

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.53

Tuesday, June 12, 2007

Fifty-third Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:15 o'clock P.M.

The roll is called and a quorum is declared present with 34 Senators present and 4 Senators absent as follows:

PRESENT – 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, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

ABSENT – 4: Senators Lanzi, Metts, Pichardo, Sheehan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Fifty-first Legislative Day of the 2007 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator McCaffrey and by unanimous consent, the Honorable President, welcomes to the Chamber the Honorable Joseph F. Rodgers Jr., Superior Court Presiding Justice and a former member of the Rhode Island Senate.

Upon suggestion of Senator Sosnowski, and by unanimous consent, the Honorable President, welcomes to the Chamber Jon Shoch, Director of the South Kingstown Public Works Department.

COMMUNICATIONS

The Honorable President presents the following communications:

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

June 12, 2007

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

Dear President Montalbano:

I am writing this letter to respectfully notify you that I will be absent from Senate Session today, Tuesday, June 12, 2007.

Thank you.

Sincerely,

Beatrice A. Lanzi
Senator – District 26

Read and ordered to be placed on file.

Also:

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

June 12, 2007

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

Dear President Montalbano:

Please accept this letter as notification that I will be unable to attend Senate Session today, Tuesday, June 12, 2007. Thank you.

Sincerely,

James C. Sheehan
Senator – District 36

Read and ordered to be placed on file.

APPOINTMENT BY THE GOVERNOR

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

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS STATE HOUSE

June 5, 2007

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-28.3-2 of the Rhode Island General Laws, I have made the following appointment to the Fire Safety Code Board of Appeal and Review:

Rodger Booth of West Greenwich
(Public Member)

VICE
Mark Blackburn

for a term expiring March 1, 2013.

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

Sincerely,



Donald L. Carcieri
Governor

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

NEW BUSINESS

Senate Resolution No. 1099

BY Senator Badeau

ENTITLED, SENATE RESOLUTION EXPRESSING OUR SINCERE GRATITUDE AND CONGRATULATIONS TO THE VISITING NURSE SERVICE OF GREATER RHODE ISLAND {LC3296/1}

Senator Badeau requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Badeau moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1100

BY Senator Montalbano J

ENTITLED, SENATE RESOLUTION HONORING CHEF MASSIMO BOMPREZZI {LC3319/1}

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 Resolution No. 1071 Resolution 308

BY Senators Raptakis, Sheehan, Paiva-Weed, Perry, Goodwin

ENTITLED, SENATE RESOLUTION RECOGNIZING SEPTEMBER AS LEUKEMIA, LYMPHOMA & MYELOMA AWARENESS MONTH, which was passed by the Senate on June 5, 2007, is read before the body.

GUESTS

Upon suggestion of Senator Raptakis, Fogarty, Doyle, McBurney, Felag, Gallo, Connors and Ciccone and by unanimous consent, the Honorable President, welcomes to the Chamber Leukemia/ Lymphoma Society volunteer, Kerry Letellier, a Hodgkin's Lymphoma survivor, Doreen Thomas, a nurse at Roger Williams Radiation Oncology, Maureen DiPiero, Events Coordinator for The Rhode Island Cancer Council, Andrea Therrien, Michael Goldstein, President of the Board of Directors of the RI Chapter, Suzette Defond, Patient Services Manager for the RI Chapter and Bill Koconis, Executive Director of the RI Chapter of The Leukemia and Lymphoma Society.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6500

BY Ehrhardt, Carter, Lally

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN {LC3278/1}

Senator Lenihan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lenihan moves passage, seconded by Senators Cote, Tassoni and Connors.

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

YEAS- 32: The Honorable President Montalbano and Senators Algiere, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CONSENT CALENDAR

In order for the day is taken up as follows:

1 2007-S 986

BY Moura

ENTITLED, JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO CREATE A SYSTEM THAT ENSURES THAT TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY

Committee on Constitutional & Regulatory Issues recommends passage.

2 2007-S 1063

BY Tassoni

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF EDUCATION TO CREATE INTERNET SAFETY CURRICULA

Committee on Constitutional & Regulatory Issues recommends passage.

3 2007-H 5093 as amended

BY Petrarca

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

Committee on Finance recommends passage as amended.

4 2007-H 5430 SUB A**BY Ginaitt****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES PRACTICES

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

5 2007-H 5437 SUB B**BY Shanley****ENTITLED,** AN ACT RELATING TO AGRICULTURE AND FORESTRY -- NOTIFICATIONS TO FARMERS

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

6 2007-H 5483 SUB B**BY Ginaitt****ENTITLED,** AN ACT RELATING TO PROPERTY

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

7 2007-H 5805 SUB B**BY Palumbo****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- PROMOTION OF PAPER BAG USE

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

8 2007-H 5902 SUB A as amended**BY Loughlin****ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DECORATIONS

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

9 2007-H 6134 SUB B**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - GROCERY AND LAUNDRY CARTS, MILK CASES, EGG BASKET, AND BAKERY CONTAINERS

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

10 2007-H 6399**BY Lally****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF WICKFORD SERVICE, INC.

