

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 fifth day of January in the year of Our Lord two thousand and ten.

Volume 137, No.30

Tuesday, May 4, 2010

Thirtieth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:42 o'clock P.M.

The roll is called and a quorum is declared present with 38 Senators present and 0 Senators absent as follows:

PRESENT – 38: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Twenty-ninth Legislative Day of the 2010 proceedings is read in part.

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7251

BY Pacheco, Newberry

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY (would permit the town of Burrillville to extend the tax amount determination pursuant to this chapter)

Received and referred to the Senate Committee on Finance.

Also:

House Bill No. 7705 (Lieutenant Governor)

BY O'Neill JP, Ajello, Melo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (would give authority to the director of health to certify out-of-state health care professionals in times of emergency) {LC1669/1}

Received and referred to the Senate Committee on Health and Human Services.

Also:

House Bill No. 7583 SUB A as amended

BY San Bento, Petrarca

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would address expiration periods pertaining to any approval or permit issued pursuant to any state law) {LC1791/1/A}

Received and referred to the Senate Committee on Housing and Municipal Government.

Also:

House Bill No. 7423

BY Caprio D, Pacheco, Naughton, Gemma, Gablinske

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES {LC1117/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7932

BY Hearn

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Paul Tetrault to join Jesse Phillips and Eric Beauregard in marriage on or about June 1, 2010, within the Town of Barrington, Rhode Island) {LC2183/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7526

BY Coderre E, Naughton, Giannini, Shallcross Smith

ENTITLED, AN ACT RELATING TO ELECTIONS - ADDRESS CONFIDENTIALITY OF DOMESTIC VIOLENCE VICTIMS (would include victims of domestic violence who have secured "no contact orders" in the address confidentiality law) {LC1682/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7363

BY Serpa, Melo, Guthrie, Ferri, Vaudreuil

ENTITLED, AN ACT RELATING TO PROPERTY -- CONDOMINIUM LAW (would amend certain provisions of condominium law relative to the allocation of limited common elements and the manner provided) {LC1135/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7984

BY Petrarca

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLOSSOMS DESIGN BOUTIQUE, INC. {LC2319/1}

Received and referred to the Senate Consent Calendar.

Also:

House Bill No. 8005

BY Pollard

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Pat Moody, Connecticut Justice of the Peace to join Virginia M. Davis and Brian C. Viti in marriage within the Town of Foster, Rhode Island, on or about May 15, 2010.) {LC2338/1}

Received and referred to the Senate Consent Calendar.

**REPORTS OF COMMITTEES
COMMITTEE ON JUDICIARY**

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

Senate Bill No. 2762

BY Senator Lanzi

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable Louis P. DiPalma to join Ashley Elizabeth Replogle and Sean Joseph Trifero in marriage on or about August 6, 2010, within the Town of Portsmouth, Rhode Island) {LC2298/1}

Read and ordered to be placed on the Senate Consent Calendar.

Also:

Senate Bill No. 2797

BY Senator Goodwin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Mary Lou Rup, Associate Justice of the Superior Court in Massachusetts, to join Wendy Gordon and Paul Hewick in marriage within the City of Providence, Rhode Island, on or about June 26, 2010) {LC2427/1}

Read and ordered to be placed on the Senate Consent Calendar.

Also:

House Bill No. 7876

BY Ferri, Naughton, Serpa, McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (The Honorable Scott Avedisian to join Tara Dunton and Scott D'Angelantonio in marriage on or about September 4, 2011) {LC2134/1}

Read and ordered to be placed on the Senate Consent Calendar.

Also:

House Bill No. 7926

BY Gallison

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Georgianna Jordan to join Karen Mansi and Adriano Medeiros in marriage on or about June 12, 2010, within the Town of Bristol, Rhode Island) {LC2193/1}

Read and ordered to be placed on the Senate Consent Calendar.

Also:

Senate Bill No. 2056**BY** Senators Ciccone, McCaffrey, Jabour, Connors**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - OBSTRUCTION OF JUSTICE (would add state constables to those state officers given the protections against obstruction of performance of their duties afforded by section 11-32-1.)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2645**BY** Senator Blais**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- JUDICIAL SELECTION (would make any individual whose name was publicly submitted to the governor by the judicial nominating commission, eligible for subsequent nomination by the governor until June 30, 2011) {LC2037/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2709**BY** Senators Connors, Bates**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION {LC2144/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2761**BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO PROPERTY - RECORDING OF INSTRUMENTS (would include recognizance notices ad liens as items which may be recorded or discharged by bailbondsmen and establishes a fee of ten dollars (\$10.00) for such filings) {LC2254/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 2843****BY** Senators Crowley, Paiva Weed, Connors, Walaska, Lynch**ENTITLED**, SENATE RESOLUTION URGING THE GENERAL ASSEMBLY TO SUPPORT THE ESTABLISHMENT OF AN ELECTRONIC STATEWIDE MASTER APPLICATION SYSTEM: MAKING IT EASIER TO DO BUSINESS IN RI - PART 1 {LC2257/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2844

