

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. 46

Wednesday, May 23, 2007

Forty-sixth 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 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senator Metts

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Forty-fifth Legislative Day of the 2007 proceedings is read in part.

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

APPOINTMENTS BY THE GOVERNOR

The Honorable President presents the following communication from His Excellency, the Governor, transmitting the following appointments and requesting the advice and consent of the Senate thereto:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 12-15-2 of the Rhode Island General Laws, I have made the following reappointment as Public Defender:

John J. Hardiman, Esquire of North Kingstown

for a term expiring February 1, 2013.

To this reappointment, I request your advice and consent.

Sincerely,
Donald L. Carcieri



Governor

Read and referred to the Committee on Judiciary.

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-71-4 of the Rhode Island General Laws, I have made the following reappointment to the State Board of Examiners for Interpreters for the Deaf:

Mary Catherine Hess of Providence
(Screened Interpreter Member)

for a term expiring November 1, 2009.

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

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-71-4 of the Rhode Island General Laws, I have made the following appointment to the State Board of Examiners for Interpreters for the Deaf:

James Litvack of Warwick
(Consumer Member)

VICE
Earnest Okwara
(formerly the appointee of the Speaker of the House)

for a term expiring November 1, 2010.

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

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

James Celenza of Providence

VICE
Ann Marie Delesio

for a term expiring June 30, 2009.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

John J. Hardiman, Esquire of North Kingstown
(Representing the Rhode Island Bar Association)

for a term expiring June 30, 2010.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Todd S. Manni of Smithfield

VICE
Donald Singer
(resigned)

for a term expiring June 30, 2009.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Thomas M. Norato of North Providence
(Representing the Rhode Island Funeral Directors Association)

for a term expiring June 30, 2010.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Wendy Verhoek-Oftedahl, Ph.D. of Providence
(Representing the Brown University Division of Biological and Medical Sciences)

for a term expiring June 30, 2010.

To this appointment, I request your advice and consent.

Sincerely,
Donald L. Carcieri



Governor

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

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Michael A. Schuster of Narragansett

VICE
Il Sok Koh

for a term expiring June 30, 2009.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Stanley Schwartz, MD of Providence
(Representing the Rhode Island Medical Society)

for a term expiring June 30, 2010.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Susan Tasca of Cranston

VICE
Frank Amalfitano, Jr.

for a term expiring June 30, 2009.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

Also:

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

May 23, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-4-6 of the Rhode Island General Laws, I have made the following appointment to the State Medical Examiners Commission:

Phyllis R. Vezza of Smithfield
(Representing the Rhode Island Society of Pathologists)

for a term expiring June 30, 2010.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

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

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Senator Walaska, from the Committee on Corporations, reports back, with recommendation of passage of the following measures:

Nomination of Jay Bombardier (Representing video technicians- Reappointment) of Lincoln to the Board of Examination and Licensing of Telecommunication Systems Contractors, Technicians and Installers for a term expiring August 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Cathy Streker (Representing Business- Reappointment) of North Kingstown VICE Deborah Wilson (resigned) to the Rhode Island Human Resource Investment Council for a term expiring January 1, 2010.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT

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

Senate Bill No. 40

BY Senators Ciccone, Badeau, Algiere, Maselli, Lanzi

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - EQUIPMENT AND ACCESSORIES GENERALLY (require that all state trucks used by the DOT be equipped with a backup warning device)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 262 (Transportation)

BY Senator Algiere

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATION OF BICYCLES (require any person transporting a child 6 years of age or younger with a bicycle to transport such child in a rear-mounted bicycle carrier and/or trailer that has met the standards of the American Society for Testing and Materials) {LC1102/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 266 SUB A

BY Senator Levesque C

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (permit an accessory family dwelling within a single family residence for the sole use of one or more members of the family of the occupant who is a person with a disability or is over the age of sixty-five (65) 3) {LC726/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 460**BY** Senator Gallo**ENTITLED**, AN ACT RELATING TO TAXATION -- COLLECTION OF TAXES GENERALLY (require towns and cities to notify taxpayers by regular mail if they are delinquent in any quarterly payment) {LC1836/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 967**BY** Senator Issa**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE CITY OF CENTRAL FALLS {LC2915/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1002**BY** Senator Sosnowski**ENTITLED**, AN ACT PERMITTING THE TOWN OF SOUTH KINGSTOWN TO CREATE A SOLID WASTE MANAGEMENT DISTRICT AND AWARD AN EXCLUSIVE SERVICES CONTRACT FOR RESIDENTIAL SOLID WASTE/RECYCLING COLLECTION AND DISPOSAL SERVICES (permit the Town Council of the Town of South Kingstown to create a Solid Waste Management District) {LC3064/1}

Read and ordered to be placed on the Calendar.

