

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.56

Wednesday, June 20, 2007

Fifty-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 4:40 o'clock P.M.

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

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

ABSENT – 3: Senators Levesque, Raptakis, Sheehan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

GUESTS

Upon suggestion of Senator Sosnowski and by unanimous consent, the Honorable President, welcomes to the Chamber Jennifer Brady Brown of New Shoreham.

COMMUNICATION

The Honorable President presents the following communication:

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

June 20, 2007

TO THE HONORABLE, THE SENATE:

I am hereby withdrawing, without prejudice, the February 19, 2007 appointment of Adelita Orefice as the Director of the Department of Labor and Training.

This withdrawal is submitted consistent with Section 42-6-3 of the Rhode Island General Laws, which provides that the "governor may withdraw any appointment of which he or she has given notice to the senate, at any time within sixty (60) legislative days thereafter and before action has been taken thereon by the senate."

I am taking this action with the express reservation of power to resubmit this appointment at another date within the timeframe required by law, specifically within the January session which is presently underway. I take this action because of the extraordinarily time-consuming and rancorous circumstances surrounding the debate on the current budget, which is going on at the same time the advice and consent hearing is posted. I believe Adelita Orefice is an extremely capable and hard-working public servant who deserves more time and opportunity to present herself, her credentials and her references to the Senate than will be afforded to her in the rush of finalizing legislation and the budget prior to the close of the fiscal year.

This action does not create a vacancy within the department, since department directors continue to serve until their successors are appointed and duly qualified, and I look forward to her continued service until such time as the Senate can properly take up and address this important appointment.

Sincerely,



Donald L. Carcieri
Governor

Read and ordered to be placed on file.

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

June 18, 2007

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

Dear President Montalbano:

I am writing to inform you that I will be absent from Legislative Session on Wednesday, June 20, 2007, due to being out of town.

Thank you.

Sincerely yours,

Leonidas P. Raptakis
Senator – District 33

Read and ordered to be placed on file.

Also:

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

June 18, 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 on Wednesday, June 20, 2007. I will be in Boston at a doctor's appointment. Thank you.

Sincerely,

James C. Sheehan
Senator – District 36

Read and ordered to be placed on file.

NEW BUSINESS

Senate Bill No. 1128

BY Senators Fogarty P, Tassoni, Paiva-Weed, Blais, Gallo

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC3394/1}

Senator Fogarty requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Fogarty moves passage, seconded by Senators Paiva Weed, Gallo, Blais, Gibbs, Tassoni and others.

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

NAYS- 0:

Also:

Senate Resolution No. 1129

BY Senators Paiva-Weed, Levesque C

ENTITLED, SENATE RESOLUTION CELEBRATING THE 15TH ANNIVERSARY OF "OFF THE CURB" {LC3409/1}

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

Also:

Senate Resolution No. 1130

BY Senators Paiva-Weed, Levesque C, Gibbs

ENTITLED, SENATE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE PASSING OF MARY MAGDALENE OLAYNACK {LC3402/1}

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

Also:

Senate Resolution No. 1131

BY Senators Metts, Lenihan, Jabour, Pichardo, Perry

ENTITLED, SENATE RESOLUTION HONORING ROSA PARKS AND PROCLAIMING DECEMBER 1, 2007 TO ANNUALLY BE "ROSA PARKS HUMAN RIGHTS DAY" AND URGING RIPTA TO MAKE PUBLIC TRANSPORTATION FREE EVERY DECEMBER 1ST IN HER HONOR {LC3382/1}

Senator Metts requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Metts moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1132

BY Senator Doyle

ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE SUBLEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF HUMAN SERVICES AND THE CITY OF PAWTUCKET {LC3412/1}

Read and referred to the Senate Committee on Finance

CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 20, 2007:

1 2007-S 145 SUB A

BY Doyle

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TAXATION AND TOBACCO - DELIVERY AND SALE OF TOBACCO PRODUCTS

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

Senator Doyle moves passage, seconded by Senators Perry, McCaffrey, Tassoni 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 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, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 2007-S 207**BY Metts****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

Senator Metts moves passage, seconded by Senators McCaffrey, Paiva Weed, Pichardo and many others.

Senators Paiva Weed and Perry discuss the act.

The act is read and passed, upon a roll call vote with 32 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators Blais, Breene.

3 2007-S 208**BY Ciccone****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage.

Senator Ciccone moves passage, seconded by Senators McCaffrey, Breene, Ruggerio, Blais, Felag, Jabour and Badeau.

Senator Ciccone, seconded by Senator Badeau, offers the following written motion to amend.

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

2007 -- S 208

AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Mr. President:

I hereby move to amend 2007 -- S 208, entitled "AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS", as follows:

1. On page 1, line 13, by deleting the phrase "shall not be discretionary, and".

2. On page 1, line 13, by inserting the word "that" after the word "means".

Respectfully submitted,
SENATOR MCCAFFREY

LC01040/2

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, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Ciccone moves passage of the act, as amended, seconded by Senator Badeau.

The act is read and passed, by unanimous consent, as amended, 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, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2007-S 295

BY Connors

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
ADMINISTRATIVE PROCEDURES

Committee on Judiciary recommends passage.

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

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

6 2007-S 546 SUB A**BY Sosnowski****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS**

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

Senator Sosnowski moves passage, seconded by Senators Paiva Weed, Issa, Goodwin, Tassoni, Metts, Miller, Ruggerio and Ciccone.

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

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

NAYS- 0:

7 2007-S 619**BY Connors****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - PENSIONS AND BENEFITS -- DOMESTIC PARTNERS**

Committee on Finance recommends passage.

Senator Connors moves passage, seconded by Senators Perry, Paiva Weed, Goodwin, Felag, Sosnowski, Moura, Miller, Pichardo and 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 and 2 Senators abstaining as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Walaska.

NAYS- 0:

ABSTAINED- 2: Senators Ciccone, Tassoni.

8 2007-S 666 SUB B**BY Algieri****ENTITLED, AN ACT RELATING TO INCORPORATION OF THE DUNN'S
CORNERS FIRE DISTRICT**

Ordered on the Calendar

Senator Algieri moves passage, seconded by Senators Breene and 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 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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2007-S 1014

BY Pichardo

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

Committee on Judiciary recommends passage.

Senator Pichardo moves passage, seconded by Senators Metts and Sosnowski.

Senators Blais and Pichardo discuss the act.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

10 2007-S 1016

BY Walaska

ENTITLED, AN ACT RELATING TO ELECTIONS -- MATCHING PUBLIC
FUNDS

Committee on Judiciary recommends passage.

