
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, DECEMBER 19, 2024

[110]

JOURNAL OF THE SENATE

Thursday, December 19, 2024.

Met at eighteen 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).

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

Pledge of allegiance.

Distiguished Guests.

There being no objection, the following guests were introduced:

The Chair (Mr. Brownsberger) handed the gavel to Mr. Rush for the purpose of an introduction. Mr. Rush then introduced, in the rear of the Chamber, the Walpole High School field hockey team. The team was recognized for winning the Division 1 MIAA state championship title. The Senate applauded their accomplishments and they withdrew from the Chamber.

Walpole High School field hockey team.

The Chair (Mr. Collins) introduced, in the rear of the Chamber, Dr. Raymond Liu, Vice President of Mass General Brigham Global Advisory. Dr. Liu serves as the leader of the system wide international advisory services team, with direct responsibility for strategy, operations, and performance of Global Advisory. The Senate welcomed him with applause, he signed the guest book and withdrew from the Chamber. He was a guest of Senator Rush.

Dr. Raymond Liu.

Communication.

Communication from the Executive Office for Administration and Finance (pursuant to line item 1599-0514 of Chapter 77 of the Acts of 2023 and Chapter 88 of the Acts of 2024) submitting a copy of its bi-weekly report on the status of the Emergency Housing Assistance Program dated December 12, 2024 (a copy having been forwarded to the Chair of the Senate Committee on Ways and Means) (received December 16, 2024),-- **was placed on file.**

Emergency Housing Assistance Program report. SD3582

Reports.

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

Report of the Executive Office of Housing and Livable Communities (pursuant to line item 7004-9030 of Section 2 of Chapter 140 of the Acts of 2024) submitting its FY25 Alternative Housing Voucher Program report (copies having been forward to the Senate Chair of the Committee on Ways and Means) (received December 16, 2024);

EOHLC,-- FY25 AHVP report. SD3580

Report of the Executive Office of Energy and Environmental Affairs (pursuant to line item 2200-0107 of Chapter 126 of the Acts of 2022) submitting its Massachusetts Department of Environmental Protection Car Seats December 2024 findings report and recommendations (copies having been forward to the Chair of the Senate Committee on Ways and Means and the Senate Chair of the Joint Committee on Environment and Natural Resources) (received December 16, 2024);

EOEEA,-- MassDEP Car Seats report. SD3581

Report of the Executive Office of the Trial Court (pursuant to Section 15(c) of Chapter

EOTC,-- rental protections report.

UNCORRECTED PROOF.

239 of the General Laws) submitting its report summary statistics on eviction filings, actions, and dispositions from January 2023 through November 2024 (copies having been forwarded to the Chair of the Senate Committee on Senate Ways and Means, and the Senate Chairs of the Joint Committee on Housing and the Joint Committee on the Judiciary) (received December 16, 2024);

SD3583

Report of the Executive Office for Administration and Finance (pursuant to Section 22 of Chapter 88 of the Acts of 2024) submitting its monthly approved and authorized training programs report as of December 12, 2024 (copies having been forwarded to the Chair of the Senate Committee on Ways and Means) (received December 16, 2024);

A&F,-- EA monthly training report.
SD3584

Report of the Executive Office of Economic Development (pursuant to Section 57 of Chapter 98 of the General Laws) submitting its Division of Standards 2023 annual report (copies having been forwarded to the Chair of the Senate Committee on Post Audit and Oversight) (received December 17, 2024);

EOED,-- Division of Standards annual report.
SD3585

Report of the Executive Office for Administration and Finance (pursuant to line item 4003-0123 of chapter 77 of the Acts of 2023) submitting its Resettlement Agency report for the month of November 2024 (copies having been forwarded to the Chair of the Senate Committee on Ways and Means) (received December 16, 2024);

A&F,-- November Resettlement report.
SD3586

Report of the Department of Higher Education (pursuant to line item 7066-0000 of Chapter 28 of the Acts of 2023) submitting its Free Application for Federal Student Aid (FAFSA) FY2024 Completion Initiative report (copies having been forwarded to the Chair of the Senate Committee on Ways and Means and the Senate Chair of the Joint Committee on Higher Education) (received December 17, 2024);

