

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.51

Wednesday, June 1, 2011

Fifty-first 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 4:51 o'clock P.M.

The roll is called and a quorum is declared present with 38 Senators present and 0 Senators absent as follows:

PRESENT – 38: 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, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

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.

APPROVAL OF RECORD

The Senate Journal of the Fiftieth Legislative Day of the 2011 proceedings is read in part.

Upon suggestion of Senator Fogarty 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**

June 1, 2011

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

Dear Madam President:

I am writing to inform you that I will be absent from Legislative Session today, Wednesday, June 1, 2011.

Thank you.

Sincerely yours,

James C. Sheehan
Senator – District 36

Read and ordered to be placed on file.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5465 SUB A as amended

BY Kennedy, San Bento

ENTITLED, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES (would change the notice requirements for reduction in coverage and premium increases for commercial property and casualty insurance policies. also provide an insured with a right to request loss information.) {LC1620/1/A}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 5573 SUB A

BY Kennedy, Corvese

ENTITLED, AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS (would update Article 9 (Secured Transactions) of the RI Uniform Commercial

Code in accordance with suggestions of the National Conference of Commissioners on Uniform State Laws.) {LC1576/2/A}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 5334

BY McNamara, Naughton

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- NUTRITIONAL LABELING IN PUBLIC SCHOOLS (would require all public school food service establishments to provide nutritional/calorie labeling information for all standard menu items)

Read and ordered to the Committee on Education.

Also:

House Bill No. 5387

BY Naughton, Cimini, Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT -- DIVISIONS (would authorize the DEM, agriculture division, to work in conjunction with the department of health and other state or governmental agencies pursuant to a memorandum of agreement on farm and farm facility issues.)

Read and ordered to the Committee on Environment and Agriculture.

Also:

House Bill No. 5390 as amended

BY Naughton, Walsh

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CLEAN ENERGY BIOFUELS (would establish a study commission to investigate the use and promotion of such fuels within the state.)

Read and ordered to the Committee on Environment and Agriculture.

Also:

House Bill No. 5557 SUB A (OHIC)

BY Serpa, Ruggiero, Walsh

ENTITLED, AN ACT RELATING TO INSURANCE - SMALL EMPLOYER HEALTH INSURANCE AND EARLY RETIREES {LC1321/1/A}

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

Also:

House Bill No. 5251 SUB A**BY** Naughton, Coderre E**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- LICENSING OF GENETIC COUNSELORS (would provide a statutory framework for the licensing and regulations of genetic counselors) {LC1010/2/A}

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

Also:

Senate Bill No. 480 SUB A as amended**BY** Senator Walaska**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHARMACIES (would allow the administration of immunizations by a pharmacy to adults and children nine (9) years of age and older) {LC1856/1/A}

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

Also:

House Bill No. 6032 SUB A**BY** Petrarca**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- ORTHOTICS AND PROSTHETICS (would create a licensing board within the health department to determine that the applicants for orthotic and prosthetic licensing meet the statutory requirements) {LC2373/1/A}

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

Also:

House Bill No. 5284 as amended**BY** McCauley**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE (would authorize and direct the state building code standards committee to update the state building code so as to be consistent with the revisions to the Americans with Disabilities Act)

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

Also:

House Bill No. 6076**BY** Williams, Edwards, Guthrie, Hearn, Fellela**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICESHIP PROGRAMS IN TRADE AND INDUSTRY (would make various amendments to the state's apprenticeship programs in trade and industry laws in order to bring Rhode Island law into conformity with the federal apprenticeship regulations.) {LC2451/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 5944

BY Edwards, Guthrie, Gallison, DaSilva, Azzinaro

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - URINE AND BLOOD TESTS (would exempt members of the IABSO&RIW and its signatory contractors jointly participating in the IMPACT NSAP from drug and urine testing.) {LC2214/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 5378 SUB A

BY Gallison, Morrison

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would create a special motor vehicle plate for the Bristol Fourth of July Committee) {LC1066/1/A}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 5448 SUB A

BY Mattiello, Watson

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION (the annual statutory construction bill, prepared based upon recommendations of the Law Revision Office. The act would make technical changes and revisions to various general laws) {LC1148/1/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5258

BY Newberry, Phillips, Ajello, Marcello, Brien

ENTITLED, AN ACT RELATING TO PROPERTY (would exempt land held by nonprofit corporations for cemetery purposes from adverse possession or prescription)

