

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.62 Tuesday, June 28, 2011,
 Wednesday, June 29, 2011 and Sixty-second Legislative Day
 Thursday, June 30, 2011

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:39o'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, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

Upon suggestion of Senator Hodgson 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 28, 2011

Mr. Joseph R. 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 that my name be removed from the following legislation. The legislation I would like to have my name removed from is 2011 Senate Bill 907. I appreciate your assistance in this matter. If you have any questions, please feel free to contact me.

Sincerely,

Michael J. McCaffrey
Senator – District 29

Read and ordered to be placed on file.

NEW BUSINESS**Senate Resolution No. 1085**

BY Senator Goodwin

ENTITLED, SENATE RESOLUTION RECOGNIZING SEPTEMBER AS "OVARIAN CANCER AWARENESS MONTH" IN THE STATE OF RHODE ISLAND {LC2957/1}

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Gallo and Metts.

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

Also:

Senate Resolution No. 1086**BY** Senator Fogarty P**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JOANNA M. COYNE {LC2972/1}

Senator Fogarty requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Fogarty moves passage, seconded by Senators Goodwin, Moura, Nesselbush and Jabour.

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

Also:

Senate Bill No. 1087**BY** Senator Tassoni**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Windsor Friar Bowden to join Dorothea A. Dunlap and Jason P. Baker in marriage within the Town of Bristol, Rhode Island, on or about October 9, 2011) {LC2996/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1088**BY** Senators Doyle, Lynch**ENTITLED**, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY THE RI CORPORATION AND PARTNERSHIP ACTS {LC2995/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 1089**BY** Senator DaPonte**ENTITLED**, AN ACT RELATING TO TAXATION - MOTOR VEHICLE TAX ELIMINATION (would set a maximum excise tax rate on rental cars if the rental car company has more than four hundred (400) registered vehicles in the state and the vehicle is rented for less than six (6) months) {LC2988/1}

Read and referred to the Senate Committee on Finance

Also:

Senate Resolution No. 1090**BY** Senators Crowley, Picard, Moura**ENTITLED**, SENATE RESOLUTION COMMEMORATING THE 150TH ANNIVERSARY OF THE FOUNDING OF SAINT PATRICK'S CHURCH, VALLEY FALLS {LC2973/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1091**BY** Senator Sosnowski**ENTITLED**, SENATE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE PASSING OF SANDRA STOKES MADISON GAFFETT {LC2970/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1092**BY** Senator Sosnowski**ENTITLED**, SENATE RESOLUTION CONGRATULATING TAVERN HALL OF SOUTH KINGSTOWN ON THE JOYOUS CELEBRATION OF ITS 100TH ANNIVERSARY {LC2976/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1093**BY** Senators Maher, Kettle, Hodgson, O'Neill E, Bates**ENTITLED**, SENATE RESOLUTION CONGRATULATING DYLAN ANDREW ARMSTRONG ON ATTAINING THE RANK OF EAGLE SCOUT {LC2978/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1094**BY** Senator Lynch**ENTITLED**, SENATE RESOLUTION CONGRATULATING FATHER JOHN A. KILEY ON THE OCCASION OF HIS RETIREMENT AS THE PASTOR OF ST. FRANCIS OF ASSISI CHURCH ON JUNE 30, 2011 {LC2947/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 1095**BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS
{LC2993/1}

Read and referred to the Senate Committee on Judiciary.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **2011-S 1073**
BY Goodwin
ENTITLED, SENATE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON
THE PASSING OF REV. JOSEPH LUKE LENNON
2. **2011-S 1081**
BY Lanzi
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO BE KNOWN AS THE NFPA 1500
IMPLEMENTATION PLAN REVIEW COMMISSION IN THE STATE
OF RHODE ISLAND
3. **2011-S 1082**
BY Sheehan
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
4. **2011-S 1084**
BY Algieri
ENTITLED, SENATE RESOLUTION CONGRATULATING REVEREND WILFRID
GEORGE GREGOIRE ON HIS RETIREMENT AS PASTOR OF
IMMACULATE CONCEPTION PARISH
5. **2011-H 5021 as amended**
BY Valencia
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS
6. **2011-H 5118 as amended**
BY McCauley
ENTITLED, AN ACT RELATING TO LIBRARIES-REFERENCE RESOURCE
CENTERS
7. **2011-H 5161 SUB A**
BY San Bento
ENTITLED, AN ACT RELATING TO ELECTIONS -- RHODE ISLAND
CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING

8. **2011-H 5275 SUB A**
BY Palumbo
ENTITLED, AN ACT RELATING TO INSURANCE -- AUTISM SPECTRUM DISORDERS

9. **2011-H 5284 as amended**
BY McCauley
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE

10. **2011-H 5385**
BY Carnevale
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- OPTOMETRISTS

11. **2011-H 5453 SUB B**
BY Carnevale
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- VITAL RECORDS

12. **2011-H 5531 SUB A**
BY Edwards
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS

13. **2011-H 5567**
BY Petrarca
ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS - BOARDS AND COMMISSIONS

14. **2011-H 5741 SUB A**
BY Slater
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT

15. **2011-H 5771**
BY Tomasso
ENTITLED, AN ACT RELATING TO INSURANCE

16. **2011-H 5772 SUB A**
BY Tomasso
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

17. **2011-H 5776**
BY O`Grady
ENTITLED, AN ACT RELATING TO INSURANCE - VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS

18. **2011-H 5901**
BY McNamara
ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH
19. **2011-H 6068**
BY Hearn
ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES
20. **2011-H 6147**
BY Corvese
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TITLE
21. **2011-H 6205 SUB B**
BY Martin
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- COMMERCIAL FISHERIES
22. **2011-H 6207**
BY Hull
ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE
23. **2011-H 6212**
BY Fox
ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE RHODE ISLAND COLLEGE GREENHOUSE
24. **2011-H 6217 SUB A**
BY Keable
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- MANAGEMENT OF AQUATIC INVASIVES SPECIES IN RHODE ISLAND WATERS
25. **2011-H 6280**
BY Ucci
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
26. **2011-H 6286**
BY O'Neill JP
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 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, 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.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, JUNE 28, 2011:

1. Nomination of Colonel Steven G. O'Donnell (appointment) VICE Colonel Brendan Doherty (resigned) as Director of the Department of Public Safety.

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

Senator McCaffrey seconded by Senators Lynch, Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska 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 and 1 Senator abstaining as follows:

YEAS- 37: 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, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Shibley.

GUESTS

Upon suggestion of Senator Tassoni and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed as Director of the Department of Public Safety Colonel Steven G. O'Donnell.

CALENDAR

**2. 2011-S 355 SUB A
BY Algieri**

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

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

Senator Algieri moves passage, seconded by Senators Maher and DaPonte.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. 2011-S 1048

BY Tassoni

ENTITLED, AN ACT RELATING TO THE GREENVILLE WATER DISTRICT

Committee on Housing & Municipal Government recommends passage.

Senator Tassoni moves passage, seconded by Senators Fogarty, DeVall, Nesselbush and Kettle.

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, 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, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4. 2011-S 1050

BY Paiva Weed

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE COSTS OF CLOSURE OF THE TOWN LANDFILL AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR

Committee on Housing & Municipal Government recommends passage.

Senator DaPonte moves passage, seconded by Senator DiPalma.

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, 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.

NAYS- 0:

5. 2011-S 1058

BY Shibley

ENTITLED, AN ACT AUTHORIZING THE TOWN OF COVENTRY TO FINANCE THE ACQUISITION, CONSTRUCTION, RENOVATION, DEMOLITION, IMPROVEMENT, ALTERATION, REPAIR, ADDITIONS TO, AND FURNISHING AND EQUIPPING OF, EXISTING SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$7,500,000 BONDS, NOTES AND/OR OTHER EVIDENCES OF INDEBTEDNESS THEREFOR

Committee on Housing & Municipal Government recommends passage.

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

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6. 2011-S 1059

BY Shibley

ENTITLED, AN ACT AUTHORIZING THE TOWN OF COVENTRY TO FINANCE THE ACQUISITION, CONSTRUCTION, RENOVATION, DEMOLITION, IMPROVEMENT, ALTERATION, REPAIR, ADDITIONS TO, AND FURNISHING AND EQUIPPING OF, EXISTING MUNICIPAL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 BONDS, NOTES AND/OR OTHER EVIDENCES OF INDEBTEDNESS THEREFOR

Committee on Housing & Municipal Government recommends passage.

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

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, Felag, 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:

7. 2011-S 350 SUB A as amended

BY Jabour

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

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

Senator Jabour moves passage, seconded by Senators Miller and Hodgson.

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 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, 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.

NAYS- 0:

8. 2011-S 364 SUB A

BY Hodgson

**ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION
SYSTEM IN THE STATE OF RHODE ISLAND**

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

Senator Hodgson moves passage, seconded by Senators Sheehan, Perry and Jabour.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

9. 2011-S 369

BY Crowley

ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS

Committee on Judiciary recommends passage.

Senator Crowley moves passage, seconded by Senators Jabour, McCaffrey and Moura.

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, 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.

NAYS- 0:

10. 2011-S 1019

BY Lynch

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- UNIFORM INTERSTATE FAMILY SUPPORT ACT -- GENERAL PROVISIONS

Committee on Judiciary recommends passage.

Senator Lynch moves passage, seconded by Senators Jabour, Nesselbush and 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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2011-H 5093 SUB A**BY Martin****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
INTERNET SERVICE PROVIDERS -- DUTY TO DISCLOSE
INFORMATION

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

Senator McCaffrey moves passage, seconded by Senators Tassoni, Shibley and Lanzi.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle and Perry.

12. 2011-S 92 SUB B**BY Perry****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- ANIMAL ABUSE OFFENDERS

Ordered on the Calendar

Senator Perry moves passage, seconded by Senators Lynch, Sosnowski, Tassoni and Pichardo.

The bill marked Substitute "B" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

13. 2011-S 151 SUB A**BY DeVall****ENTITLED,** AN ACT AUTHORIZING HATTIE IDE CHAFFEE NURSING HOME
TO RECEIVE, HOLD, TRANSMIT AND CONVEY REAL AND
PERSONAL ESTATE TO AN AMOUNT NOT EXCEEDING
TWENTY MILLION DOLLARS

Ordered on the Calendar

Senator DeVall moves passage, seconded by Senator DaPonte.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

14. 2011-S 341 SUB A as amended

BY Bates

ENTITLED, AN ACT RELATING TO ELECTIONS

Ordered on the Calendar

Senator Bates moves passage, seconded by Senator O'Neill.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, upon a roll call vote with 36 Senators voting in the affirmative and 2 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Jabour, Miller.

15. 2011-S 392 SUB A as amended

BY Doyle

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS

Ordered on the Calendar

Senator Doyle moves passage, seconded by Senators O'Neill and McCaffrey.

Senators Moura discusses the act

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 37 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 37: 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, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Shibley.

16. 2011-S 399 SUB A as amended

BY Lynch

**ENTITLED, AN ACT RELATING TO ELECTIONS - PRIMARIES FOR
ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND
FOR PRESIDENTIAL PREFERENCE**

Ordered on the Calendar

Senator Lynch moves passage, seconded by Senator Walaska.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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 Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Moura, Shibley.

17. 2011-S 638 SUB A

BY McCaffrey

**ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
INSTITUTIONS - MEDICAL PAROLE**

Ordered on the Calendar

Senator McCaffrey moves passage, seconded by Senators Kettle, DaPonte and Ruggerio.

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 1 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour,

Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Pinga.

18. 2011-S 957 as amended

BY Gallo

**ENTITLED, AN ACT RELATING TO EDUCATION -- CAREER AND
TECHNICAL EDUCATION**

Ordered on the Calendar

Senator Gallo moves passage, seconded by Senator Maher.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19. 2011-S 45 SUB A

BY Walaska

**ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE
BENEFICIARIES' BILL OF RIGHTS**

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

Senator Walaska moves passage, seconded by Senators Bates, Miller and Nesselbush.

Senators Jabour and Walaska 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 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, 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.

NAYS- 0:

20. 2011-S 506**BY Hodgson****ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES**

Committee on Corporations recommends passage.

Senator Hodgson moves passage, seconded by Senator Miller.

Senator Miller seconded by Senator Ruggerio, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- S 506

AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES

Madam President:

I hereby move to amend 2011 -- S 506, entitled "AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES", as follows:

(1) On page 2, by deleting all of the language on line 19, and by inserting in place thereof the following language: "(d) Liability of manufacturers – Every manufacturer, and in the case of any distributor of marine engines, boats and accessories thereto".

(2) On page 2, line 20, by deleting the word "distributor".

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Hodgson moves passage of the act, as amended, seconded by Senator Miller.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

21. 2011-S 996

BY McCaffrey

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS

Committee on Corporations recommends passage.

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

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 ad 2 Senators abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, 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..

NAYS- 0:

ABSTAINED- 2: Senators Algieri, Walaska.

22. 2011-S 439 SUB A as amended

BY Tassoni

ENTITLED, AN ACT RELATING TO EDUCATION - RECOVERY HIGH SCHOOLS

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

Senator Tassoni moves passage, seconded by Senators Nesselbush, Crowley and DeVall.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour,

Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

23. 2011-S 762 SUB A

BY Tassoni

**ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES
AND SUPERINTENDENT**

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

Senator Tassoni moves passage, seconded by Senators Gallo and DeVall.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

24. 2011-S 764 SUB A as amended

BY Tassoni

**ENTITLED, AN ACT RELATING TO EDUCATION -- CELL PHONES IN
SCHOOL**

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

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

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 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, 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.

NAYS- 0:

25. 2011-S 185 SUB A**BY Algieri****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- USED
COOKING OIL RECYCLING ACT**

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

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

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, 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.

NAYS- 0:

26. 2011-S 914 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - AIR POLLUTION**

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

Senator Walaska moves passage, seconded by Senator Sosnowski.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

27. 2011-S 1042 SUB A**BY Sheehan****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY
REDUCTION AND EDUCATION ACT**

Committee on Environment & Agriculture recommends indefinite postponement of the

original bill and passage of Substitute A.

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

28. 2011-S 11

BY Tassoni

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Committee on Finance recommends passage.

Senator Tassoni moves passage, seconded by Senators Bates, Felag, Fogarty and Lombardo.

Senator Tassoni seconded by Senator Bates, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 11

AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Madam President:

I hereby move to amend 2011 -- S 11, entitled "AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE", as follows:

(1) On page 4, line 19, by deleting the language "to support drug demand reduction programs within" and inserting in place thereof the language "in support of".

Respectfully submitted,
SENATOR TASSONI

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senator Bates.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

29. 2011-S 50

BY DiPalma

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- OTHER POST-EMPLOYMENT BENEFITS TRUSTS

Committee on Finance recommends passage.

Senator DiPalma moves passage, seconded by Senators Ruggerio, DaPonte and Crowley.

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, 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, Walaska.

NAYS- 0:

30. 2011-S 51

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS

Committee on Finance recommends passage.

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

NAYS- 0:

31. 2011-S 562

BY Fogarty P

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOBILE AND MANUFACTURED HOMES**

Committee on Finance recommends passage.

Senator Fogarty moves passage, seconded by Senator Nesselbush.

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, 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.

NAYS- 0:

32. 2011-S 592

BY Goodwin

**ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL
TAXES**

Committee on Finance recommends passage.

Senator Goodwin moves passage, seconded by Senators Ruggerio, Miller, Perry, Crowley, Metts 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, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour,

Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

33. 2011-S 597

BY Fogarty P

ENTITLED, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL SCHOOL SUPPORT

Committee on Finance recommends passage.

Senator Fogarty moves passage, seconded by Senator DaPonte.

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, 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.

NAYS- 0:

34. 2011-S 599

BY Sheehan

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE

Committee on Finance recommends passage.

Senator Sheehan moves passage, seconded by Senators Crowley and O'Neill.

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, Felag, 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:

35. 2011-S 605

BY Doyle

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION - PERSONAL INCOME TAX

Committee on Finance recommends passage.

Senator Doyle moves passage, seconded by Senators DaPonte, Crowley and Sosnowski.

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, 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.

NAYS- 0:

36. 2011-S 725

BY Ciccone

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY

Committee on Finance recommends passage.

Senator Ciccone moves passage, seconded by Senator DaPonte.

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, 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.

NAYS- 0:

37. 2011-S 727

BY Ciccone

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY

Committee on Finance recommends passage.

Senator Ciccone moves passage, seconded by Senators Ruggerio and DaPonte.

The act is read and passed, upon a roll call vote with 37 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 37: 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, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Moura.

38. 2011-S 852

BY Felag

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

Committee on Finance recommends passage.

Senator Felag moves passage, seconded by Senator 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, 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.

NAYS- 0:

39. 2011-S 855

BY Felag

**ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - PRIVATE ACTIVITY
BOND ACT**

Committee on Finance recommends passage.

Senator Felag moves passage, seconded by Senator 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, 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.

NAYS- 0:

40. 2011-S 1061**BY Goodwin****ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS**

Committee on Finance recommends passage.

Senator Goodwin moves passage, seconded by Senator Ciccone.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 37: 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Pinga.

41. 2011-S 305 SUB A**BY Picard****ENTITLED, AN ACT RELATING TO INSURANCE -- SELF-INSURANCE OF DEVELOPMENTAL DISABILITY AGENCIES**

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

Senator Picard moves passage, seconded by Senators Sheehan, Perry, Miller 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 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, 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.

NAYS- 0:

42. 2011-S 474 SUB A**BY Miller****ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS**

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

Upon suggestion of Senator Miller and without objection, ordered to be placed at the bottom of the Calendar.

43. 2011-S 870 SUB A

BY Miller

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
HEALTH INSURANCE OVERSIGHT**

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

Senator Miller moves passage, seconded by Senator Perry.

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, 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.

NAYS- 0:

44. 2011-S 872 SUB A

BY Tassoni

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
ORTHOTICS AND PROSTHETICS**

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

Senator Tassoni moves passage, seconded by Senators Perry and Ciccone.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

45. 2011-S 33 SUB A**BY Tassoni****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GRAVES AND CORPSES**

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

Senator Tassoni moves passage, seconded by Senators Moura, Lynch 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 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, 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.

NAYS- 0:

46. 2011-S 633**BY Jabour****ENTITLED, AN ACT RELATING TO TAXATION - TAX SALES**

Committee on Judiciary recommends passage.

Senator Jabour moves passage, seconded by Senators Doyle, Crowley, Nesselbush 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, 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.

NAYS- 0:

47. 2011-S 635 SUB A**BY Doyle****ENTITLED, AN ACT RELATING TO MOTOR VEHICLE OFFENSES - ADJUDICATION OF TRAFFIC OFFENSES**

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

Senator Doyle moves passage, seconded by Senator McCaffrey.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

48. 2011-S 656 SUB A

BY Doyle

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
NURSES**

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

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

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

NAYS- 0:

49. 2011-S 733 SUB A

BY Lanzi

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - COMPUTER
CRIME**

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

Senator Lanzi moves passage, seconded by Senators Tassoni and Nesselbush.

Senators Perry and Hodgson discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle, Perry.

50. 2011-S 784 SUB A

BY DeVall

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AGENCY RELATIONSHIPS IN RESIDENTIAL REAL ESTATE
TRANSACTIONS

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

Senator DeVall moves passage, seconded by Senator Nesselbush.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 2 Senators abstaining as follows:

YEAS- 35: 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, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 2: Senators Moura, Cote.

51. 2011-S 829

BY Lanzi

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN

Committee on Judiciary recommends passage.

Senator Lanzi moves passage, seconded by Senators Hodgson 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, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour,

Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

52. 2011-S 1063 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO HIGHWAYS - RHODE ISLAND
TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE
TOLLS

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

Upon suggestion of Senator Goodwin and without objection, ordered to be placed at the bottom of the Calendar.

53. 2011-S 1079

BY McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY

Committee on Judiciary recommends passage.

Senator Jabour moves passage, seconded by Senators Pinga, Metts and Ruggerio.

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 and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED- 1: Senator Algieri.

54. 2011-S 410 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EMPLOYMENT SECURITY BENEFITS

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

Upon suggestion of Senator Gallo and without objection, ordered to be placed at the bottom of the Calendar.

55. 2011-S 898 SUB A**BY McCaffrey****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES**

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

Senator Lynch moves passage, seconded by Senators Ruggerio, Felag and Nesselbush.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 0:

56. 2011-S 1007 as amended**BY Jabour****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES IN THE CITY OF PROVIDENCE**

Committee on Special Legislation and Veterans Affairs recommends passage as amended.

Senator Jabour moves passage, seconded by Senators Felag and Ruggerio.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Miller.

57. 2011-S 1074**BY Felag****ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE**

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator Felag moves passage, seconded by Senators Sosnowski, Bates and Crowley.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

58. 2011-S 1075

BY Felag

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES**

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator Felag moves passage, seconded by Senators Bates, Ruggerio and Crowley.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

54. 2011-S 410 SUB A

BY Gallo

**ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EMPLOYMENT SECURITY BENEFITS**

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

Senator Gallo moves passage, seconded by Senator Fogarty.

Senator Hodgson seconded by Senator Gallo, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 410 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY BENEFITS

Madam President:

I hereby move to amend 2011 -- S 410 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY BENEFITS", as follows:

(1) On page 2, line 19, by deleting the following language: ", except that if compensation is denied to any" and by inserting in place thereof a period ".".

(2) On page 2, lines 20 through 24, inclusive, by deleting all of the language on said lines.

Respectfully submitted,
SENATOR HODGSON

The motion to amend prevails 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Gallo moves passage of the act, as amended, seconded by Senator Hodgson.

Senators Cote, Gallo and Hodgson discuss the act.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

42. 2011-S 474 SUB A**BY Miller****ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS**

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

Senator Miller moves passage, seconded by Senators Perry, Ruggerio, Maher and Lynch.

Senator Miller seconded by Senators Maher and Moura, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 474 SUBSTITUTE A

AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS

Madam President:

I hereby move to amend 2011 -- S 474 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE -
- NONPROFIT DENTAL SERVICE CORPORATIONS", as follows:

(1) On page 1, line 8, by deleting the language "in the mail format chosen by the participating dentists,".

(2) On page 1, line 9, by deleting the language "either U.S. mail or electronic mail format" and inserting in
place thereof the following language:

"in electronic mail format or, in addition, beginning January 1, 2012 and upon the written request of the
dentist, received by the nonprofit dental service plan on or before December 31, 2011, by U.S. mail"

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Miller moves passage of the act, as amended, seconded by Senators Pichardo and Lynch.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Perry and by unanimous consent, the Honorable President, welcomes to the Chamber Susan Farmer former Secretary of State and former CEO of Channel 36.

Upon suggestion of Senator DaPonte and by unanimous consent, the Honorable President, welcomes to the Chamber Kayleigh Pratt, Intern in the Senate Fiscal Office.

TRANSMITTAL

By unanimous consent, some 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)

ANNOUNCEMENTS

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

Senator Walaska announces that the Committee on Environment and Agriculture will meet tomorrow, at the rise of the Senate, in the Senate Lounge 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 Sheehan announces that the Committee on Health and Human Services will meet tomorrow, at the rise of the Senate, in Room 313 of the State House.

Senator DeVall 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 Lombardo announces that the Committee on Labor will meet tomorrow, at the rise of the Senate, in Room 212 of the State House.

RECESS

Upon motion of Senator Goodwin, seconded by Senator Fogarty, the Senate stands at recess at 6:00 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Resolution No. 5715

BY Gallison, Morrison, Edwards, Baldelli-Hunt, Ruggiero

ENTITLED, JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE COMMISSION ON SHARED MUNICIPAL SERVICES {LC1881/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5522 SUB A as amended

BY Coderre E, Bennett, Naughton, Flaherty

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- ANIMAL ABUSE OFFENDERS (would prohibit persons convicted of animal cruelty from possessing or residing with animals) {LC476/3/A}

Received and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 21 SUB B

BY Senators Tassoni, DeVall, Doyle, Miller

ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE ACT (This act would amend the existing laws on statewide planning and land use) {LC47/1/B}

Received and ordered to be placed on the Calendar.

Also:

Senate Bill No. 770 SUB A as amended (Lieutenant Governor)

BY Senator Crowley

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require that the health insurance commissioner develop and implement standards of certification for patient-centered medical home facilities) {LC2313/1/A}

Received and ordered to be placed on the Calendar.

Also:

House Resolution No. 6274

BY Hearn

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS {LC2822/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Resolution No. 6296

BY Ruggiero, Tanzi, Ehrhardt, Medina, DaSilva

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY POTENTIAL ECONOMIC OPPORTUNITIES IN THE DEVELOPMENT OF PORT FACILITIES IN THE STATE OF RHODE ISLAND {LC2801/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5380 SUB A

BY Winfield, Petrarca

ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE ACT (would amend the existing laws on statewide planning and land use) {LC637/3/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5693

BY Palumbo, Slater, Edwards, Gallison, Schadone

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - VIOLATIONS (amends the penalties for taking or possessing striped bass.) {LC1633/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5331

BY Coderre E, San Bento, Serpa, McCauley

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE ARCHIVES (would subject the recording of attachments, executions and mechanics' liens to a \$4.00 surcharge for the benefit of the Rhode Island Historical Records Trust) {LC1053/1}

Received and ordered to the Committee on Finance.

Also:

House Bill No. 5458 SUB A

BY Edwards, Guthrie, Serpa, Menard, O`Grady

ENTITLED, AN ACT RELATING TO ELECTIONS (would make any financial town meeting or referendum to set a city or town's budget or tax rate subject to state election laws) {LC1286/1/A}

Received and ordered to the Committee on Judiciary.

Also:

House Bill No. 5803

BY Carnevale, Hull, DaSilva, Blazejewski, Medina

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would add Rhode Island School of Design police officers to the definition of peace officer) {LC1916/1}

Received and ordered to the Committee on Judiciary.

Also:

House Bill No. 5799 SUB A

BY Handy, Hearn, Messier, McNamara

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - INTERPRETERS FOR THE DEAF {LC1040/1/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6275

BY McNamara, Flaherty, Bennett, Naughton, Trillo

ENTITLED, AN ACT RELATING TO TAXATION (would increase the exemption for Warwick residents on owner occupied real property from ten thousand dollars (\$10,000) to twelve thousand dollars (\$12,000) {LC2896/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6241 SUB A

BY Ehrhardt

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT (would provide certain exemptions to the ban on the sale or distribution of mercury-added cell batteries or mercury-added button cell batteries and would provide for time limits after which such exempted batteries could be used.) {LC2837/1/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5633 SUB A

BY Walsh, Cimini, Ajello, Medina, Williams

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- COMMISSION FOR HEALTH ADVOCACY AND EQUITY {LC1832/1/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6218

BY Ruggiero

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE COSTS OF CLOSURE OF THE TOWN LANDFILL AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR {LC2754/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6266

BY Petrarca, Winfield

ENTITLED, AN ACT RELATING TO THE GREENVILLE WATER DISTRICT (would amend the district borders of the Greenville water district to include Connors Farm Road and Williams Road, & the territory between such roads.) {LC2880/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6290

BY Gallison

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2946/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6242

BY Lally, Petrarca, DeSimone

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - JUDICIAL SELECTION {LC2737/1}

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 measures:

House Bill No. 5815 (Attorney General)

BY Tanzi, Nunes, Gordon, O`Grady

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (would amend the definition of second degree child abuse by eliminating the word "serious" therefrom.) {LC1675/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5065 SUB A as amended

BY Gallison, Fellela, Azzinaro, Messier, Martin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GRAVES AND CORPSES (would increase the fines for the defacing or any injury to the Soldiers' and Sailors' Monument, any public statue or monument or any grave site/cemetery and would provide for full restitution of the amount of the cost of the damages incurred) {LC419/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5122 as amended

BY Walsh, Fellela, Kennedy, Marcello, Carnevale

ENTITLED, AN ACT RELATING TO MOTOR VEHICLE OFFENSES - ADJUDICATION OF TRAFFIC OFFENSES (would require anyone who receives a third summons within a twelve month period to appear in court.)

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6176 SUB A**BY** Blazejewski, Morgan, Chippendale, McLaughlin, Bennett**ENTITLED**, AN ACT RELATING TO ELECTIONS (would establish a study commission to explore the possible use of advanced voting methods for electing persons in this state) {LC2600/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5510**BY** Lally, Jackson**ENTITLED**, AN ACT RELATING TO PROPERTY {LC1404/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5658 (Dept. of Elderly Affairs)**BY** Tarro, Cimini, Ucci, Serpa, Medina**ENTITLED**, AN ACT RELATING TO TAXATION - TAX SALES (would require forty days notice to the department of elderly affairs prior to property tax sales of property owned by persons 65 years of age or older.) {LC1251/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5094 as amended**BY** Martin, DaSilva, Carnevale, Ucci**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (would prohibit the use of a computer or other telecommunication device to transmit an indecent visual depiction of himself or herself to another person, which is commonly known as "sexting")

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5446 SUB A**BY** Petrarca, Ucci, Morrison, O'Neill JP, Silva**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - AGENCY RELATIONSHIPS IN RESIDENTIAL REAL ESTATE TRANSACTIONS (would redefine "real estate" as vacant land or land with physical improvements consisting of a house or structure comprised of four or fewer residential units for the purposes of agency relationships in residential real estate transactions.) {LC1343/2/A}

Read and ordered to be placed on the Calendar.

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 be placed on the Calendar.

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 be placed on the Consent Calendar.

Also:

House Bill No. 6103 SUB A as amended

BY Petrarca, Fox, O'Neill JP, Coderre E, Watson

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - CIVIL UNIONS (would
provide a legal proceeding whereby two individuals of the same sex may enter into a civil union.)
{LC2541/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON CORPORATIONS

Senator Miller from the Committee on Corporations, reports back, with recommendation of
passage of the following measures:

House Bill No. 6142 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS {LC2644/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5472

BY McNamara

ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES
{LC1426/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5244 SUB A as amended

BY Kennedy, San Bento, Naughton, Azzinaro, Gallison

ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE BENEFICIARIES' BILL OF RIGHTS (would provide greater amounts of information and transparency for purchasers and beneficiaries of life insurance products) {LC699/1/A}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

House Bill No. 5203 SUB A as amended

BY Kennedy, Walsh, Azzinaro, Lally, Williams

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- USED COOKING OIL RECYCLING ACT (would establish procedures and requirements for the recycling of used or waste cooking oil and would authorize the department of environmental management to promulgate regulations with respect thereto.) {LC432/3/A}

Read and ordered to be placed on the Consent 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 measures:

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 be placed on the Consent Calendar.

Also:

House Bill No. 5558

BY Gallison, Fellela, Messier, Martin, McLaughlin

ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE {LC1741/1}

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

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 be placed on the Consent Calendar.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measures:

Senate Bill No. 192

BY Senators Shibley, Kettle

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF TOWNS AND CITIES (would increase the amount that the town of Coventry may borrow to finance a court judgment or settlement from five percent (5%) to ten percent (10%) of Coventry's most recently adopted municipal budget)

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 587

BY Senators Shibley, Kettle

ENTITLED, AN ACT AUTHORIZING THE TOWN OF COVENTRY TO FINANCE AIR QUALITY AND ENERGY EFFICIENCY IMPROVEMENTS AND OTHER REPAIRS AND RENOVATIONS TO SCHOOL BUILDINGS AND OTHER MUNICIPAL BUILDINGS IN THE TOWN AND ALL ATTENDANT EXPENSES, INCLUDING BUT NOT LIMITED TO ENGINEERING COSTS, BY THE ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND/OR OTHER EVIDENCES OF INDEBTEDNESS THEREFOR {LC2055/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 962**BY** Senator DiPalma**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would allow the Middletown town council to add certain census tracts and blocks for enterprise zone designation) {LC2530/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1016 SUB A**BY** Senators Doyle, Nesselbush, Crowley, O`Neill E**ENTITLED**, AN ACT RELATING TO THE CITY OF PAWTUCKET (would authorize the city of Pawtucket to use money in its Fire Prevention Fund and its Cemetery Perpetual Care Fund for deficit reduction purposes in Fiscal Year 2011) {LC2811/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1017 SUB A**BY** Senators Doyle, Nesselbush, Crowley, O`Neill E**ENTITLED**, AN ACT RELATING TO LIBRARIES - STATE AID TO LIBRARIES (would require that the city of Pawtucket for fiscal year 2012 to appropriate from local tax revenues an amount at least 66% of the amount appropriated from the previous years' local tax revenues, to be expended on library operating systems) {LC2810/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1037 SUB A**BY** Senator Lombardo**ENTITLED**, AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD (would establish a forty-five (45) day waiver period within which a taxpayer in the town of Johnston may request a waiver of overdue interest and penalties under certain specified conditions) {LC2843/1/A}

Read and ordered to be placed on the Calendar.