DHE,-- FAFSA Completion Initiative FY24 report.
SD3587

Office of the Commissioner of Probation (pursuant to Section 5 of Chapter 211F of the General Laws) submitting the fiscal year 2024 annual report and Community Justice Support Centers statistical report (received December 17, 2024); and

OCC,-- FY24 annual report.
SD3588

Report of the Department of Revenue (pursuant to Section 5 of Chapter 62F of the General Laws as amended by the Acts of 2023) submitting its November report on year-to-date net state tax revenue for the current fiscal year (copies having been forwarded to the Chair of the Senate Committee on Ways and Means and the Senate Chair of the Joint Committee on Revenue) (received December 18, 2024).

DOR,-- net state tax revenue report.
SD3589

Petition.

Ms. Moran presented a petition (accompanied by bill) (subject to Joint Rule 12) of Susan L. Moran and David T. Vieira for legislation to authorize Augustus Wagner to buy back three years of creditable service with the Woods Hole, Martha's Vineyard and Nantucket Steamship Authority,-- **and the same was referred under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Augustus Wagner,-- creditable service.
SD3579

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 5141) of Paul J. Donato, Sean Garballey and Christine P. Barber (with the approval of the mayor and city council) for legislation to establish a linkage exaction program in the city of Medford,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Medford,-- linkage exaction program.

Bills

To extend the time for the issuance of alcoholic beverage licenses in the town of Burlington (House, No. 4909,-- on petition) [Local approval received];

Burlington,-- liquor license.

Authorizing the city of Salem to convert the annual license for the sale of wine and malt beverages to be drunk on the premises pursuant to chapter 75 of the acts of 2008 to an annual license for the sale of all alcoholic beverages to be drunk on the premises (House,

Salem,-- liquor license.

No. 5093,-- on House, No. 4931) [Local approval received on House, No. 4931]; and

Increasing the age limit for retired police officers serving as special police officers in the town of Weston (House, No. 5127,-- on House, No. 4987) [Local approval received on House, No. 4987];

Weston,-- special police officers.

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

Report of Committee.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill relative to the regulation of money transmission by the Division of Banks (House, No. 4840),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2997.

Division of Banks,-- regulations.

There being no objection, the rules were suspended, on motion of Mr. Fattman, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence with the amendment.

Sent to the House for concurrence in the amendment.

PAPER FROM THE HOUSE

Committee of Conference Report.

A report of the committee of conference of the disagreeing votes of the two branches, with reference to the Senate amendments to the House Bill relative to relative to treatments and coverage for substance use disorder and recovery coach licensure (House, No. 4758) (*amended by the Senate* by striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2921; and by striking out the title and inserting in place thereof the following title: "An Act relative to accessing harm reduction initiatives"),-- reported, a "Bill relative to treatments and coverage for substance use disorder and recovery coach licensure" (House, No. 5143),-- came from the House, and was read.

Substance use disorder.

The rules were suspended, on motion of Mr. Fattman, and, after remarks, the report was accepted, in concurrence.

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 the recall of elected officials in the town of Williamstown (House, No. 5002),-- was read a second time.

Williamstown,-- recall elections.

Pending the question on ordering the bill to a third reading, Mr. Mark presented an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2990.

The amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

The Senate Bill authorizing the commissioner of capital asset management and maintenance to convey certain land in the town of Brookfield (Senate, No. 2822),-- was read a third time.

Brookfield,-- land conveyance.

UNCORRECTED PROOF.

Pending the question on passing the bill to be engrossed, Mr. Durant presented an amendment substituting a new draft with the same title (Senate, No. 2991).

The amendment was adopted.

The bill (Senate, No. 2991) was then passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill further regulating the amendment of a conservation restriction in the town of Hanson (Senate, No. 2854) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

Hanson,--
conservation
restriction.

The Senate Bill further regulating the provision of health insurance and other benefits in the town of Carver (Senate, No. 2870) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

Carver,-- health
insurance and
benefits.

