

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.43

Tuesday, May 6, 2008

Forty-third Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:20 o'clock P.M.

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Montalbano and Senators Algieri, Alves, 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, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Tassoni, Walaska.

ABSENT – 1: Senator Sosnowski.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Forty-first Legislative Day of the 2008 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Breene and by unanimous consent, the Honorable President, welcomes to the Chamber Scott Bill Hirst of Hopkinton.

COMMUNICATION

The Honorable President presents the following communication:

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

May 5, 2008

TO THE HONORABLE, THE SENATE:

I am hereby withdrawing the June 5, 2007 appointment of Roger Booth to the Fire Safety Code Board of Appeal and Review.

Sincerely,



Donald L. Carcieri
Governor

Read and ordered to be placed on file.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7722 (Business Regulation)

BY Trillo, Long

ENTITLED, AN ACT RELATING TO INSURANCE -- FIRE AND MARINE INSURANCE RATING (require insurers to provide a credit for installation of fire suppression/prevention equipment in rating commercial insurance policies) {LC1889/1}

Received and referred to the Senate Committee on Corporations

Also:

House Bill No. 7723 SUB A

BY Singleton, Moffitt, Corvese, McCauley

ENTITLED, AN ACT RELATING TO PROPERTY-- REVERSE MORTGAGES (create new requirements and guidelines in the application process for mortgagors offering reverse loan mortgages) {LC2092/1/A}

Received and referred to the Senate Committee on Corporations

Also:

House Bill No. 7497 SUB A as amended

BY Jacquard

ENTITLED, AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT (permit notice of default on auto lease or loan/via first class mail/permit time when notice is deemed to be given to defaulter upon actual delivery of notice or three business days following mailing of notice to consumer's last known address) {LC1820/1/A}

Received and referred to the Senate Committee on Corporations

Also:

House Bill No. 7280 SUB A

BY McNamara, Malik, Naughton, Silva, Lewiss

ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM {LC188/2/A}

Received and referred to the Senate Committee on Education

Also:

House Bill No. 7213 SUB A

BY McNamara, Lewiss, Smith, Naughton

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC303/1/A}

Received and referred to the Senate Committee on Education

Also:

House Bill No. 7439 SUB A as amended

BY Rice, Shanley, Walsh

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL ESTATE SALES DISCLOSURES (add "farms" to the list of items necessary in a real estate disclosure form) {LC1468/1/A}

Referred to Senate Environment and Agriculture

Also:

House Bill No. 7870 SUB A as amended

BY Kilmartin

ENTITLED, AN ACT RELATING BUSINESSES AND PROFESSIONS - PHYSICAL THERAPISTS (any person licensed as a physical therapist who has a bona fide employment or independent contract with a physician/physician group shall not be deemed to be engaging in conduct detrimental to the public by virtue of this relationship) {LC2207/1/A}

Referred to Senate Health and Human Services

Also:

House Bill No. 7030 as amended

BY Gemma, Flaherty, McNamara

ENTITLED, AN ACT RELATING TO RESIDENTIAL RENTAL REAL ESTATE

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7259 (Attorney General)

BY Almeida, Mattiello, Giannini, Ferri, Jacquard

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- HOMICIDE (amend the crime of murder so as to make the section on penalties for murder compatible)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7999 SUB A as amended

BY Church

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS {LC2360/1/A}

Received and referred to the Senate Committee on Labor

REPORTS OF COMMITTEES COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Senate Bill No. 2956

BY Senators Sosnowski, Breene, Tassoni, Perry, Levesque C

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS -- HORSE RIDING SCHOOLS ANIMALS AND ANIMAL HUSBANDRY -- ANIMAL CARE {LC2726/1}

Read and ordered to be placed on the 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 measures:

Senate Bill No. 2693 SUB A**BY** Senators Perry, Tassoni, Moura, Pichardo, Sosnowski**ENTITLED**, AN ACT RELATING TO THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (make various changes to the medical marijuana act, including the creation and regulation of compassion centers to aid qualifying patients and their registered primary caregivers with respect to this act) {LC1455/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2481 SUB A as amended (Lieutenant Governor)**BY** Senators Levesque C, Perry, Gibbs, Sosnowski, Gallo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM (would create a health care quality and value database) {LC1790/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2160 SUB A as amended (Lt. Governor)**BY** Senators Blais, Paiva-Weed, McBurney, Goodwin, Alves**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD BANK ACT (require hospitals and other obstetrical facilities and professionals to inform their patients of the option of donating umbilical cord blood to umbilical cord blood banks) {LC1016/2/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT

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

Senate Bill No. 2962**BY** Senator Sosnowski**ENTITLED**, AN ACT TOWNS AND CITIES -- ORDINANCES {LC2761/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2367 (Lieutenant Governor)**BY** Senator Connors**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - FIRE SAFETY CODE BOARD OF APPEAL AND REVIEW (require that one member of the fire safety code board of review be an

officer, partner, or proprietor of a Rhode Island company that is a small business as defined by the United States Small Business Administration) {LC1825/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2697 SUB A

BY Senator Levesque C

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (authorize an accessory dwelling unit in a single-family residence as a reasonable accommodation for family members with disabilities) {LC582/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2109 SUB A

BY Senators Miller, Tassoni, Ruggerio, Perry, Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (provide procedures for obtaining a certificate of critical concern and for an expedited permitting process for affordable housing) {LC530/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2077 SUB A

BY Senators Connors, Miller, Perry, Tassoni, Gallo

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES (permit buses and other motor vehicles owned and operated by the Rhode Island public transit authority to use traffic control signal preemption devices to prolong green traffic signals) {LC603/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2289 SUB A (Lieutenant Governor)

BY Senators Tassoni, Miller, Maselli

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DEFENSE CIVIL PREPAREDNESS (raise the number of ex-officio members RI emergency mgmt council from 19 to 22/director Providence emergency mgmt agency/executive director E-911 emergency tele system/federal security director transp. security adm for RI) {LC1440/1/A}

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 measure:

Senate Bill No. 2963 SUB A as amended

BY Senators Lenihan, Sosnowski

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO PUBLIC RECORDS
{LC2741/1/A}

Read and ordered to be placed on the Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

1 2008-S 2964

BY Bates

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

2 2008-S 2965

BY Doyle

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

3 2008-H 7367

BY Lally

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

4 2008-H 7502

BY Lally

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE

5 2008-H 7838

BY Murphy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

6 2008-H 7903

BY Gallison

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

7 2008-H 8005

BY Amaral

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

8 2008-H 8024

BY Story

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

9 2008-H 8058**BY Malik****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**10 2008-H 8100 as amended****BY Carter****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**11 2008-H 8193****BY Loughlin****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**12 2008-H 8224****BY Ucci****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF SALO LANDSCAPING AND CONSTRUCTION CO., INC.

Upon motion of Senator Paiva Weed, seconded by Senator Ruggerio, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

CALENDAR**IN ORDER FOR TUESDAY, MAY 6, 2008:****1. 2008-S 2067****BY Ciccone****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- TRAVEL AGENCIES

Committee on Corporations recommends passage.

Senator Ciccone moves passage, seconded by Senators Walaska, Jabour, Cote, Moura and Bates.

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, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli,

McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Ruggerio, Tassoni, Walaska.

NAYS- 0:

2. 2008-S 2262 SUB A

BY Gallo

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

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

Senator Gallo moves passage, seconded by Senators Fogarty, Walaska and Ruggerio.

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, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Ruggerio, Tassoni.

NAYS- 0:

3. 2008-S 2263

BY Bates

ENTITLED, AN ACT RELATING TO TAXATION -- STATE TAX OFFICIALS

Committee on Corporations recommends passage.

Senator Bates moves passage, seconded by Senators Walaska and Blais.

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, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

4. 2008-S 2410 SUB A as amended

BY Walaska

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

COMMUNITY ANTENNA TELEVISION SYSTEMS

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

Senator Walaska moves passage, seconded by Senators Issa, McBurney and Tassoni.

Senator Walaska, seconded by Senator Issa, offers the following written motion to amend.

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

TO

2008 -- S 2410 SUBSTITUTE A, As Amended

AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- COMMUNITY ANTENNA TELEVISION SYSTEMS

Mr. President:

I hereby move to amend 2008 -- S 2410 SUBSTITUTE A, As Amended entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- COMMUNITY ANTENNA TELEVISION SYSTEMS", as follows:

(1) On page 4, between lines 7 and 8, by inserting the following language:

"(i) In the event that the superior court determines that any individual or entity has unreasonably interfered with the rights granted to tenants, CATV operators or other service providers as set forth in this subdivision, the superior court may award the party seeking enforcement its reasonable attorney's fees and costs."