Also:

Nomination of Paula Murray McNamara (appointment) of Rumford VICE Robert R. Gaudreau, Jr. to the State Investment Commission for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of David R. Prengaman, AIA (reappointment) of Riverside to the Board of Examiners and Registration of Architects for a term expiring April 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of David L. DeQuattro, AIA (appointment) of North Smithfield VICE Wilbur Yoder (resigned) to the Board of Examination and Registration of Architects for a term expiring April 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Anthony Miccolis (appointment) of North Kingstown VICE B. Michael Rauh (resigned) to the Quonset Development Corporation for a term expiring January 1, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of John Laramee (reappointment) of Newport to the Quonset Development Corporation for a term expiring January 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of James Berson (reappointment) of North Kingstown to the Quonset Development Corporation for a term expiring January 12, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Lawrence S. Eichler (appointment) of Providence VICE John A. Pagliarini, Jr. to the State Properties Committee for a term expiring March 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of T. Paul Dimeo (appointment) of Providence VICE Perry R. Clough to the Rhode Island Housing and Mortgage Finance Corporation for a term expiring July 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Colonel John Whiting (Representing the Rhode Island Police Chiefs Association) (appointment) VICE Chief George L. Kelly (retired) to the State Crime Laboratory Commission for a term expiring January 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Nancy R. Haley (reappointment) of West Kingston to the State Crime Laboratory Commission for a term expiring January 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Clay J. Choquette (reappointment) of Gloucester to the State Crime Laboratory Commission for a term expiring January 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Susan Farmer (appointment) of Providence VICE John Daluz to the State Board of Elections for a term expiring June 1, 2020.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Henry S. Kinch, Jr. (reappointment) of Pawtucket as Clerk of the Superior Court for Providence and Bristol Counties for a term expiring February 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Jane M. Anthony (reappointment) of Jamestown as Clerk of the Superior Court for Newport County for a term expiring February 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Nancy Striuli (appointment) of Warwick as Clerk of the Superior Court for Kent County for a term expiring February 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Edward P. Morrone (appointment) of Westerly as Clerk of the Superior Court for Washington County for a term expiring February 1, 2016.

Read and ordered to be placed on the Consent 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. 6136 SUB A

BY Keable, Newberry

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION
{LC2613/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of James V. DeRentis (appointment) of Providence VICE Mark. R. Noble to the Rhode Island Housing and Mortgage Finance Corporation for a term expiring July 1, 2014.

Read and ordered to be placed on the Consent Calendar.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Wednesday, June 29, 2011, at 4:36 o'clock P.M.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

COMMUNICATION

The Honorable President presents the following communication:

STATE OF RHODE ISLAND PROVIDENCE PLANTATIONS
STATE HOUSE

June 28, 2011

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of section 42-99-4 of the Rhode Island General Laws, I have made the following appointment to the Convention Center Authority:

Stan Israel of Barrington

VICE
Paul McDonald

for a term expiring June 30, 2015.

To this appointment, I respectfully request your Advice and Consent.

Sincerely,

Angel Taveras
Mayor

Read and ordered to the Committee on Finance.

CONSENT CALENDAR

In order for the day is taken up as follows:

- 1. Nomination of Paula Murray McNamara (appointment) of Rumford VICE Robert R. Gaudreau, Jr. to the State Investment Commission for a term expiring March 1, 2014.**
- 2. Nomination of David R. Prengaman, AIA (reappointment) of Riverside to the Board of Examiners and Registration of Architects for a term expiring April 1, 2016.**
- 3. Nomination of David L. DeQuattro, AIA (appointment) of North Smithfield VICE Wilbur Yoder (resigned) to the Board of Examination and Registration of Architects for a term expiring April 1, 2013.**
- 4. Nomination of Anthony Miccolis (appointment) of North Kingstown VICE B. Michael Rauh (resigned) to the Quonset Development Corporation for a term expiring January 1, 2012.**

5. **Nomination of John Laramee (reappointment) of Newport to the Quonset Development Corporation for a term expiring January 1, 2014.**
6. **Nomination of James Berson (reappointment) of North Kingstown to the Quonset Development Corporation for a term expiring January 12, 2014.**
7. **Nomination of Lawrence S. Eichler (appointment) of Providence VICE John A. Pagliarini, Jr. to the State Properties Committee for a term expiring March 1, 2013.**
8. **Nomination of T. Paul Dimeo (appointment) of Providence VICE Perry R. Clough to the Rhode Island Housing and Mortgage Finance Corporation for a term expiring July 1, 2013.**
9. **Nomination of Colonel John Whiting (Representing the Rhode Island Police Chiefs Association) (appointment) VICE Chief George L. Kelly (retired) to the State Crime Laboratory Commission for a term expiring January 1, 2013.**
10. **Nomination of Nancy R. Haley (reappointment) of West Kingstown to the State Crime Laboratory Commission for a term expiring January 1, 2013.**
11. **Nomination of Clay J. Choquette (reappointment) of Glocester to the State Crime Laboratory Commission for a term expiring January 1, 2013.**
12. **Nomination of Susan Farmer (appointment) of Providence VICE John Daluz to the State Board of Elections for a term expiring June 1, 2020.**
13. **Nomination of Henry S. Kinch, Jr. (reappointment) of Pawtucket as Clerk of the Superior Court for Providence and Bristol Counties for a term expiring February 1, 2016.**
14. **Nomination of Jane M. Anthony (reappointment) of Jamestown as Clerk of the Superior Court for Newport County for a term expiring February 1, 2016.**
15. **Nomination of Nancy Striuli (appointment) of Warwick as Clerk of the Superior Court for Kent County for a term expiring February 1, 2016.**
16. **Nomination of Edward P. Morrone (appointment) of Westerly as Clerk of the Superior Court for Washington County for a term expiring February 1, 2016.**
17. **Nomination of James V. DeRentis (appointment) of Providence VICE Mark. R. Noble to the Rhode Island Housing and Mortgage Finance Corporation for a term expiring July 1, 2014.**
18. **2011-S 1087
BY Tassoni
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

19. **2011-S 1088**
BY Doyle
ENTITLED, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY THE RI CORPORATION AND PARTNERSHIP ACTS
20. **2011-S 1090**
BY Crowley
ENTITLED, SENATE RESOLUTION COMMEMORATING THE 150TH ANNIVERSARY OF THE FOUNDING OF SAINT PATRICK'S CHURCH, VALLEY FALLS
21. **2011-S 1091**
BY Sosnowski
ENTITLED, SENATE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE PASSING OF SANDRA STOKES MADISON GAFFETT
22. **2011-S 1092**
BY Sosnowski
ENTITLED, SENATE RESOLUTION CONGRATULATING TAVERN HALL OF SOUTH KINGSTOWN ON THE JOYOUS CELEBRATION OF ITS 100TH ANNIVERSARY
23. **2011-S 1093**
BY Maher
ENTITLED, SENATE RESOLUTION CONGRATULATING DYLAN ANDREW ARMSTRONG ON ATTAINING THE RANK OF EAGLE SCOUT
24. **2011-S 1094**
BY Lynch
ENTITLED, SENATE RESOLUTION CONGRATULATING FATHER JOHN A. KILEY ON THE OCCASION OF HIS RETIREMENT AS THE PASTOR OF ST. FRANCIS OF ASSISI CHURCH ON JUNE 30, 2011
25. **2011-H 5065 SUB A as amended**
BY Gallison
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GRAVES AND CORPSES
26. **2011-H 5122 as amended**
BY Walsh
ENTITLED, AN ACT RELATING TO MOTOR VEHICLE OFFENSES - ADJUDICATION OF TRAFFIC OFFENSES
27. **2011-H 5203 SUB A as amended**
BY Kennedy
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- USED COOKING OIL RECYCLING ACT

28. **2011-H 5244 SUB A as amended**
BY Kennedy
ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE
BENEFICIARIES' BILL OF RIGHTS
29. **2011-H 5378 SUB A**
BY Gallison
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES
30. **2011-H 5522 SUB A as amended**
BY Coderre E
ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- ANIMAL ABUSE OFFENDERS
31. **2011-H 5558**
BY Gallison
ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE
32. **2011-H 5633 SUB A**
BY Walsh
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- COMMISSION FOR HEALTH ADVOCACY AND EQUITY
- 33.. **2011-H 5658**
BY Tarro
ENTITLED, AN ACT RELATING TO TAXATION - TAX SALES
34. **2011-H 5715**
BY Gallison
ENTITLED, JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE
COMMISSION ON SHARED MUNICIPAL SERVICES
35. **2011-H 5799 SUB A**
BY Handy
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
INTERPRETERS FOR THE DEAF
36. **2011-H 5815**
BY Tanzi
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN
37. **2011-H 5957**
BY Kennedy
ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- UNIFORM
INTERSTATE FAMILY SUPPORT ACT -- GENERAL PROVISIONS

38. 2011-H 6032 SUB A**BY Petrarca****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
ORTHOTICS AND PROSTHETICS**39. 2011-H 6136 SUB A****BY Keable****ENTITLED,** AN ACT RELATING TO THE BURRILLVILLE SEWER
COMMISSION**40. 2011-H 6218****BY Ruggiero****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE
THE COSTS OF CLOSURE OF THE TOWN LANDFILL AND TO
ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES
THEREFOR**41. 2011-H 6241 SUB A****BY Ehrhardt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - MERCURY
REDUCTION AND EDUCATION ACT**42. 2011-H 6266****BY Petrarca****ENTITLED,** AN ACT RELATING TO THE GREENVILLE WATER DISTRICT**43. 2011-H 6274****BY Hearn****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING AND
EXPIRATION DATES OF THE SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE PURCHASE AND USE OF
TEXTBOOKS IN PUBLIC SCHOOLS**44. 2011-H 6275****BY McNamara****ENTITLED,** AN ACT RELATING TO TAXATION**45. 2011-H 6290****BY Gallison****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**46. 2011-H 6296****BY Ruggiero****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING DATE OF
THE SPECIAL LEGISLATIVE COMMISSION TO STUDY
POTENTIAL ECONOMIC OPPORTUNITIES IN THE DEVELOPMENT
OF PORT FACILITIES IN THE STATE OF RHODE ISLAND

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 29, 2011:

1. 2011-H 5894 SUB A as amended

BY Melo

ENTITLED, AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012

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

Senator DaPonte moves passage, seconded by Senators Ruggerio, Felag, Lanzi, Bates, Perry, Sosnowski and Pichardo.

Senators Felag, Bates, DiPalma, Pichardo, Sosnowski, Goodwin, Sheehan and Metts discuss the act.

Senator Kettle seconded by Senators Moura and Shibley, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- H 5894 SUBSTITUTE A, AS AMENDED

AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012

Madam President:

I hereby move to amend 2011 -- H 5894 SUBSTITUTE A, AS AMENDED entitled "AN ACT RELATING

TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012", as follows:

(1) In Article 19, page 62, by inserting the following language between lines 27 and 28:

"SECTION 27. Section 44-11-2 of the General Laws in Chapter 44-11 entitled "Business Corporation Tax" is hereby amended to read as follows:

44-11-2. Imposition of tax. -- (a) Each corporation shall annually pay to the state a tax equal to nine percent (9%) of net income, as defined in section 44-11-11, qualified in section 44-11-12, and apportioned to this state as provided in sections 44-11-13 -- 44-11-15, for the taxable year.

(b) A corporation shall pay the amount of any tax as computed in accordance with subsection (a) of this section after deducting from "net income," as used in this section, fifty percent (50%) of the excess of capital gains over capital losses realized during the taxable year, if for the taxable year:

(1) The corporation is engaged in buying, selling, dealing in, or holding securities on its own behalf and not as a broker, underwriter, or distributor;

(2) Its gross receipts derived from these activities during the taxable year amounted to at least ninety percent (90%) of its total gross receipts derived from all of its activities during the year. "Gross receipts" means all receipts, whether in the form of money, credits, or other valuable consideration, received during the taxable year in connection with the conduct of the taxpayer's activities.

(c) A corporation shall not pay the amount of the tax computed on the basis of its net income under subsection (a) of this section, but shall annually pay to the state a tax equal to ten cents (\$.10) for each one hundred dollars (\$100) of gross income for the taxable year or a tax of one hundred dollars (\$100), whichever tax shall be the greater, if for the taxable year the corporation is either a "personal holding company" registered under the federal Investment Company Act of 1940, 15 U.S.C. section 80a-1 et seq., "regulated investment company", or a "real estate investment trust" as defined in the federal income tax law applicable to the taxable year. "Gross income" means gross income as defined in the federal income tax law applicable to the taxable year, plus:

(1) Any interest not included in the federal gross income; minus

(2) Interest on obligations of the United States or its possessions, and other interest exempt from taxation by this state; and minus

(3) Fifty percent (50%) of the excess of capital gains over capital losses realized during the taxable year.

(d) (1) A small business corporation having an election in effect under subchapter S, 26 U.S.C. section 1361

et seq., shall not be subject to the Rhode Island income tax on corporations, except that the corporation shall be subject to the provisions of subsection (a), to the extent of the income that is subjected to federal tax under subchapter S.

(2) The shareholders of the corporation who are residents of Rhode Island shall include in their income their proportionate share of the corporation's federal taxable income.

(3) [Deleted by P.L. 2004, ch. 595, art. 29, section 1.]

(4) [Deleted by P.L. 2004, ch. 595, art. 29, section 1.]

~~(e) Minimum tax.—The tax imposed upon any corporation under this section shall not be less than five hundred dollars (\$500).~~

SECTION 28. Section 44-12-1 of the General Laws in Chapter 44-12 entitled "Franchise Tax" is hereby amended to read as follows:

44-12-1. Tax imposed -- Corporations liable -- Credit for tax on income -- Reduced rate where no business done. -- (a) Every corporation, joint-stock company, or association incorporated in this state or qualified to do business in this state, whether or not doing business for profit, all referred to in this section under the term "corporation", except those enumerated in section 44-12-11, shall pay an annual franchise tax to the state upon its authorized capital stock of two dollars fifty cents (\$2.50) for each ten thousand dollars (\$10,000) of such stock or fractional part, ~~or the sum of five hundred dollars (\$500), whichever is greater. thereof.~~

(b) In the case of corporations liable to a tax under chapter 11 of this title, only the amount by which the franchise tax exceeds the tax payable under that chapter shall be assessed.

(c) If a corporation shall show by supplemental affidavit attached to the prescribed return and signed in the manner provided for each return that it has not, at any time during its preceding taxable year, been engaged within the state in any business activities, it shall only pay an annual franchise tax upon its authorized capital stock at the ~~following rates: five hundred dollars (\$500) where the stock does not exceed one million dollars (\$1,000,000); and the further sum~~ rate of twelve dollars fifty cents (\$12.50) for each ~~additional~~ one million dollars (\$1,000,000) or fractional part of the stock."

(2) In Article 19, page 62, line 28, by deleting the section number "27" and inserting in place thereof the section number "29".

(3) In Article 19, page 62, line 29, by inserting the following language after the second period which appears on said line and after the number "2011":

"Sections 27 and 28 shall take effect upon passage and shall apply to all returns and payments which would otherwise be required for the calendar year 2011 and thereafter."

Respectfully submitted,
SENATOR KETTLE

Senator DaPonte discusses the amendment.

The motion to amend fails upon a roll call vote with 6 Senators voting in the affirmative and 32 Senators voting in the negative as follows:

YEAS- 6: Senators Algieri, Kettle, Maher, Moura, Pinga, Shibley,

NAYS- 32: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

Senator Metts seconded by Senators Jabour, Pinga and Pichardo, offers the following written motion to amend.

F L O O R A M E N D M E N T

T O

2011 -- H 5894 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012

Madam President:

I hereby move to amend 2011 -- H 5894 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012", as follows:

1. In Article 14, on page 1, on lines 16 through 30, by restoring all of the deleted language and deleting all of the new language.
2. In Article 14, page 2, on lines 1 through 4, by restoring all of the deleted language.
3. In Article 14, page 2, on lines 7 through 8, by deleting the following language: "and the relative Medicaid occupancy".
4. In Article 14, page 2, on lines 9 through 34, by restoring all of the deleted language.

5. In Article 14, page 3, on lines 1 through 5, by restoring all of the deleted language.

6. In Article 14, page 3, on line 10, after the word "establish" by restoring all of the deleted language.

7. In Article 14, page 3, on lines 11 through 32, by restoring all of the deleted language and deleting all of the new language.

8. In Article 16, on page 3, lines 8 through 17, by deleting all of the language.

9. In Article 16, on page 3, line 18, by deleting the language "(h)" and by inserting in place thereof the following language: "(g)".

10. In Article 16, on page 3, by deleting all of the language on lines 24 through 34. 11. In Article 16, on page 4, line 1, by deleting all of the language.

12. In Article 16, on page 4, line 2, by deleting the following language: "effective October 1, 2011".

13. In Article 19, on page 62, between lines 27 and 28, by inserting the following language:

"SECTION 27. Section 44-30-2.6 of the General Laws in Chapter 44-30 entitled "Personal Income Tax" is hereby amended to read as follows:

44-30-2.6. Rhode Island taxable income -- Rate of tax. -- (a) "Rhode Island taxable income" means federal taxable income as determined under the Internal Revenue Code, 26 U.S.C. section 1 et seq., not including the increase in the basic standard deduction amount for married couples filing joint returns as provided in the Jobs and Growth Tax Relief Reconciliation Act of 2003 and the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA), and as modified by the modifications in section 44-30-12.

(b) Notwithstanding the provisions of sections 44-30-1 and 44-30-2, for tax years beginning on or after January 1, 2001, a Rhode Island personal income tax is imposed upon the Rhode Island taxable income of residents and nonresidents, including estates and trusts, at the rate of twenty-five and one-half percent (25.5%) for tax year 2001, and twenty-five percent (25%) for tax year 2002 and thereafter of the federal income tax rates, including capital gains rates and any other special rates for other types of income, except as provided in section 44-30-2.7, which were in effect immediately prior to enactment of the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA); provided, rate schedules shall be adjusted for inflation by the tax administrator beginning in taxable year 2002 and thereafter in the manner prescribed for adjustment by the commissioner of Internal Revenue in 26 U.S.C. section 1(f). However, for tax years beginning on or after January 1, 2006, a taxpayer may elect to use the alternative flat tax rate provided in section 44-30-2.10 to calculate his or her personal income tax liability.

(c) For tax years beginning on or after January 1, 2001, if a taxpayer has an alternative minimum tax for

federal tax purposes, the taxpayer shall determine if he or she has a Rhode Island alternative minimum tax. The Rhode Island alternative minimum tax shall be computed by multiplying the federal tentative minimum tax without allowing for the increased exemptions under the Jobs and Growth Tax Relief Reconciliation Act of 2003 (as redetermined on federal form 6251 Alternative Minimum Tax-Individuals) by twenty-five and one-half percent (25.5%) for tax year 2001, and twenty-five percent (25%) for tax year 2002 and thereafter, and comparing the product to the Rhode Island tax as computed otherwise under this section. The excess shall be the taxpayer's Rhode Island alternative minimum tax.

(1) For tax years beginning on or after January 1, 2005 and thereafter the exemption amount for alternative minimum tax, for Rhode Island purposes, shall be adjusted for inflation by the tax administrator in the manner prescribed for adjustment by the commissioner of Internal Revenue in 26 U.S.C. section 1(f).

(2) For the period January 1, 2007 through December 31, 2007, and thereafter, Rhode Island taxable income shall be determined by deducting from federal adjusted gross income as defined in 26 U.S.C. section 62 as modified by the modifications in section 44-30-12 the Rhode Island itemized deduction amount and the Rhode Island exemption amount as determined in this section.

(A) Tax imposed.

(1) There is hereby imposed on the taxable income of married individuals filing joint returns and surviving spouses a tax determined in accordance with the following table:

If taxable income is:	The tax is:
Not over \$53,150	3.75% of taxable income
Over \$53,150 but not over \$128,500	\$1,993.13 plus 7.00% of the excess over \$53,150
Over \$128,500 but not over \$195,850	\$7,267.63 plus 7.75% of the excess over \$128,500
Over \$195,850 but not over \$349,700	\$12,487.25 plus 9.00% of the excess over \$195,850
Over \$349,700	\$26,333.75 plus 9.90% of the excess over \$349,700

(2) There is hereby imposed on the taxable income of every head of household a tax determined in accordance with the following table:

If taxable income is:	The tax is:
Not over \$42,650	3.75% of taxable income
Over \$42,650 but not over \$110,100	\$1,599.38 plus 7.00% of the excess over \$42,650
Over \$110,100 but not over \$178,350	\$6,320.88 plus 7.75% of the excess over \$110,100
Over \$178,350 but not over \$349,700	\$11,610.25 plus 9.00% of the excess over \$178,350
Over \$349,700	\$27,031.75 plus 9.90% of the excess over \$349,700

(3) There is hereby imposed on the taxable income of unmarried individuals (other than surviving spouses and heads of households) a tax determined in accordance with the following table:

If taxable income is:	The tax is:
Not over \$31,850	3.75% of taxable income
Over \$31,850 but not over \$77,100	\$1,194.38 plus 7.00% of the excess over \$31,850
Over \$77,100 but not over \$160,850	\$4,361.88 plus 7.75% of the excess over \$77,100
Over \$160,850 but not over \$349,700	\$10,852.50 plus 9.00% of the excess over \$160,850
Over \$349,700	\$27,849.00 plus 9.90% of the excess over \$349,700

(4) There is hereby imposed on the taxable income of married individuals filing separate returns and bankruptcy estates a tax determined in accordance with the following table:

If taxable income is:	The tax is:
Not over \$26,575	3.75% of taxable income
Over \$26,575 but not over \$64,250	\$996.56 plus 7.00% of the excess over \$26,575
Over \$64,250 but not over \$97,925	\$3,633.81 plus 7.75% of the

	excess over \$64,250
Over \$97,925 but not over \$174,850	\$6,243.63 plus 9.00% of the excess over \$97,925
Over \$174,850	\$13,166.88 plus 9.90% of the excess over \$174,850

(5) There is hereby imposed a taxable income of an estate or trust a tax determined in accordance with the following table:

If taxable income is:	The tax is:
Not over \$2,150	3.75% of taxable income
Over \$2,150 but not over \$5,000	\$80.63 plus 7.00% of the excess
over \$2,150 Over \$5,000 but not over \$7,650	\$280.13 plus 7.75% of the excess over \$5,000
Over \$7,650 but not over \$10,450	\$485.50 plus 9.00% of the excess over \$7,650
Over \$10,450	\$737.50 plus 9.90% of the excess over \$10,450

(6) Adjustments for inflation.

The dollars amount contained in paragraph (A) shall be increased by an amount equal to:

(a) Such dollar amount contained in paragraph (A) in the year 1993, multiplied by;

(b) The cost-of-living adjustment determined under section (J) with a base year of 1993;

(c) The cost-of-living adjustment referred to in subparagraph (a) and (b) used in making adjustments to the nine percent (9%) and nine and nine tenths percent (9.9%) dollar amounts shall be determined under section (J) by substituting "1994" for "1993."

(B) Maximum capital gains rates

(1) In general

If a taxpayer has a net capital gain for tax years ending prior to January 1, 2010, the tax imposed by this section for such taxable year shall not exceed the sum of:

(a) 2.5 % of the net capital gain as reported for federal income tax purposes under section 26 U.S.C.

1(h)(1)(a) and 26 U.S.C. 1(h)(1)(b).

(b) 5% of the net capital gain as reported for federal income tax purposes under 26 U.S.C. 1(h)(1)(c).

(c) 6.25% of the net capital gain as reported for federal income tax purposes under 26 U.S.C. 1(h)(1)(d).

(d) 7% of the net capital gain as reported for federal income tax purposes under 26 U.S.C. 1(h)(1)(e).

(2) For tax years beginning on or after January 1, 2010 the tax imposed on net capital gain shall be determined under subdivision 44-30-2.6(c)(2)(A).

(C) Itemized deductions.

(1) In general

For the purposes of section (2) "itemized deductions" means the amount of federal itemized deductions as modified by the modifications in section 44-30-12.

(2) Individuals who do not itemize their deductions In the case of an individual who does not elect to itemize his deductions for the taxable year, they may elect to take a standard deduction.

(3) Basic standard deduction.

The Rhode Island standard deduction shall be allowed in accordance with the following table:

Filing status	Amount
Single	\$5,350
Married filing jointly or qualifying widow(er)	\$8,900
Married filing separately	\$4,450
Head of Household	\$7,850

(4) Additional standard deduction for the aged and blind.

An additional standard deduction shall be allowed for individuals age sixty-five (65) or older or blind in the amount of \$1,300 for individuals who are not married and \$1,050 for individuals who are married.

(5) Limitation on basic standard deduction in the case of certain dependents.

In the case of an individual to whom a deduction under section (E) is allowable to another taxpayer, the basic standard deduction applicable to such individual shall not exceed the greater of:

(a) \$850;

(b) The sum of \$300 and such individual's earned income;

(6) Certain individuals not eligible for standard deduction.

In the case of:

(a) A married individual filing a separate return where either spouse itemizes deductions; (b) Nonresident alien individual;

(c) An estate or trust;

The standard deduction shall be zero.

(7) Adjustments for inflation.

Each dollars amount contained in paragraphs (3), (4) and (5) shall be increased by an amount equal to:

(a) Such dollar amount contained in paragraphs (3), (4) and (5) in the year 1988, multiplied by

(b) The cost-of-living adjustment determined under section (J) with a base year of 1988. (D) Overall

limitation on itemized deductions

(1) General rule. In the case of an individual whose adjusted gross income as modified by section 44-30-12 exceeds the applicable amount, the amount of the itemized deductions otherwise allowable for the taxable year shall be reduced by the lesser of:

(a) Three percent (3%) of the excess of adjusted gross income as modified by section 44-30-12 over the applicable amount; or

(b) Eighty percent (80%) of the amount of the itemized deductions otherwise allowable for such taxable year.

(2) Applicable amount.

(a) In general.

For purposes of this section, the term "applicable amount" means \$156,400 (\$78,200 in the case of a separate return by a married individual)

(b) Adjustments for inflation.

Each dollar amount contained in paragraph (a) shall be increased by an amount equal to:

(i) Such dollar amount contained in paragraph (a) in the year 1991, multiplied by

(ii) The cost-of-living adjustment determined under section (J) with a base year of 1991.

(3) Phase-out of Limitation.

(a) In general.

In the case of taxable year beginning after December 31, 2005, and before January 1, 2010, the reduction under section (1) shall be equal to the applicable fraction of the amount which would be the amount of such reduction.

(b) Applicable fraction.

For purposes of paragraph (a), the applicable fraction shall be determined in accordance with the following

table:

For taxable years beginning in	The applicable fraction is calendar year
2006 and 2007	2/3
2008 and 2009	1/3

(E) Exemption amount

(1) In general.

Except as otherwise provided in this subsection, the term "exemption amount" mean \$3,400.

(2) Exemption amount disallowed in case of certain dependents. In the case of an individual with respect to whom a deduction under this section is allowable to another taxpayer for the same taxable year, the exemption amount applicable to such individual for such individual's taxable year shall be zero.

(3) Adjustments for inflation.

The dollar amount contained in paragraph (1) shall be increased by an amount equal to:

- (a) Such dollar amount contained in paragraph (1) in the year 1989, multiplied by
- (b) The cost-of-living adjustment determined under section (J) with a base year of 1989.

(4) Limitation.

(a) In general.

In the case of any taxpayer whose adjusted gross income as modified for the taxable year exceeds the threshold amount shall be reduced by the applicable percentage.

(b) Applicable percentage.

In the case of any taxpayer whose adjusted gross income for the taxable year exceeds the threshold amount, the exemption amount shall be reduced by two (2) percentage points for each \$2,500 (or fraction thereof) by which the taxpayer's adjusted gross income for the taxable year exceeds the threshold amount. In the case of a married individual filing a separate return, the preceding sentence shall be applied by substituting "\$1,250" for "\$2,500." In no event shall the applicable percentage exceed one hundred percent (100%).

(c) Threshold Amount.

For the purposes of this paragraph, the term "threshold amount" shall be determined with the following table:

Filing status	Amount
Single	\$156,400
Married filing jointly of qualifying widow(er)	\$234,600

Married filing separately	\$117,300
Head of Household	\$195,500

(d) Adjustments for inflation.

Each dollars amount contain in paragraph (b) shall be increased by an amount equal to:

- (i) Such dollar amount contained in paragraph (b) in the year 1991, multiplied by
 - (ii) The cost-of-living adjustment determined under section (J) with a base year of 1991.
- (5) Phase-out of Limitation. (a) In general.

In the case of taxable years beginning after December 31, 2005, and before January 1, 2010, the reduction under section 4 shall be equal to the applicable fraction of the amount which would be the amount of such reduction.

(b) Applicable fraction.

For the purposes of paragraph (a), the applicable fraction shall be determined in accordance with the following table:

For taxable years beginning in calendar year	The applicable fraction is
2006 and 2007	2/3
2008 and 2009	1/3

(F) Alternative minimum tax

(1) General rule. - There is hereby imposed (in addition to any other tax imposed by this subtitle) a tax equal to the excess (if any) of:

- (a) The tentative minimum tax for the taxable year, over
- (b) The regular tax for the taxable year.

(2) The tentative minimum tax for the taxable year is the sum of:

- (a) 6.5 percent of so much of the taxable excess as does not exceed \$175,000, plus
- (b) 7.0 percent of so much of the taxable excess above \$175,000.

(3) The amount determined under the preceding sentence shall be reduced by the alternative minimum tax foreign tax credit for the taxable year.

(4) Taxable excess. - For the purposes of this subsection the term "taxable excess" means so much of the federal alternative minimum taxable income as modified by the modifications in section 44-30-12 as exceeds the exemption amount.

(5) In the case of a married individual filing a separate return, subparagraph (2) shall be applied by substituting "\$87,500" for \$175,000 each place it appears.

(6) Exemption amount.

For purposes of this section "exemption amount" means:

Filing status	Amount
Single	\$39,150
Married filing jointly or qualifying widow(er)	\$53,700
Married filing separately	\$26,850
Head of Household	\$39,150
Estate or trust	\$24,650

(7) Treatment of unearned income of minor children

(a) In general.

In the case of a minor child, the exemption amount for purposes of section (6) shall not exceed the sum of:

- (i) Such child's earned income, plus
- (ii) \$6,000.

(8) Adjustments for inflation.

The dollar amount contained in paragraphs (6) and (7) shall be increased by an amount equal to:

- (a) Such dollar amount contained in paragraphs (6) and (7) in the year 2004, multiplied by
- (b) The cost-of-living adjustment determined under section (J) with a base year of 2004. (9) Phase-out.

(a) In general.

