

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.38	Thursday, May 27, 2010 and Tuesday, June 1, 2010	Thirty-eighth Legislative Day
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The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:17 o'clock P.M.

The roll is called and a quorum is declared present with 36 Senators present and 2 Senators absent as follows:

PRESENT – 36: The Honorable President 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, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators Ciccone, Lenihan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-sixth and Thirty-seventh Legislative Day's of the 2010 proceedings are read in part.

Upon suggestion of Senator Metts and by unanimous consent, further reading of the Journals are dispensed with and the Journals approved as recorded.

COMMUNICATION

The Honorable President presents the following communication:

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

May 27, 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 27th, 2010.

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

Thank you for your assistance.

Sincerely,

Louis P. DiPalma
Senator District 12

Read and ordered to be placed on file.

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. 2863

BY Senator Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2580/1}

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

Also:

Senate Bill No. 2882

BY Senators Algieri, Paiva-Weed

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2637/1}

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

Also:

Senate Bill No. 2894 (by request)

BY Senator Algieri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow April Bylund to join Erika R. Goff and Jesus G. Santiago in marriage within the Town of Westerly, Rhode Island, on or about July 17, 2010) {LC2673/1}

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

Also:

Senate Bill No. 2896

BY Senator Blais

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (act would allow Robert G. Harbour to join Sarah Jane Griffiths and Justin Edwards Tourgee in marriage within the Town of North Kingstown, Rhode Island, on or about October 2, 2010) {LC2701/1}

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

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}

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

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}

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

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}

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

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}

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

Also:

House Bill No. 8087

BY Rice A

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Dr. Bruce N. Sunderland to join Audra Megan Sunderland and Mathieu Dominique Couture in marriage within the Town of Portsmouth, Rhode Island, on or about October 8, 2010) {LC2523/1}

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

Also:

House Bill No. 8089

BY Rice A

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow Tanya Tupick to join Kelly Willette and Graham Powers in marriage within the City of Newport, Rhode Island, on or about June 27, 2010) {LC2524/1}

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

NEW BUSINESS

Senate Resolution No. 2940

BY Senator Goodwin

ENTITLED, SENATE RESOLUTION CONGRATULATING REVEREND MONSIGNOR BARRY R.L. CONNERTON ON THE 40TH ANNIVERSARY OF HIS ORDINATION TO THE PRIESTHOOD {LC2748/1}

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McCaffrey moves passage, seconded by Senator Metts.

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

Also:

Senate Resolution No. 2941

BY Senators Walaska, Bates

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ESTABLISHMENT OF UNIVERSAL VOLUNTARY RETIREMENT ACCOUNTS {LC2766/1}

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

Also:

Senate Bill No. 2942

BY Senators DiPalma, Blais

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2761/1}

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

Also:

Senate Resolution No. 2943

BY Senators DiPalma, Blais

ENTITLED, JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE COMMISSION ON SHARED MUNICIPAL SERVICES {LC2754/1}

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

Also:

Senate Bill No. 2944

BY Senators DiPalma, Blais

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- OTHER POST- EMPLOYMENT BENEFITS TRUSTS {LC2757/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 2945

BY Senator Felag

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2768/1}

Read and referred to the Senate Committee on Judiciary.

Also:

Senate Bill No. 2946**BY** Senators Doyle, Tassoni**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES {LC2772/1}

Read and referred to the Senate Committee on Judiciary.

Also:

Senate Bill No. 2947**BY** Senator Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2753/1}

Read and referred to the Senate Committee on Judiciary.

Also:

Senate Resolution No. 2948**BY** Senators Perry, Jabour, Metts, Goodwin, Pichardo**ENTITLED**, SENATE RESOLUTION CONGRATULATING TIEN-YANG CHIAO ON THE OCCASION OF HIS RETIREMENT AS BUDGET OFFICER OF THE PROVIDENCE SCHOOL DEPARTMENT {LC2752/1}

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2010-S 2252 SUB A**BY** Sosnowski**ENTITLED**, SENATE RESOLUTION CALLING ON THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO PROVIDE GUIDANCE TO THE RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**2. 2010-S 2822****BY** O'Neill E**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS**3. 2010-S 2872****BY** Perry**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE KNOWN AS "THE TASK FORCE ON THE

EDUCATION OF CHILDREN AND YOUTH IN THE CARE OF THE
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES"**4. 2010-S 2884****BY Gallo****ENTITLED,** SENATE RESOLUTION CREATING A SPECIAL SENATE
COMMISSION TO STUDY THE FUNDING OF VOCATIONAL
SCHOOLS**5. 2010-S 2889****BY Perry****ENTITLED,** SENATE RESOLUTION RESPECTFULLY REQUESTING THE
RHODE ISLAND DEPARTMENT OF HEALTH TO COLLECT AND
ANALYZE INFORMATION CONCERNING COMPLAINTS ABOUT
SERVICES PROVIDED BY HOME CARE AND HOME NURSING
CARE PROVIDERS AND REPORT ANNUALLY TO THE SENATE
COMMITTEE ON HEALTH AND HUMAN SERVICES

Upon motion of Senator Connors, seconded by Senator Algiere, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 26 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 26: The Honorable President Paiva Weed and Senators Algiere, Bates, Blais, Connors, Cote, DaPonte, DeVall, Felag, Fogarty, Gallo, Goodwin, Jabour, Levesque, Lynch, Maselli, McCaffrey, Metts, Miller, O'Neill, Perry, Pichardo, Pinga, Ruggerio Sosnowski, Tassoni.

NAYS- 0:

CALENDAR**IN ORDER FOR THURSDAY, MAY 27, 2010:****1. Nomination of Karen Lynch Bernard (appointment) VICE Associate Justice Howard Lipsey as Associate Justice of the Rhode Island Family Court.**

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator McCaffrey seconded by Senators Goodwin, Connors, Perry, Gallo, Fogarty, Pinga, Felag and Algiere moves that advice and consent of the Senate be given this appointment.

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

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator McCaffrey and by unanimous consent, the Honorable President welcomes to the Chamber newly nominated Associate Justice of the Rhode Island Family Court Karen Lynch Bernard along with her husband Robert Bernard, kids Robert, Owen, Georgia, John and Pat Lynch, her mother-in-law, Beverly Green, John Lynch Jr., sister Susan McKnight and her niece Paige McKnight.

Upon suggestion of Senator McBurney and by unanimous consent, the Honorable President welcomes to the Chamber Associate Justice Kathleen Voccola.

Upon suggestion of Senator Walaska and by unanimous consent, the Honorable President welcomes to the Chamber Christopher Friel, Denise Cassisi, Molly Cote, Danna Erickson, Brenda Ruggerio, Bob Shapiro, Tom Griffen, Dan Griffin and Colleen Crudele.

