

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.56 Wednesday, June 4, 2003 Fifty-sixth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable William V. Irons, President of the Senate, at 4:05 o'clock P.M.

The roll is called and a quorum is declared present with 38 Senators present and 0 Senators absent as follows:

PRESENT - 38:

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

ABSENT - 0.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journals of Thursday, May 29, 2003 and Tuesday, June 3, 2003 proceedings are read in part.

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

APPOINTMENT BY THE GOVERNOR

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

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

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

Donald L. Carcieri
Governor

June 2, 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:

Miriam Coleman of East Greenwich
VICE
Frank Flaherty
(resigned)

for a term expiring January 31, 2004.

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

Sincerely,

DONALD L. CARCIERI
Governor

Read and referred to the Committee on Education.

**REPORTS OF COMMITTEE
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 400) (Substitute "A") An Act relating to insurance - health maintenance organizations.

Read and ordered to be placed on the Calendar.

(03-S 808) (Substitute "A") An Act relating to health and safety.

Read and ordered to be placed on the Calendar.

(03-S 820) An Act relating to public utilities and carriers - Public Utilities Commission.

Read and ordered to be placed on the Calendar.

(03-S 827) (Substitute "A") An Act relating to businesses and professions - nurses.

Read and ordered to be placed on the Calendar.

(03-S 834) (Substitute "A" as amended) An Act relating to insurance - small employer health insurance.

Read and ordered to be placed on the Calendar.

(03-S 930) (Substitute "A") An Act relating to the town of South Kingstown.

Read and ordered to be placed on the Calendar.

(03-S 961) An Act relating to motor vehicles - size, weight and load limits.

Read and ordered to be placed on the Calendar.

(03-S 1015) An Act relating to dissolution of the Tiverton Board of Water Commissioners.

Read and ordered to be placed on the Calendar.

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

Read and ordered to be placed on the Calendar.

(03-S 1114) An Act relating to taxation - town of Lincoln.

Read and ordered to be placed on the Calendar.

(03-H 5064) An Act relating to validating and ratifying certain amendments to the home rule charter of the city of Newport.

Read and ordered to be placed on the Calendar.

(03-H 5370) An Act relating to state affairs and government - Economic Development Corporation.

Read and ordered to be placed on the Calendar.

(03-H 5702 as amended) An Act exempting the real, mixed and personal property of Woonsocket Young Men's Christian Association.

Read and ordered to be placed on the Calendar.

(03-H 5722) An Act exempting from taxation the real, mixed and personal property of the Darlington Braves, Inc. of Pawtucket.

Read and ordered to be placed on the Calendar.

(03-H 5745) (Substitute "A") An Act relating to indebtedness of towns and cities - municipal deficits.

Read and ordered to be placed on the Calendar.

(03-H 5756) An Act relating to validating and ratifying amendments to the home rule charter of the town of Middletown.

Read and ordered to be placed on the Calendar.

(03-H 5761) An Act relating to taxation - levy and assessment of local taxes.

Read and ordered to be placed on the Calendar.

(03-H 5766) An Act relating to validating and ratifying amendments to the charter of the town of Jamestown.

Read and ordered to be placed on the Calendar.

(03-H 6179) An Act relating to incorporation of the Dunns Corners Fire District.

Read and ordered to be placed on the Calendar.

(03-H 6271) An Act relating to establishing the Westerly Municipal Land Trust.

Read and ordered to be placed on the Calendar.

(03-H 6300) An Act exempting from taxation the real, mixed and personal property of the Rhode Island Society of the Sons of the Revolution in Middletown.

Read and ordered to be placed on the Calendar.

(03-H 6356) An Act relating to taxation - town of Westerly.

Read and ordered to be placed on the Calendar.

(03-H 6375) (Substitute "A") An Act exempting from taxation the real, mixed and personal property of Welcome House of South County.

Read and ordered to be placed on the Calendar.

