

State of Rhode Island and Providence Plantations

Journal of the Senate

JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the seventh day of January in the year of Our Lord two thousand and three.

Volume 130, No.40	Thursday, April 24, 2003	Fortieth Day
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The Senate meets pursuant to adjournment and is called to order by the Honorable William V. Irons, President of the Senate, at 4:16 o'clock P.M.

The roll is called and a quorum is declared present with 35 Senators present and 3 Senators absent as follows:

PRESENT - 35: The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT - 3: Senators Blais, DaPonte, Pichardo.

INVOCATION

The Honorable President, by unanimous consent, presents Senator Polisena, to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

The Honorable President, by unanimous consent, presents Senator Polisena, to lead the Senate in the pledge of allegiance to the flag.

APPROVAL OF RECORD

The Senate Journal of Wednesday, April 23, 2003 proceedings is read in part.

Upon suggestion of Senator Polisena, and by unanimous consent, further reading of the Journal is dispensed with and the Journal approved as recorded.

GUESTS

The Honorable President welcomes to the Chamber the Honorable Peter Barilla, Chairman of the East Providence School Committee, along with his grandsons Nicholas Anthony of East Providence and Joshua Guthlein of Virginia.

Upon suggestion of Senator Gallo, and by unanimous consent, the Honorable President welcomes to the Chamber Karl T. Kurtz and the Honorable Aram Garabedian, former State Senator.

Upon suggestion of Senators Walaska and Roberts, and by unanimous consent, the Honorable President welcomes to the Chamber the Honorable Scott Avedisian, Mayor of the City of Warwick.

Upon suggestion of Senator Gibbs, and by unanimous consent, the Honorable President welcomes to the Chamber the Honorable Haigi Bedrosian, Associate Justice of the Rhode Island Family Court.

Upon suggestion of Senator Paiva Weed, and by unanimous consent, the Honorable President welcomes to the Chamber Kaitlyn Alves, daughter of Senator Alves.

Upon suggestion of Senators Parella, McBurney and Roberts, and by unanimous consent, the Honorable President welcomes to the Chamber Girl Scouts from Cumberland Troop #294, East Greenwich Troop #664, East Greenwich Troop #264, Portsmouth Troop #716, and several other Girl Scout Troops from throughout Rhode Island.

COMMUNICATION

The Honorable President presents the following communication:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS SENATE CHAMBER

April 24, 2003

The Honorable William V. Irons
President of the Senate
317 State House
Providence, RI

Dear Mr. President:

Please be advised and let the record reflect that I will be absent from the chamber from Thursday, April 24, 2003 through Wednesday, April 30, 2003, as I will be out of town on business.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Warmest regards,

DANIEL DaPONTE
Senator, District 14

Received and ordered to be placed on file.

APPOINTMENTS BY THE GOVERNOR

The Honorable President presents the following communication from His Excellency, the Governor, transmitting the

following appointments and requesting the advice and consent of the Senate thereto:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 16, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 23-27.3-100.1.4 of the Rhode Island General Laws, I have made the following appointment to the State Building Codes Standards Committee:

Allen P. Durand of Cranston
(Representing IBEW Local 99)
VICE
Thomas Lynch
(resigned)

for a term expiring May 1, 2005.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Commerce, Housing and Municipal Government.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 14, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 20-3-1 of the Rhode Island General Laws, I have made the following appointment to the Marine Fisheries Council:

Jody F. King of Warwick
(Representing Commercial Fishing Industry)

VICE
Michael Conroy

for a term expiring April 1, 2007.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 14, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 20-3-1 of the Rhode Island General Laws, I have made the following appointment to the Marine Fisheries Council:

Kenneth Ketcham of Narragansett
(Representing Commercial Fishing Industry)
VICE
Peter Barbera

for a term expiring April 1, 2006.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

EXECUTIVE CHAMBER, PROVIDENCE

Donald L. Carcieri
Governor

April 17, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 16-59-2 of the Rhode Island General Laws, I have made the following appointment to the Board of Governors for Higher Education:

Anne Szostak of Providence
VICE
Deborah A. Smith

for a term expiring January 31, 2006.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Education.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 16, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 20-2.1-12 of the Rhode Island General Laws, I have made the following appointment to the Commercial Fishing License Review Board:

Michael McGiveney of Coventry
(Representing Shellfish Sector)

for a term expiring March 31, 2007.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 16, 2003

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 42-130-5 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Rural Development Council:

Devon Danz Preston of Westerly
(Representative of Non-Business
Located in Rural Community)

for a term expiring July 1, 2003.