CALENDAR

2. Nomination of Geri-Ann DiPaolo (appointment) of North Providence VICE Michael Salvatore, Jr. to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2010.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator McCaffrey, seconded by Senators Connors and Levesque, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 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, Connors, Cote, DaPonte, DeVall, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. Nomination of Bradford Gorham (appointment) of Foster VICE Austin Ferland to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2010.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator Blais, seconded by Senators Perry, McBurney, Maselli, Algieri, Bates and Jabour, moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

4. Nomination of Douglas C. Jeffrey (appointment) (Johnston Resident Representative) (new seat) of Johnston to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2013.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator McCaffrey, seconded by Senators Maselli and Jabour, moves that advice and consent of the Senate be given this appointment.

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

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5. Nomination of Michael F. Sabitoni (appointment) (Johnston Resident Representative) of Johnston VICE Kenneth Aurecchia to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2011.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator McCaffrey seconded by Senators Connors, Goodwin, Maselli, Lynch, Gallo, Fogarty, Felag and Tassoni moves that advice and consent of the Senate be given this appointment.

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

YEAS- 31 The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli,

McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6. Nomination of The Honorable Charles Lombardi (appointment) (Municipal Official) VICE The Honorable Scott Avedisian (resigned) to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2012.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

Senator McCaffrey seconded by Senator O'Neill moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 25 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 25: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Cote, DaPonte, DeVal, Felag, Goodwin, Jabour, Lanzi, Lynch, Maher, Maselli, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

7. 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.

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

8. 2010-S 2395 SUB A as amended

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- RHODE ISLAND TITLE
INSURERS

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

Senator Bates moves passage, seconded by Senators Blais, Miller and Sheehan.

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 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, Connors, Cote, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Metts, Miller, O'Neill, Perry, Picard, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9. 2010-S 2399 SUB A as amended

BY Pichardo

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - CREDIT
UNIONS**

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

Senator Pichardo moves passage, seconded by Senators Levesque and Jabour.

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

NAYS- 0:

10. 2010-S 2401 SUB A

BY Miller

**ENTITLED, AN ACT RELATING TO INSURANCE - INSURANCE FRAUD
PREVENTION**

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

Senator Miller moves passage, seconded by Senators Bates 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 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, Connors, Cote, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2010-S 2402 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.

Upon suggestion of Senator Miller and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

12. 2010-S 2621 SUB A**BY Miller****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DISCOUNT BUYING CLUBS**

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

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

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, Connors, Cote, DeVal, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13. 2010-S 2734**BY Doyle****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Finance recommends passage.

Upon suggestion of Senator Gallo and without objection, ordered to be recommitted to the Committee on Finance.

14. 2010-S 2826**BY Perry****ENTITLED, AN ACT RELATING TO PROTECTION OF 25 INDIA STREET,
PROVIDENCE, RI**

Committee on Finance recommends passage.

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Desk.

15. 2010-S 2862**BY McCaffrey****ENTITLED,** AN ACT RELATING TO ACQUISITION AND ESTABLISHMENT OF ROCKY POINT PARK

Committee on Finance recommends passage.

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Desk.

16. 2010-S 2874**BY Doyle****ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

The act is read and passed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DeVall, Doyle, Felag, Fogarty, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17. 2010-S 2875**BY Doyle****ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

18. 2010-S 2876

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19. 2010-S 2877

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$700,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senators Felag and O'Neill.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

20. 2010-S 2878

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$600,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

21. 2010-S 2881

BY Doyle

ENTITLED, AN ACT AUTHORIZE 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 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

22. 2010-S 2891

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2011 AND 2012

Committee on Finance recommends passage.

Senator McBurney moves passage, seconded by Senator Felag.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

23. 2010-S 2031 SUB A as amended

BY Tassoni

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
PUBLIC BUILDINGS

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

Senator Tassoni moves passage, seconded by Senators DeVall and Fogarty.

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

NAYS- 0:

24. 2010-S 2133 SUB A as amended

BY Tassoni

ENTITLED, AN ACT RELATING TO HIGHWAYS-ACCESSIBLE CROSSWALKS

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

Senator Tassoni moves passage, seconded by Senators Fogarty and DeVall.

Senator Tassoni seconded by Senators Felag and DeVall, offers the following written motion to amend.

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

TO

2010 -- S 2133 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO HIGHWAYS-ACCESSIBLE CROSSWALKS

Madam President:

I hereby move to amend 2010 -- S 2133 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO HIGHWAYS-ACCESSIBLE CROSSWALKS", as follows:

(1) On page 1, line 11, by striking the words "and maintenance".

(2) On page 1, line 12, by inserting after the word "towns" the following language: ", and the maintenance of all sidewalks and curbs owned by all cities and towns,".

(3) On page 2, line 19 by deleting the language "(c)".

(4) On page 2, line 22, by restoring the language "(c)" and deleting the language "(d)".

Respectfully submitted,

SENATOR JOHN TASSONI

The motion to amend prevails 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, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senators Fogarty and DeVall.

The act is read and passed, by unanimous consent, as amended, 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, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

25. 2010-S 2294

BY Tassoni

ENTITLED, AN ACT RELATING TO HIGHWAYS -- OUTDOOR ADVERTISING

Committee on Housing & Municipal Government recommends passage.

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

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

26. 2010-S 2855

BY Maher

ENTITLED, AN ACT RELATING TO ALTON VILLAGE WATER DISTRICT

Committee on Housing & Municipal Government recommends passage.

Senator Maher moves passage, seconded by Senators Blais, Tassoni, O'Neill and Pinga.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

27. 2010-S 2893

BY Sheehan

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE DEMOLITION, REPLACEMENT, CONSTRUCTION, RENOVATION, REPAIR AND/OR RESTORATION OF FACILITIES, ROADWAYS, PARKING AND OTHER IMPROVEMENTS AT THE NARRAGANSETT TOWN BEACH AND TO ISSUE NOT MORE THAN \$9,500,000 BONDS AND NOTES THEREFOR

Committee on Housing & Municipal Government recommends passage.

Senator Sheehan moves passage, seconded by Senators DeVall, Sosnowski and Tassoni.

The act is read and passed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

28. 2010-S 2895

BY Picard

ENTITLED, AN ACT AUTHORIZING THE CITY OF WOONSOCKET TO FUND THE CITY'S ACCUMULATED GENERAL FUND DEFICIT BY THE ISSUANCE OF NOT MORE THAN \$12,000,000 BONDS AND NOTES THEREFOR

Committee on Housing & Municipal Government recommends passage.

Senator Picard moves passage, seconded by Senators Cote, DeVall and Tassoni

The act is read and passed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

29. 2010-S 2901 SUB A as amended

BY Tassoni

**ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND
COMPREHENSIVE PLANNING AND LAND USE ACT**

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

Senator Tassoni moves passage, seconded by Senators Felag, Goodwin, Sheehan and Sosnowski.

