

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. 50

Wednesday, May 18, 2005

Fiftieth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:11 o'clock P.M.

The roll is called and a quorum is declared present with 34 Senators present and 4 Senators absent as follows:

PRESENT – 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 4: Senators Damiani, Perry, Pichardo, Roberts.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Tuesday, May 17, 2005 proceedings is read in part.

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

GUESTS

Upon suggestion of Senators Sheehan, Issa, Sosnowski, Goodwin, Lanzi, Paiva Weed, Fogarty, Metts, Alves, Polisena, Breene and Ruggerio and by unanimous consent, the Honorable President welcomes to the Chamber in celebration of Community Health Center Day Charlotte Taylor, Executive Director; Bayside Family Healthcare, Inc, North Kingston, Ray Lavoire, Executive Director; Blackstone Valley Community Health Care Inc., Gerald Lange, Administrator; Block Island Health Services, Louise Ornstein, Executive Director & Alice Brown, Board Chair; Chad Brown Health Services – Providence, William Hochstrasser-Walsh, Executive Director; Comprehensive Community Action Program/Family Health Services, Dennis Roy, Executive Director; East Bay Community Action Program, Peter Bancroft, President, CEO; Northwest Health Center, Pascoag, Merrill Thomas, President, CEO & Mary Jones, Board Chair; Providence Community Health Center, Ann Nolan, Executive Director; Crossroads RI, Maria Montanaro, President, CEO & Linda Cannistra, Board Chair; Thundermist Health Centers, Deborah Stamp, Director; Tri-Town Community Action Agency / Tri-Town Health Center, Ernie Balasco, Executive Director; Wood River Health Services, Hope Valley.

REPORTS OF COMMITTEES**COMMITTEE ON COMMERCE, HOUSING AND MUNICIPAL GOVERNMENT**

Senator Caprio, from the Committee on Commerce, Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

Senate Bill No. 1005

BY Senators Gibbs, Paiva-Weed

ENTITLED, AN ACT AUTHORIZING AN INCREASE IN THE AMOUNT OF REAL, PERSONAL, AND MIXED PROPERTY WHICH THE NEWPORT COUNTY COMMUNITY MENTAL HEALTH CENTER, INC. SHALL BE TO TAKE, HOLD, TRANSMIT AND CONVEY, AND GRANTING EXEMPTION FROM ALL TAXATION.

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1033

BY Senator McBurney

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF BLACKSTONE VALLEY COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET (exempt the Blackstone Valley Community Action Program, Inc. of Pawtucket from taxation).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1059**BY** Senator Levesque C**ENTITLED**, AN ACT RELATING TO THE TOWN OF PORTSMOUTH (amendments to the Portsmouth Home Rule Charter).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5664**BY** Watson**ENTITLED**, AN ACT IN AMENDMENT OF CHAPTER 1039 OF THE PUBLIC LAWS, 1902, ENTITLED "AN ACT IN AMENDMENT OF AN IN ADDITION TO AN ACT ENTITLED AN ACT IN AMENDMENT OF THE CHARTER OF THE FIRE ENGINE COMPANY IN EAST GREENWICH, PASSED AT THE JANUARY SESSION 1882" PASSED AT THE JANUARY 1902 SESSION.

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. 724 SUB A (Governor)**BY** Senator Blais**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- CITIZENS' COMMISSION FOR THE SAFETY AND CARE OF THE ELDERLY (senior citizen police advocate)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 574**BY** Senators Sosnowski, Perry**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES (eliminate drug dependent persons and to include a definition of a drug addict).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 335 SUB A (Attorney General)**BY** Senators Levesque C, McCaffrey, Gallo**ENTITLED**, AN ACT RELATING TO PROPERTY - RHODE ISLAND REAL ESTATE TIME-SHARE ACT

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 476 SUB A (State Police)

BY Senators Algieri, Breene

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- ACCIDENT REPORTS (increase the minimum damage amounts necessary/file accident reports)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 447 SUB A