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5089 SUB A**BY** Ajello, O'Neill JP, Walsh, Coderre E, Handy**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE POLICE (would make the definitions of disability, sexual orientation, gender identity and expression the same as set forth in Rhode Island general laws section 11-24-2.1.) {LC289/1/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5957**BY** Kennedy**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- UNIFORM INTERSTATE FAMILY SUPPORT ACT -- GENERAL PROVISIONS {LC1577/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5441 SUB A**BY** Bennett, Costa, Blazejewski, Tanzi, McNamara**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES {LC1159/2/A}

Read and ordered to the Committee on Judiciary.

Also:

House Resolution No. 5646 SUB A**BY** Ajello, Edwards, Blazejewski, Marcello, Tanzi**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION SYSTEM IN THE STATE OF RHODE ISLAND {LC1568/1/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5309**BY** Walsh, Naughton, Handy, Ruggiero, Ferri**ENTITLED**, AN ACT RELATING TO PROPERTY -- CONSERVATION AND PRESERVATION RESTRICTIONS ON REAL PROPERTY (would clarify that conservation easements are not terminated if a property is merged or sold at a tax sale)

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5692 SUB A**BY** Gallison, Edwards, Blazejewski, Carnevale, Ruggiero**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE {LC1882/1/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5087 SUB A**BY** DaSilva, Johnston, Gallison, Edwards, Azzinaro**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - ASSAULTS (would provide that choking or strangling another person would be a felony assault, whether or not the choking or strangling results in serious bodily injury) {LC285/1/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5215**BY** Carnevale, Williams, DeSimone, Ucci, Hull**ENTITLED**, AN ACT RELATING TO PUBLIC RECORDS - SPECIAL POLICE FOR PRIVATE INSTITUTIONS (would subject the records kept and maintained by special collegiate police officers to release under certain specified conditions required by the access to public records law)

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5408**BY** O'Neill JP, Petrarca, Blazejewski, Lally, O'Grady**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCE ACT (would change the minimum amount of hours of community services from not less than one hundred hours to up to one hundred hours for persons convicted of certain drug offenses)

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 5941 SUB A as amended**BY** Ruggiero, Savage, McNamara, Lima, Tomasso**ENTITLED**, AN ACT RELATING TO EDUCATION -- SAFE SCHOOLS (would create the "safe school act" which would address the problem of school "bullying" and "cyber-bullying".) {LC2201/3/A}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 6089

BY Edwards

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.) {LC2516/1}

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

Also:

House Bill No. 5713

BY MacBeth, McLaughlin, Menard

ENTITLED, AN ACT RELATING TO NORTH CUMBERLAND FIRE DISTRICT {LC1604/1}

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

**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. 5202

BY Kennedy, Walsh, Azzinaro, Lally, Marcello

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - UNFAIR SALES PRACTICES - CONSUMER EMPOWERMENT AND IDENTITY THEFT PREVENTION ACT (would expand the social security privacy laws by prohibiting the use of any part of an individual's social security number)

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5279 SUB A

BY Blazejewski, Keable, Newberry, Marcello, Petrarca

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- LOW PROFIT LIMITED LIABILITY COMPANIES {LC927/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5777 SUB A (Secretary of State)

BY Marcello, Carnevale

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- RHODE ISLAND BUSINESS CORPORATION ACT {LC1490/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5778 SUB A (Secretary of State)

BY Marcello, Carnevale

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - FEES (would amend the schedule of filing fees payable to the secretary of state with respect to limited liability companies.) {LC1502/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5781 SUB A (Secretary of State)

BY Marcello, Carnevale

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - LIMITED LIABILITY COMPANIES - FILING (would prohibit the secretary of state from accepting Limited Liability Company Act (LLC) conversion applications until the entity being converted to an LLC pays all outstanding franchise taxes and fees.) {LC1549/1/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:

House Bill No. 5389

BY San Bento, Brien, Gallison

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (would address expiration periods pertaining to any approval or permit issued pursuant to any state law.) {LC1056/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 968**BY** Senators Ruggerio, O'Neill E, Ciccone**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TITLE {LC2645/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON JUDICIARY

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

Senate Bill No. 228**BY** Senators Sheehan, Sosnowski**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - CEMETERIES (would make sweeping changes to the laws on historical cemeteries including establishing a register of historical cemeteries)

Read and ordered to be placed on the Calendar.