To this appointment, I respectfully request your advice and consent.

Sincerely,

DONALD L. CARCIERI Governor

Read and referred to the Committee on Environment and Agriculture.

**FROM THE
HOUSE OF REPRESENTATIVES**

A message from the House of Representatives transmits with announcement of passage:

(03-H 6298) An Act to vacate the forfeiture or revocation of the charter of Patterson Dental Supply, Inc.

Read and referred to the Committee on Commerce, Housing and Municipal Government.

Also:

(03-H 5660) (Substitute "A") An Act relating to state affairs and government.

Read and referred to the Committee on Judiciary.

Also:

(03-H 6216) An Act relating to solemnization of marriages.

Read and referred to the Committee on Judiciary.

Also:

(03-H 6285) An Act to vacate the forfeiture or revocation of the charter of Picozzi Beauty Supply Co., Inc.

Read and ordered to be held on the Desk.

Also:

(03-H 6304) Joint Resolution extending the reporting date of the special legislative commission to study all aspects of law and regulation concerning pyrotechnic displays and fire safety.

Read and ordered to be held on the Desk.

Also:

(03-H 6346) An Act to vacate the forfeiture or revocation of the charter of R. Dicenso Trucking Co., Inc.

Read and ordered to be held on the Desk.

Also:

(03-H 5108) An Act relating to the Secretary of State.

Senator Montalbano requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Montalbano, seconded by Senator Ruggerio, and by unanimous consent, read and passed, in concurrence, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 34:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

REPORTS OF COMMITTEES

COMMITTEE ON COMMERCE, HOUSING AND MUNICIPAL GOVERNMENT

Senator Celona, from the Committee on Commerce, Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

(03-S 821) An Act relating to taxation - property subject to taxation.

Read and ordered to be placed on the Calendar.

(03-S 926) An Act relating to taxation.

Read and ordered to be placed on the Calendar.

Reappointment of Kevin Flynn of Cranston (Local Planner) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Read and ordered to be placed on the Consent Calendar.

Reappointment of David Hammarstrom of Providence (Representative of Insurers) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Read and ordered to be placed on the Consent Calendar.

Appointment of Brian Lombardi of Glocester (Local Building Official) VICE John Leyden to the Rhode Island Housing Resources Act for a term expiring January 31, 2006.

Read and ordered to be placed on the Consent Calendar.

Reappointment of Mary Jane K. "Susan" Baxter of Providence as Chairperson to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON FINANCIAL SERVICES, TECHNOLOGY AND REGULATORY ISSUES

Senator Walaska, from the Committee on Financial Services, Technology and Regulatory Issues, reports back, with recommendation of passage of the following measures:

(03-S 137) (Substitute "A") An Act relating to insurance.

Read and ordered to be placed on the Calendar.

(03-S 279) An Act relating to banking law - dishonored checks.

Read and ordered to be placed on the Calendar.

(03-S 281) (Substitute "A") An Act relating to insurance - federal riot reinsurance reimbursement fund.

Read and ordered to be placed on the Calendar.

(03-S 402) (Substitute "A") An Act relating to regulating oversight.

Read and ordered to be placed on the Calendar.

(03-S 403) An Act relating to trust powers.

Read and ordered to be placed on the Calendar.

(03-S 431) An Act relating to insurance.

Read and ordered to be placed on the Calendar.

(03-S 433) (Substitute "A") An Act relating to insurance - insurance premium finance agreements.

