

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 sixth day of January in the year of Our Lord two thousand and four.

Volume 131, No. 40

Thursday, May 6, 2004

Fortieth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:20 o'clock P.M.

The roll is called and a quorum is declared present with 35 Senators present and 1 Senators absent as follows:

PRESENT – 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Polisen, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senator Revens.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Wednesday, May 5, 2004 proceedings is read in part.

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

NEW BUSINESS

Senate Resolution No. 3094**BY** Senators Montalbano J, Paiva-Weed, Algieri, Gibbs, Felag**ENTITLED**, SENATE RESOLUTION CELEBRATING THE 10TH ANNIVERSARY OF CHILD OPPORTUNITY ZONES IN RHODE ISLAND.

Senator Parella requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Parella moves passage, seconded by Senators Gibbs, McBurney, Roberts and the entire Senate.

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

GUESTS

Upon suggestion of Senators McBurney and Roberts and by unanimous consent, the Honorable President welcomes to the Chamber Aishia Cruz, Luis Mota, Norma Lopez, David Creamer, Maureen Pepin, Jane Blanchette, Amy Batista, Jade Fortes, Jesenia Gonzalez, Kasandra Henriques, Edwin Malave, Krystal Lee Nieves, Liliana Oliveira, Linda Pereira, Andre Prado, Victor Rosario, Yamilex Sanabria, Neshondra Smith, Jamilsa Soares, Adriane Teixeira, Darlene Cante, Ryan Cardoso, Manny Dalomba, Tiffany Dosreis, Ashley Fonseca, Marquis Lemieux, Briana Lopes, Joanna Lopes, Eniraide Medina, Manuel Monteiro, Jr., Gezela Ramos, Carissa Renshaw, Jacquilyn Santos, Emily Teixeira, Stefania Villada, Cindy Martins.

Upon suggestion of Senators Polisena and Roberts and by unanimous consent, the Honorable President welcomes to the Chamber Board members from: the Rhode Island Certified School Nurse-Teachers, Inc. Alice Brady, President-North Providence School Dept., Sandra Delack, National Assoc. of School Nurses, RI Director-Johnston School Dept., Tracy Dorry, Treasurer-Woonsocket School Dept., Lorraine Martell, Corresponding Secretary-Glocester School Dept., Wendy Krupa, Legislative Chairman-Scituate School Dept., Marilyn Matter Legal Liaison-Cranston School Dept., the Honorable Catherine Graziano, retired professor of Nursing, Salve Regina University, the Honorable Kathleen Connell, former Secretary of State, and from the Rhode Island State Nursing Association, President Sylvia Weber, RN, MS CS Executive Director, Pam McCue, RM, MS, Board Members, Dr. Paula Viau, RN, PhD-URI, Dr. Patricia Thomas, RN, PhD-RIC, Marie Ghazal RN, MS Chair of the Cabinet of Nursing Practice.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President welcomes to the Chamber Marge Kilkelly, Alan V Sokolow, Karen Imas.

NEW BUSINESS**Senate Resolution No. 3096****BY** Senators Polisena, Damiani, Connors, Algieri, Roberts**ENTITLED**, SENATE RESOLUTION RECOGNIZING MAY 6TH- 12TH AS "NATIONAL NURSES WEEK".

Senator Polisena requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Polisena moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3097**BY** Senator Caprio F**ENTITLED**, SENATE RESOLUTION PROCLAIMING MAY 3-7, 2004 AS "CHARTER SCHOOLS WEEK" IN THE STATE OF RHODE ISLAND.

Senator Caprio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Caprio moves passage, seconded by the entire Senate.

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

GUESTS

Upon suggestion of Senator Caprio and by unanimous consent, the Honorable President welcomes to the Chamber Dania Delacruz, Shylere Lopez, Kathy Reyes, Dwayna Archinbald, Ishmail Lovett, Maggie Pagen, Abdul Adio, Ciara Monne, Paul Cuffee and David Burnhair.

Upon suggestion of Senator Alves and by unanimous consent, the Honorable President welcomes to the Chamber David Ursillo.

Upon suggestion of Senator McBurney and by unanimous consent, the Honorable President welcomes to the Chamber the Honorable Harold Miller, Former State Senator from Pawtucket.

REPORTS OF COMMITTEES

COMMITTEE ON CONSTITUTIONAL AND GAMING ISSUES

Senator Goodwin, from the Committee on Constitutional and Gaming Issues, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2758 SUB A**BY** Senator McCaffrey**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 3047 as amended**BY** Senator Tassoni**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - - REGISTRATION OF VEHICLES.