BY Senators Miller, Blais, Crowley, Metts, Walaska

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 2: BUSINESS FAST-START OFFICE - STATE AFFAIRS AND GOVERNMENT EXPEDITED STATE LICENSURE PROCESS {LC2321/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2845

BY Senators Lynch, Walaska, Metts, Connors, Gallo

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RI - PART 3 -- HEALTH AND SAFETY -- FIRE SAFETY CODE {LC2320/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2846

BY Senators Lynch, Ruggerio, Miller

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 4: LABOR AND LABOR RELATIONS {LC1288/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2847

BY Senators Metts, Blais, Lynch, Crowley, Walaska

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 5: STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES {LC1860/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2848

BY Senators Walaska, Paiva-Weed, Tassoni, Goodwin, DiPalma

ENTITLED, AN ACT RELATING TO MAKING IT EASY IT EASIER TO DO BUSINESS IN RI PART 6: PUBLIC PROPERTY AND WORKS {LC2322/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2849**BY** Senators Sheehan, Metts, Crowley, Blais, Gallo**ENTITLED**, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 7: STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES {LC1571/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2850**BY** Senators Connors, Raptakis, Felag, Cote, DiPalma**ENTITLED**, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RI - PART 8 - STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION {LC2342/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2851**BY** Senators Felag, Lynch, Blais, Sheehan, DeVall**ENTITLED**, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND - PART 9 -- THE RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION {LC2461/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Bill No. 2852**BY** Senator Goodwin**ENTITLED**, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES {LC2528/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 2853**BY** Senators Goodwin**ENTITLED**, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- DOG RACING {LC2513/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 2854**BY** Senators Perry, Sosnowski, Pichardo, Ciccone, Ruggerio**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- WORK REQUIREMENT FOR CASH ASSISTANCE {LC2578/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 2855**BY** Senators Maher**ENTITLED**, AN ACT RELATING TO ALTON VILLAGE WATER DISTRICT {LC2551/1}

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

Also:

Senate Bill No. 2856**BY** Senators DiPalma**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2562/1}

Read and referred to the Senate Committee on Judiciary.

Also:

Senate Bill No. 2857**BY** Senators DiPalma**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2563/1}

Read and referred to the Senate Committee on Judiciary.

CONSENT CALENDAR

In order for the day is taken up as follows:

- 1. Nomination of Thomas B. Boving, PhD (appointment) (Geologist/Hydrologist Representative)(new seat) of Hope Valley to the Water Resources Board for a term expiring March 1, 2013.**
- 2. Nomination of Michael P. DeFrancesco P.E. (appointment) (Water Supply Engineer Representative) (new seat) of Exeter to the Water Resources Board for a term expiring March 1, 2013.**
- 3. Nomination of Susan Licardi (appointment) (Representative of Ground Water System) (new seat) of North Kingstown VICE Alan Klepper to the Water Resources Board for a term expiring March 1, 2013.**

4. **Nomination of Pamela M. Marchand, PE (reappointment) (Large Public Water System Representative) of Providence to the Water Resources Board for a term expiring March 1, 2013.**
5. **Nomination of William Penn (reappointment)(Member with expertise in financial planning) of Block Island to the Water Resources Board for a term expiring March 1, 2013.**
6. **Nomination of Jesse M. Rodrigues, Jr. (reappointment) (Representing Land/Watershed Management) of Middletown to the Water Resources Board for a term expiring March 1, 2013.**
7. **Nomination of William Stamp (appointment) (Representing Agricultural Business) of Cranston to the Water Resources Board for a term expiring March 1, 2013..**
8. **Nomination of Harold Ward (reappointment) (Representing Conservation Organization) of Hope Valley to the Water Resources Board for a term expiring March 1, 2013.**
9. **2010-S 2838
BY Felag
ENTITLED, SENATE RESOLUTION THANKING THE RHODE ISLAND
VETERANS' HOME HEALTH CARE PROFESSIONALS FOR THEIR
CONTINUED SERVICE**
10. **2010-S 2839
BY Miller
ENTITLED, SENATE RESOLUTION COMMEMORATING "HOLOCAUST
REMEMBRANCE DAY" ON APRIL 21, 2010**
11. **2010-S 2840
BY Levesque C
ENTITLED, SENATE RESOLUTION HONORING ANN MARIE TAGLIAFERRI
ON THE OCCASION OF HER RETIREMENT**

Upon motion of Senator Connors, seconded by Senators Bates and Ruggerio, the measures on today's Consent Calendar, by unanimous consent, are read and passed, 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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR**IN ORDER FOR TUESDAY, MAY 4, 2010:****1. 2010-S 2213****BY McCaffrey****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION

Committee on Judiciary recommends passage.

