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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, October 5, 2010.

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

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

Petition.

Mr. Downing presented a petition (accompanied by bill, Senate No. 2632) of Benjamin B. Downing and Denis E. Guyer (by vote of the town) for legislation to authorize the town of Cummington to continue the employment of Police Chief Dennis W. Forgea.
Referred, under Senate Rule 20, to the committee on Public Service.
Sent to the House for concurrence

Committees Discharged.

Mr. Berry, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of certain current Senate documents relative to the Judiciary (Senate, No. 2631),-- **and recommending that the same be referred to the Senate committee on Ethics and Rules.**
Under Senate Rule 36, the report was considered forthwith and accepted.

PAPERS FROM THE HOUSE.

A Resolve providing for an investigation and study by a special commission relative to gender-responsive programming for criminal justice system involved girls (House, No. 4931, amended-- on House, No. 3418);-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Bills

Authorizing the town of Sudbury to enter into long-term energy-related leases and contracts (House, No. 4718,-- on petition) [Local approval received];

Relative to the town of Littleton electric light department (House, No. 4741,-- on petition) [Local approval received]; and

Relative to an intermunicipal agreement between the towns of Provincetown and Truro (House, No. 4873,-- on petition) [Local approval received];

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

Motion To Take Matters Out of the Orders of the Day.

The Chair (Mr. McGee) asked unanimous consent to take the engrossed Bill relative to comprehensive siting reform for land based wind projects (see House, No. 4955) out of the Orders of the Day for consideration,-- **but objection was made thereto by**

Mr. Ross.

The engrossed bill was returned to the Orders of the Day for the next session.

The Chair (Mr. McGee) asked unanimous consent to take the House Bill making appropriations for the Fiscal Years 2010 and 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5028, amended) out of the Orders of the Day for consideration,-- **but objection was made thereto by Mr. Ross.**

The bill was returned to the Orders of the Day for the next session.

Order Adopted.

On motion of Mr. Ross,--

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.

Adjournment in Memory of Gerard T. Leone.

The Senator from Plymouth and Barnstable, Ms. Murray, the Senator from Middlesex, Norfolk and Worcester, Ms. Spilka, the Senator from Middlesex and Norfolk, Ms. Creem, the Senator from Norfolk, Bristol and Middlesex, Mr. Ross, the Senator from Worcester and Middlesex, Ms. Flanagan, the Senator from Essex and Middlesex, Mr. Tarr, the Senator from Middlesex and Worcester, Mr. Eldridge, the Senator from Suffolk and Middlesex, Mr. Petrucci, the Senator from Middlesex, Ms. Fargo, the Senator from Middlesex and Essex, Mr. Tisei, the Senator from Essex and Middlesex, Ms. Tucker, the Senator from Essex and Middlesex, Mr. McGee, the Senator from Middlesex, Mr. Panagiotakos, the Senator from Essex, Mr. Baddour, the Senator from Middlesex, Ms. Jehlen, the Senator from Middlesex, Suffolk and Essex, Mr. Donnelly, the Senator from Middlesex, Suffolk and Essex, Mr. DiDomenico, the Senator from Suffolk, Mr. Hart, and the Senator from Worcester, Hamden, Hampshire and Franklin, Mr. Brewer request that when the Senate adjourns today, it adjourn in memory of Gerard T. Leone.

Gerard T. Leone passed away on September 23, 2010 at the age of 72.

Gerard T. "Jerry" Leone was a teacher, coach and athletic director at Franklin High school from 1967 to 1989. In 1982, Jerry led the Franklin High football team to an Eastern Massachusetts Division 3 Super Bowl title and in 1991 he was inducted into the Massachusetts High School Football Coaches Association and Boston Park (baseball) League halls of fame.

A former Red Sox bat boy, Jerry graduated from St. Mary's High School in Brookline in 1955 where he was a three-sport athlete. He received a bachelor's degree in education from Boston University in 1960, where he was a baseball captain and three-year starter at second base. In 2008, Jerry was an inaugural inductee to the Boston University Baseball Hall of Fame.

Jerry worked as an audit librarian in the office of his good friend, State Auditor A. Joseph DeNucci, from 1994 to 2003.

Coach Leone was a great motivator, friend and confidant to his players. Jerry treated his football team as a family and pushed each member to succeed. These efforts helped many of his players through difficult times, such as a life threatening injury or the illness of a spouse. Jerry remained close to his players long after they graduated, often attending dinner and sporting and charity events. These players say they were fortunate to play for Coach Leone and consider him a good friend.

Gerard T. Leone is survived by his two sons, Middlesex District Attorney Gerard T. Leone Jr. of Hopkinton and Barry Leone of Rutland, his two daughters, Debra LaFountain of Westin, Fla. and Sheri of San Diego, his sister, Linda Sotnick of Winter Springs, Fla., and his former wife, Patricia J. (Erwin) Ossen of West Barnstable.

Accordingly, as a mark of respect to the memory of Gerard T. Leone, at nine minutes past eleven o'clock A.M., on motion of Mr. Petrucci, the Senate adjourned to meet again on tomorrow next at eleven o'clock A.M.