Senator DeVall seconded by Senator Goodwin, Connors, DaPonte and Tassoni, offers the following written motion to amend.

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

TO

2010 -- S 2901 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE
ACT

Madam President:

I hereby move to amend 2010 -- S 2901 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE ACT", as follows:

(1) On page 11, line 32, after the word "including", by inserting the words "a range of".

(2) On page 2, line 8, after the word "zoning", by inserting the words "use categories".

(3) On page 24, line 4, after the word "amended." by adding the following: "In instances of uncertainty in the construction or application of any section of the zoning ordinance or map, the ordinance or map shall be construed in a manner that will further the implementation of, and not be contrary to, the goals and policies and applicable content of the adopted comprehensive plan."

Respectfully submitted, SENATOR DEVALL

The motion to amend prevails upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senators Goodwin, DaPonte and Connors.

Senators Goodwin and Tassoni discuss the act.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

30. 2010-S 2058

BY Raptakis

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOTOR VEHICLE OFFENSES**

Committee on Judiciary recommends passage.

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

The act is read and passed, upon a roll call vote with 30 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Picard, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Metts, Pichardo.

31. 2010-S 2062

BY Raptakis

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
SUSPENSION OR REVOCATION OF LICENSES

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Sheehan, Sosnowski and O'Neill.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

32. 2010-S 2302

BY Tassoni

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --
NATIONAL GUARD

Committee on Judiciary recommends passage.

Senator Tassoni moves passage, seconded by Senators McCaffrey, Lynch and Felag.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

33. 2010-S 2314

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR VEHICLE OFFENSES

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Sosnowski, Jabour and Metts.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

34. 2010-S 2332 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
CORRECTIONS DEPARTMENT

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

Senator Blais moves passage, seconded by Senators McCaffrey, Perry and Metts.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

35. 2010-S 2453

BY Lanzi

ENTITLED, AN ACT RELATING TO ELECTIONS - REGISTRATION OF
VOTERS

Committee on Judiciary recommends passage.

Senator Lanzi moves passage, seconded by Senators Connors and McCaffrey.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

36. 2010-S 2457 SUB A as amended

BY McCaffrey

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS

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

Upon suggestion of Senator McCaffrey and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

37. 2010-S 2469

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE IN PARTICULAR ACTIONS -- DEATH BY
WRONGFUL ACT

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Maselli, Lynch, Perry and Levesque

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

38. 2010-S 2471 SUB A

BY Lenihan

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO
PUBLIC RECORDS

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

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

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

39. 2010-S 2500

BY Perry

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - MENTAL HEALTH,
RETARDATION AND HOSPITALS - INCOMPETENCY TO STAND
TRIAL

Committee on Judiciary recommends passage.

Senator Perry moves passage, seconded by Senators McCaffrey, Miller and Metts.

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Cote, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

40. 2010-S 2560

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
THE ESCHEATMENT OF UNCLAIMED FUNDS IN COURT
REGISTRIES

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senator Connors.

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

41. 2010-H 7460 SUB A

BY Serpa

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
- ECONOMIC DEVELOPMENT CORPORATION

Committee on Corporations recommends indefinite postponement of the original bill

and passage of Substitute A in concurrence.

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

42. 2010-H 7607 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE

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

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

43. 2010-H 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**

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

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

44. 2010-H 7696 SUB A as amended

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE

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

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

45 2010-H 7711 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE

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

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for Tuesday, June 1, 2010.

46. 2010-H 7712 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LICENSED
ACTIVITIES

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

Upon suggestion of Senator Connors and without objection, ordered to be placed on the Calendar for
Tuesday, June 1, 2010.

GUESTS

Upon suggestion of Senator Tassoni and by unanimous consent, the Honorable President welcomes to
the Chamber Ron Manni, Council President of the Town of Smithfield.

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 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.

RECESS

Upon motion of Senator Connors, seconded by Senator DaPonte, and upon suggestion of Senator
Connors, the Senate stands at recess at 5:07 o'clock P.M. in memory of Beatrice Rossi.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on
Tuesday, June 1, 2010, at 4:37 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7094**BY** Pacheco**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- DOGS

(authorize the Town of Burrillville to enact ordinances requiring an annual licensing fee for dogs as well as the enforcement of animal control ordinances upon dog owners)

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

Also:

House Bill No. 7215**BY** Hearn**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF BARRINGTON TO ISSUE CLASS A LIQUOR LICENSES (would authorize the town of Barrington to issue Class A alcoholic beverage licenses if approved by the electors)

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

Also:

House Bill No. 8100 SUB A**BY** Ferri, Shallcross Smith, Ruggiero, Trillo, Gallison**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 {LC2564/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 8102**BY** Vaudreuil, Silva, Serpa, Gallison, Shallcross Smith**ENTITLED**, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 4: LABOR AND LABOR RELATIONS (would require the director of labor and training to appoint a small business owner to the apprentice council) {LC2566/1}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 8104 SUB A**BY** Shallcross Smith, Rice A, Vaudreuil, DaSilva, Marcello**ENTITLED**, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RHODE ISLAND PART 7: STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES (would allow the state to make the regulatory, licensing and permitting process be simultaneous) {LC2569/1/A}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 8101 as amended

BY Serpa, Walsh, Melo, Gallison, Kennedy

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RI - PART 3 -- HEALTH AND SAFETY -- FIRE SAFETY CODE (would alter the time frames and requirements for plan review in order to accelerate construction projects/ also standardize the application of the code through training and certification of all deputy fire marshals) {LC2565/1}

Received and referred to the Committee on Corporations.

Also:

House Bill No. 7928

BY McCauley, Lally, Pacheco, Menard, Slater

ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES {LC1878/1}

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

Also:

House Bill No. 7300 SUB A

BY Kennedy, Naughton, Lima, Lally, Martin

ENTITLED, AN ACT RELATING TO HIGHWAYS-ACCESSIBLE CROSSWALKS (would require the installation of curb cuts and/or ramps at both ends of any pedestrian crosswalk) {LC891/1/A}

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

Also:

House Bill No. 7458

BY Coderre E, Kilmartin, Messier, O'Neill JP

ENTITLED, AN ACT RELATING TO ELECTIONS - LOCAL CANVASSING AUTHORITIES (would permit the city of Pawtucket to mail local questions to registered voters in lieu of the requirement to place an advertisement in a newspaper of local circulation) {LC1385/1}

Received and referred to the Committee on Judiciary.

