

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.42

Wednesday, May 11, 2011

Forty-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 4:15 o'clock P.M.

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senator Felag.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journals of the Fortieth and Forty-first Legislative Day of the 2011 proceedings are read in part.

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6058

BY Serpa, Nunes

ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK -- HOME RULE CHARTER (the annual financial town meeting in the town of West Warwick for the year 2011 shall be held on June 14, 2011) {LC2457/1}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Pinga moves passage, seconded by Senators Tassoni, Moura, Kettle and O'Neill.

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 Algiere, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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. 352 SUB A

BY Senators Lanzi, Tassoni, DeVall, Nesselbush, DiPalma

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - DISABILITY BUSINESS ENTERPRISES (authorize the disability business enterprise committee to determine the fair market price of commodities and services contained on the procurement list/offered for sale to the government by any certified rehabilitation facility) {LC1101/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 353 SUB A**BY** Senators Jabour, Metts, McCaffrey**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- LOW PROFIT LIMITED LIABILITY COMPANIES (would authorize the formation of low-profit limited liability companies under the laws of the State of Rhode Island) {LC1279/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 512 SUB A (Business Regulation)**BY** Senators Miller, Picard**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- REAL ESTATE BROKERS AND SALESPERSONS (would allow for the implementation of electronic licensing, recognize reciprocity requirements, require continuing education submissions at time of renewal, increase the time period to qualify as a broker, allow flexibility in office location) {LC1310/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT

Senator Tassoni from the Committee on Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

Senate Bill No. 531**BY** Senators Ciccone, DaPonte**ENTITLED**, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE (would amend the town charter of the town of North Providence. The amendment would direct the town council of the town of North Providence to establish a budget reserve account and would specify a minimum budget reserve balance requirement) {LC1356/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 532**BY** Senators Lynch, Perry, Miller**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE (would provide that the issuance of a physical alteration permit shall be required for the issuance of a building permit, however the lack of a physical alteration permit shall not delay an examination by a building official) {LC1671/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 553**BY** Senator Fogarty P**ENTITLED**, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION {LC1969/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 729 SUB A (Transportation)**BY** Senator Doyle**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS (would restrict single vehicles equipped with more than two (2) axles or any combination vehicle equipped with more than two (2) axles per unit from operating over or upon the Pawtucket River Bridge or the Sakonnet River Bridge) {LC1332/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Resolution No. 775**BY** Senators Ruggerio, O'Neill E, Ciccone**ENTITLED**, SENATE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO CONDUCT A TRAFFIC STUDY OF THE TRAFFIC FLOW AND PEDESTRIAN TRAVEL IN THE TOWN OF NORTH PROVIDENCE {LC2309/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 878**BY** Senators Doyle, Crowley, Nesselbush, O'Neill E**ENTITLED**, AN ACT RELATING TO VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE CITY OF PAWTUCKET (would ratify certain amendments to the home rule charter of the city of Pawtucket) {LC2324/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 922**BY** Senators Felag, DiPalma**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF TIVERTON TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$7,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTING, BUILDING, FURNISHING AND EQUIPPING OF A PUBLIC LIBRARY (authorizes the town of Tiverton to issue not more than \$7,000,000 bonds and notes to finance the acquisition, constructing, building, furnishing and equipping of a public library.) {LC2517/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 879

BY Senators Pinga, Shibley, Kettle, O'Neill E, Maher

ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK -- HOME RULE CHARTER {LC2468/1}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Pinga moves passage, seconded by Senators Tassoni, Shibley, Moura and Kettle.

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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Also:

House Bill No. 5916

BY Petrarca, Menard, O'Grady

ENTITLED, AN ACT RELATING TO VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF LINCOLN {LC2085/1}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senators O'Neill and Moura.

The act is read and passed, 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Fogarty, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Labor to the Committee on Education:

Senate Bill No. 71

BY Senators DiPalma, Picard, Ottiano, Bates, Sosnowski

ENTITLED, AN ACT RELATING TO EDUCATION (would extend the notification requirements regarding the dismissal, suspension or lay-off of teachers from March 1 to June 1)

Read and referred to the Committee on Education.

NEW BUSINESS**Senate Resolution No. 947**

BY Senator Sosnowski

ENTITLED, SENATE RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE PASSING OF JOSEPH W. FRISELLA {LC2585/1}

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by Senators Algieri and Ruggerio.

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

Also:

Senate Resolution No. 948

BY Senators Goodwin, Ruggerio, Pichardo, Perry, Jabour

ENTITLED, SENATE RESOLUTION CELEBRATING "STRONGER PROVIDENCE DAY" ON WEDNESDAY, MAY 11TH, 2011, IN THE STATE OF RHODE ISLAND {LC2625/1}

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Ruggerio, Jabour, Pichardo 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President, welcomes to the Chamber Mayor Angel Taveras, Chief of Staff JR Pagliarini, Council President Michael Solomon, Council President Pro Tempore Terrence Hassett, Majority Leader Seth Yurdin, Deputy Majority Leader Nicholas Narducci, Councilman Luis Aponte, Councilman Michael Correia, Councilman Kevin Jackson, Councilman Wilbur Jennings, Councilman Miguel Luna, Councilwoman Sabina Matos, Councilman Bryan Principe, Councilman David Salvatore, Councilman Davian Sanchez and Councilman Sam Zurier.