The exemption amount of any taxpayer shall be reduced (but not below zero) by an amount equal to twenty-five percent (25%) of the amount by which alternative minimum taxable income of the taxpayer exceeds the threshold amount.

(b) Threshold amount.

For purposes of this paragraph, the term "threshold amount" shall be determined with the following table:

Filing status	Amount
Single	\$123,250
Married filing jointly or qualifying widow(er)	\$164,350
Married filing separately	\$82,175

Head of Household \$123,250

(c) Adjustments for inflation

Each dollar amount contained in paragraph (9) shall be increased by an amount equal to:

(i) Such dollar amount contained in paragraph (9) in the year 2004, multiplied by

(ii) The cost-of-living adjustment determined under section (J) with a base year of 2004.

(G) Other Rhode Island taxes

(1) General rule. - There is hereby imposed (in addition to any other tax imposed by this subtitle) a tax equal to twenty-five percent (25%) of: (a) The Federal income tax on lump-sum distributions.

(b) The Federal income tax on parents' election to report child's interest and dividends.

(c) The recapture of Federal tax credits that were previously claimed on Rhode Island return.

(H) Tax for children under 18 with investment income

(1) General rule. - There is hereby imposed a tax equal to twenty-five percent (25%) of: (a) The Federal tax for children under the age of 18 with investment income.

(I) Averaging of farm income

(1) General rule. - At the election of an individual engaged in a farming business or fishing business, the tax imposed in section 2 shall be equal to twenty-five percent (25%) of:

(a) The Federal averaging of farm income as determined in IRC section 1301.

(J) Cost-of-living adjustment

(1) In general.

The cost-of-living adjustment for any calendar year is the percentage (if any) by which:

(a) The CPI for the preceding calendar year exceeds

(b) The CPI for the base year.

(2) CPI for any calendar year. For purposes of paragraph (1), the CPI for any calendar year is the average of the Consumer Price Index as of the close of the twelve (12) month period ending on August 31 of such calendar year.

(3) Consumer Price Index

For purposes of paragraph (2), the term "consumer price index" means the last consumer price index for all urban consumers published by the department of labor. For purposes of the preceding sentence, the revision of the consumer price index which is most consistent with the consumer price index for calendar year 1986 shall be used.

(4) Rounding.

(a) In general.

If any increase determined under paragraph (1) is not a multiple of \$50, such increase shall be rounded to the next lowest multiple of \$50.

(b) In the case of a married individual filing a separate return, subparagraph (a) shall be applied by substituting "\$25" for \$50 each place it appears.

(K) Credits against tax. - For tax years beginning on or after January 1, 2001, a taxpayer entitled to any of the following federal credits enacted prior to January 1, 1996 shall be entitled to a credit against the Rhode Island tax imposed under this section:

(1) [Deleted by P.L. 2007, ch. 73, art. 7, section 5].

(2) Child and dependent care credit;

(3) General business credits;

(4) Credit for elderly or the disabled;

(5) Credit for prior year minimum tax;

(6) Mortgage interest credit;

(7) Empowerment zone employment credit;

(8) Qualified electric vehicle credit.

(L) Credit against tax for adoption. - For tax years beginning on or after January 1, 2006, a taxpayer entitled to the federal adoption credit shall be entitled to a credit against the Rhode Island tax imposed under this section if the adopted child was under the care, custody, or supervision of the Rhode Island department of children, youth and families prior to the adoption.

(M) The credit shall be twenty-five percent (25%) of the aforementioned federal credits provided there shall be no deduction based on any federal credits enacted after January 1, 1996, including the rate reduction credit provided by the federal Economic Growth and Tax Reconciliation Act of 2001 (EGTRRA). In no event shall the tax imposed under this section be reduced to less than zero. A taxpayer required to recapture any of the above credits for federal tax purposes shall determine the Rhode Island amount to be recaptured in the same manner as prescribed in this subsection.

(N) Rhode Island earned income credit

(1) In general.

A taxpayer entitled to a federal earned income credit shall be allowed a Rhode Island earned income credit

equal to twenty-five percent (25%) of the federal earned income credit. Such credit shall not exceed the amount of the Rhode Island income tax.

(2) Refundable portion.

In the event the Rhode Island earned income credit allowed under section (J) exceeds the amount of Rhode Island income tax, a refundable earned income credit shall be allowed.

(a) For purposes of paragraph (2) refundable earned income credit means fifteen percent (15%) of the amount by which the Rhode Island earned income credit exceeds the Rhode Island income tax.

(O) The tax administrator shall recalculate and submit necessary revisions to paragraphs (A) through (J) to the general assembly no later than February 1, 2010 and every three (3) years thereafter for inclusion in the statute.

(3) For the period January 1, 2011 through December 31, 2011, and thereafter, "Rhode Island taxable income" means federal adjusted gross income as determined under the Internal Revenue Code, 26 U.S.C. 1 et seq., and as modified for Rhode Island purposes pursuant to section 44-30-12 less the amount of Rhode Island Basic Standard Deduction allowed pursuant to subparagraph 44-30-2.6(c)(3)(B), and less the amount of personal exemption allowed pursuant of subparagraph 44-30-2.6(c)(3)(C).

(A) Tax imposed.

(I) There is hereby imposed on the taxable income of married individuals filing joint returns, qualifying widow(er), every head of household, unmarried individuals, married individuals filing separate returns and bankruptcy estates, a tax determined in accordance with the following table:

RI Taxable Income			RI Income Tax
Over	But not over	Pay + % on Excess	on the amount over
\$ 0 - \$ 55,000		\$ 0 + 3.75%	\$ 0
55,000 - 125,000		2,063 + 4.75%	55,000
125,000 - <u>250,000</u>		5,388 + 5.99%	125,000
<u>250,000</u>		<u>(tbd) + 7.99%</u>	<u>250,000</u>

(II) There is hereby imposed on the taxable income of an estate or trust a tax determined in accordance with the following table:

RI Taxable Income			RI Income Tax
Over	But not over	Pay + % Over - Excess	on the amount over
			over

\$ 0 -	\$ 2,230	\$ 0 + 3.75%	\$ 0
2,230 -	7,022	84 + 4.75%	2,230
7,022 -		312 + 5.99%	7,022

(B) Deductions:

(I) Rhode Island Basic Standard Deduction. Only the Rhode Island standard deduction shall be allowed in accordance with the following table:

Filing status:	Amount
Single	\$7,500
Married filing jointly or qualifying widow(er)	\$15,000
Married filing separately	\$7,500
Head of Household	\$11,250

(II) Nonresident alien individuals, estates and trusts are not eligible for standard deductions.

(III) In the case of any taxpayer whose adjusted gross income, as modified for Rhode Island purposes pursuant to section 44-30-12, for the taxable year exceeds one hundred seventy-five thousand dollars (\$175,000), the standard deduction amount shall be reduced by the applicable percentage. The term "applicable percentage" means twenty (20) percentage points for each five thousand dollars (\$5,000) (or fraction thereof) by which the taxpayer's adjusted gross income for the taxable year exceeds one hundred seventy-five thousand dollars (\$175,000).

(C) Exemption Amount:

(I) The term "exemption amount" means three thousand five hundred dollars (\$3,500) multiplied by the number of exemptions allowed for the taxable year for federal income tax purposes.

(II) Exemption amount disallowed in case of certain dependents. In the case of an individual with respect to whom a deduction under this section is allowable to another taxpayer for the same taxable year, the exemption amount applicable to such individual for such individual's taxable year shall be zero.

(D) In the case of any taxpayer whose adjusted gross income, as modified for Rhode Island purposes pursuant to section 33-30-12, for the taxable year exceeds one hundred seventy-five thousand dollars (\$175,000), the exemption amount shall be reduced by the applicable percentage. The term "applicable percentage" means twenty (20) percentage points for each five thousand dollars (\$5,000) (or fraction thereof) by which the taxpayer's adjusted gross income for the taxable year exceeds one hundred seventy-five thousand dollars (\$175,000).

(E) Adjustment for inflation. - The dollar amount contained in subparagraphs 44-30-2.6(c)(3)(A), 44-30-

2.6(c)(3)(B) and 44-30-2.6(c)(3)(C) shall be increased annually by an amount equal to:

(I) Such dollar amount contained in subparagraphs 44-30-2.6(c)(3)(A), 44-30-2.6(c)(3)(B) and 44-30-2.6(c)(3)(C) adjusted for inflation using a base tax year of 2000, multiplied by;

(II) The cost-of-living adjustment with a base year of 2000.

(III) For the purposes of this section the cost-of-living adjustment for any calendar year is the percentage (if any) by which the consumer price index for the preceding calendar year exceeds the consumer price index for the base year. The consumer price index for any calendar year is the average of the consumer price index as of the close of the twelve (12) month period ending on August 31, of such calendar year.

(IV) For the purpose of this section the term "consumer price index" means the last consumer price index for all urban consumers published by the department of labor. For the purpose of this section the revision of the consumer price index which is most consistent with the consumer price index for calendar year 1986 shall be used.

(V) If any increase determined under this section is not a multiple of fifty dollars (\$50.00), such increase shall be rounded to the next lower multiple of fifty dollars (\$50.00). In the case of a married individual filing separate return, if any increase determined under this section is not a multiple of twenty-five dollars (\$25.00), such increase shall be rounded to the next lower multiple of twenty-five dollars (\$25.00).

(E) Credits against tax.

(I) Notwithstanding any other provisions of Rhode Island Law, for tax years beginning on or after January 1, 2011, the only credits allowed against a tax imposed under this chapter shall be as follows:

(a) Rhode Island Earned Income Credit: Credit shall be allowed for earned income credit pursuant to subparagraph 44-30-2.6(c)(2)(N).

(b) Property Tax Relief Credit: Credit shall be allowed for property tax relief as provided in section 44-33-1 et seq.

(c) Lead Paint Credit: Credit shall be allowed for residential lead abatement income tax credit as provided in section 44-30.3-1 et seq.

(d) Credit for income taxes of other states. - Credit shall be allowed for income tax paid to other states pursuant to section 44-30-74.

(e) Historic Structures Tax Credit: Credit shall be allowed for historic structures tax credit as provided in section 44-33.2-1 et seq.

(f) Motion Picture Productions Tax Credit: Credit shall be allowed for motion picture production tax credit as

provided in section 44-31.2-1 et seq.

(g) Child and Dependent Care: Credit shall be allowed for twenty-five percent (25%) of the federal child and dependent care credit allowable for the taxable year for federal purposes; provided, however, such credit shall not exceed the Rhode Island tax liability.

(h) Tax credits for contributions to Scholarship Organizations: Credit shall be allowed for contributions to scholarship organizations as provided in section 44-62 et seq. (i) Credit for tax withheld. - Wages upon which tax is required to be withheld shall be taxable as if no withholding were required, but any amount of Rhode Island personal income tax actually deducted and withheld in any calendar year shall be deemed to have been paid to the tax administrator on behalf of the person from whom withheld, and the person shall be credited with having paid that amount of tax for the taxable year beginning in that calendar year. For a taxable year of less than twelve (12) months, the credit shall be made under regulations of the tax administrator.

(2) Except as provided in section 1 above, no other state and federal tax credit shall be available to the taxpayers in computing tax liability under this chapter.”

14. In Article 19, page 62, line 28, by deleting the numeral “27” and by inserting in place thereof the numeral “28”.

15. In Article 23 on page 1, line 17, by restoring the deleted language “(\$538.00)” and by deleting the new language “(\$332.00)”.

16. In Article 1, page 14, line 25, by deleting the language “36,009,986” and by inserting in place thereof the language “37,009,986”.

17. By adding thereto the following new Article:

"ARTICLE _____

RELATING TO NEIGHBORHOOD OPPORTUNITIES PROGRAM

SECTION 1. Sections 44-11-1, 44-11-2, 44-11-4, 44-11-4.1, 44-11-11, 44-11-14.7 and 44-11-43 of the General Laws in Chapter 44-11 entitled “Business Corporation Tax” are hereby amended to read as follows:

44-11-1. Definitions. -- For the purpose of this chapter:

(1) “Common ownership” means more than fifty percent (50%) of the voting control of each member of the group is directly or indirectly owned by a common owner or owners, either corporate or non-corporate, whether or not owner or owners are members of the combined group.

(+) (2) "Captive REIT" means a corporation, trust or association:

(a) (i) That is considered a real estate investment trust for the taxable year under section 856 of the Internal Revenue Code;

(ii) That is not regularly traded on an established securities market; and

(iii) More than fifty percent (50%) of the voting power or value of the beneficial interests or shares of which at any time during the last half of the taxable year, is owned or controlled, directly or indirectly, by a single entity that is subject to the provisions of Subchapter C of Chapter 1 of the Internal Revenue Code; and (b) "Captive REIT" does not include:

(i) A corporation, trust or association more than fifty percent (50%) of the voting power or value of the beneficial interests or shares of which, at any time during which the corporation, trust or association satisfies item (1)(iii) of this subsection, is owned or controlled, directly or indirectly, by:

(A) A real estate investment trust other than a real estate investment trust described in item (i) of this subsection; or

(B) A person exempt from taxation under § 501(a) of the Internal Revenue Code; or

(C) A listed Australian Property Trust; and

(ii) Subject to regulations that the tax administrator adopts, a real estate investment trust that is intended to become regularly traded on an established securities market and that satisfies the requirements of § 865(A)(5) and (6) of the Internal Revenue Code by reason of § 856(h)(2) of the Internal Revenue Code; and

(c) For purposes of this section, the constructive ownership rules prescribed under § 318(a) of the Internal Revenue Code, as modified by § 856(d)(5) of the Internal Revenue Code, shall apply in determining the ownership of stock, assets or net profits of any person.

(2) (3) "Corporation" means every corporation, joint-stock company, or association, wherever incorporated, a real estate investment trust, a regulated investment company, a personal holding company registered under the Federal Investment Company Act of 1940, 15 U.S.C. § 80a-1 et seq., and also a trustee or trustees conducting a business where interest or ownership is evidenced by certificates or other written instruments, deriving any income from sources within this state or engaging in any activities or transactions within this state for the purpose of profit or gain, whether or not an office or place of business is maintained in this state, or whether or not the income, activities, or transactions are connected with intrastate, interstate, or foreign commerce, except:

(i) State banks, mutual savings banks, federal savings banks, trust companies, national banking associations, building and loan associations, credit unions, and loan and investment companies;

(ii) Public service corporations included in chapter 13 of this title, except as otherwise provided in § 44-13-2.2;

(iii) Insurance and surety companies;

(iv) Corporations specified in § 7-6-4, incorporated hospitals, schools, colleges, and other institutions of learning not organized for business purposes and not doing business for profit and no part of the net earnings of which inures to the benefit of any private stockholder or individual, whether incorporated under any general law of this state or by any special act of the general assembly of this state;

(v) Fraternal beneficiary societies as set forth in § 27-25-1;

(vi) Any corporation expressly exempt from taxation by charter;

(vii) Corporations which together with all corporations under direct or indirect common ownership that satisfies the other requirements of this paragraph employ not less than five (5) full-time equivalent employees in the state; which maintain an office in the state; and activities within the state which are confined to the maintenance and management of their intangible investments or of the intangible investments of corporations or business trusts registered as investment companies under the Investment Company Act of 1940, 15 U.S.C. § 80a-1 et seq., and the collection and distribution of the income from those investments or from tangible property physically located outside the state. For purposes of this paragraph, "intangible investments" includes, without limitation, investments in stocks, bonds, notes, and other debt obligations, including debt obligations of affiliated corporations, patents, patent applications, trademarks, trade names, copyrights, and similar types of intangible assets.

~~(3)~~(4) "Fiscal year" means an accounting period of twelve (12) months ending on the last day of any month other than December.

(5) "Limited liability company" means an entity that is organized and existing under the laws of this state pursuant to chapter 16 of title 7.

(6) "Limited liability partnership" means an entity that is organized and existing under the laws of this state pursuant to chapter 12 of title 7.

(7) "Limited partnership" means an entity that is organized and existing under the laws of this state pursuant to chapter 13 of title 7.

(8) "Member" means a corporation included in a unitary business.

~~(4)~~(9) "Place of business" means a regular place of business, which, in turn, means any bona fide office, other than a statutory office, factory, warehouse, or other space which is regularly used by the taxpayer in carrying on its

business. Where, as a regular course of business, property of the taxpayer is stored by it in a public warehouse until it is shipped to customers, the warehouse is considered a regular place of business of the taxpayer and, where as a regular course of business, raw material or partially furnished goods of a taxpayer are delivered to an independent contractor to be converted, processed, finished, or improved and the finished goods remain in the possession of the independent contractor until shipped to customers, the plant of the independent contractor is considered a regular place of business of the taxpayer. The mere consignment of goods by the taxpayer to an independent factor outside this state for sale at the consignee's discretion does not constitute the taxpayer as having a regular place of business outside this state.

(10) "Rhode Island gross receipts" means the taxpayer's total receipts as defined under §44-11-14(a)(2).

(11) "S-Corporation" means a small business corporation having an election in effect under subchapter S, 26 U.S.C. § 1361 et seq.

~~(5)~~(12) "Taxable year" means the calendar year or the fiscal year ending during the calendar year upon the basis of which the net income is computed under this chapter. "Taxable year" means, in the case of a return made for a fractional part of a year under the provisions of this chapter or under regulations prescribed by the tax administrator, the period for which the return is made.

~~(6)~~(13) "Taxpayer" means and includes any corporation and affiliated group subject to the provisions of this chapter.

(14) "Unitary business" means the activities of a group of two (2) or more corporations under common ownership that are sufficiently interdependent, integrated or interrelated through their activities so as to provide mutual benefit and produce a significant sharing or exchange of value among them or a significant flow of value between the separate parts. The term unitary business shall be construed to the broadest extent permitted under the United States Constitution.

(15) "United States" means the fifty (50) states of the United States, the District of Columbia, the United States' territories and possessions.

44-11-2. Imposition of tax. -- (a) Each corporation shall annually pay to the state a tax equal to nine percent (9%) of net income, as defined in § 44-11-11, qualified in § 44-11-12, and apportioned to this state as provided in §§ 44-11-13 – 44-11-15, for the taxable year. For tax years beginning on or after January 1, 2012 each corporation shall annually pay to the state a tax equal to eight and one-half percent (8.5%) of net income, as defined in § 44-11-11, qualified in § 44-11-12, and apportioned to this state as provided in §§ 44-11-13 – 44-11-15, for the taxable year. For

tax years beginning on or after January 1, 2013 each corporation shall annually pay to the state a tax equal to eight percent (8%) of net income, as defined in § 44-11-11, qualified in § 44-11-12, and apportioned to this state as provided in §§ 44-11-13 – 44-11-15, for the taxable year. For tax years beginning on or after January 1, 2014 each corporation shall annually pay to the state a tax equal to seven and one-half percent (7.5%) of net income, as defined in § 44-11-11, qualified in § 44-11-12, and apportioned to this state as provided in §§ 44-11-13 – 44-11-15, for the taxable year.

(b) A corporation shall pay the amount of any tax as computed in accordance with subsection (a) of this section after deducting from "net income," as used in this section, fifty percent (50%) of the excess of capital gains over capital losses realized during the taxable year, if for the taxable year:

(1) The corporation is engaged in buying, selling, dealing in, or holding securities on its own behalf and not as a broker, underwriter, or distributor;

(2) Its gross receipts derived from these activities during the taxable year amounted to at least ninety percent (90%) of its total gross receipts derived from all of its activities during the year. "Gross receipts" means all receipts, whether in the form of money, credits, or other valuable consideration, received during the taxable year in connection with the conduct of the taxpayer's activities.

(c) A corporation shall not pay the amount of the tax computed on the basis of its net income under subsection (a) of this section, but shall annually pay to the state a tax equal to ten cents (\$.10) for each one hundred dollars (\$100) of gross income for the taxable year or a tax of one hundred dollars (\$100), whichever tax shall be the greater, if for the taxable year the corporation is either a "personal holding company" registered under the federal Investment Company Act of 1940, 15 U.S.C. § 80a-1 et seq., "regulated investment company", or a "real estate investment trust" as defined in the federal income tax law applicable to the taxable year. "Gross income" means gross income as defined in the federal income tax law applicable to the taxable year, plus:

(1) Any interest not included in the federal gross income; minus

(2) Interest on obligations of the United States or its possessions, and other interest exempt from taxation by this state; and minus

(3) Fifty percent (50%) of the excess of capital gains over capital losses realized during the taxable year.

(d) ~~A small business corporation having an election in effect under subchapter S, 26 U.S.C. § 1361 et seq., shall not be subject to the Rhode Island income tax on corporations~~ An S-Corporation shall only be subject to the minimum tax imposed under §44-11-2(e), except that the corporation shall be subject to the provisions of subsection

(a), to the extent of the income that is subjected to federal tax under subchapter S.

(2) The shareholders of the corporation who are residents of Rhode Island shall include in their income their proportionate share of the corporation's federal taxable income.

(3) [Deleted by P.L. 2004, ch. 595, art. 29, § 1.] (4) [Deleted by P.L. 2004, ch. 595, art. 29, § 1.]

(e) Minimum tax. (1) For tax years beginning before January 1, 2012 the, The tax imposed upon any corporation under this section shall not be less than five hundred dollars (\$500).

(2) For tax years beginning on or after January 1, 2012, the minimum tax imposed upon any corporation, except an S-Corporation, shall be based on Rhode Island gross receipts and shall be determined according to the following schedule:

<u>Rhode Island Gross Receipts</u>	<u>Minimum Tax</u>
<u>Not more than \$1,000,000</u>	<u>\$500</u>
<u>\$1,000,000 but not more than \$2,500,000</u>	<u>\$1,000</u>
<u>\$2,500,000 but not more than \$5,000,000</u>	<u>\$1,500</u>
<u>\$5,000,000 or more</u>	<u>\$2,000</u>

(3) For tax years beginning on or after January 1, 2012 the minimum tax imposed upon any S-Corporation, limited liability company, limited liability partnership and limited partnership shall be based on Rhode Island gross receipts and shall be determined according to the following schedule:

<u>Rhode Island Gross Receipts</u>	<u>Minimum Tax</u>
<u>Not more than \$1,000,000</u>	<u>\$250</u>
<u>\$1,000,000 but not more than \$2,500,000</u>	<u>\$1,000</u>
<u>\$2,500,000 but not more than \$5,000,000</u>	<u>\$1,500</u>
<u>\$5,000,000 or more</u>	<u>\$2,000</u>

44-11-4. Returns of affiliated groups of corporations. -- For tax years beginning before January 1, 2012 an
~~An~~ affiliated group of corporations may file a consolidated return for the taxable year in lieu of separate returns; provided, that all the corporations which constitute the affiliated group at any time during the period for which the return is made and which are subject to taxation under this chapter shall consent to the making of the consolidated return. The tax administrator may prescribe rules and regulations as he or she may deem necessary in order that the tax liability of any affiliated group of corporations making a consolidated return and of each corporation in the group, liable to taxation under this chapter, both during and after the period of affiliation, may be determined, computed,

assessed, collected, and adjusted in a manner as clearly to reflect the net income and the corporate excess and to prevent avoidance of tax liability.

44-11-4.1. Combined reporting. -- (a) Effective for tax years beginning on or after January 1, 2012, a corporation which is part of an unitary business must file a report for the combined group containing the combined net income of the combined group and any other information the tax administrator may require. The use of a combined report does not disregard the separate identities of the members of the combined group. Each member of the combined group is responsible for tax based on its taxable income or loss apportioned or allocated to this state.

(b) The combined reporting requirement required pursuant to this section shall not include any persons that engage in activities enumerated in § 44-13-4, 44-14-3, 44-14-4 or 44-17-1, whether within or outside this state. Neither the income or loss nor the apportionment factors of such a person shall be included, directly or indirectly, in the combined report.

(c) The tax administrator shall prescribe rules and regulations as he or she may deem necessary in order that the tax liability of any unitary business making a combined report may be determined, computed, assessed, collected, and adjusted in a manner as clearly to reflect the net income and to prevent avoidance of tax liability.

44-11-4.2. Water's edge election. --

(a) Election. – Members of a combined group may elect to disregard the income and apportionment factors of a member of the combined group that is a foreign corporation that conducts eighty percent (80%) or more of its business activity outside the United States. A water's edge election must be filed in writing with the tax administrator. Such an election shall be effective for the taxable year in which it is filed and for the following ten (10) taxable years. The election will be automatically extended at the end of the ten (10) year period unless notice is given in writing to the tax administrator of intent not to renew. The notice of intent not to renew must be made before the end of the last two (2) years of the election period.

(b) Withdrawal of Election. – An election may be withdrawn only upon written request to and approval from the tax administrator. If the tax administrator grants a withdrawal of election, the tax administrator must impose reasonable conditions as he or she deems necessary to prevent the evasion of tax or to clearly reflect income for the election period prior to or after the withdrawal. A water's edge election, once terminated by either a notice of withdrawal or a failure to renew, may not be renewed for a minimum of three (3) years.

44-11-11. "Net income" defined. -- (a) "Net income" means, for any taxable year and for any corporate taxpayer, the taxable income of the taxpayer for that taxable year under the laws of the United States, plus: (i) Any

interest not included in the taxable income;

(ii) Any specific exemptions;

~~(iii) For a captive REIT, an amount equal to the amount of the dividends paid deduction allowed under the Internal Revenue Code for the taxable year;~~

~~(iv)(iii)~~ The tax imposed by this chapter; and minus

~~(v) Any deductions required to be added back to net income under the provisions of paragraph (f) of this section;~~

~~(vi)(iv)~~ Interest on obligations of the United States or its possessions, and other interest exempt from taxation by this state; and

~~(vii)(v)~~ The federal net operating loss deduction.

(2) All binding federal elections made by or on behalf of the taxpayer applicable either directly or indirectly to the determination of taxable income shall be binding on the taxpayer except where this chapter or its attendant regulations specifically modify or provide otherwise. Rhode Island taxable income shall not include the "gross-up of dividends" required by the federal Internal Revenue Code to be taken into taxable income in connection with the taxpayer's election of the foreign tax credit.

(b) A net operating loss deduction shall be allowed which shall be the same as the net operating loss deduction allowed under 26 U.S.C. § 172, except that:

(1) Any net operating loss included in determining the deduction shall be adjusted to reflect the inclusions and exclusions from entire net income required by subsection (a) of this section and § 44-11-11.1;

(2) The deduction shall not include any net operating loss sustained during any taxable year in which the taxpayer was not subject to the tax imposed by this chapter; and

(3) The deduction shall not exceed the deduction for the taxable year allowable under 26 U.S.C. § 172; provided, that the deduction for a taxable year may not be carried back to any other taxable year for Rhode Island purposes but shall only be allowable on a carry forward basis for the five (5) succeeding taxable years.

(c) "Domestic international sales corporations" (referred to as DISCs), for the purposes of this chapter, will be treated as they are under federal income tax law and shall not pay the amount of the tax computed under § 44-11-2(a). Any income to shareholders of DISCs is to be treated in the same manner as it is treated under federal income tax law as it exists on December 31, 1984.

(d) A corporation which qualifies as a "foreign sales corporation" (FSC) under the provisions of subchapter

N, 26 U.S.C. § 861 et seq., and which has in effect for the entire taxable year a valid election under federal law to be treated as a FSC, shall not pay the amount of the tax computed under § 44-11-2(a). Any income to shareholders of FSCs is to be treated in the same manner as it is treated under federal income tax law as it exists on January 1, 1985.

~~(e) As used in this section:~~

~~(1) "Affiliated group" has the same meaning as in § 1504 of the Internal Revenue Code.~~

~~(2) "Intangible expenses and costs" includes: (A) expenses, losses and costs for, related to, or in connection directly or indirectly with the direct or indirect acquisition, use, maintenance or management, ownership, sale, exchange, or any other disposition of intangible property to the extent such amounts are allowed as deductions or costs in determining taxable income before operating loss deduction and special deductions for the taxable year under the Internal Revenue Code; (B) losses related to or incurred in connection directly or indirectly with factoring transactions or discounting transactions; (C) royalty, patent, technical and copyright fees; (D) licensing fees; and (E) other similar expenses and costs.~~

~~(3) "Intangible property" means patents, patent applications, trade names, trademarks, service marks, copyrights and similar types of intangible assets.~~

~~(4) "Interest expenses and costs" means amounts directly or indirectly allowed as deductions under § 163 of the Internal Revenue Code for purposes of determining taxable income under the Internal Revenue Code to the extent such expenses and costs are directly or indirectly for, related to, or in connection with the direct or indirect acquisition, maintenance, management, ownership, sale, exchange or disposition of intangible property.~~

~~(5) "Related member" means a person that, with respect to the taxpayer during all or any portion of the taxable year, is a related entity, as defined in this subsection, a component member as defined in § 1563(b) of the Internal Revenue Code, or is a person to or from whom there is attribution of stock ownership in accordance with § 1563(e) of the Internal Revenue Code.~~

~~(6) "Related entity" means: (A) a stockholder who is an individual, or a member of the stockholder's family enumerated in § 318 of the Internal Revenue Code, if the stockholder and the members of the stockholder's family own directly, indirectly, beneficially or constructively, in the aggregate, at least fifty percent (50%) of the value of the taxpayer's outstanding stock; (B) a stockholder, or a stockholder's partnership, limited liability company, estate, trust or corporation, if the stockholder and the stockholder's partnership, limited liability companies, estates, trusts and corporations own directly, indirectly, beneficially or constructively, in the aggregate, at least fifty percent (50%) of the value of the taxpayer's outstanding stock; or (C) a corporation, or a party related to the corporation in a manner that~~

would require an attribution of stock from the corporation to the party or from the party to the corporation under the attribution rules of section 318 of the Internal Revenue Code, if the taxpayer owns, directly, indirectly, beneficially or constructively, at least fifty percent (50%) of the value of the corporation's outstanding stock. The attribution rules on § 318 of the Internal Revenue Code shall apply for purposes of determining whether the ownership requirements of this subdivision have been met.

~~(f) For purposes of computing its net income under this section, a corporation shall add back otherwise deductible interest expenses and costs and intangible expenses and costs directly or indirectly paid, accrued or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions with, one or more related members.~~

~~(1) The adjustments required in subsection (f) of this section shall not apply if the corporation establishes by clear and convincing evidence that the adjustments are unreasonable, as determined by the tax administrator or the corporation and the tax administrator agree in writing to the application or use of an alternative method of apportionment under § 44-11-15. Nothing in this subsection shall be construed to the limit or negate the tax administrator's authority to otherwise enter into agreements and compromises otherwise allowed by law.~~

~~(2) The adjustments required in subsection (f) of this section shall not apply to such portion of interest expenses and costs and intangible expenses and costs that the corporation can establish by the preponderance of the evidence meets both of the following: (A) the related member during the same income year directly or indirectly paid, accrued or incurred such portion to a person who is not a related member; and (B) the transaction giving rise to the interest expenses and costs or the intangible expenses and costs between the corporation and the related member did not have as a significant purpose the avoidance of any portion of the tax due under chapter 44-11.~~

~~(3) The adjustments required in subsection (f) shall not apply if the corporation establishes by clear and convincing evidence, as determined by the tax administrator, that: (i) a principal purpose of the transaction giving rise to the payment of interest was not to avoid payment of taxes due under this chapter; (ii) the interest is paid pursuant to a contract that reflects an arm's length rate of interest and terms; and (iii) (A) the related member was subject to tax on its net income in this state or another state or possession of the United States or a foreign nation; (B) a measure of said tax included the interest received from the taxpayer; and (C) the effective rate of tax applied to the interest received by the related member is no less than the effective rate of tax applied to the taxpayer under this chapter minus 3 percentage points.~~

~~(4) *Partial Adjustments.* The add back required in subsection (f) shall not be required in part if a portion of~~

~~the add back would be unreasonable. A portion of the add back will be considered unreasonable to the extent that the taxpayer establishes to the tax administrator by clear and convincing evidence that interest or intangible expense was paid, accrued or incurred to a related member that is taxed on the corresponding income by a state, U.S. possession or foreign jurisdiction. An adjustment to the add back will be allowed based on a factor determined by the apportioned tax rate of the related member in the other jurisdiction compared to the apportioned tax rate of the taxpayer in this state. A taxpayer that seeks to claim this adjustment must file a schedule that sets forth the information required by the tax administrator.~~

~~(g) Nothing in this section shall require a corporation to add to its net income more than once any amount of interest expenses and costs or intangible expenses and costs that the corporation pays, accrues or incurs to a related member described in subsection (b) of this section.~~

~~(h) Any taxpayer required to make an adjustment required in subsection (f) for tax years beginning on or after January 1, 2008, is additionally required to report to the tax administrator, on forms required by him, the amount of any adjustments that would have been required if the law applied to tax years beginning on or after January 1, 2007.~~

~~(i) Nothing in this section shall be construed to limit or negate the tax administrator authority to make adjustments under § 44-11-15.~~

44-11-14.7. Apportionment of income of combined group. -- (a) Combined Group. – The apportionable income of a combined group's unitary business is determined by eliminating income, deductions, and losses from all transactions between the members of the combined group associated with the combined group's unitary business. The apportionable income of the combined group's unitary business is apportioned in accordance with § 44-11-14, including in the numerator the property, payroll, and sales in this state of all members of the combined group that are associated with the combined group's unitary business and including in the denominator the property, payroll, and sales of all members of the combined group that are associated with the combined group's unitary business. Members of a combined group may elect to determine the combined group's apportionable income pursuant to water's edge election under § 44-11-4.2.