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

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

11 2007-S 1037

BY Connors

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Senator Connors moves passage, seconded by Senators McCaffrey, Perry, Ruggerio, Doyle, Algieri, Paiva Weed, Blais, Jabour, Gallo, McBurney, DaPonte, Sosnowski, Moura, Bates and many others.

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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2007-S 1074

BY Walaska

ENTITLED, AN ACT RELATING TO AERONAUTICS - THE PERMANENT AIR
QUALITY MONITORING ACT

Committee on Environment & Agriculture recommends passage.

Upon suggestion of Senator Walaska, and without objection, ordered to be placed on the Calendar for Thursday, June 21, 2007

13 2007-S 1114

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 \$4,000,000 TO FINANCE THE ACQUISITION
AND PRESERVATION OF OPEN SPACE AND ACQUIRING,
PRESERVING, RESTORING OR IMPROVING OF RECREATIONAL
AREAS IN THE TOWN

Committee on Housing & Municipal Government recommends passage.

Senator Felag moves passage, seconded by Senators Tassoni and Paiva Weed.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

15 2007-H 5357 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION

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

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

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

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

NAYS- 0:

16 2007-H 5425 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO INDEBTEDNESS OF TOWNS AND CITIES

Ordered on the Calendar

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

5 2007-S 492 SUB A as amended

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

Senator Blais moves passage, seconded by Senators McCaffrey, Cote and Sosnowski.

Senator Blais, seconded by Senator Sosnowski, offers the following written motion to amend.

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

2007 -- S 492 SUBSTITUTE A

**AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT**

Mr. President:

I hereby move to amend 2007 -- S 492 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS
AND GOVERNMENT -- THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT", as follows:

(1) On page 4, line 3, by adding the words "and registration" after the word "license(s)".

(2) On page 4, line 9, by adding the following language after the language "section." "The suspension(s) shall
remain in force until all fines or costs are paid to the respective courts."

Respectfully submitted,
SENATOR LEO R. BLAIS

LC01115/8

The motion to amend prevails upon a roll call vote with 33 Senators voting in the affirmative and 0
Senators voting in the negative as follows:

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

NAYS- 0:

Senator Blais moves passage of the act, as amended, seconded by Senator Sosnowski.

The act is read and passed, by unanimous consent, as amended, 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, Jabour,
Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Pichardo, Revens,
Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17 2007-H 5647 SUB A

BY Scott

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

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

Senator Jabour moves passage, seconded by Senator McCaffrey.

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

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

2007 -- H 5647 SUBSTITUTE A

AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

Mr. President:

I hereby move to amend 2007 -- H 5647 SUBSTITUTE A, entitled "AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE", as follows:

(1) On page 2, line 7, by deleting the word "or" and inserting in place thereof the word "and".

(2) On page 2, line 9, by deleting the period "." and inserting the following language: ", designating such executor or administrator as an agent for the subscriber, as defined in the Electronic Communications Privacy Act, 18 USC 2701, on behalf of his/her estate, and ordering that the estate shall first indemnify the electronic mail service provider from all liability in complying with such order."

Respectfully submitted,
SENATOR MCCAFFREY

LC00220/4

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, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

The act is read and passed, by unanimous consent, as amended, 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, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2007-H 5648 as amended

BY Jackson

**ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
-- JUDICIAL REVIEW**

Committee on Judiciary recommends passage as amended in concurrence.

Senator Jabour moves passage, seconded by Senator McCaffrey.

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

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

2007 -- H 5648 As Amended

AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- JUDICIAL REVIEW

Mr. President:

I hereby move to amend 2007 -- H 5648 As Amended, entitled "AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- JUDICIAL REVIEW", as follows:

(1) On page 2, line 4, after the language "stenographer." insert the following language:

"This section shall not be construed as requiring a party to record or transcribe the proceeding in order to take an appeal to superior court."

(2) On page 2, line 26, after the word and punctuation "matters," by deleting the language "Rules 26 through 37, inclusive,".

(3) On page 3, line 29, by restoring the stricken word "the" and also restoring the language "(if any)".

Respectfully submitted,
SENATOR MCCAFFREY

LC00206/2

The motion to amend prevails 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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

The act is read and passed, by unanimous consent, as amended, 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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19 2007-H 5716 as amended

BY Shanley

**ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY --
FARMING**

Ordered on the Calendar

Senator Sosnowski moves passage, seconded by Senators Miller, Gibbs, Ruggerio and Doyle.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

20 2007-H 5745**BY Watson****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY --
HAZARDOUS WASTE MANAGEMENT

Committee on Judiciary recommends passage in concurrence.

Senator Blais moves passage, seconded by Senator Sosnowski.

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 as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Ciccone, Connors, Cote, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

21 2007-H 5766 as amended**BY Slater****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE CONSOLIDATION OF SCHOOL
DISTRICTS IN RHODE ISLAND

Committee on Constitutional & Regulatory Issues recommends passage in concurrence.

Senator Goodwin moves passage, seconded by Senators Moura, Pichardo, Metts and Tassoni

Senator Goodwin, seconded by Senator Moura, offers the following written motion to amend.

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

2007 -- H 5766 AS AMENDED

JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CONSOLIDATION
OF SCHOOL DISTRICTS IN RHODE ISLAND

Mr. President:

I hereby move to amend 2007 -- H 5766 AS AMENDED entitled "JOINT RESOLUTION CREATING A SPECIAL
LEGISLATIVE COMMISSION TO STUDY THE CONSOLIDATION OF SCHOOL DISTRICTS IN RHODE ISLAND",
as follows:

1. On page 1, line 2, by striking the language "thirteen (13)", and substituting therefor the language "fourteen (14)".

2. On page 1, line 11, by deleting the word "and", and substituting a semicolon for the comma following the word "House".

3. On page 1, line 12, by deleting the period following the word "Senate" and inserting the following language "; and one (1) of whom shall be the President of the Rhode Island Chapter of the American Federation of Teachers, or his/her designee."

Respectfully submitted,
SENATOR GOODWIN

LC00540/4

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

NAYS- 0:

Senator Goodwin moves passage of the act, as amended, seconded by Senators Tassoni, McCaffrey, Alves and Moura.

Senators Lenihan discuss the act.

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

YEAS- 32: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

22 2007-H 5785

BY Lally

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
LABOR AND PAYMENT OF DEBTS BY CONTRACTORS**

Committee on Labor recommends passage in concurrence.

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

The act is read and passed, in concurrence, upon a roll call vote with 31 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Blais, Ciccone, Connors, Cote, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Bates, Breene

23 2007-H 5941 as amended

BY Jackson

ENTITLED, AN ACT RELATING TO PROPERTY - RHODE ISLAND REAL ESTATE TIME-SHARE ACT

Committee on Finance recommends passage as amended in concurrence.

