

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.55

Wednesday, June 4, 2008

Fifty-fifth 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 2 Senators absent as follows:

PRESENT – 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, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators Raptakis, Sheehan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Fifty-third Legislative Day of the 2008 proceedings is read in part.

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

GUESTS

Upon suggestion of Senators Jabour, Metts and Pichardo and by unanimous consent, the Honorable President, welcomes to the Chamber the Honorable Joseph Newsome, former State Representative from the City of Providence of the SPCA.

Upon suggestion of Senator Tassoni and by unanimous consent, the Honorable President, welcomes to the Chamber David Holden.

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**

June 4, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-99-4 of the Rhode Island General Laws, I have made the following appointment to the Convention Center Authority:

William F. Daugherty of Barrington

VICE
Gerald Massa
(resigned)

for a term expiring June 30, 2012.

To this appointment, I respectfully request your Advice & Consent.

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Judiciary

**REPORTS OF COMMITTEES
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:

Nomination of Robert E. Cusack (reappointment) of Rumford to the Historical Preservation and Heritage Commission for a term expiring June 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Patrice O'Malley Hagan (reappointment) of Little Compton to the Historical Preservation and Heritage Commission for a term expiring June 1, 2010.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Dr. Patricia Rubertone (reappointment) of Providence to the Historical Preservation and Heritage Commission for a term expiring June 1, 2011

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Donald Goodrich (Representing Zoning Official - under 25,000 in population) (reappointment) of Narragansett to the State Housing Appeals Board for a term expiring January 1, 2011

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Kavah Hajianbahmani (Representative of the Homeless) (reappointment) of Providence to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Roberta Hazen Aaronson (Representative of a Lead Poisoning Agency) (reappointment) of Cranston to the Rhode Island Housing Resources Commission for a term expiring January 31, 2011

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Denise A. Barge (Rep. of Agency Advocating the Interest of Racial Minorities) (appointment) of Cranston VICE Dennis Langley to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Kathleen Bazinet (Non-Profit Development Corporation) (reappointment) of Bristol to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Michael D. Evora (Representative of Fair Housing) (appointment) of Cranston VICE Angela Lovegrove to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Mark VanNoppen (reappointment) of Providence to the Rhode Island Housing Resources Commission for a term expiring January 31, 2009

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Joanne McGunagle (Representative of Community Development Corporation) (appointment) of Cranston VICE Joseph Caffey to the Rhode Island Housing Resources Commission for a term expiring January 31, 2011

Read and ordered to be placed on the Consent Calendar.

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 4, 2008:

Upon suggestion of Senator Paiva Weed, and without objection, items 4,5 and 19 on the Consent Calendar are moved to the Calendar.

- 1 Nomination of John G. Laramee (appointment) of Newport VICE David Doern (resigned) to the Quonset Development Corporation for a term to expire January 1, 2011.**

- 2 **Nomination of James Berson (appointment) of North Kingstown VICE Robert Crowley (resigned) to the Quonset Development Corporation for a term to expire January 1, 2011.**
- 3 **Nomination of Alexander J. Biliouris (reappointment) of North Smithfield to the Rhode Island Economic Development Corporation for a term expiring February 1, 2012.**
- 6 **Nomination of Robert H. Breslin, Jr. (appointment) of Saunderstown VICE Thomas Hazelhurst to the Quonset Development Corporation for a term to expire January 1, 2009.**
- 7 **Nomination of Keith W. Stokes (reappointment) of Newport to the Rhode Island Economic Development Corporation.**
8. **2008-S 3016**
BY Sosnowski
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
9. **2008-S 3018**
BY Tassoni
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
10. **2008-S 3040**
BY Miller
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
11. **2008-S 3041**
BY Bates
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
12. **2008-S 3042**
BY Breene
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
13. **2008-S 3044**
BY Gibbs
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
14. **2008-H 7113**
BY Carter
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
TRAVEL AGENCIES
15. **2008-H 7199**
BY Shanley
ENTITLED, AN ACT RELATING TO THE KINGSTON WATER DISTRICT -
BONDS