NEW BUSINESS

The following item s are received and referred to committee pending any objection of the body on the next legislative day.

Senator Celona presents (03-S 1120) An Act to vacate the forfeiture or revocation of the charter of R.D. Angell Masonry Co., Inc.

Read and ordered to be placed on the Consent Calendar.

Senators Montalbano, Irons, Celona and Ruggerio present (03-S 1121) Joint Resolution approving the issuance of revenue bonds by the Rhode Island Convention Center Authority.

Read and referred to the Committee on Finance.

Senator Felag presents (03-S 1122) An Act relating to securities.

Read and referred to the Committee on Financial Services, Technology and Regulatory Issues.

CALENDAR

In order for the day is taken up as follows:

1. (03-S80) (Substitute "A") An Act relating to criminal offenses.

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

Senator Raptakis moves passage, seconded by Senators Cote, Polisena, Parella, Algiere, Celona and McCaffrey.

Senator Polisena andSenate Majority Leader Montalbano discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, Blais, Breene, Caprio, Celona, Ciccone, Cote, Damiani, Felag, Fogarty, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Pichardo, Polisena, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 1: Senator Perry.

2. (03-S1023) An Act relating to Family Court.

Committee on Judiciary recommends passage.

Upon suggestion of Senator Lenihan, and without objection, ordered to be placed on the Calendar for Thursday, June 5, 2003.

3. (03-S1073) (Substitute "A") An Act relating to businesses and professions - telecommunications.

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 5, 2003.

COMMUNICATION

The Honorable President presents the following communications:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

SENATE CHAMBER

STATEMENT OF POTENTIAL CONFLICT

To the Honorable Senate:

I, Dennis L. Algiere, under oath depose and say:

- 1. I am a duly elected member of the Rhode Island Senate.
- 2. This statement is made in accord with Rhode Island General Law section 36-14-6.

3. In my official capacity, I may be expected or required to vote or participate in the deliberations of bills (03-H 6001) and (03-H 6004), now pending before the Senate or a committee thereof.

4. I request that I be excused from voting, deliberating or taking action on the matter.

5. I do not desire to vote or deliberate because I have a conflict of interest as follows.

I am an employee of The Washington Trust Company.

6. This statement is true to the best of my knowledge.

DENNIS L. ALGIERE
Senator, District 38

Subscribed and sworn to before me this 4th day of June, 2003.

RAYMOND T. HOYAS, JR.
Notary Public

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
SENATE CHAMBER
STATEMENT OF POTENTIAL CONFLICT

To the Honorable Senate:

I, Dennis L. Algieri, under oath depose and say:

- 1. I am a duly elected member of the Rhode Island Senate.
- 2. This statement is made in accord with Rhode Island General Law section 36-14-6.
- 3. In my official capacity, I may be expected or required to vote or participate in the deliberations of bill (03-H 6002), now pending before the Senate or a committee thereof.
- 4. I request that I be excused from voting, deliberating or taking action on the matter.
- 5. I do not desire to vote or deliberate because I have a conflict of interest as follows.

I am an employee of The Washington Trust Company.

6. This statement is true to the best of my knowledge.

DENNIS L. ALGIERE
Senator, District 38

Subscribed and sworn to before me this 4th day of June, 2003.

RAYMOND T. HOYAS, JR.
Notary Public

CALENDAR

4. (03-H6001) (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" in concurrence.

Senator Bates moves passage, seconded by Senator Blais.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS - 32:

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

NAYS - 0.

ABSTAINED - 1: Senator Algiere.

5. (03-H6002) An Act relating to trust powers.

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

Senator Bates moves passage, seconded by Senators Blais and Walaska.

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS - 32:

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

NAYS - 0.

ABSTAINED - 1: Senator Algiere.

6. (03-H6004) (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" in concurrence.

Senator Bates moves passage, seconded by Senators Walaska and Blais.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS - 33:

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

NAYS - 0.