NEW BUSINESS

Senate Bill No. 2949

BY Senator Gallo

ENTITLED, AN ACT RELATING TO INSURANCE - TEACHERS' HEALTH INSURANCE {LC2728/1}

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

Also:

Senate Bill No. 2950

BY Senator Pichardo

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- THE RHODE ISLAND WORKS PROGRAM {LC2784/1}

Read and ordered to the Committee on Finance.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Senator Miller, from the Committee on Corporations, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2107 SUB A

BY Senators Sosnowski, Tassoni, Miller

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- MOTOR CARRIERS OF PROPERTY (would permit a person licensed to perform as a "common carrier of persons and/or property upon water between termini within the state" to increase the maximum diesel price) {LC660/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2257 SUB A

BY Senators Sheehan, Goodwin, Levesque C, Pichardo, Picard

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES (would limit the amounts that financial institutions may charge for non-sufficient funds fees, overdraft fees, stop-payment fees and returned check fees.) {LC1631/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2848 SUB A

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

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS IN RI PART 6: PUBLIC PROPERTY AND WORKS (would primarily promote the selection of resident Rhode Island architechnical, engineering and consulting firms and secondly promote those firms which partner with Rhode Island firms for selection in contracts wholly or partially supported by state funds {LC2322/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2935

BY Senators Sheehan, Sosnowski, Walaska, Jabour, Picard

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS {LC2741/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON LABOR

Senator Fogarty, from the Committee on Labor, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2164

BY Senators Ciccone, DiPalma, Maselli, Blais, Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION - TEACHERS' RETIREMENT (prohibit any person who has retired and who is receiving a pension or retirement allowance, under the provisions of this chapter, from being employed as an administrator for more than ninety (90) days in the aggregate)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2334 SUB A

BY Senators Maselli, Connors, Tassoni, Ruggerio, Jabour

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - UNDERGROUND ECONOMY COMMISSION (would address the issue of employee/independent contractor classification. It would clarify the definition of employee in the workers' comp./unemployment benefits context/permit the sharing of information by/between state departments) {LC1290/1/A}

Read and ordered to be placed on the Calendar.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

COMMUNICATION

The Honorable President presents the following communication:

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

June 1, 2010

Dear Madam President:

Please be advised that I will be absent from the Senate session on June 1, 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.

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**

May 24, 2010

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-60-2 of the Rhode Island General Laws, I have made the following reappointment to the Board of Regents for Elementary and Secondary Education:

Angus Davis of Providence

for a term expiring January 31, 2013.

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

Sincerely,

Donald L. Carcieri
Governor

Read and referred to the Committee on Education.

Also:

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

May 24, 2010

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-60-2 of the Rhode Island General Laws, I have made the following appointment to the Board of Regents for Elementary and Secondary Education:

Keith Stokes of Newport

VICE
Karin L. Forbes

for a term expiring January 31, 2013.

To this appointment, I request your advice and consent.

Sincerely,

Donald L. Carcieri
Governor

Read and referred to the Committee on Education.

Also:

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

May 24, 2010

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-60-2 of the Rhode Island General Laws, I have made the following appointment to the Board of Regents for Elementary and Secondary Education:

Andrew K. Moffit of Providence

VICE
Patrick Guida

for a term expiring January 31, 2013.

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

Sincerely,

Donald L. Carcieri
Governor

Read and referred to the Committee on Education.

Also:

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

May 24, 2010

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-60-2 of the Rhode Island General Laws, I have made the following reappointment to the Board of Regents for Elementary and Secondary Education:

Robert Flanders of East Greenwich

for a term expiring January 31, 2012.

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

Sincerely,

Donald L. Carcieri
Governor

Read and referred to the Committee on Education.

APPOINTMENTS

The Honorable President presents the following communication transmitting the following appointments:

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

June 1, 2010

TO THE HONORABLE SENATE:

I have the honor and the privilege to inform you that in accordance with the provisions of R.I.G.L 8-8-15 as amended, entitled, District Court: Chief, deputy and assistant clerks, I have made the following appointment as Chief Clerk of the Rhode Island District Court:

MARIE O'LOUGHLIN JENKINS of Little Compton

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

Very truly yours,

Jeanne E. LaFazia
Chief Judge

Read and ordered to the Committee on Judiciary.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Senator Miller from the Committee on Corporations, reports back, with recommendation of passage of the following measures:

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}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 7597 SUB A as amended (Attorney General)

BY Kennedy, San Bento, Marcello, Pacheco, Carter

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DISCOUNT BUYING CLUBS (would provide contract requirements and a three (3) day right of rescission for those who become members of buying clubs) {LC1862/1/A}

Read and ordered to be placed on the Consent Calendar.

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}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON JUDICIARY

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

Nomination of Michael P. Quinn (appointment) (new seat) of Warwick to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Carole O. Bell (appointment) of Cranston VICE John St. Sauveur (resigned) to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2010.

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2756

BY Senators Jabour, Metts, Perry

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would expand the scope of an historic district's review powers, and would create a new downtown district in the city of Providence) {LC1323/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2049

BY Senators Tassoni, Fogarty P, Cote

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (would authorize the town council of the town of North Smithfield to establish a municipal court in the town)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2217

BY Senators Felag, Sosnowski, McBurney, Jabour, DiPalma

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (would prevent any person, subject to community notification, from delaying community notification unless and until affirmed by the court) {LC1322/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2315 SUB A

BY Senators Metts, Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- IDENTIFICATION AND APPREHENSION OF CRIMINALS (would establish procedures for identification lineups in criminal investigations, specifically including requirements of photographing or otherwise recording the identification, providing information regarding the lineup identification in discovery) {LC329/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2561 SUB A (by request)

BY Senators McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- EXPUNGEMENT
{LC1891/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2646 SUB A (Attorney General)

BY Senators Metts, Levesque C, Jabour, Pichardo

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION
(allows the district court, family court or superior court to place a person on a deferred sentence and also provides that the courts may seal any records after completion of the sentence in accordance with law)
{LC1639/2/A}

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Bill No. 2952

BY Senators Maselli, Jabour

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING
WATER SUPPLY {LC2800/1}

Read and referred to the Committee on Environment and Agriculture.

Also:

Senate Bill No. 2953

BY Senators Tassoni, Fogarty P, Cote

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION
16-7-44 APPROVING THE ISSUANCE OF UP TO \$3,620,000 LEASE OBLIGATIONS OR OTHER
EVIDENCES OF INDEBTEDNESS BY THE TOWN OF NORTH SMITHFIELD TO FINANCE THE
CONSTRUCTION AND EQUIPPING OF AN ENERGY SAVINGS CAPITAL IMPROVEMENTS
PROJECT FOR SCHOOLS IN THE TOWN INCLUDING, BUT NOT LIMITED TO, LEASE
OBLIGATIONS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED PURSUANT TO
FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL
BUILDING CORPORATION {LC2778/1}

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

Also:

Senate Bill No. 2954

BY Senators Tassoni, Fogarty P, Cote

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION
16-7-44 APPROVING THE ISSUANCE OF UP TO \$3,620,000 LEASE OBLIGATIONS OR OTHER

EVIDENCES OF INDEBTEDNESS BY THE TOWN OF NORTH SMITHFIELD TO FINANCE THE CONSTRUCTION AND EQUIPPING OF AN ENERGY SAVINGS CAPITAL IMPROVEMENT PROJECT FOR SCHOOLS IN THE TOWN INCLUDING BUT NOT LIMITED TO LEASE OBLIGATIONS OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION {LC2777/1}

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

Also:

Senate Bill No. 2955

BY Senators McCaffrey, Maselli

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS -- FAMILY COURT {LC2739/1}

Read and referred to the Committee on Judiciary.