(b) Member Share. – A member's share of the apportionable income of a combined group's unitary business apportioned to this state of which it is a member is the product of the following:

- (1) The apportionable income of the combined group's unitary business apportionable to this state.
- (2) The ratio of the member's state apportionment factors associated with the combined group's unitary business to the combined group's aggregate state apportionment factors associated with the combined group's unitary

business.

44-11-43. Passive investment treatment. -- (a) Notwithstanding any amendments or revisions to, or the repeal of, § ~~44-11-1(1)(vii)~~ 44-11-1(3)(vii), or any other law, or new legislative action that shall serve to repeal or limit the benefits conferred therein, the provisions of that statute as in effect on the date of passage of this section shall continue to be applicable until December 31, 2014, for a "qualifying business" that meets the requirements set forth herein.

(b) A "qualifying business" for the purposes of this chapter shall mean a business which meets the terms and conditions imposed by the board of directors of the Rhode Island economic development corporation and is designated as such upon a finding of fact that:

(1) The business has committed to relocate from outside the state to a Rhode Island location no less than an annual tax year average of two hundred and fifty (250) full-time employees with a combined payroll of no less than twelve million dollars (\$12,000,000) annually within twenty-eight (28) months following such designation; for the purposes of this section "full-time employee" means any employee of the qualified business who works a minimum of thirty (30) hours per week within the state;

(2) The business would not relocate such jobs to the state but for such a designation of a qualifying business; and

(3) The annual salary of each employee counted in subdivision (b)(1) shall be no less than twenty-five thousand dollars (\$25,000) per year, plus benefits typical to the industry.

(c) The division of taxation shall require annual reports from a qualified business, which shall include, but not be limited to, the number of individuals employed by the company within the state, the job descriptions, and the annual salaries. The division of taxation shall verify these annual reports and certify that they are correct. The certification shall be sent to the board of directors of the economic development corporation, president of the senate, speaker of the house, the chairperson of the senate finance committee, the chairperson of the house finance committee, the senate fiscal advisor, and the house fiscal advisor. If the division of taxation finds that the qualified business no longer meets the criteria set forth in subdivision (b)(1) or (3), and if, sixty (60) days after receipt of written notice from the division of taxation describing such finding in detail, the business has reasonably cured the noticed violations, then such business will continue to receive the benefits offered under the provisions of subsection (f) as if such violation had not occurred, otherwise that business shall no longer be considered a qualified business and shall no longer be entitled to any further benefits under any agreement made under the provisions of subsection (f) and such

provisions shall become null and void.

Notwithstanding the foregoing, upon a finding the violation was caused by natural disaster, acts of terrorism, acts of war, or other similar events reasonably beyond the control of the business, the division of taxation may extend the cure period hereunder for up to twelve months.

(d) The economic development corporation shall certify only one company pursuant to this section, and such certification shall be issued prior to August 31, 2004.

(e) The economic development corporation shall be authorized to enter into such agreements as it may deem necessary or prudent in order to memorialize and effect the intent of the provisions of this section. The terms of such agreements shall not extend beyond December 31, 2014. Any such agreement shall include provisions for recapture of some portion of lost tax revenue, if any, resulting from the conveyance of the benefits contemplated hereunder, if the division of taxation finds that the qualified business has failed to maintain its qualified status pursuant to subsection (c) above. Such recapture provisions shall be in place for the first five (5) years of the agreement, and shall require the recapture of the value of any tax revenue lost in the last tax year that the company was a qualified company. Such recapture shall only apply to tax revenue lost through the amendment or revision to, or the repeal of, ~~§ 44-11-1(1)(vii)~~ § 44-11-1(3)(vii), or any other law, or new legislative action that shall serve to repeal or limit the benefits conferred therein, and the subsequent avoidance of such newly imposed tax by the company through the function of this section. Calculation of any amount recaptured shall take into account other preferential tax treatments, credits, or other benefits in order to assure that the company is treated no less favorably under the recapture calculation than they would have been if they had not become a qualifying company under the provisions of this section. The corporation may, within the terms of the contract, include as a condition of default the failure to maintain employment criteria more rigorous than the criteria set forth in subdivision (b)(1) or (3); however, a default for violation of such higher contractual standards shall not necessitate a recapture of lost revenues as contemplated herein.

SECTION 2. Section 42-128-8 of the General Laws in Chapter 42-128 entitled "Rhode Island Housing Resources Act of 1998" is hereby amended to read as follows:

42-128-8. Powers and duties. -- In order to provide housing opportunities for all Rhode Islanders, to maintain the quality of housing in Rhode Island, and to coordinate and make effective the housing responsibilities of the agencies and subdivisions of the state, the commission shall have the following powers and duties:

(1) Policy, planning and coordination of state housing functions. - The commission shall have the power and duty:

(i) To prepare and adopt the state's plans for housing; provided, however, that this provision shall not be interpreted to contravene the prerogative of the state planning council to adopt a state guide plan for housing.

(ii) To prepare, adopt, and issue the state's housing policy.

(iii) To conduct research on and make reports regarding housing issues in the state.

(iv) To advise the governor and general assembly on housing issues and to coordinate housing activities among government agencies and agencies created by state law or providing housing services under government programs.

(2) Establish, implement, and monitor state performance measures and guidelines for housing programs. -

The commission shall have the power and the duty:

(i) To promulgate performance measures and guidelines for housing programs conducted under state law.

(ii) To monitor and evaluate housing responsibilities established by state law, and to establish a process for annual reporting on the outcomes of the programs and investments of the state in housing for low and moderate income people.

(iii) To hear and resolve disputes pertaining to housing issues.

(3) Administer the programs pertaining to housing resources that may be assigned by state law. - The commission shall have the power and duty to administer programs for housing, housing services, and community development, including, but not limited to, programs pertaining to:

(i) Abandoned properties and the remediation of blighting conditions.

(ii) Lead abatement and to manage a lead hazard abatement program in cooperation with the Rhode Island housing and mortgage finance corporation. (iii) Services for the homeless.

(iv) Rental assistance.

(v) Community development.

(vi) Outreach, education and technical assistance services.

(vii) Assistance, including financial support, to non-profit organizations and community development corporations.

(viii) Tax credits that assist in the provision of housing or foster community development or that result in support to non-profit organizations performing functions to accomplish the purposes of this chapter.

(ix) The Supportive Services Program, the purpose of which is to help prevent and end homelessness among those who have experienced long-term homelessness and for whom certain services in addition to housing are

essential. State funding for this program may leverage other resources for the purpose of providing supportive services. Services provided pursuant to this subsection may include, but not be limited to: assistance with budgeting and paying rent; access to employment; encouraging tenant involvement in facility management and policies; medication monitoring and management; daily living skills related to food, housekeeping and socialization; counseling to support self-identified goals; referrals to mainstream health, mental health and treatment programs; and conflict resolution.

(x) The neighborhood opportunities program, the purpose of which shall be to address the housing and revitalization needs of the state's deteriorating neighborhoods. The neighborhood opportunities program shall provide financial assistance to implement the following three (3) components:

(A) The family affordable housing program, the purpose of which shall be to produce an additional supply of housing units at rents affordable to families working at or near minimum wage. State funding will leverage other resources for the production of housing, to create mixed income housing, and to revitalize neighborhoods through the rehabilitation of existing substandard units.

(B) The permanent supportive housing program, the purpose of which shall be to produce additional housing for disabled individuals to be coupled with services and case management to stabilize homeless individuals in permanent housing at affordable rents for persons receiving supplemental social security income (SSI).

(C) The neighborhood revitalization program, the purpose of which shall be to provide grants to local communities for renovation, demolition, and homeownership opportunities in neighborhoods designated for revitalization.

SECTION 3. There is hereby appropriated out of any money generated by the combined reporting requirements of Rhode Island general laws section 44-11-4.1, in an amount not to exceed the sum of seven million, five hundred thousand dollars (\$7,500,000) for the purpose of carrying out the provisions of this Article, and the state controller is hereby authorized to draw his orders upon the general treasurer for the payment of said sum, or so much thereof as may be from time to time required, upon receipt by him/her of properly authenticated vouchers.

SECTION 4. This Article shall take effect upon passage."

Respectfully submitted,
SENATOR METTS

Senators DaPonte discuss the amendment.

The motion to amend fails upon a roll call vote with 6 Senators voting in the affirmative and 29 Senators voting in the negative as follows:

YEAS- 6: Senators Ciccone, Crowley, Jabour, Metts, Pichardo, Pinga.

NAYS- 29: The Honorable President Paiva Weed and Senators Algieri, Bates, Cote, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Kettle, Lombardo, Lynch, Maher, McCaffrey, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

Senator Tassoni seconded by Senators Jabour and Metts, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 5894 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012

Madam President:

I hereby move to amend 2011 -- H 5894 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012", as follows:

1. In Article 8, page 1, line 11, by deleting all of the language "July 1, 2011" and by inserting in place thereof the language "July 1, 2012".

2. In Article 8, page 1, by deleting all of the language on lines 12 through 21, and by inserting in place thereof the following language: "any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for state employees except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity payments, the employee shall continue to receive the same longevity percentage in effect on June 30, 2011, unless modified through collective bargaining."

3. In Article 8, page 2, by deleting all of the language on lines 3 through 16, and by inserting in place thereof the following language: "(c) Beginning on July 1, 2012, notwithstanding any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for the employees of the board of governors except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity

payments, the amount of the longevity payment earned by the employee for the last pay period in June, 2011 shall be added to the employee's base salary as of June 30, 2011 unless modified through collective bargaining."

4. In Article 8, page 2, by deleting all of the language on lines 28 through 34.

5. In Article 8, page 3, by deleting all of the language on lines 1 through 7, and by inserting in place thereof the following language: "(c) Beginning on July 1, 2012, notwithstanding any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for the employees of the board of regents for elementary and secondary education except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity payments, the amount of the longevity payment earned by the employee for the last pay period in June, 2011 shall be added to the employee's base salary as of June 30, 2011 unless modified through collective bargaining."

6. In Article 8, page 3, by deleting all of the language on lines 19 through 32, and by inserting in place thereof the following language: "(c) Beginning on July 1, 2012, notwithstanding any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for the employees of the Rhode Island public telecommunications authority except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity payments, the amount of the longevity payment earned by the employee for the last pay period in June, 2011 shall be added to the employee's base salary as of June 30, 2011 unless modified through collective bargaining."

7. In Article 8, page 4, line 1, by deleting the language "July 1, 2011" and by inserting in place thereof the language "July 1, 2012".

8. In Article 8, page 4, line 1, by deleting the language "any rule,".

9. In Article 8, page 4, by deleting the language on lines 2 through 13 and by inserting in place thereof the following language: "any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for officers, secretaries, and employees of the legislative branch, the judicial branch, the office of the governor, the office of the lieutenant governor, the department of state, the department of the attorney general, and the treasury department except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity payments, the employee shall continue to receive the same longevity percentage in effect on June 30, 2011, unless modified through collective bargaining."

10. In Article 8, page 4, by deleting the language on lines 18 through 31 and by inserting in place thereof the following language: **36-16.2-1. Longevity payments -- Quasi public employees.** -- (a) Beginning on July 1, 2012,

notwithstanding any provision of the public laws or general laws to the contrary, there shall be no further longevity increases for the employees of quasi-public corporations except those increases except those increases provided through collective bargaining. To the extent an employee has previously accrued longevity payments, the amount of the longevity payment earned by the employee for the last pay period in June, 2011 shall be added to the employee's base salary as of June 30, 2011 unless modified through collective bargaining."

Respectfully submitted,
SENATOR TASSONI

Senator DaPonte discusses the amendment.

The motion to amend fails upon a roll call vote with 7 Senators voting in the affirmative and 28 Senators voting in the negative as follows:

YEAS- 7: Senators Ciccone, Fogarty, Jabour, Lombardo, Metts, Tassoni, Walaska.

NAYS- 28: The Honorable President Paiva Weed and Senators Algieri, Bates, Cote, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Hodgson, Kettle, Lynch, Maher, McCaffrey, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski.

Senator Hodgson seconded by Senators Kettle and Moura, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 5894 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012

Madam President:

I hereby move to amend 2011 -- H 5894 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012", as follows:

By adding thereto the following new Article:

"ARTICLE _____

Relating to Retirement System – Contribution Benefits

SECTION 1. Section 36-10-35 of the General Laws in Chapter 36-10 entitled "Retirement System-Contributions and Benefits" is hereby amended to read as follows:

36-10-35. Additional benefits payable to retired employees. -- ~~(a) All state employees and all beneficiaries of state employees receiving any service retirement or ordinary or accidental disability retirement allowance pursuant to the provisions of this title on or before December 31, 1967, shall receive a cost of living retirement adjustment equal to one and one half percent (1.5%) per year of the original retirement allowance, not compounded, for each calendar year the retirement allowance has been in effect. For the purposes of computation, credit shall be given for a full calendar year regardless of the effective date of the retirement allowance. This cost of living adjustment shall be added to the amount of the retirement allowance as of January 1, 1968, and an additional one and one half percent (1.5%) shall be added to the original retirement allowance in each succeeding year during the month of January, and provided further, that this additional cost of living increase shall be three percent (3%) for the year beginning January 1, 1971, and each year thereafter, through December 31, 1980. Notwithstanding any of the above provisions, no employee receiving any service retirement allowance pursuant to the provisions of this title on or before December 31, 1967, or the employee's beneficiary, shall receive any additional benefit hereunder in an amount less than two hundred dollars (\$200) per year over the service retirement allowance where the employee retired prior to January 1, 1958.~~

~~(b) All state employees and all beneficiaries of state employees retired on or after January 1, 1968, who are receiving any service retirement or ordinary or accidental disability retirement allowance pursuant to the provisions of this title shall, on the first day of January next following the third anniversary date of the retirement, receive a cost of living retirement adjustment, in addition to his or her retirement allowance, in an amount equal to three percent (3%) of the original retirement allowance. In each succeeding year thereafter through December 31, 1980, during the month of January, the retirement allowance shall be increased an additional three percent (3%) of the original retirement allowance, not compounded, to be continued during the lifetime of the employee or beneficiary. For the purposes of computation, credit shall be given for a full calendar year regardless of the effective date of the service retirement allowance.~~

~~(c) (1) Beginning on January 1, 1981, for all state employees and beneficiaries of the state employees receiving any service retirement and all state employees, and all beneficiaries of state employees, who have completed at least ten (10) years of contributory service on or before July 1, 2005 pursuant to the provisions of this chapter, and for all state employees, and all beneficiaries of state employees who receive a disability retirement allowance pursuant to sections 36-10-12 -- 36-10-15, the cost of living adjustment shall be computed and paid at the rate of three percent~~

~~(3%) of the original retirement allowance or the retirement allowance as computed in accordance with section 36-10-35.1, compounded annually from the year for which the cost of living adjustment was determined to be payable by the retirement board pursuant to the provisions of subsection (a) or (b) of this section. Such cost of living adjustments are available to members who retire before October 1, 2009 or are eligible to retire as of September 30, 2009.~~

~~(2) The provisions of this subsection shall be deemed to apply prospectively only and no retroactive payment shall be made.~~

~~(3) The retirement allowance of all state employees and all beneficiaries of state employees who have not completed at least ten (10) years of contributory service on or before July 1, 2005 or were not eligible to retire as of September 30, 2009, shall, on the month following the third anniversary date of retirement, and on the month following the anniversary date of each succeeding year be adjusted and computed by multiplying the retirement allowance by three percent (3%) or the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) as published by the United States Department of Labor Statistics determined as of September 30 of the prior calendar year, whichever is less; the cost of living adjustment shall be compounded annually from the year for which the cost of living adjustment was determined payable by the retirement board; provided, that no adjustment shall cause any retirement allowance to be decreased from the retirement allowance provided immediately before such adjustment.~~

~~(d) For state employees not eligible to retire in accordance with this chapter as of September 30, 2009 and not eligible upon passage of this article, and for their beneficiaries, the cost of living adjustment described in subsection (3) above shall only apply to the first thirty five thousand dollars (\$35,000) of retirement allowance, indexed annually, and shall commence upon the third (3rd) anniversary of the date of retirement or when the retiree reaches age sixty five (65), whichever is later. The thirty five thousand dollar (\$35,000) limit shall increase annually by the percentage increase in the Consumer Price Index for all Urban Consumers (CPI-U) as published by the United States Department of Labor Statistics determined as of September 30 of the prior calendar year or three percent (3%); whichever is less. The first thirty five thousand dollars (\$35,000) of retirement allowance, as indexed, shall be multiplied by the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) as published by the United States Department of Labor Statistics determined as of September 30 of the prior calendar year or three percent (3%), whichever is less, on the month following the anniversary date of each succeeding year. For state employees eligible to retire as of September 30, 2009 or eligible upon passage of this article, and for their beneficiaries, the provisions of this subsection (d) shall not apply.~~

~~(e) All legislators and all beneficiaries of legislators who are receiving a retirement allowance pursuant to the provisions of section 36-10-9.1 for a period of three (3) or more years, shall, commencing January 1, 1982, receive a cost of living retirement adjustment, in addition to a retirement allowance, in an amount equal to three percent (3%) of the original retirement allowance. In each succeeding year thereafter during the month of January, the retirement allowance shall be increased an additional three percent (3%) of the original retirement allowance, compounded annually, to be continued during the lifetime of the legislator or beneficiary. For the purposes of computation, credit shall be given for a full calendar year regardless of the effective date of the service retirement allowance.~~

~~(f) The provisions of sections 45-13-7 — 45-13-10 shall not apply to this section. Contingent upon funding, eighty percent (80%) of liabilities of the state retirement system; the first thirty-five thousand dollars (\$35,000) of retirement allowance, indexed annually, of all state employees and all beneficiaries of state employees shall, on the month following the third anniversary date of retirement, and on the month following the anniversary date of each succeeding year, be adjusted and computed by multiplying the retirement allowance by three percent (3%) or the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) as published by the United States Department of Labor Statistics determined as of September 30th of the prior calendar year, whichever is less; provided, that no adjustment shall cause any retirement allowance to be decreased from the retirement allowance provided immediately before such adjustment. All funds appropriated in fiscal year 2012 budget as passed by the general assembly shall be appropriated to supplement the state's employer contribution to the retirement system.~~

SECTION 2. This Article shall take effect upon passage."

Respectfully submitted,
SENATOR HODGSON

Senator DaPonte, Hodgson and Sheehan discuss the amendment.

The motion to amend fails upon a roll call vote with 9 Senators voting in the affirmative and 28 Senators voting in the negative as follows:

YEAS- 9: Senators Algieri, Bates, Hodgson, Kettle, Lombardo, Maher, Moura, Ottiano, Shibley.

NAYS- 28: The Honorable President Paiva Weed and Senators Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

Senator DaPonte moves passage of the act, as amended, seconded by Senators Goodwin and Ruggerio.

The act is read and passed, as amended, upon a roll call vote with 31 Senators voting in the affirmative and 7 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 7: Senators Ciccone, Kettle, Maher, Metts, Moura, Pinga, Shibley.

29. 2011-H 6242

BY Lally

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - JUDICIAL SELECTION**

Ordered on the Calendar

Senator Goodwin moves passage, seconded by Senator Lynch.

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, 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.

NAYS- 0:

28. 2011-H 6103 SUB A as amended

BY Petrarca

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - CIVIL UNIONS

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

Senator Jabour moves passage, seconded by Senators Sosnowski and Lynch.

Senators Perry, Shibley, Lynch, Nesselbush, Gallo, Metts, Sheehan, Cote, Miller, Hodgson, Ottiano and Sosnowski discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 21 Senators voting in the affirmative and 16 Senators voting in the negative and 1 Senator not voting as follows:

YEAS- 21: The Honorable President Paiva Weed and Senators Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lombardo, Lynch, McCaffrey, Miller, Picard, Pichardo, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 16: Senators Algiere, Bates, Ciccone, Cote, Hodgson, Kettle, Maher, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pinga, Ruggerio, Shibley.

NOT VOTING- 1: Senator Lanzi.

2. 2011-S 21 SUB B

BY Tassoni

**ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND
COMPREHENSIVE PLANNING AND LAND USE ACT**

Ordered on the Calendar

Senator Tassoni moves passage, seconded by Senator DeVall.

The bill marked Substitute "B" is read and passed, and the original bill indefinitely postponed, 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 Algiere, 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.

NAYS- 0:

3. 2011-S 192

BY Shibley

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS
OF TOWNS AND CITIES**

Committee on Finance recommends passage.

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

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 Algiere, 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.

NAYS- 0:

4. 2011-S 587

BY Shibley

ENTITLED, AN ACT AUTHORIZING THE TOWN OF COVENTRY TO FINANCE AIR QUALITY AND ENERGY EFFICIENCY IMPROVEMENTS AND OTHER REPAIRS AND RENOVATIONS TO SCHOOL BUILDINGS AND OTHER MUNICIPAL BUILDINGS IN THE TOWN AND ALL ATTENDANT EXPENSES, INCLUDING BUT NOT LIMITED TO ENGINEERING COSTS, BY THE ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND/OR OTHER EVIDENCES OF INDEBTEDNESS THEREFOR

Committee on Finance recommends passage.

Senator Shibley moves passage, seconded by Senators Kettle and Jabour.

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, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5. 2011-S 962

BY DiPalma

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Committee on Finance recommends passage.

Senator DiPalma 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, Felag, Fogarty, Gallo, Goodwin, 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:

6. 2011-S 1016 SUB A**BY Doyle****ENTITLED, AN ACT RELATING TO THE CITY OF PAWTUCKET**

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

Senator Doyle moves passage, seconded by Senators DaPonte and Crowley.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Bates.

7. 2011-S 1017 SUB A**BY Doyle****ENTITLED, AN ACT RELATING TO LIBRARIES - STATE AID TO LIBRARIES**

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

Senator Doyle moves passage, seconded by Senators Crowley, O'Neill and Nesselbush.

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, Felag, Fogarty, Gallo, Goodwin, 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:

8. 2011-S 1037 SUB A**BY Lombardo****ENTITLED, AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD**

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

Senator Lombardo moves passage, seconded by Senators Lynch, Tassoni and Felag.

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, Felag, Fogarty, Gallo, Goodwin, 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:

9. 2011-S 1063 SUB A

BY DiPalma

**ENTITLED, AN ACT RELATING TO HIGHWAYS - RHODE ISLAND
TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE
TOLLS**

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

Senator DiPalma moves passage, seconded by Senator McCaffrey.

Senator DiPalma seconded by Senator McCaffrey, offers the following written motion to amend.

F L O O R A M E N D M E N T

T O

2011 -- S 1063 SUBSTITUTE A

**AN ACT RELATING TO HIGHWAYS - RHODE ISLAND TURNPIKE AND BRIDGE AUTHORITY -
NEWPORT BRIDGE TOLLS**

Madam President:

I hereby move to amend 2011 -- S 1063 SUBSTITUTE A, entitled "AN ACT RELATING TO HIGHWAYS - RHODE ISLAND TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE TOLLS", as follows:

(1) On page 1, line 10, by deleting the word: "be" and inserting in place thereof the language: "have his or her drivers license".

(2) On page 1, line 13, after the word: "violators", by inserting the following language: ", who fail to pay the due toll amount and the administrative fee within thirty (30) days of the issuance of the notice of the violation".

(3) On page 3, line 5, by deleting the word: "person" and inserting in place thereof the language: "toll evader".

Respectfully submitted,
SENATOR DEPALMA

The motion to amend prevails 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, 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:

Senator DiPalma moves passage of the act, as amended, seconded by Senator McCaffrey.

The act is read and passed, by unanimous consent, as amended, 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, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, 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:

TRANSMITTAL

By unanimous consent, some 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 Gallo announces that the Committee on Education will meet tomorrow, at the rise of the Senate, in Room 310 of the State House.

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

Senator Sheehan announces that the Committee on Health and Human Services 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 tomorrow, at the rise of the Senate, in Room 212 of the State House.

Senator Fogarty wishes senate page Aarron Dupree on his 18th birthday.

RECESS

Upon motion of Senator Goodwin, seconded by Senator Algieri, the Senate stands at recess at 6:34 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Wednesday, June 29, 2011, at 9:21 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

Also:

Senate Bill No. 184 SUB B as amended

BY Senators DaPonte, DeVall, Ciccone, Miller, Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL (would require any construction demolition debris processing facility to comply with additional licensure requirements from the host municipality) {LC901/3/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5547 SUB A as amended

BY Melo, Savage, Blazejewski, DaSilva, Messier

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL (would require any construction demolition debris processing facility to comply with additional licensure requirements from the host municipality.) {LC1437/4/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6302

BY Menard

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2992/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Resolution No. 6288

BY Walsh, Hull

ENTITLED, JOINT RESOLUTION RECOGNIZING BLOCK ISLAND'S MANISSEAN HISTORY ON JUNE 26, 2011 {LC2938/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5449 SUB A as amended

BY Williams, DaSilva, Carnevale, Hull, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SAFETY BELT USE (would make violations of the safety belt law a primary offense) {LC1417/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON LABOR

Senator Fogarty, from the Committee on Labor, reports back, with recommendation of passage of the following measure:

Senate Bill No. 794 SUB A

BY Senators McCaffrey, Miller, Tassoni

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION (would expand the scope of the binding arbitration process to include monetary issues for teachers and non-teacher educational employees. It would also streamline the actual binding arbitration process itself) {LC2255/3/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measure:

Senate Bill No. 324

BY Senators Crowley, Jabour, Sosnowski, DaPonte, DeVall

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - MUNICIPAL DETENTION FACILITY CORPORATIONS (would strip any municipal detention facility corporation of tax exempt status including the Wyatt Detention Facility, and subject them to full state and local tax obligation) {LC1131/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Nomination of J. Christopher Powell (appointment) (Representing Conservation) of Jamestown VICE Dr. Seth Macinko to the Marine Fisheries Council for a term expiring April 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Joseph E. Newsome (Representing Low Income User) (reappointment) of Providence to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Captain David Monti (appointment) (Representing Recreational Fishing Industry) of Warwick VICE Stephen Medieros to the Marine Fisheries Council for a term expiring April 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of William Mackintosh, III (appointment) (Representing Commerical Fishing Industry) of Little Compton VICE Kenneth Ketcham to the Marine Fisheries Council for a term expiring April 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Samuel H. Kitchell (reappointment) (Representative of a Large Water User) of East Greenwich to the Water Resources Board for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Jeff Grant (appointment) (Representing Commercial Fishing Industry of Warwick VICE Stephen Parente to the Marines Fisheries Council for a term expiring April 1, 2015.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Dr. Marion S. Gold (Residential User) (reappointment) to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Kenneth Booth (appointment) (Representing Commercial Fishing Industry of Lincoln VICE Jody King to the Marine Fisheries Council for a term expiring April 1, 2015.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Richard J. Bellavance, Jr. (reappointment) (Representing Recreational Fishing Industry) of North Kingstown to the Marine Fisheries Council for a term expiring April 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Abigail Anthony (Representative with Knowledge Environmental Issues Pertaining to Energy) (reappointment) of Providence to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON EDUCATION

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measures:

Senate Bill No. 1062 SUB A

BY Senators Jabour, Goodwin, Metts, Pichardo, Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (would provide that all school committee members would be elected.)
{LC2916/2/A}

Read and ordered to be placed on the Calendar.

Also:

Nomination of Steven Archer (appointment) VICE Michael Costello (resigned) to the Rhode Island Higher Education Authority for a term expiring July 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Faith A. LaSalle, Esquire (appointment) VICE Brenda Dann-Messier (resigned) to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2016.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of John Howell (reappointment) to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2015.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Alison Vareika (appointment) of Newport VICE Carrie Zaslow to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Carolyn R. Peck (reappointment) of Providence to the Rhode Island State Council on the Arts for a term expiring March 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Ray Rickman (appointment) of Providence VICE William Brackett to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Deming Sherman (appointment) of Providence VICE Andrea Valentini to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Appointment of Francis Parra (appointment) of Providence VICE Ann Clanton to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of James Riley (appointment) of Warren VICE Doug Bennett (resigned) to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Dana Neugent (reappointment) of Ashaway to the Rhode Island State Council on the Arts for a term expiring March, 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Beverly A. Blais (reappointment) of Coventry to the Rhode Island State Council on the Arts for a term expiring March 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Katherine Quinn (appointment) of Bristol VICE Mary K. Talbot to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of David M. Wax (reappointment) of Providence to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Rose Ellen A. Reynolds (General Public Library User) (reappointment) of Warwick to the Library Board of Rhode Island for a term expiring December 31, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Bart Hollingsworth (General Public/Library User) (reappointment) of Foster to the Library Board of Rhode Island for a term expiring December 31, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Joan Ress Reeves (Representing Statewide Library Advocacy Group) (reappointment of Providence to the Library Board of Rhode Island for a term expiring December 31, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Edward A. Garcia, Jr. (Representing the Economically Disadvantaged (reappointment) of Cranston to the Library Board of Rhode Island for a term expiring December 31, 2014.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Thomas W. Viall (General Public/Library User) (reappointment) of Riverside to the Library Board of Rhode Island for a term expiring December 31, 2012.

Read and ordered to be placed on the Consent Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

Nomination of Janice E. DeFrances, Ed.D. (appointment) VICE Patricia Martinez as Director of the Department of Children, Youth and Families.

Read and ordered to be placed on the Calendar.

Also:

Nomination of Michael Fine, M.D. (appointment) (Director of he Department of Health) VICE David R. Gifford, M.D. (resigned) as Director of the Department Health.

