

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. 68

Tuesday, July 1, 2003

Sixty-eighth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable William V. Irons, President of the Senate, at 4:22 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 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.

ABSENT — 0.

INVOCATION

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

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Thursday, June 26, 2003 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communication:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

EXECUTIVE CHAMBER, PROVIDENCE

Donald L. Carcieri
Governor

June 25, 2003

To the Honorable, the Senate:

I am hereby withdrawing the April 17, 2003 appointment of Ana Morgan to the Board of Regents for Elementary and Secondary Education.

Sincerely,

DONALD L. CARCIERI
Governor

Received and ordered to be placed on file.

FROM THE
HOUSE OF REPRESENTATIVES

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

(03-H 5075) An Act relating to military affairs.

Read and referred to the Committee on Finance.

Also:

(03-H 5351) An Act relating to textbooks.

Read and referred to the Committee on Finance.

Also:

(03-H 6157) An Act relating to taxation — manufacturing business tax.

Read and referred to the Committee on Finance.

Also:

(03-H 6159) (Substitute "A") An Act relating to corporations, associations and partnerships — business corporations.

Read and referred to the Committee on Finance.

Also:

(03-H 5533) (Substitute "A" as amended) An Act relating to public utilities and carriers — renewable energy standard.

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

Also:

(03-H 6493) (Substitute "A") An Act relating to insurance — authorizing health care providers to negotiate with health care insurers and providing for the powers and duties of the Attorney General.

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

Also:

(03-H 6587) An Act relating to special development districts — East Providence.

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

Also:

(03-H 6588) An Act relating to taxation — levy and assessment of local taxes.

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

Also:

(03-H 6590) Joint Resolution creating a special legislative commission to study the feasibility of establishing the Office of Inspector General.

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

Also:

(03-H 6473 as amended) An Act relating to health and safety.

Read and referred to the Committee on Health and Human Services.

Also:

(03-H 5277) An Act relating to equal opportunity and affirmative action.

Read and referred to the Committee on Judiciary.

Also:

(03-H 5199) An Act relating to education — the Rhode Island Student Investment Initiative.

Read and referred to the Committee on Education.

Also:

(03-S 16 as amended) An Act relating to privileges and immunities of militiamen.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6581) An Act to vacate the forfeiture or revocation of the charter of Nathanael Greene Fraternal Association.

Read and ordered to be placed on the Consent Calendar.

Also:

(03-H 5040) (Substitute "A") An Act relating to corporations — alternative fueled vehicle and filling station credit.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5121) (Substitute "A") An Act relating to water lines and works for the town of Middletown.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5252) (Substitute "A" as amended) An Act relating to the National Guard.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5467) An Act relating to taxation — levy and assessment of local taxes. — Bristol.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5468) An Act relating to probate — town of Bristol.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5598) (Substitute "A" as amended) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5600) (Substitute "A") An Act relating to workers’ compensation — benefits.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5747) (Substitute "A") An Act relating to military affairs and defense — emergency health powers act.

Read and ordered to be placed on the Calendar.

Also:

(03-H 5878) (Substitute "A") An Act relating to alternative fueled vehicles — tax credit.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6042) (Substitute "A") An Act relating to health and safety — refuse disposal.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6101) (Substitute "A") An Act relating to criminal offenses — sexual offender registration and community notification.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6223 as amended) An Act relating to the Tockwotton Home, originally incorporated as Home For Aged Women.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6246) An Act relating to towns and cities — town housing authority.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6286) An Act relating to dissolution of the Tiverton Board of Water Commissioners.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6421) (Substitute "A") An Act relating to alcoholic beverages — retail licenses.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6518) An Act relating to businesses and professions — telecommunications.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6528) An Act relating to health and safety.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6529 as amended) An Act relating to motor vehicles — size, weight and load limits.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6539 as amended) Joint Resolution creating a commission to provide for the determination, resolution, and settlement of the boundary line between the State of Connecticut and the State of Rhode Island and Providence Plantations from the mouth of the Ashaway River north to the Massachusetts border.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6582) An Act relating to the general assembly — permanent joint committee on naming all new buildings, bridges, edifices and other state constructions.

Read and ordered to be placed on the Calendar.

Also:

(03-H 6584) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.

Read and ordered to be placed on the Calendar.

REPORT 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 1187) An Act relating to special development districts — East Providence.

Read and ordered to be placed on the Calendar.

(03-H 6423) An Act relating to public utilities and carriers — taxicabs and limited public motor vehicles.

Read and ordered to be placed on the Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon motion of Senate Majority Leader Montalbano, seconded by Senator Algiere, the following measure on today’s Consent Calendar, by

unanimous consent, is read and passed, in concurrence, upon a voice vote:

- 1. (03-H 6581) An Act to vacate the forfeiture or revocation of the charter of Nathanael Greene Fraternal Association.

