

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 fourth day of January in the year of Our Lord two thousand and eleven.

Volume 138, No.5

Tuesday, January 18, 2011

Fifth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:15 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators Lanzi, Pichardo.

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 Fourth Legislative Day of the 2011 proceedings is read in part.

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

APPOINTMENT BY THE GOVERNOR

The Honorable President presents the following communication from His Excellency, the Governor, transmitting the following appointment and requesting the advice and consent of the Senate thereto:

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

January 13, 2011

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-6-3 of the Rhode Island General Laws, I have made the following appointment as Director of the Department of Human Services:

Sandra M. Powell

VICE
Gary Alexander

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

Sincerely,

LINCOLN D. CHAFEE
Governor

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

NEW BUSINESS**Senate Resolution No. 41**

BY Senator Metts

ENTITLED, SENATE RESOLUTION COMMEMORATING THE CELEBRATION OF THE BIRTH OF THE REVEREND DR. MARTIN LUTHER KING, JR.

Senator Metts requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Metts moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 42**BY** Senator Metts**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF FREDERICK CLINTON WILLIAMSON, SR.

Senator Metts requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Metts moves passage, seconded by Senators Algieri, Ruggerio, Fogarty and Kettle.

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

Also:

Senate Resolution No. 43**BY** Senators Doyle, Goodwin, Ruggerio, Algieri**ENTITLED**, SENATE RESOLUTION AMENDING THE RULES OF THE SENATE

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2011-S 37**BY** Gallo**ENTITLED**, SENATE RESOLUTION CONGRATULATING THE HONORABLE ANDREA M. IANNAZZI ON BECOMING CHAIRWOMAN OF THE CRANSTON SCHOOL COMMITTEE**2. 2011-S 38****BY** Tassoni**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF NEW ENGLAND CARPET CONSULTANTS, INC.**3. 2011-S 39****BY** Tassoni**ENTITLED**, AN ACT TO VACATE THE FORFEITUR OR REVOCATION OF THE CHARTER OF TALBOTT SQUASH ACADEMY, INC.

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

TRANSMITTAL

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

ANNOUNCEMENTS

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

Senator Pinga announces that the Committee on Government Oversight will meet on Thursday, January 20, 2011, at the rise of the Senate, in Room 212 of the State House.

Senator Tassoni announces that the Committee on Housing and Municipal Government will meet tomorrow, at the rise of the Senate, at Harrington Hall in Cranston.

ADJOURNMENT

Upon motion of Senator Goodwin, seconded by Senator Ruggerio, and upon suggestion of Senator Metts, the Senate adjourns at 4:28 o'clock P.M. in memory Frederick Clinton Williamson, Sr.

JOSEPH R. BRADY
Secretary of the Senate

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

Thou shalt love the Lord thy God with all thy heart, and with all thy soul and with all thy mind. This is the first and great commandment. And the second is like unto it, Thou shalt love thy neighbor as thyself. Lord you said in your word, be not overcome by evil, but overcome evil with good. At home on our jobs, in the community and here at the State House, help us to lift one another up in love. Help us to follow the principles of non-violence. Help us to live the legacy and fulfill the dream of the Reverend Dr. Martin Luther King, Jr. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, JANUARY 19, 2011:

1. 2011-S 36

BY Bates

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF PROVIDENCE JEWELERS' CLUB

Ordered to be placed on the Consent Calendar.

2. 2011-S 43

BY Doyle

ENTITLED, SENATE RESOLUTION AMENDING THE RULES OF THE SENATE

Ordered to be placed on the Consent Calendar.