ABSTAINED - 1: Senator Algieri.

7. (03-H6018) An Act relating to state affairs and government - Department of Business Regulation.

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

Senator Blais moves passage, seconded by Senator Breene.

The act is read and passed, in concurrence, 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, Blais, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

8. (03-H6019) An Act relating to insurance - producer licensing act.

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

Senator Bates moves passage, seconded by Senators Walaska and Blais.

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 36:

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

NAYS - 0.

9. (03-H6020) An Act relating to securities.

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

Senator Breene moves passage, seconded by Senators Walaska and Blais.

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

10. (03-H6021) (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" in concurrence.

Senator Bates moves passage, seconded by Senators Walaska and Blais.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

11. (03-H5245) An Act relating to sanitation of food establishments.

Committee on Health and Human Services recommends passage in concurrence.

Senator Gibbs moves passage, seconded by Senator Blais.

The act is read and passed, in concurrence, 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, Blais, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva Weed, Parella, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS - 0.

13. (03-H5826) An Act relating to education.

Committee on Health and Human Services recommends passage in concurrence.

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

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

14. (03-H5841) (Substitute "A") 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" in concurrence.

Senator Roberts moves passage, seconded by Senators Goodwin and Blais.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS - 34:

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

NAYS - 0.

ABSTAINED - 1: Senator Celona.

15. (03-H5924) (Substitute "A") An Act relating to health and safety - licensing of health care facilities.

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

Senator Roberts moves passage, seconded by Senator McCaffrey.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS - 36:

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

Tassoni, Walaska.

NAYS - 0.

ABSTAINED - 1: Senator Celona.

16. (03-H5949) (Substitute "A") An Act relating to food and drugs.

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

Senator Celona moves passage, seconded by Senators Tassoni and McCaffrey.

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, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS - 0.

17. (03-H5953) (Substitute "A") An Act relating to businesses and professions - Board of Medical Licensure and Discipline.

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

Senator Blais moves passage, seconded by Senators Roberts and Breene.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 36:

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

NAYS - 0.

18. (03-H6024) An Act relating to health and safety - laboratories.

Committee on Health and Human Services recommends passage in concurrence.

Senator Roberts moves passage, seconded by Senators Blais and Tassoni.

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 36:

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

NAYS - 0.

19. (03-H6025) (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" in concurrence.

Senator Perry moves passage, seconded by Senator Roberts.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

20. (03-S49) (Substitute "A" as amended) An Act relating to campus security.

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

Senator Damiani moves passage, seconded by Senators Polisena, Parella, Blais, Breene, Celona, McBurney, Alves, Tassoni and many more.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, upon a roll call vote with 32 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS - 32:

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

NAYS - 3: Senators Gibbs, Paiva Weed, Perry.

22. (03-S673) (Substitute "A") An Act relating to criminal law - theft and disruption of telecommunications and community antenna television services.

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

Senator Celona moves passage, seconded by Senators McCaffrey and Blais.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

12. (03-H5507) (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" in concurrence.

Senator Perry moves passage, seconded by Senators Roberts, Parella, Gibbs, Gallo, Paiva Weed and others.

Senators Polisena and Perry discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 37:

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

NAYS - 0.

21. (03-S668) (Substitute "A" as amended) An Act relating to motor and other vehicles - safety responsibility violations - general provisions.

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

Senator Goodwin moves passage, seconded by Senators McCaffrey, Gibbs, Raptakis, Blais, Bates and Breene.

Senate Majority Leader Montalbano, seconded by Senators Blais, Bates, Goodwin, Breene and Polisena, offers the following written motion to amend:

FLOOR AMENDMENT

TO

(03-S 668) (Substitute "A" as amended)

Mr. President:

I hereby move to amend (03-S 668) (Substitute "A" as amended) entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SAFETY RESPONSIBILITY VIOLATIONS - GENERAL PROVISIONS", as follows:

1. On page 2, line 11, by adding the following language after the word "accident": "or a combined single limit of three hundred thousand dollars (\$300,000) or greater".
2. On page 2, line 24, by adding the following language after the word "accident": "or a combined single limit of three hundred thousand dollars (\$300,000) or greater".
3. On page 3, line 30, by adding the following language after the word "accident": "or a combined single limit of three hundred thousand dollars (\$300,000) or greater".