BY Senators Sheehan, Issa, Tassoni, Polisena, Badeau

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- CAUSES OF ACTION -- FIREFIGHTERS' IMMUNITY (extend civil immunity)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 242 SUB A

BY Senators Perry, McCaffrey, McBurney, Goodwin, Caprio F

ENTITLED, AN ACT RELATING TO LIBRARIES -- STATE AID TO LIBRARIES (require libraries receiving state aid to comply with open meetings law)

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 measures:

House Bill No. 6173

BY Long, Amaral, Ehrhardt, Loughlin

ENTITLED, AN ACT RELATING TO HIGHWAYS (public safety concern from alteration of a roadway corrected within thirty days after receiving notice from the dot).

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 5451

BY McNamara, Malik, Ginaitt, Anguilla, Handy

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- BICYCLE FACILITIES (update terminology and references related to existing and future bicycle facilities)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 5027 SUB A (Attorney General)

BY Kennedy, Lewiss, San Bento, Coderre E, Kilmartin

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - - UNFAIR SALES PRACTICES (prohibit the issuer from charging additional fees on the gift certificate)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 5412 SUB A as amended

BY Anguilla, Lewiss, Rose, O'Neill

ENTITLED, AN ACT RELATING TO PUBLIC ACCOUNTANCY (alter the makeup of the members of the board of accountancy)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 6248 SUB A

BY Moura, Long, McCauley, Schadone

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- AUTOMOBILE BODY REPAIR SHOPS (add members to auto collision repair licensing board)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 5414 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES (accreditation of MRIs)

Received and referred to the Senate Committee on Health and Human Services

Also:

House Bill No. 5827

BY Costantino, Sullivan, Pacheco, Jackson, Church

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY (program of all-inclusive care for the elderly).

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 5508**BY** Lewiss, Schadone, Anguilla, Carter, San Bento**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- OPTOMETRISTS (freedom of choice for eye care).

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

Also:

House Bill No. 6233 SUB A as amended**BY** Kennedy, Lewiss, Kilmartin, Costantino, Naughton**ENTITLED**, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT (compensation disclosure)

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

Also:

House Bill No. 5420 SUB A**BY** Lima, Diaz, Slater, Moura, Almeida**ENTITLED**, AN ACT RELATING TO LABOR -- MINIMUM WAGES (increase minimum wage)

Received and referred to the Senate Committee on Labor

Also:

House Bill No. 5304**BY** McNamara**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- BOARD OF MEDICAL LICENSURE AND DISCIPLINE (require insurer who provides professional liability insurance to licensed physicians include a written report in the case of settlements and judgments)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6211 SUB A**BY** Kennedy, Lewiss, Kilmartin, Costantino, Fox**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES (prohibit the installation of software on consumer's computer which would collect the user's personal identifiable information)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 5319 SUB A**BY** Jacquard, San Bento, Schadone, Gemma, Picard**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- DECEPTIVE TRADE PRACTICES
(written demand)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 5158 SUB A**BY** Gemma, McNamara, Williams, Almeida, Rice**ENTITLED**, AN ACT RELATING TO INSURANCE -- UNINSURED MOTORIST COVERAGE
(insurance carriers to respond to a request to settle with a tortfeasor within 30 days)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 5756 SUB A as amended**BY** Melo, Laroche, Faria, Carter, Diaz**ENTITLED**, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT ACT (give
tenants who are over the age of sixty at least two months notice before raising the rent)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6232 SUB A**BY** Kennedy, Lewiss, Kilmartin, Costantino, Naughton**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY
PROVISIONS -- ELECTRONIC MAIL FRAUD (provide protection to consumers from electronic mail
fraud)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6104 SUB A**BY** Fox**ENTITLED**, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION
(technical changes and corrections to various general laws)

Received and referred to the Senate Committee on Judiciary

NEW BUSINESS

Senate Bill No. 1099**BY** Senators Badeau, Ciccone, Connors**ENTITLED**, AN ACT RELATING TO DISPOSAL OF SOLID WASTE ORIGINATING OUTSIDE THE STATE (construction and demolition debris).