Read and ordered to be placed on the Calendar.

(03-S 434) An Act relating to state affairs and government - Department of Business Regulation.

Read and ordered to be placed on the Calendar.

(03-S 435) An Act relating to insurance - producer licensing act.

Read and ordered to be placed on the Calendar.

(03-S 436) An Act relating to financial institutions - licensed activities.

Read and ordered to be placed on the Calendar.

(03-S 437) An Act relating to securities.

Read and ordered to be placed on the Calendar.

(03-S 559) (Substitute "A") An Act relating to financial institutions - licensed activities and regulating oversight.

Read and ordered to be placed on the Calendar.

(03-S 841) (Substitute "A") An Act relating to fiduciaries - uniform management of institutional funds.

Read and ordered to be placed on the Calendar.

(03-S 843) (Substitute "A") An Act relating to public utilities and carriers.

Read and ordered to be placed on the Calendar.

(03-S 911) An Act relating to insurance - producer licensing act.

Read and ordered to be placed on the Calendar.

Upon suggestion of Senator Gallo, and without objection, the following Senate Resolution that was passed by the body yesterday is read.

(03-S 1021) Senate Resolution proclaiming April 24th, 2003 as "Rhode Island Day of Remembrance of the Armenian Genocide" in commemoration of the Armenian Genocide from 1915 to 1923 and honoring Armenian-Americans.

NEW BUSINESS

The following items are received and referred to committee pending any objection of the body on the next legislative day:

Senators Connors, Issa and Badeau present (03-S 1024) An Act authorizing the town of Cumberland to finance the

construction of additions, renovations, improvements, alterations and repairs to public schools and school facilities and the renovation and repair of the public library in the town by the issuance of not more than \$3,900,000 bonds and/or notes therefor to be allocated as follows: \$3,500,000 to finance the construction of additions, renovations, improvements, alterations and repairs to public schools and school facilities in the town and \$400,000 to finance the renovation and repair of the public library in the town.

Read and referred to the Committee on Finance.

Senator Paiva Weed presents (03-S 1025) An Act relating to levy and assessment of local taxes.

Read and referred to the Committee on Finance.

Senators Connors, Issa and Badeau present (03-S 1026) An Act authorizing the town of Cumberland to finance the construction of additions, renovations, improvements, alterations and repairs to the high school in the town and the equipping and furnishing thereof by the issuance of not more than \$5,500,000 bonds and/or notes therefor.

Read and referred to the Committee on Finance.

Senators Connors, Issa and Badeau present (03-S 1027) An Act authorizing the town of Cumberland to finance road improvements by the issuance of not more than \$2,000,000 bonds and/or notes therefor.

Read and referred to the Committee on Finance.

Senators Connors, Issa and Badeau present (03-S 1028) An Act authorizing the town of Cumberland to finance the construction of additions, renovations, improvements, alterations and repairs to public schools and school facilities in the town by the issuance of not more than \$3,500,000 bonds and/or notes therefor.

Read and referred to the Committee on Finance.

Senator Paiva Weed presents (03-S 1029) An Act relating to fixing the date and time for holding the annual town meeting in Jamestown.

Read and referred to the Committee on Commerce, Housing and Municipal Government.

Senator Breene presents (03-S 1030) An Act relating to towns and cities - Shannock Water District.

Read and referred to the Committee on Commerce, Housing and Municipal Government.

Senators Parella and Gibbs present (03-S 1031) Senate Resolution congratulating the Honorable Hubert E. "Huck" Little on receiving the Community Service Award from the Portsmouth Grange #29 Patrons of Husbandry.

Senator Parella requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Parella, seconded by Senators Felag, Gibbs and the entire Senate, and by unanimous consent, read and passed, under suspension of the rules, upon a voice vote.

Senator Sosnowski presents (03-S 1032) Senate Resolution congratulating Dr. James Prochaska on being awarded the medal of honor by the American Cancer Society.