Also:

Nomination of Gregory C. Hitchcock (Representing RI Association of Firefighters- Appointment) of West Greenwich VICE Thomas Papa to the Fire Education and Training Coordinating Board for a term expiring January 31, 2008.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Chief Timothy P. McLaughlin (Appointment) of Warwick VICE Chief Arthur Houle to the Fire Education and Training Coordinating Board for a term expiring January 31, 2009.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Bernard Patenaude (Representing RI Association of Firefighters) of Cranston VICE James Tobin to the Fire Education and Training Coordinating Board for a term expiring January 31, 2008

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON CONSTITUTIONAL AND REGULATORY ISSUES

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

Senate Bill No. 155 SUB A

BY Senators Metts, Pichardo, Perry, Doyle, Jabour

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY RENAMING THE RHODE ISLAND JUVENILE DETENTION CENTER (rename the Juvenile Detention Center as the "Roosevelt Benton Youth Assignment Center) {LC1077/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 862

BY Senators Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (mandate the cost to repair a vehicle exceeds 75% of the fair market value before the accident/vehicle less than 7 years beyond the date of manufacture/owner return the title within 10 days to the registry and obtain a salvage title) {LC2628/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Resolution No. 945

BY Senators Perry, Levesque C, Sheehan, Miller, Pichardo

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND EXECUTIVE OFFICE OF HEALTH & HUMAN SERVICES TO MAKE THE QUALIFICATION OF APPLICANTS FOR MEDICAID AND RITE CARE A TOP PRIORITY AND TO EXPEDITIOUSLY REMEDY STATE SYSTEMS AND POLICIES THAT ARE RESPONSIBLE FOR ELIGIBLE PERSONS LOSING THEIR HEALTH INSURANCE {LC2770/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 1047****BY** Senators Gallo, Fogarty P, Connors, Issa, Felag**ENTITLED**, SENATE RESOLUTION PROCLAIMING MAY AS "BETTER SPEECH AND HEARING MONTH" IN THE STATE OF RHODE ISLAND {LC3151/1}

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by the entire Senate.

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

GUESTS

Upon suggestion of Senator Gallo and by unanimous consent, the Honorable President, welcomes to the Chamber Deanne Owre, Liz MacMillan, Ellen Connery, Sheryl Amaral, Jeannine Martins, Heather Lindsay, Kathy Lake, Brenda Mallicoat, Claudia Toolan Allison Loug and Alan Gravell.

NEW BUSINESS**Senate Bill No. 1049****BY** Senator Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3166/1}

Senator Miller requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Miller moves passage, seconded by Senator Paiva Weed.

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

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

NAYS- 0:

Also:

Senate Resolution No. 1050**BY** Senator Montalbano J**ENTITLED**, SENATE RESOLUTION CONGRATULATING CHRISTINE F. ACETO ON THE OCCASION OF HER GRADUATION FROM THE UNIVERSITY OF RHODE ISLAND

Senator Walaska requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Walaska moves passage, seconded by the entire Senate.

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

Also:

Senate Bill No. 1051**BY** Senators Fogarty P, Sosnowski, Blais, Breene, Gallo**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD ESTABLISHMENTS {LC3146/1}

Read and ordered to be placed in the Committee on Health and Human Services.

Also:

Senate Bill No. 1052**BY** Senator Breene**ENTITLED**, AN ACT RELATING TO THE EXETER FIRE DISTRICT {LC3145/1}

Read and ordered to be placed in the Committee on Housing and Municipal Government.

Also:

Senate Bill No. 1053**BY** Senators Paiva-Weed, Algieri**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC3137/1}

Read and ordered to be placed in the Committee on Housing and Municipal Government.

SPECIAL PRESENTATION

The Honorable President makes a presentation to Christine F. Aceto on this very special occasion.

CALENDAR

IN ORDER FOR WEDNESDAY, MAY 23, 2007:

1 2007-S 393**BY Gallo****ENTITLED,** AN ACT RELATING TO EDUCATION - ESTABLISHMENT OF
CHARTER PUBLIC SCHOOLS

Committee on Education recommends passage.

Senator Gallo moves passage, seconded by Senators Fogarty, Issa and Maselli

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative and 2 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, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED-2 Senators Ciccone and Ruggerio.

2 2007-S 556 SUB A as amended**BY Tassoni****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
SCHOOL PUPIL TRANSPORT VEHICLE

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

Senator Tassoni, moves passage, seconded by Senators Gallo, Badeau, Maselli, Breene, Doyle, Issa and Paiva Weed.

Senators Paiva Weed, Issa and Lenihan discuss the act.

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 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2007-S 710 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - DOMESTIC
VIOLENCE PREVENTION ACT

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

Upon suggestion of Senator Goodwin, and without objection, ordered to be placed on the Calendar for Wednesday, May 30, 2007.