Senator Alves moves passage, seconded by Senators Paiva Weed and Gibbs.

The act is read and passed, as amended, in concurrence, upon a roll call vote with 22 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS- 22: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Ciccone, Connors, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo.

NAYS- 5: Senators Badeau, Blais, Breene, Cote, Revens

24 2007-H 6229 SUB A as amended

BY Lewiss

ENTITLED, AN ACT RELATING TO ELECTIONS -- PRIMARIES FOR ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND FOR PRESIDENTIAL PREFERENCE

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

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

25 2007-H 6279

BY Mumford

ENTITLED, AN ACT RELATING TO EDUCATION -- TRANSPORTATION

Committee on Education recommends passage in concurrence.

Senator Issa moves passage, seconded by Senator Metts.

The act is read and passed, by unanimous consent, in concurrence, 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 Alves, Badeau, Bates, Breene, Ciccone, Connors, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 0:

26 2007-H 6280

BY McNamara

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

Committee on Labor recommends passage in concurrence.

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

The act is read and passed, in concurrence, upon a roll call vote with 29 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Ciccone, Connors, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 3: Senators Bates, Blais, Gibbs

27 2007-H 6371 SUB A

BY Gablinske

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

Senator Issa moves passage, seconded by Senator Metts.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 25 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS- 25: Senators Algieri, Badeau, Bates, Blais, Breene, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Maselli, Metts, Miller, Moura, Paiva Weed, Perry, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 5: Senators Alves, Ciccone, Goodwin, McCaffrey, Pichardo

28 2007-H 6527**BY Long**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE CONSTRUCTION OF A HIGHWAY GARAGE AT JAMESTOWN TAX ASSESSOR'S PLAT 2 LOT 47, AND TO ISSUE NOT MORE THAN \$1,500,000 BONDS AND NOTES THEREFOR

Ordered on the Calendar

Senator Paiva Weed moves passage, seconded by Senator Algieri.

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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 0:

16 2007-H 5425 SUB A**BY Kennedy**

ENTITLED, AN ACT RELATING TO INDEBTEDNESS OF TOWNS AND CITIES

Ordered on the Calendar

Senator Bates moves passage, seconded by Senator Walaska.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative 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, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2007-S 1115**BY Connors**

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF THE ARC OF BLACKSTONE VALLEY

Committee on Housing & Municipal Government recommends passage.

Senator Connors moves passage, seconded by Senators Tassoni, Doyle and Jabour.

The act is read and passed, 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: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon suggestion of Senator Blais, and without objection, item 12 is removed from the Consent Calendar and placed at the bottom of the Calendar.

- 1 Nomination of Michael Salvatore, Sr. for reappointment of Johnston to the Narragansett Bay Commission for a term expiring April 1, 2010..**
- 2 Nomination of Dr. John B. Susa for reappointment of Warwick to the Commission for Human Rights for a term expiring July 1, 2010..**
- 3 Nomination of Bruce D. Campbell for reappointment of Foster to the Narragansett Bay Commission for a term expiring April 1, 2010.**
- 4 Nomination of Armeny Apkarian for reappointment of Cranston to the Commission on Judicial Tenure and Discipline for a term expiring April 1, 2010..**
- 5 Nomination of Nancy Kolman Ventrone for appointment of Jamestown VICE Randolph Lowman to the Commission for Human Rights for a term expiring July 1, 2008..**
- 6 Nomination of Iraida Williams for reappointment of Johnston to the Commission for Human Rights for a term expiring July 1, 2012.**
- 7 Nomination of Camille Vella-Wilkinson for reappointment of Warwick to the Commission for Human Rights for a term expiring July 1, 2011..**
- 8 Nomination of Frederic G. Reamer, Ph.D. for reappointment of Providence to the Parole Board for a term expiring January 31, 2010..**
- 9 Nomination of Jonathan Houston for appointment of East Greenwich VICE R. Kevin Horan to the Personnel Appeal Board for a term expiring April 1, 2010.**

- 10 **Nomination of M. Carl Heintzelman for reappointment (CLU Representative) of North Kingstown to the State Retirement Board for a term expiring March 1, 2011..**
- 11 **Nomination of Chief Thomas P. Tighe for appointment (representing the Rhode Island Police Chief's Association) of Jamestown to the State Traffic Commission..**
12. **2007-S 50 SUB A**
BY Montalbano J
ENTITLED, AN ACT RELATING TO COURTS -- COLLECTION OF FINES AND COSTS
13. **2007-S 206 SUB A**
BY Perry
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS
14. **2007-S 230 SUB B**
BY Tassoni
ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE USE OF THE NAME OF FINANCIAL INSTITUTIONS
15. **2007-S 299 SUB A**
BY Bates
ENTITLED, AN ACT RELATING TO INSURANCE - RHODE ISLAND INSURERS' INSOLVENCY FUND
16. **2007-S 301 SUB B**
BY Walaska
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PUBLIC ACCOUNTANCY
17. **2007-S 405 SUB A**
BY McCaffrey
ENTITLED, AN ACT RELATING TO JUDICIAL PENSIONS
18. **2007-S 495 SUB A**
BY Badeau
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - BOILER INSPECTION AND PRESSURE VESSELS
19. **2007-S 749 as amended**
BY Sosnowski
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES
20. **2007-S 1080**
BY McCaffrey
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

21. **2007-H 5062 SUB A**
BY Kilmartin
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS
22. **2007-H 5420 as amended**
BY Melo
ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS
23. **2007-H 5518**
BY Lally
ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - FAMILY COURT
24. **2007-H 5653**
BY Gallison
ENTITLED, AN ACT RELATING TO ELECTIONS - LOCAL CANVASSING AUTHORITY
25. **2007-H 5696 as amended**
BY San Bento
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT
26. **2007-H 5764**
BY Lewiss
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH PROFESSIONS LOAN REPAYMENT PROGRAM
- Ordered to be placed on the Consent Calendar
27. **2007-H 5874**
BY Dennigan
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS
28. **2007-H 6051 SUB A**
BY Costantino
ENTITLED, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL SCHOOL SUPPORT
29. **2007-H 6053**
BY Costantino
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - PUBLIC OFFICERS AND EMPLOYEES
30. **2007-H 6204 SUB A**