COMMITTEE ON SPECIAL LEGISLATION AND VETERANS' AFFAIRS

Senator Felag from the Committee on Special Legislation and Veterans' Affairs, reports back, with recommendation of passage of the following measure:

House Bill No. 5729 (Revenue)**BY** Slater**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CREDIT UNIONS {LC1783/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Bill No. 996****BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS {LC2722/1}

Read and referred to the Senate Committee on Corporations.

Also:

Senate Bill No. 997**BY** Senators Sosnowski, Sheehan, McCaffrey, Walaska, Felag**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- THE RHODE ISLAND SEAFOOD MARKETING COLLABORATIVE OF 2011 {LC2719/1}

Read and referred to the Senate Committee on Environment and Agriculture.

Also:

Senate Resolution No. 998**BY** Senators Sosnowski, Walaska, Kettle, Hodgson, Bates**ENTITLED**, SENATE RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ADMINISTRATION TO EXPAND THE AVAILABILITY OF RHODE ISLAND BASED DAIRY PRODUCTS IN STATE AGENCIES {LC2741/1}

Read and referred to the Senate Committee on Environment and Agriculture.

Also:

Senate Bill No. 999 (Department of Environmental Mangagement)**BY** Senators Sheehan, Sosnowski, Felag, Cote, O'Neill E**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- COMMERCIAL FISHERIES {LC2748/1}

Read and referred to the Senate Committee on Environment and Agriculture.

Also:

Senate Bill No. 1000**BY** Senator Lombardo**ENTITLED**, AN ACT RELATING TO PARKS AND RECREATIONAL AREAS - GENERAL PROVISIONS {LC2774/1}

Read and referred to the Senate Committee on Environment and Agriculture.

Also:

Senate Bill No. 1001 (Secretary of State)**BY** Senators Ciccone, Ruggerio, Bates**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS {LC2709/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 1002 (by request)**BY** Senators Picard, Crowley, Moura**ENTITLED**, AN ACT RELATING TO TAXATION-MOTOR VEHICLE TAX REIMBURSEMENT {LC2637/1}

Read and referred to the Senate Committee on Finance.

Also:

Senate Bill No. 1003**BY** Senators Sheehan, Hodgson**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE RENOVATIONS, ALTERATIONS, ADDITIONS AND OTHER IMPROVEMENTS AND/OR RELATED EQUIPMENT FOR THE WICKFORD ELEMENTARY SCHOOL REUSE FOR A COMBINED TOWN HALL AND SCHOOL DEPARTMENT ADMINISTRATION FACILITY AND TO ISSUE NOT MORE THAN \$3,850,000 BONDS AND NOTES THEREFOR {LC2704/1}

Read and referred to the Senate Committee on Municipal Government.

Also:

Senate Bill No. 1004**BY** Senators Hodgson, Sheehan**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE ARTIFICIAL TURF AND RELATED RENOVATIONS AND IMPROVEMENTS AT MCGINN PARK FIELD AND TO ISSUE NOT MORE THAN \$850,000 BONDS AND NOTES THEREFOR {LC2703/1}

Read and referred to the Senate Committee on Municipal Government.

Also:

Senate Bill No. 1005**BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- BAIL AND RECOGNIZANCE {LC2649/1}

Read and referred to the Senate Committee on Judiciary.

Also:

Senate Bill No. 1006**BY** Senators Fogarty P, Ruggerio, Ciccone, McCaffrey, Goodwin**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION BENEFITS {LC2605/1}

Read and referred to the Senate Committee on Labor.

Also:

Senate Bill No. 1007

BY Senators Jabour, Pichardo, Ruggerio, Goodwin

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES IN THE CITY OF PROVIDENCE {LC2777/1}

Read and referred to the Senate Committee on Special Legislation and Veterans Affairs.

Also:

Senate Resolution No. 1008

BY Senator Perry

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION KNOWN AS "THE TASK FORCE ON THE EDUCATION OF CHILDREN AND YOUTH IN CARE OF THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES" {LC2697/1}

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

Also:

Senate Bill No. 1009

BY Senator Lombardo

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLUE KNIGHTS OF RHODE ISLAND, CHAPTER 1, INC. {LC2721/1}

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

Also:

Senate Resolution No. 1010

BY Senator Kettle

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF WILLIAM E. "BILLY" CHAPMAN {LC2781/1}

Senator Kettle requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Kettle moves passage, seconded by Senators O'Neill, Hodgson, Bates, Maher, Fogarty, Ottiano and Maher.