The House Bill further amending the fair housing ordinance in the city of Cambridge (House, No. 4234) (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.**

Cambridge,--
housing ordinance.

Reports of Committees.

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 a certain bridge as the Lt. David S. Cutler memorial bridge (House, No. 4108).

Marshfield/Norwell,
-- Lt. David S.
Cutler bridge.

There being no objection, the rules were suspended, on motion of Ms. Miranda, 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 to read as follows:- “An Act designating a certain bridge as the Lieutenant David S. Cutler memorial bridge”.

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill to increase access to blood donation (Senate, No. 1372),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2994).

Blood donation,--
access.

There being no objection, the rules were suspended, on motion of Ms. Miranda, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2994) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Resolve to establish a Massachusetts Cabo Verdean Cultural Center (Senate, No. 2192),--ought to pass with an amendment substituting a new draft entitled:- “Resolve to establish a commission to investigate and study the feasibility of establishing a Massachusetts Cabo Verdean Cultural Center” (Senate, No. 2995).

Cabo Verdean
Cultural Center,--
commission.

There being no objection, the rules were suspended, on motion of Ms. Miranda, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

After remarks, the resolve (Senate, No. 2995) was then ordered to a third reading,

read a third time and passed to be engrossed.

Sent to the House for concurrence.

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill to establish the Massachusetts National Guard Museum in Salem (Senate, No. 2335),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2996).

Salem,-- National Guard Museum.

There being no objection, the rules were suspended, on motion of Mr. Payano, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2996) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill authorizing the Massachusetts Department of Transportation to convey a certain parcel of land in the town of Stoneham (House, No. 4965) (also based on House, No. 4973),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2998 and by striking out the title and inserting the following title:- "An Act authorizing the transfer of certain parcels of land in the commonwealth".

Stoneham/
Foxborough,-- land.

There being no objection, the rules were suspended, on motion of Mr. Fattman, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence with the amendments.

Sent to the House for concurrence in the amendments.

PAPERS FROM THE HOUSE.

A Bill authorizing the town of Tyngsborough to grant 3 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 5094,-- on House, No. 4907) [Local approval received on House, No. 4907],-- was read.

Tyngsborough,-- liquor licenses.

There being no objection, the rules were suspended, on motion of Mr. Keenan, and the bill was read a second time and ordered to a third reading.

A Bill relative to further regulating a certain alcoholic beverage license in the town of Southampton (printed in House, No. 5079,-- being a message from Her Excellency the Governor),-- was read.

Southampton,-- liquor license.

There being no objection, the rules were suspended, on motion of Ms. Jehlen, and the bill was read a second time and ordered to a third reading.

A message from Her Excellency the Governor recommending legislation providing for the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 5142),-- was read.

Terms of bonds.

There being no objection, the rules were suspended, on motion of Mr. Timilty, and the bill was referred, in concurrence, to the committee on House Ways and Means.

Moment of Silence.

At the request of the Chair (Mr. Timilty), the members, guests and staff stood in a moment of silence and reflection to the memory of Janice Marie Fahy.

Moment of silence.

UNCORRECTED PROOF.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), 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 her approbation, to wit:

Authorizing the town of Provincetown to grant 2 additional licenses for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2860);

Bills laid before the Governor.

Amending the board of public works in the town of Lee (see House, No. 3890, amended);

Authorizing the town of Westford to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 4188);

Increasing the membership of the select board for the town of Lancaster (see House, No. 4818); and

Authorizing the town of Lee to continue the employment of Glenn M. Wilcox as assistant fire chief (see House, No. 4858).

Order.

The following House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered forthwith as follows:

Ordered, That notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Tuesday, December 31, 2024 within which time to make its final report on current House document numbered 4709.

The Judiciary,-- extension order.

The rules were suspended, on motion of Mr. Payano, and the order (House, No. 4957) was considered forthwith; and, was adopted, in concurrence.

Engrossed Bill.

An engrossed Bill relative to treatments and coverage for substance use disorder and recovery coach licensure (see House, No. 5143) (which originated in the House), **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. Brownsberger) and laid before the Governor for her approbation.**

Bill laid before the Governor.

Recess.