CALENDAR

In order for the day is taken up as follows:

Upon suggestion of Senate Majority Leader Montalbano, and without objection, the following acts will be considered in one vote:

- 11. (03-H 5159) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.
- 15. (03-H 6123) (Substitute "A") An Act relating to taxation.
- 17. (03-H 6417 as amended) An Act relating to levy and assessment of local taxes.
- 18. (03-H 6471) (Substitute "A") An Act relating to cities and towns — zoning.
- 19. (03-H 6475) An Act relating to cities and towns — exempting from taxation property of the Newport, Rhode Island Young Men’s Christian Association.
- 20. (03-H 6476) (Substitute "A") An Act relating to taxation — property subject to taxation.
- 21. (03-H 6527) An Act relating to taxation — elderly real property exemption.
- 22. (03-H 6547) An Act authorizing the town of Middletown to borrow up to \$2,500,000 for the purpose of financing the construction of sewers and sewerage systems through the issuance of its general obligation bonds or notes including but not limited to, any bonds or notes issued pursuant to financing agreements with the Rhode Island Clean Water Finance Agency.
- 29. (03-H 6071) (Substitute "A") An Act relating to food and drugs — uniform controlled substances act.
- 34. (03-H 6474) An Act relating to taxation.

Senate Majority Leader Montalbano moves passage, seconded by Senator Algieri.

The acts are read and passed, 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, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

- 1. (03-S 829) (Substitute "A") An Act relating to businesses and professions — physical therapists.

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

Senator Blais moves passage, seconded by Senator Polisena and others.

Senator Blais, seconded by Senator Polisena, offers the following written motion to amend:

FLOOR AMENDMENT

TO

(03-S 829) (Substitute "A")

Mr. President:

I hereby move to amend (03-S 829) (Substitute "A") entitled "AN ACT RELATING TO BUSINESSES AND PROFESSIONS — PHYSICAL THERAPISTS", as follows:

- 1. On page 6, line 9, by deleting the words "Grounds for denial, revocation, or suspension of licenses" and inserting the words "Grounds for

discipline of licensees";

- 2. On page 6, line 18, by deleting the word "Violates" and by inserting the words "Has repeatedly violated" in place thereof;
- 3. On page 6, line 31, by adding the word "Repeated" at the beginning of the sentence and by deleting the word "Failure" and inserting the word "failure" in place thereof;
- 4. On page 7, by deleting all language on lines 8 through 11, inclusive, and by inserting the following language in place thereof:

"(16) Violation of this chapter or any of the rules and regulations or departure from or failure to conform to the current standards of acceptable and prevailing practice and code of ethics of physical therapy."

Respectfully submitted,

LEO R. BLAIS

Senator, District 24

The motion to amend prevails 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, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

Upon motion of Senator Blais, seconded by Senator Polisena, the bill marked Substitute "A" is read and passed, as amended, 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, Blais, Breene, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

2. (03-H 5951) (Substitute "B") An Act relating to businesses and professions — physical therapists.

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

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

Senator Blais, seconded by Senators Polisena and Breene, offers the following written motion to amend:

FLOOR AMENDMENT

TO

(03-H 5951) (Substitute "B")

Mr. President:

I hereby move to amend (03-H 5951) (Substitute "B") entitled "AN ACT RELATING TO BUSINESSES AND PROFESSIONS — PHYSICAL THERAPISTS", as follows:

- 1. On page 6, line 9, by deleting the words "Grounds for denial, revocation, or suspension of licenses" and inserting the words "Grounds for discipline of licensees";
- 2. On page 6, line 18, by deleting the word "Violates" and by inserting the words "Has repeatedly violated" in place thereof;
- 3. On page 6, line 31, by adding the word "Repeated" at the beginning of the sentence and by deleting the word "Failure" and inserting the word "failure" in place thereof;

4. On page 7, by deleting all language on lines 8 through 11, inclusive, and by inserting the following language in place thereof:

"(16) Violation of this chapter or any of the rules and regulations or departure from or failure to conform to the current standards of acceptable and prevailing practice and code of ethics of physical therapy."

Respectfully submitted,

LEO R. BLAIS

Senator, District 24

The motion to amend prevails 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, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS — 0.

Upon motion of Senator Blais, seconded by Senators Polisena and Breene, the bill marked Substitute "B" is read and passed, as amended, and the original bill and the bill marked Substitute "A" 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 Algieri, Alves, Badeau, Bates, Blais, Celona, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

3. (03-H 5919 as amended) An Act relating to education — health and safety of pupils.

Committee on Education recommends passage as amended in concurrence.

Senator Tassoni moves passage, seconded by Senator Bates.

The act is read and passed, as amended, in concurrence, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS — 34: 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 1: Senator Parella.

4. (03-H 5331) An Act relating to alcoholic beverages — licenses generally.

Committee on Constitutional and Gaming Issues recommends passage in concurrence.

Upon suggestion of Senator Goodwin, and without objection, ordered to be placed at the bottom of the Calendar.

5. (03-S 300) (Substitute "A" as amended) An Act relating to towns and cities — low and moderate income housing.

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

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

Senator Celona, seconded by Senator Bates, Blais, Tassoni and Breene, offers the following written motion to amend:

FLOOR AMENDMENT

TO

(03-S 300) (Substitute "A" as amended)

Mr. President:

I hereby move to amend (03-S 300) (Substitute "A" as amended) entitled "AN ACT RELATING TO TOWNS AND CITIES — LOW AND MODERATE INCOME HOUSING", as follows:

- (1) On page 7, by deleting the language on lines 30-34 inclusive and by deleting line 1 on page 8.
- (2) On page 8, line 2, by deleting the number "7" and inserting in lieu thereof the number "6".
- (3) On page 9, line 4, by deleting the words "upon passage" and inserting in place thereof the language "on September 1, 2003".