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Sosnowski, seconded by the entire Senate, and by unanimous consent, read and passed, under suspension of the rules, upon a voice vote.

CALENDAR

In order for the day is taken up as follows:

1. (03-S309) (Substitute "A") An Act relating to education - school for the deaf.

Committee on Education recommends indefinite postponement of the original bill and passage of Substitute "A".

Senator Issa moves passage, seconded by Senators Gallo, Fogarty, Goodwin, Parella and others.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 35:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

2. (03-S397) An Act relating to complaints of harassment.

Committee on Education recommends passage.

Senator Roberts moves passage, seconded by Senators Perry, Issa, Gallo and Goodwin.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 35:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

3. (03-S415) (Substitute "A") An Act relating to education.

Committee on Education recommends indefinite postponement of the original bill and passage of Substitute "A".

Senator Gallo moves passage, seconded by Senators Issa, Tassoni and Fogarty.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 35:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

4. (03-S416) (Substitute "A") An Act relating to towns and cities.

Committee on Education recommends indefinite postponement of the original bill and passage of Substitute "A".

Senator Gallo moves passage, seconded by Senators Issa and Paiva Weed.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 34:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

5. (03-S593) An Act relating to education - school committees and superintendents.

Committee on Education recommends passage.

Senator Gallo moves passage, seconded by Senators Issa and Ruggerio.

Senators Paiva Weed, Gallo and Issa discuss the act.

The act is read and passed, upon a roll call vote with 31 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS - 31:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Fogarty, Gallo, Goodwin, Issa, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 2: Senators Felag, Gibbs.

6. (03-S594) An Act relating to education.

Committee on Education recommends passage.

Senator Gallo moves passage, seconded by Senator Issa.

The act is read and passed, upon a roll call vote with 32 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 32:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors,

Cote, Damiani, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 1: Senator Felag.

7. (03-S864) (Substitute "A") An Act relating to education - Board of Governors for Higher Education.

Committee on Education recommends indefinite postponement of the original bill and passage of Substitute "A".

Senator Issa moves passage, seconded by Senators Gallo, Sosnowski, Gibbs and Parella.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 33:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS - 0.

8. (03-S866) An Act relating to education.

Committee on Education recommends passage.

Senator Gallo moves passage, seconded by Senator Issa.

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 32:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

9. (03-S867) An Act relating to education - private schools.

Committee on Education recommends passage.

Senator Tassoni moves passage, seconded by Senator Issa.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 33:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

10. (03-S948 as amended) An Act relating to motor and other vehicles - operators' and chauffeurs' licenses.

Committee on Education recommends passage as amended.

Senator Issa moves passage, seconded by Senator Walaska.

The act is read and passed, as amended, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 34:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

11. (03-S19) An Act relating to victims economic security and safety.

Committee on Labor recommends passage.

Senator McBurney moves passage, seconded by Senators Polisena, Damiani and Badeau.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 34:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

12. (03-S43) (Substitute "A") An Act relating to corrections department.

Committee on Labor recommends indefinite postponement of the original bill and passage of Substitute "A".

Senator Polisena moves passage, seconded by Senators Damiani, Badeau, Tassoni, Cote, Raptakis, Sheehan and Fogarty.

Senators Walaska and Polisena discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 30:

The Honorable President Irons and Senators Algiere, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

13. (03-S241) An Act relating to businesses and professions - electricians.

Committee on Labor recommends passage.

Senator Badeau moves passage, seconded by Senators Ciccone, Lanzi, Breene, Ruggerio, Fogarty and others.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 35:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

14. (03-S602) An Act relating to safety awareness.

Committee on Labor recommends passage.

Senator Ruggerio moves passage, seconded by Senators Goodwin, Fogarty, Lanzi, Ciccone, Badeau and many others.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 34:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Connors, Cote, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

15. (03-S858) An Act relating to industrial legislation.

Committee on Labor recommends passage.

Senator Breene moves passage, seconded by Senators Algieri, Ciccone, Badeau, Ruggerio, Damiani and Felag.

