

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 first day of January in the year of Our Lord two thousand and eight.

Volume 135, No.39

Thursday, April 24, 2008

Thirty-ninth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:19 o'clock P.M.

The roll is called and a quorum is declared present with 36 Senators present and 1 Senators absent as follows:

PRESENT – 36: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, 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.

ABSENT – 1: Senator DaPonte.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-eighth Legislative Day of the 2008 proceedings is read in part.

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

APPOINTMENTS BY THE GOVERNOR

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

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

April 23, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-128-6 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Housing Resources Commission:

Roberta Hazen Aaronson of Cranston
(Representative of a Lead Poisoning Agency)

for a term expiring January 31, 2011.

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

Sincerely,



Donald L. Carcieri
Governor

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

NOW PRESIDING

The Honorable Joseph A. Montalbano President of the Senate yields the rostrum to the Honorable Daniel P. Connors, Deputy President Pro Tempore of the Senate at 4:22 o'clock.

GUESTS

Upon suggestion of Senators Raptakis and Blais and by unanimous consent, the Honorable Deputy President Pro Tempore, welcomes to the Chamber Norman Paiva Sr., Gilda Paiva, Lindsay Paiva, Lauren Paiva, Norman Paiva Jr., Isabel Paiva, and Nick Paiva.

Upon suggestion of Senator Blais and by unanimous consent, the Honorable Deputy President Pro Tempore, welcomes to the Chamber Ronald P. Jordan, Interim Dean, University of Rhode Island College of Pharmacy, and Past President of the American Pharmaceutical Association, Bill Beaulieu, College of Pharmacy Outreach Program and from the Rhode Island Pharmacist Association, President, Kelly Orr, Executive Director Jack Hatsin, Chip Ecklott and Heather Larch.

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Tassoni, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Housing and Municipal Government to the Committee on Finance:

House Bill No. 7295 SUB A

BY Shanley, Walsh, Caprio D, Lally

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (South Kingstown to issue prorated bills to owners of new manufactured homes on leased land)

Read and referred to the Committee on Finance.

**REPORTS OF COMMITTEES
COMMITTEE ON JUDICIARY**

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

Senate Bill No. 2027 as amended

BY Senators Bates, Sosnowski, Lenihan, Walaska, McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY (provide that any land held or preserved by a nonprofit corporation for purposes of conservation or open space is not subject to adverse possession or prescription)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2232

BY Senators Metts, Issa, Pichardo, Jabour, Levesque C

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (reduce the minimum sentences for crimes involving controlled substances)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2306

BY Senator Blais

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the inclusion of any written statements by the victim including injuries sustained by the victim in presentence reports) {LC1004/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2420

BY Senators Maselli, Blais, Breene, McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- BURGLARY AND BREAKING AND ENTERING (would expand the list of vehicles that would subject a person to a felony sentence of 10 years in prison if the person broke into any of the types of vehicles named with the intent to commit a larceny or other crime) {LC1577/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2758 SUB A

BY Senator Levesque C

ENTITLED, AN ACT RELATING TO INSURANCE -- LIABILITY INSURANCE (extend the statute of limitations when a sheriff returns service of process with a "non est inventus" return) {LC2023/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2892 (Secretary of State)

BY Senators Sheehan, Cote, Lenihan, Perry, Jabour

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING (would require that a lobbyist's final report be filed no later than thirty (30) days after the earlier of the termination of the lobbyist's engagement or the final adjournment of the general assembly) {LC1720/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 2978

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING DOMENIC XAVIER CARCHIA ON ATTAINING THE RANK OF EAGLE SCOUT {LC2798/1}

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2979**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING NICHOLAS W. SOUSA ON
ATTAINING THE RANK OF EAGLE SCOUT {LC2799/1}

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2980**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING SAMUEL J. VITO ON ATTAINING
THE RANK OF EAGLE SCOUT {LC2794/1}

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2981**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING RAYMOND A. BOUCHER ON
ATTAINING THE RANK OF EAGLE SCOUT {LC2795/1}

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2982**BY** Senator Sosnowski**ENTITLED**, SENATE RESOLUTION HONORING DALE F. EVANS FOR THIRTY YEARS OF OUTSTANDING SERVICE WITH THE WEST KINGSTON FIRE DEPARTMENT {LC2805/1}

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2983**BY** Senator Levesque C**ENTITLED**, SENATE RESOLUTION PROCLAIMING THE THIRD WEEK IN SEPTEMBER, 2008 TO BE "POLYCYSTIC KIDNEY DISEASE AWARENESS WEEK" IN THE STATE OF RHODE ISLAND {LC2764/1}

Senator Levesque requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Levesque moves passage, seconded by Senator Fogarty.