Also:

Senate Bill No. 2956 (by request)

BY Senators Miller, Algieri

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION -- BENEFITS -- PROCEDURE {LC2573/1}

Read and referred to the Committee on Labor.

Also:

Senate Resolution No. 2957

BY Senators Walaska, Bates

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY POTENTIAL ECONOMIC OPPORTUNITIES IN THE DEVELOPMENT OF PORT FACILITIES IN THE STATE OF RHODE ISLAND {LC2787/1}

Read and ordered to be placed on the Consent Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2010-S 2863

BY Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

2. 2010-S 2882

BY Algieri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

3. 2010-S 2894

BY Algieri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

4. 2010-S 2896

BY Blais

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

5. 2010-S 2927

BY Ciccone

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF DALE COURT CONDOMINIUM ASSOCIATION, INC.

6. 2010-S 2948

BY Perry

ENTITLED, SENATE RESOLUTION CONGRATULATING TIEN-YANG CHIAO ON THE OCCASION OF HIS RETIREMENT AS BUDGET OFFICER OF THE PROVIDENCE SCHOOL DEPARTMENT

7. 2010-H 8025

BY Ruggiero

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

8. 2010-H 8026

BY Ucci

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

9. 2010-H 8047

BY Carter

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

10. 2010-H 8069

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

11. 2010-H 8087

BY Rice A

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

12. 2010-H 8089

BY Rice A

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Upon motion of Senator Connors, 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: The Honorable President Paiva Weed and Senators Algieri, Blais, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, JUNE 1, 2010:

1. 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.

Senator Goodwin moves passage, seconded by Senators Jabour, Ruggerio and Pichardo.

Senator Connors seconded by Senator Goodwin, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2010 -- S 2508 AS AMENDED

AN ACT RELATING TO INSURANCE - UNFAIR CLAIMS SETTLEMENT PRACTICES ACT

Madam President:

I hereby move to amend 2010 -- S 2508 AS AMENDED, entitled "AN ACT RELATING TO INSURANCE - UNFAIR CLAIMS SETTLEMENT PRACTICES ACT", as follows:

1. On page 3, line 17, by deleting the language: "one thousand five hundred dollars (\$1,500)", and by inserting in place thereof the following language: "two thousand five hundred dollars (\$2,500)".

2. On page 3, line 20, by deleting the language: "two (2)", and by inserting in place thereof the following language: "four (4)".

Respectfully submitted,
SENATOR CONNORS

The motion to amend prevails upon a roll call vote with 33 Senators voting in the affirmative and 1 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Blais, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Bates

Senator Goodwin moves passage of the act, as amended, seconded by Senators Connors and Jabour.

The act is read and passed, as amended, upon a roll call vote with 33 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Bates, Blais

2. 2010-S 2402 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.

Upon suggestion of Senator Miller and without objection, seconded ordered to be placed on the Calendar for Wednesday, June 2, 2010.

3. 2010-S 2457 SUB A as amended

BY McCaffrey

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS

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

Senator McCaffrey moves passage, seconded by Senators Ruggerio and Jabour.

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

FLOOR AMENDMENT

TO

2010 -- S 2457 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS

Madam President:

I hereby move to amend 2010 -- S 2457 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS", as follows:

On page 4, on lines 29 and 30, by deleting the language "during the entire period of time the polls are to be open" and inserting in place thereof "on the day of the election".

Respectfully submitted,
SENATOR MCCAFFREY

The motion to amend prevails 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, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator McCaffrey moves passage of the act, as amended, seconded by Senators Levesque and Jabour.

The act is read and passed, by unanimous consent, as amended, 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, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4. 2010-S 2348

BY Cote

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS

Discharged from the Committee on Judiciary, placed on the Calendar pursuant to Rule 6.5.

Upon motion of Senator Connors, seconded by Senator Pichardo on a voice vote recommitted to the Committee on Judiciary.

5. 2010-S 2789 SUB A**BY Crowley****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RHODE ISLAND PUBLIC RAIL CORPORATION

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

Upon suggestion of Senator Crowley and without objection, seconded ordered to be placed on the Calendar for Wednesday, June 2, 2010.

6. 2010-S 2137 SUB A**BY Crowley****ENTITLED,** AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS
AND GENERAL ELECTIONS

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

Senator Crowley moves passage, seconded by Senators DeVall, Levesque and DiPalma.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Paiva Weed and Senators Algieri, Bates, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7. 2010-S 2148**BY Crowley****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PRIMARY AND GENERAL
ELECTIONS

Committee on Judiciary recommends passage.

Senator Crowley moves passage, seconded by Senator McCaffrey.

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

YEAS- 33: Senators Algieri, Bates, Blais, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney,

McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8. 2010-S 2022

BY Tassoni

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

Committee on Constitutional & Regulatory Issues recommends passage.

Senator Tassoni moves passage, seconded by Senator Goodwin.

Senator Pinga and O'Neill discuss the act.

The act is read and passed, upon a roll call vote with 30 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Paiva Weed and Senators Algieri, Bates, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maselli, McBurney, McCaffrey, Miller, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 5: Senators Blais, Fogarty, Maher, O'Neill, Pinga

NOW PRESIDING

The Honorable President yields the rostrum to the Honorable John F. McBurney, III President Pro Tempore of the Senate at 4:55 o'clock.

CALENDAR

9. 2010-S 2100 SUB A

BY Maselli

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF MOTOR VEHICLES -- SUPPORT OF PUBLIC
EDUCATION PLATES

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

Senator Maselli moves passage, seconded by Senators Gallo, DiPalma, Goodwin 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 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: Senators Algieri, Bates, Blais, Connors, Cote, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10. 2010-S 2105 SUB A

BY Lanzi

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES

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

Senator Lanzi moves passage, seconded by Senators DiPalma, Jabour 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 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: Senators Algieri, Blais, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2010-S 2249 SUB A

BY DeVall

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
SALE OR ADOPTION OF SPAYED OR NEUTERED CATS

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

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

Senators Pinga and DeVall 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 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: Senators Algieri, Bates, Blais, Connors, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

NOW PRESIDING

The Honorable President Pro Tempore yields the rostrum to the Honorable M. Teresa Paiva Weed President of the Senate at 5:00 o'clock.