Respectfully submitted,

JOSEPH A. MONTALBANO
Senator, District 17

The motion to amend prevails upon a roll call vote with 38 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS - 38:

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

NAYS - 0.

Senators Raptakis, Caprio, Revens, Senate Majority Leader Montalbano and Senator Goodwin discuss the act.

Upon motion of Senator Goodwin, seconded by Senate Majority Leader Montalbano and Senators Blais, Bates, Breene and Polisena, the bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 35:

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

NAYS - 1: Senator Caprio.

ANNOUNCEMENTS

Senator Goodwin announces that the Committee on Constitutional and Gaming Issues will meet today at the rise of the Senate in Room 211 of the State House.

Also:

Senator Connors announces that the Committee on Environment and Agriculture will meet on Thursday, June 5, 2003, at 3:00 o'clock P.M. in Room 212 of the State House.

Also:

Senator Bates announces that the Committee on Financial Services, Technology and Regulatory Issues will meet on Thursday, June 5, 2003, at the rise of the Senate in the Senate Lounge of the State House.

Also:

Senator Lenihan announces that the Committee on Oversight will meet today at the rise of the Senate in Room 313 of the State House.

TRANSMITTAL

By unanimous consent, all Senate matters and House matters that have been amended by the Senate on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 5:00 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR MARC A. COTE

Dear Lord, show us how to cooperate with each other in sharing our individual talents. Remind us that working together in a unified effort provides us with strength and produces desired end results. Amen.

Appendix

CONSENT CALENDAR

In order for Thursday, June 5, 2003:

1. (03-S1120) An Act to vacate the forfeiture or revocation of the charter of R.D. Angell Masonry Co., Inc.

Ordered on the Consent Calendar.

RAYMOND T. HOYAS, JR.
Secretary of the Senate
Wednesday, June 4, 2003

Appendix

CALENDAR

In order for Thursday, June 5, 2003:

1. Appointment of Pierre L. LaPerriere of Exeter VICE Sarah Dowling (resigned) to the Board of Governors for Higher Education for a term expiring January 31, 2004.

Committee on Education recommends that the Senate give its Advice and Consent to this Appointment.

2. Appointment of Anne Szostak of Providence VICE Deborah A. Smith to the Board of Governors for Higher Education for a term expiring January 31, 2006.

Committee on Education recommends that the Senate give its Advice and Consent to this Appointment.

3. Appointment of Ana M. Morgan of Cranston VICE Vidal P. Perez (resigned) to the Board of Regents for Elementary and Secondary Education for a term expiring January 31, 2004.

Committee on Education recommends that the Senate give its Advice and Consent to this Appointment.

4. (03-S1023) An Act relating to Family Court.

Committee on Judiciary recommends passage.

5. (03-S1073) (Substitute "A") An Act relating to businesses and professions - telecommunications.

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

6. (03-S959) An Act relating to the town of Scituate - Juvenile Hearing Board.

Committee on Judiciary recommends passage.

7. (03-S139) An Act relating to military affairs - continuation of employment.

Committee on Commerce, Housing and Municipal Government recommends passage.

8. (03-S401 as amended) An Act authorizing the City of Providence to convey certain property dedicated for park purposes.

Committee on Commerce, Housing and Municipal Government recommends passage as amended.

9. (03-S408 as amended) An Act relating to the City of Providence.

Committee on Commerce, Housing and Municipal Government recommends passage as amended.

10. (03-S539) An Act relating to corporations, associations and partnerships - business corporations.