Read and ordered to be placed on the Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

- 1. Nomination of Steven Archer (appointment) VICE Michael Costello (resigned) to the Rhode Island Higher Education Authority for a term expiring July 1, 2016.**
- 2. Nomination of Faith A. LaSalle, Esquire (appointment) VICE Brenda Dann-Messier (resigned) to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2016.**
- 3. Nomination of John Howell (reappointment) to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2015.**
- 4. Nomination of Alison Vareika (appointment) of Newport VICE Carrie Zaslow to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.**
- 5. Nomination of Carolyn R. Peck (reappointment) of Providence to the Rhode Island State Council on the Arts for a term expiring March 1, 2013.**
- 6. Nomination of Ray Rickman (appointment) of Providence VICE William Brackett to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.**
- 7. Nomination of Deming Sherman (appointment) of Providence VICE Andrea Valentini to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.**
- 8. Appointment of Francis Parra (appointment) of Providence VICE Ann Clanton to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.**
- 9. Nomination of James Riley (appointment) of Warren VICE Doug Bennett (resigned) to the Rhode Island State Council on the Arts for a term expiring March 1, 2012.**
- 10. Nomination of Dana Neugent (reappointment) of Ashaway to the Rhode Island State Council on the Arts for a term expiring March, 1, 2013.**
- 11. Nomination of Beverly A. Blais (reappointment) of Coventry to the Rhode Island State Council on the Arts for a term expiring March 1, 2013.**
- 12. Nomination of Katherine Quinn (appointment) of Bristol VICE Mary K. Talbot to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.**
- 13. Nomination of David M. Wax (reappointment) of Providence to the Rhode Island State Council on the Arts for a term expiring March 1, 2014.**
- 14. Nomination of Rose Ellen A. Reynolds (General Public Library User) (reappointment) of Warwick to the Library Board of Rhode Island for a term expiring December 31, 2012.**

15. **Nomination of Bart Hollingsworth (General Public/Library User) (reappointment) of Foster to the Library Board of Rhode Island for a term expiring December 31, 2012.**
16. **Nomination of Joan Ress Reeves (Representing Statewide Library Advocacy Group) (reappointment of Providence to the Library Board of Rhode Island for a term expiring December 31, 2014).**
17. **Nomination of Edward A. Garcia, Jr. (Representing the Economically Disadvantaged (reappointment) of Cranston to the Library Board of Rhode Island for a term expiring December 31, 2014).**
18. **Nomination of Thomas W. Viall (General Public/Library User) (reappointment) of Riverside to the Library Board of Rhode Island for a term expiring December 31, 2012.**
19. **Nomination of J. Christopher Powell (appointment) (Representing Conservation) of Jamestown VICE Dr. Seth Macinko to the Marine Fisheries Council for a term expiring April 1, 2014.**
20. **Nomination of Joseph E. Newsome (Representing Low Income User) (reappointment) of Providence to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.**
21. **Nomination of Captain David Monti (appointment) (Representing Recreational Fishing Industry) of Warwick VICE Stephen Medieros to the Marine Fisheries Council for a term expiring April 1, 2014.**
22. **Nomination of William Mackintosh, III (appointment) (Representing Commerical Fishing Industry) of Little Compton VICE Kenneth Ketcham to the Marine Fisheries Council for a term expiring April 1, 2014.**
23. **Nomination of Samuel H. Kitchell (reappointment) (Representative of a Large Water User) of East Greenwich to the Water Resources Board for a term expiring March 1, 2014.**
24. **Nomination of Jeff Grant (appointment) (Representing Commercial Fishing Industry) of Warwick VICE Stephen Parente to the Marines Fisheries Council for a term expiring April 1, 2015.**
25. **Nomination of Dr. Marion S. Gold (Residential User) (reappointment) to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.**
26. **Nomination of Kenneth Booth (appointment) (Representing Commercial Fishing Industry) of Lincoln VICE Jody King to the Marine Fisheries Council for a term expiring April 1, 2015.**

27. **Nomination of Richard J. Bellavance, Jr. (reappointment) (Representing Recreational Fishing Industry) of North Kingstown to the Marine Fisheries Council for a term expiring April 1, 2014.**
28. **Nomination of Abigail Anthony (Representative with Knowledge Environmental Issues Pertaining to Energy) (reappointment) of Providence to the Rhode Island Energy Efficiency and Resource Management Council for a term expiring April 1, 2016.**
29. **2011-H 6288**
BY Walsh
ENTITLED, JOINT RESOLUTION RECOGNIZING BLOCK ISLAND'S
MANISSEAN HISTORY ON JUNE 26, 2011
30. **2011-H 6302**
BY Menard
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 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

33. **Nomination of Janice E. DeFrances, Ed.D. (appointment) VICE Patricia Martinez as Director of the Department of Children, Youth and Families.**

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

Senator Perry seconded by Senators Hodgson and Fogarty moves that advice and consent of the Senate be given this appointment.

Senators Hodgson, Gallo, Felag, Miller, Tassoni, Nesselbush, Sheehan, Goodwin and Fogarty discuss the appointment.

The advice and consent of the Senate is given this appointment, 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, 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.

NAYS- 0:

GUESTS

Upon suggestion of Senator Hodgson and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed Director of the Department of Children, Youth and Families, Janice E. DeFrances.

34. Nomination of Michael Fine, M.D. (appointment) (Director of he Department of Health) VICE David R. Gifford, M.D. (resigned) as Director of the Department Health..

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

Senator Perry seconded by Senators Kettle, Ruggerio and Goodwin, moves that advice and consent of the Senate be given this appointment.

Senators Kettle, Miller, Ruggerio, Goodwin, Gallo, Nesselbush, Maher, Ottiano, Walaska, Lynch and Hodgson discuss the appointment.

The advice and consent of the Senate is given this appointment, 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, 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.

NAYS- 0:

GUESTS

Upon suggestion of Senator Kettle and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed Director of the Department Health, Michael Fine.

GUESTS

Upon suggestion of Senator Jabour and by unanimous consent, the Honorable President welcomes to the Chamber Director of Human Services, Steven Costantino.

CALENDAR

10. 2011-H 5387**BY Naughton****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT --
DIVISIONS

Committee on Health & Human Services recommends passage in concurrence.

Senator Sosnowski moves passage, seconded by Senators Fogarty and Lombardo.

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, 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, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2011-H 5390 as amended**BY Naughton****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
CLEAN ENERGY BIOFUELS

Committee on Health & Human Services recommends passage as amended in concurrence.

Senator Sosnowski moves passage, seconded by Senators Metts, DiPalma and Kettle.

The act is read and passed, by unanimous consent, as amended, 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, 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, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12. 2011-H 5425 SUB A**BY Walsh****ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS**

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

Senator Miller moves passage, seconded by Senators Ruggerio and Moura.

Senator Miller seconded by Senator Moura, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 5425 SUBSTITUTE A

AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS

Madam President:

I hereby move to amend 2011 -- H 5425 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE -- NONPROFIT DENTAL SERVICE CORPORATIONS", as follows:

(1) On page 1, line 8, by deleting the language "in the mail format chosen by the participating dentists,".

(2) On page 1, line 9, by deleting the language "either U.S. mail or electronic mail format" and inserting in place thereof the following language:

"in electronic mail format or, in addition, beginning January 1, 2012 and upon the written request of the dentist, received by the nonprofit dental service plan on or before December 31, 2011, by U.S. mail"

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Miller moves passage of the act, as amended, seconded by Senator Ruggerio.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, 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:

13. 2011-H 5472

BY McNamara

ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES

Committee on Corporations recommends passage in concurrence.

Senator Miller moves passage, seconded by Senator Hodgson.

Senator Miller seconded by Senator Hodgson, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 5472

AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES

Madam President:

I hereby move to amend 2011 -- H 5472, entitled "AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SALES", as follows:

(1) On page 2, by deleting all of the language on line 19, and by inserting in place thereof the following language: "(d) Liability of manufacturers – Every manufacturer, and in the case of any distributor of marine engines, boats and accessories thereto".

(2) On page 2, line 20, by deleting the word "distributor".

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Miller moves passage of the act, as amended, seconded by Senator Hodgson.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

14. 2011-H 6219 as amended

BY Keable

**ENTITLED, AN ACT RELATING TO EDUCATION - CAREER AND
TECHNICAL EDUCATION**

Committee on Health & Human Services recommends passage as amended in concurrence.

Senator Gallo moves passage, seconded by Senators Fogarty and DeVall

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

15. 2011-H 5020 SUB A**BY Walsh****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- CHARLESTOWN MUNICIPAL COURT**

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

Senator Algieri moves passage, seconded by Senator Ruggerio.

Senator McCaffrey seconded by Senator Algieri, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 5020 SUBSTITUTE A

AN ACT RELATING TO TOWNS AND CITIES -- CHARLESTOWN MUNICIPAL COURT

Madam President:

I hereby move to amend 2011 -- H 5020 SUBSTITUTE A, entitled "AN ACT RELATING TO TOWNS AND CITIES -- CHARLESTOWN MUNICIPAL COURT", as follows:

(1) On page 2, line 10, by deleting the language "judge of the district court" and inserting in place thereof the language "magistrate of the traffic tribunal".

Respectfully submitted,
SENATOR MCCAFFREY

The motion to amend prevails 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, Felag, Fogarty, Gallo, Goodwin, 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:

Senator Algieri moves passage of the act, as amended, seconded by Senator Ruggerio.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, 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:

16 2011-H 5094 as amended

BY Martin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN

Committee on Judiciary recommends passage as amended in concurrence.

Senator Lanzi moves passage, seconded by Senators McCaffrey, DiPalma and Tassoni.

The act is read and passed, as amended, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle, Perry.

17. 2011-H 5441 SUB A

BY Bennett

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
NURSES**

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

Senator McCaffrey moves passage, seconded by Senators Doyle, Gallo Moura.

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, 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, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18. 2011-H 5446 SUB A**BY Petrarca****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AGENCY RELATIONSHIPS IN RESIDENTIAL REAL ESTATE
TRANSACTIONS

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

Senator McCaffrey moves passage, seconded by Senator Ruggerio.

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 0 Senators voting in the negative and 2 Senators abstaining as follows:

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

NAYS- 0:

ABSTAINED- 2: Senators Cote, Moura.

19. 2011-H 5448 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION

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

Senator McCaffrey moves passage, seconded by Senator Ruggerio.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

20. 2011-H 5510**BY Lally****ENTITLED, AN ACT RELATING TO PROPERTY**

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Metts and Hodgson.

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 and 1 Senator abstaining as follows:

YEAS- 36: The Honorable President Paiva Weed and Senators 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, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri.

21. 2011-H 5944**BY Edwards****ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
URINE AND BLOOD TESTS**

Committee on Labor recommends passage in concurrence.

Senator Fogarty moves passage, seconded by Senator Ruggerio.

The act is read and passed, upon a roll call vote with 28 Senators voting in the affirmative and 9 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 9: Senators Algieri, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley.

22. 2011-H 6142 SUB A**BY Kennedy****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

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

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

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 0 Senators voting in the negative and 3 Senators abstaining as follows:

YEAS- 34: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, 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, Shibley, Sosnowski, Tassoni.

NAYS- 0:

ABSTAINED- 3: Senators Algieri, DaPonte, Walaska.

23. 2011-H 6176 SUB A

BY Blazejewski

ENTITLED, AN ACT RELATING TO ELECTIONS

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

Senator McCaffrey moves passage, seconded by Senators Hodgson, Lynch and Pichardo.

Senator McCaffrey seconded by Senators Jabour and Ruggerio, offers the following written motion to amend.

F L O O R A M E N D M E N T

T O

2011 -- H 6176 SUBSTITUTE A

AN ACT RELATING TO ELECTIONS

Madam President:

I hereby move to amend 2011 -- H 6176 SUBSTITUTE A, entitled "AN ACT RELATING TO ELECTIONS", as follows:

(1) On page 2, line 17, by deleting the language "thirteen (13)", and by inserting in place thereof the language "fourteen (14)".

(2) On page 2, line 22, by deleting the language "six (6)" and by inserting in place thereof the language "seven (7)".

(3) On page 2, line 22, by deleting the language "four (4)", and by inserting in place thereof the language

"five (5)".

Respectfully submitted,
SENATOR MCCAFFREY

The motion to amend prevails upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: 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, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Moura, Shibley.

Senator McCaffrey moves passage of the act, as amended, seconded by Senator Hodgson.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: 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, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Moura and Shibley.

24. 2011-H 5380 SUB A

BY Winfield

ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND
COMPREHENSIVE PLANNING AND LAND USE ACT

Ordered on the Calendar

Senator Tassoni moves passage, seconded by Senator Doyle.

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, Felag, 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:

25. 2011-H 5585 SUB A**BY Mattiello****ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - ESTABLISHING
LOCAL GOVERNMENT INVESTMENT POOLS**

Ordered on the Calendar

Senator Felag moves passage, seconded by Senator DiPalma.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, 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, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri.

26. 2011-H 5653 SUB A as amended**BY Lally****ENTITLED, AN ACT RELATING TO ELECTIONS - PRIMARIES FOR
ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND
FOR PRESIDENTIAL PREFERENCE**

Ordered on the Calendar.

Senator McCaffrey moves passage, seconded by Senators Lynch, DiPalma and Jabour.

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 and 1 Senator voting in the negative as follows:

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

NAYS- 1: Senator Shibley.

27. 2011-H 5693**BY Palumbo****ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - VIOLATIONS**

Ordered on the Calendar.

Senator McCaffrey moves passage, seconded by Senators Sosnowski and Maher.

The act is read and passed, by unanimous consent, 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, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator O'Neill.

30. 2011-S 794 SUB A

BY McCaffrey

**ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
CERTIFIED SCHOOL TEACHERS' ARBITRATION**

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

Senator McCaffrey moves passage, seconded by Senators Ruggerio, Jabour and Doyle.

Senators Walaska, McCaffrey, Cote, Shibley, O'Neill, Moura, Ruggerio, Crowley and DiPalma discuss the act.

Senator Kettle seconded by Senators Moura and Cote, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- S 794 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS'
ARBITRATION

Madam President:

I hereby move to amend 2011 -- S 794 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION", as follows:

1. On page 6, between lines 17 and 18, by inserting the following language:

"28-9.3-12.1. School committee ratification. -- Notwithstanding the provisions of any general or public law to the contrary, including, but not limited to, sections 28-9.3-9 and 28-9.3-12, the school committee may, within five

(5) calendar days of the receipt of the decision, schedule a meeting to ratify, appeal or reject the decision. If the committee votes to reject the decision, said vote to be by a two-thirds (2/3) majority, then the decision of the arbitrator shall be null and void and the process shall begin anew.”

Respectfully submitted,
SENATOR KETTLE

Senators McCaffrey and Hodgson discuss the amendment.

The motion to amend fails upon a roll call vote with 13 Senators voting in the affirmative and 22 Senators voting in the negative as follows:

YEAS- 13: Senators Algiere, Bates, Cote, Felag, Hodgson, Kettle, Lombardo, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley.

NAYS- 22: The Honorable President Paiva Weed and Senators Ciccone DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Walaska

Senator Hodgson seconded by Senators Maher, Kettle and Moura, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- S 794 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS'
ARBITRATION

Madam President:

I hereby move to amend 2011 -- S 794 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION", as follows:

1. On page 3, line 14, through page 7, line 2, by deleting all of the language therein.
2. On page 7, line 3, by deleting the numeral "5" and by inserting in place thereof the numeral "3".

Respectfully submitted,
SENATOR HODGSON

Senators McCaffrey, Goodwin, Moura and Sosnowski discuss the amendment.

The motion to amend fails upon a roll call vote with 13 Senators voting in the affirmative and 21 Senators voting in the negative as follows:

YEAS- 13: Senators Algieri, Bates, Ciccone, Cote, Hodgson, Kettle, Lombardo, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley.

NAYS- 21: The Honorable President Paiva Weed and Senators Crowley, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Pichardo, Ruggerio, Sheehan, Sosnowski, Walaska.

Senator Hodgson seconded by Senators Shibley, Moura and O'Neill, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 794 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS'
ARBITRATION

Madam President:

I hereby move to amend 2011 -- S 794 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION", as follows:

1. On page 4, between lines 28 and 29 and, by inserting the following language:

“(ii) To guarantee that every decision concerning public education must be in the best interest of our students, any provision of any decision rendered by an arbitration panel may be set aside by the commissioner for elementary and secondary education.”

Respectfully submitted,
SENATOR HODGSON

Senators McCaffrey, Jabour and Sheehan discuss the amendment.

The motion to amend fails upon a roll call vote with 13 Senators voting in the affirmative and 24 Senators voting in the negative as follows:

YEAS- 13: Senators Algieri, Bates, Cote, Hodgson, Kettle, Lombardo, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley, Walaska.

NAYS- 24: The Honorable President Paiva Weed and Senators Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski.

Senator Hodgson seconded by Senators Moura and Maher, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 794 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION

Madam President:

I hereby move to amend 2011 -- S 794 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION", as follows:

1. On page 4, line 16, by deleting the word "existing".
2. On page 4, line 17, by deleting the word "contract" and by inserting in place thereof the following language: "last best offer of the local educational authority".

Respectfully submitted,
SENATOR HODGSON

Senators McCaffrey discusses the amendment.

The motion to amend fails upon a roll call vote with 13 Senators voting in the affirmative and 22 Senators voting in the negative as follows:

YEAS- 13: Senators Algieri, Bates, Cote, Hodgson, Kettle, Lombardo, Maher, Moura, O'Neill, Ottiano, Picard, Pinga, Shibley.

NAYS- 22: The Honorable President Paiva Weed and Senators Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Pichardo, Ruggerio, Sosnowski, Walaska.

Senator Hodgson seconded by Senator Maher, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2011 -- S 794 SUBSTITUTE A

AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS'
ARBITRATION

Madam President:

I hereby move to amend 2011 -- S 794 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CERTIFIED SCHOOL TEACHERS' ARBITRATION", as follows:

1. Page 7, line 3, by deleting line 3 in its entirety and inserting in place thereof the following language:

"SECTION 5. Section 28-9.1-7 of the General Laws in Chapter 28-9.1 entitled "Firefighters' Arbitration" is hereby amended to read as follows:

28-9.1-7. Unresolved issues submitted to arbitration. -- In the event that the bargaining agent and the corporate authorities are unable, within thirty (30) days from and including the date of their first meeting, to reach an agreement on a contract, any and all unresolved issues shall be submitted to arbitration pursuant to the last, best offer total package system described in subsection 28-9.3-9 (h).

SECTION 6. Section 28-9.2-7 of the General Laws in Chapter 28-9.2 entitled "Municipal Police Arbitration" is hereby amended to read as follows:

28-9.2-7. Unresolved issues submitted to arbitration. -- In the event that the bargaining agent and the corporate authorities are unable, within thirty (30) days from and including the date of their first meeting, to reach an agreement on a contract, any and all unresolved issues shall be submitted to arbitration pursuant to the last, best offer total package system described in subsection 28-9.3-9 (h).

SECTION 7. This act shall take effect upon passage."

Respectfully submitted,
SENATOR HODGSON

Senator McCaffrey discusses the amendment.

The motion to amend fails upon a roll call vote with 11 Senators voting in the affirmative and 26 Senators voting in the negative as follows:

YEAS- 11: Senators Algieri, Bates, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley, Walaska.

NAYS- 26: The Honorable President Paiva Weed and Senators Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni.

Senator Moura, seconded by Senator Shibley, offers a motion to take a vote to move the Bill to tomorrow, Thursday, June 30, 2011.

Senator Goodwin discusses the motion.

The motion fails upon a roll call vote with 11 Senators voting in the affirmative and 25 Senators voting in the negative as follows:

YEAS- 11: Senators Algiere, Bates, Crowley, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley.

NAYS- 25: The Honorable President Paiva Weed and Senators Ciccone, Cote, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Walaska.

Senators Maher, Algiere, Bates, Shibley and McCaffrey discuss the act.

The act is read and passed, as amended, upon a roll call vote with 20 Senators voting in the affirmative and 17 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 20: The Honorable President Paiva Weed and Senators Ciccone, DaPonte, DeVall, DiPalma, Doyle, Gallo, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Perry, Pichardo, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 17: Senators Algiere, Bates, Cote, Crowley, Felag, Fogarty, Hodgson, Kettle, Lombardo, Maher, Moura, Nesselbush, O'Neill, Ottiano, Picard, Pinga, Shibley.

ABSTAINED- 1: Senator Tassoni.

31. 2011-S 1062 SUB A

BY Jabour

**ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS**

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

Senator Jabour moves passage, seconded by Senators Metts and Pinga.

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, Felag, 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:

32. 2011-H 5449 SUB A as amended

BY Williams

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
SAFETY BELT USE

Ordered on the Calendar

Upon suggestion of Senator McCaffrey and without objection, ordered to be placed on the Calendar for tomorrow, Thursday, June 30, 2011.

35. 2011-S 184 SUB B as amended

BY DaPonte

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE
DISPOSAL

Ordered on the Calendar.

Senator DaPonte moves passage, seconded by Senator DeVall.

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 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, 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, Shibley, Tassoni, Walaska.

NAYS- 0:

36. 2011-H 5547 SUB A as amended

BY Melo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE
DISPOSAL

Ordered on the Calendar.

Senator DaPonte moves passage, seconded by Senator DeVall.

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 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Shibley, Tassoni, Walaska.

NAYS- 0:

NEW BUSINESS

Senate Resolution No. 1098

BY Senators Gallo, Lanzi

ENTITLED, SENATE RESOLUTION EXPRESSING OUR DEEPEST CONDOLENCES ON THE PASSING OF CASEY FRAZER HILL MERCER {LC2999/1 }

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by Senator Goodwin.

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

ANNOUNCEMENTS

Senator Picard announces that the Committee on Corporations will meet tomorrow, at 3:30 o'clock P.M., in Room 212 of the State House.

Senator Felag announces that the Committee on Finance will meet tomorrow, at 3:30 o'clock P.M., in Room 211 of the State House.

Senator Jabour announces that the Committee on Judiciary will meet tomorrow, at 3:30 o'clock P.M., in Room 313 of the State House.

TRANSMITTAL

By unanimous consent, some 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 Algieri, and upon suggestion of Senator Gallo, the Senate stands at recess at 10:53 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 4:56 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6234 (by request)

BY Jackson, Ruggiero, Reilly

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would allow the Middletown town council to add certain census tracts and blocks for enterprise zone designation.) {LC2805/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6108

BY Walsh, Ajello

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- NEWBORN SCREENING PROGRAM (would require attending physicians of newborns to screen for all conditions for which there is a medical benefit to the early detection and treatment thereof and also to perform an assessment for developmental risk.) {LC2554/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5300

BY Jacquard, Williams

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - PARKING FACILITIES AND PRIVILEGES (would repeal the requirement that police departments and other state departments report about disability parking to the governor's commission on disabilities)

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6221

BY Nunes, Chippendale

ENTITLED, AN ACT RELATING TO THE TOWN OF COVENTRY (would ratify certain amendments to the Coventry town charter.) {LC2742/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5476 (Dept. of Environmental Management)

BY Handy

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (would allow the director of the department of environmental management to record orders or notices regarding water pollution violations in the land evidence records.) {LC1235/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5938

BY Ruggiero, Handy, Chippendale, Blazejewski, Cimini

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RENEWABLE ENERGY COORDINATING BOARD (would create the renewable energy coordinating board which would develop and recommend a strategic renewable energy implementation plan for Rhode Island.) {LC2183/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5216 as amended

BY Menard, Naughton, MacBeth, Flaherty

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION (would allow that if child support has been terminated, suspended or expired the court can re-establish child support if the child has severe mental impairment or a severe impairment if the situation fits the criteria and factors in this statute)

Received an ordered to be placed on the Consent Calendar.

Also:

House Resolution No. 6307

BY Gallison, Edwards, Johnston, Messier, Menard

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE KNOWN AS THE NFPA 1500 IMPLEMENTATION PLAN REVIEW COMMISSION IN THE STATE OF RHODE ISLAND {LC2962/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5262

BY Gallison, Fellela, Messier, Martin, Keable

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - EXCHANGE OF INFORMATION - CHILD SUPPORT (would provide that if a party is activated for military service or deployment out of state, that fact would not by itself be sufficient to justify a modification of a custody or visitation order)

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5626 (Dept. of Corrections)

BY Lally, Newberry, Reilly

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONS DEPARTMENT (would require that an incoming prisoner receive a medical assessment and an assessment as to rehabilitative needs.) {LC1261/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5632

BY McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES (would add home nursing care providers, home care providers and hospice provider to the definition of "health care facility" for the purpose of the Health Care Certificate of Need Act of Rhode Island.)

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill o. 5440 SUB A

BY Gallison, McNamara, Serpa, Edwards, Morrison

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL AND YOUTH PROGRAMS CONCUSSION ACT (would establish further safeguards and procedures governing how to treat youth athletes who receive concussions) {LC1278/3/A}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6259**BY** Martin**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- THE RHODE ISLAND SEAFOOD MARKETING COLLABORATIVE OF 2011 (would create the Rhode Island Seafood Marketing Collaborative of 2011 whose purpose would be to support local fisherman and small businesses and to create more locally produced food system particularly seafood.) {LC2872/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5423 SUB A**BY** Keable, Gallison, Blazejewski, Marcello**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PROPANE GAS SALES (would add several consumer protection sections to the provisions of the general laws regulating propane gas sales.) {LC1106/1/A}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6311**BY** Mattiello**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER HARVARD-BROAD APARTMENTS, INC. {LC2912/1}

Received an ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6312**BY** Keable, Newberry**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF GRANITE LODGE, NO. 33 I.C.O.F. {LC2983/1}

Received an ordered to be placed on the Consent Calendar.

COMMITTEE ON JUDICIARY

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

Senate Bill No. 735**BY** Senators Pichardo, Goodwin**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - LOB**BYING** (would strengthen the secretary of state's authority to regulate legislative lobbyists) {LC1493/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1080

BY Senator Doyle

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE (would establish a "Blue Alert" system to assist in the apprehension of criminal suspects who are involved in the murder or serious injury of law enforcement personnel) {LC2977/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON CORPORATIONS

Senator Miller from the Committee on Corporations, reports back, with recommendation of passage of the following measures:

Senate Bill No. 412 SUB A as amended

BY Senators Miller, Goodwin, Pichardo, Metts, Crowley

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - PUBLIC UTILITIES COMMISSION (would create the universal service fund as well as create a percentage of income payment plan for public utilities) {LC1158/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1076

BY Senator Miller

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LENDERS AND LOAN BROKERS (would exempt municipalities which makes, brokers or funds loans from state licensing regulations regarding lenders and loan brokers) {LC2960/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measure:

House Bill No. 6188 SUB A

BY Coderre E, O'Neill JP, DaSilva, Johnston

ENTITLED, AN ACT RELATING TO THE CITY OF PAWTUCKET {LC2664/1/A}

Read and ordered to be placed on the Consent 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 measure:

House Bill No. 5984 SUB A as amended

BY Serpa

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE
{LC2248/1/A}

Read and ordered to be placed on the Consent Calendar.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

GUESTS

Upon suggestion of Senator DiPalma and by unanimous consent, the Honorable President, welcomes to the Chamber Ben Emerick.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measure:

Senate Bill No. 530 SUB A

BY Senators Crowley, Doyle, DeVall, Pichardo, Nesselbush

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS
(would limit the powers of a municipal receiver to matters solely related to the fiscal stability of a city or town, with such powers to be exercised within the parameters of applicable state law, charter or code) {LC1630/1/A}

Read and ordered to be placed on the Calendar.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5949 SUB A

BY Ajello

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would allow cities and towns by ordinance to assess users a reasonable charge for use of master alarm fire box systems of the fire departments of the cities and towns.) {LC1693/2/A}

Received and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 1096

BY Senators Moura, Shibley, Pinga

ENTITLED, SENATE RESOLUTION URGING ALL DRIVERS IN THE STATE OF RHODE ISLAND TO SHARE THE ROAD WITH MOTORCYCLISTS {LC2994/1}

Senator Moura requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Moura moves passage, seconded by Senators Lombardo, Kettle, Doyle, Pinga and Goodwin.

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

Also:

Senate Resolution No. 1097

BY Senators Moura, Ottiano, Picard, Crowley

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF DR. GREGORY WILLIAM COUGHLIN, JR. {LC2989/1}

Senator Moura requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

Also:

Senate Resolution No. 1099**BY** Senators Ruggerio, DaPonte, Goodwin**ENTITLED**, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY THE DIVISION OF MOTOR VEHICLES {LC2997/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 1100**BY** Senator Cote**ENTITLED**, SENATE RESOLUTION CONGRATULATING UNITED STATES NAVY ENSIGN JEFFREY M. OUIMETTE ON HIS GRADUATION WITH MERIT FROM THE UNITED STATES NAVAL ACADEMY ON MAY 27, 2011 {LC3002/1}

Read and ordered to be placed on the Consent Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2011-S 1099**BY** Ruggerio**ENTITLED**, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY THE DIVISION OF MOTOR VEHICLES**2. 2011-S 1100****BY** Cote**ENTITLED**, SENATE RESOLUTION CONGRATULATING UNITED STATES NAVY ENSIGN JEFFREY M. OUIMETTE ON HIS GRADUATION WITH MERIT FROM THE UNITED STATES NAVAL ACADEMY ON MAY 27, 2011**3. 2011-H 5216 as amended****BY** Menard**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION**4. 2011-H 5262****BY** Gallison**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - EXCHANGE OF INFORMATION - CHILD SUPPORT**5. 2011-H 5300****BY** Jacquard**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - PARKING FACILITIES AND PRIVILEGES

6. 2011-H 5423 SUB A**BY Keable****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
PROPANE GAS SALES**7. 2011-H 5440 SUB A****BY Gallison****ENTITLED,** AN ACT RELATING TO EDUCATION - SCHOOL AND YOUTH
PROGRAMS CONCUSSION ACT**8. 2011-H 5476****BY Handy****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER
POLLUTION**9. 2011-H 5626****BY Lally****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- CORRECTIONS DEPARTMENT**10. 2011-H 5632****BY McNamara****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -
DETERMINATION OF NEED FOR NEW HEALTH CARE
EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES**11. 2011-H 5938****BY Ruggiero****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- RENEWABLE ENERGY COORDINATING BOARD**12. 2011-H 6108****BY Walsh****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- NEWBORN
SCREENING PROGRAM**13. 2011-H 5984 SUB A as amended****BY Serpa****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- STATE
BUILDING CODE**14. 2011-H 6188 SUB A****BY Coderre E****ENTITLED,** AN ACT RELATING TO THE CITY OF PAWTUCKET**15. 2011-H 6221****BY Nunes****ENTITLED,** AN ACT RELATING TO THE TOWN OF COVENTRY

16. **2011-H 6234**
BY Jackson
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
17. **2011-H 6259**
BY Martin
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- THE RHODE ISLAND SEAFOOD MARKETING COLLABORATIVE OF 2011
18. **2011-H 6307**
BY Gallison
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE KNOWN AS THE NFPA 1500 IMPLEMENTATION PLAN REVIEW COMMISSION IN THE STATE OF RHODE ISLAND
19. **2011-H 6311**
BY Mattiello
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER HARVARD-BROAD APARTMENTS, INC.
20. **2011-H 6312**
BY Keable
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF GRANITE LODGE, NO. 33 I.C.O.F.

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

NAYS- 0:

CALENDAR

IN ORDER FOR THURSDAY, JUNE 30, 2011:

8. **2011-H 5449 SUB A as amended**
BY Williams
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SAFETY BELT USE

Ordered on the Calendar

Senator Tassoni moves passage, seconded by Senators McCaffrey, Doyle, Sosnowski, Crowley and Shibley.

Senator Pichardo discusses the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 25 Senators voting in the affirmative and 12 Senators voting in the negative as follows:

YEAS- 25: The Honorable President Paiva Weed and Senators Algieri, Bates, Crowley, DaPonte, DeVall, Doyle, Felag, Gallo, Goodwin, Hodgson, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Miller, Nesselbush, O'Neill, Ottiano, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 12: Senators Cote, DiPalma, Fogarty, Jabour, Kettle, Metts, Moura, Perry, Picard, Pichardo, Pinga, Sheehan.

