

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. 55

Thursday, June 2, 2005,
Tuesday, June 7, 2005,
Wednesday, June 8, 2005 and
Thursday, June 9, 2005.

Fifty-fifth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable John C. Revens, Jr., President Pro Tempore of the Senate, at 4:22 o'clock P.M.

The roll is called and a quorum is declared present with 38 Senators present and 0 Senators absent as follows:

PRESENT – 38: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

INVOCATION

The Honorable President Pro Tempore, by unanimous consent, presents Senator Damiani to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Wednesday, June 1, 2005 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Fogarty and by unanimous consent, the Honorable President Pro Tempore welcomes to the Chamber the Burrillville High School Tennis Team, Division III Champs, Coach Richard Goudreau, Assistant Coach Nicholas Horne, Captain Alex Chuman, Captain Philip Raymond, Steven Hauser, Andrew Smith, Geoffrey Cunningham, Adam Goudreau, Douglas Clark, Matthew White, Matthew Allard, Nathan Lavallee, Kyle Kober, Christopher Ricci and Matthew Robillard.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President Pro Tempore welcomes to the Chamber the Honorable Elaine Coderre, State Representative from the City of 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. 891**BY** Senators Caprio F, Ruggerio**ENTITLED**, AN ACT RELATING TO LICENSES GENERALLY (fines imposed).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 892**BY** Senators Caprio F, Ruggerio**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES (liquor establishments).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1040**BY** Senators McBurney, Doyle, Issa**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - DOGS.

Read and ordered to be placed on the Calendar

Also:

Senate Resolution No. 1120**BY** Senator McCaffrey**ENTITLED**, SENATE RESOLUTION CREATING A SPECIAL SENATE LEGISLATIVE COMMISSION TO STUDY THE RHODE ISLAND MECHANICS LIEN LAW

Read and ordered to be placed on the Consent Calendar

Also:

Senate Bill No. 1125

BY Senators Ruggerio, Goodwin, Badeau, Ciccone, Tassoni

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS

Read and ordered to be placed on the Calendar

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Senate Bill No. 308 SUB A

BY Senator Cote

ENTITLED, AN ACT RELATING TO HUNTING AND HUNTING SAFETY

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5991 (Environmental Management)

BY Ehrhardt, Long

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- REGULATION OF BOATS

Read and ordered to be placed on the Calendar

Also:

Appointment of **Guy Lefebvre** of Hope to the Rhode Island Rivers Council for a term to expire January 1, 2008.

Committee on Environment & Agriculture recommends that the Senate give its Advice and Consent to this Appointment.

Also:

Appointment of Sharon Pavignano of Narragansett to the Rhode Island Rivers Council for a term to expire January 1, 2008.

Committee on Environment & Agriculture recommends that the Senate give its Advice and Consent to this Appointment.

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. 1128

BY Senator Roberts

ENTITLED, AN ACT RELATING TO HEALTH CARE SERVICES -- UTILIZATION REVIEW ACT

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5100 SUB A as amended

BY Coderre E, Kennedy, San Bento, Costantino, McNamara

ENTITLED, AN ACT RELATING TO INSURANCE -- MEDICARE SUPPLEMENT INSURANCE

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5321

BY Sullivan, O'Neill, McNamara, Slater, Williams

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5736 SUB A as amended (Lieutenant Governor)

BY Dennigan, Anguilla, Rose, Almeida, Williams

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES (reporting of certain hospital events and incidents)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5778

BY Costantino, Slater

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5884

BY Costantino, Kennedy, Corvese, McNamara, Story

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL AND MEDICAL SERVICE CORPORATIONS (physician reimbursement).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6369 SUB A

BY Lima, Moura, San Bento, Kilmartin, Trillo

ENTITLED, AN ACT RELATING TO LEAD HAZARD REDUCTION

Read and ordered to be placed on the Calendar

NEW BUSINESS

Senate Resolution No. 1149

BY Senators Ciccone, Ruggerio, Montalbano J, Algieri, Lanzi

ENTITLED, SENATE RESOLUTION PROCLAIMING THE MONTH OF OCTOBER TO BE "ITALIAN HERITAGE MONTH" IN THE STATE OF RHODE ISLAND.

Senator Ciccone requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ciccone moves passage, seconded by the entire Senate.