16. **2008-H 7323**
BY Gallison
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
17. **2008-H 7467 SUB B**
BY Naughton
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -
BREASTFEEDING - PROMOTES THE INTERESTS OF
MATERNAL AND CHILD HEALTH
18. **2008-H 7485**
BY Petrarca
ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO
ESTABLISH BY ORDINANCE A TAX EXEMPTION FOR REAL
AND PERSONAL PROPERTY OWNED BY THE GRODEN CENTER,
INC., LOCATED IN THE TOWN OF SMITHFIELD
20. **2008-H 7728**
BY Watson
ENTITLED, AN ACT RELATING TO INSURANCE
21. **2008-H 8060**
BY Vaudreuil
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- SEWER
CHARGES
22. **2008-H 8095**
BY Lewiss
ENTITLED, AN ACT AUTHORIZING AN INCREASE IN THE HOLDINGS OF
THE WATCH HILL CHAPEL SOCIETY
23. **2008-H 8096**
BY Walsh
ENTITLED, AN ACT TOWNS AND CITIES -- ORDINANCES
24. **2008-H 8116**
BY Shanley
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
25. **2008-H 8120**
BY Coderre E
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

26. 2008-H 8130**BY Lally****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**27. 2008-H 8132****BY Coderre E****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**28. 2008-H 8133****BY Coderre E****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**29. 2008-H 8134****BY Coderre E****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**30. 2008-H 8136****BY Coderre E****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**31. 2008-H 8169****BY Jackson****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

32. 2008-H 8191**BY Coderre E**

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

33. 2008-H 8201**BY Fox**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

34. 2008-H 8202**BY McManus**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

35. 2008-H 8213**BY Kilmartin**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR**IN ORDER FOR WEDNESDAY, JUNE 4, 2008:****1. 2008-S 2211 SUB A****BY Perry**

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- EMERGENCY MANAGEMENT

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 Thursday, June 5, 2008.

2. 2008-S 2398 SUB A

BY Gibbs

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
LICENSING AND MONITORING OF CHILD CARE PROVIDERS
AND CHILD PLACING AGENCIES

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

Senator Gibbs moves passage, seconded by Senators Jabour, Perry, Ruggerio, Breene and Paiva Weed.

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, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. 2008-S 2479 SUB A

BY Doyle

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
NURSES

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

Senator Doyle moves passage, seconded by Senators Tassoni, Issa, Perry 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, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4. 2008-S 2679 SUB A as amended**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT
OF 2008

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

Senator Paiva Weed moves passage, seconded by Senators Gibbs, Perry, Ruggerio, Jabour and Metts.

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

YEAS- 34: The Honorable President Montalbano and Senators Algieri, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5. 2008-S 2059 SUB A as amended**BY Raptakis****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MINIMUM WAGES

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

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Tuesday, June 10, 2008.

6. 2008-S 2147**BY Lanzi****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --
FIREFIGHTERS' ARBITRATION

Committee on Labor recommends passage.

Senator Lanzi moves passage, seconded by Senators Ciccone, Connors, Maselli, Ruggerio, Metts, Pichardo and Jabour.

The act is read and passed, upon a roll call vote with 31 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Bates, Blais, Breene

7. 2008-S 2406

BY Bates

ENTITLED, AN ACT RELATING TO LABOR - TEMPORARY DISABILITY
INSURANCE - BENEFITS

Committee on Labor recommends passage.

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

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, 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, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8. 2008-S 2579

BY Ruggerio

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

Committee on Labor recommends passage.

Senator Connors moves passage, seconded by Senators Moura and Ruggerio.

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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9. 2008-S 2580

BY Ruggerio

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MUNICIPAL EMPLOYEES' ARBITRATION

Committee on Labor recommends passage.

Senator Connors moves passage, seconded by Senator Ruggerio.

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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Walaska.

NAYS- 0:

10. 2008-S 2588

BY Ruggerio

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Committee on Labor recommends passage.

Senator Connors moves passage, seconded by Senators Ruggerio and Gallo

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, Blais, Breene, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2008-H 7439 SUB A as amended

BY Rice

**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 in concurrence.

Senator Sosnowski moves passage, seconded by Senators Moura and Connors.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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: The Honorable President Montalbano and Senators Algieri, Bates, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12. 2008-H 7497 SUB A as amended

BY Jacquard

**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 as amended in concurrence.

Senator McCaffrey moves passage, seconded by Senator Metts.