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

Also:

Senate Resolution No. 1011**BY** Senator Paiva Weed**ENTITLED**, SENATE RESOLUTION HONORING THE IBM CORPORATION ON ITS 100TH ANNIVERSARY {LC2780/1}

Read and ordered to be placed on the Consent Calendar.

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.

(See Appendix for List of Bills)

RECESS

Upon motion of Senator Goodwin, seconded by Senator Lynch, and upon suggestion of Senator Kettle, the Senate stands at recess at 5:00 o'clock P.M. in memory of William E. "Billy" Chapman.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 2, 2011, at 4:19 o'clock P.M.

ADJOURNMENT

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the Senate adjourns at 4:21 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR PAUL W. FOGARTY

We ask, you, Lord, to show us in this chamber our place, define our duties, direct our energies, and guide us as we work. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR THURSDAY, JUNE 2, 2011:****1. 2011-S 1008****BY Perry**

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION KNOWN AS "THE TASK FORCE ON THE EDUCATION OF CHILDREN AND YOUTH IN CARE OF THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES"

Ordered to be placed on the Consent Calendar.

2. 2011-S 1009**BY Lombardo**

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLUE KNIGHTS OF RHODE ISLAND, CHAPTER 1, INC.

Ordered to be placed on the Consent Calendar.

3. 2011-S 1011**BY Paiva Weed**

ENTITLED, SENATE RESOLUTION HONORING THE IBM CORPORATION ON ITS 100TH ANNIVERSARY

Ordered to be placed on the Consent Calendar.

4. 2011-H 5202**BY Kennedy**

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - UNFAIR SALES PRACTICES - CONSUMER EMPOWERMENT AND IDENTITY THEFT PREVENTION ACT

Committee on Corporations recommends passage in concurrence.

5. 2011-H 5279 SUB A**BY Blazejewski**

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.

6. 2011-H 5781 SUB A

BY Marcello

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

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

7. 2011-H 5777 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- RHODE ISLAND BUSINESS CORPORATION ACT

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

8. 2011-H 5778 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - FEES

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

9. 2011-H 5389

BY San Bento

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Committee on Housing & Municipal Government recommends passage in concurrence.

10. 2011-H 6154

BY Petrarca

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER ITALICI, L.L.C.

Ordered to be placed on the Consent Calendar.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**CALENDAR****IN ORDER FOR THURSDAY, JUNE 2, 2011:****1. 2011-S 188 SUB A****BY Ruggerio****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --
RECHARGEABLE BATTERY COLLECTION AND RECYCLING**

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

2. 2011-S 454 SUB A**BY Lombardo****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE
ISLAND RESOURCE RECOVERY CORPORATION**

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

3. 2011-S 458 SUB A**BY Ruggerio****ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY**

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

4. 2011-S 525 SUB A**BY Pichardo****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -
ENVIRONMENTAL CLEAN UP OBJECTIVES FOR SCHOOLS**

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

5. 2011-S 471 SUB A**BY Miller****ENTITLED, AN ACT RELATING TO BEHAVIORAL HEALTHCARE,
DEVELOPMENTAL DISABILITIES AND HOSPITALS -
LICENSING OF FACILITIES AND PROGRAMS FOR PEOPLE
WHO ARE MENTALLY ILL AND/OR DEVELOPMENTALLY
DISABLED**

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

6. 2011-S 841 SUB A as amended**BY Algieri****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- ADVISORY COUNCIL ON ORGAN AND TISSUE DONATIONS AND TRANSPLANTS

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

7. 2011-S 867 SUB A**BY Picard****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- HOSPITAL DISCHARGE PLANNING REQUIREMENTS

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

8. 2011-S 899 SUB A**BY Perry****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT

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

9. 2011-S 703 SUB A**BY Felag****ENTITLED,** AN ACT RELATING TO PROPERTY - FORM AND EFFECT OF CONVEYANCES

Committee on Special Legislation and Veterans Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

10. 2011-S 909 SUB A**BY Gallo****ENTITLED,** SENATE RESOLUTION ENACTING THE INSTITUTION OF THE RHODE ISLAND HUMANITIES CAUCUS

Committee on Special Legislation and Veterans Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

11 2011-S 284 SUB A**BY Fogarty P****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PROPANE GAS SALES

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

12. 2011-S 498 SUB A**BY Picard****ENTITLED,** AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION
AND PRACTICES

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

13. 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.

