

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

Volume 140, No.27

Tuesday, March 12, 2013

Twenty-seventh 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 4:28 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Picard, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Commerce to the Committee on Judiciary:

Senate Bill No. 507

BY McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE
BROKER LIEN ACT (would establish the Commercial Real Estate Broker Lien Act.)

{LC1759/1}

Read and referred to the Committee on Judiciary.

NEW BUSINESS**Senate Resolution No. 703**

BY Gallo, Paiva Weed

ENTITLED, SENATE RESOLUTION APPLAUDING DISTINGUISHED RHODE ISLAND
AUTHOR JOY FELDMAN, THE HONORABLE LINCOLN CHAFEE, AND THE RHODE
ISLAND BOARD OF EDUCATION CHAIRPERSON EVA-MARIE MANCUSO FOR THEIR
PARTICIPATION AND SUPPORT FOR RHODE ISLAND'S "ALL-STATE READ"

{LC1974/1}

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by Senators Lynch, Sheehan, Lombardo, Ruggerio,
Pichardo and Algiere.

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

GUESTS

Upon suggestion of Senator Gallo and by unanimous consent, the Honorable President, welcomes to the Chamber Joy Feldman "The Divine Duchess of Donuts", a nutritional consultant, who is here for National Nutrition Day, along with her husband Dr. Michael Feldman and children Brian and Samantha Feldman.

CALENDAR

IN ORDER FOR TUESDAY, MARCH 12, 2013:

1. **2013-S 347**
BY McCaffrey
ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Lynch, Walaska, Doyle, Jabour, Pearson, Sheehan and Ruggerio.

The act is read and passed, by unanimous consent, upon a roll call vote with 38 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 38: 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, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

2. **2013-S 361**
BY Raptakis
ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
INSTITUTIONS - PAROLE

Committee on Judiciary recommends passage.

Senator Raptakis moves passage, seconded by Senators Walaska, Cote, Lombardi, Lombardo and Jabour.

The act is read and passed, by unanimous consent, upon a roll call vote with 38 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 38: 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, Lombardo, 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)

ANNOUNCEMENTS

Senator Cote announces that the Committee on Commerce will meet today, at the rise of the Senate, in Room 212 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 Wednesday, March 13th, at 2 o'clock P.M., in Room 211 of the State House.

Senator Felag announces that the Committee on Finance will meet on Thursday, March 14th, at 3 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 Crowley announces that the Committee on Housing and Municipal Government will meet today, at the rise of the Senate, in Room 310 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 Metts would like to invite everyone tomorrow, Wednesday, March 13th, to the 150th Anniversary of the Rhode Island Hospital Charter Celebration at 3:30 o'clock P.M., in the Governors State Room of the State House.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Lombardo the Senate adjourns at 4:36 o'clock P.M. in memory of Ralph D. Piccirillo.

Appendix

INVOCATION

SENATOR WILLIAM J. CONLEY, JR.

Dear Lord, We thank you for giving us the opportunity to serve as public servants for this great state. As the days get longer, and the pressures of our legislative duties compete with our own personal lives, grant us the wisdom and patience to work together for the benefit of all our citizens. Amen.

CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 13, 2013:

1. **2013-S 177**
 BY Ruggerio
 ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
 CRUELTY TO ANIMALS

 Committee on Environment & Agriculture recommends passage.

2. **2013-S 519**
 BY Sosnowski
 ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
 VETERINARY PRACTICE

 Committee on Environment & Agriculture recommends passage.

3. **2013-S 233**
 BY Doyle
 ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - NAMING BRIDGE
 NO. 550 IN PAWTUCKET

 Committee on Special Legislation and Veterans Affairs recommends passage.

4. **2013-S 238**
 BY Gallo
 ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
 PARKING FACILITIES PRIVILEGES

 Committee on Special Legislation and Veterans Affairs recommends passage.

JOSEPH R. BRADY
Secretary of the Senate