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

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

TO

2008 -- H 7497 SUBSTITUTE A, as amended

AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT

Mr. President:

I hereby move to amend 2008 -- H 7497 SUBSTITUTE A, as amended, entitled "AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT", as follows:

(1) On page 1, line 1, by deleting the word "and" after the figure "6-51-1" and inserting a comma "," in place thereof.

(2) On page 1, line 1, by adding the word and figure "and 6-51-4" after the figure "6-51-3".

(3) On page 2, line 32, by deleting the language "lessor or".

(4) On page 2, line 33, by deleting the language "lease or".

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

"6-51-4. Repossession of automobile as a result of default under a loan or lease agreement. -- (a) Subject to the provisions of section 6-50-3, of this chapter, a lessor or secured party under a consumer automobile lease or loan agreement may take possession of the automobile. In taking possession the lessor or secured party under a consumer automobile lease or loan agreement may proceed without prior hearing pursuant to section 6-50-3, and only if the possession can be obtained without a breach of peace and, unless the consumer consents to an entry, at the time of such entry, without entry upon property owned by, or rented to the consumer, except as provided for in chapter 39-12.1.

(b) Any lessor or secured party obtaining possession of an automobile under the provisions of this chapter shall notify the police department of the city or town in which such possession occurred pursuant to section 6A-9-609(B)(2).

(c) The consumer under an automobile lease or loan agreement may redeem the automobile from the lessor or secured party ~~and have the automobile lease or loan agreement reinstated~~ at any time within ~~twenty (20)~~ ten (10) days of the lessor's or secured party's taking possession of the automobile, or thereafter until the lessor or secured party has either disposed of the automobile, entered into a contract for its disposition, or gained the right to retain the automobile.

(d) The lessor or secured party may after gaining possession of the automobile sell or otherwise dispose of the automobile after the ~~twenty (20)~~ ten (10) day redemption period provided for in subsection (c) of this section."

Respectfully submitted,
SENATOR WALASKA

The motion to amend prevails upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: Senators Algieri, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

The act is read and passed, by unanimous consent, as amended, 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, Bates, Breene, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Issa, Jabour, Lanzi, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13. 2008-H 7522 SUB A

BY Pacheco

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 in concurrence.

Senator Sosnowski moves passage, seconded by Senators Fogarty, Gallo and Connors.

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

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

NAYS- 0:

14. 2008-H 8030 SUB A

BY Fellela

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANITARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ARNOLD DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULEVARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR

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

Senator Maselli moves passage, seconded by Senators Jabour and Tassoni.

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

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

NAYS- 0:

15. 2008-H 8081**BY Vaudreuil****ENTITLED, AN ACT RELATING TO TAXATION -- THE TOWN OF CUMBERLAND -- HOMESTEAD EXEMPTION**

Committee on Housing & Municipal Government recommends passage in concurrence.

Senator Connors moves passage, seconded by Senators Issa, Tassoni and Picard.

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

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

NAYS- 0:

16. Nomination of Keith Stokes (appointment) of Newport VICE M. Paul Sams (deceased) to the Quonset Development Corporation for a term to expire January 1, 2009.

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

Senator Lenihan, seconded by Senators Walaska, Paiva Weed, Bates, Breene, Metts Levesque and many others, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17. Nomination of Armeather Gibbs (Representative of Community Based Organization) (reappointment) of Providence to the Rhode Island Human Resource Investment Council for a term expiring January 1, 2011.

Senator Walaska, seconded by Senators Bates, Pichardo, Gibbs, Metts and Algieri, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Bates, Blais, Breene, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED-1: Senator Lanzi

18. 2008-H 7723 SUB A

BY Singleton

ENTITLED, AN ACT RELATING TO PROPERTY-- REVERSE MORTGAGES

Senator Bates moves passage, seconded by Senators Breene, Blais, Gibbs 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 28 Senators voting in the affirmative and 0 Senators voting in the negative and 2 Senators abstaining as follows:

YEAS- 28: The Honorable President Montalbano and Senators Bates, Blais, Breene, Cote, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Jabour, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 2: Senators Algieri, DaPonte.

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 Gallo announces that the Committee on Education will meet today, at the rise of the Senate, in the Senate Lounge 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 310 of the State House.

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

Senator Levesque announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in Room 213 of the State House.