Read and ordered to be placed on the Calendar

Also:

House Resolution No. 7736 SUB B**BY** Fox**ENTITLED**, JOINT RESOLUTION PROVIDING FOR A BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION

Read and ordered to be placed on the Calendar

COMMITTEE ON FINANCIAL SERVICES, TECHNOLOGY AND REGULATORY ISSUES

Senator Walaska, from the Committee on Financial Services, Technology and Regulatory Issues, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2105 SUB A**BY** Senators Cote, Walaska, Tassoni**ENTITLED**, AN ACT RELATING TO DISTRIBUTION OF CREDIT CARDS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2333 SUB A**BY** Senators Walaska, Gallo, Fogarty P, Caprio F, Alves**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- CREDIT COUNSELORS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 3057**BY** Senators Polisena, Walaska**ENTITLED**, AN ACT RELATING TO INSURANCE - COMMERCIAL SPECIAL RISKS.

Read and ordered to be placed on the Calendar

COMMITTEE ON GOVERNMENT OVERSIGHT

Senator Lenihan, from the Committee on Government Oversight, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2173 SUB A as amended**BY** Senators Montalbano J, Lenihan, Paiva-Weed, Revens, Sheehan**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- CODE OF ETHICS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2420 SUB A**BY** Senators Lenihan, Sosnowski, Sheehan, Polisena, Cote**ENTITLED**, AN ACT RELATING TO LOBBYING

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2421**BY** Senators Lenihan, Sosnowski, Sheehan, Polisena, Cote**ENTITLED**, AN ACT RELATING TO THE CODE OF ETHICS.

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 3050 SUB A

BY Senators Sheehan, Lenihan, Sosnowski, Paiva-Weed, Montalbano J

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION

Read and ordered to be placed on the Calendar

APPOINTMENTS BY THE GOVERNOR

The Honorable President presents the following communication from His Excellency, the Governor, transmitting the following appointments and requesting the advice and consent of the Senate thereto:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE**

Donald L. Carcieri
Governor

April 28, 2004

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Article 10, Section 4 of the Rhode Island Constitution entitled Judicial Selection, I have made the following appointment as Chief Judge of the Rhode Island Workers' Compensation Court:

GEORGE E. HEALY, JR. of EAST GREEWICH

VICE
CHIEF JUDGE ROBERT F. ARRIGAN

To this appointment, I respectfully request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Judiciary.

NEW BUSINESS**Senate Resolution No. 3095****BY** Senators Goodwin, Paiva-Weed, McCaffrey, Roberts, Alves**ENTITLED**, SENATE RESOLUTION CONGRATULATING REV. ROBERT J. MCMANUS, D.D., S.T.D. ON BEING NAMED BISHOP OF THE DIOCESE OF WORCESTER.

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3098**BY** Senators Pichardo, Ciccone**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF SHIRLEY PRICE-CRAIGHEAD.

Senator Pichardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Pichardo moves passage, seconded by the entire Senate.

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7031 SUB A as amended**BY** Picard**ENTITLED**, AN ACT RELATING TO REGISTRATION OF MOTOR VEHICLES {LC212/1/A}

Received and referred to the Senate Committee on Constitutional and Gaming Issues

Also:

House Bill No. 8030

BY Benson, Carter

ENTITLED, AN ACT RELATING TO THE PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC2669/1}

Received and referred to the Senate Committee on Constitutional and Gaming Issues

Also:

House Bill No. 8271 as amended

BY Murphy, Fox, Menard, Lima

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ABRAHAM LINCOLN BICENTENNIAL COMMISSION {LC2928/1}

Received and referred to the Senate Committee on Constitutional and Gaming Issues

Also:

House Bill No. 8196

BY Flaherty, Naughton, Ginaitt, McNamara, Williamson

ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY -- AGRICULTURAL FUNCTIONS {LC1626/1}

Received and referred to the Senate Committee on Environment and Agriculture

Also:

House Bill No. 7645 as amended

BY Senators Montanaro, Kilmartin

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- OPTIONAL RETIREMENT FOR MEMBERS OF POLICE FORCE AND FIRE FIGHTERS

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7019 as amended

BY Senators Picard

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- LICENSE AND REGISTRATION RENEWAL

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7596**BY** Schadone, Brien T, Malik, Winfield, Anguilla**ENTITLED**, AN ACT RELATING TO INSURANCE -- INTERSTATE INSURANCE PRODUCT REGULATION COMPACT

Received and referred to the Senate Committee on Financial, Technology and Regulatory Issues