Upon suggestion of Senator DiPalma and by unanimous consent, the Honorable President, welcomes to the Chamber Guillame de Ramel of Newport.

Upon suggestion of Senator Moura and by unanimous consent, the Honorable President, welcomes to the Chamber Mark Dosdourean, Debbie Dosdourean and Marion O'Brien.

NEW BUSINESS

Senate Bill No. 949

BY Senators O'Neill E, Moura

ENTITLED, AN ACT RELATING TO VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF LINCOLN {LC2606/1}

Senator O'Neill requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator O'Neill moves passage, seconded by Senators Tassoni and Moura.

The act is read and passed, 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2011-S 945**BY Paiva Weed**

ENTITLED, SENATE RESOLUTION CONGRATULATING MUSICIAN PETTY OFFICER SECOND CLASS MELINDA CHARLENE GAINES ON BEING NAMED THE WAVES' RHODE ISLAND MILITARY WOMAN OF THE YEAR

2. 2011-S 946**BY DiPalma**

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR**IN ORDER FOR WEDNESDAY, MAY 11, 2011:****1. 2011-S 863****BY Bates**

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES

Committee on Finance recommends passage.

Senator Bates moves passage, seconded by Senator DaPonte.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2. 2011-S 152 SUB A**BY Ciccone****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
STATE PURCHASES

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

Senator Ciccone moves passage, seconded by Senators Sheehan, DiPalma 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. 2011-S 153 SUB A**BY DiPalma****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
STATE PURCHASES

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

Senator DiPalma moves passage, seconded by Senators Ciccone, Sheehan, O'Neill, Maher, Fogarty 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 36 Senators voting in the affirmative, 0 Senators voting in the negative and 1 abstaining as follows:

YEAS- 36: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINING: - 1: Senator Lanzi.

4. 2011-S 154 SUB A as amended**BY Sheehan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --

STATE PURCHASES

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

Senator Sheehan moves passage, seconded by Senators DiPalma, Hodgson, Maher and Sosnowski.

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, 0 Senators voting in the negative, and 1 abstaining as follows:

YEAS- 36: The Honorable President Paiva Weed and Senators Algiere, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINING: - 1: Senator Lanzi.

5. 2011-S 60 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WOMEN'S
CARDIOVASCULAR SCREENING AND RISK REDUCTION
PILOT PROGRAM

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

Senator Crowley moves passage, seconded by Senators Metts, Perry, Gallo and Ruggerio.

Senators Moura and Crowley 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 34 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators Moura, Shibley.

6. 2011-S 105

BY Ciccone

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --

OPTOMETRISTS

Committee on Health & Human Services recommends passage.

Senator Ciccone moves passage, seconded by Senators Lanzi and Moura.

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, Ciccone, Cote, Crowley, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7. 2011-S 203

BY Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -
DETERMINATION OF NEED FOR NEW HEALTH CARE
EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES

Committee on Health & Human Services recommends passage.

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

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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8. 2011-S 268

BY Cote

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
STATE COORDINATING COMMITTEE ON DISABILITY RIGHTS

Committee on Health & Human Services recommends passage.

Senator Cote moves passage, seconded by Senators Moura, Maher and Lombardo.

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 Algiere, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9. 2011-S 301 SUB A

BY Felag

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES

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

Upon suggestion of Senator Perry and without objection, ordered to be placed on the Calendar for Tuesday, May 17, 2011.

10. 2011-S 303 SUB A

BY Ottiano

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHYSICIAN ASSISTANTS

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

Senator Ottiano moves passage, seconded by Senators Perry, Doyle, Ruggerio, Nesselbush, Sosnowski, Algiere, Walaska and Lynch.

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 Algiere, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2011-S 325

BY Perry

ENTITLED, AN ACT RELATING TO TAXATION -- IMAGING SERVICES SURCHARGE

Committee on Health & Human Services recommends passage.

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

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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12. 2011-S 461 SUB A

BY Picard

ENTITLED, AN ACT RELATING TO INSURANCE - SMALL EMPLOYER
HEALTH INSURANCE AND EARLY RETIREES

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

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

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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13. 2011-S 467

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

14. 2011-S 468

BY Gallo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PSYCHOLOGISTS

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

15. 2011-S 480 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PHARMACIES

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, May 12, 2011.

16. 2011-S 482**BY DiPalma****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
OPTICIANS

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

17. 2011-S 483**BY Gallo****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH

Committee on Health & Human Services recommends passage.