4 2007-S 723

BY McCaffrey

ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Breene, Blais, Raptakis and Jabour

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5 2007-S 742 SUB A

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - DOMESTIC
VIOLENCE PREVENTION ACT

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

Senator Levesque moves passage, seconded by Senators Perry, Goodwin, Paiva Weed, and Jabour.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour,

Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2007-S 756 SUB A

BY Jabour

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL ZONING

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

Senator Jabour moves passage, seconded by Senators Moura, McCaffrey, Goodwin, Doyle, Miller and Badeau.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2007-S 760 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO ELECTIONS -- NOMINATION OF PARTY AND INDEPENDENT CANDIDATES

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

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

The bill marked Substitute "A" is read and passed, 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 2: Senators McBurney and Revens

8 2007-S 776**BY Doyle****ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS**

Committee on Judiciary recommends passage.

Senator Doyle moves passage, seconded by Senator Tassoni

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2007-S 797**BY Walaska****ENTITLED, AN ACT MOTOR AND OTHER VEHICLES**

Committee on Judiciary recommends passage.

Senator Walaska moves passage, seconded by Senators Sheehan Moura and Maselli.

Senator Walaska, seconded by Senators Sheehan and McCaffrey, offers the following written motion to amend.

FLOOR AMENDMENT

2007 -- S 797

AN ACT MOTOR AND OTHER VEHICLES

Mr. President:

I hereby move to amend 2007 -- S 797, entitled "AN ACT MOTOR AND OTHER VEHICLES", as follows:

(1) On page 7, line 5, by deleting the figure ""75.00" and inserting in place thereof the figure "300.00".

Respectfully submitted,
SENATOR MCCAFFREY
LC02414/2

The motion to amend prevails upon a roll call vote with 33 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Felag, Fogarty and Jabour

Senator Walaska moves passage of the act, as amended, seconded by Senator McCaffrey.

The act is read and passed, as amended, upon a roll call vote with 28 Senators voting in the affirmative and 7 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Ciccone, Connors, Doyle, Gibbs, Goodwin, Issa, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 7: Senators Blais, Breene, Cote, DaPonte, Felag, Fogarty, Jabour.

10 2007-S 799

BY Ruggerio

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATE BOARD OF ELECTIONS

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Ruggerio and Ciccone.

Senator McCaffrey, seconded by Senators Ruggerio and Ciccone, offers the following written motion to amend.

F L O O R A M E N D M E N T

2007 -- S 799

AN ACT RELATING TO ELECTIONS -- STATE BOARD OF ELECTIONS

Mr. President:

I hereby move to amend 2007 -- S 799, entitled "AN ACT RELATING TO ELECTIONS -- STATE BOARD OF ELECTIONS", as follows:

On page 1, line 15 by deleting the word and numeral "seven (7)" and inserting in place thereof the word and

numeral "nine (9)".

Respectfully submitted,
SENATOR RUGGERIO
LC02083/2

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator McCaffrey moves passage of the act, as amended, seconded by Senators Ruggerio and Ciccone

The act is read and passed, as amended, upon a roll call vote with 32 Senators voting in the affirmative and 4 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Alves, Badeau, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 4: Senators Bates, Blais, Breene and Gibbs

11 2007-S 845

BY Maselli

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
ADJUDICATION OF TRAFFIC OFFENSES**

Committee on Judiciary recommends passage.

Senator Maselli moves passage, seconded by Senators Doyle, Raptakis and Jabour.

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: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2007-S 906 SUB A**BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
HEAVY DUTY DIESEL VEHICLE EMISSION INSPECTIONS

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

Upon suggestion of Senator McCaffrey, and without objection, ordered to be placed on the Calendar for Tuesday, May 29, 2007.

13 2007-S 971 as amended**BY McCaffrey****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage as amended.

Senator McCaffrey moves passage, seconded by Senator Felag.

The act is read and passed, upon a roll call vote with 36 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Lenihan

14 2007-S 975**BY Goodwin****ENTITLED,** AN ACT RELATING TO THE CONVENTION CENTER
AUTHORITY

Committee on Judiciary recommends passage.

Senator Goodwin moves passage, seconded by Senators Ruggerio, Pichardo, Miller, McCaffrey, Jabour and Maselli.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

RECONSIDERATION

Upon suggestion of Senator Paiva Weed, and without objection, (S-760)(SUB A) is reconsidered and ordered to be placed on the Calendar for Tuesday, May 29, 2007.

CONGRATULATIONS

Senator Moura extends congratulations to Senator Jabour on the special occasion of his being named to the Classical High School Hall of Fame, where he was an outstanding athlete in his youth and now is an accomplished community leader.

The entire Senate joins in extending congratulations and best wishes to Senator Jabour on this very special occasion.

ANNOUNCEMENTS

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

Senator Raptakis announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Sheehan announces that the Committee on Health and Human Services will meet today, 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.