Respectfully submitted,

JOHN A. CELONA

Senator, District 7

Senators Paiva Weed and Celona discuss the amendment.

The motion to amend prevails 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, Blais, Breene, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva Weed, Parella, Perry, Pichardo, Polisena, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

Senator Cote discusses the act.

Upon motion of Senator Celona, seconded by Senators Bates and Tassoni, the bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, 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, Montalbano, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 2: Senators Paiva Weed, Parella.

6. (03-S 809) (Substitute "A") An Act relating to the Tockwotton Home, originally incorporated as Home For Aged Women.

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

Senator DaPonte moves passage, seconded by Senator Perry.

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, 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS — 35: 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

ABSTAINED — 1: Senator Celona.

7. (03-S 1113) An Act relating to taxation.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator Gibbs moves passage, seconded by Senator Bates.

Senator Gibbs, seconded by Senator Bates, offers the following written motion to amend:

FLOOR AMENDMENT
TO
(03-S 1113)

Mr. President:

I hereby move to amend (03-S 1113) entitled "AN ACT RELATING TO TAXATION", as follows:

On page 3, line 10, by deleting "2003" and inserting in place thereof "2002".

Respectfully submitted,

JUNE N. GIBBS
Senator, District 12

The motion to amend prevails 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, Perry, Pichardo, Polisena, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

Upon motion of Senator Gibbs, seconded by Senator Bates, the act is read and passed, as amended, 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, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS — 0.

8. (03-S 802) (Substitute "A" as amended) An Act relating to businesses and professions — home inspectors.

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

Senator Celona moves passage, seconded by Senator Tassoni.

The bill marked Substitute "A" is read and passed, as amended, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

9. (03-S 1125) An Act relating to motor and other vehicles — motor fuel tax.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator Sosnowski moves passage, seconded by Senator Ruggerio.

The act is read and passed, 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, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

10. (03-S 1175) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator Tassoni moves passage, seconded by Senator Roberts.

The act is read and passed, 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, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

12. (03-H 5216) (Substitute "A") An Act relating to airports and landing fields.

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

Senator Celona passage, seconded by Senator Tassoni.

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 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, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

13. (03-H 5398) An Act relating to abandoned motor vehicles.

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

Senator Celona moves passage, seconded by Senator 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 Algieri, Alves, Badeau, Bates, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

14. (03-H 5744) (Substitute "A") An Act relating to taxation — veterans’ exemption — total disability.

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

Senator Celona moves passage, seconded by Senator Sheehan.

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, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

16. (03-H 6218) An Act relating to town of Hopkinton.

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

Senator Celona moves passage, seconded by Senator Breene.

The act is read and passed, in concurrence, by unanimous consent, upon a roll call vote with 29 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS — 29: Senators Algieri, Badeau, Bates, Blais, Breene, Caprio, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Sosnowski, Tassoni.

NAYS — 0.

23. (03-S 62) An Act relating to military affairs.

Committee on Finance recommends passage.

Senator Felag moves passage, seconded by Senators Issa, Ciccone, Parella, Algieri, Sosnowski, Gibbs and many others.

The act is read and passed, 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, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

24. (03-S 258) (Substitute "A") An Act relating to taxation — sales and use taxes — liability and computation.

Committee on Finance 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 Desk.

25. (03-S 1075) (Substitute "A") An Act relating to corporations — alternative fueled vehicle and filling station credit.

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

Senator Badeau moves passage, seconded by Senators Ciccone and Connors.

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

26. (03-H 5546) An Act relating to the Economic Development Corporation.

Committee on Finance recommends passage in concurrence.

Senator Alves moves passage, seconded by Senators Felag, McCaffrey and DaPonte.

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.

27. (03-S 387) (Substitute "A") An Act relating to food and drugs — uniform controlled substances act.

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

Senator Roberts moves passage, seconded by Senator Goodwin, Sheehan, Pichardo 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 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, Blais, Breene, 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, Walaska.

NAYS — 0.

28. (03-S 1105) (Substitute "A") Senate Resolution supporting health care access for all Rhode Island residents.

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

Senator Perry moves passage, seconded by Senators Goodwin, Paiva Weed, Parella, Pichardo and others.

The bill marked Substitute "A" is read and passed, 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, Blais, Breene, Caprio, Celona, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

30. (03-S 1182) An Act relating to taxation — Warwick.

Ordered on the Calendar.

Senator McCaffrey moves passage, seconded by Senators Walaska and Roberts.

The act is read and passed, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

31. (03-S 1103) (Substitute "A") An Act relating to taxation — property subject to taxation.

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

Senator Gibbs moves passage, seconded by Senators Breene 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 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, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

32. (03-S 117) An Act relating to textbooks.

Committee on Finance recommends passage.

Upon suggestion of Senator Alves, and without objection, ordered to be placed on the Desk.