(2) On page 4, line 8, by deleting the letter "(i)" and inserting in place thereof the letter "(ii)".

(3) On page 6, between lines 13 and 14, by inserting the following language:

"(i) In the event that the superior court determines that any individual or entity has unreasonably interfered with the rights granted to tenants, CATV operators or other service providers as set forth in this subdivision, the superior court may award the party seeking enforcement its reasonable attorney's fees and costs."

(4) On page 4, line 14, by deleting the letter "(i)" and inserting in place thereof the letter "(ii)".

Respectfully submitted,
SENATOR WALASKA

LC01381/3

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, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

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

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, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

5. 2008-S 2442 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE
REPOSSESSION ACT

Committee on Corporations 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 Thursday, May 8, 2008.

6. 2008-S 2444

BY Breene

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, May 8, 2008.

7. 2008-S 2445 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND
PARTNERSHIP - RHODE ISLAND UNIFORM SECURITIES ACT

Committee on Corporations recommends indefinite postponement of the original bill and

passage of Substitute A.

Senator Walaska 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 and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED- 1: Senator DaPonte.

8. 2008-S 2446 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE

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

Senator Walaska moves passage, seconded by Senator Sheehan.

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, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

9. 2008-S 2447

BY Bates

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
DEPARTMENT OF BUSINESS REGULATION**

Committee on Corporations recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, May 8, 2008.

10. 2008-S 2598 SUB A**BY Bates****ENTITLED, AN ACT RELATING TO PROPERTY-- REVERSE MORTGAGES**

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

Senator Bates moves passage, seconded by Senators Breene, Perry, Paiva Weed 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 33 Senators voting in the affirmative and 0 Senators voting in the negative and 2 Senators as follows:

YEAS- 33: Senators Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 2: Senators DaPonte, Algieri.

11. 2008-S 2602**BY Breene****ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Corporations recommends passage.

Senator Breene moves passage, seconded by Senators Blais and Walaska.

The act is read and passed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

12. 2008-S 2604 SUB A**BY Goodwin****ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- RHODE ISLAND NONPROFIT CORPORATION ACT**

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

Senator Goodwin moves passage, seconded by Senators Perry and 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 34 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

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

NAYS- 0:

13. 2008-S 2286 SUB A

BY Sheehan

ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE
MARKET EXPANSION

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

Senator Sheehan moves passage, seconded by Senators Perry, Jabour and Cote.

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

NAYS- 0:

14. 2008-S 2887 SUB A

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --
FIREFIGHTER CANCER WELLNESS

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

Senator Paiva Weed moves passage, seconded by Senators Perry, Metts, Pichardo, Maselli, Jabour and Algieri.

Senators Paiva Weed 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 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, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Sheehan, 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 Ciccone announces that the Committee on Labor will meet tomorrow, at 3:00 o'clock P.M. in the Senate Lounge of the State House.

RECESS

Upon motion of Senator Paiva Weed, seconded by Senator Algieri, the Senate stands at recess at 4:41 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, May 6, 2008, at 4:53 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES DISAPPROVAL BY THE GOVERNOR

House Bill No. 7040 SUB A as amended

BY San Bento, Rose, Singleton, Shanley, Slater

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require the operation of video lottery games on a twenty-four hour basis at the Twin River and Newport Grand facilities. The revenue gained from the additional hours of operation would be deposited in the general fund) {LC259/3/A}

The veto message is read to the body.

The act is reconsidered by the body, upon motion of Senator Moura, seconded by Senator Ruggerio, and unanimous consent, upon roll call vote with 30 Senators voting in the affirmative 0 negative and 1 Senator abstaining:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Levesque, Maselli, McCaffrey, Metts, Miller, Moura, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Paiva Weed

Senator Moura moves passage, notwithstanding the disapproval of the Governor, seconded by Senator Ruggerio.

Senator Gibbs discusses the act.