RECESS

Upon motion of Senator DaPonte, seconded by Senator Ruggerio, the Senate stands at recess at 4:55 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, May 29, 2007, at 4:12 o'clock P.M.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Senator Walaska, from the Committee on Corporations, reports back, with recommendation of passage of the following measures:

House Bill No. 5485 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO PROPERTY -- RHODE ISLAND HOME LOAN PROTECTION ACT (require that the Rhode Island Home Loan Protection Act conform to 1 federal preemption related to federally chartered lending institutions and to apply to certain loans originated from mortgage brokers) {LC1695/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5434

BY Malik

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- DECEPTIVE TRADE PRACTICES (repeal the provision permitting use of a copy or a facsimile of a sales slip in seeking a manufacturer's rebate) {LC1697/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5372

BY San Bento, Lima, Winfield, Picard, Flaherty

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- INSURANCE (would require when an insurance carrier cancels or terminates a certified policy, notice of cancellation or termination of the insurance so certified would be filed with the division of motor vehicles) {LC1539/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5564

BY Lewiss, Church, Corvese, Brien, Jackson

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- THE UNIFORM COMMERCIAL CODE (revise Article 1 of the Uniform Commercial Code)

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6256**BY** Fox**ENTITLED**, AN ACT TO INCORPORATE NATIONAL GRID GAS COMPANY {LC2431/1}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON CONSTITUTIONAL AND REGULATORY ISSUES

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

Senate Resolution No. 8**BY** Senators Raptakis, Cote, Lenihan, Sheehan, DaPonte**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE -- PROCEDURE TO FILL VACANCY IN OFFICE OF THE LIEUTENANT GOVERNOR, THE SECRETARY OF STATE, ATTORNEY GENERAL OR GENERAL TREASURER

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 526**BY** Senators Sosnowski, Jabour, Lenihan, Algiere, Sheehan**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS (rename the Chi Phi Fraternity at the University of Rhode Island to the Texas Instruments House) {LC1470/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 920**BY** Senators Montalbano J, Paiva-Weed, Metts, McBurney, Revens**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - - RENAMING THE NORTH WOODS RESIDENCE B (would name North Woods Residence B as "Wiley Hall.") {LC2721/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 922**BY** Senators Sosnowski, McBurney, Lenihan, Sheehan, Algiere**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY -- RENAMING THE WEST SIDE SUITES (would name the West Side Suites as "Eddy Hall.") {LC2722/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1030**BY** Senator Goodwin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- COUNCIL ON THE ARTS {LC3082/1}

Read and ordered to be placed on the Calendar.

Also:

House Resolution No. 5335**BY** Lewiss, Dennigan, Savage, Slater, Jacquard**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES AND AMENDING THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CURRENT STRENGTHS AND WEAKNESSES OF LIBRARY SERVICES IN THE STATE OF RHODE ISLAND (The Karla Harry Commission on Libraries in Rhode Island) {LC1349/1}

Read and ordered to be placed on the Consent 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:

House Bill No. 5744 (Environmental Management)**BY** Watson**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (require that all federally regulated underground storage tanks be inspected at least once in each thirty-six (36) month period) {LC1161/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5731 SUB A as amended (Environment Management)**BY** Ehrhardt, Story**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS (require any person on water skis, a surfboard or similar device being towed behind a vessel and any

person operating or onboard a canoe, kayak or vessel less than 14 feet in length/wear a life jacket approved by the U.S. Coast Guard) {LC1153/1/A}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON FINANCE

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

Senate Bill No. 44 SUB A

BY Senators Bates, Algieri, Walaska, Sosnowski, Gibbs

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT (would eliminate the tax credit caps on residential renewable energy systems.) {LC374/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 106 SUB A as amended

BY Senators Doyle, McBurney, Tassoni, Ruggerio

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (create the cigarette Fire Safety and Firefighter Protection Act) {LC375/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 414

BY Senators Gibbs, Blais, Bates, Miller, Connors

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- SALARIES AND TRAVELING EXPENSES (authorize the state controller to adopt provisions allowing state employees the option to exclude employer commuting costs resulting from the use of RIPTA commuting passes) {LC1009/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5217 as amended

BY Gallison, Rice, Loughlin, Amaral

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE THE ACQUISITION AND INSTALLATION OF A WIND TURBINE AT PORTSMOUTH HIGH SCHOOL AND/OR A WIND TURBINE AT PORTSMOUTH MIDDLE SCHOOL

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6330

BY Williamson, Serpa, Murphy

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION
(provide tax exemptions for veterans and visually impaired persons who are West Warwick residents)
{LC2984/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6354 as amended (by request)

BY Ucci, Petrarca

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO IMPOSE A
SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2006-2007 (authorize Johnston to impose a
supplemental tax on property in Johnston, both real and personal, and an additional excise tax on
registered motor vehicles and trailers) {LC2950/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5142 (General Treasurer)

BY Almeida, Ajello, Church, Diaz, Slater

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT
COMMISSION -- INVESTMENTS IN SUDAN