BY Carter

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
HEAVY DUTY DIESEL VEHICLE EMISSION INSPECTIONS

31. 2007-H 6223

BY Malik

ENTITLED, AN ACT RELATING TO TAXATION - HISTORIC RESIDENCE -
TAX CREDIT

32. 2007-H 6276

BY Schadone

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS - REGISTRATION AND
PROTECTION OF TRADEMARKS

33. 2007-H 6442

BY Murphy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

34. 2007-H 6479

BY Walsh

ENTITLED, AN ACT RELATING TO CHARLESTOWN FIRE DISTRICT

35. 2007-H 6480

BY Church

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

36. 2007-H 6481

BY Church

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

37. 2007-H 6513

BY Pacheco

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

38. 2007-H 6526

BY Long

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO
FINANCE THE CONSTRUCTION OF A HIGHWAY GARAGE AT A
SITE TO BE ACQUIRED FROM THE RHODE ISLAND TURNPIKE
AND BRIDGE AUTHORITY AND ADJACENT TOWN-OWNED LAND,
AND TO ISSUE NOT MORE THAN \$1,500,000 BONDS AND
NOTES THEREFOR

39. 2007-H 6545

BY Murphy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

40. 2007-H 6546

BY Walsh

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING GOVERNOR DONALD CARCIERI TO PRESERVE CAMP PASTORE AND PURSUE THE SALE OF STATE LANDS TO THE UNITED STATES DEPARTMENT OF THE INTERIOR FOR THE PURPOSE OF EXPANDING THE JOHN H. CHAFEE NATIONAL WILDLIFE REFUGE

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

NAYS- 0:

DISAPPROVAL BY THE GOVERNOR

The Honorable President, presents a disapproval by the Governor on the following measure:

Senate Bill No. 791 as amended

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

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) {LC1364/1}

Upon suggestion of Senator Paiva Weed, and without objection, the reading of the veto message is dispensed with

Without objection, so ordered.

Senator Perry moves passage, notwithstanding the disapproval of The Governor, seconded by Senators Paiva Weed, Goodwin, Tassoni and Miller.

The act is read and passed, as amended, notwithstanding, the disapproval of the Governor, upon a roll call vote with 29 Senators voting in the affirmative and 4 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Ciccone, Connors, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 4: Senators Blais, Breene, Cote, Jabour

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

Senator Sosnowski announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in Room SB 27(known as the President's Legacy) 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.

REPORTS OF COMMITTEES

TRANSFER OF BILLS

Senator McCaffrey, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Judiciary to the Committee on Finance:

Senate Bill No. 1013 SUB A

BY Senators Jabour, Goodwin

ENTITLED, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX
{LC3024/1/A}

Read and referred to the Committee on Finance.

RECESS

Upon motion of Senator Paiva Weed, seconded by Senator Ruggerio, the Senate stands at recess at 5:36 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Wednesday, June 20, 2007, at 7:58 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6555

BY Pacheco

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3399/1}

Read and ordered to be placed on the Consent Calendar.

**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. 5371 SUB B

BY Coderre E, Slater, Lima, Naughton, Ajello

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- HANDICAPPED ACCESSIBLE TAXICABS (require taxicab companies to maintain at least 2% but no less than one handicapped accessible taxicabs purchased or leased after January 1, 2008) {LC758/1/B}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 370 SUB A

BY Senators Walaska

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- RESIDENTIAL REAL ESTATE TRANSACTIONS (amend the law regarding agency relationships in residential real estate transactions) {LC1339/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 367 SUB A (Business Regulation)

BY Senator Breene

ENTITLED, AN ACT RELATING TO INSURANCE - VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS (definition of commercial run-off insurer to include a Rhode Island domestic insurance company) {LC1496/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 943 SUB A as amended

BY Senators Algieri, Montalbano J, Walaska, Sosnowski, Bates

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (create the Rhode Island Power Authority Act) {LC2855/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5198 SUB A

BY Menard, Petrarca, Ucci, Winfield, Melo

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - WARRANTIES (expand the application of the lemon law warranty lease to include fire department motorized apparatus) {LC636/2/A}

Read and ordered to be placed on the 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 measure:

Senate Bill No. 1109

BY Senators Ciccone, Lanzi, Metts

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE SECTION OF US ROUTE 6 BETWEEN HARTFORD AVENUE AND KILLINGLY STREET IN THE CITY OF PROVIDENCE {LC3357/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

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

Senate Bill No. 461

BY Senators Ciccone, Jabour, Tassoni, Badeau

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS (authorize elected school committees to retain the services of independent legal counsel as it may deem necessary and convenient) {LC1857/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 567 SUB A

BY Senators Pichardo, Miller, Tassoni, Perry, Goodwin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT (create the center for health professions/create student loan forgiveness programs for certain nursing professionals, a nursing education scholarship program, and a nursing faculty tax credit) {LC1471/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 430

BY Senators Moura, Revens

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS (allow members of the retirement system to serve as paid members of part- time state boards or commissions) {LC1884/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 575 SUB A (Secretary of State)

BY Senators Issa

ENTITLED, AN ACT STATE AFFAIRS AND GOVERNMENT - STATE ARCHIVES (increase the assessment from \$2.00 to \$6.00 for every document filed with the state archives) {LC2286/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON GOVERNMENT OVERSIGHT

Senator Lenihan, from the Committee on Government Oversight, reports back, with recommendation of passage of the following measures:

Senate Bill No. 263 (Transportation)

BY Senator Blais

ENTITLED, AN ACT RELATING TO TAXATION - EXCISE ON MOTOR VEHICLES AND TRAILERS (replace the director of the department of transportation or his/her designee from the vehicle value commission with the director of revenue or his/her designee) {LC1329/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 323 (Administration)

BY Senators Blais, Breene

ENTITLED, AN ACT RELATING TO LIBRARIES -- THE RHODE ISLAND INFORMATION RESOURCES MANAGEMENT BOARD (repeal the chapter entitled "The Rhode Island Information Resources Management Board") {LC1441/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON JUDICIARY

Senator McCaffrey, from the Committee on Judiciary, reports back, with recommendation of passage of the following measures:

Senate Bill No. 342 SUB A

BY Senator Felag

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- DISTURBANCE OF PUBLIC ASSEMBLY (would make it a misdemeanor to disrupt a military funeral or memorial service) {LC1631/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1122

BY Senators Metts, Paiva-Weed, McCaffrey

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT {LC3367/1}

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 measures:

Senate Bill No. 1116 SUB A

BY Senator McBurney

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE -- WORK ON HOLIDAYS AND SUNDAYS {LC3323/1/A}

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 878

BY Senators Tassoni, Ruggerio, Ciccone, DaPonte

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT {LC2651/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1103 as amended

BY Senator Badeau

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS {LC3333/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

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

Nomination of J. Michael Costello for reappointment of Providence to the State Investment Commission for a term expiring March 1, 2009.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Frank Benell for appointment of Providence to the State Retirement Board for a term expiring February 19, 2010.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Dr. Robert J. McKenna for reappointment of Newport to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2011.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

Nomination of Todd S. Manni for appointment of Smithfield VICE Donald Singer (resigned) to the State Medical Examiners Commission for a term expiring June 30, 2009.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Michael A. Schuster for appointment of Narragansett VICE Il Sok Koh to the State Medical Examiners Commission for a term expiring June 30, 2009.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Susan Tasca for appointment of Cranston VICE Frank Amalfitano, Jr. to the State Medical Examiners Commission for a term expiring June 30, 2009.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Phyllis R. Vezza for appointment (Representing the Rhode Island Society of Pathologists) of Smithfield to the State Medical Examiners Commission for a term expiring June 30, 2010.