Committee on Commerce, Housing and Municipal Government recommends passage.

11. (03-S822) An Act relating to cities and towns - exempting from taxation property of the Newport, Rhode Island Young Men's Christian Association.

Committee on Commerce, Housing and Municipal Government recommends passage.

12. (03-S826) An Act relating to cities and towns - exempting from taxation property of the Westerly, Rhode Island Young Men's Christian Association.

Committee on Commerce, Housing and Municipal Government recommends passage.

13. (03-S1006) An Act relating to towns and cities - town housing authority.

Committee on Commerce, Housing and Municipal Government recommends passage.

14. (03-S1037) An Act relating to cities and towns - exempting from taxation certain property of the Healing Co-Op, Inc.

Committee on Commerce, Housing and Municipal Government recommends passage.

Appendix

CALENDAR

In order for Tuesday, June 10, 2003:

1. (03-S400) (Substitute "A") An Act relating to insurance - health maintenance organizations.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A".

2. (03-S808) (Substitute "A") An Act relating to health and safety.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A".

3. (03-S820) An Act relating to public utilities and carriers - Public Utilities Commission.

Committee on Commerce, Housing and Municipal Government recommends passage.

4. (03-S827) (Substitute "A") An Act relating to businesses and professions - nurses.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A".

5. (03-S834) (Substitute "A" as amended) An Act relating to insurance - small employer health insurance.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A" as amended.

6. (03-S930) (Substitute "A") An Act relating to the town of South Kingstown.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A".

7. (03-S961) An Act relating to motor vehicles - size, weight and load limits.

Committee on Commerce, Housing and Municipal Government recommends passage.

8. (03-S1015) An Act relating to dissolution of the Tiverton Board of Water Commissioners.

Committee on Commerce, Housing and Municipal Government recommends passage.

9. (03-S1030) An Act relating to towns and cities - Shannock Water District.

Committee on Commerce, Housing and Municipal Government recommends passage.

10. (03-S1114) An Act relating to taxation - town of Lincoln.

Committee on Commerce, Housing and Municipal Government recommends passage.

11. (03-H5064) An Act relating to validating and ratifying certain amendments to the home rule charter of the city of Newport.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

12. (03-H5370) An Act relating to state affairs and government - Economic Development Corporation.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

13. (03-H5702 as amended) An Act exempting the real, mixed and personal property of Woonsocket Young Men's Christian Association.

Committee on Commerce, Housing and Municipal Government recommends passage as amended in concurrence.

14. (03-H5722) An Act exempting from taxation the real, mixed and personal property of the Darlington Braves, Inc. of Pawtucket.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

15. (03-H5745) (Substitute "A") An Act relating to indebtedness of towns and cities - municipal deficits.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A" in concurrence.

16. (03-H5756) An Act relating to validating and ratifying amendments to the home rule charter of the town of Middletown.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

17. (03-H5761) An Act relating to taxation - levy and assessment of local taxes.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

18. (03-H5766) An Act relating to validating and ratifying amendments to the charter of the town of Jamestown.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

19. (03-H6179) An Act relating to incorporation of the Dunns Corners Fire District.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

20. (03-H6271) An Act relating to establishing the Westerly Municipal Land Trust.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

21. (03-H6300) An Act exempting from taxation the real, mixed and personal property of the Rhode Island Society of the Sons of the Revolution in Middletown.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

22. (03-H6356) An Act relating to taxation - town of Westerly.

Committee on Commerce, Housing and Municipal Government recommends passage in concurrence.

23. (03-H6375) (Substitute "A") An Act exempting from taxation the real, mixed and personal property of Welcome House of South County.

Committee on Commerce, Housing and Municipal Government recommends indefinite postponement of the original bill and passage of Substitute "A" in concurrence.

RAYMOND T. HOYAS, JR.

Secretary of the Senate

Wednesday, June 4, 2003

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

Thank you for stopping by!