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT

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

House Bill No. 6170

BY Vaudreuil, Silva

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF
THE CITY OF CENTRAL FALLS {LC2643/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5426**BY** Kennedy, Coderre E, Naughton**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING (extend the expiration date of the Housing Act of 2004 Implementation Oversight Commission to March 31, 2009) {LC1335/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5333 SUB A**BY** Malik, Gablinske**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (require that new lots created in the town of Warren after the assessment date be assessed and prorated as of the date of approval by the planning board) {LC897/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5303 SUB B**BY** Pacheco, Church**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - PASCOAG UTILITY DISTRICT (make changes to the laws relating to the Pascoag Utility District including amending the powers of the district, defining qualified voter) {LC1182/1/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5265**BY** Silva, Vaudreuil, O'Neill, Coderre E, Kilmartin**ENTITLED**, AN ACT RELATING TO THE PAWTUCKET WATER SUPPLY BOARD

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5092**BY** Lewiss, Walsh, Kennedy**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (authorize the town council of the town of Westerly to convey and/or 1 transfer certain municipal real estate without payment of consideration into the Westerly Municipal Land Trust)

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

Senator Roberts, from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measures:

House Bill No. 5086 as amended

BY Malik, Gablinske

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- VITAL RECORDS

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5200 SUB A as amended

BY Giannini, Melo, Pacheco, Petrarca, Ucci

ENTITLED, AN ACT RELATING TO INSURANCE -- ORTHOTIC AND PROSTHETIC SERVICES {LC910/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5382

BY Naughton, Lewiss

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (amend the definition of "unprofessional conduct" relative to the treatment of a beneficiary of health insurance and the charges resulting from said treatment) {LC1055/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5674 as amended

BY Winfield

ENTITLED, AN ACT BUSINESSES AND PROFESSIONS -- SPEECH PATHOLOGY AND AUDIOLOGY (make various changes regarding the licensing requirements for speech language pathologist and audiologists)

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5763 SUB A

BY Lewiss, Handy, Costantino, Kennedy, Ginaitt

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICAL THERAPISTS (require that physical therapists and physical therapist assistants complete 12 hours of continuing education annually as a condition of licensure) {LC1774/2/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5771 (Children, Youth & Families)

BY Watson

ENTITLED, AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -- COURTS -- PROCEEDINGS IN FAMILY COURT (require a state and national criminal record check in the foster parent licensing process) {LC1796/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5946 (Health)

BY Story, Long

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH (permit the department of health to establish annual license renewal dates for assisted living residences and health care facilities through the regulatory process) {LC1797/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6005 as amended

BY Slater, Williamson, Lewiss, Costantino, Segal

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (remove the repeal date for the medical marijuana act and would expand the definition of primary caregiver) {LC1366/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON LABOR

Senator Badeau, from the Committee on Labor, reports back, with recommendation of passage of the following measure:

House Bill No. 5684

BY Carter, Gallison, San Bento, Rose, Sullivan

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE -- WORK ON HOLIDAYS AND SUNDAYS (exempt employees of a chauffeur driven limousine or taxi cab company that operates 7 continuous days of the week for 24 hours a day from being paid for at least one and one-half

Read and ordered to be placed on the Consent Calendar.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6191

BY Williamson, Ucci, Flaherty, Kilmartin, Menard

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- NOTICE AND HEARING ON LICENSES {LC2602/1}

Read and ordered to be placed on the Committee on Constitutional and Regulatory Issues.

Also:

House Bill No. 5483 SUB A

BY Ginaitt, Naughton

ENTITLED, AN ACT RELATING TO PROPERTY (place further requirements on the permit process for developing land with conservation or preservation restrictions) {LC2047/1/A}

Read and ordered to be placed on the Committee on Environment and Agriculture.

Also:

House Bill No. 5956 as amended

BY Lewiss, Kennedy, Costantino, McNamara, Gallison

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS - NURSES (create the Nurse Licensure Compact wherein every nurse practicing in a party state must comply with the state practice laws in which the patient is located at the time care is rendered) {LC2211/1}

Read and ordered to be placed on the Committee on Health and Human Services.

Also:

House Bill No. 5678 SUB A

BY Serpa, Mattiello, Williamson, Slater, Church

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS - PHARMACIES (amend the definition of the practice of pharmacy to include the administration of prescribed injectable medications) {LC2029/3/A}

Read and ordered to be placed on the Committee on Health and Human Services.

Also:

House Bill No. 6332

BY Church, Pacheco

ENTITLED, AN ACT RELATING TO THE GLENDALE ASSOCIATION, INC. {LC2939/1}

Read and ordered to be placed on the Committee on Commerce Housing and Municipal Government..