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 measure:

House Resolution No. 6313 SUB A

BY Senators Sullivan, O'Neill, Slater, Diaz, Almeida

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY TRANSPORTATION FOR AFTERSCHOOL AND CHILDCARE PROGRAMS
{LC2957/1/A}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

Senate Bill No. 792 SUB A

BY Senators Fogarty P, Tassoni, Goodwin, Breene

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- AMBULANCE SERVICE COORDINATING BOARD (add a member to the board and would require that this new member and an existing member be emergency medical technicians who are also E.M.S. administrators) {LC2311/1/A}

Read and ordered to be placed on the Calendar

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Nomination of Samuel Krasnow for appointment (Representative with Knowledge Environmental Issues Pertaining to Energy) of Rolinsdale, MA to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2011.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON LABOR

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

House Bill No.5099 SUB A

BY Gallison, McNamara, Kilmartin, Corvese, Lima

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - - HEALTH CARE FACILITIES STAFFING(establish a maximum workday for certain hourly wage employees and provide penalties for violations)

Read and ordered to be placed on the bottom of the Calendar.

GUESTS

Upon suggestion of Senator Miller and by unanimous consent, the Honorable President, welcomes to the Chamber his brother Adam Miller from Connecticut.

RECONSIDERATION

Upon suggestion of Senator Paiva Weed, seconded by Senator Ruggerio, and by unanimous consent, 2007-S 230 Sub B(AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE USE OF THE NAME OF FINANCIAL INSTITUTIONS) is reconsidered by the Senate upon a roll call vote with 27 Senator voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 27: The Honorable President Montalbano and Senators Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni.

NAYS- 0:

Senate Bill No.230 SUB B**BY** Tassoni, Maselli, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE USE OF THE NAME OF FINANCIAL INSTITUTIONS

(protect names of financial institutions)

Senator Paiva Weed moves passage, seconded by Senator Ruggerio.

The bill marked Substitute "B" 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: The Honorable President Montalbano and Senators Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri

CALENDAR**SECOND CALENDAR IN ORDER FOR WEDNESDAY, JUNE 20, 2007:****1 Nomination of Elia Germani for reappointment of Warwick as Chairman of the Public Utilities Commission for a term expiring March 1, 2013.**

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

Upon suggestion of Senator Blais and without objection, ordered to be placed on the Calendar for Thursday, June 21, 2007.

2 2007-S 263**BY** Blais**ENTITLED**, AN ACT RELATING TO TAXATION - EXCISE ON MOTOR VEHICLES AND TRAILERS

Committee on Government Oversight recommends passage.

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

The act is read and passed, 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, Gibbs, Goodwin, Issa, Jabour, Lanzi, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni.

NAYS- 0:

3 2007-S 323

BY Blais

ENTITLED, AN ACT RELATING TO LIBRARIES -- THE RHODE ISLAND
INFORMATION RESOURCES MANAGEMENT BOARD

Committee on Government Oversight recommends passage.

Senator Blais moves passage, seconded by Senator Walaska.

The bill marked Substitute "A" is read and passed, 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2007-S 342 SUB A

BY Felag

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- DISTURBANCE
OF PUBLIC ASSEMBLY

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

Senator Felag moves passage, seconded by Senators Issa, McCaffrey, Goodwin, Maselli and Metts.

The bill marked Substitute "A" is read and passed, 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, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5 2007-S 367 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO INSURANCE - VOLUNTARY
RESTRUCTURING OF SOLVENT INSURERS

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

Senator Breene moves passage, seconded by Senator Walaska.

The act is read and passed, 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2007-S 370 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
RESIDENTIAL REAL ESTATE TRANSACTIONS

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

Senator Walaska moves passage, seconded by Senator Bates.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 26 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 26: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, Metts, Miller, Paiva Weed, Perry, Pichardo, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Cote

7 2007-S 430**BY Moura****ENTITLED,** AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS

Committee on Finance recommends passage.

Senator Alves moves passage, seconded by Senator Doyle.

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: 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, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Walaska.

NAYS- 0:

8 2007-S 461

BY Ciccone

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES
AND SUPERINTENDENTS

Committee on Finance recommends passage.

Senator Ciccone moves passage, seconded by Senators Metts, Ruggerio, Bates, Badeau and Jabour.

The act is read and passed, upon a roll call vote with 28 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Blais, Breene, Maselli.

9 2007-S 567 SUB A

BY Pichardo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER
FOR HEALTH PROFESSIONS ACT

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

Senator Pichardo moves passage, seconded by Senators Jabour, Connors, Metts, Ciccone and Gibbs.

The bill marked Substitute "A" is read and passed, 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,

Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2007-S 575 SUB A

BY Issa

ENTITLED, AN ACT STATE AFFAIRS AND GOVERNMENT - STATE
ARCHIVES

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

Senator Issa moves passage, seconded by Senators Ciccone and Miller.

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, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni.

NAYS- 0:

11 2007-S 792 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- AMBULANCE
SERVICE COORDINATING BOARD

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

Senator Fogarty moves passage, seconded by Senator Perry.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2007-S 878**BY Tassoni****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
CORRECTIONS DEPARTMENT

Committee on Labor recommends passage.

Senator Tassoni moves passage, seconded by Senators Doyle, Badeau, Ciccone and Jabour.

The act is read and passed, upon a roll call vote with 27 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS- 27: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Maselli, Metts, Miller, Paiva Weed, Perry, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 5: Senators Bates, Blais, Breene, Gibbs, Revens

13 2007-S 943 SUB A as amended**BY Algieri****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

Senator Algieri moves passage, seconded by Senators Sosnowski, Walaska, Miller, Jabour and Connors.

