

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.33 Wednesday, May 12, 2010 and
Thursday, May 13 2010 Thirty-third 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 4:11 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 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, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1 Senator Lenihan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-second Legislative Day of the 2010 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communication:

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

May 12, 2010

Honorable M. Teresa Paiva-Weed
Senate President
Room 318,
State House
Providence, RI 02903

Dear Madam President:

Please be advised that I will be absent from the Senate session on May 12, 2010.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your assistance.

Sincerely,

Harold M. Metts
Senator District 6

Read and ordered to be placed on file.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7607 SUB A (Dept. of Business Regulation)

BY Kennedy, Marcello, Pacheco, Carter, Naughton

ENTITLED, AN ACT RELATING TO INSURANCE (would amend the Insurance Holding Company Act to bring it into conformance with the current National Association of Insurance Commissioners Model Act.) {LC1804/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7605 SUB A (Dep. of Business Regulation)

BY Kennedy, Marcello, Pacheco, Carter, Naughton

ENTITLED, AN ACT RELATING TO INSURANCE - ANTI-FRAUD ACT (would adopt portions of the National Association of Insurance Commissioners Model Insurance Fraud Prevention Act that would strengthen insurance regulation) {LC1803/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7460 SUB A

BY Serpa, Ruggiero, Williams, Walsh, Shallcross Smith

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION (would require the governor to appoint small business owners to 4 of the 12 seats on the board of directors for the economic development corporation.) {LC1065/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7712 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LICENSED ACTIVITIES (would make technical corrections to reporting requirements of the licensed activities of mortgage loan originators) {LC1795/2/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7709 SUB A as amended

BY Marcello, Pollard

ENTITLED, AN ACT RELATING TO INSURANCE -- RHODE ISLAND TITLE INSURERS (would regulate title insurance and title insurers licensed to write title insurance in Rhode Island) {LC1799/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7711 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE (would add a trend test to the risk based capital statutes governing insurers and health organizations, financial health determinations) {LC1796/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7627

BY Ehrhardt

ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- BOARDS AND COMMISSIONS (would repeal the commission on professional boxing, wrestling and kick boxing; would repeal the racing and athletics hearing board; and would repeal the board of bank incorporation) {LC1537/1}

Received and referred to the Senate Committee on Constitutional and Regulatory Issues.

Also:

House Bill No. 7603 (Lieutenant Governor)

BY Pacheco, Fierro, Ferri, Serpa, Messier

ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS (would provide that dental and vision benefits be included for individuals eligible for extended medical benefits.) {LC1668/1}

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

Also:

House Bill No. 7589 SUB A

BY Serpa, Walsh, Williams, Shallcross Smith, Gablinske

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE -- NEW BUILDINGS AND STRUCTURES (would specify that lack of a physical alteration permit would not be cause for delay of the review of a building permit application) {LC1133/1/A}

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

Also:

House Bill No. 7775

BY Martin, Carnevale, Kilmartin, Gallison, Jackson

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- INTERNET SERVICE PROVIDERS -- DUTY TO DISCLOSE INFORMATION {LC2005/1}

Received and referred to the Senate 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:

Senate Bill No. 2753

BY Senators Gallo, Fogarty P, DeVall, Ciccone

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (provides that a Building Inspector-1 and a Building Inspector-2 would have to be certified by the International Code Council (ICC). The act would exempt those holding a current state certification prior to July 1, 2010) {LC2219/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2754

BY Senators Gallo, Fogarty P, DeVall, Ciccone

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE (would empower the state building code standards committee to adopt codes and standards to conform with nationally recognized model property maintenance codes) {LC2220/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 2868

BY Senators Connors, Gallo, Lynch, Maselli

ENTITLED, SENATE RESOLUTION PROCLAIMING MAY 12, 2010, AS "DONATED DENTAL SERVICES DAY" IN THE STATE OF RHODE ISLAND {LC2613/1}

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by Senators Ruggerio and Lynch.

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

GUESTS

Upon suggestion of Senator Walaska and by unanimous consent, the Honorable President, welcomes to the Chamber Dr. Marty Nager, Chairman of the Rhode Island Donated Dental Services Committee.