Read and referred to the Senate Committee on Environment and Agriculture

Also:

Senate Bill No. 1100**BY** Senators Alves, Raptakis, Ruggerio, McBurney**ENTITLED**, AN ACT RELATING TO THE PUBLIC PROPERTY AND WORKS -- BIG RIVER RESERVOIR (Big River Reservoir).

Read and referred to the Senate Committee on Environment and Agriculture

Also:

Senate Bill No. 1101**BY** Senators Gibbs, Blais, Breene**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (E-911).

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 1102**BY** Senators Walaska, Alves, Perry**ENTITLED**, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND HOSPITALS -- COMMUNITY MENTAL HEALTH SERVICES (permit a provider to bill separately for services provided by certain program operated by a Comprehensive Community Mental Health Center).

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 1103**BY** Senators Connors, Badeau, Issa**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE CONSTRUCTION OF ADDITIONS, RENOVATIONS, IMPROVEMENTS, ALTERATIONS AND REPAIRS TO THE HIGH SCHOOL IN THE TOWN, THE EQUIPPING AND FURNISHING THEREOF AND THE PURCHASE AND INSTALLATION OF INFORMATION TECHNOLOGY INFRASTRUCTURE IN SCHOOLS AND SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$30,000,000 BONDS AND/OR NOTES THEREFOR.

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 1104

BY Senator DaPonte

ENTITLED, AN ACT RELATING TO TAXATION -- STATE TAX OFFICIALS.

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 1105

BY Senator Paiva-Weed

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from boards and commissions).

Read and referred to the Senate Committee on Government Oversight

Also:

Senate Resolution No. 1106

BY Senators Paiva-Weed, Caprio F, Tassoni, Montalbano J, Algieri

ENTITLED, SENATE RESOLUTION CELEBRATING COMMUNITY HEALTH CENTER DAY.

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Paiva Weed moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1107

BY Senators Issa, Caprio F, Montalbano J, Blais, Polisena

ENTITLED, SENATE RESOLUTION PROCLAIMING THE MONTH OF MAY, 2005 AS "VIRAL HEPATITIS AWARENESS MONTH".

Senator Issa requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Issa moves passage, seconded by Senators Caprio and Blais and the entire Senate.

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

Also:

Senate Resolution No. 1108

BY Senators Sosnowski, Paiva-Weed, Walaska, Montalbano J, Gallo
ENTITLED, SENATE RESOLUTION CONGRATULATING FREDERICK J. VINCENT ON HIS
RETIREMENT FROM RHODE ISLAND'S DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT.

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by the entire Senate.

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

Also:

Senate Bill No. 1109

BY Senators Doyle, McBurney, Goodwin, Issa
ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- MANAGEMENT
AND DISPOSAL OF PROPERTY.

Read and referred to the Senate Committee on Judiciary

Also:

Senate Bill No. 1110

BY Senators Doyle, Tassoni, Walaska, DaPonte, Connors
ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY
PROVISIONS - SECURITY FREEZES.

Read and referred to the Senate Committee on Judiciary

CALENDAR**IN ORDER FOR WEDNESDAY, MAY 18, 2005:****1 2005-S 331**

BY Perry

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SOCIAL SECURITY NUMBER PRIVACY ACT

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggiero, and without objection, ordered to be placed on the Calendar for
Tuesday, May 24, 2005.

2 2005-S 255**BY Breene****ENTITLED, AN ACT RELATING TO PUBLIC BUILDINGS**

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggiero, and without objection, ordered to be recommitted to the committee on Commerce Housing and Municipal Government.

3 2005-S 394 SUB A**BY Breene****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- DAM
MANAGEMENT DISTRICTS**

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

Upon suggestion of Senator Breene, and without objection, ordered to be placed on the Calendar for Tuesday, May 24, 2005.

