

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.58

Wednesday, June 11, 2008

Fifty-eighth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:17 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, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senator Gallo

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

Upon suggestion of Senator Lenihan, 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**

June 9, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 20-3-1 of the Rhode Island General Laws, I have made the following reappointment to the Marine Fisheries Council:

Christopher M. Anderson of East Greenwich

for a term expiring April 1, 2012.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

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

June 9, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 20-3-1 of the Rhode Island General Laws, I have made the following appointment to the Marine Fisheries Council:

Richard C. Hittinger of Warwick
(Representing Recreational Fishing)

VICE
George S. Allen

for a term expiring April 1, 2012.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

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

June 9, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-28-5 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Rivers Council:

Jane Sherman of Providence

for a term to expire January 1, 2011.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

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

June 6, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 4-13-1.3 of the Rhode Island General Laws, I have made the following appointment to Rabies Control Board:

Christopher H. Hannafin, D.V.M.

Representing the Rhode Island Veterinary Medical Association

VICE
Dr. Roger Cournoyer
(resigned)

for a term expiring September 1, 2008.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Health and Human Services.

Also:

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

June 2, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 13-8-1 of the Rhode Island General Laws, I have made the following appointment to the Parole Board:

Herbert F. DeSimone of Narragansett

VICE
Bennett R. Gallo

for a term expiring January 31, 2010.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Judiciary.

Also:

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

June 11, 2008

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-12.2-3 of the Rhode Island General Laws, I have made the following reappointment to the Clean Water Finance Agency:

Arthur C. Barton, III of East Greenwich

for a term to expire March 1, 2010.

To this reappointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

**REPORTS OF COMMITTEES
COMMITTEE ON FINANCE**

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

Senate Resolution No. 3024

BY Senators Blais, Levesque C, Alves, Walaska, McCaffrey

ENTITLED, SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE "INDEPENDENT OFFICE OF ADVOCACY AND SMALL BUSINESS REGULATORY REFORM ACT OF 2008" {LC2918/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 7051

BY Kennedy, Walsh, Lewiss

ENTITLED, AN ACT RELATING TO TAXATION - VETERANS' BENEFITS - WESTERLY

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 3068

BY Senators Felag, Gibbs

ENTITLED, AN ACT RELATING TO A TAX AGREEMENT BETWEEN THE TOWN OF TIVERTON AND TIVERTON POWER, INC. (would provide for a tax agreement between the town of Tiverton and Tiverton Power, Inc. subject to approval of the town council of Tiverton.) {LC3022/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 3082

BY Senators Paiva-Weed, Levesque C, Gibbs, Picard , Goodwin

ENTITLED, AN ACT RELATING TO EDUCATION -- PAUL W. CROWLEY RHODE ISLAND STUDENT INVESTMENT INITIATIVE (would rename the Rhode Island Student Investment Initiative in honor of Representative Paul W. Crowley) {LC3065/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 7295 SUB B

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) {LC1034/3/B}

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:

House Bill No. 7662

BY Diaz, Slater, Almeida

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (remove the fine of (\$500) that the bureau of licenses of Providence is authorized to impose as a fine upon any person, firm, or corp for the violation of any law, ordinance, condition, rule, or regulation applicable to the license) {LC1996/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 7885 SUB B (Lieutenant Governor)

BY Diaz, Ajello, Williams, Giannini, Slater

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DEFENSE CIVIL PREPAREDNESS (raise ex-officio members of RI emergency management council from 19 to 22/director of Providence emergency management agency/executive director of E-911 telephone system, the federal security director of trans security administration for RI) {LC1366/1/B}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2287**BY** Senators Blais, Raptakis**ENTITLED**, AN ACT RELATING TO THE COVENTRY FIRE DISTRICT

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2371**BY** Senator Revens**ENTITLED**, AN ACT RELATING TO TAXATION -- REAL ESTATE (enable the Warwick tax collector to prorate the assessed value of real estate when a building is completely and voluntarily demolished) {LC1831/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 7377 SUB A**BY** Segal, Pacheco, Almeida, Rice, Ferri**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES {LC1151/3/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 8219 SUB A as amended**BY** Shanley**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS (would restrict single vehicles equipped with more than two (2) axles or any combination vehicle equipped with more than two (2) axles per unit from operating over or upon the Pawtucket River Bridge or the Sakonnet River Bridge.) {LC2842/1/A}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senator Doyle.