The Bill is read and passed the original bill indefinitely postponed, notwithstanding the veto of Governor, upon a roll call vote with 24 Senators voting in the affirmative and 8 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 24: The Honorable President Montalbano and Senators Alves, Bates, Ciccone, DaPonte, Felag, Fogarty, Goodwin, Issa, Jabour, Lanzi, Levesque, Maselli, McCaffrey, Miller, Moura, Perry, Picard, Pichardo, Revens, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 8: Senator Algieri, Blais, Breene, Cote, Gibbs, Lenihan, Metts, Raptakis.

ABSTAINED- 1: Senator Paiva Weed

TRANSMITTAL

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

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Fogarty, the Senate adjourns at 5:00 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**INVOCATION****SENATOR KEVIN A. BREENE**

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

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MAY 7, 2008:****1. 2008-S 2665****BY Goodwin****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DISTRESSED AREAS ECONOMIC REVITALIZATION ACT

Committee on Finance recommends passage.

2. 2008-S 2989**BY Montalbano J****ENTITLED,** JOINT RESOLUTION RELATING TO RHODE ISLAND PUBLIC
CORPORATION DEBT MANAGEMENT ACT

Committee on Finance recommends passage.

3. 2008-S 2943**BY Ciccone****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
ACQUISITION OF LAND

Committee on Government Oversight recommends passage.

4. 2008-S 2944 SUB A**BY Issa****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASESCommittee on Government Oversight recommends indefinite postponement of the original
bill and passage of Substitute A.**5. 2008-S 2945 SUB A as amended****BY Sosnowski****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASESCommittee on Government Oversight recommends indefinite postponement of the
original bill and passage of Substitute A as amended.**6. 2008-S 2947 SUB A****BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
STATE PURCHASES

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

7. **2008-S 2326**

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONS
INSTITUTIONS - PAROLE

Committee on Judiciary recommends passage.

8. **2008-S 2373**

BY Gibbs

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- CHILD
SUPPORT ENFORCEMENT

Committee on Judiciary recommends passage.

9. **2008-S 2710**

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage.

10. **2008-S 2915**

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage.

11. **2008-S 2932**

BY DaPonte

ENTITLED, AN ACT RELATING TO ELECTIONS - REGISTRATION OF
VOTERS

Committee on Judiciary recommends passage.

12. **2008-S 2933**

BY Perry

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Committee on Judiciary recommends passage.

13. **2008-S 2966**

BY Lenihan

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND
EDUCATION BUILDING CORPORATION

Committee on Judiciary recommends passage.

14. 2008-S 2835**BY Connors****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
ELECTRICIANS

Committee on Labor recommends passage.

15. 2008-H 8036 SUB A**BY Costantino****ENTITLED,** AN ACT RELATING TO TAXATION -- DEPRECIATION OF
ASSETS

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

IN ORDER FOR THURSDAY, MAY 8, 2008:**1. 2008-S 2956****BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -- HORSE
RIDING SCHOOLS ANIMALS AND ANIMAL
HUSBANDRY -- ANIMAL CARE

Committee on Environment & Agriculture recommends passage.

2. 2008-S 2160 SUB A as amended**BY Blais****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL
CORD BLOOD BANK ACT

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

3. 2008-S 2481 SUB A as amended**BY Levesque C****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH
CARE QUALITY PROGRAM

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

4. 2008-S 2693 SUB A**BY Perry****ENTITLED,** AN ACT RELATING TO THE EDWARD O. HAWKINS AND
THOMAS C. SLATER MEDICAL MARIJUANA ACT

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

5. 2008-S 2077 SUB A**BY Connors****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
TRAFFIC CONTROL DEVICES

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

6. 2008-S 2109 SUB A**BY Miller****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

7. 2008-S 2289 SUB A**BY Tassoni****ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --
DEFENSE CIVIL PREPAREDNESS

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

8. 2008-S 2367**BY Connors****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - FIRE SAFETY
CODE BOARD OF APPEAL AND REVIEW

Committee on Housing & Municipal Government recommends passage.

9. 2008-S 2697 SUB A**BY Levesque C****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES – ZONING ORDINANCES

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

10. 2008-S 2962**BY Sosnowski****ENTITLED,** AN ACT TOWNS AND CITIES -- ORDINANCES

Committee on Housing & Municipal Government recommends passage.

11. 2008-S 2963 SUB A as amended**BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO
PUBLIC RECORDS

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