4 2005-S 981**BY Ciccone****ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND
MAINTENANCE OF STATE ROADS**

Committee on Environment & Agriculture recommends passage.

Upon suggestion of Senator Ruggiero, and without objection, ordered to be placed on the Calendar for Thursday, May 26, 2005.

5 2005-S 985 SUB A as amended**BY Tassoni****ENTITLED, AN ACT RELATING TO EDUCATION**

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

Senator Tassoni moves passage, seconded by Senator Sheehan.

Senator Tassoni, seconded by Senators Sheehan and Felag, offers the following written motion to amend.

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

TO

2005 -- S 985 SUBSTITUTE A

Mr. President:

I hereby move to amend 2005 -- S 985 SUBSTITUTE A, entitled "AN ACT RELATING TO EDUCATION", as follows:

1. On page 2, line 10, by deleting the word "director" following the words "in consultation with the" and inserting in place thereof the word "commissioner".

2. On page 2, lines 28-30 by deleting all the language beginning with the language "(a)", and inserting in place thereof the following language:

"(a) Effective September 1, 2006, each mandatory first aid course for athletic coaches required pursuant to section 16-11-1 shall include health information relating to performance enhancing dietary supplements consistent with the purposes of this chapter".

Respectfully submitted,

SENATOR TASSONI

The motion to amend prevails 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, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

The act is read and passed, by unanimous consent, as amended, 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2005-S 55 SUB A**BY Issa****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES'
HIGHER EDUCATION ADOPTEE GRANT**

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

Senator Issa moves passage, seconded by Senators Tassoni, Lenihan and Metts.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2005-S 105**BY Montalbano J****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -
REGULATION OF SALES**

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Goodwin, Lenihan, Bates, Sosnowski, Sheehan and others.

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, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2005-S 243 SUB A**BY McCaffrey****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES**

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

Senator McCaffrey moves passage, seconded by Senator Ciccone.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 725**BY Damiani****ENTITLED, AN ACT RELATING TO ELECTIONS**

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, May 19, 2005.

10 2005-S 732**BY Blais****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND
UNIFORM COMMERCIAL DRIVER'S LICENSE ACT**

Committee on Judiciary recommends passage.

Senator Blais, moves passage, seconded by Senator Breene.

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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ANNOUNCEMENTS

Senator Sosnowski announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Lenihan announces that the Committee on Oversight will meet today, at the rise of the Senate, in the Senate Lounge 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 DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:54 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR BEATRICE A. LANZI

Guide us, Lord, towards a deeper understanding of the needs of the people of our State; may we be instrumental in serving those needs. Let us work to improve the lives of those who have no voice in their government. Amen.

Appendix**CALENDAR****IN ORDER FOR THURSDAY, MAY 19, 2005:****1 2005-S 1006 SUB A****BY Breene****ENTITLED, AN ACT RELATING TO TAXATION -- WEST GREENWICH**

Committee on Commerce, Housing & Municipal Government recommends indefinite postponement of the original bill and passage of Substitute A.

2 2005-S 877 SUB A**BY Perry****ENTITLED, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY CHILD SAFETY IN CUSTODY AND VISITATION**

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

3 2005-S 725**BY Damiani****ENTITLED, AN ACT RELATING TO ELECTIONS**

Committee on Judiciary recommends passage.

4 2005-S 76 SUB A**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES**

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

5 2005-S 297 SUB A**BY Levesque C****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - - SPECIAL LICENSE PLATES DECAL**

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

6 2005-S 381**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALES**

Committee on Constitutional & Gaming Issues recommends passage.

7 2005-S 457**BY Raptakis****ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues recommends passage.

8 2005-S 953 as amended**BY Doyle****ENTITLED, AN ACT RELATING TO GAMBLING AND LOTTERIES**

Committee on Constitutional & Gaming Issues recommends passage as amended.