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

Also:

Senate Resolution No. 2984**BY** Senators Gallo, Goodwin, Perry, Paiva Weed**ENTITLED**, SENATE RESOLUTION PROCLAIMING THE WEEK OF APRIL 19-26, 2008 AS THE "GENERAL FEDERATION OF WOMEN'S CLUBS VOLUNTEERS IN ACTION WEEK" IN THE STATE OF RHODE ISLAND {LC1327/1}

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by Senators Paiva Weed, Perry, Gibbs, Lanzi, Sosnowski and Goodwin.

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

Also:

Senate Resolution No. 2985**BY** Senators Paiva Weed, Cote**ENTITLED**, SENATE RESOLUTION EXTENDING CONDOLENCES ON THE PASSING OF FORMER STATE SENATOR WILLIAM J. GEARON, ESQ. {LC2810/1}

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

GUESTS

Upon suggestion of Senator Gallo and by unanimous consent, the Honorable Deputy President Pro Tempore, welcomes to the Chamber from the General Federation of Women's Club, Cranston Community Women's Club, Ethel J. Dellasandro, Marie-Elaina Dimaio and Donna J. Gibb.

NEW BUSINESS**Senate Resolution No. 2986****BY** Senators Raptakis, Gallo, Paiva-Weed, Jabour**ENTITLED**, SENATE RESOLUTION PROCLAIMING MAY 19TH OF 2008 AS GREEK PONTIAN GENOCIDE REMEMBRANCE DAY IN THE STATE OF RHODE ISLAND {LC2702/1}

Senator Raptakis requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Raptakis moves passage, seconded by Senators Jabour Sheehan Gallo and Metts.

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

Also:

Senate Resolution No. 2987**BY** Senators Gallo, Issa, Jabour, Felag, Fogarty P**ENTITLED**, SENATE RESOLUTION PROCLAIMING APRIL 24, 2008 AS "ARMENIAN GENOCIDE REMEMBRANCE DAY" TO COMMEMORATE THE ARMENIAN GENOCIDE OF 1915 TO 1923 AND IN HONOR OF ARMENIAN-AMERICANS {LC1326/1}

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by Senator Raptakis and the entire Senate.

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

Also:

Senate Resolution No. 2988

BY Senators Moura, Ruggerio

ENTITLED, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY ECONOMIC OPPORTUNITIES RELATING TO PORT DEVELOPMENT IN THE STATE OF RHODE ISLAND {LC2831/1}

Senator Moura requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Moura moves passage, seconded by Senator Paiva Weed.

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

CALENDAR

IN ORDER FOR THURSDAY, APRIL 24, 2008:

1 2008-S 2009 SUB A

BY Moura

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Tuesday, April 29, 2008.

2 2008-S 2369 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - - GENERAL PROVISIONS

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

Senator Fogarty moves passage, seconded by Senators Gallo, Perry, Paiva Weed, Levesque, Felag, Sosnowski, Blais, Breene and others.

Senators Gibbs and Fogarty discuss the act.

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

NAYS- 0:

3 2008-S 2453 SUB A

BY Sosnowski

ENTITLED, SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REPORT ON ALTERNATIVES TO SODIUM CHLORIDE AS A DE-ICING AGENT

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

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

Senator Blais discusses the act.

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

NAYS- 0:

4 2008-S 2454 SUB A as amended

BY Sosnowski

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS – REAL ESTATE SALES DISCLOSURES

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

Senator Sosnowski moves passage, seconded by Senator Blais.