The act is read and passed, upon a roll call vote with 32 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS - 32:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Celona, Ciccone, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Sosnowski, Tassoni, Walaska.

NAYS - 2: Senators Connors, Sheehan.

FROM THE DESK

Upon suggestion of Senator Ruggerio, seconded bySenate Majority Leader Montalbano, and without objection, (03-H 6346) and (03-H 6285) are removed from the Desk and acted on as follows:

(03-H 6346) An Act to vacate the forfeiture or revocation of the charter of R. Dicenso Trucking Co., Inc.

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Ruggerio, seconded bySenate Majority Leader Montalbano, and by unanimous consent, read and passed, in concurrence, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 31:

The Honorable President Irons and Senators Algieri, Alves, Badeau, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Fogarty, Gallo, Goodwin, Issa, Lanzi, Lenihan, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

(03-H 6285) An Act to vacate the forfeiture or revocation of the charter of Picozzi Beauty Supply Co., Inc.

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Ruggerio, seconded bySenate Majority Leader Montalbano, and by unanimous consent, read and passed, in concurrence, upon a voice vote.

Upon suggestion of Senator Celona, seconded by Senator Alves, and without objection, (03-S 213) is removed from the Desk and acted on as follows:

(03-S 213) An Act relating to taxation - property subject to taxation. Recommitted to the Committee on Commerce, Housing and Municipal Government.

TRANSMITTAL

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

REPORT OF COMMITTEE

TRANSFER OF BILLS

Senator Alves, in accordance with Senate Rule 6.14, moves to transfer the following bills from the Committee on Finance to the Committee on Commerce, Housing and Municipal Government:

(03-S 786) An Act relating to taxation of new real estate.

Read and referred to the Committee on Commerce, Housing and Municipal Government.

(03-S 1013) An Act relating to homestead exemptions in the town of Lincoln.

Read and referred to the Committee on Commerce, Housing and Municipal Government.

ANNOUNCEMENTS

Senator Issa announces that the Committee on Education will meet today at the rise of the Senate in Room 211 of the State House.

Also:

Senator Paiva Weed announces that the Committee on Finance will meet today at the rise of the Senate in the Senate Lounge of the State House.

Also:

Senator Raptakis announces that the Committee on Judiciary will meet today at the rise of the Senate in Room 212 of the State House.

ADJOURNMENT

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the Senate adjourns at 5:01 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR JOSEPH M. POLISENA

Heavenly Father, You knew that in our highest and best moments, we deeply desire to be true servants of Your will. Impart to us now the grace and strength we need for our solemn responsibilities. Amen.

Appendix

CONSENT CALENDAR

In order for Tuesday, April 29, 2003:

1. Reappointment of Kevin Flynn of Cranston (Local Planner) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Committee on Commerce, Housing and Municipal Government recommends that the Senate give its Advice and Consent to this Reappointment.

2. Reappointment of David Hammarstrom of Providence (Representative of Insurers) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Committee on Commerce, Housing and Municipal Government recommends that the Senate give its Advice and Consent to this Reappointment.

3.Appointment of Brian Lombardi of Glocester (Local Building Official) VICE John Leyden to the Rhode Island Housing Resources Act for a term expiring January 31, 2006.

Committee on Commerce, Housing and Municipal Government recommends that the Senate give its Advice and Consent to this Appointment.

4. Reappointment of Mary Jane K. "Susan" Baxter of Providence as Chairperson to the Rhode Island Housing Resources Commission for a term expiring January 31, 2006.

Committee on Commerce, Housing and Municipal Government recommends that the Senate give its Advice and Consent to this Reappointment.

RAYMOND T. HOYAS, JR.

Secretary of the Senate

Thursday, April 24, 2003

Appendix

CALENDAR

In order for Tuesday, April 29, 2003:

1.Appointment of Ms. Christine S. Jabour of Barrington as Clerk/Magistrate of the District Court for a term of ten (10) years.

Committee on Judiciary recommends that the Senate give its advice and consent to this appointment.