CALENDAR**12. 2010-S 2663****BY Picard****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - GAMBLING AND LOTTERIES - BINGO

Committee on Constitutional & Regulatory Issues recommends passage.

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

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Lynch, Maher, Maselli, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13. 2010-S 2773**BY Doyle****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

Committee on Constitutional & Regulatory Issues recommends passage.

Senator Doyle moves passage, seconded by Senator Goodwin.

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

NAYS- 0:

14. 2010-S 2180 SUB A**BY Metts****ENTITLED,** AN ACT RELATING TO EDUCATION

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

Senator Gallo moves passage, seconded by Senators DeVall, Levesque, Raptakis 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 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, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15. 2010-S 2261 SUB A

BY Pichardo

ENTITLED, AN ACT RELATING TO EDUCATION - COLLEGE AND CAREER
SUCCESS FOR ALL STUDENTS ACT

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

Senator Pichardo moves passage, seconded by Senators DeVall, Gallo and DiPalma.

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, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

16. 2010-S 2265 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH EDUCATION
CURRICULUM

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

Senator DiPalma moves passage, seconded by Senator Gallo, Lanzi, Ruggerio 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 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, Cote, Crowley, DaPonte, DeVall, DiPalma, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17. 2010-S 2776

BY Gallo

ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS

Committee on Education recommends passage.

Upon suggestion of Senator Gallo and without objection, ordered to be placed on the Calendar for Thursday, June 3, 2010.

18. 2010-S 2353 SUB A as amended

BY Ruggerio

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY
REDUCTION AND EDUCATION ACT

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

Senator Ruggerio moves passage, seconded by Senators Sosnowski, Gallo, Lanzi, Ruggerio and Pichardo.

Senator Connors discusses the act.

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

NAYS- 0:

19. 2010-S 2439 SUB A as amended

BY Miller

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CLIMATE
RISK REDUCTION ACT**

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

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

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

NAYS- 0:

20. 2010-S 2440 SUB A as amended

BY Miller

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- THE
DIESEL EMISSION REDUCTION ACT**

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

Senator Miller moves passage, seconded by Senators McCaffrey, Lynch, Walaska, Perry, Felag, Sheehan, Sosnowski and Pichardo.

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

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

TO

2010 -- S 2440 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- THE DIESEL EMISSION REDUCTION ACT

Madam President:

I hereby move to amend 2010 -- S 2440 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- THE DIESEL EMISSION REDUCTION ACT", as follows:

1. On page 9, line 11, before SECTION 3, by inserting the following language:

“31-47.3-3. Reducing emissions from school buses. – (a) *Purpose.* To reduce health risks from diesel particulate matter (DPM) to Rhode Island school children by significantly reducing tailpipe emissions from school buses, and preventing engine emissions from entering the passenger cabin of the buses.

(b) Requirements for Rhode Island school buses:

(i) By September 1, 2010, no full-size school bus with an engine model year 1993 or older may be used to transport school children in Rhode Island; and,

(ii) By September 1, 2010 any new bus added to current bus fleets or after September 1, 2010 whenever a new contract is entered into by a city, town, school district or the state all busses included in that contract shall be equipped with a closed crankcase ventilation system and either: (A) Shall be equipped with a Level 1, Level 2, or Level 3 device verified by the US Environmental Protection Agency or the California Air Resources Board; or (B) Shall be equipped with an engine of model year 2007 or newer; or (C) Shall achieve the same or higher diesel PM reductions through the use of alternative fuel such as compressed natural gas verified by CARB/EPA to reduce DPM emissions at a level equivalent to or higher than subparagraph (b)(ii)(B) above; and, (iii) Providing there is sufficient federal or state monies, by September 1, 20102012, all full-sized school buses transporting children in Rhode Island must be retrofitted with a closed crankcase ventilation system and either: (A) be equipped with a level 1, level 2, or level 3 device verified by the US Environmental Protection Agency or the California Air Resources Board; or (B) be equipped with an engine of model year 2007 or newer; or (C) achieve the same or higher diesel PM reductions through the use of an alternative fuel such as compressed natural gas verified by CARB/EPA to reduce DPM emissions at a level equivalent to or higher than ~~subsection~~ subparagraph (b)(iii)(B) above.

(c) Financial assistance to defray costs of pollution reductions called for in (b)(ii):

(i) ~~DEM~~ The director shall work with the Rhode Island department of transportation or other authorized ~~transit~~ agencies to maximize the allocation of federal grants and loan monies provided for Rhode Island pursuant to the congestion mitigation and air quality improvement program (CMAQ) for ~~congestion mitigation and air quality (CMAQ) money for Rhode Island~~ for diesel emissions reductions in federal FY 2008 and thereafter until the retrofit goals in this act are met. ~~The (CMAQ) program is jointly administered by the federal highway administration (FHWA) and the federal transit administration (FTA), and was reauthorized by congress in 2005 under the safe, accountable, flexible, and efficient transportation equity act: A legacy for users (SAFETEA LU). The (SAFETEA LU) requires states and MPOs to give priority in distributing CMAQ funds to diesel engine retrofits, and other cost effective emission reduction and congestion mitigation activities that benefit air quality.~~

(ii) Drawing upon any available federal or state monies, the director shall establish and implement a system of providing ~~incentives~~ reimbursements consistent with this section to municipalities, vendors, or school bus owners for the purchase and installation of any CARB/EPA-verified emission control retrofit device together with the purchase and installation of closed crankcase ventilation system (CCV) retrofit device. ~~In 2007, the per unit incentive shall not exceed one thousand two hundred fifty dollars (\$1,250) for a level 1 device plus a CCV, or two thousand five hundred dollars (\$2,500) for a level 2 device plus a CCV, or for model years 2003-2006 five thousand dollars (\$5,000) for a level 3 device plus a CCV. Incentive levels may be reevaluated annually, with the goal of maintaining competition in the market for retrofit devices.~~ To the extent practicable, in kind services will also be utilized to offset some of the costs. Reimbursement recipients must also certify that newly purchased or retrofitted buses with a level 3 technology will operate in the state of Rhode Island for a minimum of four (4) years unless the bus fleet owner's contract with the school district or state has expired.

