

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 first day of January in the year of Our Lord two thousand and thirteen.

Volume 140, No.24

Tuesday, March 5, 2013

Twenty-fourth 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 4:24 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 1: Senator Lombardo.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Twenty-third Legislative Day of the 2013 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Satchell and by unanimous consent, the Honorable President, welcomes to the Chamber Marie Caswell, Susan Lancellotta and Adeline Lancellotta. Adeline is an honor student at the Winman Middle School in Warwick. She is very interested in politics and is visiting the state house on her 14th birthday.

COMMUNICATIONS

The Honorable President presents the following communications:

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

March 5, 2013

Mr. Joseph Brady
Secretary of the Senate
State House, Room 145
Providence, RI 02903

Dear Mr. Secretary:

I would like to take this opportunity to respectfully request the following bill be withdrawn at the sponsor's request.

The Legislation I would like to have withdrawn is 2013 Senate Bill 0259 which has been assigned to the Corporations Committee. I appreciate your assistance in this matter. If you have any questions. Please feel free to contact me.

Sincerely

Senator Roger A. Picard
Senate District 20

Read and ordered to be placed on file.

Also:

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

March 1, 2013

Mr. Joseph Brady
Secretary of the Senate
State House, Room 145
Providence, RI 02903

Dear Mr. Brady:

At my request, I would like to withdraw 2013-S-0475, entitled "An Act Relating to Labor and Labor Relations- Hoisting Engineers" and 2013-S-0366, entitled "An Act Relating to Labor and Labor Relations- Hoisting Engineers" at this time.

Thank you for your consideration of this important matter.

Sincerely,

Catherine Cool Rumsey
Senator—District 34

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**

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Steven R. DeToy
(Representing Rhode Island Medical Society)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Jane A. Hayward
(Representing Rhode Island Health Center Association)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Linda A. Gillette
(Representing Brown University Medical School)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Mary Sullivan, Ph.D.
(Representing College of Nursing at the University of Rhode Island)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Donna Policastro, APRN-BC
(Representing Rhode Island State Nurses' Association)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Ruth E. Ricciarelli
(Representing Hospital Association of Rhode Island)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Linda K. Makhlof
(Representing Rhode Island Higher Education Assistance Authority)

for a term expiring March 31, 2016

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.

Also:

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

March 4, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of 23-14.1-4 of the Rhode Island General Laws, I have made the following appointment to the Health Professional Loan Repayment Program:

Steven A. Brown, DMD
(Representing Rhode Island Dental Association)

for a term expiring March 31, 2016

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.

Also:

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

February 27, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-28-5 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Rivers Council:

Dr. Robert D. Billington
(Chamber of Commerce Member)

for a term to expire January 1, 2016.

To this appointment, I request your advice and consent.

Sincerely,

Lincoln D. Chafee
Governor

Read and referred to the Committee on Environment and Agriculture.

NEW BUSINESS

Senate Resolution No. 591

BY Hodgson

ENTITLED, SENATE RESOLUTION HONORING WILLIAM SEQUINO, JR., FOR 25
YEARS OF DEDICATED SERVICE AS TOWN MANAGER OF EAST GREENWICH
{LC1945/1}

Senator Hodgson requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Hodgson moves passage, seconded by Senator Bates.

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

Also:

Senate Resolution No. 590**BY** McCaffrey, Lynch**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JOHN J. JOYCE, III, A TIRELESS ADVOCATE FOR THE HOMELESS
{LC1803/1}

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

Also:

Senate Bill No. 592**BY** Goodwin**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES
{LC1718/1}

Read and ordered to the Committee on Judiciary.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **2013-S 482**
BY Sosnowski
ENTITLED, SENATE RESOLUTION RECOGNIZING AND COMMENDING CHRISTOPHER W. BURKE ON ATTAINING THE RANK OF EAGLE SCOUT
2. **2013-S 483**
BY Sosnowski
ENTITLED, SENATE RESOLUTION EXPRESSING DEEPEST CONDOLENCES ON THE PASSING OF WILLIAM DEWITT METZ
3. **2013-S 502**
BY Sosnowski
ENTITLED, SENATE RESOLUTION RECOGNIZING AND COMMENDING SEAN FAY-WOLFE ON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT

4. **2013-S 503**
BY Sosnowski
ENTITLED, SENATE RESOLUTION RECOGNIZING AND COMMENDING JONATHAN F. MASSE ON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT
5. **2013-S 504**
BY Sosnowski
ENTITLED, SENATE RESOLUTION RECOGNIZING AND COMMENDING NICHOLAS A. GIVEN ON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT
6. **2013-S 505**
BY Sosnowski
ENTITLED, SENATE RESOLUTION CONGRATULATING OMAR ZAKI ON BEING SELECTED AS ONE OF RHODE ISLAND'S DISTINGUISHED FINALISTS IN THE 18TH ANNUAL PRUDENTIAL SPIRIT OF COMMUNITY AWARDS PROGRAM
7. **2013-S 534**
BY Lombardi
ENTITLED, SENATE RESOLUTION RECOGNIZING AND THANKING DANIEL WILCOX FOR HIS OUTSTANDING EFFORTS DURING THE BLIZZARD OF 2013
8. **2013-S 586**
BY Sosnowski
ENTITLED, SENATE RESOLUTION CONGRATULATING KENNETH AYARS ON RECEIVING THE AWARD OF MERIT FROM THE RHODE ISLAND NURSERY AND LANDSCAPE ASSOCIATION
9. **2013-S 587**
BY Lombardi
ENTITLED, SENATE RESOLUTION RECOGNIZING AND THANKING CHRISTOPHER VAIORA FOR HIS OUTSTANDING EFFORTS DURING THE BLIZZARD OF 2013
10. **2013-S 588**
BY Lombardi
ENTITLED, SENATE RESOLUTION RECOGNIZING AND THANKING MATEO MANCIO FOR HIS OUTSTANDING EFFORTS DURING THE BLIZZARD OF 2013

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 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, MARCH 05, 2013:

1. Appointment of Eva-Marie Mancuso of Saunderstown to the Rhode Island Board of Education for a term expiring January 31, 2016.

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

Senator Gallo seconded by Senators Lynch Goodwin, Ruggerio, McCaffrey, Felag, Picard, Miller, Lombardi, Raptakis, Archambault, Ciccone and Satchell 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 26 Senators voting in the affirmative and 10 Senators voting in the negative as follows:

YEAS - 26: The Honorable President Paiva Weed and Senators Archambault, Ciccone, Conley, Cool Rumsey, Crowley, DaPonte, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Pearson, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan.

NAYS - 10: Senators Algieri, Bates, Cote, DiPalma, Hodgson, Kettle, O'Neill, Ottiano, Picard, Walaska.

2. Appointment of Antonio Barajas, M.D. of Central Falls to the Rhode Island Board of Education for a term expiring January 31, 2015.

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

Senator Gallo seconded by Senators Pichardo, Metts, Lombardi and Satchell 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 3 Senators voting in the negative as follows:

YEAS - 32: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin,

Goodwin, Jabour, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Walaska.

NAYS - 3: Senators Hodgson, Kettle, O'Neill.

3. Appointment of Michael Bernstein of Rumford to the Rhode Island Board of Education for a term expiring January 31, 2016.

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

Senator Gallo seconded by Senators Ruggerio, Miller, Goodwin, Lombardi, Conley, Archambault, Cool Rumsey and Felag 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 35 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 35: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Walaska.

NAYS - 1: Senator Hodgson.

4. Appointment of William Maaia of Rumford to the Rhode Island Board of Education for a term expiring January 31, 2016.

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

Senator Gallo seconded by Senators Lynch, Felag, Jabour, Archambault, Satchell, Lombardi and Conley 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 35 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 35: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Walaska.

NAYS - 1: Senator Hodgson.

5. Appointment of Patrick Guida, Esq. of Barrington to the Rhode Island Board of Education for a term expiring January 31, 2015.

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

Senator Gallo seconded by Senators Felag, Bates, Satchell and Archambault 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 36 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 36: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggiero, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 1: Senator Hodgson.

6. Appointment of Jo Eva Gaines of Newport to the Rhode Island Board of Education for a term expiring January 31, 2014.

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

Senator Gallo seconded by Senators Pichardo, Felag, Satchell, Miller, Lombardi and DaPonte 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 36 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 36: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggiero, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 1: Senator Hodgson.

8. Appointment of Karin Forbes of North Kingstown to the Rhode Island Board of Education for a term expiring January 31, 2016.

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

Senator Gallo seconded by Senators Goodwin, Ruggiero, O'Neill, Kettle, Sheehan and Lynch 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 36 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS - 36: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 1: Senator Hodgson.

GUESTS

Upon suggestion of Senator Nesselbush and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, Antonio Barajas.

Upon suggestion of Senators Hodgson and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, Eva-Marie Mancuso.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President welcomes to the Chamber the family of Eva-Marie Mancuso, husband Sean Feeney and daughters Emily and Cassandra Feeney.

Upon suggestion of Senator DiPalma and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, Jo Eva Gaines along with her husband Paul Gaines, daughter Gina Gaines and grandson Nicholas Gaines.

Upon suggestion of Senator DaPonte and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, William Maaia along with his wife Linda Maaia, his cousin, Bary Couto and Sharon Couto.

Upon suggestion of Senator Conley and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, Michael Bernstein along with his wife Mary Bernstein, daughters Susan and Lauren Bernstein and Bob O'Neil.

Upon suggestion of Senator Bates and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Board of Education, Patrick Guida.

Upon suggestion of Senator Sheehan and by unanimous consent, the Honorable President, welcomes to the Chamber newly appointed member of the Board of Education, Karin Forbes along with Ervin Forbes and Peter Clays.

CALENDAR

7. Appointment of Marion S. Gold as Commissioner of Energy Resources

Committee on Environment & Agriculture recommends that the Senate give its Advice and Consent to this nomination.