Ordered to be placed on the Consent Calendar

Upon motion of Senator Paiva Weed, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR**IN ORDER FOR TUESDAY, JUNE 12, 2007:****1 2007-S 1051 SUB A****BY Fogarty P****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN
FOOD ESTABLISHMENTS

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

Senator Fogarty moves passage, seconded by Senators Perry, Sosnowski, Blais, Levesque, Breene 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 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Paiva Weed, Perry, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 2007-S 1043**BY Fogarty P****ENTITLED,** AN ACT RELATING TO TAXATION

Committee on Finance recommends passage.

Senator Fogarty moves passage, seconded by Senators Walaska and Levesque.

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

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

NAYS- 0:

3 2007-S 1054

BY Alves

ENTITLED, AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION
TAX

Committee on Finance recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 14, 2007.

4 2007-H 5734 SUB B

BY Kilmartin

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE
USE OF THE NAME OF FINANCIAL INSTITUTIONS

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

Senator Walaska moves passage, seconded by Senator Tassoni.

The bill marked Substitute "B" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 31: Senators Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri

5 2007-H 5519 as amended**BY Lally****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
JUDICIAL PENSIONS

Committee on Finance recommends passage as amended in concurrence.

Senator Paiva Weed moves passage, seconded by Senators McCaffrey and Ruggerio.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

NOW PRESIDING

The Honorable President Joseph A. Montalbano yields the rostrum to the Honorable John C. Revens, Jr., President Pro Tempore, at 4:30 o'clock.

CALENDAR**6 2007-H 6185 SUB A****BY Mumford****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
ADJUDICATION OF TRAFFIC OFFENSES

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

Senator Paiva Weed moves passage, seconded by Senator Ruggerio.

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

YEAS- 29: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lenihan, Levesque, Maselli, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Montalbano.

7 2007-S 516 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO INSURANCE - MOTOR VEHICLE BODY REPLACEMENT PARTS

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

Senator Breene moves passage, seconded by Senator Blais.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni.

NAYS- 0:

8 2007-S 921**BY Ciccone****ENTITLED,** AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE

Committee on Constitutional & Regulatory Issues recommends passage.

Senator Ciccone moves passage, seconded by Senator Badeau

The act is read and passed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2007-S 959**BY Gallo****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY TRANSPORTATION FOR AFTERSCHOOL AND CHILDCARE PROGRAMS

Committee on Constitutional & Regulatory Issues recommends passage.

Upon suggestion of Senator Gallo, and without objection, ordered to be placed on the Calendar for Wednesday, June 13, 2007.

10 2007-S 990

BY Walaska

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE
-- EMERGENCY MANAGEMENT

Committee on Constitutional & Regulatory Issues recommends passage.

Senator Walaska moves passage, seconded by Senator Paiva Weed.

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

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

NAYS- 0:

11 2007-H 5272 SUB A

BY Slater

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 in concurrence.

Senator Goodwin moves passage, seconded by Senator Ciccone.

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

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Walaska.

NAYS- 0:

12 2007-H 6191

BY Williamson

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- NOTICE
AND HEARING ON LICENSES

Committee on Constitutional & Regulatory Issues recommends passage in concurrence.

Senator Goodwin moves passage, seconded by Senator Jabour.

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

YEAS- 38: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Miller.

13 2007-H 6240

BY Petrarca

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS

Committee on Constitutional & Regulatory Issues recommends passage in concurrence.

Senator Goodwin moves passage, seconded by Senator Jabour.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2007-H 6187 SUB A

BY Mumford

**ENTITLED, AN ACT RELATING TO HUMAN SERVICES --
PHARMACEUTICALS**

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

Senator Felag moves passage, seconded by Senator Jabour.

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

YEAS- 28: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Gibbs, Goodwin, Issa, Jabour, Lenihan, Maselli, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2007-H 5023

BY Gemma, Ginaitt, Lally, Scott, Serpa

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLES REPARATIONS ACT(issue tickets for lack of evidence of financial responsibility/withhold submission of ticket to traffic tribunal for 1 day to allow motorist opportunity to submit evidence of financial responsibility to issuing police dept/then withdraw the citation)

Senator McCaffrey moves passage, seconded by Senator Levesque.

Senator McCaffrey, seconded by Senator Levesque, offers the following written motion to amend.

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

2007 -- H 5023

AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLES REPARATIONS ACT

Mr. President:

I hereby move to amend 2007 -- H 5023, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLES REPARATIONS ACT", as follows:

On page 2, line 25 by inserting the words "that existed at the time of the violation" after the phrase "financial responsibility".

Respectfully submitted,
SENATOR MCCAFFREY
LC0168/2

The motion to amend prevails upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McCaffrey, Miller, Paiva Weed, Perry, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

TRANSMITTAL

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

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 Felag announces that the Committee on Finance will meet today, at the rise of the Senate, in Room 211 of the State House.