2. (03-S220) (Substitute "A") An Act relating to property.

Committee on Environment and Agriculture recommends indefinite postponement of the original bill and passage of Substitute "A".

3. (03-S270) (Substitute "A") An Act relating to food and drugs - fruits and vegetables generally.

Committee on Environment and Agriculture recommends indefinite postponement of the original bill and passage of Substitute "A".

4. (03-S413) (Substitute "A") An Act relating to health and safety - refuse disposal.

Committee on Environment and Agriculture recommends indefinite postponement of the original bill and passage of Substitute "A".

5. (03-S579) (Substitute "A") An Act relating to agriculture and forestry - right to farm.

Committee on Environment and Agriculture recommends indefinite postponement of the original bill and passage of Substitute "A".

6. (03-S850) (Substitute "A") An Act relating to state affairs and government - Department of Environmental Management.

Committee on Environment and Agriculture recommends indefinite postponement of the original bill and passage of Substitute "A".

7. (03-S28) (Substitute "A") An Act relating to health and safety - sanitation standards for bathing beaches.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

8. (03-S105) (Substitute "A") An Act relating to health and safety.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

9. (03-S132) An Act relating to businesses and professions.

Committee on Health and Human Services recommends passage.

10. (03-S151) (Substitute "A") An Act relating to health and safety - nursing working mothers.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

11. (03-S162) (Substitute "A") An Act relating to health and safety.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

12. (03-S318) (Substitute "A") An Act relating to health and safety - Department of Health.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

13. (03-S441) (Substitute "A") An Act relating to health and safety - assisted living residence licensing act.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

14. (03-S445) (Substitute "A") Joint Resolution creating a special legislative commission to study the nursing crisis in Rhode Island nursing homes.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

15. (03-S872) (Substitute "A") An Act relating to human services - encouraging volunteer efforts of physicians and dentists - at free health clinics.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

16. (03-S876) (Substitute "A" as amended) An Act relating to long-term care - ombudsperson.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A" as amended.

17. (03-S883) (Substitute "A") An Act relating to abused and neglected children.

Committee on Health and Human Services recommends indefinite postponement of the original bill and passage of Substitute "A".

Appendix

CALENDAR

In order for Wednesday, April 30, 2003:

1. (03-S821) An Act relating to taxation - property subject to taxation.

Committee on Commerce, Housing and Municipal Government recommends passage.

2. (03-S926) An Act relating to taxation.

Committee on Commerce, Housing and Municipal Government recommends passage.

3. (03-S137) (Substitute "A") An Act relating to insurance.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

4. (03-S279) An Act relating to banking law - dishonored checks.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

5. (03-S281) (Substitute "A") An Act relating to insurance - federal riot reinsurance reimbursement fund.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

6. (03-S402) (Substitute "A") An Act relating to regulating oversight.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

7. (03-S403) An Act relating to trust powers.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

8. (03-S431) An Act relating to insurance.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

9. (03-S433) (Substitute "A") An Act relating to insurance - insurance premium finance agreements.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

10. (03-S434) An Act relating to state affairs and government - Department of Business Regulation.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

11. (03-S435) An Act relating to insurance - producer licensing act.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

12. (03-S436) An Act relating to financial institutions - licensed activities.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

13. (03-S437) An Act relating to securities.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

14. (03-S559) (Substitute "A") An Act relating to financial institutions - licensed activities and regulating oversight.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

15. (03-S841) (Substitute "A") An Act relating to fiduciaries - uniform management of institutional funds.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

16. (03-S843) (Substitute "A") An Act relating to public utilities and carriers.

Committee on Financial Services, Technology and Regulatory Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

17. (03-S911) An Act relating to insurance - producer licensing act.

Committee on Financial Services, Technology and Regulatory Issues recommends passage.

RAYMOND T. HOYAS, JR.

Secretary of the Senate

Thursday, April 24, 2003

As always, your [comments](#) concerning this page are welcomed and appreciated.

Thank you for stopping by!