Also:

House Bill No. 6326

BY Kennedy, Walsh, Scott

ENTITLED, AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO ISSUE NOT TO EXCEED \$26,000,000 GENERAL OBLIGATION BONDS AND/OR NOTES TO FINANCE IMPROVEMENTS TO THE SWITCH ROAD CAMPUS INCLUDING, BUT NOT LIMITED TO THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, FURNISHING AND EQUIPPING OF NEW CONSTRUCTION AND ADDITIONS TO THE HIGH SCHOOL, THE MIDDLE SCHOOL, THE RYSE SCHOOL, A MAINTENANCE FACILITY, A RUNNING TRACK, PARKING, PAVING AND LANDSCAPING AND (II) AMENDING THE CHARIHO REGIONAL SCHOOL DISTRICT ENABLING ACT TO PROVIDE THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THESE PROJECTS WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL AMOUNTS, WITH EACH MEMBER TOWN PAYING ONE-THIRD (improvements to the Switch Road Campus) {LC2955/1}

Read and ordered to be placed on the Committee on Finance.

Also:

House Bill No. 6161 SUB A

BY Lally, Shanley

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES (increase the penalties for unlawful drinking of under age persons/include mandatory community service for all offenses/mandatory loss of license for 30 days second offense/mandatory loss of license for 3 months third offense) {LC2527/1/A}

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 6344

BY Slater, Diaz, Almeida, Segal, Fox

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Doreen Healey and Frank Vanacore) {LC2887/1}

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 5432 SUB A

BY Picard

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- RESIDENTIAL REAL ESTATE TRANSACTIONS (amend the law regarding agency relationships in residential real estate transactions) {LC2053/1/A}

Read and ordered to be placed on the Committee on Corporations.

Also:

House Bill No. 5275 SUB A as amended

BY Ucci, Pacheco, Segal, Petrarca, Picard

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- THE RHODE ISLAND FAIR DEALERSHIP ACT {LC463/1/A}

Read and ordered to be placed on the Committee on Corporations.

Also:

House Bill No. 5124 as amended

BY Carter, Gallison, Malik, Rose, Church

ENTITLED, AN ACT RELATING TO DISTURBANCE OF PUBLIC ASSEMBLY

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 5385 as amended

BY Jacquard, San Bento, Gemma

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - POLICE OFFICERS (include airport police officers in the policeman's bill of rights and would also grant to them certain privileges granted to other law enforcement officers)

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 5420 as amended

BY Melo, Rose, Ucci, Almeida

ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS {LC1680/1}

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 6133 as amended

BY Lewiss, Pacheco, Kennedy, Gallison, Melo

ENTITLED, AN ACT RELATING TO ELECTIONS - REGISTRATIONS OF VOTERS (bring voter registration into conformity with the electronic central voter registration system and would repeal redundant provisions of the general laws regarding primary elections) {LC2458/1}

Read and ordered to be placed on the Committee on Judiciary.

Also:

House Bill No. 6229 SUB A as amended (Secretary of State)

BY Lewiss, Pacheco, Gallison

ENTITLED, AN ACT RELATING TO ELECTIONS -- PRIMARIES FOR ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND FOR PRESIDENTIAL PREFERENCE (bring filing dates into conformance with national party rules for presidential preference primaries and eliminate all filing during the holiday period of the year prior to the year of the presidential preference primary) {LC2782/2/A}

Read and ordered to be placed on the Committee on Judiciary.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:14 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**INVOCATION****SENATOR JOSHUA MILLER**

Dear Lord, as we reflect on the lives of all who have died in service to our country, give us, your servants, their strength and fortitude to act with integrity and fidelity as we remember them this Memorial Day weekend. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, MAY 29, 2007:

- 1 Nomination of Jay Bombardier (Representing video technicians- Reappointment) of Lincoln to the Board of Examination and Licensing of Telecommunication Systems Contractors, Technicians and Installers for a term expiring August 1, 2011.**

Committee on Corporations recommends that the Senate give its Advice and Consent to this nomination.

- 2 Nomination of Cathy Streker (Representing Business- Reappointment) of North Kingstown VICE Deborah Wilson (resigned) to the Rhode Island Human Resource Investment Council for a term expiring January 1, 2010..**

Committee on Corporations recommends that the Senate give its Advice and Consent to this nomination.

- 3 Nomination of Gregory C. Hitchcock (Representing RI Association of Firefighters- Appointment) of West Greenwich VICE Thomas Papa to the Fire Education and Training Coordinating Board for a term expiring January 31, 2008..**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 4 Nomination of Chief Timothy P. McLaughlin (Appointment) of Warwick VICE Chief Arthur Houle to the Fire Education and Training Coordinating Board for a term expiring January 31, 2009..**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 5 Nomination of Bernard Patenaude (Representing RI Association of Firefighters) of Cranston VICE James Tobin to the Fire Education and Training Coordinating Board for a term expiring January 31, 2008.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

IN ORDER FOR THURSDAY, MAY 31, 2007:

- 1 2007-H 5086 as amended**

BY Malik

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- VITAL

RECORDS

Committee on Health & Human Services recommends passage as amended in concurrence.