TRANSMITTAL

By unanimous consent, some 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 Walaska, the Senate adjourns at 4:50 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**INVOCATION****SENATOR ROGER A. PICARD**

Dear Lord, bestow your special blessings on all assembled in this chamber. Help us to always bear in mind that the people who elected us to serve them have placed their trust in us. May we serve them well in the ways in which you have taught us. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR THURSDAY, JUNE 5, 2008:****1 Nomination of Robert E. Cusack (reappointment) of of Rumford to the Historical Preservation and Heritage Commission for a term expiring June 1, 2011..**

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

2 Nomination of Patrice O'Malley Hagan (reappointment) of Little Compton to the Historical Preservation and Heritage Commission for a term expiring June 1, 2010..

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

3 Nomination of Dr. Patricia Rubertone (reappointment) of Providence to the Historical Preservation and Heritage Commission for a term expiring June 1, 2011.

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

4 Nomination of Donald Goodrich (Representing Zoning Official - under 25,000 in population) (reappointment) of Narragansett to the State Housing Appeals Board for a term expiring January 1, 2011.

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

5 Nomination of Kava Hajianbahmani (Representative of the Homeless) (reappointment) of Providence to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010.

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

6 Nomination of Roberta Hazen Aaronson (Representative of a Lead Poisoning Agency) (reappointment) of Cranston to the Rhode Island Housing Resources Commission for a term expiring January 31, 2011.

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

- 7 Nomination of Denise A. Barge (Rep. of Agency Advocating the Interest of Racial Minorities) (appointment) of Cranston VICE Dennis Langley to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010.**

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

- 8 Nomination of Kathleen Bazinet (Non-Profit Development Corporation) (reappointment) of Bristol to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010.**

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

- 9 Nomination of Michael D. Evora (Representative of Fair Housing) (appointment) of Cranston VICE Angela Lovegrove to the Rhode Island Housing Resources Commission for a term expiring January 31, 2010..**

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

- 10 Nomination of Mark VanNoppen (reappointment) of Providence to the Rhode Island Housing Resources Commission for a term expiring January 31, 2009.**

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

- 11 Nomination of Joanne McGunagle (Representative of Community Development Corporation) (appointment) of Cranston VICE Joseph Caffey to the Rhode Island Housing Resources Commission for a term expiring January 31, 2011.**

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

Appendix**CALENDAR****IN ORDER FOR THURSDAY, JUNE 5, 2008:****1. 2008-S 2211 SUB A****BY Perry****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- EMERGENCY MANAGEMENT

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

2. 2008-S 2709**BY Doyle****ENTITLED,** AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION
AND VOTING EQUIPMENT, AND SUPPLIES

Committee on Judiciary recommends passage.

3. 2008-S 2839 SUB A**BY Gibbs****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
HEALTH CARE REGULATORY RESOURCES

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

4. 2008-S 2916 SUB A**BY McCaffrey****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- DISORDERLY
CONDUCT

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

5. 2008-S 2592 SUB A**BY Connors****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW GENERAL
REGULATORY PROVISIONS -- THE RHODE ISLAND FAIR
DEALERSHIP ACT

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

6. 2008-S 3037**BY Cote****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE

Committee on Housing & Municipal Government recommends passage.

7. 2008-S 2058**BY Raptakis****ENTITLED,** AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS

Committee on Judiciary recommends passage.

8. 2008-S 2145**BY Bates****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - EQUIPMENT AND ACCESSORIES - INSPECTIONS

Committee on Judiciary recommends passage.

9. 2008-S 2490**BY Alves****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE POLICE

Committee on Judiciary recommends passage.

10. 2008-S 2726**BY Sheehan****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION

Committee on Judiciary 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.

12. 2008-H 7191 SUB A**BY Story****ENTITLED,** AN ACT RELATING TO INSURANCE

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

13. 2008-H 7519 SUB A**BY Kennedy****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 in concurrence.

14. 2008-H 7867 SUB B**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE

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

15. 2008-H 8067 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING
ACT

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

IN ORDER FOR THURSDAY, JUNE 12, 2008:**1. 2008-S 2961****BY Issa****ENTITLED,** AN ACT RELATING TO THE 10A VALIDATION AND
RATIFICATION OF THE CITY CHARTER OF THE CITY OF
CENTRAL FALLS

Committee on Housing & Municipal Government recommends passage.