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

18. 2011-S 772 SUB A as amended**BY Perry****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

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

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

19. 2011-S 874 SUB A as amended**BY Nesselbush****ENTITLED,** AN ACT RELATING TO INSURANCE

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

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

20. 2011-S 120 SUB A

BY Bates

**ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA
DETECTION OF SEXUAL AND VIOLENT OFFENDERS**

Committee on Judiciary 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, May 12, 2011.

21. 2011-S 400 SUB A

BY Metts

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION

Committee on Judiciary 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, May 12, 2011.

22. 2011-S 834

BY Sosnowski

**ENTITLED, AN ACT RELATING TO PROPERTY -- CONSERVATION AND
PRESERVATION RESTRICTIONS ON REAL PROPERTY**

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio and without objection, ordered to be placed on the Calendar for Thursday, May 12, 2011.

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 Metts announces that the Committee on Education will meet today, at the rise of the Senate, in Room 310 of the State House.

Senator Walaska announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Miller announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in Room 212 of the State House.

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

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

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri, and upon suggestion of Senator Sosnowski the Senate adjourns at 4:48 o'clock P.M. in memory of Joseph W. Frisella.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR ELIZABETH A. CROWLEY**

Gracious God, We pray for our students and our educators. May neither be lost in a system which is in dire need of reform, allowing each to flourish to their potential. We ask that students receive the education they need and teachers the support they need. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR THURSDAY, MAY 12, 2011:

1. 2011-S 950

BY Sosnowski

**ENTITLED, SENATE RESOLUTION HONORING ANDREA M. HOPKINS ON
THE OCCASION OF HER RETIREMENT FROM THE UNIVERSITY
OF RHODE ISLAND**

Ordered to be placed on the Consent Calendar

JOSEPH R. BRADY
Secretary of the Senate

Appendix**CALENDAR****IN ORDER FOR THURSDAY, MAY 12, 2011:****1. 2011-S 467****BY Walaska****ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS**

Committee on Health & Human Services recommends passage.

2. 2011-S 468**BY Gallo****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PSYCHOLOGISTS**

Committee on Health & Human Services recommends passage.

3. 2011-S 480 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PHARMACIES**

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

4. 2011-S 482**BY DiPalma****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
OPTICIANS**

Committee on Health & Human Services recommends passage.

5. 2011-S 483**BY Gallo****ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH**

Committee on Health & Human Services recommends passage.

6. 2011-S 772 SUB A as amended**BY Perry****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS**

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

7. 2011-S 874 SUB A as amended**BY Nesselbush****ENTITLED, AN ACT RELATING TO INSURANCE**

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

8. 2011-S 120 SUB A**BY Bates****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA
DETECTION OF SEXUAL AND VIOLENT OFFENDERS**

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

9. 2011-S 341 SUB A**BY Bates****ENTITLED, AN ACT RELATING TO ELECTIONS**

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

10. 2011-S 400 SUB A**BY Metts****ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION**

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

11. 2011-S 834**BY Sosnowski****ENTITLED, AN ACT RELATING TO PROPERTY -- CONSERVATION AND
PRESERVATION RESTRICTIONS ON REAL PROPERTY**

Committee on Judiciary recommends passage.

IN ORDER FOR TUESDAY, MAY 17, 2011:**1. 2011-S 352 SUB A****BY Lanzi****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
DISABILITY BUSINESS ENTERPRISES**

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

2. 2011-S 353 SUB A**BY Jabour**

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- LOW PROFIT LIMITED LIABILITY COMPANIES

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

3. 2011-S 512 SUB A**BY Miller**

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- REAL ESTATE BROKERS AND SALESPERSONS

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

4. 2011-S 301 SUB A**BY Felag**

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES

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

5. 2011-S 531**BY Ciccone**

ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE

Committee on Housing & Municipal Government recommends passage.

6. 2011-S 532**BY Lynch**

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE

Committee on Housing & Municipal Government recommends passage.

7. 2011-S 553**BY Fogarty P**

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION

Committee on Housing & Municipal Government recommends passage.

8. 2011-S 729 SUB A**BY Doyle****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS

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

9. 2011-S 775**BY Ruggerio****ENTITLED,** SENATE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO CONDUCT A TRAFFIC STUDY OF THE TRAFFIC FLOW AND PEDESTRIAN TRAVEL IN THE TOWN OF NORTH PROVIDENCE

Committee on Housing & Municipal Government recommends passage.

10. 2011-S 878**BY Doyle****ENTITLED,** AN ACT RELATING TO VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE CITY OF PAWTUCKET

Committee on Housing & Municipal Government recommends passage.

11. 2011-S 922**BY Felag****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF TIVERTON TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$7,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTING, BUILDING, FURNISHING AND EQUIPPING OF A PUBLIC LIBRARY

Committee on Housing & Municipal Government recommends passage.

IN ORDER FOR WEDNESDAY, MAY 18, 2011:**1. 2011-S 488****BY Metts****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES GENERALLY

Committee on Special Legislation and Veterans Affairs recommends passage.

JOSEPH R. BRADY
Secretary of the Senate