33. (03-S 830) An Act relating to business and professions — Board of Medical Licensure and Discipline.

Committee on Commerce, Housing and Municipal Government recommends passage.

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

The act is read and passed, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

ANNOUNCEMENTS

Senator Fogarty announces that the Committee on Commerce, Housing and Municipal Government will meet today at the rise of the Senate in Room 212 of the State House.

Also:

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 Issa announces that the Committee on Education will meet today at the rise of the Senate in Room 212 of the State House.

Also:

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

Also:

Senate Majority Leader Montalbano announces that the Senate will meet on Wednesday, July 2, 2003, at 1:00 o'clock P.M.

RECESS

Upon suggestion of Senator DaPonte, and by unanimous consent, the Senate stands at recess at 5:00 o'clock P.M. until the call of the Chair.

CALLED TO ORDER

The Senate is called to order at 7:50 o'clock P.M.

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 1101) An Act relating to motor and other vehicles — operators' and chauffeurs' licenses.

Read and ordered to be placed on the Calendar.

(03-S 1174) An Act relating to towns and cities — Echo Lake Water District.

Read and ordered to be placed on the Calendar.

COMMITTEE ON ENVIRONMENT AND
AGRICULTURE

Senator Sosnowski, from the Committee on Environment and Agriculture, reports back, with recommendation of passage of the following measures:

(03-S 578) (Substitute "A" as amended) An Act relating to health and safety — mercury reduction and education act.

Read and ordered to be placed on the Calendar.

(03-S 852) (Substitute "A" as amended) An Act relating to waters and navigation — regulation of boats.

Read and ordered to be placed on the Calendar.

COMMITTEE ON EDUCATION

Senator Issa, from the Committee on Education, reports back, with recommendation of passage of the following measures:

(03-H 5199 as amended) An Act relating to education — the Rhode Island Student Investment Initiative.

Read and ordered to be placed on the Calendar.

(03-H 6519) An Act relating to education — the Rhode Island Student Investment Initiative.

Read and ordered to be placed on the Calendar.

SUSPENSION OF THE RULES

Upon suggestion of Senate Majority Leader Montalbano, and without objection, the Senate Rules are suspended.

CALENDAR

Upon suggestion of Senate Majority Leader Montalbano, and without objection, the following acts will be considered in one vote:

- 37. (03-H 5040) (Substitute "A") An Act relating to corporations — alternative fueled vehicle and filling station credit.
- 38. (03-H 5121) (Substitute "A") An Act relating to water lines and works for the town of Middletown.
- 39. (03-H 5252) (Substitute "A" as amended) An Act relating to the National Guard.
- 40. (03-H 5467) An Act relating to taxation — levy and assessment of local taxes. — Bristol.
- 41. (03-H 5468) An Act relating to probate — town of Bristol.
- 42. (03-H 5598) (Substitute "A" as amended) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.
- 43. (03-H 5600) (Substitute "A") An Act relating to workers’ compensation — benefits.
- 45. (03-H 5878) (Substitute "A") An Act relating to alternative fueled vehicles — tax credit.
- 46. (03-H 6042) (Substitute "A") An Act relating to health and safety — refuse disposal.
- 47. (03-H 6101) (Substitute "A") An Act relating to criminal offenses — sexual offender registration and community notification.
- 49. (03-H 6246) An Act relating to towns and cities — town housing authority.
- 50. (03-H 6286) An Act relating to dissolution of the Tiverton Board of Water Commissioners.
- 51. (03-H 6421) (Substitute "A") An Act relating to alcoholic beverages — retail licenses.
- 52. (03-H 6518) An Act relating to businesses and professions — telecommunications.
- 53. (03-H 6528) An Act relating to health and safety.
- 54. (03-H 6529 as amended) An Act relating to motor vehicles — size, weight and load limits.
- 55. (03-H 6539 as amended) Joint Resolution creating a commission to provide for the determination, resolution, and settlement of the boundary line between the State of Connecticut and the State of Rhode Island and Providence Plantations from the mouth of the Ashaway River north to the Massachusetts border.
- 56. (03-H 6582) An Act relating to the general assembly — permanent joint committee on naming all new buildings, bridges, edifices and other state constructions.
- 57. (03-H 6584) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.

- 67. (03-H 5660) (Substitute "A") An Act relating to state affairs and government.
- 69. (03-H 5662) An Act relating to courts and civil procedure — court administration.
- 71. (03-H 6499) (Substitute "A") An Act relating to property — mechanics’ liens.
- 72. (03-H 6534) An Act relating to Family Court.

Senate Majority Leader Montalbano moves passage, seconded by Senator Ruggerio.

The acts are 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

- 35. (03-S 910) (Substitute "A") An Act relating to health insurance coverage — mandated hearing aid coverage.

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

Senator Alves moves passage, seconded by Senators Celona, Gallo, Goodwin, Walaska, Caprio, Felag, Bates and many others.