Senators Levesque and Gibbs discuss the act.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

COMMITTEE ON JUDICIARY

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

Senate Bill No. 3058

BY Senator Revens

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable John M. Greaney, Associate Justice, Commonwealth of Massachusetts to join Karen McCauley and Scott Greggs in marriage within the Town of West Greenwich, Rhode Island on or about October 4, 2008.) {LC3020/1}

Read and ordered to be placed on the Senate Consent Calendar

Also:

Senate Bill No. 3057

BY Senator Paiva-Weed

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow William Leohning to join Molly McDonough and Peter Walsh in marriage within the Town of Jamestown, Rhode Island on or about August 16, 2008.) {LC2994/1}

Read and ordered to be placed on the Senate Consent Calendar

Also:

House Bill No. 8314

BY McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable Scott Avedisian to join Suzanne O. Fry and William A. Manchester, Jr. in marriage within the Town of North Kingstown, Rhode Island) {LC2949/1}

Read and ordered to be placed on the Senate Consent Calendar

Also:

House Bill No. 8299

BY Handy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Edward M. Cardoza to join Kately n Keaveney and Matthew Malin in marriage) {LC2928/1}

Read and ordered to be placed on the Senate Consent Calendar

Also:

House Bill No. 8025**BY** Almeida, Williams, Diaz, Ajello, Ferri**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (reduce the minimum sentences for crimes involving controlled substances) {LC2459/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7983**BY** Jackson, Lewiss, Scott**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- CLAIMS (establish past and future child support obligations as a debt of the estate of a decedent due preferentially after the payment of taxes) {LC1302/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7940 (by request)**BY** Serpa**ENTITLED**, AN ACT RELATING TO ELECTIONS (repeal section 17-1-19 relating to at-large elections in North Providence) {LC2125/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7833 as amended**BY** Dennigan, Slater, Ferri, Naughton, Ajello**ENTITLED**, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS (allow high school juniors and seniors to be appointed as election officials) {LC2336/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7754 (Human Services)**BY** Gorham, Long**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- CHILD SUPPORT ENFORCEMENT (keep a child support order in full force and effect by wage withholding after the youngest child is emancipated to pay arrearage and automatically terminate said order when the arrearage is paid {LC1925/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7506**BY** Mattiello, Vaudreuil, Schadone, Serpa, Gallison**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- SOLEMNIZATION OF MARRIAGES (empower administrative clerks of the district court to join persons in marriage) {LC2113/1}

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7106**BY** Pacheco, Savage, Lally, Picard, Rice**ENTITLED**, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS (authorize persons sixteen (16) and seventeen (17) years of age who preregister to vote to automatically be registered upon reaching age eighteen (18)

Read and ordered to be placed on the Senate Calendar

Also:

House Bill No. 7082 as amended**BY** Malik, Story, Coaty, McNamara, Gablinske**ENTITLED**, AN ACT RELATING TO PROPERTY - PROPERTY BY POSSESSION AND PRESCRIPTION

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 3014**BY** Senators Perry, Connors, Miller, Pichardo, Levesque C**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the termination of imprisonment relative to a probationary period suspended sentence/info has not been filed or the defendant found not guilty on charge/specifically alleged/constituted violation of probationary period or suspended sentence) {LC2866/1}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 3017**BY** Senator Sosnowski**ENTITLED**, AN ACT RELATING TO ELECTIONS (would provide that classes at the Block Island School would not need to be cancelled or postponed on days of general elections and/or statewide primaries.) {LC2868/1}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 2305

BY Senators Perry, Miller, Sosnowski, Goodwin, Fogarty P

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS AND INFORMATION ACT {LC1343/1}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 2234 SUB A

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

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- WARRANTS FOR ARREST (amend the procedures for collection of fines, fees, costs, assessments and restitution in criminal cases/set a priority of payments/set forth a procedure for standardizing a determination of a defendant's ability to pay) {LC880/1/A}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 2171 SUB A

BY Senator Maselli

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION (require any commercial entity engaged in the business of collecting/disposing solid waste, which deposits the waste at the central landfill/certify in writing every 30 days/such waste was not generated or collected outside the territorial limits of RI) {LC686/1/A}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 2079 SUB A

BY Senators Cote, Lenihan

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - - IMPERSONATION AND IDENTITY FRAUD (mandate judges to impose specific sentences for a second conviction for impersonation or identity fraud) {LC517/1/A}

Read and ordered to be placed on the Senate Calendar

Also:

Senate Bill No. 2143 SUB A as amended

BY Senators Connors, Perry, Levesque C, McCaffrey

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE CIVIL RIGHTS ACT OF 1990 (set a three (3) year statute of limitations on any alleged violation of this chapter) {LC846/1/A}