1. 2011-S 412 SUB A as amended

BY Miller

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
PUBLIC UTILITIES COMMISSION**

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

Senator Miller moves passage, seconded by Senators Perry, Ruggerio, Goodwin, Pichardo, Jabour, Ottiano and Picard.

Senators Maher, Miller, Moura discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 31 Senators voting in the affirmative and 7 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 7: Senators Felag, Kettle, Maher, McCaffrey, Moura, Pinga, Shibley.

2. 2011-S 1076

BY Miller

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LENDERS
AND LOAN BROKERS**

Committee on Corporations recommends passage.

Senator Miller moves passage, seconded by Senators Walaska, Lynch and Cote.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

3. 2011-S 324 SUB A

BY Crowley

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE WYATT DETENTION FACILITY

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

Senator Crowley moves passage, seconded by Senators DeVall, Sosnowski and Goodwin.

Senator DaPonte seconded by Senators Bates, Crowley and Jabour, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- S 324 SUBSTITUTE A

JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE WYATT
DETENTION FACILITY

Madam President:

I hereby move to amend 2011 -- S 324 SUBSTITUTE A, entitled "JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE WYATT DETENTION FACILITY", as follows:

1. On page 2, line 2, by deleting the language "six (6)", and inserting in place thereof the language "seven (7)".
2. On page 2, line 2, after the language "shall be", by deleting the language "member" and inserting in place thereof the language "members".
3. On page 2, line 2, after the language "member of the Senate,", by adding the following language: "not

more than one of whom shall be from the same political party.”.

4. On page 2, line 3, after the language “House,”, by adding the following language: “not more than one of whom shall be from the same political party,”.

5. On page 2, line 6, after the word, “designee” by adding the following language: “ ; and the city clerk of the city of Central Falls”.

Respectfully submitted,
SENATOR DAPONTE

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Crowley moves passage of the act, as amended, seconded by Senators DaPonte and Metts.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

4. 2011-S 735

BY Pichardo

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING

Committee on Judiciary recommends passage.

Senator Pichardo moves passage, seconded by Senators McCaffrey and Sheehan.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

5. 2011-S 1080

BY Doyle

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

Committee on Judiciary recommends passage.

Senator Doyle moves passage, seconded by Senators Lynch, Hodgson, Sosnowski and Crowley.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, 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:

6. 2011-S 488 SUB A as amended

BY Metts

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES
GENERALLY

Ordered on the Calendar

Senator Metts moves passage, seconded by Senators Fogarty, Miller, Jabour and Hodgson.

Senator Jabour discusses 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 36 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED- 1: Senator Miller.

7. 2011-H 5173 SUB A

BY Naughton

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

Ordered on the Calendar

Upon suggestion of Senator Perry and without objection, ordered to be placed at the bottom of the Calendar.

9. 2011-H 5455

BY Keable

ENTITLED, AN ACT RELATING TO EDUCATION - CERTIFICATION OF
PERSONNEL

Ordered on the Calendar

Senator Fogarty moves passage, seconded by Senators Tassoni and Goodwin.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, 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:

10. 2011-H 5583

BY Walsh

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - RHODE
ISLAND CLEAN WATER FINANCE AGENCY

Ordered on the Calendar

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

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, 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.

NAYS- 0:

11. 2011-H 5638 SUB A

BY Marcello

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH

Ordered on the Calendar

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, 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.

NAYS- 0:

12. 2011-H 6232

BY Jackson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- INDUSTRIAL--RECREATIONAL BUILDING AUTHORITY

Ordered on the Calendar

Senator DiPalma moves passage, seconded by Senator DaPonte.

The act is read and passed, upon a roll call vote with 35 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Kettle, Moura, Shibley.

13. 2011-H 6284

BY O'Neill JP

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY

CERTAIN CLAIMS

Ordered on the Calendar

Senator Goodwin moves passage, seconded by Senator Ruggerio.

The act is read and passed, upon a roll call vote with 36 Senators voting in the affirmative and 2 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle, Pinga.

14. 2011-S 530 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS

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

Upon suggestion of Senator Crowley and without objection, ordered to be placed at the bottom of the Calendar.

15. 2011-H 5949 SUB A

BY Ajello

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

Senator DaPonte moves passage, seconded by Senators Goodwin and Pichardo.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 22 Senators voting in the affirmative and 13 Senators voting in the negative as follows:

YEAS- 22: The Honorable President Paiva Weed and Senators Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Sosnowski, Tassoni, Walaska.

NAYS- 13: Senators Algieri, Bates, Cote, Fogarty, Hodgson, Kettle, Lombardo, Maher, Moura, O'Neill, Ottiano, Pinga, Shibley.

7. 2011-H 5173 SUB A**BY Naughton****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WOMEN'S
CARDIOVASCULAR SCREENING AND RISK REDUCTION
PILOT PROGRAM**

Ordered on the Calendar.

Senator Perry moves passage, seconded by Senators Crowley, Jabour and DeVall.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, 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.

NAYS- 0:

14. 2011-S 530 SUB A**BY Crowley****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET
COMMISSIONS**

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

Upon suggestion of Senator Goodwin and without objection, ordered to be placed at the bottom of the Calendar.

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.

RECESS

Upon motion of Senator Goodwin, seconded by Senator Algieri, the Senate stands at recess at 5:39 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 9:38 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5184 SUB A**BY** Serpa, Fellela, Williams, Ruggiero, Tomasso**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- PAYMENT OF WAGES (would allow employers to pay their employees on a bi-weekly or semi-monthly basis...) {LC473/2/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6285 SUB A**BY** Martin, Ruggiero, Reilly, Jackson**ENTITLED**, AN ACT RELATING TO HIGHWAYS - RHODE ISLAND TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE TOLLS {LC2920/2/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6309**BY** Melo, Valencia, Dickinson, Tarro, Serpa**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - ACTUARIAL COST {LC2986/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6245 as amended**BY** Williams, Carnevale, Tarro, Hull, Medina**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES IN THE CITY OF PROVIDENCE (would enable the city of Providence's board of licenses to approve the liquor license applications for 2 businesses located in the Olneyville section of Providence which are located within 200' of a private school.) {LC2803/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6197**BY** McCauley**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES {LC2746/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6276**BY** Martin**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - SUPPORT OF HOMELESS (would establish a permanent council known as the "Interagency Council on Homelessness" to study and apply solutions for ending homelessness in the state.) {LC2898/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5736 SUB A (Revenue)**BY** Valencia, Walsh, Tanzi, Dickinson, Tarro**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF TOWNS AND CITIES {LC1795/1/A}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6015**BY** McCauley**ENTITLED**, AN ACT RELATING TO PUBLIC FINANCE - PRIVATE ACTIVITY BOND ACT (would require that the governor grant host approval under section 147(f)(2)(A)(ii) of the Internal revenue Code in order to provide for an effective system of monitoring the use of federal subsidies with respect to bonds issued by issuers) {LC2318/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6021**BY** McCauley**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES (would expand the eligible list of borrowers from the Health and Educational Building Corporation to include not only educational institutions and health care providers) {LC2319/1}

Received and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5922 as amended (Revenue)

BY McCauley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would clarify provisions in chapter 45-9 - Budget Commissions, to address issues that have arisen in the administration of the chapter, including statutory provisions regarding indemnity.) {LC1775/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5461

BY Keable, Newberry

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (would authorize any municipal recreation department to request a background check from their local police department for any employee or volunteer serving their community) {LC1107/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5222 SUB A

BY Carnevale, Williams, DeSimone, Medina, Ucci

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES (would require the department of children, youth, and families to apply to the bureau of criminal identification, the state police, or local police department for a national and state criminal records check of any applicant for employment) {LC344/2/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5664 (Secretary of States)

BY Martin

ENTITLED, AN ACT RELATING TO EDUCATION -- MAINTENANCE OF VOTER REGISTRATION FILES {LC1507/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6052 SUB A

BY Silva, McLaughlin, Blazejewski, Edwards

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS (would limit the powers of a municipal receiver to matters solely related to the fiscal stability of a

city or town, with such powers to be exercised within the parameters of applicable state law, and city or town's charter or code.) {LC2362/2/A}

Read and ordered to be placed on the Calendar.

Also:

House Resolution No. 6233 SUB A

BY Brien

ENTITLED, JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE AND OPERATING SPACE {LC2791/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Resolution No. 1040 SUB A as amended (Administration)

BY Senators Bates, DiPalma, Ottiano, Felag

ENTITLED, JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE AND OPERATING SPACE {LC2829/2/A}

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 measures:

Senate Bill No. 943

BY Senators Perry, Shibley, McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would add Rhode Island School of Design police officers to the definition of peace officer) {LC2593/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1095

BY Senator McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS {LC2993/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Senate Bill No. 907 SUB A

BY Senator Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CESSPOOLS (would extend the date a cesspool must be abandoned under the Rhode Island cesspool act from January 1, 2013 to January 1, 2018) {LC2528/2/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1057 SUB A

BY Senators Walaska, Lynch, McCaffrey

ENTITLED, AN ACT RELATING TO THE CITY OF WARWICK -- SEWER AUTHORITY (would direct and authorize the Warwick city council to establish a new municipal sewer department to operate and manage sewer and sewer-related matter in the city of Warwick) {LC2833/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON EDUCATION

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measure:

Senate Bill No. 46 SUB A

BY Senators DiPalma, DeVall, Tassoni, Crowley, Metts

ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE (would require compulsory school attendance until the age of 18 and would allow for the waiver of compulsory attendance for pupils over the age of 16 who are involved with an alternative learning plan) {LC148/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measures:

Nomination of Joshua Celeste (appointment) of Cranston VICE Arthur Barton to the Clean Water Finance Agency for a term expiring March 1, 2012.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of James Hagerty (reappointment) of Warwick to the Clean Water Finance Agency for a term expiring March 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Nomination of Lisa Ferrara (appointment) of Cranston VICE Andrew Bilodeau to the Clean Water Finance Agency for a term expiring March 1, 2013.

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 146 SUB A as amended

BY Senators Walaska, Bates

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES -- PRIVATE ATTORNEY RETENTION SUNSHINE ACT (would adopt a uniform law governing contracts or agreements by the state with attorneys for contracts in excess of five hundred thousand dollars (\$500,000) {LC80/1/A})

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 560

BY Senators Pichardo, Metts, Kettle, Felag, Tassoni

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND COMPUTATION (would amend the definition of "commercial farming" by eliminating from the definition the requirement of keeping or boarding five (5) or more horses to be exempted from sales and use taxes) {LC1391/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 561 SUB A

BY Senators Pichardo, Ciccone, Jabour, Metts, Perry

ENTITLED, AN ACT RELATING TO HIGHWAYS -- MAINTENANCE OF TOWN HIGHWAYS (would require the state to maintain all roadways classified by the department of administration as interstate highways, freeways, expressways and principal and minor arterials) {LC1497/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 595 SUB A

BY Senators Gallo, Crowley, DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION - COOPERATIVE SERVICE AMONG SCHOOL DISTRICTS (would provide that the Urban Collaborative Accelerated Program would receive state education funds under the new education aid formula in a manner similar to how the charter public schools receive their funding) {LC1828/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 617 SUB A (Revenue)

BY Senators DaPonte

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (would make certain technical amendments /clarifications to the statutes relating to the assessment of real property and the timing and process to appeals thereof) {LC2073/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1083

BY Senators Lanzi, DiPalma, Lynch, Ciccone, Gallo

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES (would prevent elected city and town council members elected for the first time after November 6, 2012 from participating in the municipal employees' retirement system as a result of that elective service) {LC2963/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON LABOR

Senator Fogarty, from the Committee on Labor, reports back, with recommendation of passage of the following measure:

Senate Bill No. 416 SUB A

BY Senator McCaffrey

ENTITLED, AN ACT RELATING TO LABOR - OMNIBUS FAIR CONTRACTING STANDARDS OF 2011 (would comprehensively address and clarify in many different legal contexts, the issue of whether a worker is an employee or independent contractor.) {LC1587/2/A}

Read and ordered to be placed on the Calendar.

CONSENT CALENDAR II

In order for the day is taken up as follows:

1. **Nomination of Joshua Celeste (appointment) of Cranston VICE Arthur Barton to the Clean Water Finance Agency for a term expiring March 1, 2012..**
2. **Nomination of James Hagerty (reappointment) of Warwick to the Clean Water Finance Agency for a term expiring March 1, 2013..**
3. **Nomination of Lisa Ferrara (appointment) of Cranston VICE Andrew Bilodeau to the Clean Water Finance Agency for a term expiring March 1, 2013..**
4. **2011-H 5184 SUB A**
BY Serpa
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
PAYMENT OF WAGES
5. **2011-H 5736 SUB A**
BY Valencia
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS
OF TOWNS AND CITIES
6. **2011-H 6015**
BY McCauley
ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - PRIVATE ACTIVITY
BOND ACT
7. **2011-H 6021**
BY McCauley
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES
8. **2011-H 6197**
BY McCauley
ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES
9. **2011-H 6245 as amended**
BY Williams
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES IN THE CITY OF PROVIDENCE
10. **2011-H 6276**
BY Martin
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - SUPPORT OF
HOMELESS

11. 2011-H 6285 SUB A**BY Martin****ENTITLED,** AN ACT RELATING TO HIGHWAYS - RHODE ISLAND
TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE
TOLLS**12. 2011-H 6309****BY Melo****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY - ACTUARIAL
COST

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, Bates, 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.

NAYS- 0:

CALENDAR**CALENDAR II FOR THURSDAY, JUNE 30, 2011:****2. 2011-S 907 SUB A****BY Walaska****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- CESSPOOLS

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

Senator Walaska moves passage, seconded by Senators Maher, Kettle, Sheehan and Fogarty.

Senators Felag and Walaska 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 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, 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.

NAYS- 0:

3. 2011-S 1057 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO THE CITY OF WARWICK -- SEWER
AUTHORITY

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

Senator Walaska moves passage, seconded by Senators McCaffrey, Kettle and Lynch.

Senators Felag, Walaska and Fogarty 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 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, 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.

NAYS- 0:

4. 2011-S 943

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

Senator Perry moves passage, seconded by Senators O'Neill and Lynch.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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, Cote, Crowley, DaPonte, DeVall, DiPalma, 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.

NAYS- 0:

5. 2011-S 1095

BY McCaffrey

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

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Lynch, Hodgson and Perry.

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, Cote, Crowley, 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, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6. 2011-S 46 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE

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

Senator DiPalma moves passage, seconded by Senators Perry, Gallo, Felag, DeVall and Pichardo.

Senators Sheehan and DiPalma discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 25 Senators voting in the affirmative and 10 Senators voting in the negative as follows:

YEAS- 25: The Honorable President Paiva Weed and Senators Bates, Crowley, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Metts, Miller, Nesselbush, Ottiano, Perry, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 10: Senators Algieri, Cote, Felag, Kettle, Maher, Moura, O'Neill, Picard, Pinga, Walaska

7. 2011-S 146 SUB A as amended

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES -- PRIVATE ATTORNEY RETENTION SUNSHINE ACT

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

Senator Walaska moves passage, seconded by Senators Hodgson and Sosnowski.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 33 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Jabour, Pinga.

1. 2011-S 530 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS

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

Senator Crowley moves passage, seconded by Senators Doyle and Sosnowski.

Senator Crowley seconded by Senator Sosnowski, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- S 530 SUBSTITUTE A

AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS

Madam President:

I hereby move to amend 2011 -- S 530 SUBSTITUTE A, entitled "AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS", as follows:

1. On page 2, line 7, by deleting the language "make a good faith effort to".
2. On page 2, line 8, by deleting the language "continue to".
3. On page 2, line 8, by deleting the language "when possible" and inserting in place thereof the language "on the matters relating to the operation of the city or town".

Respectfully submitted,

SENATOR CROWLEY

The motion to amend prevails 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, 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.

NAYS- 0:

Senator Crowley moves passage of the act, as amended, seconded by Senators DaPonte, Sosnowski and Doyle.

The act is read and passed, by unanimous consent, as amended, 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, 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.

NAYS- 0:

8. 2011-S 560

BY Pichardo

**ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE
TAXES--LIABILITY AND COMPUTATION**

Committee on Finance recommends passage.

Senator Pichardo moves passage, seconded by Senators Sosnowski, Kettle and Maher.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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, 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.

NAYS- 0:

9. 2011-S 561 SUB A

BY Pichardo

**ENTITLED, AN ACT RELATING TO HIGHWAYS -- MAINTENANCE OF
TOWN HIGHWAYS**

Committee on Finance recommends indefinite postponement of the original bill and

passage of Substitute A.

Senator Pichardo moves passage, seconded by Senators Goodwin, Metts and Jabour.

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, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, 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:

10. 2011-S 595 SUB A

BY Gallo

**ENTITLED, AN ACT RELATING TO EDUCATION - COOPERATIVE SERVICE
AMONG SCHOOL DISTRICTS**

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

Senator Gallo moves passage, seconded by Senators Doyle and Felag.

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, 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, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11. 2011-S 617 SUB A

BY DaPonte

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

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

Upon suggestion of Senator DaPonte and without objection, ordered to be placed at the bottom of the Calendar.

12. 2011-S 1083**BY Lanzi****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES

Committee on Finance recommends passage.

Senator Lanzi moves passage, seconded by Senators Walaska, Ruggerio, Fogarty and O'Neill.

Senators Maher and Lanzi discuss the act.

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, 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.

NAYS- 0:

11. 2011-S 617 SUB A**BY DaPonte****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

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

Senator DaPonte moves passage, seconded by Senator Felag.

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, 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.

NAYS- 0:

13. 2011-S 1040 SUB A as amended**BY Bates****ENTITLED,** JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE AND OPERATING SPACE

Ordered on the Calendar.

Senator Bates moves passage, seconded by Senator DiPalma.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, 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, Bates, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Pinga.

14. 2011-S 416 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO LABOR - OMNIBUS FAIR CONTRACTING STANDARDS OF 2011

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 28 Senators voting in the affirmative and 9 Senators voting in the negative as follows:

YEAS- 28: The Honorable President Paiva Weed and Senators Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 9: Senators Algieri, Bates, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Shibley.

ANNOUNCEMENTS

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

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

RECESS

Upon motion of Senator Goodwin, seconded by Senator Algieri, the Senate stands at recess at 10:00 o'clock P.M..

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 11:13 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Resolution No. 5160

BY Williams

ENTITLED, JOINT RESOLUTION REINSTATING AND EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY AND DEVELOP A STRATEGY FOR IMPROVING TRADE RELATIONS WITH THE COUNTRIES OF THE CONTINENT OF AFRICA (would reinstate & extend the reporting & expiration dates of the special legislative commission to study & develop a strategy for improving trade relations with the countries of the continent of Africa)

Received and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 6110

BY Ucci, Carnevale, Fellela, Petrarca, DaSilva

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES {LC2534/1}

Received and referred to the Committee on Finance.

Also:

House Bill No. 6106 SUB A

BY Nunes, Serpa, Morgan

ENTITLED, AN ACT RELATING TO LIBRARIES - STATE AID TO LIBRARIES {LC2549/3/A}

Received and referred to the Committee on Finance.

Also:

House Resolution No. 6270

BY Edwards, Brien, Ucci

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY WASTE-TO-ENERGY INCINERATION {LC2903/1}

Received and referred to the Committee on Environment and Agriculture.

Also:

House Bill No. 5690 SUB A

BY DeSimone, Slater

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - DOGS {LC1128/3/A}

Received and referred to the Committee on Environment and Agriculture.

Also:

House Bill No. 6139

BY Newberry

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2601/1}

Received and referred to the Committee on Finance.

Also:

House Bill No. 5825 SUB A

BY Williams

ENTITLED, AN ACT RELATING TO EDUCATION {LC2017/1/A}

Received and referred to the Committee on Judiciary.

Also:

House Bill No. 5747

BY Tarro, Serpa, Dickinson

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN {LC1872/1}

Received and referred to the Committee on Judiciary.

Also:

House Bill No. 5687

BY Jacquard

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - LEVY AND SALE ON EXECUTION

Received and referred to the Committee on Judiciary.

Also:

House Bill No. 5329

BY Williams, McCauley, Slater, Silva, Handy

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT (would authorize the formation of low-profit limited liability companies under the laws of the State of Rhode Island)

Received and referred to the Committee on Health and Human Services

Also:

Senate Bill No. 1062 SUB B

BY Senators Jabour, Goodwin, Metts, Pichardo, Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (would provide that all school committee members would be elected.) {LC2916/1/B}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 114 SUB B as amended

BY Senators Ruggerio, Goodwin, Jabour, Perry, Ciccone

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS {LC144/3/B}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 720 SUB A as amended

BY Senators DeVall, Tassoni, Gallo, Picard

ENTITLED, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT ADVISORY COUNCIL (would amend Title 16 by adding a new chapter 93 to create the Rhode Island Family Engagement Advisory Council. The purpose of the council would be to promote family engagement with education practice in Rhode Island) {LC2180/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 301 SUB B

BY Senator Felag

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES (would change the determination of eligibility, premiums and co-sharing of workers with disabilities enrolled into the Sherlock Medicaid Buy-In program) {LC1065/3/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5477

BY Chippendale, Reilly, Carnevale, Bennett, Walsh

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- LICENSING (would change the "pheasant" permits to "stocked game bird" permits) {LC1042/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5969 SUB A (BHDDH)

BY Keable

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would create a vocational rehabilitation purchasing program to provide employment opportunities, and to enhance the independence of people with disabilities) {LC1791/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6293 SUB A

BY Slater

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- PUBLIC UTILITIES COMMISSION {LC2928/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 537 SUB A

BY Senators Pichardo, Ciccone, Jabour, Metts, Perry

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would allow cities and towns by ordinance to assess users a reasonable charge for use of master alarm fire box systems of the fire departments of the cities and towns) {LC1521/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 603 SUB B

BY Senators Doyle, Gallo

ENTITLED, AN ACT RELATING TO TAXATION -- CIGARETTE TAX {LC2002/1/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5802 (Secretary of State)

BY Ruggiero, McNamara, Gallison, Savage, Reilly

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING (would strengthen the secretary of state's authority to regulate legislative lobbyists.) {LC1495/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 692 as amended

BY Senators Nesselbush, Lombardo, Perry, DeVall, Fogarty P

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT (would require the department of corrections to furnish certain medical records of present or former prisoners without charge if such records are required for social security or workers' compensation purpose) {LC1623/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5707 as amended

BY Naughton, Walsh, Guthrie

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would add plant agriculture as a permitted use within a residential zoning district, except where prohibited for public safety reasons.) {LC1449/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5618 SUB A

BY Naughton, Coderre E, Ferri, Kennedy

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES {LC1572/3/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5940 SUB A

BY Medina, Hull, Carnevale, Blazejewski, Slater

ENTITLED, AN ACT RELATING TO HIGHWAYS -- MAINTENANCE OF TOWN HIGHWAYS (would require the state to maintain all roadways classified by the department of administration as interstate highways, freeways, expressways and principal and minor arterials.) {LC1691/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 6198 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would mandate a specific bid submittal process for proposals submitted by highway and bridge contractors to the DOT) {LC2747/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Resolution No. 6306 as amended

BY Silva, McLaughlin

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY WYATT DETENTION FACILITY {LC2990/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5548 SUB A as amended

BY Blazejewski, Keable, Petrarca, Hearn, Gallison

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES GENERALLY {LC1348/2/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6055 SUB A

BY Ferri, Slater, Messier, McNamara, Malik

ENTITLED, AN ACT RELATING TO EDUCATION - RECOVERY HIGH SCHOOLS (would allow for the establishment of recovery high schools for students diagnosed with substance use disorder or dependency) {LC2350/1/A}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5276 SUB A as amended

BY Naughton, McNamara, Kennedy, Coderre E, Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PATIENT-CENTERED MEDICAL HOME ACT (would create the "Rhode Island All-Payer Patient-Centered Medical Home Act.") {LC79/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5936 SUB A as amended

BY Ucci, Williams, Petrarca, Edwards, Palumbo

ENTITLED, AN ACT RELATING TO LABOR - OMNIBUS FAIR CONTRACTING STANDARDS OF 2011 (address & clarify in many different legal contexts, the issue of whether a worker is an employee or independent contractor / increase the power of the state to penalize businesses that bid to perform public works contracts which do not follow labor laws) {LC1590/3/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5994 SUB A as amended

BY Carnevale, Medina, Williams, McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would authorize the director of the dept of transportation to sell, transfer and convey certain parcels of real property as may be most advantageous to the public interest.) {LC2296/4/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6313

BY McCauley, O`Grady, Ruggiero, Blazejewski, Ferri

ENTITLED, AN ACT RELATING TO TAXATION -- MUSICAL AND THEATRICAL PRODUCTION AND MOTION PICTURE PRODUCTION TAX CREDITS {LC2991/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill o. 454 SUB B

BY Senators Lombardo, Sosnowski, Paiva Weed, Ruggerio, Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION (would authorize the central landfill to accept recyclable materials originating out-of-state for the purpose of further separation and/or sale, and to accept processed construction and demolition debris for onsite daily cover purposes) {LC1544/1/B}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6204 SUB A**BY** Ucci, Fellela, Petrarca, Carnevale**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION (would authorize the central landfill to accept recyclable materials originating out-of-state for the purpose of further separation and/or sale) {LC2751/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 1042 SUB A as amended**BY** Senator Sheehan**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT (would provide certain exemptions to the ban on the sale or distribution of mercury-added cell batteries or mercury-added button cell batteries and would provide for time limits after which such exempted batteries could be used) {LC2749/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5995 SUB A as amended**BY** Ferri, Naughton, Messier, McNamara, Savage**ENTITLED**, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT ADVISORY COUNCIL (would amend Title 16 by adding a new chapter 93 to create the RI Family Engagement Advisory Council. The purpose of the council would be to promote family engagement with education practice in RI) {LC2277/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 770 SUB A as amended (Lieutenant Governor)**BY** Senator Crowley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require that the health insurance commissioner develop and implement standards of certification for patient-centered medical home facilities) {LC2313/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6314 SUB A**BY** Watson, Ehrhardt, Melo, Mattiello**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS {LC2998/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON EDUCATION

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measures:

House Bill No. 5960 SUB A

BY Senators Tomasso, Valencia, Costa

ENTITLED, AN ACT RELATING TO THE EXETER - WEST GREENWICH REGIONAL SCHOOL DISTRICT {LC2177/1/A}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 763 SUB A

BY Senators Maher

ENTITLED, AN ACT RELATING TO THE EXETER - WEST GREENWICH REGIONAL SCHOOL DISTRICT {LC2212/1/A}

Read and ordered to be placed on the Calendar.

Also:

Nomination of Maureen Moakley (appointment) of North Kingstown VICE Nancy Chapman to the Rhode Island State Council on the Arts for a term expiring March 1, 2013..

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5061

BY McNamara, Diaz, Savage

ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE

(would require compulsory school attendance until the age of eighteen and would allow the waiver of the compulsory attendance for pupils over the age of sixteen who are involved with an alternative learning plan)

Read and ordered to be placed on the Calendar.

COMMITTEE ON CORPORATIONS

Senator Miller from the Committee on Corporations, reports back, with recommendation of passage of the following measure:

House Bill No. 5468 as amended

BY McNamara

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LENDERS AND LOAN BROKERS (would exempt municipalities which makes, brokers or funds loans from state licensing regulations regarding lenders and loan brokers.) {LC1424/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measures:

House Bill No. 5073 SUB A

BY Senators Gallison, Fellela, Azzinaro, Messier, Martin

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS (would allow the Rhode Island National Guard to participate in the forfeiture of money and assets seized through counterdrug operations in which members of the Guard support federal, state or municipal efforts) {LC425/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6088 as amended

BY Fellela, Petrarca, Carnevale, Ucci

ENTITLED, AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD {LC2527/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5416

BY Marcello, Winfield, Walsh, Hearn, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5918

BY Ucci, Petrarca

ENTITLED, AN ACT RELATING TO TAXATION (would allow cities and towns that have a homestead exemption to extend that exemption to all owner occupied premises regardless of any law, regulation or ordinance to the contrary.) {LC1134/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 959

BY Senator Tassoni

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2638/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5755 (General Treasurer)

BY Jackson, O'Neill JP, Silva, Keable

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY (would allow the administrator to dispose of property with a value of less than fifty dollars if said property has been held by the administrator for more than 10 years.) {LC1899/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5787 SUB A (General Treasurer)

BY O'Neill JP, Johnston

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CRIMINAL INJURIES COMPENSATION {LC1892/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5946

BY Williams, Hull, Medina, Slater, Ajello

ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES (would permit municipalities to require immediate payment of taxes on only a late installment and to impose an interest charge only on that late installment.) {LC1687/1}

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 measures:

Senate Bill No. 642 SUB A

BY Senators Pichardo, Gallo, Metts, Lombardo, Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (would require the warning for smoking cigarettes meant for minors to be displayed in both English and Spanish both physically in stores and online) {LC1897/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5017 SUB A as amended

BY Walsh, Martin, DaSilva, Johnston, Carnevale

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE (would establish a "Blue Alert" system to assist in the apprehension of criminal suspects who are involved in the murder or serious injury of law enforcement personnel) {LC54/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5867 SUB A

BY Hull, Tarro, Carnevale

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - ARREST (would include Providence fire department arson investigators within the definition of "peace officer".) {LC1867/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5807 SUB A as amended

BY O'Neill JP, Nunes, Johnston, Jackson, Serpa

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF TOOLS AND ELECTRONICS (would require any person engaged in the business of buying or selling tools or electronic equipment to obtain a license from the attorney general.) {LC1968/1/A}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5803

BY Carnevale, Hull, DaSilva, Blazejewski, Medina

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would add Rhode Island School of Design police officers to the definition of peace officer) {LC1916/1}

Read and ordered to be placed on the Calendar.

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 be placed on the Calendar.

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 be placed on the Calendar.

Also:

House Bill No. 5757 SUB A (Corrections)

BY Bennett, McLaughlin, Edwards, Azzinaro

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - MEDICAL PAROLE (would provide a medical parole procedure for inmates who are severely ill.) {LC1764/3/A}

Read and ordered to be placed on Consent Calendar.

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

House Bill No. 6005 SUB A as amended

BY Ferri, Ehrhardt, Morgan, Edwards, Guthrie

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CESSPOOLS (would extend the date a cesspool must be abandoned under the Rhode Island cesspool act from January 1, 2013 to January 1, 2018) {LC2314/1/A}

Read and ordered to be placed on the Calendar.

COMMITTEE ON LABOR

Senator Connors, from the Committee on Labor, reports back, with recommendation of passage of the following measure:

House Bill No. 5301 as amended

BY Jackson, Martin, Ehrhardt, Reilly

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - MUNICIPAL WATER METER REPLACEMENT (would provide that the provisions of the general laws which regulate plumbers & irrigators will not be construed as to prohibit employees or contractors with municipalities & water dist. from replacing water meters, even if they are not licensed plumbers

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Bill No. 1101

BY Senator Miller

ENTITLED, AN ACT CREATING A LEGISLATIVE COMMISSION TO STUDY AND ADVISE ON THE NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC3007/1}

Senator Miller requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Miller moves passage, seconded by Senator Perry.

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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Also:

Senate Bill No. 1102

BY Senators Miller, Jabour, Goodwin

ENTITLED, AN ACT RELATING TO TAXATION -- MUSICAL AND THEATRICAL PRODUCTION AND MOTION PICTURE PRODUCTION TAX CREDITS {LC3010/1}

Read and ordered to be place on the Calendar.