Senator Alves, seconded by Senators Celona, Polisena and others, offers the following written motion to amend:

FLOOR AMENDMENT
TO
(03-S 910) (Substitute "A")

Mr. President:

I hereby move to amend (03-S 910) (Substitute "A") entitled "AN ACT RELATING TO HEALTH INSURANCE COVERAGE — MANDATED HEARING AID COVERAGE", as follows:

- 1. On page 1, lines 8 and 9, by deleting the language: "the entire amount of the cost of".
- 2. On page 2, lines 15 and 16, by deleting the language: "the entire amount of the cost of".
- 3. On page 3, line 1, by deleting the language: "the entire amount of the cost of".
- 4. On page 3, line 21, by deleting the language: "the entire amount of the cost of".

Respectfully submitted,

STEPHEN D. ALVES
Senator, District 32

The motion to amend prevails 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

Senator Walaska discusses the act.

Upon motion of Senator Alves, seconded by Senator Celona and others, the bill marked Substitute "A" is read and passed, as amended, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

36. (03-S 16 as amended) An Act relating to privileges and immunities of militiamen.

Ordered on the Calendar.

Senator Tassoni moves passage, seconded by Senator Celona and others.

The act is read and passed, as amended, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

44. (03-H 5747) (Substitute "A") An Act relating to military affairs and defense — emergency health powers act.

Ordered on the Calendar.

Senator Tassoni moves passage, seconded by Senator Celona and Senate Majority Leader Montalbano.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 34 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS — 34: The Honorable President Irons and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Celona, Ciccone, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 2: Senators Connors, Perry.

48. (03-H 6223 as amended) An Act relating to the Tockwotton Home, originally incorporated as Home For Aged Women.

Ordered on the Calendar.

Senator DaPonte moves passage, seconded by Senator Damiani.

The act is read and passed, as amended, 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, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

58. (03-S 348) An Act relating to District Court.

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senator Ciccone and others.

The act is read and passed, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senator 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, McBurney, McCaffrey, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS — 1: Senator Revens.

59. (03-S 490 as amended) An Act relating to the Rhode Island Justice Commission.

Committee on Judiciary recommends passage as amended.

Senator Polisena moves passage, seconded by Senators Damiani, Lanzi and others.

The act is read and passed, as amended, 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, Caprio, Celona, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 1: Senator Perry.

60. (03-S 662) An Act relating to courts and civil procedure — Family Court.

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senator Damiani and Senate Majority Leader Montalbano.

The act is read and passed, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

61. (03-S 667) An Act relating to court administration.

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senator Damiani and Senate Majority Leader Montalbano.

The act is read and passed, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

63. (03-H 5378) An Act relating to criminal offenses.

Committee on Judiciary recommends passage in concurrence.

Senator Polisena moves passage, seconded by Senator Damiani and McCaffrey.

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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Pichardo, Polisena, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

64. (03-H 5515) An Act relating to weapons.

Committee on Judiciary recommends passage in concurrence.

Senator Damiani moves passage, seconded by Senators Blais, Breene and Perry.

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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

65. (03-H 5516) (Substitute "A" as amended) An Act relating to criminal offenses — disorderly conduct.

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

Senator McCaffrey moves passage, seconded by Senators Polisena, Felag and Sheehan.

The bill marked Substitute "A" is read and passed, as amended, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

66. (03-H 5629) An Act relating to the Department of Administration — state tax officials.

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senator 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 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

70. (03-H 6452) An Act relating to courts and civil procedure — clerks of Supreme and Superior Courts.

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Damiani, Polisena and Senate Majority Leader Montalbano.

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 Algiere, 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, Revens, Roberts, Ruggerio, Sosnowski, Tassoni.

NAYS — 0.

73. (03-S 432) (Substitute "A" as amended) An Act relating to corporations, associations and partnerships — Rhode Island Certified Capital Companies Act.

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed at the bottom of the Calendar.

75. (03-S 1186) An Act enabling the Rhode Island Lottery Commission to enter into a contract with Lincoln Park and Newport Grand Jai Alai.

Committee on Finance recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed at the bottom of the Calendar.

76. (03-H 6174) (Substitute "A" as amended) An Act relating to making appropriations for the support of the state for the fiscal year ending June 30, 2004.

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed at the bottom of the Calendar.

74. (03-S 1088) An Act relating to optional retirement for members of police force and fire fighters.

Committee on Finance recommends passage.

Senator Fogarty moves passage, seconded by Senator Ruggerio.

The act is read and passed, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

77. (03-S 1187) An Act relating to special development districts — East Providence.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator DaPonte moves passage, seconded by Senators Damiani, Bates, Gibbs, Algieri, Parella 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, Blais, Caprio, Celona, Ciccone, Connors, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

78. (03-H 6423) An Act relating to public utilities and carriers — taxicabs and limited public motor vehicles.

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

Senator Celona moves passage, seconded by Senators Tassoni 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, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

79. (03-S 1101) An Act relating to motor and other vehicles — operators’ and chauffeurs’ licenses.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator Damiani moves passage, seconded by Senators DaPonte, Polisena, Celona and Issa.

The act is read and passed, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

80. (03-S 1174) An Act relating to towns and cities — Echo Lake Water District.

Committee on Commerce, Housing and Municipal Government recommends passage.

Senator Fogarty moves passage, seconded by Senators Gallo, Ruggerio, Celona, Blais and Sheehan.