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 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2007-S 1103 as amended**BY Badeau****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS

Committee on Labor recommends passage as amended.

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

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, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2007-S 1109

BY Ciccone

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE SECTION OF US ROUTE 6 BETWEEN HARTFORD AVENUE AND KILLINGLY STREET IN THE CITY OF PROVIDENCE

Committee on Constitutional & Regulatory Issues recommends passage.

Senator Ciccone moves passage, seconded by Senators Goodwin, Paiva Weed, Felag, Connors, Ruggerio and Jabour.

The act is read and passed, 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

16 2007-S 1116 SUB A

BY McBurney

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

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 29 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators Issa, Metts

17 2007-S 1122**BY Metts****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
CORRECTIONS DEPARTMENT

Committee on Judiciary recommends passage.

Senator Metts moves passage, seconded by Senators Connors, McCaffrey, Paiva Weed, DaPonte, Miller, Pichardo, Jabour, Issa and many others.

Senators Paiva Weed and Felag discuss the act.

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: 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, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2007-H 5198 SUB A**BY Menard****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
WARRANTIES

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

Senator Walaska moves passage, seconded by Senators Connors, McCaffrey, Dole, 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 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, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19 2007-H 6229 SUB A as amended**BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PRIMARIES FOR
ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND
FOR PRESIDENTIAL PREFERENCE

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

Senator McCaffrey moves passage, seconded by Senators Jabour and Metts.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 28 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Blais, Ciccone, Connors, Cote, DaPonte, Doyle, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 3: Senators Bates, Breene, Felag.

20 2007-H 5099 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - - HEALTH CARE FACILITIES STAFFING

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

Senator Tassoni moves passage, seconded by Senators Paiva Weed, Fogarty, Gallo, Connors, Badeau, Ruggerio, Algieri, Maselli, Pichardo, Metts and many others.

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 30 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Revens

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon suggestion of Senator Paiva Weed, and without objection, items 5 and 8 are removed from the Consent Calendar and placed on the Calendar for Thursday, June 21, 2007.

1 Nomination of J. Michael Costello for reappointment of Providence to the State Investment Commission for a term expiring March 1, 2009.

- 2 Appointment of Frank Benell of Providence to the State Retirement Board for a term expiring February 19, 2010.**
- 3 Nomination of Todd S. Manni for appointment of Smithfield VICE Donald Singer (resigned) to the State Medical Examiners Commission for a term expiring June 30, 2009.**
- 4 Nomination of Michael A. Schuster for appointment of Narragansett VICE II Sok Koh to the State Medical Examiners Commission for a term expiring June 30, 2009.**
- 6 Nomination of Phyllis R. Vezza for appointment (Representing the Rhode Island Society of Pathologists) of Smithfield to the State Medical Examiners Commission for a term expiring June 30, 2010.**
- 7 Nomination of Dr. Robert J. McKenna for reappointment of Newport to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2011.**
- 9 2007-H 5371 SUB B
BY Coderre E
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
HANDICAPPED ACCESSIBLE TAXICABS**
- 10 2007-H 6313 SUB A
BY Sullivan
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY TRANSPORTATION FOR
AFTERSCHOOL AND CHILDCARE PROGRAMS**
- 11 2007-H 6555
BY Pacheco
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

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

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni.

NAYS- 0:

RECONSIDERATION

Upon suggestion of Senator Blais, seconded by Senator Pichardo, and without objection, (2007 S-1014 as amended) **ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EQUAL**

OPPORTUNITY AND AFFIRMATIVE ACTION, is reconsidered by the Senate 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, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senate Bill No. 1014 as amended

BY Senators Pichardo, Issa, Paiva-Weed, Connors

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EQUAL

OPPORTUNITY AND AFFIRMATIVE ACTION (require that recommendations made by the RIAAP be addressed when minorities are considered for appointment by the governor and general assembly and that a utilization analysis of appointments occur annually) {LC2976/1}

Senator Blais moves passage, seconded by Senator Paiva Weed .

Senator Blais seconded by Senator Paiva Weed, offers an oral motion to amend.

The motion to amend prevails upon a roll call vote with 29 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Blais moves passage of the act, as amended, seconded by Senator Paiva Weed.

The act is read and passed, by unanimous consent, as amended, 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, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Goodwin, Issa, Jabour, Lanzi, Maselli, McCaffrey, Metts, Miller, Paiva Weed, Perry, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

TRANSMITTAL

By unanimous consent, all Senate 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 Algieri, and upon suggestion of Senator Paiva Weed, the Senate stands at recess at 8:31 o'clock P.M. in memory of Mary Magdalene Olaynack.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Thursday, June 21, 2007, at 4:44 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. 5556 SUB B

BY San Bento, Shanley

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE BUILDING CODE (provide that if a building official is satisfied any proposed work conforms to the requirements of the building code/issue a permit within 45 days) {LC2156/1/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5404

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE -- INSURANCE INSOLVENCY FUND (remove the December 31, 2007 termination date of the Rhode Island Insurers' Insolvency Fund's ability to shift money into underfunded accounts) {LC1325/1}

Read and ordered to be placed on the Consent Calendar.

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 Consent Calendar.

Also:

House Bill No. 5562**BY** Naughton, Lewiss, Slater, Handy, Dennigan**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (prevent the shut off of gas or electric services in any residence where there is a domiciled person under the age of 12 months) {LC2241/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5579 SUB A**BY** Segal**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RHODE ISLAND ENERGY RESOURCES ACT {LC2393/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5740 SUB A (Business Regulation)**BY** Watson**ENTITLED**, AN ACT RELATING TO INSURANCE - VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS (expand the definition of commercial run-off insurer to include a Rhode Island domestic insurance company formed or re-activated for the purpose of entering into a voluntary restructuring) {LC1787/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5742 SUB A (Business Regulation)**BY** Story, Ehrhardt**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE INSURANCE (extend a consumers right to examine a policy from 10 to 30 days, and require that life insurance policies contain provisions addressing grace periods, incontestability and suicide) {LC1932/1/A}

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 measure:

House Bill No. 5305**BY** Ginaitt, Walsh, Lewiss, Naughton**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION (provide for the issuance of beach vehicle registration permits) {LC1218/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6396 SUB A

BY Ginaitt, Walsh, Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT {LC2864/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6419 SUB A

BY Brien, Malik, Gablinske, Gallison, Jackson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PRIZES AND GIFTS (would regulate fishing tournaments in Rhode Island which require fees for entering and which payout cash or monetary value prizes) {LC3065/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5279

BY Lewiss, Walsh, Kennedy, Shanley, Scott

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (remove the language "organically produced" from the statute definition relating to biodiesel fuel the production of which results in employment in RI at a manufacturing facility) {LC1083/1}

