

**NOTICE:** While reasonable efforts have been made to assure the accuracy of the data herein, this is **NOT** the official version of Senate Journal. It is published to provide information in a timely manner, but has **NOT** been proofread against the events of the session for this day. All information obtained from this source should be checked against a proofed copy of the Senate Journal.

## UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



### JOURNAL OF THE SENATE.

*Thursday, March 19, 2009.*

Met at two minutes past at eleven o'clock A.M. (Mr. Rosenberg in the Chair).

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

#### *Distinguished Guests.*

There being no objection, the Chair (Mr. Rosenberg) introduced a delegation of judges from Russia. Ivan Tabanin, a former intern of Senator Rosenberg, is the Assistant Program Director for the Russian American "Rule of Law Consortium" in Moscow. He was accompanied by Glen Boucher, a U.S. resident, and Ilya Paddchin, both Program Coordinators for the "Rule of Law Consortium". Also with the group were two federal judges from Russia, Judge Elena Zoloareva from Rostov and Judge Sergey Sazonov, a Justice of the Peace, from St. Petersburg. The purpose of their visit is to attend the Russian Law Conference at the Sonesta Hotel in Cambridge.

#### *Petitions.*

The following petitions (having been presented prior to five o'clock P.M., on Friday, January 16, 2009) were referred, as follows: Mr. Hart presented a petition (subject to Joint Rule 9) of John A. Hart, Jr. and Brian P. Wallace for legislation relative to the Peninsula Yacht Club; and

Mr. Hart presented a petition (subject to Joint Rule 9) of John A. Hart, Jr., Thomas M. Menino and Brian P. Wallace for legislation to authorize certain development in the Fort Point Channel;

**Severally transmitted, under the provisions of Section 5 of Chapter 3 of the General Laws, to the Secretary of State.**

#### **PAPER FROM THE HOUSE.**

A communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of chapter 25A of the General Laws) submitting final proposed regulations (225 CMR 14.00, 15.00 and 16.00) implementing the renewable alternative portfolio standards (RPS and APS) as required by the Green Communities Act (accompanied by bill, House, No. 3644),— **was referred, in concurrence, to the committee on Telecommunications, Utilities and Energy.**

#### *Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:— Resolutions (filed by Ms. Fargo) "congratulating William F. "Bill" Dalton on his retirement from the Chelmsford Board of Selectmen";

Resolutions (filed by Ms. Fargo) "congratulating Philip M. Eliopoulos on his retirement from the Chelmsford Board of Selectmen";

Resolutions (filed by Mr. Montigny) “recognizing Multiple Sclerosis Awareness Week, April twelfth through eighteenth, 2009”; Resolutions (filed by Ms. Walsh) “congratulating Matthew Wheeler Fay on the occasion of his Court of Honor”; and Resolutions (filed by Ms. Walsh) “congratulating Nicolas Aram Terzian on the occasion of his Court of Honor.”

*Petition.*

On motion of Mr. Tarr, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Mr. Brewer (accompanied by bill) of Stephen M. Brewer for legislation to establish a sick leave bank for Maureen Wright, an employee of the Department of Mental Retardation,— **and the same was referred to the committee on Public Service.**  
**Sent to the House for concurrence.**

*Recess.*

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

**PAPER FROM THE HOUSE.**

The House Bill relative to extending the Commonwealth’s power to guarantee obligations of the Massachusetts Turnpike Authority (House, No. 100, amended),— **came from the House with the endorsement that the House had concurred in the Senate amendment with a further amendment striking all after the enacting clause and inserting in place thereof the text of House document numbered 3797.**

**The rules were suspended, on motion of Mr. Tolman, and the further House amendment was considered forthwith. On motion of Mr. Tarr, the question on concurring in the further House amendment was determined by a standing vote; subsequently, by a vote of 2 to 1, the further House amendment was adopted, in concurrence (as corrected BTR).**

*Recess.*

There being no objection, at twenty-three minutes past three o’clock P.M., the Chair (Mr. Rosenberg) declared a recess subject to the call of the Chair; and, at fourteen minutes past four o’clock P.M., the Senate reassembled, Mr. Tolman in the Chair (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

**PAPER FROM THE HOUSE.**

*Emergency Preamble Adopted.*

An engrossed Bill extending the Commonwealth’s authority to guarantee obligations of the Massachusetts Turnpike Authority (see House, No. 100, 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 1.**

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

*Order Adopted.*

On motion of Mr. Petrucci,—

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

On motion Mr. Tarr, at sixteen minutes past four o’clock P.M., the Senate adjourned to meet again on Monday next at eleven o’clock A.M.