Also:

House Bill No. 8165 (Dept. of Business Regulation)**BY** Story**ENTITLED**, AN ACT RELATING TO INSURANCE -- MANDATORY PRELICENSING EDUCATION REQUIREMENTS {LC2474/1}

Received and referred to the Senate Committee on Financial, Technology and Regulatory Issues

Also:

House Bill No. 7176 as amended**BY** Gallison, Lewiss, Schadone, Enos, Montanaro**ENTITLED**, AN ACT RELATING TO LABOR -- JOB APPLICATIONS

Received and referred to the Senate Committee on Labor

Also:

House Bill No. 8063 SUB A**BY** Palumbo**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PLUMBERS AND IRRIGATORS

Received and referred to the Senate Committee on Labor

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Caprio for the Committee on Commerce, Housing and Municipal Government, reports back the following measures, with recommendation of transfer to the Committee on Finance:

House Bill No. 8397**BY** Carter**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF FIRST FREE WILL BAPTIST CHURCH OF RHODE ISLAND.

Read and referred to the Committee on Finance.

CALENDAR

IN ORDER FOR THURSDAY, MAY 6, 2004:

1 2004-S 2308 as amended**BY Cote****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
LAND SURVEYORS

Committee on Commerce, Housing & Municipal Government recommends passage as amended.

Upon suggestion of Senator Ruggerio, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

2 2004-S 2362**BY Sheehan****ENTITLED,** AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggerio, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

3 2004-S 3029**BY Felag****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF BRISTOL TO FINANCE
ROAD AND SIDEWALK IMPROVEMENT PROJECTS BY ISSUANCE
OF NOT MORE THAN \$5,000,000 BONDS THEREFOR

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Felag moves passage, seconded by Senators Bates and Parella.

Senators Lenihan discusses the act.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2004-S 3032**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$50,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Paiva-Weed.

The act is read and passed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

5 2004-S 3033**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$500,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Paiva-Weed and Parella.

The act is read and passed, by unanimous consent, upon 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2004-S 3034**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Parella.

The act is read and passed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2004-S 3035**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Parella.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2004-S 3036**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Parella.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2004-S 3037**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF ROAD AND TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$125,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Parella.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2004-S 3038**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,025,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Parella.

Senators McBurney and Lenihan, discuss the act.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva-Weed, Parella, Perry, Pichardo, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2004-S 2648 SUB A**BY Revens**

ENTITLED, AN ACT RELATING TO TAXES -- PERSONAL INCOME TAX

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

Upon suggestion of Senator Ruggerio, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

12 2004-S 2653 SUB A**BY Revens**

ENTITLED, AN ACT RELATING TO EDUCATION -- THE PUBLIC HIGHER EDUCATION ENDOWMENT INCENTIVE PROGRAM

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

Upon suggestion of Senator Ruggerio, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

13 2004-S 2723 SUB A**BY McBurney****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

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

Upon suggestion of Senator Ruggiero, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

14 2004-S 2989 SUB A**BY DaPonte****ENTITLED,** AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION
TAX

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

Upon suggestion of Senator Ruggiero, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

15 2004-S 2299 SUB A**BY Blais****ENTITLED,** AN ACT RELATING TO ADMINISTRATIVE PROCEDURES

Committee on Financial, Technology, Regulatory recommends indefinite postponement of the original bill and passage of Substitute A.

Upon suggestion of Senator Ruggiero, and without objection ordered to be placed on the Calendar for Tuesday, May 11, 2004.

ANNOUNCEMENTS

Senator Sosnowski announces that the Committee on Environment and Agriculture will meet on Tuesday, May 11, 2004, at 3:30 o'clock P.M. in the Senate Lounge of the State House.

Senator Caprio announces that the Committee on Commerce, Housing and Municipal Government will meet on Tuesday, May 11, 2004, at 3:30 o'clock P.M. in Room 212 of the State House.

Senator Felag announces that the Committee on Finance will meet on Tuesday, May 11, 2004, at the rise of the Senate, in Room 211 of the State House.

TRANSMITTAL

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

ADJOURNMENT

Upon motion of Senator Ruggiero, seconded by Senator Algieri, and upon suggestion of Senator Pichardo, the Senate adjourns at 5:00 o'clock P.M. in memory of Shirley Price-Craighead.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR PAUL W. FOGARTY

Lord, we ask you to show us our place in this chamber, to define our duties, to direct our energies for the common good, and to always guide us as we work. Amen.