Senator Sosnowski seconded by Senators Miller, Nesselbush, Picard, Walaska, Felag, Conley, Archambault and Goldin 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 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

GUESTS

Upon suggestion of Senator Sosnowski and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed Commissioner of Energy Resources Marion Gold along with her husband Arthur Gold, son, David Gold, niece Maryli Secrest, grand nephew Jasper Rodgerson, and cousin Nancy Smith Greer.

CALENDAR

- 9. 2013-S 30**
BY DiPalma
ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF MIDDLETOWN

Committee on Housing & Municipal Government recommends passage.

Senator DiPalma moves passage, seconded by Senators Pichardo and Ruggerio.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

- 10. 2013-S 32**
BY Kettle
ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF FOSTER

Committee on Housing & Municipal Government recommends passage.

Senator Kettle moves passage, seconded by Senators Raptakis and Ottiano.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

11. 2013-S 33

BY Sheehan

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN

Committee on Housing & Municipal Government recommends passage.

Senator Sheehan moves passage, seconded by Senator Pichardo.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

12. 2013-S 142

BY Kettle

ENTITLED, AN ACT IN AMENDMENT OF AN ACT PASSED AT THE JANUARY SESSION A.D. 1942 ENTITLED "AN ACT TO INCORPORATE THE WESTERN COVENTRY FIRE DISTRICT"

Committee on Housing & Municipal Government recommends passage.

Senator Kettle moves passage, seconded by Senators Raptakis, Pichardo and Ottiano.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

13. 2013-S 204

BY Lombardo

ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF JOHNSTON

Committee on Housing & Municipal Government recommends passage.

Senator Pichardo moves passage, seconded by Senator Ruggerio.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

14. 2013-S 206

BY Cote

ENTITLED, AN ACT RELATING TO THE CITY OF WOONSOCKET VALIDATING CERTAIN PROVISIONS IN THE CITY OF WOONSOCKET, RHODE ISLAND HOME RULE CHARTER

Committee on Housing & Municipal Government recommends passage.

Senator Cote moves passage, seconded by Senator Picard.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller,

Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS - 0:

15. 2013-S 208

BY Cote

ENTITLED, AN ACT RELATING TO THE CITY OF WOONSOCKET

Committee on Housing & Municipal Government recommends passage.

Senator Cote moves passage, seconded by Senators Picard, Pichardo and Sheehan.

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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, 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.

(See Appendix for List)

GUESTS

Upon suggestion of Senators Archambault and Raptakis and by unanimous consent, the Honorable President, welcomes to the Chamber Veronica Assalone, Esq.

Upon suggestion of Senator Pearson and by unanimous consent, the Honorable President, welcomes to the Chamber Sam Ackerman, a Senate Page who recently won the Rhode Island State Debate Tournament.

COMMITTEE ON HEALTH AND HUMAN SERVICES

Senator Miller from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measure:

Appointment of Megan N. Clingham VICE H. Reed Cospers as Mental Health Advocate (for a term of five years from the date of Senate confirmation)

Read and ordered to be placed on the Calendar.

TRANSFER OF BILLS

Senator Pichardo, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Housing and Municipal Government to the Committee on Finance:

Senate Bill No. 31

BY Bates, Walaska, O'Neill, Cote, Sosnowski

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (would increase from 3 to 5 years the interval of time within which a city or town must conduct an update of its last real property revaluation.)

{LC85/1}

Read and referred to the Committee on Finance.

ANNOUNCEMENTS

Senator Cote announces that the Committee on Corporations will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Walaska announces that the Committee on Environment and Agriculture will meet tomorrow, at the rise of the Senate, in Room 211 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 Felag announces that the Committee on Finance will meet on Thursday, March 7, at 3:00 o'clock P.M. in Room 211 of the State House.

Senator Nesselbush announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in the Senate Lounge 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.

Senator Lynch announces that the Committee on Special Legislation and Veterans' Affairs will meet tomorrow, at the rise of the Senate, in Room 310 of the State House.

Senator Goodwin asks that the desk remain open to receive new business.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator McCaffrey the Senate adjourns at 5:03 o'clock P.M. in memory of John J. Joyce, III

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR PAUL V. JABOUR

Heavenly Father, guide us in the ways of peace. May we show loyalty towards one another and be worthy of the trust you have placed in us. Amen.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MARCH 06, 2013:**

- 1. 2013-S 99**
BY Metts
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
CORRECTIONS DEPARTMENT

Committee on Judiciary recommends passage.
- 2. 2013-S 288**
BY Doyle
ENTITLED, AN ACT RELATING TO CRIMINAL LAW - PAROLE BOARD

Committee on Judiciary recommends passage.
- 3. 2013-S 347**
BY McCaffrey
ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS

Committee on Judiciary recommends passage.
- 4. 2013-S 378 SUBSTITUTE A**
BY Lynch
ENTITLED, SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE

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

IN ORDER FOR THURSDAY, MARCH 07, 2013:

- 1. Appointment of Megan N. Clingham VICE H. Reed Cosper as Mental Health Advocate (for a term of five years from the date of Senate confirmation)**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.