The act is read and passed, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

81. Appointment of Matthew L. Hopkins (Business Representative Located in Rural Community) of Westerly to the Rhode Island Rural

Development Council for a term expiring July 1, 2003.

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

Senator Sosnowski, seconded by Senators Breene and Algieri, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

82. Appointment of Richard M. Oster of Barrington VICE Dennis Langley to the Narragansett Bay Commission for a term expiring April 1, 2004.

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

Senator Sosnowski, seconded by Senators Damiani, Algieri, Breene, Blais, Gibbs, Caprio, Felag, Connors and others, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

83. (03-S 578) (Substitute "A" as amended) An Act relating to health and safety — mercury reduction and education act.

Committee on Environment and Agriculture recommends passage.

Senator Sosnowski moves passage, seconded by Senators Blais, Caprio and Ruggerio.

Senators Perry, Sosnowski, Paiva Weed and Goodwin discuss the act.

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, Caprio, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 1: Senator Perry.

84. (03-S 852) (Substitute "A" as amended) An Act relating to waters and navigation — regulation of boats.

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

Senator Damiani moves passage, seconded by Senator Bates.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senator 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, McBurney, Montalbano, Parella, Perry, Pichardo, Polisena, Raptakis,

Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS — 1: Senator Paiva Weed.

85. (03-H 5199 as amended) An Act relating to education — the Rhode Island Student Investment Initiative.

Committee on Education recommends passage as amended in concurrence.

Senator Alves moves passage, seconded by Senators Celona, Perry, Sosnowski, Issa, Fogarty, Polisena, Sheehan, Gallo, Goodwin, Lanzi, Blais, Ruggerio, Revens, McBurney and many others.

The act is read and passed, as amended, 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

62. (03-S 1159) Joint Resolution creating a commission to provide for the determination, resolution, and settlement of the boundary line between the State of Connecticut and the State of Rhode Island and Providence Plantations from the mouth of the Ashaway River north to the Massachusetts border.

Committee on Judiciary recommends passage.

Senate Majority Leader Montalbano moves passage, seconded by Senators Algieri, Breene, Fogarty and others.

Senator Connors, seconded by Senators Algieri, Breene, Fogarty and others, offers the following written motion to amend:

FLOOR AMENDMENT

TO

(03-S 1159)

Mr. President:

I hereby move to amend (03-S 1159) entitled "JOINT RESOLUTION CREATING A COMMISSION TO PROVIDE FOR THE DETERMINATION, RESOLUTION, AND SETTLEMENT OF THE BOUNDARY LINE BETWEEN THE STATE OF CONNECTICUT AND THE STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS FROM THE MOUTH OF THE ASHAWAY RIVER NORTH TO THE MASSACHUSETTS BORDER", as follows:

By striking all of the language in the resolution and inserting the following language in lieu thereof:

"WHEREAS, Various differences and disputes have arisen among the inhabitants residing near the boundary line dividing the State of Rhode and the State of Connecticut over the legal location of the boundary line; and

WHEREAS, Over time, various surveys and other techniques have been conducted which have led to conflicting results over the location of the boundary line; and

WHEREAS, These conflicts have led to uncertainty as to the proper legal residency of those individuals residing along the line; now, therefore be it

RESOLVED, That a special temporary nine (9) member commission is hereby created consisting of:

- (1) the Attorney General, or designee;
- (2) the Director of the Department of Administration, or designee;
- (3) the Director of the Department of Transportation, or designee;

- (4) a member of the House of Representatives appointed by the Speaker;
- (5) a member of the Senate appointed by the President of the Senate;
- (6) a member of the general public appointed by the Speaker of the House;
- (7) a member of the general public appointed by the President of the Senate;
- (8) a minority member of the House of Representatives, appointed by the Speaker of the House; and
- (9) a minority member of the Senate, appointed by the President of the Senate.

The purpose of the commission shall be to ascertain and determine the boundary line between the State of Rhode Island and the State of Connecticut and designating such boundary line by suitable monuments or buoys at such places as shall be deemed necessary.

The work necessary to designate such a boundary line shall be performed by persons connected with the State of Rhode Island Department of Transportation without additional compensation.

All officers, departments, and persons in the State of Rhode Island government are hereby authorized and directed, at convenient times and upon the request of the commission, to furnish the commission with information and data possessed by them and to aid the commission consistent with this resolution.

The commissioners from this state shall receive no compensation for their service to the commission. The public members shall be reimbursed for their actual traveling and other reasonable expenses necessarily incurred in the performance of such work.

The commissioners from this state are authorized to enter into a memorandum agreement establishing and settling the location of the boundary line between the two states from the mouth of the Ashaway River north to the Massachusetts border. The Attorney General on behalf of the commissioners is authorized to execute the agreement for the commissioners.

The commissioners from this state shall report their findings and conclusions to the general assembly in this state for its consideration and ratification. Any memorandum of agreement establishing and settling the location of the boundary line between the two states shall not be binding upon either state until ratified by both the State of Connecticut and the State of Rhode Island.

Upon ratification by both states, the commission shall expire.

This resolution shall take effect upon passage."