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. 1035 SUB A as amended

BY Senator Blais

ENTITLED, AN ACT PROVIDING FOR THE CONSTRUCTION OF ADDITIONS AND RENOVATIONS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$9,200,000 IN BONDS THEREFOR {LC3138/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5661**BY** Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (authorize elected school committees to retain the services of independent legal counsel as it may deem necessary and convenient for the performance of its duties) {LC2145/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6424 SUB A as amended**BY** Mumford**ENTITLED**, AN ACT PROVIDING FOR THE CONSTRUCTION OF ADDITIONS AND RENOVATIONS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$9,200,000 IN BONDS THEREFOR {LC3130/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON GOVERNMENT OVERSIGHT

Senator Lenihan, from the Committee on Government Oversight, reports back, with recommendation of passage of the following measures:

House Bill No. 5309**BY** Lally**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - EMERGENCY MANAGEMENT (add the state court administrator to the emergency management advisory council) {LC1225/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5700 (Administration)**BY** McManus, Moffitt**ENTITLED**, AN ACT RELATING TO LIBRARIES -- THE RHODE ISLAND INFORMATION RESOURCES MANAGEMENT BOARD (repeal the chapter entitled "The Rhode Island Information Resources Management Board") {LC1799/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5903 (Transportation)**BY** Loughlin, Mumford**ENTITLED**, AN ACT RELATING TO TAXATION - EXCISE ON MOTOR VEHICLES AND TRAILERS (replace the director of the department of transportation or his/her designee from the vehicle value commission with the director of revenue or his/her designee) {LC1388/1}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

House Bill No. 5061 SUB A**BY** Gemma, Ginaitt, Naughton, Serpa, Williams**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (require insurance coverage for the cervical cancer vaccine) {LC489/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5301 as amended**BY** Ginaitt, Lewiss**ENTITLED**, AN ACT RELATING TO INSURANCE (grant the commissioner of health insurance the authority to enforce the laws relating to small group and individual market health insurance against companies offering insurance through out of state trusts and associations)

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5850 SUB A**BY** Sullivan, O'Neill, Jackson, Costantino, Corvese**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - UTILIZATION OF UNUSED PRESCRIPTION DRUGS ACT (extend to April 1, 2007 the date on which the department of health is required to implement a statewide program consistent with the utilization of unused prescription drugs act) {LC2346/2/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5457 SUB A**BY** Ginaitt, Lewiss, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES (increase the number of people on the ambulance service

coordinating advisory board from 20 to 21 including one member from the Rhode Island chapter of the American Academy of Pediatrics) {LC1553/1/A}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON JUDICIARY

Senator McCaffrey, from the Committee on Judiciary, reports back, with recommendation of passage of the following measures:

Senate Bill No. 197 SUB A

BY Senator McCaffrey

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) {LC678/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5025 as amended

BY Melo, Silva, Picard, Petrarca, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO PROPERTY -- FENCES (make the proprietor, the possessor or owner of land from which vegetation grows and overgrows or damages a partition fence liable for removal and damages)

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5052

BY San Bento, Silva, Kilmartin

ENTITLED, AN ACT RELATING TO ELECTIONS -- PRIMARIES (create consistency within primary and election laws regarding checkers, runners and watchers)

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5517 SUB B

BY Lally, Jackson, O'Neill, Petrarca

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COLLECTION OF FINES AND COSTS (amend the process for the collection of overdue court fines, costs, and fees) {LC1227/1/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5620 as amended

BY Menard, Ucci, Fox, Malik, Winfield

ENTITLED, AN ACT RELATING TO ELECTIONS -- RHODE ISLAND CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING (change campaign treasurer report filing dates from thirty days following a ninety day filing period to the last day of the month following a ninety day filing period) {LC1678/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5778

BY O'Neill

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONS DEPARTMENT (give a sentencing judge the authority to waive overnight incarceration at the A.C.I. after issuing a sentence of community confinement, which waiver would be binding on the ACI and its community confinement division)

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5904 SUB A

BY Almeida, Segal, Slater

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION (require that of minorities appointed by the governor and general assembly that consideration be made to recommendations made by the RIAAP and that annually a utilization analysis of appointments shall occur) {LC1923/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6032

BY Ajello, Handy, Sullivan, Fox, Naughton

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT--TRADE (require that any state official, including the governor, obtain legislative approval in order to bind the state to any international trade agreements) {LC1781/1}

Read and ordered to be placed on the Calendar.

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 Calendar.

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 Consent Calendar.

Also:

House Bill No. 5326

BY Walsh, Ajello, Rice, Handy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ADMINISTRATIVE PROOCEDURES (submit a summary of the non-technical differences between the existing and proposed rules, to be submitted at the same time as the proposed rule change) {LC1061/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5969

BY Handy, Naughton, Ajello, Lima, Jacquard

ENTITLED, AN ACT RELATING TO ELECTIONS -- MATCHING PUBLIC FUNDS {LC1518/1}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON LABOR

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

House Bill No. 5169

BY Malik, Corvese, Schadone, McNamara, Carter

ENTITLED, AN ACT RELATING TO RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS

Read and ordered to be placed on the Calendar.

FROM THE HOUSE OF REPRESENTATIVES

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

Senate Bill No. 335 as amended

BY Senator Revens

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLES REPARATIONS ACT (require law enforcement agencies who issue tickets for lack of evidence of financial responsibility to withhold traffic citation to the traffic tribunal for one business day to allow the motorist opportunity to submit evidence of financial responsibility

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 376 SUB A as amended (Health)

BY Senator Breene

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING WATER SUPPLIES (require cross-connection control devices to be installed on multiple user water systems according to a specific schedule) {LC1460/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 493 SUB A

BY Senator McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY - LABOR AND LABOR RELATIONS - CONSTRUCTION TRUST (create the Rhode Island Construction Trust Act which would establish a special system for the compensation of businesses and contractors who expend labor and materials for construction projects) {LC1621/2/A}

Read and ordered to be placed on the Calendar.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:45 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SEANTOR WALTER S. FELAG JR.

God, grant us the light, that we may know the wisdom which Thou alone can give. Guide us with your truth and help us to serve well our fellow Rhode Islanders. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR THURSDAY, JUNE 21, 2007:****1. 2007-H 5124 as amended****BY Carter****ENTITLED, AN ACT RELATING TO DISTURBANCE OF PUBLIC ASSEMBLY**

Committee on Judiciary recommends passage as amended in concurrence.

