

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 second day of January in the year of Our Lord two thousand and seven.

Volume 134, No.19

Tuesday, March 6, 2007

Nineteenth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:18 o'clock P.M.

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

PRESENT – 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 3: Senators Ciccone, Goodwin, Ruggerio.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

GUESTS

Upon suggestion of Senator Maselli and by unanimous consent, the Honorable President, welcomes to the Chamber David A. Russo of Johnston.

COMMUNICATION

The Honorable President presents the following communication:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE**

February 26, 2007

The Honorable Joseph A. Montalbano
President of the Senate
State House Room 318
Providence, RI 02903

Dear Mr. President:

Please be advised and let the record reflect that I will be absent from the chamber on Tuesday, March 6, 2007 and Wednesday, March 7, 2007, as I will be out of the State on business.

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

Thank you for your attention to this matter.

Warmest personal regards, I remain,

Sincerely,

Dominick J. Ruggerio
Senator – District 4

Read and ordered to be placed on file.

NEW BUSINESS

Senate Resolution No. 827

BY Senators Montalbano J, Paiva-Weed, Algieri, Connors

ENTITLED, SENATE RESOLUTION HONORING SCOTT MAYEROWITZ ON THE OCCASION OF HIS DEPARTURE FROM THE PROVIDENCE JOURNAL STAFF TO ACCEPT A POSITION WITH ABC NEWS {LC2512/1}

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Paiva Weed moves passage, seconded by the entire Senate.

The resolution is read and passed, upon a voice vote.

CALENDAR**IN ORDER FOR TUESDAY, MARCH 6, 2007:****1 2007-H 5143 SUB A****BY Costantino****ENTITLED, AN ACT RELATING TO TAXATION**

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

Senator Alves moves passage, seconded by Senator McBurney.

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

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Perry, Pichardo, Raptakis, Revens, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED-1: Senator Paiva Weed

ANNOUNCEMENTS

Senator Bates announces that the Committee on Corporations will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Tassoni announces that the Committee on Housing and Municipal Government will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Levesque announces that the Committee on Judiciary will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Sosnowski announces that the Committee on Environment and Agriculture will meet tomorrow, at 1:30 o'clock P.M. in Room 313 of the State House.

Senator Sosnowski announces that the Committee on Government Oversight will meet tomorrow, at 1:30 o'clock P.M. in Room 313 of the State House.

Senator Sheehan announces that the Committee on Health and Human Services will meet tomorrow, at the rise of the Senate, in Room 212 of the State House.

TRANSMITTAL

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

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:26 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR DAVID E. BATES

Heavenly Father, we thank you for your blessings of health and strength. We seek your encouragement in using these qualities to their fullest potential. Amen.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MARCH 7, 2007:****1 2007-S 91****BY Fogarty P**

ENTITLED, AN ACT IN AMENDMENT OF SECTIONS 3 AND 4 OF CHAPTER 905 OF THE PUBLIC LAWS OF 1912, ENTITLED "AN ACT TO INCORPORATE THE CHEPACHET FIRE DISTRICT, " AS AMENDED

Committee on Housing & Municipal Government recommends passage.

2 2007-S 135**BY Algieri**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE AFFORDABLE HOUSING INITIATIVES IN THE TOWN CONSISTENT WITH THE APPROVED CHARLESTOWN AFFORDABLE HOUSING PLAN BY THE ISSUANCE OF NOT MORE THAN \$1,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Housing & Municipal Government recommends passage.

3 2007-S 180**BY Felag**

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

Committee on Housing & Municipal Government recommends passage.

4 2007-S 258**BY Tassoni**

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING

Committee on Housing & Municipal Government recommends passage.

RAYMOND T. HOYAS, JR.
Secretary of the Senate