FROM THE HOUSE OF REPRESENTATIVES

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

House Resolution No. 6300

BY Azzinaro, McNamara, Guthrie, Edwards, DaSilva

ENTITLED, JOINT RESOLUTION CREATING A LEGISLATIVE COMMISSION TO STUDY AND ADVISE ON THE NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC2971/1}

Senator Miller requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Miller moves passage, seconded by Senator Ruggerio.

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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Also:

House Bill No. 5016 SUB A

BY Corvese

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PUBLIC UTILITIES {LC121/1/A}

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McCaffrey moves passage, seconded by Senators Ruggerio and Jabour.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour,

Kettle, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggiero, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CONSENT CALENDAR III

In order for the day is taken up as follows:

1. **Nomination of Maureen Moakley (appointment) of North Kingstown VICE Nancy Chapman to the Rhode Island State Council on the Arts for a term expiring March 1, 2013..**
2. **2011-H 5802**
BY Ruggiero
ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING
3. **2011-H 6055 SUB A**
BY Ferri
ENTITLED, AN ACT RELATING TO EDUCATION - RECOVERY HIGH SCHOOLS
4. **2011-H 5940 SUB A**
BY Medina
ENTITLED, AN ACT RELATING TO HIGHWAYS -- MAINTENANCE OF TOWN HIGHWAYS
5. **2011-H 5757 SUB A**
BY Bennett
ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - MEDICAL PAROLE

Upon motion of Senator Ruggiero, 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 1 Senator voting in the negative as follows:

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

NAYS- 1: Senator Moura.

AT EASE

The Senate stands at ease at 11:25 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 11:30 o'clock P.M.

CALENDAR**15. 2011-H 5222 SUB A****BY Carnevale****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**

Ordered on the Calendar

Senator Perry moves passage, seconded by Senators Maher and Goodwin.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Tassoni, Walaska.

NAYS- 0:

16. 2011-H 5461**BY Keable****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL
POWERS**

Ordered on the Calendar

Senator Fogarty moves passage, seconded by Senator Hodgson.

The act is read and passed, by unanimous consent, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Tassoni, Walaska.

NAYS- 0:

17. 2011-H 5664

BY Martin

ENTITLED, AN ACT RELATING TO EDUCATION -- MAINTENANCE OF
VOTER REGISTRATION FILES

Ordered on the Calendar.

Senator McCaffrey moves passage, seconded by Senator Ruggerio.

The act is read and passed, in concurrence, upon a roll call vote with 31 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 5: Senators Algieri, Hodgson, Kettle, Moura, Shibley.

18. 2011-H 5922 as amended

BY McCauley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

Ordered on the Calendar.

Senator Tassoni moves passage, seconded by Senator Doyle.

The act is read and passed, by unanimous consent, as amended, 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19. 2011-H 6052 SUB A

BY Silva

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET
COMMISSIONS

Ordered on the Calendar.

Senator Crowley moves passage, seconded by Senator DaPonte.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

20. 2011-H 6233 SUB A

BY Brien

**ENTITLED, JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY
APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE
AND OPERATING SPACE**

Ordered on the Calendar

Senator Bates moves passage, seconded by Senator DaPonte.

The bill marked Substitute "A" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

21. 2011-H 5548 SUB A as amended

BY Blazejewski

**ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES
GENERALLY**

Ordered on the Calendar

Senator Fogarty moves passage, seconded by Senator Felag.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

22. 2011-H 6198 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Ordered on the Calendar

Senator Ciccone moves passage, seconded by Senator Felag.

The bill marked Substitute "A" is read and passed, in concurrence, 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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

23. 2011-H 6306

BY Silva

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY WYATT DETENTION FACILITY

Ordered on the Calendar

Upon suggestion of Senator Crowley and without objection, ordered to be placed at the bottom of the Calendar.

24. 2011-S 642 SUB A

BY Pichardo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN

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

Senator Pichardo moves passage, seconded by Senators Jabour and Sosnowski.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

25. 2011-S 114 SUB B as amended

BY Ruggerio

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Ordered on the Calendar

Senator Ruggerio moves passage, seconded by Senators Perry, Goodwin and Tassoni.

Senator Fogarty discusses the act.

The bill marked Substitute "B" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 29 Senators voting in the affirmative and 8 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Paiva Weed and Senators Bates, Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Perry, Picard, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 8: Senators Algieri, Cote, Hodgson, Kettle, Maher, Moura, O'Neill, Shibley

26. 2011-S 1062 SUB B

BY Jabour

**ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS**

Ordered on the Calendar.

Senator Jabour moves passage, seconded by Senators Goodwin, Metts, Tassoni and Crowley.

The bill marked Substitute "B" 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

27. 2011-H 5680 SUB A

BY Brien

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION

Ordered on the Calendar.

Senator Metts moves passage, seconded by Senators Fogarty, Maher and Kettle.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 34 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

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

NAYS- 3: Senators Jabour, Miller, Perry.

28. 2011-H 5276 SUB A as amended

BY Naughton

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
PATIENT-CENTERED MEDICAL HOME ACT**

Ordered on the Calendar.

Senator Perry moves passage, seconded by Senator Hodgson.

The bill marked Substitute "A" is read and passed, in concurrence, 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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

29. 2011-H 5936 SUB A as amended

BY Ucci

**ENTITLED, AN ACT RELATING TO LABOR - OMNIBUS FAIR CONTRACTING
STANDARDS OF 2011**

Ordered on the Calendar.

Senator McCaffrey moves passage, seconded by Senators Jabour and Ciccone.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 26 Senators voting in the affirmative and 9 Senators voting in the negative as follows:

YEAS- 26: The Honorable President Paiva Weed and Senators Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch,

Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 9: Senators Algieri, Bates, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Shibley.

30. 2011-S 454 SUB B

BY Lombardo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

Ordered on the Calendar.

Senator Lombardo moves passage, seconded by Senator Ruggerio.

The bill marked Substitute "B" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

31. 2011-S 620 as amended

BY Walaska

ENTITLED, AN ACT RELATING TO TAXATION -- EXCISE ON MOTOR VEHICLES AND TRAILERS

Committee on Finance recommends passage.

Senator Walaska moves passage, seconded by Senator DaPonte.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

32. 2011-S 1042 SUB A as amended

BY Sheehan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT

Ordered on the Calendar.

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

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 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

36. 2011-S 692 as amended

BY Nesselbush

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
CORRECTIONS DEPARTMENT**

Ordered on the Calendar.

Senator Nesselbush moves passage, seconded by Senator McCaffrey.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 33 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Kettle, Moura, Shibley.

37. 2011-S 770 SUB A as amended

BY Crowley

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Ordered on the Calendar.

Senator Crowley moves passage, seconded by Senator DaPonte.

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 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, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Picard, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

41. 2011-S 959

BY Tassoni

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

Committee on Finance recommends passage.

Senator Tassoni 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

48. 2011-S 537 SUB A

BY Pichardo

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

Ordered on the Calendar.

Senator Pichardo moves passage, seconded by Senator Tassoni.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 25 Senators voting in the affirmative and 10 Senators voting in the negative as follows:

YEAS- 25: Senators Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Pichardo, Ruggerio, Sheehan, Tassoni, Walaska.

NAYS- 10: Senators Algieri, Bates, Cote, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Shibley.

49. 2011-S 603 SUB B

BY Doyle

ENTITLED, AN ACT RELATING TO TAXATION -- CIGARETTE TAX

Ordered on the Calendar.

Senator Doyle moves passage, seconded by Senators Perry and DaPonte.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

45. 2011-S 763 SUB A

BY Maher

**ENTITLED, AN ACT RELATING TO THE EXETER - WEST GREENWICH
REGIONAL SCHOOL DISTRICT**

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

Senator Maher moves passage, seconded by Senator Tassoni.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Walaska.

NAYS- 0:

33. 2011-H 5995 SUB A as amended

BY Ferri

**ENTITLED, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT
ADVISORY COUNCIL**

Ordered on the Calendar.

Senator Metts moves passage, seconded by Senator Pichardo.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

34. 2011-H 6204 SUB A

BY Ucci

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

Ordered on the Calendar.

Senator Lombardo moves passage, seconded by Senator Sosnowski.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

38. 2011-H 5070

BY Gallison

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- ORGANIZATION AND COMMAND OF MILITARY AND NAVAL FORCES

Ordered on the Calendar.

Senator Felag 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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

39. 2011-H 5618 SUB A**BY Naughton****ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES**

Ordered on the Calendar.

Senator Lanzi moves passage, seconded by Senators Gallo and Crowley.

The bill marked Substitute "A" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

40. 2011-H 6314 SUB A**BY Watson****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS**

Ordered on the Calendar

Senator DaPonte moves passage, seconded by Senator Ruggerio.

Senators Maher, DaPonte, Ciccone and Sheehan discuss the act.

The bill marked Substitute "A" is read and fails, and the original bill indefinitely postponed, upon a roll call vote with 18 Senators voting in the affirmative and 18 Senators voting in the negative as follows:

YEAS- 18: The Honorable President Paiva Weed and Senators Algieri, Bates, DaPonte, DeVall, Goodwin, Hodgson, Kettle, Maher, Miller, Moura, O'Neill, Ottiano, Perry, Picard, Ruggerio, Shibley, Walaska.

NAYS- 18: Senators Ciccone, Cote, DiPalma, Doyle, Felag, Fogarty, Gallo, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Nesselbush, Pichardo, Sheehan, Sosnowski, Tassoni.

42. 2011-H 5946**BY Williams****ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES**

Committee on Finance recommends passage in concurrence.

Senator DaPonte moves passage, seconded by Senators Metts and Felag.

The act is read and passed, by unanimous consent, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

43. 2011-H 5061

BY McNamara

**ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY
ATTENDANCE**

Committee on Education recommends passage in concurrence.

Senator Jabour moves passage, seconded by Senator Lynch.

The act is read and passed, in concurrence, upon a roll call vote with 27 Senators voting in the affirmative and 10 Senators voting in the negative as follows:

YEAS- 27: The Honorable President Paiva Weed and Senators Bates, Ciccone, Crowley, DaPonte, DeVall, DiPalma, Doyle, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, Metts, Miller, Nesselbush, Ottiano, Perry, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 10: Senators Algieri, Cote, Felag, Kettle, Maher, McCaffrey, Moura, O'Neill, Picard, Walaska.

NOW PRESIDING

The Honorable President yields the rostrum to the Honorable Juan M. Pichardo President Pro Tempore of the Senate at 12:03 o'clock A.M.

CALENDAR

44. 2011-H 5960 SUB A

BY Tomasso

**ENTITLED, AN ACT RELATING TO THE EXETER - WEST GREENWICH
REGIONAL SCHOOL DISTRICT**

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

Senator Maher moves passage, seconded by Senators Metts and Shibley.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

46. 2011-H 6005 SUB A as amended

BY Ferri

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CESSPOOLS

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

Senator Walaska moves passage, seconded by Senator Sosnowski.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

47. 2011-H 5301 as amended

BY Jackson

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
MUNICIPAL WATER METER REPLACEMENT**

Committee on Labor recommends passage as amended in concurrence.

Senator Sosnowski moves passage, seconded by Senators Crowley, DiPalma and Ciccone.

The act is read and passed, as amended, in concurrence, upon a roll call vote with 32 Senators voting in the affirmative and 2 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Bates, Cote, Crowley, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Ciccone, Ruggerio.

ABSTAINED- 1: Senator Fogarty.

NOW PRESIDING

The Honorable President Pro Tempore yields the rostrum to the Honorable M. Teresa Paiva Weed President of the Senate at 12:08 o'clock A.M.

CALENDAR

50. 2011-H 5969 SUB A

BY Keable

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Ordered on the Calendar

Senator Fogarty moves passage, seconded by Senators Tassoni and Goodwin.

The bill marked Substitute "A" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

51. 2011-H 6293 SUB A

BY Slater

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
PUBLIC UTILITIES COMMISSION**

Ordered on the Calendar

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle, Maher.

52. 2011-H 5017 SUB A as amended

BY Walsh

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE**

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

Senator McCaffrey moves passage, seconded by Senators Metts 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 Algieri, Bates, Ciccone, Cote, Crowley, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

53. 2011-H 5408

BY O'Neill JP

**ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM
CONTROLLED SUBSTANCE ACT**

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Jabour and Ciccone.

The act is read and passed, in concurrence, upon a roll call vote with 32 Senators voting in the affirmative and 4 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 4: Senators Hodgson, Moura, O'Neill, Shibley.

54. 2011-H 5646 SUB A

BY Ajello

**ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION
SYSTEM IN THE STATE OF RHODE ISLAND**

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

Senator McCaffrey moves passage, seconded by Senators Doyle and Hodgson.

The bill marked Substitute "A" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

55. 2011-H 5803

BY Carnevale

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Lynch and Shibley.

Senator Metts discusses the act.

The act is read and passed, by unanimous consent, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

56. 2011-H 5807 SUB A as amended

BY O'Neill JP

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF TOOLS AND ELECTRONICS

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

Senator McCaffrey moves passage, seconded by Senator Hodgson.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Kettle, Maher.

57. 2011-H 5867 SUB A

BY Hull

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - ARREST

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

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

The bill marked Substitute "A" is read and passed, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

58. 2011-H 5918

BY Ucci

ENTITLED, AN ACT RELATING TO TAXATION

Committee on Finance recommends passage in concurrence.

Senator Lombardo moves passage, seconded by Senator DaPonte.

The act is read and passed, by unanimous consent, in concurrence, 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, 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.

NAYS- 0:

59. 2011-H 5755

BY Jackson

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY

Committee on Finance recommends passage in concurrence.

Senator DaPonte moves passage, seconded by Senator Jabour.

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

NAYS- 1: Senator Moura.

60. 2011-H 5787 SUB A

BY O'Neill JP

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CRIMINAL
INJURIES COMPENSATION

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

Senator DiPalma moves passage, seconded by Senators Goodwin and Hodgson.

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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

61. 2011-H 5468 as amended

BY McNamara

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LENDERS
AND LOAN BROKERS

Committee on Corporations recommends passage as amended.

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

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

62. 2011-H 5073 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS

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

Senator DaPonte moves passage, seconded by Senator Felag.

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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

63. 2011-H 6088

BY Fellela

ENTITLED, AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD

Committee on Finance recommends passage in concurrence.

Senator Lombardo moves passage, seconded by Senators DaPonte and Felag.

Senator Felag seconded by Senator Lombardo, offers the following written motion to amend.

F L O O R A M E N D M E N T

TO

2011 -- H 6088

AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD

Madam President:

I hereby move to amend 2011 -- H 6088, entitled "AN ACT RELATING TO TAXATION - TOWN OF JOHNSTON - TAX AMNESTY PERIOD", as follows:

By deleting all the language following the enactment and inserting in place thereof the following language:

"SECTION 1. Chapter 44-5 of the General Laws entitled "Levy and Assessment of Local Taxes" is hereby amended by adding thereto the following section:

44-5-8.2. Johnston - Tax amnesty period. -- (a) Notwithstanding any other provision in this chapter to the contrary, the town of Johnston may, by ordinance duly enacted, authorize a forty-five (45) day period during fiscal year 2012 during which a waiver of interest and penalties on overdue tangible tax payments and motor vehicle tax payments may be made if all of the following conditions are satisfied by the taxpayer:

(1) The tangible property and/or motor vehicle subject to the overdue payment is the property of the taxpayer and has been for the five (5) years immediately preceding the tax payment which is overdue.

(2) The request for a waiver of interest and penalties is in writing, signed and dated by the taxpayer and must be submitted within the forty-five (45) day waiver period.

(b) Decisions of the tax collector shall be in writing and contain a notice to the town council. If the taxpayer receives an adverse decision from the tax collector, the taxpayer must pay the interest and penalties and may file a claim for reimbursement with the town council within ten (10) days of the decision.

(c) Any request for a waiver of taxes and penalties which meets criteria established by this section pursuant to a duly enacted ordinance shall be granted by the town.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,
SENATOR FELAG

The motion to amend prevails 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, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Goodwin, Hodgson, Jabour, Kettle,

Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lombardo moves passage of the act, as amended, seconded by Senator Felag.

The act is read and passed, by unanimous consent, as amended, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

64. 2011-H 5416

BY Marcello

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES

Committee on Finance recommends passage in concurrence.

Senator DiPalma moves passage, seconded by Senator Lynch.

The act is read and passed, by unanimous consent, in concurrence, 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 0:

65. 2011-S 301 SUB B

BY Felag

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

Ordered on the Calendar.

Senator Felag moves passage, seconded by Senators Crowley, Metts and Sosnowski.

The bill marked Substitute "B" 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

67. 2011-H 5477

BY Chippendale

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- LICENSING

Ordered on the Calendar.

Senator Maher moves passage, seconded by Senators Kettle, Sosnowski, Perry and Shibley.

The act is read and passed, upon a roll call vote with 36 Senators voting in the affirmative and 1 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Pichardo.

66. 2011-S 720 SUB A as amended

BY DeVall

**ENTITLED, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT
ADVISORY COUNCIL**

Ordered on the Calendar.

Senator DeVall moves passage, seconded by Senators Gallo, Metts and DiPalma.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, 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, Doyle, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Tassoni, Walaska.

NAYS- 0:

AT EASE

The Senate stands at ease at 12:24 o'clock A.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 12:25 o'clock A.M.

23. 2011-H 6306**BY Silva****ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY WYATT DETENTION FACILITY**

Ordered on the Calendar.

Senator Crowley moves passage, seconded by Senator Maher.

Senator Algieri seconded by Senator Crowley, offers the following oral motion to amend.

The motion to amend prevails 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, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Tassoni, Walaska.

NAYS- 0:

Senator Crowley moves passage of the act, as amended, seconded by Senator Algieri.

The act is read and passed, by unanimous consent, as amended, 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, 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, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

AT EASE

The Senate stands at ease at 12:27 o'clock A.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 12:33 o'clock A.M.

RECONSIDERATION

Senator Ciccone moves a motion to reconsider House Bill 6314 An Act Relating to Public Property and Works, seconded by Senator DaPonte, the Bill is reconsidered upon a roll call vote with 29 Senators voting in the affirmative and 6 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Ruggerio, Sheehan, Shibley.

NAYS- 6: Senators Felag, Fogarty, McCaffrey, Pichardo, Sosnowski, Tassoni.

40. 2011-H 6314 SUB A**BY Watson****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS**

Senator DaPonte moves passage, seconded by Senators Ruggerio and Bates.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 22 Senators voting in the affirmative and 13 Senators voting in the negative as follows:

YEAS- 22: The Honorable President Paiva Weed and Senators Algieri, Bates, DaPonte, DeVall, DiPalma, Gallo, Goodwin, Hodgson, Kettle, Lanzi, Lombardo, Lynch, Maher, Miller, Moura, O'Neill, Ottiano, Perry, Picard, Ruggerio, Shibley.

NAYS- 13: Senators Ciccone, Cote, Crowley, Felag, Fogarty, Jabour, McCaffrey, Metts, Nesselbush, Pichardo, Sheehan, Sosnowski, Tassoni.

VETO BY THE GOVERNOR

The Honorable President announces the receipt of the following act from His Excellency the Governor, with his disapproval recorded thereon:

Senate Bill No. 105**BY Senators Ciccone, Tassoni, Picard, Goodwin****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --****OPTOMETRISTS (would prohibit insurers from requiring optometrists to participate in a subsidiary's or third-party vision care plan as a condition for participation in the insurer's participating provider panel)**

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Senators Goodwin moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Senators Ruggerio and Ciccone.

Senators Algieri, DaPonte, O'Neill, Metts and Bates discuss the act.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Ciccone, Cote, Crowley, DeVall, DiPalma, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 0:

68. 2011-H 5707 as amended

BY Naughton

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

Ordered on the Calendar.

Senator Goodwin moves passage, seconded by Senators Sosnowski, Hodgson, Maher and Fogarty.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni.

NAYS- 0:

69. 2011-H 5994 SUB A as amended

BY Carnevale

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Ordered on the Calendar.

Senator Ruggerio moves passage, seconded by Senators Perry, Jabour and Fogarty.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 26 Senators voting in the affirmative and 7 Senators voting in the negative as follows:

YEAS- 26: The Honorable President Paiva Weed and Senators Bates, Ciccone, Crowley, DaPonte, DeVall, DiPalma, Felag, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, Metts, Miller, Nesselbush, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 7: Senators Algieri, Hodgson, Kettle, Maher, Moura, O'Neill, Shibley.

AT EASE

The Senate stands at ease at 12:48 o'clock A.M.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Thursday, June 30, 2011, at 12:54 o'clock A.M.

VETO BY THE GOVERNOR

The Honorable President announces the receipt of the following act from His Excellency the Governor, with his disapproval recorded thereon:

House Bill No. 5385

BY Carnevale

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
OPTOMETRISTS (would prohibit insurers from requiring optometrists to participate in a subsidiary's or third-party vision care plan as a condition for participation in the insurer's participating provider panel)

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Senators Goodwin moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Senator Ruggerio.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, with 29 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Paiva Weed and Senators Algieri, Cote, Crowley, DeVall, DiPalma, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher,

Metts, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Ruggerio, Sheehan, Shibley, Tassoni, Walaska.

NAYS- 0:

SUSPENSION OF THE RULES

Senator Algieri makes a motion that the following Rules be reinstated: 3.5(Time for Sessions), 4.5(Filing with the Secretary of State), 4.10-1(Public Bills), 4. 10-2(Committee Amendments), 6.1(Time for Committee Meetings), 6.2(Committee Agenda—Posting), 6.4-3(Public Hearings), 6.5(Hearing and Consideration of Bills), 7.6(Calendar), 9.3(Questions Presented)

Senator Algieri, moves for the Rules to be reinstated, there being no objection, it was, so ordered.

ADJOURNMENT

Upon motion of Senator Goodwin, seconded by Senator Algieri, and upon suggestion of Senator DeVall the Senate adjourns at 12:57 o'clock A.M. in memory of Tracy L. Wagoner.

JOSEPH R. BRADY
Secretary of the Senate

JOHN S. BAXTER
Reading Clerk

GABRIEL REI
Deputy Clerk of the Senate

BRENDEN T. OATES
Senate Voting Clerk

NICHOLAS R. MELO
Sound System Technician

SETH E.MESSIER
Senate Data Entry Clerk

CAITLIN REILLY
Special Assistant to the Secretary of the Senate

Appendix

INVOCATION

SENATOR DAWSON TUCKER HODGSON

Dear Lord, when the day is long and wearisome, the hours tense and tiring, keep the minds and spirits of Thy servants here alert, strong, forgiving and patient. Amen.

Appendix

INVOCATION

SENATOR MICHAEL J. PINGA

O Heavenly Father, we thank You for the privilege of serving in this Assembly. We promise to do the people's business to the best of our ability, with all the insight and foresight that we could apply. Amen.

Appendix

INVOCATION

SENATOR BETHANY L. MOURA

Dear Lord, as we near the end of this legislative session, help us to remain patient, practice our resolve and refrain from that which is unproductive. We ask you to keep our minds focused on what is truly important, the service to our people. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 957 as amended

BY Senators Gallo, Paiva Weed, Bates, DeVall, Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION -- CAREER AND TECHNICAL EDUCATION (would require the department of elementary and secondary education to promulgate regulations pertaining to career and technical education and would report annually on a number of metrics to the house and senate) {LC2609/1}

Also:

Senate Bill No. 638 SUB A (Corrections)

BY Senator McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - MEDICAL PAROLE (provide a medical parole procedure for inmates who are severely ill) {LC1957/1/A}

Also:

Senate Bill No. 399 SUB A as amended (Secretary of State)

BY Senator Lynch

ENTITLED, AN ACT RELATING TO ELECTIONS - PRIMARIES FOR ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND FOR PRESIDENTIAL PREFERENCE (would make changes relating to the primaries for election of delegates to national conventions and for presidential preference) {LC1475/1/A}

Also:

Senate Bill No. 341 SUB A as amended

BY Senators Bates, Felag, Crowley, Tassoni, Sosnowski

ENTITLED, AN ACT RELATING TO ELECTIONS {LC813/1/A}

Also:

Senate Bill No. 151 SUB A

BY Senators DeVall, DaPonte

ENTITLED, AN ACT AUTHORIZING HATTIE IDE CHAFFEE NURSING HOME TO RECEIVE, HOLD, TRANSMIT AND CONVEY REAL AND PERSONAL ESTATE TO AN AMOUNT NOT EXCEEDING TWENTY MILLION DOLLARS {LC776/1/A}

Also:

Senate Bill No. 392 SUB A as amended

BY Senators Doyle, Tassoni, Gallo, Ruggerio, Ciccone

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS (revises and amends the procedures for voting by mail ballot) {LC1425/3/A}

Also:

Senate Bill No. 92 SUB B

BY Senators Perry, Tassoni, Sosnowski, DeVall, Miller

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- ANIMAL ABUSE OFFENDERS (would prohibit persons convicted of animal cruelty from possessing or residing with animals) {LC313/1/B}

Also:

House Bill No. 5118 as amended

BY McCauley, Fox, Carnevale, Williams, Ajello

ENTITLED, AN ACT RELATING TO LIBRARIES-REFERENCE RESOURCE CENTERS

Also:

House Bill No. 5161 SUB A

BY San Bento, Phillips, Ucci, Brien, Williams

ENTITLED, AN ACT RELATING TO ELECTIONS -- RHODE ISLAND CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING (would eliminate the additional qualification requirements of independent candidates who wish to participate in the matching public funds program...) {LC620/1/A}

Also:

House Bill No. 5275 SUB A

BY Palumbo, Schadone, Menard, Petrarca, McCauley

ENTITLED, AN ACT RELATING TO INSURANCE -- AUTISM SPECTRUM DISORDERS (would require coverage for the diagnosis and treatment of autism spectrum disorders) {LC220/3/A}

Also:

House Bill No. 5852 SUB A as amended

BY Slater, DeSimone, McLaughlin, Hull

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 (would amend the title of Chapter 40.1-24 and provide for a "deemed status" which provides for the granting of a license renewal upon a showing of accreditation by a national accreditation organization.) {LC1353/2/A}

Also:

House Bill No. 5901**BY** McNamara**ENTITLED**, AN ACT RELATING TO INSURANCE -- HEALTH (would increase the number of uniform health care benefit plans designed for their employees that can be considered for implementation by public school systems and districts.) {LC2093/1}

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}

Also:

House Bill No. 5962**BY** Tomasso**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE TOWN OF WEST GREENWICH (would ratify and validate the amendments to the West Greenwich town charter which were approved by the electors of the town of West Greenwich at the polls on November 2, 2010.) {LC2178/1}

Also:

House Bill No. 5996**BY** Valencia, Walsh, O`Grady, Dickinson, Tanzi**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY {LC2230/1}

Also:

House Bill No. 6068**BY** Hearn, Malik**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (would permit the Town of Barrington to conduct its second statistical revaluation update as of 2010 rather than 2011.) {LC2466/1}

Also:

House Bill No. 6147**BY** Corvese, Schadone, Hull**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TITLE {LC2643/1}

Also:

House Bill No. 6207**BY** Hull, Corvese, Schadone, McLaughlin, Bennett**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) {LC1358/1}

Also:

House Bill No. 6212**BY** Fox, Gallison, Bennett, Cimini**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE RHODE ISLAND COLLEGE GREENHOUSE {LC2744/1}

Also:

House Bill No. 6280**BY** Ucci**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Erin Michelle Chabot to join Ashley Melissa Medeiros and Derek Joseph Beliveau in marriage within the Town of Smithfield, Rhode Island, on or about August 21, 2011.) {LC2934/1}

Also:

House Bill No. 6286**BY** Neill JP**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2924/1}

Also:

House Bill No. 5093 SUB A**BY** Martin, DaSilva, Carnevale, Ucci**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- INTERNET SERVICE PROVIDERS -- DUTY TO DISCLOSE INFORMATION {LC351/3/A}

Also:

House Bill No. 5385**BY** Carnevale**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- OPTOMETRISTS (would prohibit insurers from requiring optometrists to participate in a subsidiary's or third-party vision care plan as a condition for participation in the insurer's participating provider panel)

Also:

House Bill No. 5522 SUB A as amended

BY Coderre E, Bennett, Naughton, Flaherty

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- ANIMAL ABUSE OFFENDERS (would prohibit persons convicted of animal cruelty from possessing or residing with animals) {LC476/3/A}

Also:

House Bill No. 5653 SUB A as amended (Secretary of State)

BY Lally

ENTITLED, AN ACT RELATING TO ELECTIONS - PRIMARIES FOR ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND FOR PRESIDENTIAL PREFERENCE (would make changes relating to the primaries for election of delegates to national conventions and for presidential preference.) {LC1474/1/A}

Also:

House Bill No. 5661 SUB A as amended

BY O'Neill JP, Johnston, Newberry, Carnevale, Brien

ENTITLED, AN ACT RELATING TO ELECTIONS (would amend the provisions of the general laws to provide that all voting polls in the state open at 7:00 a.m. and close at 8:00 p.m.) {LC1860/1/A}

Also:

House Resolution No. 5715

BY Gallison, Morrison, Edwards, Baldelli-Hunt, Ruggiero

ENTITLED, JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE COMMISSION ON SHARED MUNICIPAL SERVICES {LC1881/1}

Also:

House Bill No. 5748 SUB A as amended

BY Johnston, Coderre E

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS (revises and amends the procedures for voting by mail ballot) {LC2004/5/A}

Also:

House Bill No. 5799 SUB A

BY Handy, Hearn, Messier, McNamara

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - INTERPRETERS FOR THE DEAF {LC1040/1/A}

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}

Also:

House Resolution No. 6274**BY** Hearn**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS {LC2822/1}

Also:

House Bill No. 6275**BY** McNamara, Flaherty, Bennett, Naughton, Trillo**ENTITLED**, AN ACT RELATING TO TAXATION (would increase the exemption for Warwick residents on owner occupied real property from ten thousand dollars (\$10,000) to twelve thousand dollars (\$12,000) {LC2896/1}

Also:

House Bill No. 5021 as amended**BY** Valencia, Lally, Walsh, Tanzi, Petrarca**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (permit the town council of the town of Richmond to issue licenses to door-to-door salespersons in the same manner that hawkers and peddlers are licensed & to charge a fee not to exceed \$500 per yr. for a license)

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)

Also:

House Bill No. 5567 (Dept. of Business Regulation)**BY** Petrarca, Ucci, Watson**ENTITLED**, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS - BOARDS AND COMMISSIONS (would increase the weigh-in time for fighters from 24 hours to 36 hours and also impose an admission tax on ticket prices to coincide with the admission tax on ticket prices for boxing and wrestling as enumerated in RI general laws section 41-5-15.) {LC1315/1}

Also:

House Bill No. 5741 SUB A (Human Services)

BY Slater

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT (would clarify that general public assistance (GPA) includes child care assistance under the Public Assistance Act of chapter 40-6.) {LC1318/1/A}

Also:

House Bill No. 5771 (Dept. Business Regulation)

BY Tomasso, O`Grady, Ruggiero, Guthrie, Dickinson

ENTITLED, AN ACT RELATING TO INSURANCE (would repeal the chapter entitled administrative supervision act and correct typographical errors in the credit and group life chapters.) {LC1255/1}

Also:

House Bill No. 5772 SUB A (Dept. of Business Regulation)

BY Tomasso, Ucci, O`Grady, Guthrie, Hull

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (would eliminate the requirement that insurers file reports concerning liquor liability insurance, workers' comp insurance, casualty insurance rating and assigned risk plans) {LC1223/1/A}

Also:

House Bill No. 5776 (Dept. of Business Regulation)

