

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.22

Thursday, March 17, 2011

Twenty-second 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 4:14 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, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators O'Neill, Pinga.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Twenty-first Legislative Day of the 2011 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communication:

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

March 17, 2011

The Honorable M. Teresa Paiva Weed
President of the Senate
317 State House
Providence, RI 02903

Dear President Paiva Weed:

Please be advised and let the record reflect that I will be out of state and therefore absent from the chamber on Thursday, March 17, 2011.

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

Thank you for your attention to this matter.

Sincerely,

Senator Edward J. O'Neill
Senate District 17

Read and ordered to be placed on file.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Senate Bill No. 142

BY Senators Sosnowski, Felag, Algiere, McCaffrey, Bates

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - SEPARATION OF POWERS - COASTAL RESOURCES MANAGEMENT COUNCIL

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 705**BY** Senator Goodwin**ENTITLED**, SENATE RESOLUTION COMMEMORATING THE CELEBRATION OF ST. PATRICK'S DAY {LC2104/1}

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Algieri, Ruggerio, Perry, Crowley, Nesselbush, Doyle, Gallo, McCaffrey, Hodgson, Shibley, Maher and Felag.

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

Also:

Senate Resolution No. 706**BY** Senators Ruggerio, Algieri, DiPalma, Ottiano, Tassoni**ENTITLED**, SENATE RESOLUTION COMMEMORATING THE CELEBRATION OF ST. JOSEPH'S DAY {LC2103/1}

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ruggerio moves passage, seconded by Senators Algieri, Lanzi, Picard, Felag, Crowley and Pichardo.

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

Also:

Senate Resolution No. 707**BY** Senators Hodgson, Sheehan**ENTITLED**, SENATE RESOLUTION DECLARING MARCH 19, 2011, AS "NORTH KINGSTOWN SPIRIT DAY" {LC2233/1}

Senator Hodgson requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Hodgson moves passage, seconded by Senators Sheehan, Algieri, Ruggerio and Lynch.

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

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.

GUESTS

Upon suggestion of Senator Moura and by unanimous consent, the Honorable President, welcomes to the Chamber Mr. Bill Perry and Ms. Sandra Morse from Cumberland.

Upon suggestion of Senator DiPalma and by unanimous consent, the Honorable President, welcomes to the Chamber Patrick Golden from Newport.

ANNOUNCEMENTS

Senator Algieri makes a recommendation that the entire Senate acknowledges the birthday of Senator Shibley.

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

St. Patrick's Day & St. Joseph's Day Heritage Observance***Words of Welcome***

James E. Doyle
Honorary Irish Co-Chair

M. Teresa Paiva Weed
Honorary Italian Co-Chair

Italian Heritage Address

The Honorable Richard C. Sardella
Former Mayor of Newport

Irish Heritage Address

The Honorable James E. Doyle
Former Mayor of Pawtucket

Benediction

Maryellen Goodwin
Majority Whip

ADJOURNMENT AND BENEDICTION

Upon motion of Senator Goodwin, seconded by Senator Algieri the Senate adjourns at 4:54 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR DOMINICK J. RUGGERIO**

Oh St. Joseph, patron Saint of all families, we ask you to watch over our loved ones and keep them safe from all harm. Inspired by love and affection, may they be a source of healing and consolation to each other. Protect them with your care, and give them the spirit of purity, of love, fortitude and unity.

Appendix**BENEDICTION****SENATOR MARYELLEN GOODWIN**

May the love and protection St. Patrick can give, be yours in abundance as long as you live. May the blessings and love of St. Patrick fall on yourself, on your home, on your dear ones and all. May good St. Patrick bless you and keep you in his care, and may Our Lord be near you to answer every prayer.

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MARCH 22, 2011:****1. 2011-S 21 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.

2. 2011-S 63**BY Fogarty P****ENTITLED,** AN ACT RELATING TO THE TOWN OF BURRILLVILLE -
VALIDATING AND RATIFYING AMENDMENTS TO HOME RULE
CHARTER

Committee on Housing & Municipal Government recommends passage.

3. 2011-S 112**BY Walaska****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - WARWICK
SEWER AUTHORITY

Committee on Housing & Municipal Government recommends passage.

4. 2011-S 159**BY Cote****ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO
TAXATION - WOONSOCKET

Committee on Housing & Municipal Government recommends passage.

IN ORDER FOR WEDNESDAY, MARCH 23, 2011:**1. 2011-S 142****BY Sosnowski****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -
SEPARATION OF POWERS - COASTAL RESOURCES
MANAGEMENT COUNCIL

Committee on Environment & Agriculture recommends passage.

Joseph R. Brady
Secretary of the Senate