Upon suggestion of Senator Lynch and by unanimous consent, the Honorable President, welcomes to the Chamber Dr. Mark Small, a Cranston Donated Dental Services Volunteer and President-Elect of the Rhode Island Dental Association, Dr. Nick Barone, a North Providence Donated Dental Services Volunteer and Former President of the Rhode Island Dental Association and Dr. Christine Benoit, a Donated Dental Services Dentist and former President of the Rhode Island Dental Association.

NEW BUSINESS

Senate Resolution No. 2869

BY Senators O'Neill E, Connors

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF THE HONORABLE ALFRED BAGAGLIA {LC2585/1}

Senator O'Neill requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator O'Neill moves passage, seconded by Senators Ruggerio, Ciccone and Algieri.

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

CALENDAR

IN ORDER FOR WEDNESDAY, MAY 12, 2010:

1. 2010-S 2130 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
RADIOLOGIC TECHNOLOGISTS LICENSING

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

Senator Gallo moves passage, seconded by Senators Fogarty and Perry.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Paiva Weed and Senators Algieri, Blais, Ciccone, Cote, Crowley, DeVal, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

2. 2010-S 2205 SUB A

BY Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - TANNING
FACILITY SAFETY STANDARDS

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

Senator Perry moves passage, seconded by Senators Sosnowski, Miller, Levesque, McBurney, O'Neill and Blais.

Senator Blais discusses the act.

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, Maher, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

3. 2010-S 2495

BY Levesque C

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT

Committee on Health & Human Services recommends passage.

Senator Levesque moves passage, seconded by Senators Perry and Miller.

The act is read and passed, upon a roll call vote with 28 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, McBurney, McCaffrey, Miller, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

4. 2010-S 2548

BY Levesque C

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE

Committee on Health & Human Services recommends passage.

Senator Levesque moves passage, seconded by Senators Sosnowski, Perry and Miller.

The act is read and passed, 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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

5. 2010-S 2629

BY DeVall

ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS

Committee on Health & Human Services recommends passage.

Senator DeVall moves passage, seconded by Senators Gallo and Perry.

The act is read and passed, 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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

6. 2010-S 2631

BY Tassoni

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Health & Human Services recommends passage.

Senator Tassoni moves passage, seconded by Senators Perry, Cote and DiPalma.

The act is read and passed, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

NEW BUSINESS**Senate Resolution No. 2870****BY** Senator Lynch**ENTITLED**, SENATE RESOLUTION CONGRATULATING CATHERINE BOUDREAU ON THE CELEBRATION OF HER 100TH BIRTHDAY ON MAY 16, 2010. {LC2619/1}

Senator Lynch requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lynch moves passage, seconded by Senator Ruggerio.

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

COMMITTEE ON JUDICIARY

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

Senate Bill No. 2790 SUB A**BY** Senators Sosnowski, McCaffrey**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ADMINISTRATIVE ADJUDICATION FOR ENVIRONMENTAL MATTERS (would remove the requirement that decisions by hearing officers on certain environmental matters be submitted to the director of the department of environmental management for review, modification or adoption) {LC2287/1/A}

Read and ordered to be placed on the Calendar

COMMITTEE ON HEALTH AND HUMAN SERVICES

Senator Perry from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measure:

Senate Bill No. 2203**BY** Senators Perry, Miller, Jabour, Gallo, Tassoni**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- LICENSING OF GENETIC COUNSELORS (would provide a statutory framework for the licensing and regulations of genetic counselors) {LC1150/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON EDUCATION

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2034 SUB A

BY Senators Felag, Levesque C, Bates, Sosnowski

ENTITLED, AN ACT RELATING TO EDUCATION (would require school districts to work with the Rhode Island interscholastic league to develop guidelines for educating coaches and players in youth sports about the risks associated with concussions) {LC11/3/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2181 SUB A

BY Senators Bates, Gallo

ENTITLED, AN ACT RELATING TO LIBRARIES (would place the office of library and information services under the direction of a chief library officer rather than a chief information officer) {LC1006/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2266

BY Senators Felag, DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE SERVICE AMONG SCHOOL DISTRICTS (would define the mission of the educational collaboratives in this state.) {LC1368/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2777

BY Senators Gallo, Fogarty P, DeVall

ENTITLED, AN ACT RELATING TO EDUCATION (would require members of school committees to undertake six (6) hours of professional development in the professional development educational program developed by Rhode Island College) {LC2246/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2823