Respectfully submitted,

DANIEL P. CONNORS

Senator, District 19

The motion to amend prevails 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, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

Upon motion of Senator Connors, seconded by Senators Algiere, Breene, Fogarty and others, the act is read and passed, as amended, 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, 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, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

68. (03-H 5661) An Act relating to courts and civil procedure — Family Court.

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senator Perry.

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, Caprio, Celona, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Montalbano, Paiva Weed, Parella, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS — 0.

86. (03-H 6519) An Act relating to education — the Rhode Island Student Investment Initiative.

Committee on Education recommends passage in concurrence.

Upon suggestion of Senate Majority Leader Montalbano, and without objection, ordered to be placed on the Desk.

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 816) An Act relating to insurance — extended medical benefits.

Read and ordered to be placed on the Calendar.

(03-S 1005) (Substitute "A") Senate Resolution creating a special Senate commission to study the impact and feasibility of moving regulatory authority for the auto body industry from the Department of Business Regulation to the Public Utilities Commission.

Read and ordered to be placed on the Calendar.

(03-H 5707) An Act relating to insurance.

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Senator Alves, from the Committee on Finance, reports back, with recommendation of passage of the following measures:

(03-S 323) An Act relating to education — Rhode Island Student Investment Fund.

Read and ordered to be placed on the Calendar.

(03-S 375) (Substitute "A") An Act relating to taxation — business corporation tax.

Read and ordered to be placed on the Calendar.

(03-S 378) (Substitute "A") An Act relating to state affairs and government — pharmaceutical assistance to the elderly act.

Read and ordered to be placed on the Calendar.

(03-S 789) An Act relating to taxation — business corporation tax.

Read and ordered to be placed on the Calendar.

(03-S 896) (Substitute "A") An Act relating to corporations, associations and partnerships — business corporations.

Read and ordered to be placed on the Calendar.

(03-H 6055) An Act relating to education — Rhode Island Student Investment Fund.

Read and ordered to be placed on the Calendar.

NEW BUSINESS

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

Senator Celona presents (03-S 1188) An Act relating to miscellaneous rules.

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

Senators Damiani and Polisena present (03-S 1189) An Act relating to weapons.

Read and ordered to be placed on the Calendar.

Senator Roberts presents (03-S 1190) Senate Resolution proclaiming November 2-8, 2003 as "Rhode Island Archives Week" in the State of Rhode Island.

Senator Roberts requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

Senators Paiva Weed, Sosnowski, Sheehan, Perry and Roberts present (03-S 1191) Senate Resolution congratulating Cristin Langworthy on her graduation from North Kingstown High School.

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

Senators Damiani and DaPonte present (03-S 1192) An Act relating to taxation — levy and assessment of local taxes.

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

Senators Goodwin and Ruggerio present (03-S 1193) Senate Resolution congratulating Father Bernard A. Healey on being named Pastor of St. Ambrose Church in Albion.

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

Senator Badeau presents (03-S 1194) Senate Resolution creating a special Senate commission to study all aspects of the Rhode Island Department of Environmental Management’s authority to dispose of the proceeds from fine and penalties under R.I.G.L. 23-24-9.

Senator Badeau requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

Senator Sosnowski presents (03-S 1195) Senate Resolution respectfully requesting the Director of the Department of Environmental Management to convene a task force to examine environmental impacts of sand and gravel activities in Rhode Island.

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.

Senators Caprio, Polisena, McCaffrey and Damiani present (03-S 1196) An Act relating to criminal offenses — disorderly conduct.

Read and ordered to be placed on the Calendar.

Senator Blais presents (03-S 1197) Senate Resolution creating a special Senate commission to study the Rhode Island General Laws as they pertain to regulation of small businesses.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

REPORTS OF COMMITTEES
COMMITTEE ON CONSTITUTIONAL AND
GAMING ISSUES

Senator Goodwin, from the Committee on Constitutional and Gaming Issues, reports back, with recommendation of passage of the following measures:

(03-S 1158) An Act relating to the General Assembly.

Read and ordered to be placed on the Calendar.

(03-S 1162) Joint Resolution extending the reporting date of the special legislative commission to develop a strategic plan for Narragansett Bay.

Read and ordered to be placed on the Calendar.

(03-S 1168) (Substitute "A") An Act relating to motor and other vehicles — registration of vehicles.

Read and ordered to be placed on the Calendar.

(03-S 1178) Joint Resolution memorializing the United States Congress to enact a Medicare prescription drug benefit.

Read and ordered to be placed on the Calendar.

(03-H 5017) (Substitute "B") An Act relating to alcoholic beverages — regulation of sales.

Read and ordered to be placed on the Calendar.

(03-H 5220) (Substitute "A" as amended) An Act relating to alcoholic beverages — regulation of sales.

Read and ordered to be placed on the Calendar.

(03-H 5397) An Act relating to alcoholic beverages — retail licenses.

Read and ordered to be placed on the Calendar.

(03-H 5483) (Substitute "A") An Act relating to motor and other vehicles — registration of vehicles.

Read and ordered to be placed on the Calendar.

(03-H 6106) (Substitute "A") Joint Resolution memorializing the United States Congress to enact a Medicare prescription drug benefit.