Appendix

CALENDAR

IN ORDER FOR TUESDAY, MAY 11, 2004:

1 2004-S 2308 as amended**BY Cote****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
LAND SURVEYORS

Committee on Commerce, Housing & Municipal Government recommends passage as amended.

2 2004-S 2362**BY Sheehan****ENTITLED,** AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION

Committee on Commerce, Housing & Municipal Government recommends passage.

3 2004-S 2648 SUB A**BY Revens****ENTITLED,** AN ACT RELATING TO TAXES -- PERSONAL INCOME TAX

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

4 2004-S 2653 SUB A**BY Revens****ENTITLED,** AN ACT RELATING TO EDUCATION -- THE PUBLIC
HIGHER EDUCATION ENDOWMENT INCENTIVE PROGRAM

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

5 2004-S 2723 SUB A**BY McBurney****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

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

6 2004-S 2989 SUB A**BY DaPonte****ENTITLED,** AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION TAX

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

7 2004-S 2299 SUB A**BY Blais****ENTITLED,** AN ACT RELATING TO ADMINISTRATIVE PROCEDURES

Committee on Financial, Technology, Regulatory recommends indefinite postponement of the original bill and passage of Substitute A.

8 2004-S 2078 as amended**BY Revens****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- BEDDING AND UPHOLSTERED FURNITURE

Committee on Commerce, Housing & Municipal Government recommends passage as amended.

9 2004-S 2363**BY Revens****ENTITLED,** AN ACT RELATING TO AERONAUTICAL REGULATION -- REGISTRATION OF AIRCRAFT

Committee on Commerce, Housing & Municipal Government recommends passage.

10 2004-S 2725 as amended**BY Ciccone****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - ABANDONED CARS

Committee on Commerce, Housing & Municipal Government recommends passage as amended.

11 2004-S 2791**BY Goodwin****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- TOWING STORAGE ACT

Committee on Commerce, Housing & Municipal Government recommends passage.

12 2004-S 3002 SUB A**BY Alves****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF NURSING FACILITIES

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

13 2004-S 2497 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO EDUCATION

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

14 2004-S 2065 SUB A as amended

BY Tassoni

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 as amended.

15 2004-S 2697

BY Roberts

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- MEDICAID EXPENDITURES -- ANNUAL REPORT

Committee on Finance recommends passage.

16 2004-S 2110 SUB A as amended

BY Walaska

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - SMALL CLAIMS AND CONSUMER CLAIMS

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

17 2004-S 2229 SUB A

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EYEWITNESS IDENTIFICATION

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

18 2004-S 2855

BY Lenihan

ENTITLED, AN ACT RELATING TO ELECTIONS -- RECOUNTS

Committee on Judiciary recommends passage.

19 2004-S 2923**BY DaPonte****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
RENTAL VEHICLES -- INSURANCE

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, MAY 12, 2004:**1 2004-S 2105 SUB A****BY Cote****ENTITLED,** AN ACT RELATING TO DISTRIBUTION OF CREDIT CARDS

Committee on Financial, Technology, Regulatory recommends indefinite postponement of the original bill and passage of Substitute A.

2 2004-S 2333 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
CREDIT COUNSELORS

Committee on Financial, Technology, Regulatory recommends indefinite postponement of the original bill and passage of Substitute A.

3 2004-S 3057**BY Polisena****ENTITLED,** AN ACT RELATING TO INSURANCE - COMMERCIAL SPECIAL
RISKS

Committee on Financial, Technology, Regulatory recommends passage.

4 2004-S 2758 SUB A**BY McCaffrey****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES

Committee on Constitutional & Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute A.

5 2004-S 3047 as amended**BY Tassoni****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - -
REGISTRATION OF VEHICLES

Committee on Constitutional & Gaming Issues recommends passage as amended.

6 2004-H 7736 SUB B**BY Fox**

ENTITLED, JOINT RESOLUTION PROVIDING FOR A BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION

Committee on Constitutional & Gaming Issues recommends indefinite postponement of the original bill and the Substitute A and passage of Substitute B.

7 2004-S 2173 SUB A as amended**BY Montalbano J**

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- CODE OF ETHICS

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

8 2004-S 2420 SUB A**BY Lenihan**

ENTITLED, AN ACT RELATING TO LOBBYING

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

9 2004-S 2421**BY Lenihan**

ENTITLED, AN ACT RELATING TO THE CODE OF ETHICS

Committee on Government Oversight recommends passage.

10 2004-S 3050 SUB A**BY Sheehan**

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION

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

Raymond T. Hoyas, Jr.
Secretary of the Senate