14. 2011-S 961**BY DaPonte****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY - ACTUARIAL
COST

Committee on Finance recommends passage.

15. 2011-S 969**BY Kettle****ENTITLED,** AN ACT RELATING TO THE TOWN OF COVENTRY

Committee on Housing & Municipal Government recommends passage.

16. 2011-S 647 SUB A**BY Perry****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES - ABUSED AND
NEGLECTED CHILDREN

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

17. 2011-S 544 as amended**BY Crowley****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
RHODE ISLAND PUBLIC RAIL CORPORATION ACT

Ordered on the Calendar.

18. 2011-S 719 as amended**BY Picard****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND
PARTNERSHIPS -- RHODE ISLAND BUSINESS CORPORATION

ACT

Ordered on the Calendar.

19. 2011-S 759 as amended

BY Walaska

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT

Ordered on the Calendar.

20. 2011-S 761 as amended

BY Walaska

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - RHODE ISLAND BUSINESS CORPORATION ACT

Ordered on the Calendar.

21. 2011-H 5131 as amended

BY O'Neill JP

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - DISTRICT COURT

Committee on Judiciary recommends passage as amended in concurrence.

IN ORDER FOR TUESDAY, JUNE 7, 2011:

1. 2011-S 968

BY Ruggerio

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TITLE

Committee on Housing & Municipal Government recommends passage.

.2 2011-S 228

BY Sheehan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - CEMETERIES

Committee on Judiciary recommends passage.

3. **2011-H 5729**

BY Slater

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

Committee on Special Legislation and Veterans Affairs recommends passage in
concurrence.

JOSEPH R. BRADY
Secretary of the Senate

APPENDIX

TRANSMITTED TO THE GOVERNOR

House Bill No. 5466**BY** Kennedy, Coderre E, McNamara, Naughton, Diaz**ENTITLED**, AN ACT RELATING TO INSURANCE -- MANDATED BENEFITS (would repeal the sunset provision on high deductible health plans) {LC1539/1}

Also:

House Bill No. 5515 (Transportation)**BY** Silva**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (would allow the governor's representative to the national highway traffic safety administration to appoint a designee to the state traffic commission.) {LC1225/1}

Also:

House Bill No. 5516**BY** Lally, Petrarca, Brien, DeSimone**ENTITLED**, AN ACT RELATING TO PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS (would change the building number of the Gloria DiSandro McDonald building.) {LC1763/1}

Also:

House Bill No. 5728**BY** Brien, Baldelli-Hunt, Phillips**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - OPTICIANS (would eliminate the need for an opticianry applicant to complete one year of postgraduate internship with a licensed optometrist or optician.) {LC2006/1}

Also:

House Bill No. 5767**BY** Dickinson**ENTITLED**, AN ACT RELATING TO THE KINGSTON WATER DISTRICT -- BONDS (would amend the provisions of the public laws creating the Kingston Water District to authorize the district to pay interest, principal or sinking fund installments out of district revenue.) {LC1658/1}

PROCEEDINGS IN JOINT SESSION

Wednesday, June 1, 2011

The Honorable President of the Senate, M. Teresa Paiva Weed, in the Chair.

CALLED TO ORDER

The Joint Session is called to order at 5:14 o'clock P.M.

Upon suggestion of the Honorable President, and by unanimous consent, the reading of the roll of the Senate and the roll of the House of Representatives is dispensed with, there being a quorum of the Senate and a quorum of the House of Representatives present, therefore a quorum of the Joint Session.

Upon suggestion of the Honorable President, and by unanimous consent, the reading of the Resolution of invitation is dispensed with.

The Honorable President presents, the Commissioner of Education, Deborah A. Gist, to the Joint Session. The Commissioner delivers her State of Education Address.

ADJOURNMENT

Upon motion of Speaker Fox, seconded by Senate Majority Leader Ruggerio, and by unanimous consent, Joint Session adjourns and the two Houses separate at 5:38 o'clock P.M.

Joseph R. Brady
Secretary of the Senate