2. 2007-H 5279**BY Lewiss****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

Committee on Environment & Agriculture recommends passage in concurrence.

3. 2007-H 5309**BY Lally****ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -
EMERGENCY MANAGEMENT**

Committee on Government Oversight recommends passage in concurrence.

4. 2007-H 5326**BY Walsh****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ADMINISTRATIVE PROOCEDURES**

Committee on Judiciary recommends passage in concurrence.

5. 2007-H 5404**BY Kennedy****ENTITLED, AN ACT RELATING TO INSURANCE -- INSURANCE
INSOLVENCY FUND**

Committee on Corporations recommends passage in concurrence.

6. 2007-H 5432 SUB A**BY Picard****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
RESIDENTIAL REAL ESTATE TRANSACTIONS**

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

7. 2007-H 5457 SUB A**BY Ginaitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES

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

8. 2007-H 5562**BY Naughton****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Corporations recommends passage in concurrence.

9. 2007-H 5579 SUB A**BY Segal****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RHODE ISLAND ENERGY RESOURCES ACT

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

10. 2007-H 5700**BY McManus****ENTITLED,** AN ACT RELATING TO LIBRARIES -- THE RHODE ISLAND INFORMATION RESOURCES MANAGEMENT BOARD

Committee on Government Oversight recommends passage in concurrence.

11. 2007-H 5740 SUB A**BY Watson****ENTITLED,** AN ACT RELATING TO INSURANCE - VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS

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

12. 2007-H 5742 SUB A**BY Story****ENTITLED,** AN ACT RELATING TO INSURANCE -- LIFE INSURANCE

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

13. 2007-H 5903**BY Loughlin****ENTITLED,** AN ACT RELATING TO TAXATION - EXCISE ON MOTOR VEHICLES AND TRAILERS

Committee on Government Oversight recommends passage in concurrence.

14. **2007-H 5969**

BY Handy

ENTITLED, AN ACT RELATING TO ELECTIONS -- MATCHING PUBLIC FUNDS

Committee on Judiciary recommends passage in concurrence.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**CALENDAR****IN ORDER FOR THURSDAY, JUNE 21, 2007:****1 Nomination of Elia Germani for reappointment of Warwick as Chairman of the Public Utilities Commission for a term expiring March 1, 2013.**

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

2 Nomination of Susan Tasca for appointment of Cranston VICE Frank Amalfitano, Jr. to the State Medical Examiners Commission for a term expiring June 30, 2009.

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

3 Nomination of Samuel Krasnow for appointment (Representative with Knowledge Environmental Issues Pertaining to Energy) of Rolinsdale, MA to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2011.

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

4. 2007-S 197 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- POLICE OFFICERS

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

5. 2007-S 335 as amended

BY Revens

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

Ordered to be placed on the Senate Calendar

6. 2007-S 376 SUB A as amended

BY Breene

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING WATER SUPPLIES

Ordered to be placed on the Senate Calendar

7. 2007-S 493 SUB A**BY McCaffrey****ENTITLED,** AN ACT RELATING TO PROPERTY - LABOR AND LABOR RELATIONS - CONSTRUCTION TRUST

Ordered to be placed on the Senate Calendar

8. 2007-S 1035 SUB A as amended**BY Blais****ENTITLED,** AN ACT PROVIDING FOR THE CONSTRUCTION OF ADDITIONS AND RENOVATIONS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$9,200,000 IN BONDS THEREFOR

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

9. 2007-S 1074**BY Walaska****ENTITLED,** AN ACT RELATING TO AERONAUTICS - THE PERMANENT AIR QUALITY MONITORING ACT

Committee on Environment & Agriculture recommends passage.

10. 2007-H 5025 as amended**BY Melo****ENTITLED,** AN ACT RELATING TO PROPERTY -- FENCES

Committee on Judiciary recommends passage as amended in concurrence.

11. 2007-H 5052**BY San Bento****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PRIMARIES

Committee on Judiciary recommends passage in concurrence.

12. 2007-H 5061 SUB A**BY Gemma****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH

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

13. 2007-H 5169**BY Malik****ENTITLED,** AN ACT RELATING TO RELIEF OF INJURED AND DECEASED
FIRE FIGHTERS AND POLICE OFFICERS

Committee on Labor recommends passage in concurrence.

14. 2007-H 5301 as amended**BY Ginaitt****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Health & Human Services recommends passage as amended.

15. 2007-H 5305**BY Ginaitt****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION

Committee on Environment & Agriculture recommends passage in concurrence.

16. 2007-H 5517 SUB B**BY Lally****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COLLECTION OF FINES AND COSTSCommittee on Judiciary recommends indefinite postponement of the original bill and
the Substitute A and passage of Substitute B.**17. 2007-H 5556 SUB B****BY San Bento****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE
BUILDING CODECommittee on Corporations recommends indefinite postponement of the original bill and
the Substitute A and passage of Substitute B.**18. 2007-H 5620 as amended****BY Menard****ENTITLED,** AN ACT RELATING TO ELECTIONS -- RHODE ISLAND
CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
REPORTING

Committee on Judiciary recommends passage as amended in concurrence.

19. 2007-H 5661**BY Corvese****ENTITLED,** AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS

Committee on Finance recommends passage in concurrence.

20. 2007-H 5778

BY O'Neill

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

Committee on Judiciary recommends passage in concurrence.

21. 2007-H 5850 SUB A

BY Sullivan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - UTILIZATION
OF UNUSED PRESCRIPTION DRUGS ACT

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

22. 2007-H 5904 SUB A

BY Almeida

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

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

23. 2007-H 6032

BY Ajello

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND
GOVERNMENT--TRADE

Committee on Judiciary recommends passage in concurrence.

24. 2007-H 6133 as amended

BY Lewiss

ENTITLED, AN ACT RELATING TO ELECTIONS - REGISTRATIONS OF
VOTERS

Committee on Judiciary recommends passage as amended in concurrence.

25. 2007-H 6396 SUB A

BY Ginaitt

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY
REDUCTION AND EDUCATION ACT

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

26. 2007-H 6419 SUB A**BY Brien****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
PRIZES AND GIFTS

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

27. 2007-H 6424 SUB A as amended**BY Mumford****ENTITLED,** AN ACT PROVIDING FOR THE CONSTRUCTION OF ADDITIONS
AND RENOVATIONS TO THE SCITUATE MIDDLE/HIGH SCHOOL
COMPLEX AND AUTHORIZING FINANCING THEREOF,
INCLUDING THE ISSUE OF NOT MORE THAN \$9,200,000 IN
BONDS THEREFOR

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

RAYMOND T. HOYAS, JR.
Secretary of the Senate