There being no objection, at ten minutes past twelve o'clock noon, the Chair (Mr. Brownsberger) declared a recess, subject to the call of the Chair; and, at two o'clock P.M., the Senate reassembled, Mr. Collins in the Chair.

Recess.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill repealing the prohibition on the Massachusetts Bay Transportation Authority from locating a facility within a certain distance of Arlington Catholic high school (see House, No. 4236, 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 4 to 0.

Arlington,-- MBTA facility.

The bill was signed by the Acting President (Mr. Collins) (having been appointed, by the President, under authority conferred by Senate Rule 4, to perform the duties of

the Chair) and sent to the House for enactment.

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. Collins) and laid before the Governor for her approbation, to wit:

Bills laid before the Governor.

Authorizing the town of Charlemont to continue the employment of Dennis Annear as an on-call firefighter (see House, No. 3988, amended);

Prohibiting hunting on property owned by the department of correction in the town of Concord (see House, No. 4200, amended); and

Repealing the prohibition on the Massachusetts Bay Transportation Authority from locating a facility within a certain distance of Arlington Catholic high school (see House, No. 4236, amended).

Order Adopted.

On motion of Mr. Rush,--

Time of meeting.

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

Adjournment in Memory of Janice Marie (Hanbury) Fahy.

The Senator from Norfolk, Plymouth and Bristol, Mr. Timilty, moved that when the Senate adjourns today, it do so in memory of Janice Marie (Hanbury) Fahy of Milton.

Janice passed peacefully at home surrounded by her family on October 10th. Sadly, Janice's illness was sudden and tragically fast.

Originally from Braintree, Massachusetts, Janice is the daughter of Elizabeth (Bettie) and John Walter Hanbury. Upon graduation from Sacred Heart School, Janice attended Archbishop Williams High School. Upon graduation from high school, Janice attended Providence College. Here, she met her future husband Sean at freshman orientation. Janice and Sean began dating 10 weeks later in October of 1982.

Janice began her career in the financial industry at State Street Bank upon graduation in May of 1986. Then, in 1987, Janice was introduced to an opportunity by a friend and was offered a position at Carroll McIntee and McGinley, the Boston operating office of HSBC bank. This began Janice's ten-year career in financial services specializing in institutional fixed income sales.

Furthermore, Janice's personality and her ability to create relationships were the catalyst for her great success. While Janice continued her career, she returned to school and attained her Master's Degree in Business Administration from Suffolk University in May of 1993.

Janice and Sean were married in May of 1992 and a beautiful and loving marriage ensued. The couple settled in Franklin before moving to Milton in 1995. Here, they have raised their four children.

While raising Michael, Meghan, Kate, and Ciara, Janice started and operated two small craft businesses. The initial business was a scrapbooking business. However, always longing for an outlet for her creativity and also for her tremendous interest in people and relationships, Janice started JMF Designs, which was a handcrafted jewelry business with Janice creating her own jewelry designs.

Janice lived her life selflessly and always in support of all those around her. Helping

UNCORRECTED PROOF.

people was a priority in Janice's life, and doing small acts of kindness was a trademark of Janice. It didn't matter if a person knew Janice or not, if she had the opportunity to help someone in any way, she would always do so. Janice will always be known for her interest and commitment in helping others.

Janice lived her life full of happiness and warmth. She had a charming and quick wit and could quickly provide energy and a sense of humor to any situation.

Janice is survived by her husband Sean, her children Michael, Meghan, Kate, and Ciara. Janice is also survived by her brother, Jim Hanbury and his wife Lynn, nephew Alex Hanbury and his wife Ally, niece Ashley, mother-in-law Mary Fahy, sisters-in-law Margaret Fahy and her husband Chris Hill, Maura Balboni and her husband Joe, brother-in-law Greg Fahy and his wife Nancy, and nephews Kevin Hill, Seamus Hill, Christopher Balboni, John Fahy, and nieces Kathleen Creighton and Emily Balboni.

Accordingly, as a mark of respect to the memory of Janice Marie (Hanbury) Fahy, at eighteen minutes past two o'clock P.M., on motion of Mr. Pacheco, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.