BY O`Grady, Tomasso, Reilly, Medina

ENTITLED, AN ACT RELATING TO INSURANCE - VOLUNTARY RESTRUCTURING OF SOLVENT INSURERS (would amend the Voluntary Restructuring of Solvent Insurers to lower the application fee and provide for reimbursement to the state of cost incurred in solvent runoffs.) {LC1236/1}

Also:

House Bill No. 5948 SUB A as amended

BY O`Neill JP, Bennett, Hull, Blazejewski, Slater

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF ADMINISTRATION (would transfer the costs associated with fire hydrants from property tax payers to water rate payers by allowing municipalities that pass an appropriate ordinance to avoid payment of hydrant rental fees.) {LC1695/1/A}

Also:

House Bill No. 6217 SUB A

BY Keable, Winfield, Marcello, Lally, Guthrie

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- MANAGEMENT OF AQUATIC INVASIVES SPECIES IN RHODE ISLAND WATERS {LC2647/1/A}

Also:

Senate Bill No. 21 SUB B

BY Senators Tassoni, DeVall, Doyle, Miller

ENTITLED, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE ACT (This act would amend the existing laws on statewide planning and land use) {LC47/1/B}

Also:

House Bill No. 5633 SUB A

BY Walsh, Cimini, Ajello, Medina, Williams

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- COMMISSION FOR HEALTH ADVOCACY AND EQUITY {LC1832/1/A}

Also:

House Bill No. 6219 as amended

BY Keable, Tomasso, Petrarca, Serpa, Silva

ENTITLED, AN ACT RELATING TO EDUCATION - CAREER AND TECHNICAL EDUCATION (would require the department of elementary and secondary education to promulgate regulations pertaining to career and technical education and would report annually on a number of metrics to the house and senate.) {LC2761/1}

Also:

Senate Resolution No. 1040 SUB A as amended (Administration)

BY Senators Bates, DiPalma, Ottiano, Felag

ENTITLED, JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE AND OPERATING SPACE {LC2829/2/A}

Also:

Senate Bill No. 114 SUB B as amended

BY Senators Ruggerio, Goodwin, Jabour, Perry, Ciccone

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS {LC144/3/B}

Also:

Senate Bill No. 301 SUB B

BY Senator Felag

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES (would change the determination of eligibility, premiums and co-sharing of workers with disabilities enrolled into the Sherlock Medicaid Buy-In program) {LC1065/3/B}

Also:

Senate Bill No. 454 SUB B**BY** Senators Lombardo, Sosnowski, Paiva Weed, Ruggerio, Walaska**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION (would authorize the central landfill to accept recyclable materials originating out-of-state for the purpose of further separation and/or sale, and to accept processed construction and demolition debris for onsite daily cover purposes) {LC1544/1/B}

Also:

Senate Bill No. 537 SUB A**BY** Senators Pichardo, Ciccone, Jabour, Metts, Perry**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES (would allow cities and towns by ordinance to assess users a reasonable charge for use of master alarm fire box systems of the fire departments of the cities and towns) {LC1521/1/A}

Also:

Senate Bill No. 603 SUB B**BY** Senators Doyle, Gallo**ENTITLED**, AN ACT RELATING TO TAXATION -- CIGARETTE TAX {LC2002/1/B}

Also:

Senate Bill No. 692 as amended**BY** Senators Nesselbush, Lombardo, Perry, DeVall, Fogarty P**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT (would require the department of corrections to furnish certain medical records of present or former prisoners without charge if such records are required for social security or workers' compensation purpose) {LC1623/1}

Also:

Senate Bill No. 720 SUB A as amended**BY** Senators DeVall, Tassoni, Gallo, Picard**ENTITLED**, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT ADVISORY COUNCIL (would amend Title 16 by adding a new chapter 93 to create the Rhode Island Family Engagement Advisory Council. The purpose of the council would be to promote family engagement with education practice in Rhode Island) {LC2180/1/A}

Also:

Senate Bill No. 770 SUB A as amended (Lieutenant Governor)**BY** Senator Crowley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require that the health insurance commissioner develop and implement standards of certification for patient-centered medical home facilities) {LC2313/1/A}

Also:

Senate Bill No. 1042 SUB A as amended

BY Senator Sheehan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT (would provide certain exemptions to the ban on the sale or distribution of mercury-added cell batteries or mercury-added button cell batteries and would provide for time limits after which such exempted batteries could be used) {LC2749/1/A}

Also:

Senate Bill No. 1062 SUB B

BY Senators Jabour, Goodwin, Metts, Pichardo, Ruggerio

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (would provide that all school committee members would be elected.) {LC2916/1/B}

Also:

House Bill No. 5994 SUB A as amended

BY Carnevale, Medina, Williams, McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would authorize the director of the dept of transportation to sell, transfer and convey certain parcels of real property as may be most advantageous to the public interest.) {LC2296/4/A}

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}

Also:

House Bill No. 5449 SUB A as amended

BY Williams, DaSilva, Carnevale, Hull, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SAFETY BELT USE (would make violations of the safety belt law a primary offense) {LC1417/1/A}

Also:

Senate Bill No. 184 SUB B as amended

BY Senators DaPonte, DeVall, Ciccone, Miller, Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL (would require any construction demolition debris processing facility to comply with additional licensure requirements from the host municipality) {LC901/3/B}

Also:

House Bill No. 5547 SUB A as amended Chapter 193

BY Melo, Savage, Blazejewski, DaSilva, Messier

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL (would require any construction demolition debris processing facility to comply with additional licensure requirements from the host municipality.) {LC1437/4/A}

Also:

House Bill No. 5680 SUB A Chapter 199 (Secretary of State)

BY Brien, Fox, O'Neill JP, Trillo, Costa

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION
{LC1517/1/A}

Also:

House Bill No. 5894 SUB A as amended Chapter 151 (Governor)

BY Melo

ENTITLED, AN ACT RELATING TO MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2012 {LC2105/1/A}

Also:

House Bill No. 6103 SUB A as amended Chapter 198

BY Petrarca, Fox, O'Neill JP, Coderre E, Watson

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - CIVIL UNIONS (would provide a legal proceeding whereby two individuals of the same sex may enter into a civil union.)
{LC2541/1/A}

Also:

House Bill No. 6267

BY Walsh, Schadone, Ajello

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2891/1}

Also:

House Bill No. 6228 Act 116

BY Flaherty, Bennett, McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2821/1}

Also:

House Bill No. 5016 SUB A

BY Corvese

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PUBLIC UTILITIES
{LC121/1/A}

Also:

House Bill No. 5017 SUB A as amended

BY Walsh, Martin, DaSilva, Johnston, Carnevale

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE (would establish a "Blue Alert" system to assist in the apprehension of criminal suspects who are involved in the murder or serious injury of law enforcement personnel) {LC54/1/A}

Also:

House Bill No. 5061

BY McNamara, Diaz, Savage

ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE

(would require compulsory school attendance until the age of eighteen and would allow the waiver of the compulsory attendance for pupils over the age of sixteen who are involved with an alternative learning plan)

Also:

House Bill No. 5065 SUB A as amended

BY Gallison, Fellela, Azzinaro, Messier, Martin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GRAVES AND CORPSES

(would increase the fines for the defacing or any injury to the Soldiers' and Sailors' Monument, any public statue or monument or any grave site/cemetery and would provide for full restitution of the amount of the cost of the damages incurred) {LC419/1/A}

Also:

House Bill No. 5073 SUB A

BY Gallison, Fellela, Azzinaro, Messier, Martin

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS (would allow the Rhode Island National Guard to participate in the forfeiture of money and assets seized through counterdrug operations in which members of the Guard support federal, state or municipal efforts) {LC425/1/A}

Also:

House Bill No. 5094 as amended

BY Martin, DaSilva, Carnevale, Ucci

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (would prohibit the use of a computer or other telecommunication device to transmit an indecent visual depiction of himself or herself to another person, which is commonly known as "sexting")

Also:

House Bill No. 5122 as amended

BY Walsh, Fellela, Kennedy, Marcello, Carnevale

ENTITLED, AN ACT RELATING TO MOTOR VEHICLE OFFENSES - ADJUDICATION OF TRAFFIC OFFENSES (would require anyone who receives a third summons within a twelve month period to appear in court.)

Also:

House Bill No. 5173 SUB A

BY Naughton, Messier, Coderre E, Walsh, Cimini

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WOMEN'S CARDIOVASCULAR SCREENING AND RISK REDUCTION PILOT PROGRAM (would establish a women's cardiovascular screening and risk reduction pilot program) {LC703/1/A}

Also:

House Bill No. 5184 SUB A

BY Serpa, Fellela, Williams, Ruggiero, Tomasso

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- PAYMENT OF WAGES (would allow employers to pay their employees on a bi-weekly or semi-monthly basis...) {LC473/2/A}

Also:

House Bill No. 5203 SUB A as amended

BY Kennedy, Walsh, Azzinaro, Lally, Williams

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- USED COOKING OIL RECYCLING ACT (would establish procedures and requirements for the recycling of used or waste cooking oil and would authorize the department of environmental management to promulgate regulations with respect thereto.) {LC432/3/A}

Also:

House Bill No. 5216 as amended

BY Menard, Naughton, MacBeth, Flaherty

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION (would allow that if child support has been terminated, suspended or expired the court can re-establish child support if the child has severe mental impairment or a severe impairment if the situation fits the criteria and factors in this statute)

Also:

House Bill No. 5222 SUB A

BY Carnevale, Williams, DeSimone, Medina, Ucci

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES (would require the department of children, youth, and families to apply to the bureau of criminal identification, the state police, or

local police department for a national and state criminal records check of any applicant for employment) {LC344/2/A}

Also:

House Bill No. 5244 SUB A as amended

BY Kennedy, San Bento, Naughton, Azzinaro, Gallison

ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE BENEFICIARIES' BILL OF RIGHTS (would provide greater amounts of information and transparency for purchasers and beneficiaries of life insurance products) {LC699/1/A}

Also:

House Bill No. 5262

BY Gallison, Fellela, Messier, Martin, Keable

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - EXCHANGE OF INFORMATION - CHILD SUPPORT (would provide that if a party is activated for military service or deployment out of state, that fact would not by itself be sufficient to justify a modification of a custody or visitation order)

Also:

House Bill No. 5276 SUB A as amended

BY Naughton, McNamara, Kennedy, Coderre E, Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PATIENT-CENTERED MEDICAL HOME ACT (would create the "Rhode Island All-Payer Patient-Centered Medical Home Act.") {LC79/1/A}

Also:

House Bill No. 5300

BY Jacquard, Williams

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - PARKING FACILITIES AND PRIVILEGES (would repeal the requirement that police departments and other state departments report about disability parking to the governor's commission on disabilities)

Also:

House Bill No. 5301 as amended

BY Jackson, Martin, Ehrhardt, Reilly

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - MUNICIPAL WATER METER REPLACEMENT (would provide that the provisions of the general laws which regulate plumbers & irrigators will not be construed as to prohibit employees or contractors with municipalities & water dist. from replacing water meters, even if they are not licensed plumbers)

Also:

House Bill No. 5380 SUB A**BY** Winfield, Petrarca**ENTITLED**, AN ACT RELATING TO TOWNS & CITIES -- RHODE ISLAND COMPREHENSIVE PLANNING AND LAND USE ACT (would amend the existing laws on statewide planning and land use) {LC637/3/A}

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.)

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.)

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)

Also:

House Bill No. 5416**BY** Marcello, Winfield, Walsh, Hearn, Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES

Also:

House Bill No. 5423 SUB A**BY** Keable, Gallison, Blazejewski, Marcello**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PROPANE GAS SALES (would add several consumer protection sections to the provisions of the general laws regulating propane gas sales.) {LC1106/1/A}

Also:

House Bill No. 5440 SUB A

BY Gallison, McNamara, Serpa, Edwards, Morrison

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL AND YOUTH PROGRAMS CONCUSSION ACT (would establish further safeguards and procedures governing how to treat youth athletes who receive concussions) {LC1278/3/A}

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}

Also:

House Bill No. 5446 SUB A

BY Petrarca, Ucci, Morrison, O'Neill JP, Silva

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - AGENCY RELATIONSHIPS IN RESIDENTIAL REAL ESTATE TRANSACTIONS (would redefine "real estate" as vacant land or land with physical improvements consisting of a house or structure comprised of four or fewer residential units for the purposes of agency relationships in residential real estate transactions.) {LC1343/2/A}

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}

Also:

House Bill No. 5455

BY Keable, Newberry

ENTITLED, AN ACT RELATING TO EDUCATION - CERTIFICATION OF PERSONNEL (would require certain people who work in child or youth services to apply and pay for a criminal records check from the Rhode Island bureau of criminal identification) {LC1092/1}

Also:

House Bill No. 5461**BY** Keable, Newberry**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (would authorize any municipal recreation department to request a background check from their local police department for any employee or volunteer serving their community) {LC1107/1}

Also:

House Bill No. 5468 as amended**BY** McNamara**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LENDERS AND LOAN BROKERS (would exempt municipalities which makes, brokers or funds loans from state licensing regulations regarding lenders and loan brokers.) {LC1424/1}

Also:

House Bill No. 5476 (Dept. of Environmental Management)**BY** Handy**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (would allow the director of the department of environmental management to record orders or notices regarding water pollution violations in the land evidence records.) {LC1235/1}

Also:

House Bill No. 5477**BY** Chippendale, Reilly, Carnevale, Bennett, Walsh**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- LICENSING (would change the "pheasant" permits to "stocked game bird" permits) {LC1042/1}

Also:

House Bill No. 5510**BY** Lally, Jackson**ENTITLED**, AN ACT RELATING TO PROPERTY {LC1404/1}

Also:

House Bill No. 5548 SUB A as amended**BY** Blazejewski, Keable, Petrarca, Hearn, Gallison**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES GENERALLY {LC1348/2/A}

Also:

House Bill No. 5558**BY** Gallison, Fellela, Messier, Martin, McLaughlin**ENTITLED**, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE {LC1741/1}

Also:

House Bill No. 5583**BY** Walsh, Guthrie, Messier, Ferri**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - RHODE ISLAND CLEAN WATER FINANCE AGENCY (would include dam removal under the definition of a "water pollution abatement package".) {LC1730/1}

Also:

House Bill No. 5585 SUB A (General Treasurer)**BY** Mattiello, Tomasso, Brien, Marcello, Hearn**ENTITLED**, AN ACT RELATING TO PUBLIC FINANCE - ESTABLISHING LOCAL GOVERNMENT INVESTMENT POOLS (would create the RI local government investment pool which would allow eligible governmental agencies to participate with the state in providing maximum opportunities for the investment of public funds.) {LC1674/1/A}

Also:

House Bill No. 5618 SUB A**BY** Naughton, Coderre E, Ferri, Kennedy**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - HEALTH CARE ASSISTANCE FOR WORKING PEOPLE WITH DISABILITIES {LC1572/3/A}

Also:

House Bill No. 5626 (Dept. of Corrections)**BY** Lally, Newberry, Reilly**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONS DEPARTMENT (would require that an incoming prisoner receive a medical assessment and an assessment as to rehabilitative needs.) {LC1261/1}

Also:

House Bill No. 5632**BY** McNamara**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES (would add home nursing care providers, home care providers and hospice provider to the definition of "health care facility" for the purpose of the Health Care Certificate of Need Act of Rhode Island.)

Also:

House Bill No. 5638 SUB A**BY** Marcello**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH {LC1401/1/A}

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}

Also:

House Bill No. 5653 SUB A as amended (Secretary of State)**BY** Lally**ENTITLED**, AN ACT RELATING TO ELECTIONS - PRIMARIES FOR ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND FOR PRESIDENTIAL PREFERENCE (would make changes relating to the primaries for election of delegates to national conventions and for presidential preference.) {LC1474/1/A}

Also:

House Bill No. 5658 (Dept. of Elderly Affairs)**BY** Tarro, Cimini, Ucci, Serpa, Medina**ENTITLED**, AN ACT RELATING TO TAXATION - TAX SALES (would require forty days notice to the department of elderly affairs prior to property tax sales of property owned by persons 65 years of age or older.) {LC1251/1}

Also:

House Bill No. 5664 (Secretary of States)**BY** Martin**ENTITLED**, AN ACT RELATING TO EDUCATION -- MAINTENANCE OF VOTER REGISTRATION FILES {LC1507/1}

Also:

House Bill No. 5693**BY** Palumbo, Slater, Edwards, Gallison, Schadone**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE - VIOLATIONS (amends the penalties for taking or possessing striped bass.) {LC1633/1}

Also:

House Bill No. 5707 as amended

BY Naughton, Walsh, Guthrie

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would add plant agriculture as a permitted use within a residential zoning district, except where prohibited for public safety reasons.) {LC1449/1}

Also:

House Bill No. 5732 SUB A Chapter 70

BY Williams, Coderre E, Serpa, Ajello, Handy

ENTITLED, AN ACT RELATING TO EDUCATION (would require the department of education to implement a genocide education program.) {LC1938/1/A}

Also:

House Bill No. 5755 (General Treasurer)

BY Jackson, O'Neill JP, Silva, Keable

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY (would allow the administrator to dispose of property with a value of less than fifty dollars if said property has been held by the administrator for more than 10 years.) {LC1899/1}

Also:

House Bill No. 5757 SUB A (Corrections)

BY Bennett, McLaughlin, Edwards, Azzinaro

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - MEDICAL PAROLE (would provide a medical parole procedure for inmates who are severely ill.) {LC1764/3/A}

Also:

House Bill No. 5787 SUB A (General Treasurer)

BY O'Neill JP, Johnston

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CRIMINAL INJURIES COMPENSATION {LC1892/1/A}

Also:

House Bill No. 5802 (Secretary of State)

BY Ruggiero, McNamara, Gallison, Savage, Reilly

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING (would strengthen the secretary of state's authority to regulate legislative lobbyists.) {LC1495/1}

Also:

House Bill No. 5803**BY** Carnevale, Hull, DaSilva, Blazejewski, Medina**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would add Rhode Island School of Design police officers to the definition of peace officer) {LC1916/1}

Also:

House Bill No. 5807 SUB A as amended**BY** O'Neill JP, Nunes, Johnston, Jackson, Serpa**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF TOOLS AND ELECTRONICS (would require any person engaged in the business of buying or selling tools or electronic equipment to obtain a license from the attorney general.) {LC1968/1/A}

Also:

House Bill No. 5815 (Attorney General)**BY** Tanzi, Nunes, Gordon, O'Grady**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (would amend the definition of second degree child abuse by eliminating the word "serious" therefrom.) {LC1675/1}

Also:

House Bill No. 5867 SUB A**BY** Hull, Tarro, Carnevale**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - ARREST (would include Providence fire department arson investigators within the definition of "peace officer".) {LC1867/1/A}

Also:

House Bill No. 5918**BY** Ucci, Petrarca**ENTITLED**, AN ACT RELATING TO TAXATION (would allow cities and towns that have a homestead exemption to extend that exemption to all owner occupied premises regardless of any law, regulation or ordinance to the contrary.) {LC1134/1}

Also:

House Bill No. 5922 as amended (Revenue)**BY** McCauley**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES (would clarify provisions in chapter 45-9 - Budget Commissions, to address issues that have arisen in the administration of the chapter, including statutory provisions regarding indemnity.) {LC1775/1}

Also:

House Bill No. 5936 SUB A as amended

BY Ucci, Williams, Petrarca, Edwards, Palumbo

ENTITLED, AN ACT RELATING TO LABOR - OMNIBUS FAIR CONTRACTING STANDARDS OF 2011 (address & clarify in many different legal contexts, the issue of whether a worker is an employee or independent contractor / increase the power of the state to penalize businesses that bid to perform public works contracts which do not follow labor laws) {LC1590/3/A}

Also:

House Bill No. 5938

BY Ruggiero, Handy, Chippendale, Blazejewski, Cimini

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RENEWABLE ENERGY COORDINATING BOARD (would create the renewable energy coordinating board which would develop and recommend a strategic renewable energy implementation plan for Rhode Island.) {LC2183/1}

Also:

House Bill No. 5940 SUB A

BY Medina, Hull, Carnevale, Blazejewski, Slater

ENTITLED, AN ACT RELATING TO HIGHWAYS -- MAINTENANCE OF TOWN HIGHWAYS (would require the state to maintain all roadways classified by the department of administration as interstate highways, freeways, expressways and principal and minor arterials.) {LC1691/1/A}

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}

Also:

House Bill No. 5946

BY Williams, Hull, Medina, Slater, Ajello

ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES (would permit municipalities to require immediate payment of taxes on only a late installment and to impose an interest charge only on that late installment.) {LC1687/1}

Also:

House Bill No. 5957

BY Kennedy

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- UNIFORM INTERSTATE FAMILY SUPPORT ACT -- GENERAL PROVISIONS {LC1577/1}

Also:

House Bill No. 5960 SUB A

BY Tomasso, Valencia, Costa

ENTITLED, AN ACT RELATING TO THE EXETER - WEST GREENWICH REGIONAL SCHOOL DISTRICT {LC2177/1/A}

Also:

House Bill No. 5969 SUB A (BHDDH)

BY Keable

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would create a vocational rehabilitation purchasing program to provide employment opportunities, and to enhance the independence of people with disabilities) {LC1791/1/A}

Also:

House Bill No. 5984 SUB A as amended

BY Serpa

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE {LC2248/1/A}

Also:

House Bill No. 5994 SUB A as amended

BY Carnevale, Medina, Williams, McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would authorize the director of the dept of transportation to sell, transfer and convey certain parcels of real property as may be most advantageous to the public interest.) {LC2296/4/A}

Also:

House Bill No. 5995 SUB A as amended

BY Ferri, Naughton, Messier, McNamara, Savage

ENTITLED, AN ACT RELATING TO EDUCATION - FAMILY ENGAGEMENT ADVISORY COUNCIL (would amend Title 16 by adding a new chapter 93 to create the RI Family Engagement Advisory Council. The purpose of the council would be to promote family engagement with education practice in RI) {LC2277/1/A}

Also:

House Bill No. 6005 SUB A as amended

BY Ferri, Ehrhardt, Morgan, Edwards, Guthrie

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CESSPOOLS (would extend the date a cesspool must be abandoned under the Rhode Island cesspool act from January 1, 2013 to January 1, 2018) {LC2314/1/A}

Also:

House Bill No. 6015**BY** McCauley

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - PRIVATE ACTIVITY BOND ACT (would require that the governor grant host approval under section 147(f)(2)(A)(ii) of the Internal revenue Code in order to provide for an effective system of monitoring the use of federal subsidies with respect to bonds issued by issuers) {LC2318/1}

Also:

House Bill No. 6021**BY** McCauley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would expand the eligible list of borrowers from the Health and Educational Building Corporation to include not only educational institutions and health care providers) {LC2319/1}

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}

Also:

House Bill No. 6052 SUB A**BY** Silva, McLaughlin, Blazejewski, Edwards

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS (would limit the powers of a municipal receiver to matters solely related to the fiscal stability of a city or town, with such powers to be exercised within the parameters of applicable state law, and city or town's charter or code.) {LC2362/2/A}

Also:

House Bill No. 6055 SUB A**BY** Ferri, Slater, Messier, McNamara, Malik

ENTITLED, AN ACT RELATING TO EDUCATION - RECOVERY HIGH SCHOOLS (would allow for the establishment of recovery high schools for students diagnosed with substance use disorder or dependency) {LC2350/1/A}

Also:

House Bill No. 6108**BY** Walsh, Ajello

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- NEWBORN SCREENING PROGRAM (would require attending physicians of newborns to screen for all conditions for which there is a medical benefit to the early detection and treatment thereof and also to perform an assessment for developmental risk.) {LC2554/1}

Also:

House Bill No. 6136 SUB A

BY Keable, Newberry

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION
{LC2613/1/A}

Also:

House Bill No. 6142 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS {LC2644/1/A}

Also:

House Bill No. 6188 SUB A

BY Coderre E, O'Neill JP, DaSilva, Johnston

ENTITLED, AN ACT RELATING TO THE CITY OF PAWTUCKET {LC2664/1/A}

Also:

House Bill No. 6197

BY McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE
PURCHASES {LC2746/1}

Also:

House Bill No. 6198 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would mandate a
specific bid submittal process for proposals submitted by highway and bridge contractors to the
DOT) {LC2747/1/A}

Also:

House Bill No. 6204 SUB A

BY Ucci, Fellela, Petrarca, Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND
RESOURCE RECOVERY CORPORATION (would authorize the central landfill to accept
recyclable materials originating out-of-state for the purpose of further separation and/or sale)
{LC2751/1/A}

Also:

House Bill No. 6218**BY** Ruggiero**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE COSTS OF CLOSURE OF THE TOWN LANDFILL AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR {LC2754/1}

Also:

House Bill No. 6221**BY** Nunes, Chippendale**ENTITLED**, AN ACT RELATING TO THE TOWN OF COVENTRY (would ratify certain amendments to the Coventry town charter.) {LC2742/1}

Also:

House Bill No. 6232**BY** Jackson, Martin, Reilly**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- INDUSTRIAL--RECREATIONAL BUILDING AUTHORITY {LC2806/1}

Also:

House Resolution No. 6233 SUB A**BY** Brien**ENTITLED**, JOINT RESOLUTION PROVIDING GENERAL ASSEMBLY APPROVAL OF LEASE AGREEMENTS FOR LEASED OFFICE AND OPERATING SPACE {LC2791/2/A}

Also:

House Bill No. 6234 (by request)**BY** Jackson, Ruggiero, Reilly**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would allow the Middletown town council to add certain census tracts and blocks for enterprise zone designation.) {LC2805/1}

Also:

House Bill No. 6241 SUB A**BY** Ehrhardt**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT (would provide certain exemptions to the ban on the sale or distribution of mercury-added cell batteries or mercury-added button cell batteries and would provide for time limits after which such exempted batteries could be used.) {LC2837/1/A}

Also:

House Bill No. 6245 as amended**BY** Williams, Carnevale, Tarro, Hull, Medina**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES IN THE CITY OF PROVIDENCE (would enable the city of Providence's board of licenses to approve the liquor license applications for 2 businesses located in the Olneyville section of Providence which are located within 200' of a private school.) {LC2803/1}

Also:

House Bill No. 6259**BY** Martin**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- THE RHODE ISLAND SEAFOOD MARKETING COLLABORATIVE OF 2011 (would create the Rhode Island Seafood Marketing Collaborative of 2011 whose purpose would be to support local fisherman and small businesses and to create more locally produced food system particularly seafood.) {LC2872/1}

Also:

House Bill No. 6266**BY** Petrarca, Winfield**ENTITLED**, AN ACT RELATING TO THE GREENVILLE WATER DISTRICT (would amend the district borders of the Greenville water district to include Connors Farm Road and Williams Road, & the territory between such roads.) {LC2880/1}

Also:

House Bill No. 6276**BY** Martin**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - SUPPORT OF HOMELESS (would establish a permanent council known as the "Interagency Council on Homelessness" to study and apply solutions for ending homelessness in the state.) {LC2898/1}

Also:

House Resolution No. 6284**BY** O'Neill JP**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2917/1}

Also:

House Bill No. 6285 SUB A**BY** Martin, Ruggiero, Reilly, Jackson**ENTITLED**, AN ACT RELATING TO HIGHWAYS - RHODE ISLAND TURNPIKE AND BRIDGE AUTHORITY - NEWPORT BRIDGE TOLLS {LC2920/2/A}

Also:

House Resolution No. 6288**BY** Walsh, Hull**ENTITLED**, JOINT RESOLUTION RECOGNIZING BLOCK ISLAND'S MANISSEAN HISTORY ON JUNE 26, 2011 {LC2938/1}

Also:

House Bill No. 6290**BY** Gallison**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2946/1}

Also:

House Bill No. 6293 SUB A**BY** Slater**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- PUBLIC UTILITIES COMMISSION {LC2928/1/A}

Also:

House Resolution No. 6296**BY** Ruggiero, Tanzi, Ehrhardt, Medina, DaSilva**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY POTENTIAL ECONOMIC OPPORTUNITIES IN THE DEVELOPMENT OF PORT FACILITIES IN THE STATE OF RHODE ISLAND {LC2801/1}

Also:

House Resolution No. 6300**BY** Azzinaro, McNamara, Guthrie, Edwards, DaSilva**ENTITLED**, JOINT RESOLUTION CREATING A LEGISLATIVE COMMISSION TO STUDY AND ADVISE ON THE NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC2971/1}

Also:

House Bill No. 6302**BY** Menard**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2992/1}

Also:

House Resolution No. 6307**BY** Gallison, Edwards, Johnston, Messier, Menard**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE KNOWN AS THE NFPA 1500 IMPLEMENTATION PLAN REVIEW COMMISSION IN THE STATE OF RHODE ISLAND {LC2962/1}

Also:

House Bill No. 6309**BY** Melo, Valencia, Dickinson, Tarro, Serpa**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - ACTUARIAL COST {LC2986/1}

Also:

House Bill No. 6311**BY** Mattiello**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER HARVARD-BROAD APARTMENTS, INC. {LC2912/1}

Also:

House Bill No. 6312**BY** Keable, Newberry**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF GRANITE LODGE, NO. 33 I.C.O.F. {LC2983/1}

Also:

House Bill No. 6314 SUB A**BY** Watson, Ehrhardt, Melo, Mattiello**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS {LC2998/1/A}**TRANSMITTED TO THE HOUSE OF REPRESENTATIVES****House Bill No. 5531 SUB A (Dept. of Transportation)****BY** Edwards, Reilly**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS (would restrict single vehicles equipped with more than two axles or any combination vehicle equipped with more than two axles per unit from operating over or upon the Pawtucket River Bridge or the Sakonnet River Bridge) {LC1333/1/A}

Also:

House Bill No. 6205 SUB B**BY** Martin, Tanzi**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- COMMERCIAL FISHERIES (would provide that, except for shellfish, an unlicensed crew may assist in direct commercial operations for commercial fisheries as long as the crew is supervised by a properly licensed individual in command of a commercially declared vessel) {LC2753/1/B}

Also:

House Bill No. 6217 SUB A**BY** Keable, Winfield, Marcello, Lally, Guthrie**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- MANAGEMENT OF AQUATIC INVASIVES SPECIES IN RHODE ISLAND WATERS {LC2647/1/A}**APPENDIX****GOVERNORS VETO MESSAGE****STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE**

June 30, 2011

TO THE HONORABLE, THE PRESIDENT OF THE SENATE:

In accordance with the provisions of Rhode Island General Laws § 43-1-4, I am transmitting herewith with my disapproval, 2011-S-0105, "An Act Relating to Businesses and Professions – Optometrists."

This bill would prohibit insurers from requiring optometrists to participate in a subsidiary's or third-party vision care plan as a condition for participation in the insurer's participating provider panel.

In light of the rising cost of health care, Rhode Island has an interest in promoting affordable health care options for our residents. I have serious concerns about legislative efforts that could interfere with health insurers' reasonable cost-containment measures. This legislation would restrict the ability of health insurers to save consumers money by pursuing initiatives that reduce administrative costs.

For this reason, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

Lincoln D. Chafee
Governor

Read and ordered to be placed on file.

Also:

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

June 30, 2011

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Rhode Island General Laws § 43-1-4, I am transmitting herewith with my disapproval, 2011-H-5385, "An Act Relating to Businesses and Professions – Optometrists."

This bill would prohibit insurers from requiring optometrists to participate in a subsidiary's or third-party vision care plan as a condition for participation in the insurer's participating provider panel.

In light of the rising cost of health care, Rhode Island has an interest in promoting affordable health care options for our residents. I have serious concerns about legislative efforts that could interfere with health insurers' reasonable cost-containment measures. This legislation would restrict the ability of health insurers to save consumers money by pursuing initiatives that reduce administrative costs.

For this reason, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

Lincoln D. Chafee
Governor

Read and ordered to be placed on file.