BY Senators Doyle, DeVall, Crowley, Gallo, Lanzi

ENTITLED, AN ACT RELATING TO EDUCATION {LC2444/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Nomination of The Honorable Kevin A. Breene (appointment) (Farm Bureau Representative) of West Greenwich VICE Edward Wright (resigned) to the Rabies Control Board for a term expiring September 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Linda L. Cwiek (reappointment) (Tax Assessor for the Town of North Kingstown) of North Kingstown to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Charlene Randall (reappointment) (West Greenwich Tax Assessor) of West Greenwich to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Suzanne Kogut (reappointment) (Tax Assessor for the Town of Smithfield) to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Myrna C. George (appointment) of Warwick to the Scenic Highway Board for a term expiring January 31, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Richard C. Youngken (reappointment) of Wakefield to the Scenic Highway Board for a term expiring January 31, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Sue Lindholm Barker (reappointment) of Jamestown to the Scenic Highway Board for a term expiring January 31, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Michael J. DeLuca (reappointment) of Narragansett to the Scenic Highway Board for a term expiring January 31, 2013.

Read and ordered to be placed on the Consent 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. 7407

BY Rice A, Walsh, Handy, Gallison, Malik

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- GREEN ECONOMY ROUNDTABLE (would create the Green Economy Roundtable charged with identifying various opportunities associated with the green economy) {LC1126/1}

Received and referred to the Senate Committee on Constitutional and Regulatory Issues.

Also:

House Bill No. 7331

BY McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES (would implement a moratorium on new initial licenses for hospice providers, home nursing care providers, and home care providers until July 1, 2012.)

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

Also:

House Bill No. 7877 SUB A

BY Shallcross Smith, Rice A, Carnevale, Diaz, Hearn

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- VITAL RECORDS (adult adoptees to obtain copies of their birth certificate unless one birth parent files a form objecting to the release. Birth parents would have the right to provide social, genetic & health histories & those forms would be available to adoptees.) {LC1625/1/A}

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

Also:

House Bill No. 8025

BY Ruggiero

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow William David Sorell to join Andrea Lani Sorell and Michael Raymond Ouimette in marriage within the Town of Middletown, Rhode Island, on or about August 20, 2010) {LC2428/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 8069

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Paul Maregni to join Caitlin McLaughlin and John Mele in marriage within the City of Newport, Rhode Island, on or about July 31, 2010) {LC2345/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 8047

BY Carter

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow Robert Joseph Heavey to join Lisa Joy Heavey and Harut Arutyunyan in marriage) {LC2433/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 8026

BY Ucci

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Erin Michelle Chabot to join Jennifer Dandridge and Robert Edward Brown in marriage on or about July 31, 2010, within the City of Providence, Rhode Island) {LC2384/1}

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7143 SUB A**BY** Gablinske, Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION (would amend the notification requirements regarding the dismissal, suspension or lay-off of teachers in the event of a fiscal exigency or program reorganization) {LC498/1/A}

Received and referred to the Senate Committee on Labor.

ANNOUNCEMENTS

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 Felag 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 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.

GUESTS

Upon suggestion of Senator Blais and by unanimous consent, would like to acknowledge James Luther from the Isaac Payne Elementary School in Foster for his research on Rhode Island Day.

TRANSMITTAL

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

RECESS

Upon motion of Senator Ruggerio, seconded by Senator Algiere, and upon suggestion of Senator O'Neill, the Senate stands at recess at 4:34 o'clock P.M. in memory of the Honorable Alfred Bagaglia.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, May 13, 2010, at 4:24 o'clock P.M.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CONSENT CALENDAR

In order for the day is taken up as follows:

- 1. Nomination of The Honorable Kevin A. Breene (appointment) (Farm Bureau Representative) of West Greenwich VICE Edward Wright (resigned) to the Rabies Control Board for a term expiring September 1, 2011.**
- 2. Nomination of Linda L. Cwiek (reappointment) (Tax Assessor for the Town of North Kingstown) of North Kingstown to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.**
- 3. Nomination of Charlene Randall (reappointment) (West Greenwich Tax Assessor) of West Greenwich to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.**
- 4. Nomination of Suzanne Kogut (reappointment) (Tax Assessor for the Town of Smithfield) to the Rhode Island Farm, Forest, and Open Space Land Value Subcommittee for a term expiring July 1, 2011.**
- 5. Nomination of Myrna C. George (appointment) of Warwick to the Scenic Highway Board for a term expiring January 31, 2013.**
- 6. Nomination of Richard C. Youngken (reappointment) of Wakefield to the Scenic Highway Board for a term expiring January 31, 2013.**
- 7. Nomination of Sue Lindholm Barker (reappointment) of Jamestown to the Scenic Highway Board for a term expiring January 31, 2013.**
- 8. Nomination of Michael J. DeLuca (reappointment) of Narragansett to the Scenic Highway Board for a term expiring January 31, 2013.**

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

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR THURSDAY, MAY 13, 2010:

1. 2010-S 2618 SUB A

BY Goodwin

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

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

Senator Goodwin moves passage, seconded by Senators Felag, Maselli, Lynch, Jabour and Pichardo.

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

2 2010-S 2841 SUB A

BY Miller

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

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

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

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. 2010-S 2842 SUB A as amended

BY Maselli

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
LONG -TERM CONTRACTING STANDARD FOR RENEWABLE
ENERGY

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

Senator Maselli moves passage, seconded by Senators Perry, Goodwin, Miller, Ruggerio, Connors and DaPonte.

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 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ANNOUNCEMENTS

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

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

AT EASE

The Senate stands at ease at 4:36 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 Thursday, May 13, 2010, at 5:07 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 8070 SUB A

BY Costantino, Melo, Carter

ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- DOG RACING
(would prohibit the department of business regulation from licensing dog racing or the operation of a dog track in the town of Lincoln.etc..) {LC2519/1/A}

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators DaPonte and Connors.

Senators Raptakis and Goodwin discuss the act.

The bill marked Substitute "A" is read and passed, by unanimous consent, in concurrence 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 Paiva Weed and Senators Algieri, Bates, Blais, Connors, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, 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.

ADJOURNMENT

Upon motion of Senator Doyle seconded by Senator Algieri, the Senate adjourns at 5:10 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR FRANK A. DEVALL JR.**

Almighty Father, grant to us healthy doses of excitement and insight. We pray for Your guidance and Your wisdom. Bless our leadership on both sides of the aisle, but most of all bless those we are called to serve. Amen.

Appendix**INVOCATION****SENATOR V. SUSAN SOSNOWSKI**

We give thanks to you, Lord, for all the wonderful gifts you have bestowed upon us. We ask you to help each one of us become more aware of our responsibilities in caring for all life on this beautiful planet. Amen.

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MAY 18, 2010:****1. 2010-S 2645****BY Blais****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
JUDICIAL SELECTION

Committee on Judiciary recommends passage.

2. 2010-S 2508 as amended**BY Goodwin****ENTITLED,** AN ACT RELATING TO INSURANCE - UNFAIR CLAIMS
SETTLEMENT PRACTICES ACT

Committee on Constitutional & Regulatory Issues recommends passage as amended.

3. 2010-S 2034 SUB A**BY Felag****ENTITLED,** AN ACT RELATING TO EDUCATIONCommittee on Education recommends indefinite postponement of the original bill and
passage of Substitute A.**4. 2010-S 2181 SUB A****BY Bates****ENTITLED,** AN ACT RELATING TO LIBRARIESCommittee on Education recommends indefinite postponement of the original bill and
passage of Substitute A.**5. 2010-S 2266****BY Felag****ENTITLED,** AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS

Committee on Education recommends passage.

6. 2010-S 2777**BY Gallo****ENTITLED,** AN ACT RELATING TO EDUCATION

Committee on Education recommends passage.

7. 2010-S 2823**BY Doyle****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Education recommends passage.

8. 2010-S 2203 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
LICENSING OF GENETIC COUNSELORS**

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

9. 2010-S 2753**BY Gallo****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

Committee on Housing & Municipal Government recommends passage.

10. 2010-S 2754**BY Gallo****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE
BUILDING CODE**

Committee on Housing & Municipal Government recommends passage.

11. 2010-S 2790 SUB A**BY Sosnowski****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ADMINISTRATIVE ADJUDICATION FOR ENVIRONMENTAL
MATTERS**

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