Read and ordered to be placed on the Senate Calendar

NEW BUSINESS

Senate Bill No. 3091**BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO TAXATION - TAX SALES {LC3044/1}

Read and referred to the Senate Committee on Judiciary

Also:

Senate Resolution No. 3092**BY** Senators McBurney, Walaska, Perry, Bates, Felag**ENTITLED**, SENATE RESOLUTION CONGRATULATING KENNETH DUFFELL ON THE CELEBRATION OF HIS 100TH BIRTHDAY ON JULY 1ST {LC3072/1}

Senator McBurney requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McBurney moves passage, seconded by Senator Doyle.

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

Also:

Senate Resolution No. 3093**BY** Senators Sosnowski, Perry, Walaska, Felag, Issa**ENTITLED**, SENATE RESOLUTION CONGRATULATING CHRISTOPHER THOMAS PINKERTON ON ATTAINING THE RANK OF EAGLE SCOUT {LC3081/1}

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. 3094**BY** Senators Montalbano J, Paiva-Weed, Perry, Walaska, Levesque C**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF SGT. SHANE P. DUFFY {LC3085/1}

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1 2008-S 3045

BY Perry

ENTITLED, SENATE RESOLUTION RESPECTFULLY REQUESTING DCYF TO UNDERTAKE SEVERAL REFORMS AND TO REPORT QUARTERLY TO THE SENATE COMMITTEE ON HEALTH AND HUMAN SERVICES

2 2008-S 3046

BY Goodwin

ENTITLED, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY AND MAKE RECOMMENDATIONS RELATED TO THE GROWING GRAFFITI PROBLEM IN THE STATE OF RHODE ISLAND

Upon motion of Senator Paiva Weed, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 11, 2008:

1. 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.

Senator Gibbs moves passage, seconded by Senators Blais, Perry and Jabour.

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2. 2008-S 2455 as amended

BY Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Environment & Agriculture recommends passage as amended.

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

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

NAYS- 0:

3. 2008-S 2628 SUB A

BY Sosnowski

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

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

Senator Sosnowski moves passage, seconded by Senators Miller, Metts 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan,

Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4. 2008-S 2806 SUB A

BY Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION -- CHILDREN WITH
DISABILITIES

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

Senator Alves moves passage, seconded by Senators Paiva Weed, Moura, Maselli, Jabour, Perry and many others.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED-1: Senator Picard.

5. 2008-S 2925

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR, INCLUDING BUT NOT LIMITED TO ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Finance recommends passage.

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

The act is read and passed by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6. 2008-S 2475 SUB A

BY Miller

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PHYSICAL THERAPISTS

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

Senator Miller moves passage, seconded by Senators Metts, Levesque, Issa, Perry 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7. 2008-S 2677 SUB A as amended

BY Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT
OF HEALTH

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

Senator Perry moves passage, seconded by Senators Gibbs, Levesque and Pichardo.

Senators Levesque and Gibbs 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Issa, Jabour, Lanzi, Lenihan, Levesque, Maselli, McBurney, McCaffrey, Metts, Miller, Moura, Paiva Weed, Perry, Picard, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8. 2008-S 2866**BY Gallo****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE SERVICES - UTILIZATION REVIEW ACT

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 12, 2008.

9. 2008-S 2707**BY Doyle****ENTITLED,** AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 12, 2008.

10. 2008-H 7057 SUB A as amended**BY Lewiss****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE -- COPAYMENTS

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 12, 2008.

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 Raptakis 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 Sheehan announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in Room 212 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 Algieri, and upon suggestion of Senator Paiva Weed, the Senate adjourns at 4:56 o'clock P.M. in memory of Sergeant. Shane P. Duffy of the United States Army, who suffered fatal wounds from small arms fire during a hostile action while conducting military operations in Sharqat, Iraq.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR J. MICHAEL LENIHAN

Almighty God, as we return to this chamber, we ask you to fit us for today's work and for the work in days ahead. Amen

Appendix**CONSENT CALENDAR****IN ORDER FOR THURSDAY, JUNE 12, 2008:****1. 2008-S 3024****BY Blais**

ENTITLED, SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE "INDEPENDENT OFFICE OF ADVOCACY AND SMALL BUSINESS REGULATORY REFORM ACT OF 2008"

Committee on Finance recommends passage.