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

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

NAYS- 0:

5 2008-S 2566 SUB A

BY Ruggerio

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
CRUELTY TO ANIMALS**

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

Senator Ruggerio moves passage, seconded by Senators Breene, Perry, Blais, Paiva Weed and Goodwin.

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

YEAS- 31: Senators Algieri, Bates, Blais, Breene, Ciccone, Connors, Cote, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2008-S 2625

BY Sosnowski

**ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES –
MERIT SYSTEM**

Committee on Environment & Agriculture recommends passage.

Senator Sosnowski moves passage, seconded by Senator Felag.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED- 1: Senator Tassoni.

7 2008-S 2881 SUB A**BY Gibbs****ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES**

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

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

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Bates, Blais, Breene, Ciccone, Connors, Cote, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Tassoni.

8 2008-S 2017 SUB A**BY Tassoni****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS –
PUBLIC BUILDINGS**

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

Senator Tassoni moves passage, seconded by Senators Ciccone, Blais, Breene, Miller and Doyle.

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

NAYS- 0:

9 2008-S 2163**BY Connors****ENTITLED, AN ACT RELATING TO TAXATION – THE TOWN OF
CUMBERLAND – HOMESTEAD EXEMPTION**

Committee on Housing & Municipal Government recommends passage.

Senator Tassoni moves passage, seconded by Senator Doyle.

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

NAYS- 0:

10 2008-S 2696

BY Connors

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES – SEWER CHARGES

Committee on Housing & Municipal Government recommends passage.

Senator Tassoni 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, Bates, Blais, Breene, Ciccone, Connors, Cote, Doyle, Felag, Gibbs, Goodwin, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2008-S 2702

BY Goodwin

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES – GENERAL POWERS

Committee on Housing & Municipal Government recommends passage.

Upon suggestion of Senator Goodwin, and without objection, ordered to be placed on the Calendar for Wednesday, April 30, 2008.

12 2008-S 2910

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF,

INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS
AND NOTES THEREFOR, TO FUND THE CAPITAL
IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009
AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney, Tassoni and McBurney.

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

NAYS- 0:

13 2008-S 2926

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$700,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney, Montalbano and Tassoni.

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

NAYS- 0:

14 2008-S 2927

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET

AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney and Montalbano.

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

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

NAYS- 0:

15 2008-S 2928

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney and Montalbano.

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

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

NAYS- 0:

16 2008-S 2929

BY Levesque C

ENTITLED, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION

THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE

Committee on Housing & Municipal Government recommends passage.

Senator Levesque moves passage, seconded by Senators Felag and Bates.

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

NAYS- 0:

17 2008-S 2930

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$600,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney and Montalbano.

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

NAYS- 0:

18 2008-S 2931**BY Doyle**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Housing & Municipal Government recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney and Montalbano.

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

NAYS- 0:

ANNOUNCEMENTS

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

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

TRANSMITTAL

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

RECESS

Upon motion of Senator Paiva Weed, seconded by Senator Algieri, and upon suggestion of Senator Cote, the Senate stands at recess at 4:58 o'clock P.M. in memory of the Honorable William J. Gearon, Esq., former State Senator from the City of Woonsocket.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, April 29, 2007, at 4:20 o'clock P.M.

**REPORTS OF COMMITTEES
COMMITTEE ON CONSTITUTIONAL AND REGULATORY ISSUES**

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

Senate Resolution No. 2257

BY Senators Walaska, Issa

ENTITLED, JOINT RESOLUTION SUPPORTING THE APPLICATION OF THE REPUBLIC OF CHINA (TAIWAN) FOR OBSERVER STATUS AT THE WORLD HEALTH ORGANIZATION {LC1286/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 2259

BY Senators Walaska, Issa

ENTITLED, JOINT RESOLUTION SUPPORTING A TAIWAN-UNITED STATES FREE TRADE AGREEMENT (TUFTA) {LC1287/1}

Read and ordered to be placed on the Consent Calendar.

