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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**THURSDAY, DECEMBER 16, 2021**

[115]

## JOURNAL OF THE SENATE

Thursday, December 16, 2021.

Met at six minutes 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).

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

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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 NCCI Gardner inspection on September 21, 24, 27 and 30, 2021 (received December 13, 2021);

DPH,-- plan of  
correction.  
SD2873

Communication from the Office of the Comptroller (pursuant to Section 35T(b) of Chapter 10 of the General Laws) submitting the November 2021 certification of MBTA dedicated sales tax revenues for fiscal year 2022 (received November 12, 2021); and

CTR,-- MBTA sales  
tax.  
SD2876

Communication from the Childhood Trauma Task Force (pursuant to Section 14 of Chapter 18C of the General Laws) submitting its report entitled "Identifying Childhood Trauma: An Interim Report on Trauma Screening and Referral Practices" (received December 15, 2021).

CTTF,-- report.  
SD2882

### *Reports.*

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

Report of the Lowell Regional Transit Authority (pursuant to Section 8(g) of Chapter 161B of the General Laws) submitting its financial statements and supplementary information for the year ended June 30, 2021 (received December 13, 2021);

LRTA,-- auditors'  
report.  
SD2875

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspection of MCI Norfolk (received December 15, 2021);

DPH,-- facility  
inspection.  
SD2880

Report of the Capital Debt Affordability Committee (pursuant to Section 60B(f) of Chapter 29 of the General Laws) submitting its estimate of the total amount of new Commonwealth debt that prudently may be authorized for the next fiscal year (received December 15, 2021); and

DAC,-- FY23 bond  
cap report.  
SD2881

Report of the Executive Office of the Trial Court (pursuant to Section 2(c) of Chapter 257 of the Acts of 2020) submitting its report on filings, actions, and dispositions of summary process (eviction) cases for November 2021 (received December 15, 2021).

EOTC,-- summary  
process report.  
SD2884

### *Petitions.*

Petitions were severally presented and referred as follows:

By Mr. Fattman, a petition (accompanied by bill, Senate, No. 2601) of Ryan C. Fattman, Paul K. Frost and Peter J. Durant (by vote of the town) for legislation to authorize the town of Charlton to remove police department positions from civil service [Local approval received];

Charlton,-- police  
department.

**Under Senate Rule 20, to the committee on Public Service.**

**Sent to the House for concurrence.**

By Ms. Comerford, a petition (accompanied by bill) (subject to Joint Rule 12) of Joanne M. Comerford for legislation to prohibit video recording or broadcasting while driving;

By Ms. Creem, a petition (accompanied by bill) (subject to Joint Rule 12) of Cynthia Stone Creem for legislation relative to hospital grade breast pumps; and

By Mr. Tarr (by request), a petition (accompanied by bill) (subject to Joint Rule 12) of Marc Plante for legislation relative to health insurance companies requiring re-authorization;

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

Driver safety,--  
videos.  
SD2877

Breast pumps,-- hospital  
grade. SD2878

Health insurance,--  
re-authorization.  
SD2874

*Reports of a Committee.*

By Mr. Cronin, for the committee on Municipalities and Regional Government, on Senate, No. 1344 and House, No. 2139, a Bill to establish a commission to study the distribution of unrestricted local aid (Senate, No. 1344);

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

Unrestricted local  
aid,-- distribution.

By Mr. Cronin, for the committee on Municipalities and Regional Government, on Senate, No. 1322 and House, No. 2148, a Bill protecting the health and safety of puppies and kittens in cities and towns (Senate, No. 1322); and

By the same Senator, for the same committee, on Senate, No. 1323 and House, No. 2195, a Bill to update the public shade tree law (Senate, No. 1323);

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

Puppies and kittens,--  
safety.

Public shade tree law.

By Mr. Cronin, for the committee on Municipalities and Regional Government, on Senate, No. 1329 and House, No. 2171, a Bill relative to variances (Senate, No. 1329); and

By the same Senator, for the same committee, on Senate, No. 1335 and House, No. 2192, a Bill relative to proceeds from the sale of bonds (Senate, No. 1335);

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

Variances,-- permit  
granting.