Senator Doyle 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 Ciccone announces that the Committee on Labor will meet tomorrow, at 3:00 o'clock P.M. in Room 212 of the State House.

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

SUSPENSION OF THE RULES

Upon suggestion of Senator Paiva Weed, seconded by Senator Algieri, and by unanimous consent, the rules of the Senate are suspended, upon a roll call vote with 28 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 28: Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McCaffrey, Miller, Paiva Weed, Perry, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:42 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**INVOCATION****SENATOR DENNIS L. ALGIERE**

Lord, please bestow Your special blessings on all assembled in this chamber. Help us to always bear in mind that the people who have elected us to serve them have placed their trust in our capabilities; may we serve them well in the ways which You have taught us. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 13, 2007:**

- 1 Nomination of Rosa Norberg for reappointment (National Certified Interpreter) of Johnston to the State Board of Examiners for Interpreters for the Deaf for a term expiring November 1, 2010.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 2 Nomination of Christopher Haas for reappointment (National Certified Interpreter) of Wakefield to the State Board of Examiners for Interpreters for the Deaf for a term expiring November 1, 2010.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 3 Nomination of Debra J. Raiche for reappointment (Representing Specialized Communication Modalities) of Wakefield to the State Board of Examiners for Interpreters for the Deaf for a term expiring November 1, 2009.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 4. 2007-H 5296**

BY Slater

**ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
EMPLOYMENT SECURITY - BENEFITS**

Committee on Finance recommends passage in concurrence.

- 5. 2007-H 5383 SUB A**

BY Handy

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DENTISTS AND DENTAL HYGIENISTS**

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

- 6. 2007-H 5770 SUB B**

BY Singleton

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
ELDERLY AFFAIRS DEPARTMENT

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

7. 2007-H 6079 SUB B

BY Kennedy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

8. 2007-H 6099

BY Gorham

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 MENDED

Committee on Housing & Municipal Government recommends passage in concurrence.

9. 2007-H 6125 SUB A

BY Coderre E

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE
ISLAND COORDINATED HEALTH PLANNING ACT OF 2006

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

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 13, 2007:****1 Nomination of Jane A. Hayward for appointment as Secretary, Office of Health and Human Services.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

2. 2007-S 959**BY Gallo**

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY TRANSPORTATION FOR AFTERSCHOOL AND CHILDCARE PROGRAMS

Committee on Constitutional & Regulatory Issues recommends passage.

3. 2007-S 41**BY Alves**

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACQUISITION OF LAND

Committee on Finance recommends passage.

4. 2007-S 409 SUB A**BY Alves**

ENTITLED, AN ACT RELATING TO TAXATION

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

5. 2007-S 411 as amended**BY Levesque C**

ENTITLED, AN ACT RELATING TO AGRICULTURE -- FARMING

Committee on Finance recommends passage as amended.

6. 2007-S 593 SUB A**BY Moura**

ENTITLED, AN ACT RELATING TO INSURANCE - THE RHODE ISLAND

BEST RX PROGRAM

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

7. **2007-S 1060**

BY Connors

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
PUBLIC TRANSIT AUTHORITY

Committee on Housing & Municipal Government recommends passage.

8. **2007-S 1065**

BY Levesque C

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE
BONDS AND NOTES TO AN AMOUNT NOT EXCEEDING
\$105,000,000 TO FINANCE THE CONSTRUCTION OF SEWERS
AND SEWERAGE SYSTEMS IN THE TOWN INCLUDING THE
ACQUISITION OF LAND THEREFOR AND AUTHORIZING THE
IMPOSITION OF SEWER ASSESSMENTS AND SERVICE FEES

Committee on Housing & Municipal Government recommends passage.

9. **2007-S 1066**

BY Levesque C

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE
BONDS AND NOTES TO AN AMOUNT NOT EXCEEDING
\$40,000,000 TO FINANCE THE CONSTRUCTION OF SEWERS
AND SEWERAGE SYSTEMS IN THE TOWN INCLUDING THE
ACQUISITION OF LAND THEREFOR AND AUTHORIZING THE
IMPOSITION OF SEWER ASSESSMENTS AND SERVICE FEES

Committee on Housing & Municipal Government recommends passage.

10. **2007-S 1067**

BY Tassoni

ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS

Committee on Housing & Municipal Government recommends passage.

11. **2007-H 5735 SUB B**

BY Kilmartin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RADON
CONTROL

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

12. 2007-H 6236 SUB B**BY Amaral****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 the Substitute A and passage of Substitute B.

13. 2007-H 6434**BY San Bento****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF SWANEE REALTY CORPORATION

Ordered to be placed on the Senate Calendar

IN ORDER FOR THURSDAY, JUNE 14, 2007:**1. 2007-S 1054****BY Alves****ENTITLED,** AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION
TAX

Committee on Finance recommends passage.