2. 2008-S 3057**BY Paiva-Weed**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

3. 2008-S 3058**BY Revens**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

4. 2008-H 7051**BY Kennedy**

ENTITLED, AN ACT RELATING TO TAXATION - VETERANS' BENEFITS - WESTERLY

Committee on Finance recommends passage in concurrence.

5. 2008-H 7662**BY Diaz**

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

Committee on Housing & Municipal Government recommends passage in concurrence.

6. 2008-H 7885 SUB B**BY Diaz**

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 the Substitute A and passage of Substitute B.

7. 2008-H 8299**BY Handy****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

8. 2008-H 8314**BY McNamara****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

Appendix**CALENDAR****IN ORDER FOR THURSDAY, JUNE 12, 2008:****1. 2008-S 2866****BY Gallo****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE SERVICES - UTILIZATION REVIEW ACT

Committee on Health & Human Services recommends passage.

2. 2008-S 2707**BY Doyle****ENTITLED,** AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS

Committee on Judiciary recommends passage.

3. 2008-H 7057 SUB A as amended**BY Lewiss****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE -- COPAYMENTS

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

4. 2008-S 2709**BY Doyle****ENTITLED,** AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES

Committee on Judiciary recommends passage.

5. 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.

6. 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.

7. **2008-S 2043**

BY Tassoni

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
REGULATION OF VICIOUS DOGS

Committee on Constitutional & Regulatory Issues recommends passage.

8. **2008-S 2791**

BY Moura

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES

Committee on Constitutional & Regulatory Issues recommends passage.

9. **2008-S 3032**

BY Levesque C

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES

Committee on Constitutional & Regulatory Issues recommends passage.

10. **2008-S 3033**

BY Moura

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL
LICENSES

Committee on Constitutional & Regulatory Issues recommends passage.

IN ORDER FOR TUESDAY, JUNE 17, 2008:

1. **2008-S 3068**

BY Felag

ENTITLED, AN ACT RELATING TO A TAX AGREEMENT BETWEEN THE
TOWN OF TIVERTON AND TIVERTON POWER, INC.

Committee on Finance recommends passage.

2. **2008-S 3082**

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO EDUCATION -- PAUL W. CROWLEY
RHODE ISLAND STUDENT INVESTMENT INITIATIVE

Committee on Finance recommends passage.

3. 2008-S 2287**BY Blais****ENTITLED,** AN ACT RELATING TO THE COVENTRY FIRE DISTRICT

Committee on Housing & Municipal Government recommends passage.

4. 2008-S 2371**BY Revens****ENTITLED,** AN ACT RELATING TO TAXATION -- REAL ESTATE

Committee on Housing & Municipal Government recommends passage.

5. 2008-S 2079 SUB A**BY Cote****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - -
IMPERSONATION AND IDENTITY FRAUD

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

6. 2008-S 2143 SUB A as amended**BY Connors****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
THE CIVIL RIGHTS ACT OF 1990

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

7. 2008-S 2171 SUB A**BY Maselli****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - RHODE
ISLAND RESOURCE RECOVERY CORPORATION

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

8. 2008-S 2234 SUB A**BY Metts****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- WARRANTS
FOR ARREST

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

9. 2008-S 2305**BY Perry****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS

AND INFORMATION ACT

Committee on Judiciary recommends passage.

10. **2008-S 3014**

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION

Committee on Judiciary recommends passage.

11. **2008-S 3017**

BY Sosnowski

ENTITLED, AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage.

12. **2008-H 7082 as amended**

BY Malik

ENTITLED, AN ACT RELATING TO PROPERTY - PROPERTY BY POSSESSION AND PRESCRIPTION

Committee on Judiciary recommends passage as amended in concurrence.

13. **2008-H 7106**

BY Pacheco

ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS

Committee on Judiciary recommends passage in concurrence.

14. **2008-H 7295 SUB B**

BY Shanley

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

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

15. **2008-H 7377 SUB A**

BY Segal

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES

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

16. 2008-H 7506**BY Mattiello****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS --
SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

17. 2008-H 7754**BY Gorham****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS -- CHILD
SUPPORT ENFORCEMENT

Committee on Judiciary recommends passage in concurrence.

18. 2008-H 7833 as amended**BY Dennigan****ENTITLED,** AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND
OFFICIALS

Committee on Judiciary recommends passage as amended in concurrence.

19. 2008-H 7940**BY Serpa****ENTITLED,** AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage in concurrence.

20. 2008-H 7983**BY Jackson****ENTITLED,** AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
-- CLAIMS

Committee on Judiciary recommends passage in concurrence.

21. 2008-H 8025**BY Almeida****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage in concurrence.