Bond sales,--  
proceeds.

*Committee Discharged.*

Mr. Cronin, for the committee on Municipalities and Regional Government, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1368) of John C. Velis and Timothy R. Whelan for legislation relative to accidental disability retirement for police officers and firefighters,-- **and recommending that the same be referred to the committee on Public Service.**

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

**Sent to the House for concurrence.**

Police and fire,--  
disability retirement.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4283) of Denise C. Garlick (by vote of the town) that the town of Needham be authorized to grant licenses for the sale of all alcoholic beverages not to be drunk on the premises and wine and malt beverages not to be drunk on the premises in said town; and

Petition (accompanied by bill, House, No. 4284) of Lindsay N. Sabadosa and Joanne

Needham,-- liquor  
licenses.

Northampton License

M. Comerford (with the approval of the mayor and city council) that the city of Northampton be authorized to appoint members to the Northampton License Commission without regard to party affiliation;

Commission,--  
members.

**Severally to the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 4285) of Daniel R. Carey, Mindy Domb and Eric P. Lesser (by vote of the town) relative to recall elections in the town of Granby;

Granby,-- recall  
elections.

**To the committee on Election Laws.**

Petition (accompanied by bill, House, No. 4286) of Joan Meschino and Patrick M. O'Connor (by vote of the town) for legislation to make the charter of the town of Hull more gender neutral;

Hull,-- charter.

**To the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4287) of John H. Rogers and Michael F. Rush (by vote of the town) that the town of Norwood be authorized to continue the employment of David Hayes, fire chief of said town;

Norwood,-- fire  
chief.

**To the committee on Public Service.**

Petition (accompanied by bill, House, No. 4282) of Marjorie C. Decker and others (with the approval of the city council) relative to authorizing the city of Cambridge to impose a real estate transfer fee;

Cambridge,-- real  
estate fee.

**To the committee on Revenue.**

**Bills**

Relative to investment of certain trust funds in the town of Weston (House, No. 3894,- on petition) [Local approval received]; and

Weston,-- trust fund.

Relative to the Provincetown public pier corporation (House, No. 4190,-- on petition) [Local approval received];

Provincetown,--  
public pier corp.

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

**Reports**

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2187) of Adrian C. Madaro relative to municipal approval of certain school service contracts,-- and recommending that the same be referred to the committee on Education;

School service  
contracts.

Of the petition (accompanied by bill, House, No. 2213) of Steven G. Xiarhos and others that cities and towns be authorized to establish police department civilian mental health advocate divisions,-- and recommending that the same be referred to the committee on Public Safety and Homeland Security; and

Police department,--  
civilian mental  
health.

Of the petition (accompanied by bill, House, No. 4057) of Mike Connolly and Nika C. Elugardo relative to local approval of condominium conversion ordinances,-- and recommending that the same be referred to the committee on Housing;

Condominium  
conversion,--  
ordinances.

**Were severally 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. Lovely) "congratulating Addison Twiss on his elevation to the rank of Eagle Scout";

Addison Twiss.

Resolutions (filed by Ms. Lovely) "congratulating Michael O'Connor on his elevation to the rank of Eagle Scout"; and

Michael O'Connor.

Resolutions (filed by Ms. Lovely) “congratulating John Garuti on his elevation to the rank of Eagle Scout.”

John Garuti.

*Reports of Committees.*

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 Patrick M. O'Connor and James M. Murphy for legislation to designate a certain bridge in the city known as the town of Weymouth as the Sergeant Michael C. Chesna First Responders Bridge;

Weymouth,--  
Chesna Bridge.  
SD2861

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

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 Barry R. Finegold for legislation relative to reservists with service-connected disabilities;

Reservists,-- service-  
connected  
disabilities. SD2836

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

**Severally sent to the House for concurrence.**

PAPER FROM THE HOUSE.