Senate Bill No. 2792

BY Senators Paiva-Weed, Gibbs, Levesque C

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCES (set aside the first Monday in the month of October annually to be known as "John Clarke Day") {LC2416/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2095 SUB A

BY Senators Sosnowski, Gallo, Breene, Raptakis

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (create a retailer's Class AS license that authorizes the licensee to sell at retail, wines to be used for sacramental purposes only, to any duly ordained priest, minister or rabbi or to any church or religious society) {LC699/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2256

BY Senators Tassoni, Moura, Bates, Issa

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- CRUELTY TO ANIMALS (permit forfeiture of all rights of an owner who mistreats, fails to feed, etc. an animal and would require an appropriate and adequate shelter for a dog in accordance with his or her size or breed) {LC1537/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2006

BY Senator Felag

ENTITLED, AN ACT RELATING TO ANIMALS -- DOGS (would permit the animal control officer in the town of Warren to issue citations to animal owners who are in violation of any animal control ordinance which may be paid by mail and also to prescribe pecuniary penalties)

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 measure:

House Bill No. 7204 SUB A as amended (Governor)

BY Mumford, Ehrhardt, Story

ENTITLED, AN ACT MAKING REVISED APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR FISCAL YEAR ENDING JUNE 30, 2008 {LC897/27/A}

Read and ordered to the committee on Finance.

ADJOURNMENT

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the Senate adjourns at 4:21 o'clock P.M on Tuesday April 29, 2008.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR V. SUSAN SOSNOWSKI

We ask, you, Lord, to show us in this chamber our place, define our duties, direct our energies, and guide us as we work. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, APRIL 29, 2008:

1. 2008-S 2257

BY Walaska

ENTITLED, JOINT RESOLUTION SUPPORTING THE APPLICATION OF THE
REPUBLIC OF CHINA (TAIWAN) FOR OBSERVER STATUS AT
THE WORLD HEALTH ORGANIZATION

Committee on Constitutional & Regulatory Issues recommends passage.

2. 2008-S 2259

BY Walaska

ENTITLED, JOINT RESOLUTION SUPPORTING A TAIWAN-UNITED STATES
FREE TRADE AGREEMENT (TUFTA)

Committee on Constitutional & Regulatory Issues recommends passage.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

CALENDAR

IN ORDER FOR TUESDAY, APRIL 29, 2008:

1. **2008-S 2009 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

2. **2008-S 2223 SUB A as amended****BY Perry****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES - MEDICAL ASSISTANCE - LONG-TERM CARE SERVICE AND FINANCE REFORM

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

3. **2008-S 2118****BY Connors****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING

Committee on Corporations recommends passage.

4. **2008-S 2597****BY McCaffrey****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES

Committee on Corporations recommends passage.

5. **2008-S 2184 SUB A****BY Sosnowski****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

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

6. **2008-S 2665****BY Goodwin****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --

DISTRESSED AREAS ECONOMIC REVITALIZATION ACT

Committee on Finance recommends passage.

IN ORDER FOR WEDNESDAY, APRIL 30, 2008:**1. 2008-S 2702****BY Goodwin****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Housing & Municipal Government recommends passage.

2. 2008-S 2006**BY Felag****ENTITLED,** AN ACT RELATING TO ANIMALS -- DOGS

Committee on Constitutional & Regulatory Issues recommends passage.

3. 2008-S 2095 SUB A**BY Sosnowski****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

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

4. 2008-S 2256**BY Tassoni****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- CRUELTY TO ANIMALS

Committee on Constitutional & Regulatory Issues recommends passage.

5. 2008-S 2792**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCES

Committee on Constitutional & Regulatory Issues recommends passage.

6. 2008-S 2027 as amended**BY Bates****ENTITLED,** AN ACT RELATING TO PROPERTY

Committee on Judiciary recommends passage as amended.

7. 2008-S 2232**BY Metts****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

8. 2008-S 2306**BY Blais****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION

Committee on Judiciary recommends passage.

9. 2008-S 2420**BY Maselli****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- BURGLARY
AND BREAKING AND ENTERING

Committee on Judiciary recommends passage.

10. 2008-S 2758 SUB A**BY Levesque C****ENTITLED,** AN ACT RELATING TO INSURANCE -- LIABILITY INSURANCECommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.**11. 2008-S 2892****BY Sheehan****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING

Committee on Judiciary recommends passage.

RAYMOND T. HOYAS, JR.
Secretary of the Senate