2 2007-H 5092**BY Lewiss****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Housing & Municipal Government recommends passage in concurrence.

3 2007-H 5142**BY Almeida****ENTITLED,** AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT COMMISSION -- INVESTMENTS IN SUDAN

Committee on Finance recommends passage in concurrence.

4 2007-H 5217 as amended**BY Gallison****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE THE ACQUISITION AND INSTALLATION OF A WIND TURBINE AT PORTSMOUTH HIGH SCHOOL AND/OR A WIND TURBINE AT PORTSMOUTH MIDDLE SCHOOL

Committee on Finance recommends passage as amended in concurrence.

5 2007-H 5333 SUB A**BY Malik****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

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

6 2007-H 5335**BY Lewiss****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES AND AMENDING THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CURRENT STRENGTHS AND WEAKNESSES OF LIBRARY SERVICES IN THE STATE OF RHODE ISLAND

Committee on Constitutional & Regulatory Issues recommends passage in concurrence.

7 2007-H 5372
BY San Bento

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
INSURANCE

Committee on Corporations recommends passage in concurrence.

8 2007-H 5426
BY Kennedy

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

Committee on Housing & Municipal Government recommends passage in concurrence.

9 2007-H 5434
BY Malik

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL
REGULATORY PROVISIONS -- DECEPTIVE TRADE PRACTICES

Committee on Corporations recommends passage in concurrence.

10 2007-H 5564
BY Lewiss

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- THE UNIFORM COMMERCIAL
CODE

Committee on Corporations recommends passage in concurrence.

11 2007-H 5674 as amended
BY Winfield

ENTITLED, AN ACT BUSINESSES AND PROFESSIONS -- SPEECH
PATHOLOGY AND AUDIOLOGY

Committee on Health & Human Services recommends passage as amended in
concurrence.

12 2007-H 5684
BY Carter

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL
OBSERVANCE -- WORK ON HOLIDAYS AND SUNDAYS

Committee on Labor recommends passage in concurrence.

13 2007-H 5731 SUB A as amended
BY Ehrhardt

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -
REGULATION OF BOATS

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A as amended in concurrence.

14 2007-H 5744

BY Watson

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

Committee on Environment & Agriculture recommends passage in concurrence.

15 2007-H 5763 SUB A

BY Lewiss

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICAL THERAPISTS

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

16 2007-H 5771

BY Watson

ENTITLED, AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -- COURTS -- PROCEEDINGS IN FAMILY COURT

Committee on Health & Human Services recommends passage in concurrence.

17 2007-H 5946

BY Story

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH

Committee on Health & Human Services recommends passage in concurrence.

18 2007-H 6256

BY Fox

ENTITLED, AN ACT TO INCORPORATE NATIONAL GRID GAS COMPANY

Committee on Corporations recommends passage in concurrence.

19 2007-H 6330

BY Williamson

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Finance recommends passage in concurrence.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MAY 29, 2007:****1. 2007-S 760 SUB A****BY Goodwin****ENTITLED,** AN ACT RELATING TO ELECTIONS -- NOMINATION OF
PARTY AND INDEPENDENT CANDIDATES

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

2. 2007-S 906 SUB A**BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - HEAVY
DUTY DIESEL VEHICLE EMISSION INSPECTIONS

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

3. 2007-S 54 SUB A**BY Bates****ENTITLED,** AN ACT RELATING TO INDEBTEDNESS OF TOWNS AND CITIES

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

4. 2007-S 708**BY McCaffrey****ENTITLED,** AN ACT RELATING TO ELECTIONS CANVASSING THE LISTS
OF QUALIFIED ELECTORS

Committee on Judiciary recommends passage.

5. 2007-S 397 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL
PROPERTY REMEDIATION AND REUSE

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

6. 2007-S 260**BY Levesque C**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE THE ACQUISITION AND INSTALLATION OF A WIND TURBINE AT PORTSMOUTH HIGH SCHOOL AND/OR A WIND TURBINE AT PORTSMOUTH MIDDLE SCHOOL

Committee on Finance recommends passage.

7. 2007-S 859 as amended**BY Felag**

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Finance recommends passage as amended.

8. 2007-S 963 as amended**BY Breene**

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- OPTIONAL RETIREMENT FOR POLICE/FIRE FIGHTERS

Committee on Finance recommends passage as amended.

9. 2007-S 994**BY Levesque C**

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES -- LIABILITY AND COMPUTATION

Committee on Finance recommends passage.

