

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 five.

Volume 132, No. 40

Tuesday, April 26, 2005

Fortieth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:14 o'clock P.M.

The roll is called and a quorum is declared present with 36 Senators present and 2 Senators absent as follows:

PRESENT – 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators DaPonte, Ruggerio.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Thursday, April 14, 2005 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Raptakis and by unanimous consent, the Honorable President welcomes to the Chamber Captain Thomas Laird of Beverly, Massachusetts.

Upon suggestion of Senator Ciccone and by unanimous consent, the Honorable President welcomes to the Chamber Sabrina Macaruso, the 2005 Cox Communication Scholarship Recipient.

COMMUNICATION

The Honorable President presents the following communications:

April 22, 2005

Rhode Island State Senate
State House
Providence, Rhode Island 02903

To The Honorable Senate:

I have the honor to inform you that in accordance with the provisions of Section 22-7.2-1 of the Rhode Island General Laws entitled, "Permanent Joint Committee on Highway Safety", the following Senators are hereby appointed to said Committee:

Senator Michael J. Damiani
Senator Frank A. Ciccone, III
Senator Leonidas P. Raptakis
Senator John J. Tassoni, Jr.
Senator David E. Bates

Sincerely,
Joseph A. Montalbano
President of the Senate

Also:

April 26, 2005

Rhode Island State Senate
State House
Providence, Rhode Island 02903

To The Honorable Senate:

I have the honor to inform you that in accordance with the provisions of Section 22-7.9-1 of the Rhode Island General Laws entitled, "Permanent Joint Committee on Economic Development", the following Senators are hereby appointed to said Committee:

Senator Walter S. Felag, Jr. (Co-Chair)
Senator James C. Sheehan
Senator John J. Tassoni, Jr.
Senator David E. Bates
Senator Leo R. Blais

Sincerely,
Joseph A. Montalbano
President of the Senate

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:

April 12, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the Section 46-31-3 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Bays, Rivers, and Watersheds Coordination Team:

Richard C. Ribb of Greenville

Chairman

Vice

The Honorable J. Joseph Garrahy

to serve at the pleasure of the Governor.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

April 11, 2005

TO THE HONORABLE, THE SENATE

I have the honor to inform you that in accordance with the provisions of Section 42-6-3 of the Rhode Island General Laws, I have made the following appointment as Director of the Department of Environmental Management:

Dr. W. Michael Sullivan of Richmond

VICE
Terrence D. Gray, P.E.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

APPOINTMENTS

The Honorable President presents the following communication transmitting the following appointment:

April 26, 2005

TO THE HONORABLE SENATE:

I have the honor and the privilege to inform you that in accordance with the provisions of G.L. 28-30-4, as amended, entitled Workers' Compensation Administrator—Appointment – Powers and Duties, I have made the following appointment as Administrator of the Rhode Island Workers' Compensation Court:

JOHN A. SABATINI OF PAWTUCKET

VICE
DENNIS I. REVENS

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

Sincerely,
George E. Healy, Jr.
Chief Judge

Read and referred to the Committee on Judiciary

REPORTS OF COMMITTEES

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. 41 SUB A

BY Senators Walaska, Bates, Alves

ENTITLED, AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS (permit experienced adjusters not licensed in RI to engage in emergency insurance adjustment work for losses in RI)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 77 SUB A

BY Senator Blais

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - INTEREST AND USURY

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 329 SUB A

BY Senators Paiva-Weed, Ruggiero

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (powers of municipalities to jointly establish an insurance corporation)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 416 SUB A (Health)

BY Senator Gibbs

ENTITLED, AN ACT RELATING TO BARBERS, COSMETICIANS, MANICURISTS AND ESTHETICIANS (license)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 550

BY Senators Perry, Goodwin, McCaffrey, Tassoni, McBurney

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (definition of "renewable energy resources").

Read and ordered to be placed on the Calendar

COMMITTEE ON HEALTH AND HUMAN SERVICES

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

Senate Bill No. 1001

BY Senator Sosnowski, Lenihan, Issa, Roberts, Montalbano J

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE SAFETY ACT (remove the exemption for Class C and D liquor license holders).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6332

BY Malik, Watson, Carter, Brien T, Lewiss

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE SAFETY ACT (remove the exemption for Class C and D liquor license holders).