A petition (accompanied by bill) of Marjorie C. Decker, Frank A. Moran and others for legislation to further regulate the manufacturing of assault weapons and large capacity feeding devices,-- came from the House, under suspension of Joint Rule 12 referred to the committee on Public Safety and Homeland Security.

Assault weapons,--  
manufacturing.  
HD4192

**The Senate concurred in the suspension of Joint Rule 12, and NON-concurred in the reference to the committee on Public Safety and Homeland Security.**

**On motion of Mr. Fattman, the petition was referred to the committee on the Judiciary.**

**Sent to the House for its action.**

*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 providing for a gender neutral charter in the city of Attleboro (House, No. 2169) (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.**

Attleboro,-- charter.

The House Bill classifying the death of city of Lawrence police patrolman Jacob Eyssi (House, No. 3910),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Jacob Eyssi,--  
Lawrence patrolman.

The House Bill establishing the appointed office of town clerk in the town of Dunstable (House, No. 4101),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Dunstable,-- town  
clerk.

PAPERS FROM THE HOUSE

*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:

Further regulating the appointment of finance committee members in the town of Grafton (see House, No. 3705); and

Restoring an increase in the membership of the board of health in the city of Framingham (see House, No. 4084).

Bills laid before the Governor.

*Order Adopted.*

On motion of Mr. Fattman,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M.

Time of meeting.

*Moment of Silence.*

At the request of the Chair (Mr. Brownsberger), the members, guests and staff stood in a moment of silence and reflection to the memory of Aaron Feuerstein.

Moment of silence.

*Adjournment in Memory of Aaron Feuerstein.*

The Senator from Middlesex and Norfolk, Ms. Creem, and the Senator from Essex and Middlesex, Mr. Finegold, presented a request that when the Senate adjourns today, it adjourn in memory of Aaron Feuerstein of Brookline, who passed away on Thursday, November 4, 2021 at the age of 95.

The son of Samuel Feuerstein and Miriam (Landau) Feuerstein, Aaron Feuerstein was born on December 11, 1925 in Brookline. He lived his entire life in Brookline and graduated from Boston Latin School and Yeshiva University. In 1947 he joined the family textile business located in Lawrence, Massachusetts that his grandfather Henry founded in 1906. By the end of the decade, he and his brother Moses ran Malden Mills manufacturing plant, and Aaron ultimately became the third-generation owner and chief executive. The company made upholstery and other textiles and later developed Polartec.

Aaron had 3 children with his first wife Marika Rosenbaum, who had her own business projects. She passed away in 1984. In 1988 he married Louise Woodhead, who died in 2013.

On December 11, 1995, tragedy hit and the Malden Mills factory burnt down. Guided by his moral compass, Aaron achieved global fame when he chose to pay the salaries of his unemployed workers for 90 days while the factory was being rebuilt. He was referred to as the "compassionate capitalist", but this action ultimately cost him his CEO position and led to the bankruptcy of the company.

Mr. Feuerstein had a reputation for altruism. He was committed to Lawrence and his employees. The workers referred to Aaron as Mr. A.F. He ate with them in the cafeteria and gave them no-interest loans for school. He became somewhat of a celebrity, and the Boston Globe referred to him as "the Mensch of Malden Mills".

In addition to being an industrialist and a philanthropist, he was an avid speaker, an outdoorsman and a prominent member of the Orthodox Jewish community in Brookline, particularly at Young Israel of Brookline, which his father founded. His interests included fitness, skiing, reading scripture and memorizing poetry.

Aaron was the recipient of many civic awards and honorary degrees. He was awarded

the Peace Abbey Courage of Conscience Award on March 13, 1998. He was recognized twice by President Clinton for “standing by his workers”.

Aaron is survived by his children Daniel, Raphael and Joyce; his sister Juliet Korngold; and 6 grandchildren. He will be sorely missed by the Brookline and Lawrence communities and all those who came in contact with him.

Accordingly, as a mark of respect to the memory of Aaron Feuerstein, at seventeen minutes past eleven o’clock A.M., on motion of Mr. Fattman, the Senate adjourned to meet again on Monday next at eleven o’clock A.M.