD2896

### *Committee Discharged.*

Mr. Lewis, for the committee on Education, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 368) of Joan B. Lovely, Kay Khan, Steven G. Xiarhos, Michael O. Moore and others for legislation to prevent the sexual abuse of children and youth,-- **and recommending that the same be**

Sexual abuse,--  
children.

referred to the committee on the Judiciary.

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

PAPERS FROM THE HOUSE.

Messages were severally referred, in concurrence, as follows:

A message from His Excellency the Governor recommending legislation to protect victims of crimes and the public (House, No. 4290); and

A message from His Excellency the Governor recommending legislation relative to the harmful distribution of sexually explicit visual material (House, No. 4291);

**Severally to the committee on the Judiciary.**

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

Petition (accompanied by bill, House, No. 4292) of Sheila C. Harrington (by vote of the town) relative to the charter of the town of Townsend;

Petition (accompanied by bill, House, No. 4293) of David T. Vieira (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Mashpee; and

Petition (accompanied by bill, House, No. 4299) of Patricia A. Duffy (with the approval of the mayor and city council) relative to the charter of the city of Holyoke;

**Severally to the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4294) of F. Jay Barrows and Paul R. Feeney (by vote of the town) that the town of Foxborough be authorized to exempt certain positions in the police department of said town from the civil service law;

**To the committee on Public Service.**

Petition (accompanied by bill, House, No. 4295) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to establish a real estate transfer fee upon the transfer of property in said town; and

Petition (accompanied by bill, House, No. 4300) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) relative to property tax exemptions for certain affordable accessory dwelling unit rental properties in the city of Salem restricted as affordable housing;

**Severally to the committee on Revenue.**

Petition (accompanied by bill, House, No. 4301) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) relative to the operation and regulation of electric bicycles in the city of Salem;

**To the committee on Transportation.**

Bills

Relative to the Nantucket Audit Committee (House, No. 4123,-- on petition) [Local approval received]; and

Relative to the board of selectmen in the town of Westborough (House, No. 4302,-- on House, No. 3917) [Local approval received on House, No. 3917];

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

A report of the committee on Financial Services, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 722) of Marc R. Pacheco for legislation to authorize independent retirement boards to divest from fossil fuel companies,-- and recommending that the same be referred to the committee on Public

Victims,--  
protections.

Explicit material,--  
distribution.

Townsend,-- charter.

Mashpee,-- board of  
selectmen.

Holyoke,-- charter.

Foxborough,-- police  
department.

Arlington,-- real  
estate transfer fee.

Salem,-- property tax  
exemptions.

Salem,-- electric  
bicycles.

Nantucket Audit  
Committee.

Westborough,--  
board of selectmen.

Retirement boards,--  
investments.

Service,-- was considered forthwith, under Senate Rule 36, and accepted, in concurrence.

*Resolutions.*

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

Resolutions (filed by Ms. DiZoglio) “congratulating George D. Behrakis on the opening of the George D. and Margo Behrakis Wing for Art of the Ancient World at the Museum of Fine Arts in the city of Boston.”

George D. Behrakis.

*Reports of Committees.*

By Ms. Lovely, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey Building (House, No. 4024).

Brockton,-- Lucey Building.

**There being no objection, the rules were suspended, on motion of Mr. Collins, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading as follows: “An Act designating the department of unemployment assistance building in the city of Brockton as the C. Gerald Lucey Building”.**

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Paul R. Feeney for legislation relative to court officers injured on duty;

Court officers,-- injured.  
SD2791

**Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied bill) was referred to the committee on Public Service.**

**Sent to the House for concurrence.**

*Matter Taken Out of the Orders of the Day.*

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The Senate Bill relative to liquor licenses in the city of Westfield (Senate, No. 2566),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading as follows: “An Act authorizing the city of Westfield to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises”.**

Westfield,-- liquor licenses.

**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. 4304) of Alice Hanlon Peisch relative to licenses for hawkers and peddlers;

Hawkers and peddlers,-- licenses.

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

Petition (accompanied by bill, House, No. 4305) of Richard M. Haggerty relative to court officers injured in service of the Commonwealth;

Court officers,-- injured in service.

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

Petition (accompanied by bill, House, No. 4306) of Rob Consalvo relative to the

Renters,-- income

income tax deduction for renters;

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

Petition (accompanied by bill, House, No. 4307) of Alice Hanlon Peisch relative to municipal lighting plants and greenhouse gas emissions;

**Under suspension of Joint Rule 12, to the committee on Telecommunications, Utilities and Energy.**

*Engrossed Bills.*

The following engrossed bills (both 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. Brownsberger) and laid before the Governor for his approbation, to wit:

Renaming the board of selectmen as the select board in the town of Hudson (see House, No. 3920); and

Authorizing the town of Wellesley to grant certain licenses for the sale of alcoholic beverages (see House, No. 4260).

*Moment of Silence.*

At the request of the Chair (Mr. Brownsberger), the members, guests and staff stood in a moment of silence and reflection in memory of Thomas J. Hally.

*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.

tax.

Municipal lighting,--  
gas emissions.

Bills laid before the  
Governor.

Moment of silence.

Time of meeting.

*Adjournment in Memory of Thomas J. Hally*

The Senator from Suffolk, Mr. Collins moved that when the Senate adjourns today, it do so in memory of Thomas J. Hally.

Thomas J. Hally, born and raised in South Boston passed away, surrounded by family, on Monday, December 20, 2021 at the age of 51. He had suffered through a long 13-year battle of pulmonary sarcoidosis nonetheless withholding his charismatic, dependable, and humorous personality. Raised in South Boston, graduated from Don Bosco Technical High School, and worked for Sheet Metal Union Local 17 for 30 years. The beloved husband of Tara (LaMonica) Hally. Devoted father of Madison, Maeve and Andrew. Loving son of Joseph and Joan (Cannizzaro) Hally of South Boston. Son-in-law of Catherine LaMonica of South Boston and the late Paul LaMonica Jr. Brother of Jennifer Neff and her husband Joseph of Braintree, Joseph Hally of South Boston, Amanda Neff and her husband Christopher of Dorchester. Brother-in-law of Traci LaMonica and Michael O'Connor (BFD), Daryle LaMonica and his wife Donna, Tina Roche and her husband Christopher, the late Kevin Cellucci all of Dorchester, Devin LaMonica of South Boston; and is also survived by aunts Joyce Lindenfelzer and Jean Holmes, and many nieces, nephews, cousins and friends. He will be missed by all who had the pleasure of knowing him.

Accordingly, as a mark of respect to the memory of Thomas J. Hally, at twenty-four 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.