(d) Priority community provision:

(i) When ~~penalty funds, state SEP funds,~~ federal funds or funds from ~~other state or non-state~~ other sources become available, ~~these should first be allocated toward further offsetting costs of achieving "best available" emissions control in "priority communities"; for use under subsection (c), these shall be allocated by the director, to the extent practicable, as follows: (A) First, for control of emissions from school buses operating primarily in urban core or urban ring cities. Buses operating primarily in urban core or urban ring cities must be retrofitted to the best available standard as defined in paragraph (d)(iii); (B) Next, for control of emissions from buses not operating primarily in urban core or urban ring cities. (C) Lastly, for buses operating primarily in urban core or urban ring cities already retrofitted with a level 1, level 2, or level 3 and/or crankcase ventilator device but that do not meet the best available standard as defined in paragraph (d)(iii). Buses already meeting the best available standard as defined in paragraph (d)(iii) will not be considered for this retrofitting program and municipalities, vendors, or school bus owners owning equipment retrofitted either prior to the implementation of this retrofit program or through another retrofit program with a level 1, level 2, level 3 and/or crankcase ventilator device will not be reimbursed as outlined in paragraph (c)(ii).~~

(ii) Fleet owners currently holding contracts with Rhode Island school districts, and Rhode Island school districts owning their own fleets must comply with the retrofitted prioritization scheme as determined by the director and work with DEM to ensure that (A) By September 1, 2012 all buses are retrofit as outlined in paragraph (b)(iii); and (B) By September 1, 2010 no new bus may be added to their current fleets unless they meet standards outlined in paragraph (b)(ii).

~~(ii)(iii)~~ (iii) The "best available" standard is attained by all new buses (engine MY2007 and newer) ~~and~~ by diesel buses engine model year 2003 to 2006, inclusive, that ~~has~~ have been retrofitted with level 3-verified diesel particulate filters and

closed crankcase ventilation systems; provided, however, that if DEM finds that the cost of a level 3 verified diesel particulate filter is not reasonable or otherwise not appropriate for use on a particular engine, the standard shall be at least a level 1 verified diesel emission control device and closed crankcase ventilation system; by diesel buses engine model year 1994 to 2002, inclusive, that has been retrofitted with at least level 21-verified diesel particulate filters emission control devices and closed crankcase ventilation systems ~~or could be achieved with a natural gas;~~ and by natural gas buses that achieve the same or better emissions standards as a 2007 engine model year diesel bus. ~~bus that achieves the same or better standards of cleanliness as a 2007 diesel bus standard; and~~

(iii)(iv) ~~"Priority communities"~~ "Urban core cities" ~~(to be identified by the Rhode Island DEM)~~ means Central Falls, Newport, Providence, Pawtucket, and Woonsocket ~~are Rhode Island communities that have high levels of ambient air pollution and high incidence of childhood respiratory impacts.~~

(v) "Urban ring cities" means North Providence, East Providence, West Warwick, Cranston, and Warwick.

(e) To achieve the pressing public health and environmental goals of this act, DEM shall identify opportunities to achieve maximize PM reductions from diesel powered heavy duty vehicle or equipment that is owned by, operated by, or on behalf of, or leased by, or operating under a ~~contract~~ contract to a state agency or state or regional public authority (except vehicles that are specifically equipped for emergency response) and diesel powered waste collection and recycling vehicles that are owned, leased, or contracted to perform the removal or transfer or municipal, commercial or residential waste, or recycling services. No later than January 1, 2008, DEM shall present a report to the general assembly, governor, house committee on environment and natural resources, and the senate committee on environment and agriculture on such opportunities to maximum PM reductions from the aforementioned fleets including legislative changes, regulatory changes, funding sources, contract requirements, procurement requirements, and other mechanisms that will bring about maximum PM reductions from these two priority fleets. This report shall explore funding sources beyond CMAQ, including but not limited to Diesel Reductions Emissions Reduction Act (DERA) funds under the Federal Energy Act.

(f) *Severability.* If any clause, sentence, paragraph, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid and after exhaustion of all further judicial review, the judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part of this act directly involved in the controversy in which the judgment shall have been rendered."

Respectfully submitted,

SENATOR MILLER

The motion to amend prevails 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, 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 Senators McCaffrey and Sosnowski.

The act is read and passed, by unanimous consent, as amended, 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

21. 2010-S 2667 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

Senator McCaffrey moves passage, seconded by Senators Lynch, Walaska, O'Neill and Miller.

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

NAYS- 0:

22. 2010-S 2286

BY Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- NEWBORN SCREENING PROGRAM

Committee on Health & Human Services recommends passage.

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

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

NAYS- 0:

23. 2010-S 2493 SUB A

BY Paiva-Weed

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.

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

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, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

24. 2010-S 2780

BY Goodwin

ENTITLED, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND HOSPITALS -- DEVELOPMENTALLY DISABLED ADULTS

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Wednesday, June 2, 2010.

25. 2010-H 7460 SUB A

BY Serpa

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
- ECONOMIC DEVELOPMENT CORPORATION**

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

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

26. 2010-H 7607 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE

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

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

27. 2010-H 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**

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

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

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

NAYS- 0:

28. 2010-H 7696 SUB A as amended

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations 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 3, 2010.

29. 2010-H 7711 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE

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

Senator Miller moves passage, seconded by Senator Lynch.

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

NAYS- 0:

30. 2010-H 7712 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LICENSED ACTIVITIES

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

Senator Miller moves passage, seconded by Senator Lynch.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Bates, Blais, Connors, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri.

31. 2010-H 7169 SUB A

BY McNamara

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 in concurrence.

Senator Levesque moves passage, seconded by Senator Perry.

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

NAYS- 0:

32. 2010-H 7417 SUB A

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MEDICAL EXAMINERS

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

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, June 3, 2010.

33. 2010-H 7603

BY Pacheco

**ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL
BENEFITS**

Committee on Health & Human Services recommends passage in concurrence.

Senator Perry moves passage, seconded by Senator DeVall.

The act is read and passed, by unanimous consent, in concurrence, 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**34. 2010-H 7705
BY O'Neill JP**

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Health & Human Services recommends passage in concurrence.

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

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

NAYS- 0:

**35. 2010-H 7049 as amended
BY Petrarca**

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

Committee on Constitutional & Regulatory Issues recommends passage as amended in concurrence.

Senator Goodwin moves passage, seconded by Senators Connors, Felag and Lynch.

The act is read and passed, by unanimous consent, as amended, 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, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, O'Neill, Perry, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

36. 2010-H 7132

BY McNamara

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- GENERAL PROVISIONS

Committee on Constitutional & Regulatory Issues recommends passage in concurrence.

Senator Goodwin moves passage, seconded by Senator Ruggerio.

Senators Raptakis, Goodwin and Connors discuss the act.

The act is read and passed, in concurrence, upon a roll call vote with 29 Senators voting in the affirmative and 3 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 29: 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, Perry, Picard, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Pinga, Raptakis, Sheehan.

ABSTAINED- 1: Senator Miller.

37. 2010-H 7036 SUB A as amended

BY Gallison

ENTITLED, AN ACT RELATING TO EDUCATION

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

Senator Gallo moves passage, seconded by Senators Felag, Levesque, Fogarty, DeVall and Ruggerio.

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

NAYS- 0:

38. 2010-H 7342**BY McNamara****ENTITLED, AN ACT RELATING TO EDUCATION -- HIGHER EDUCATION**

Committee on Education recommends passage in concurrence.