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. 117 SUB A as amended

BY Senators Lenihan, Cote, Sheehan, Sosnowski, Polisena

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (abolish the unclassified pay plan board)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 193 SUB A**BY** Senator Paiva-Weed**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU (reconstitute)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 265**BY** Senators Lanzi, Damiani, Badeau, Ciccone, Ruggerio**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- GOVERNMENT OVERSIGHT AND FISCAL ACCOUNTABILITY REVIEW ACT (increase the reporting requirements of government agencies)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 369 SUB A (Secretary of State)**BY** Senators Ruggerio, McCaffrey, Tassoni, Cote, Polisena**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DISCLOSURE OF NAMES OF STATE GOVERNMENT CONSULTANTS 04/26/2005

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5041 as amended**BY** Crowley, Rice, Jackson, Gallison**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU (reconstitute)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5104 SUB B as amended**BY** Kilmartin, Moura, Crowley, Anguilla, Jackson**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (unclassified board)

Read and ordered to be placed on the Calendar

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Roberts for the Committee on Health and Human Services reports back the following measure, with recommendation of transfer to the Committee on Finance:

Senate Bill No. 787

BY Senators Paiva-Weed, Levesque C, Goodwin, Roberts, Sosnowski

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PRESCRIPTION DRUG PROGRAM FOR THE UNINSURED (amend the eligibility requirements).

Read and referred to the Committee on Finance.

NEW BUSINESS**Senate Resolution No. 1025**

BY Senator Polisena

ENTITLED, SENATE RESOLUTION EXPRESSING ITS DEEPEST CONDOLENCES ON THE PASSING OF PROVIDENCE POLICE OFFICER DETECTIVE SERGEANT JAMES L. ALLEN.

Senator Polisena requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Polisena moves passage, seconded by Senators Goodwin, Damiani and the entire Senate.

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

Also:

Senate Resolution No. 1027

BY Senator Levesque C

ENTITLED, SENATE RESOLUTION HONORING THE RHODE ISLAND JUNIOR MISS PROGRAM.

Senator Levesque requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Levesque moves passage, seconded by Senator McCaffrey.

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

GUESTS

Upon suggestion of Senator Levesque and by unanimous consent, the Honorable President welcomes to the Chamber Rhode Island Junior Miss 2005, Rachel Brown.

NEW BUSINESS**Senate Resolution No. 1028**

BY Senator McCaffrey

ENTITLED, SENATE RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE RHODE ISLAND MECHANICS LIEN LAW.

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McCaffrey moves passage, seconded by Senator Caprio.

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

Senate Majority Leader Paiva Weed makes a request to remove senate bill 977 from Wednesday, April 27, 2005 calendar and asks for immediate consideration.

Senate Bill No. 977

BY Senator Blais

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- TOWN MEETINGS (Foster hold its financial town meeting in Scituate or Glocester if a larger facility is needed).

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by Senator Breene.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, APRIL 26, 2005:

1 2005-S 759**BY Blais****ENTITLED,** AN ACT RELATING TO THE OFFICE OF LIBRARY AND INFORMATION SERVICES

Committee on Education recommends passage.

Upon suggestion of Senator Paiva Weed and without objection, ordered to be placed on the Calendar for Thursday, April 28, 2005.

2 2005-S 697**BY Breene****ENTITLED,** AN ACT RELATING TO EMPLOYMENT SECURITY -- GENERAL PROVISIONS

Committee on Labor recommends passage.

Upon suggestion of Senator Paiva Weed and without objection, ordered to be recommitted to the committee on Labor.

3 2005-S 585**BY McCaffrey****ENTITLED,** AN ACT RELATING TO CHILDREN

Committee on Judiciary recommends passage.

Senator McCaffrey seconded by Senators Polisena, Blais, and Damiani, offers the following written motion to amend.

2005 -- S 585

AN ACT RELATING TO CHILDREN

Mr. President:

I hereby move to amend 2005 -- S 585, entitled "AN ACT RELATING TO CHILDREN", as follows:

On page 2, line 11 by inserting the following language after the period (.) following the word "training":

"No person shall sell tobacco products, at retail, without first being trained in the legal sale of tobacco products. Training shall teach employees what constitutes a tobacco product, legal age of purchase, acceptable identification, how to refuse a direct sale to a minor or secondary sale to an adult, and all applicable laws on

tobacco sales and distribution. Dealers shall maintain records indicating that the provisions of this section were reviewed with all employees who conduct or will conduct tobacco sales. Each employee who sells or will sell tobacco products shall sign an acknowledgement form attesting that the provisions of this section were reviewed with him/her. Each form shall be maintained by the retailer for as long as the employee is so employed and for no less than one year after termination of employment."

Respectfully submitted,
SENATOR MCCAFFREY

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator McCaffrey moves passage of the act as amended, seconded by Senators Polisena and Damiani.

The act is read and passed, by unanimous consent, as amended, 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Lenihan, Revens, Sheehan.