9 2005-S 274 SUB A**BY Ciccone****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
OPEN MEETINGS**

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

10 2005-S 583**BY McCaffrey****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT**

Committee on Judiciary recommends passage.

11 2005-S 586 SUB A**BY McCaffrey****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND
EXTORTION**

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

12 2005-S 721**BY Felag****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN**

Committee on Judiciary recommends passage.

13 2005-S 727 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT**

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

14 2005-S 844**BY McCaffrey****ENTITLED, AN ACT RELATING TO SOVEREIGN IMMUNITY**

Committee on Judiciary recommends passage.

15 2005-S 1009**BY Gibbs****ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE**

Committee on Judiciary recommends passage.

16 2005-S 1010**BY Sosnowski****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

17 2005-S 1011**BY Perry****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

18 2005-S 1051 SUB A**BY Montalbano J****ENTITLED, AN ACT RELATING TO COURTS -- JUDICIAL SELECTION**

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

19 2005-S 1061 SUB A**BY Algieri****ENTITLED, AN ACT RELATING TO VOTING BY NONRESIDENT PROPERTY OWNERS IN THE TOWN OF WESTERLY**

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

IN ORDER FOR TUESDAY, MAY 24, 2005:**1 2005-S 331****BY Perry****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SOCIAL SECURITY NUMBER PRIVACY ACT

Committee on Judiciary recommends passage.

2 2005-S 13 SUB A**BY Tassoni****ENTITLED,** AN ACT RELATING TO ADOPTION OF CHILDREN

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

3 2005-S 394 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- DAM
MANAGEMENT DISTRICTS

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

4 2005-S 1005**BY Gibbs****ENTITLED,** AN ACT AUTHORIZING AN INCREASE IN THE AMOUNT OF
REAL, PERSONAL, AND MIXED PROPERTY WHICH THE
NEWPORT COUNTY COMMUNITY MENTAL HEALTH CENTER,
INC. SHALL BE ENTITLED TO TAKE, HOLD, TRANSMIT AND
CONVEY, AND GRANTING EXEMPTION FROM ALL TAXATION

Committee on Commerce, Housing & Municipal Government recommends passage.

5 2005-S 1033**BY McBurney****ENTITLED,** AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED
AND PERSONAL PROPERTY OF BLACKSTONE VALLEY
COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET

Committee on Commerce, Housing & Municipal Government recommends passage.

6 2005-S 1059**BY Levesque C****ENTITLED,** AN ACT RELATING TO THE TOWN OF PORTSMOUTH

Committee on Commerce, Housing & Municipal Government recommends passage.

7 2005-S 242 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO LIBRARIES -- STATE AID TO LIBRARIES**

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

8 2005-S 335 SUB A**BY Levesque C****ENTITLED, AN ACT RELATING TO PROPERTY - RHODE ISLAND REAL ESTATE TIME-SHARE ACT**

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

9 2005-S 447 SUB A**BY Sheehan****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- CAUSES OF ACTION -- FIREFIGHTERS' IMMUNITY**

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

10 2005-S 476 SUB A**BY Algieri****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- ACCIDENT REPORTS**

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

11 2005-S 574**BY Sosnowski****ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES**

Committee on Judiciary recommends passage.

12 2005-S 724 SUB A**BY Blais****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- CITIZENS' COMMISSION FOR THE SAFETY AND CARE OF THE ELDERLY**

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

13 2005-H 5664

BY Watson

ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 1039 OF THE PUBLIC LAWS, 1902, ENTITLED "AN ACT IN AMENDMENT OF AN IN ADDITION TO AN ACT ENTITLED AN ACT IN AMENDMENT OF THE CHARTER OF THE FIRE ENGINE COMPANY IN EAST GREENWICH, PASSED AT THE JANUARY SESSION 1882" PASSED AT THE JANUARY 1902 SESSION

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

IN ORDER FOR THURSDAY, MAY 26, 2005:

1 2005-S 981

BY Ciccone

ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

Committee on Environment & Agriculture recommends passage.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Wednesday, May 18, 2005