Senator Gallo moves passage, seconded by Senators DiPalma, Lanzi and DeVall.

The act is read and passed, by unanimous consent, in concurrence, 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

39. 2010-H 7666**BY Gablinske****ENTITLED, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS**

Committee on Education recommends passage in concurrence.

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

The act is read and passed, by unanimous consent, in concurrence, 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, Connors, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

RECONSIDERATION

Senator Crowley recommends to reconsider 10-S 2137, seconded by Senator Ruggerio.

The motion to reconsider prevails on a voice vote.

6. 2010-S 2137 SUB A**BY Crowley****ENTITLED, AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS**

AND GENERAL ELECTIONS

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

Senator Crowley moves passage, seconded by Senator Ruggerio.

Senator Crowley seconded by Senator Ruggerio, offers the following written motion to amend.

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

TO

2010 -- S 2137 SUBSTITUTE A

AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS AND GENERAL ELECTIONS

Madam President:

I hereby move to amend 2010 -- S 2137 SUBSTITUTE A, entitled "AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS AND GENERAL ELECTIONS", as follows:

1. On page 1, between lines 13 and 14, by inserting the following language:

"SECTION 3. Section 17-11-1 of the General Laws in Chapter 17-11 entitled "Voting Districts and Officials" is hereby amended to read as follows:

17-11-1. Division of towns and representative district into voting districts. -- The local board of any city or town may, on or before the ~~sixtieth (60th)~~ seventieth (70th) day preceding any election, divide or redive the city or town, ~~or any representative district in the city or town~~, into voting districts with the approval of the state board. The local board of each city shall determine voting districts by geographical boundaries and by no other means. No voting district shall at any time comprise parts of two (2) or more wards. ~~It shall be the duty of the board to divide the town, representative district, or ward, so that substantially not more than nineteen hundred (1900) voters shall be served by the same polling place; provided, that subject to the approval of the state board, a local board may provide for serving more than nineteen hundred (1900) voters in the same polling place where the effect to the contrary would be of creating a polling place serving less than one hundred fifty (150) voters.~~ Upon approval of the state board, voting districts may be combined with other voting districts in the city or town, if a local contest on the ballot does not exist. A polling place may be located either within or without the voting district for which it is established; provided, that a polling place may be located outside the district only upon unanimous determination of the local board and subject to the approval of the state board that a suitable place is not available within the

voting district. ~~In making the calculation required by this section, voters whose names are on the inactive list of voters shall not be included."~~

2. On page 1, line 14, by deleting the language "Section 3." and inserting in place thereof the language "Section 4."

Respectfully submitted,
SENATOR CROWLEY

The motion to amend prevails 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, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Crowley moves passage of the act, as amended, seconded by Senator Ruggerio.

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 as follows:

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

NAYS- 0:

TRANSMITTAL

By unanimous consent, all Senate 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 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 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.

ADJOURNMENT

Upon motion of Senator Doyle, seconded by Senator Connors, the Senate adjourns at 5:34 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR HAROLD M. METTS**

Dear Lord, as we reflect on the lives of those who came before us we give you thanks, we give you a special thanks for all who have died in service to our country, give us, your servants, their strength and fortitude to act with integrity and fidelity as we remember them this Memorial Day weekend. Amen.

Appendix**INVOCATION****SENATOR PAUL W. FOGARTY**

Dear Lord, as we near the end of this legislative session, help us to remain patient, practice our resolve and refrain from that which is unproductive. We ask you to keep our minds focused on what is truly important, the service to our people. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 2, 2010:**

- 1. Nomination of Michael P. Quinn (appointment) (new seat) of Warwick to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2013.**

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

- 2. Nomination of Carole O. Bell (appointment) of Cranston VICE John St. Sauveur (resigned) to the Rhode Island Resource Recovery Corporation for a term expiring July 1, 2010.**

Committee on Judiciary recommends that the Senate give its Advice and Consent to this nomination.

- 3. 2010-S 2957
BY Walaska**

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF
THE SPECIAL LEGISLATIVE COMMISSION TO STUDY
POTENTIAL ECONOMIC OPPORTUNITIES IN THE DEVELOPMENT
OF PORT FACILITIES IN THE STATE OF RHODE ISLAND

Ordered to be placed on the Consent Calendar

- 4. 2010-H 7597 SUB A as amended
BY Kennedy**

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DISCOUNT BUYING CLUBS

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

- 5. 2010-H 7605 SUB A
BY Kennedy**

ENTITLED, AN ACT RELATING TO INSURANCE - ANTI-FRAUD ACT

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

- 6. 2010-H 7709 SUB A as amended
BY Marcello**

ENTITLED, AN ACT RELATING TO INSURANCE -- RHODE ISLAND TITLE
INSURERS

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

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 2, 2010:****1. 2010-S 2402 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.

2. 2010-S 2789 SUB A**BY Crowley****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RHODE ISLAND PUBLIC RAIL CORPORATION**

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

3. 2010-S 2780**BY Goodwin****ENTITLED, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND
HOSPITALS -- DEVELOPMENTALLY DISABLED ADULTS**

Committee on Health & Human Services recommends passage.

4. 2010-S 2107 SUB A**BY Sosnowski****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
MOTOR CARRIERS OF PROPERTY**

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

5. 2010-S 2164**BY Ciccone****ENTITLED, AN ACT RELATING TO EDUCATION - TEACHERS' RETIREMENT**

Committee on Labor recommends passage.

6. 2010-S 2334 SUB A**BY Maselli****ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
UNDERGROUND ECONOMY COMMISSION**

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

IN ORDER FOR THURSDAY, JUNE 3, 2010:

1. 2010-S 2257 SUB A

BY Sheehan

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS --
COMMUNITY OBLIGATIONS AND BANKING OFFENSES

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

2. 2010-S 2848 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO MAKING IT EASIER TO DO BUSINESS
IN RI PART 6: PUBLIC PROPERTY AND WORKS

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

3. 2010-S 2935

BY Sheehan

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

Committee on Corporations recommends passage.

4. 2010-S 2776

BY Gallo

ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS

Committee on Education recommends passage.

5. 2010-S 2049

BY Tassoni

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

Committee on Judiciary recommends passage.

6. 2010-S 2217

BY Felag

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

Committee on Judiciary recommends passage.

7. 2010-S 2315 SUB A

BY Metts

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE --
IDENTIFICATION AND APPREHENSION OF CRIMINALS

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

8. 2010-S 2561 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE --
EXPUNGEMENT

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

9. 2010-S 2646 SUB A

BY Metts

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

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

10. 2010-S 2756

BY Jabour

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

Committee on Judiciary recommends passage.

11. 2010-H 7696 SUB A as amended

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE

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

12. 2010-H 7417 SUB A

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MEDICAL
EXAMINERS

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