4 2005-S 133

BY Blais

**ENTITLED, AN ACT RELATING TO MILITARY SERVICE -- ACTIVE DUTY
TAX EXEMPTION**

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Blais and without objection, ordered to be placed on the Calendar for Tuesday, May 3, 2005.

5 2005-S 952**BY Breene****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Paiva Weed and without objection, ordered to be placed on the Calendar for Thursday, April 28, 2005.

6 2005-S 138 SUB A**BY Raptakis****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- REGULATION OF RECEIVERS AND VESSELS

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

Senator Raptakis seconded by Senators Sosnowski, Damiani, Felag, Walaska, Pichardo, Metts, Roberts and Paiva Weed, offers the following written motion to amend.

2005 -- S 138 SUBSTITUTE A

AN ACT RELATING TO WATERS AND NAVIGATION -- REGULATION OF RECEIVERS AND VESSELS

Mr. President:

I hereby move to amend 2005 -- S 138 SUBSTITUTE A, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- REGULATION OF RECEIVERS AND VESSELS", as follows:

(1) On page 2, on line 2, following the letters "(PIC)" insert the following language ", for liquefied gas cargos,".

(2) On page 2, line 9, following the letters "(PIC)" insert the following language ", for liquefied gas cargos,".

(3) On page 2, line 15, following the letters "(PIC)", insert the following language ", for liquefied gas cargos,".

(4) On page 2, line 18, following word "vessel" strike the period and insert the following language "if the vessel is certified to be gas fuel – safe for hot work by a certified marine chemist."

- (5) On page 2, line 20, following the letters "(PIC)" insert the following language " , for liquefied gas cargos."
- (6) On page 2, line 27, following the word "safety" insert the following word " , security,".
- (7) On page 2, line 28, strike the word "enforce" and replace it with the word "ensure".
- (8) On page 2, line 33, strike the word "order" and replace it with the word "advise".
- (9) On page 3, line 3, strike the word "order" and replace it with the word "advise".
- (10) On page 3, line 4, following the word "water" insert the following language " , if the vessel is seaworthy, and ".
- (11) On page 3, line 8, following the word "as", strike the word "ordered' and replace it with the word "advised".

Respectfully submitted,
SENATOR RAPTAKIS

Senator Sosnowski discuss the amendment.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Raptakis moves passage of the act as amended, seconded by Senators Metts, Damiani, Sheehan, Felag, Walaska, and Paiva Weed.

Senator Metts discuss the act.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2005-S 304 as amended**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION**

Committee on Environment & Agriculture recommends passage as amended.

Senator Paiva Weed seconded by Senators Gibbs, Damiani, McCaffrey, Walaska, and Sheehan, offers the following written motion to amend.

2005 -- S 304, AS AMENDED

AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

Mr. President:

I hereby move to amend 2005 -- S 304, as amended, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION", as follows:

(1) On page 4, line 11, by inserting the word "shall" before the word "be".

Respectfully submitted,
SENATOR MCCAFFREY

Senators McCaffrey, Paiva Weed and Damiani discuss the amendment.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Paiva Weed moves passage of the act as amended, seconded by Senators Gibbs, Damiani, McCaffrey, Walaska and Sheehan.

Senator Polisena discusses the act.

The act is read and passed, as amended, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Polisena.

8 2005-S 866

BY Gallo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL

Committee on Environment & Agriculture recommends passage.

Senator Gallo, moves passage, seconded by Senators Sosnowski, Lanzi, Walaska.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 309 SUB A

BY Gibbs

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - HOME AND COMMUNITY CARE SERVICES TO THE ELDERLY

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

Senator Gibbs moves passage, seconded by Senators Roberts, Bates and Sheehan.

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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2005-S 565 SUB A**BY Roberts****ENTITLED, AN ACT RELATING TO EDUCATION**

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

Senator Roberts moves passage, seconded by Senators Gallo, Paiva Weed, Sosnowski, Gibbs, Pichardo, Sheehan.

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 Montalbano and Senators Algieri, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-S 812 SUB A**BY Roberts****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DENTISTS AND DENTAL HYGIENISTS**

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

Senator Roberts moves passage, seconded by Senators Gallo, Sosnowski, Gibbs and Felag.

Senator Polisena, discusses the act.

The act is read and passed, upon a roll call vote with 35 Senators voting in the affirmative and 1 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Blais

12 2005-H 5177 as amended**BY San Bento****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COURTS**

Ordered on the Calendar

Senator McCaffrey moves passage, seconded by Senators Polisen, Damiani, Ciccone, Connors.

The act is read and passed, 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 Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ANNOUNCEMENTS

Senator Felag announces that the Committee on Finance will meet today, at the rise of the Senate.