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Wednesday, May 5, 2010.

2. 2010-S 2179**BY DeVall****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT

Committee on Corporations recommends passage.

Senator DeVall moves passage, seconded by Senators Ruggerio, Miller, Jabour, Metts and Blais.

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

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. 2010-S 2397 SUB A**BY Miller****ENTITLED,** AN ACT RELATING TO INSURANCE - STANDARDS AND
DIRECTOR'S AUTHORITY FOR COMPANIES DEEMED TO BE IN
HAZARDOUS FINANCIAL CONDITIONCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.

Senator Miller moves passage, seconded by Senators Ruggerio and Goodwin.

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

YEAS- 36: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4. 2010-S 2398 SUB A

BY Miller

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES

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

Senator Miller moves passage, seconded by Senators Ruggerio and Picard.

Senator Miller seconded by Senator Picard, offers the following written motion to amend.

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

TO

2010 -- S 2398 SUBSTITUTE A

AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES

Madam President:

I hereby move to amend 2010 -- S 2398 SUBSTITUTE A, entitled "AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES", as follows:

1. On page 14, line 7, by deleting the language "(i)" and inserting in place thereof the language "(A)".
2. On page 14, line 9, by deleting the language "(ii)" and inserting in place thereof the language "(B)".
3. On page 14, line 10, by deleting the language "(iii)" and inserting in place thereof the language "(C)".
4. On page 14, line 11, by deleting the language "(iv)" and inserting in place thereof the language "(D)".

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Miller moves passage of the act, as amended, seconded by Senator Picard.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ANSTAINED- 1: Senator Algieri

5. 2010-S 2400 SUB A

BY Miller

ENTITLED, AN ACT RELATING TO INSURANCE

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

Senator Miller moves passage, seconded by Senators Picard 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 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6. 2010-S 2714 SUB A

BY Lynch

ENTITLED, AN ACT RELATING TO INSURANCE

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

Senator Lynch moves passage, seconded by Senators Miller and 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 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7. 2010-S 2715 SUB A

BY Lynch

ENTITLED, AN ACT RELATING TO INSURANCE

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

Senator Lynch moves passage, seconded by Senators Miller and Picard.

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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8. 2010-S 2021

BY DiPalma

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
STATE PURCHASES**

Committee on Finance recommends passage.

Senator DiPalma moves passage, seconded by Senators DaPonte, Ruggerio, Walaska, Miller and Ciccone.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Levesque,

Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ANSTAINED- 1: Senator Lanzi

9. 2010-S 2120

BY Fogarty P

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY

Committee on Finance recommends passage.

Senator Fogarty moves passage, seconded by Senators Gallo, Levesque and Tassoni.

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

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10. 2010-S 2751

BY Felag

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
CONTRACTORS' BONDS**

Committee on Housing & Municipal Government recommends passage.

Senator Felag moves passage, seconded by Senators Tassoni, Levesque and DeVall.

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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2010-S 2752

BY Felag

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - STORM
DRAINAGE SYSTEM MAINTENANCE**

Committee on Housing & Municipal Government recommends passage.

Senator Felag moves passage, seconded by Senators Levesque, DeVall and Tassoni.

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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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.

ANNOUNCEMENTS

Senator Picard announces that the Committee on Corporations will meet on Thursday, May 6, 2010, at 3:00 o'clock P.M. in the Senate Lounge of the State House.

Senator Felag announces that the Committee on Environment and Agriculture will meet tomorrow, at 2:00 o'clock and at the rise of the Senate, in the Senate Lounge of the State House.

Senator DeVall announces that the Committee on Housing and Municipal Government will meet today, at the rise of the Senate, in Room 310 of the State House.

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

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:

Senate Bill No. 2807

BY Senators Fogarty P, Gallo

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - PASCOAG UTILITY DISTRICT
(would change the composition of the board of utility commissioners of the Pascoag utility district)
{LC2407/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2808

BY Senator Algieri

ENTITLED, AN ACT RELATING TO AMENDING THE CHARTER OF THE MISQUAMICUT
FIRE DISTRICT {LC1773/1}

Read and ordered to be placed on the Calendar.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7692 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE - STANDARDS AND DIRECTOR'S
AUTHORITY FOR COMPANIES DEEMED TO BE IN HAZARDOUS FINANCIAL CONDITION
(would update the standards upon which it can be determined whether an insurer is in hazardous
financial condition and the remedies the director may make in accordance with the current NAIC Model
Act) {LC1784/1/A}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7132

BY McNamara, Carter, Gallison, Corvese, Martin

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- GENERAL PROVISIONS
(allow the promotion of incentive programs or discounts for alcoholic beverages for any person sixty-
five years of age or older, active duty members of the armed forces of the United States, and members of
the National Guard or Reserves)

Read and ordered to the Committee on Constitutional and Regulatory Issues.