10. 2007-H 6304**BY Watson**

ENTITLED, AN ACT IN AMENDMENT OF "AN ACT TO INCORPORATE THE 'TRUSTEES OF THE METHODIST EPISCOPAL CHURCH IN EAST GREENWICH'" PASSED AT THE JANUARY SESSION 1958

Ordered to be placed on the Senate Calendar

IN ORDER FOR WEDNESDAY, MAY 30, 2007:**1. 2007-S 710 SUB A****BY Goodwin**

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - DOMESTIC VIOLENCE PREVENTION ACT

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

2. 2007-S 155 SUB A**BY Metts****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY RENAMING THE RHODE ISLAND JUVENILE DETENTION CENTER

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

3. 2007-S 862**BY Goodwin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Constitutional & Regulatory Issues recommends passage.

4. 2007-S 945**BY Perry****ENTITLED,** JOINT RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND EXECUTIVE OFFICE OF HEALTH & HUMAN SERVICES TO MAKE THE QUALIFICATION OF APPLICANTS FOR MEDICAID AND RITE CARE A TOP PRIORITY AND TO EXPEDITIOUSLY REMEDY STATE SYSTEMS AND POLICIES THAT ARE RESPONSIBLE FOR ELIGIBLE PERSONS LOSING THEIR HEALTH INSURANCE

Committee on Constitutional & Regulatory Issues recommends passage.

5. 2007-S 40**BY Ciccone****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - EQUIPMENT AND ACCESSORIES GENERALLY

Committee on Housing & Municipal Government recommends passage.

6. 2007-S 262**BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATION OF BICYCLES

Committee on Housing & Municipal Government recommends passage.

7. 2007-S 266 SUB A**BY Levesque C****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES

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

8. 2007-S 460**BY Gallo****ENTITLED,** AN ACT RELATING TO TAXATION -- COLLECTION OF TAXES
GENERALLY

Committee on Housing & Municipal Government recommends passage.

9. 2007-S 967**BY Issa****ENTITLED,** AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE
CHARTER OF THE CITY OF CENTRAL FALLS

Committee on Housing & Municipal Government recommends passage.

10. 2007-S 1002**BY Sosnowski****ENTITLED,** AN ACT PERMITTING THE TOWN OF SOUTH KINGSTOWN TO
CREATE A SOLID WASTE MANAGEMENT DISTRICT AND
AWARD AN EXCLUSIVE SERVICES CONTRACT FOR
RESIDENTIAL SOLID WASTE/RECYCLING COLLECTION AND
DISPOSAL SERVICES

Committee on Housing & Municipal Government recommends passage.

11. 2007-S 8**BY Raptakis****ENTITLED,** JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT
TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE
CONSTITUTION OF THE STATE -- PROCEDURE TO FILL
VACANCY IN OFFICE OF THE LIEUTENANT GOVERNOR, THE
SECRETARY OF STATE, ATTORNEY GENERAL OR GENERAL
TREASURER

Committee on Constitutional & Regulatory Issues recommends passage.

12. 2007-S 526**BY Sosnowski****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT
JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS,
BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

Committee on Constitutional & Regulatory Issues recommends passage.

13. 2007-S 920**BY Montalbano J****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY - - RENAMING
THE NORTH WOODS RESIDENCE B

Committee on Constitutional & Regulatory Issues recommends passage.

14. **2007-S 922**

BY Sosnowski

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- RENAMING
THE WEST SIDE SUITES

Committee on Constitutional & Regulatory Issues recommends passage.

15. **2007-S 1030**

BY Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
COUNCIL ON THE ARTS

Committee on Constitutional & Regulatory Issues recommends passage.

16. **2007-S 44 SUB A**

BY Bates

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL
RENEWABLE ENERGY SYSTEM TAX CREDIT

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

17. **2007-S 106 SUB A as amended**

BY Doyle

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

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

18. **2007-S 414**

BY Gibbs

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES
-- SALARIES AND TRAVELING EXPENSES

Committee on Finance recommends passage.

19. **2007-H 5485 SUB A**

BY McCauley

ENTITLED, AN ACT RELATING TO PROPERTY -- RHODE ISLAND HOME
LOAN PROTECTION ACT

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

20. 2007-H 6354 as amended**BY Ucci****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2006-2007

Committee on Finance recommends passage as amended in concurrence.

21. 2007-H 5382**BY Naughton****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Health & Human Services recommends passage in concurrence.

22. 2007-H 6005 as amended**BY Slater****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

Committee on Health & Human Services recommends passage as amended in concurrence.

23. 2007-H 5265**BY Silva****ENTITLED,** AN ACT RELATING TO THE PAWTUCKET WATER SUPPLY BOARD

Committee on Housing & Municipal Government recommends passage in concurrence.

24. 2007-H 5303 SUB B**BY Pacheco****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - PASCOAG UTILITY DISTRICT

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

25. 2007-H 6170**BY Vaudreuil****ENTITLED,** AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE CITY OF CENTRAL FALLS

Committee on Housing & Municipal Government recommends passage in concurrence.

RAYMOND T. HOYAS, JR.
Secretary of the Senate