Senator Polisen announces that the Committee on Judiciary will meet today, at the rise of the Senate.

Senator Roberts announces that the Committee on Health and Human Services will meet on Wednesday, April 27, 2005, at 2:30 o'clock P.M. in the Senate Lounge of the State House.

Senator Ciccone announces that the Committee on Labor will meet on Wednesday, April 27, 2005, at 2:30 o'clock P.M. in Room 212 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 Paiva Weed seconded by Senator Algieri and upon suggestion of Senator Polisen the Senate adjourns at 4:55 o'clock P.M. in memory of Providence Police Officer, Detective Sergeant James L. Allen

Gabriel Rei
Deputy Clerk of the Senate

Appendix

INVOCATION

SENATOR MARC A. COTE

Dear Lord, keep our vision clear and our purpose pure as we take part in trying to help all of our people live in decency, dignity, and honor. Amen.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, APRIL 27, 2005:****1 2005-S 976****BY Blais****ENTITLED, AN ACT RELATING TO TOWN MEETINGS -- FOSTER**

Committee on Commerce, Housing & Municipal Government recommends passage.

2 2005-S 978**BY Raptakis****ENTITLED, AN ACT AUTHORIZING MR. AND MRS. GEORGE BROWN TO COMPLETE THE STRUCTURE AT 41 PARK LANE IN THE TOWN OF COVENTRY**

Committee on Commerce, Housing & Municipal Government recommends passage.

3 2005-S 331**BY Perry****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SOCIAL SECURITY NUMBER PRIVACY ACT**

Committee on Judiciary recommends passage.

4 2005-S 911**BY Lenihan****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

5 2005-S 993**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

6 2005-S 631**BY Ruggiero****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ARBITRATION**

Committee on Labor recommends passage.

7 2005-H 5206

BY Long

ENTITLED, AN ACT RELATING TO VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE TOWN OF JAMESTOWN

Committee on Commerce, Housing & Municipal Government recommends passage in concurrence.

8 2005-H 5227

BY Gallison

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE TOWN OF BRISTOL

Committee on Commerce, Housing & Municipal Government recommends passage in concurrence.

9 2005-H 5234

BY Lewiss

ENTITLED, AN ACT RELATING TO THE WATCH HILL FIRE DISTRICT

Committee on Commerce, Housing & Municipal Government recommends passage in concurrence.

10 2005-H 6266

BY Pacheco

ENTITLED, AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Commerce, Housing & Municipal Government recommends passage in concurrence.

IN ORDER FOR THURSDAY, APRIL 28, 2005:

1 2005-S 759

BY Blais

ENTITLED, AN ACT RELATING TO THE OFFICE OF LIBRARY AND INFORMATION SERVICES

Committee on Education recommends passage.

2 2005-S 952

BY Breene

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS

Committee on Commerce, Housing & Municipal Government recommends passage.

3 2005-S 588**BY McCaffrey****ENTITLED, AN ACT RELATING TO COURTS -- SUPREME COURT JUSTICES**

Committee on Judiciary recommends passage.

4 2005-S 41 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS**

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

5 2005-S 77 SUB A**BY Blais****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS - INTEREST AND USURY**

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

6 2005-S 329 SUB A**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES**

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

7 2005-S 416 SUB A**BY Gibbs****ENTITLED, AN ACT RELATING TO BARBERS, COSMETICIANS,
MANICURISTS AND ESTHETICIANS**

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

8 2005-S 550**BY Perry****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
DUTIES OF UTILITIES AND CARRIERS**

Committee on Financial, Technology, Regulatory recommends passage.

9 2005-S 117 SUB A as amended**BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
MERIT SYSTEM

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

10 2005-S 193 SUB A**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

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

11 2005-S 265**BY Lanzi****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
GOVERNMENT OVERSIGHT AND FISCAL ACCOUNTABILITY
REVIEW ACT

Committee on Government Oversight recommends passage.

12 2005-S 369 SUB A**BY Ruggiero****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- DISCLOSURE OF NAMES OF STATE GOVERNMENT
CONSULTANTS

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

13 2005-S 1001**BY Sosnowski****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE
SAFETY ACT

Committee on Health & Human Services recommends passage.

14 2005-H 5041 as amended**BY Crowley****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

Committee on Government Oversight recommends passage as amended in concurrence.

15 2005-H 5104 SUB B as amended

BY Kilmartin

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
MERIT SYSTEM

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

16 2005-H 6332

BY Malik

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE
SAFETY ACT

Committee on Health & Human Services recommends passage in concurrence.

Gabriel Rei
Deputy Clerk of the Senate

Tuesday, April 26, 2005