Read and ordered to be placed on the Calendar.

(03-H 6163) (Substitute "A") An Act relating to alcoholic beverages — retail licenses.

Read and ordered to be placed on the Calendar.

(03-H 6393) An Act relating to the General Assembly.

Read and ordered to be placed on the Calendar.

ANNOUNCEMENTS

Senator Goodwin announces that the Committee on Constitutional and Gaming Issues will meet on Wednesday, July 2, 2003, at 3:00 o’clock P.M. in Room 211 of the State House.

Also:

Senator McCaffrey announces that the Committee on Judiciary will meet on Wednesday, July 2, 2003, at 12:45 o’clock P.M. in Room 313 of the State House.

CONGRATULATIONS

Senator Connors extends congratulations and best wishes to Timothy Healy, Supervisor of Pages and Doorkeepers, upon his recent invitation to join the Roger Williams University School of Law, Law Review.

The entire Senate joins in extending congratulations on this momentous occasion and wishes him well on his way to practicing law in the State of Rhode Island.

RECESS

Upon suggestion of Senator DaPonte, and by unanimous consent, the Senate stands at recess at 8:40 o’clock P.M. until the call of the Chair.

CALLED TO ORDER

The Senate is called to order at 1:46 o’clock P.M. on Wednesday, July 2, 2003.

REPORT 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 measure:

(03-H 6587) An Act relating to special development districts — East Providence.

Read and ordered to be placed on the Calendar.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 1:47 o’clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

CALENDAR

In order for Wednesday, July 2, 2003:

1. (03-S 816) An Act relating to insurance — extended medical benefits.

Committee on Commerce, Housing and Municipal Government recommends passage.

2. (03-S 1005) (Substitute "A") Senate Resolution creating a special Senate commission to study the impact and feasibility of moving regulatory authority for the auto body industry from the Department of Business Regulation to the Public Utilities Commission.

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

3. (03-H 5707) An Act relating to insurance.

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

4. (03-S 323) An Act relating to education — Rhode Island Student Investment Fund.

Committee on Finance recommends passage.

5. (03-S 375) (Substitute "A") An Act relating to taxation — business corporation tax.

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

6. (03-S 378) (Substitute "A") An Act relating to state affairs and government — pharmaceutical assistance to the elderly act.

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

7. (03-S 789) An Act relating to taxation — business corporation tax.

Committee on Finance recommends passage.

8. (03-S 896) (Substitute "A") An Act relating to corporations, associations and partnerships — business corporations.

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

9. (03-H 6055) An Act relating to education — Rhode Island Student Investment Fund.

Committee on Finance recommends passage in concurrence.

10. (03-S 1189) An Act relating to weapons.

Ordered on the Calendar.

11. (03-S 1196) An Act relating to criminal offenses — disorderly conduct.

Ordered on the Calendar.

12. (03-H 5331) An Act relating to alcoholic beverages — licenses generally.

Committee on Constitutional and Gaming Issues recommends passage in concurrence.

13. (03-S 432) (Substitute "A" as amended) An Act relating to corporations, associations and partnerships — Rhode Island Certified Capital Companies Act.

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

14. (03-S 1186) An Act enabling the Rhode Island Lottery Commission to enter into a contract with Lincoln Park and Newport Grand Jai Alai.

Committee on Finance recommends passage.

15. (03-S 1158) An Act relating to the General Assembly.

Committee on Constitutional and Gaming Issues recommends passage.

16. (03-S 1162) Joint Resolution extending the reporting date of the special legislative commission to develop a strategic plan for Narragansett Bay.

Committee on Constitutional and Gaming Issues recommends passage.

17. (03-S 1168) (Substitute "A") An Act relating to motor and other vehicles — registration of vehicles.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

18. (03-S 1178) Joint Resolution memorializing the United States Congress to enact a Medicare prescription drug benefit.

Committee on Constitutional and Gaming Issues recommends passage.

19. (03-H 5017) (Substitute "B") An Act relating to alcoholic beverages — regulation of sales.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and the Substitute "A" and passage of Substitute "B".

20. (03-H 5220) (Substitute "A" as amended) An Act relating to alcoholic beverages — regulation of sales.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute "A" as amended in concurrence.

21. (03-H 5397) An Act relating to alcoholic beverages — retail licenses.

Committee on Constitutional and Gaming Issues recommends passage in concurrence.

22. (03-H 5483) (Substitute "A") An Act relating to motor and other vehicles — registration of vehicles.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

23. (03-H 6106) (Substitute "A") Joint Resolution memorializing the United States Congress to enact a Medicare prescription drug benefit.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute "A".

24. (03-H 6163) (Substitute "A") An Act relating to alcoholic beverages — retail licenses.

Committee on Constitutional and Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute "A" in concurrence.

25. (03-H 6393) An Act relating to the General Assembly.

Committee on Constitutional and Gaming Issues recommends passage in concurrence.

26. (03-H 6174) (Substitute "A" as amended) An Act relating to making appropriations for the support of the state for the fiscal year ending June 30, 2004.

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

27. (03-H 6587) An Act relating to special development districts — East Providence.

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

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Tuesday, July 1, 2003