Also:

House Bill No. 7169 SUB A

BY McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (would extend the moratorium on new initial nursing facility licensed beds and on increases to the licensed capacity of existing nursing facility licenses from 2010 to 2013 and allow for nursing facility culture change) {LC732/1/A}

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

Also:

House Bill No. 7289

BY Ajello, Baldelli-Hunt, Walsh, O'Neill JP, Rice A

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- CAUSES OF ACTION (no person who gratuitously renders emergency assistance in cardiopulmonary resuscitation or automated external defibrillation to a person in need, be liable for civil damages for any personal injuries which result from acts or omissions)

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7647

BY Marcello

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATIONS -- MALPRACTICE INSURANCE (require a list of all settlements/judgments against all licensed health care professionals & nursing homes be reported to the director of health / provide parameters within which the director of health may establish regulations for malpractice minimums) {LC1782/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7473

BY McNamara, Palumbo, Corvese

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - JURY LISTS (would exempt correctional officers from jury service) {LC1601/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7347 as amended

BY Segal, Carnevale, Caprio D, Slater, Gemma

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would require termination of imprisonment on a deferred sentence when the grand jury fails to return an indictment and termination of imprisonment for violation of a suspended sentence or probationary period.) {LC1008/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7305

BY Walsh, Rice M

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS - CONTRACTORS' REGISTRATION AND LICENSING BOARD (would require a nonresident contractor to appoint a resident agent (who shall not be required to be a lawful attorney) upon whom all processes in any action may be served)

Read and ordered to the Committee on Judiciary.

RECESS

Upon motion of Senator Doyle, seconded by Senator Ruggerio, the Senate stands at recess at 4:55 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Wednesday, May 5, 2010, at 4:14 o'clock P.M.

Senator Algieri would like to be reflected as voting in the affirmative on the Consent Calendar and Items 2, 3, 5, 6, 7, 8, 9, 10 and 11 from the Regular Calendar.

ADJOURNMENT

Upon motion of Senator Connors, seconded by Senator Algieri, the Senate adjourns at 4:15 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR DAVID E. BATES

Heavenly Father, we thank you for your blessings of health and strength. We seek your encouragement in using these qualities to their fullest potential. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR WEDNESDAY, MAY 5, 2010:****1. 2010-S 2762****BY Lanzi****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

2. 2010-S 2797**BY Goodwin****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

3. 2010-H 7876**BY Ferri****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

4. 2010-H 7926**BY Gallison****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

5. 2010-H 7984**BY Petrarca****ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF BLOSSOMS DESIGN BOUTIQUE, INC.**

Ordered to be placed on the Consent Calendar

IN ORDER FOR THURSDAY, MAY 6, 2010:**1. 2010-H 8005****BY Pollard****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Ordered to be placed on the Consent Calendar

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MAY 5, 2010:****1. 2010-S 2213****BY McCaffrey****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION

Committee on Judiciary recommends passage.

2. 2010-S 2289 SUB A**BY Levesque C****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

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

3. 2010-S 2430**BY Gallo****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PSYCHOLOGISTS

Committee on Health & Human Services recommends passage.

4. 2010-S 2547**BY DeVall****ENTITLED,** AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL
LEAVE

Committee on Health & Human Services recommends passage.

5. 2010-S 2588**BY Goodwin****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

Committee on Health & Human Services recommends passage.

IN ORDER FOR THURSDAY, MAY 6, 2010:**1. 2010-S 2807****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - PASCOAG
UTILITY DISTRICT

Committee on Housing & Municipal Government recommends passage.

2. 2010-S 2808

ENTITLED, AN ACT RELATING TO AMENDING THE CHARTER OF THE
MISQUAMICUT FIRE DISTRICT

Committee on Housing & Municipal Government recommends passage.

3. 2010-S 2056

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - OBSTRUCTION
OF JUSTICE

Committee on Judiciary recommends passage.

4. 2010-S 2645

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
JUDICIAL SELECTION

Committee on Judiciary recommends passage.

5. 2010-S 2709

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE
AND SEPARATION

Committee on Judiciary recommends passage.

6. 2010-S 2761

ENTITLED, AN ACT RELATING TO PROPERTY - RECORDING OF
INSTRUMENTS

Committee on Judiciary recommends passage.