

**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.

Wednesday, July 22, 2009.

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

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

### *Reports of Committees.*

By Ms. Creem, for the committee on the Judiciary, on petition, a Bill establishing a sick leave bank for Margaret Ann Sheehan, an employee of the Trial Court (Senate, No. 2106);and

By Mr. McGee, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Theodore S. Bielecki, an employee of the Department of Correction (Senate, No. 2110);

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

By Mr. Eldridge, for the committee on Municipalities and Regional Government, on petition, a Bill authorizing the Aquarion Water Company to establish a water distribution and water supply system in a portion of the town of Sutton (Senate, No. 780);

**Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

### *Communications.*

The Clerk read the following communications:

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE  
STATE HOUSE, BOSTON 02133-1053

July 20, 2009

William Welch  
Clerk of the Senate  
State House, Room 335  
Boston, MA 02133

Dear Mr. Clerk:

I was unable to be present at a formal session on July 17 due to a family illness out of state. Had I been in attendance I would have voted in the affirmative to enact H. 4141, An Act Establishing A Commonwealth Transportation Fund.

Regards,  
KENNETH J. DONNELLY  
*State Senator.*

**On motion of Mr. Hedlund, the above communication was ordered printed in the Journal of the Senate.**

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE  
STATE HOUSE, BOSTON 02133-1053

*July 22, 2009*

William Welch, *Senate Clerk*  
State House Room 335  
Boston, MA 02133

Dear Mr. Clerk:

I was absent from the Senate Chamber on Tuesday, July 14, 2009; Thursday, July 16, 2009; and Friday, July 17, 2009 due to a death in the family.

In my absence six roll calls were taken. Had I been present, I would have voted in the affirmative on the following matters:

Enactment of H.4075, An Act Relative to the Charlestown Navy Yard  
Enactment of H.1112, An Authorizing the City of Woburn to Convey Certain Land  
Override of Section 129 of the General Operating Budget (H.4140)  
Rejecting the Governor's Amendment of CORI Checks for Climbing Wall Instructors (attachment c of H.4139)  
Enactment of H. 4141, An Act Establishing the Commonwealth Transportation Fund

I respectfully request that a copy of this letter be printed in the Senate Journal as part of the official record for Thursday, July 23, 2009. Thank you for your assistance in this matter.

*Sincerely,*  
Patricia Jehlen  
*State Senator*

**On motion of Mr. Hedlund, the above communication was ordered printed in the Journal of the Senate.**

*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 the use of certain bond proceeds in the town of Rutland (Senate, No.2033) (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.**

*Report of Committees.*

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Anthony D. Galluccio for legislation relative to funds allocated for sports programs in public schools in the Commonwealth.

**Senate Rule 36 was suspended, on motion of Mr. Hedlund, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education. Sent to the House for concurrence.**

*Petition.*

On motion of Mr. Hedlund, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Ms. Menard, (accompanied by bill) of Joan M. Menard, Patricia A. Haddad, David B. Sullivan, Kevin Aguiar and others for legislation to designate a certain bridge in the city of Fall River and the town of Somerset as the Veterans Memorial Bridge,-- **and the same**

**was referred to the committee on Transportation.  
Sent to the House for concurrence.**

*Order Adopted.*

On motion of Mr. Hedlund,—

*Ordered.* That when the Senate adjourns today, it adjourn to meet again tomorrow at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of the same Senator, at seven minutes past eleven o'clock A.M., the Senate adjourned to meet again tomorrow at eleven o'clock A.M.