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

FROM THE DESK

Upon suggestion of Senator Ruggerio, and without objection, the following act is removed from the desk and recommitted to the Committee on Judiciary:

Senate Bill No. 331

BY Senators Perry, Roberts, Levesque C, Fogarty P, Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SOCIAL SECURITY NUMBER PRIVACY ACT (refusal to disclose his or her social security number).

Read and ordered to be recommitted to the Committee on Judiciary.

CALENDAR

IN ORDER FOR THURSDAY, JUNE 2, 2005:

1 2005-S 668

BY Alves

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- PUBLIC CORPORATION DEBT MANAGEMENT

Committee on Finance recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Tuesday, June 7, 2005.

2 2005-S 964 SUB A**BY Alves****ENTITLED, AN ACT COMMERCIAL LAWS -- UNFAIR SALES PRACTICES**

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, June 7, 2005.

3 2005-S 349**BY Damiani****ENTITLED, AN ACT RELATING TO CRIMINAL LAW**

Committee on Judiciary recommends passage.

Senator Damiani moves passage, seconded by Senators Polisen, Sosnowski, Goodwin, Perry, Metts, Badeau and others.

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: 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, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2005-S 1115 as amended**BY Connors****ENTITLED, AN ACT RELATING TO TAXATION**

Committee on Finance recommends passage as amended.

Senator Connors moves passage, seconded by Senators Pichardo, Badeau and Ciccone.

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

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

NAYS- 0:

5 2005-S 916 SUB A**BY Goodwin****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - DOMESTIC ASSAULT**

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

Senator Goodwin moves passage, seconded by Senators Perry, Paiva Weed, Roberts, Raptakis, Levesque, Pichardo, Alves, Damiani, Polisena, Sosnowski, Metts, McCaffrey, Ruggerio, McBurney, Gallo, Fogarty and many others.

Senators Paiva Weed, Polisena, Damiani, Blais, Raptakis and Goodwin discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 34: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Felag.

6 2005-S 917 SUB A**BY Goodwin****ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DOMESTIC
ABUSE PREVENTION**

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

Senator Goodwin moves passage, seconded by Senators Perry, Polisena, Alves, McCaffrey, Gallo, Roberts, Sosnowski, Damiani, Metts and many others.

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

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

NAYS- 2: Senators Ciccone, Felag.

7 2005-S 283**BY Algieri****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
BICYCLE FACILITIES**

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Algieri moves passage, seconded by Senator Blais.

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

NAYS- 0:

8 2005-S 1004

BY Breene

ENTITLED, AN ACT RELATING TO TAX EXEMPTION OF CERTAIN
PROPERTY IN THE TOWN OF RICHMOND

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Breene moves passage, seconded by Senators Algieri and Blais.

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: Senators Algieri, Alves, Badeau, Blais, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 1069

BY Fogarty P

ENTITLED, AN ACT RELATING TO TAXATION -- GLOCESTER

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Fogarty moves passage, seconded by Senator Tassoni.

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

NAYS- 0:

10 2005-S 346

BY Breene

ENTITLED, AN ACT RELATING TO MOTOR VEHICLE REPARATIONS ACT

Committee on Judiciary recommends passage.

Senator Breene moves passage, seconded by Senators Blais, Algieri and Polisena.

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

NAYS- 0:

11 2005-S 354

BY Algieri

ENTITLED, AN ACT RELATING TO AGGRESSIVE DRIVING

Committee on Judiciary recommends passage.

Senator Algieri moves passage, seconded by Senators Ciccone, Badeau and Damiani.

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

YEAS- 34: Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Levesque.

12 2005-H 5451 SUB A

BY McNamara

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
BICYCLE FACILITIES**

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

Senator Algieri moves passage, seconded by Senators Damiani and Roberts.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13 2005-H 6148

BY Watson

ENTITLED, AN ACT RELATING TO HOMESTEAD EXEMPTION IN THE TOWN OF WEST GREENWICH

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

Senator Breene moves passage, seconded by Senator Blais.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senators McBurney and Issa and by unanimous consent, the Honorable President Pro Tempore welcomes to the Chamber the Honorable John Gilgun, former State Senator from the City of Central Falls.

Upon suggestion of Senators McBurney and Issa and by unanimous consent, the Honorable President Pro Tempore welcomes to the Chamber the Honorable Donna Nesselbush, Associate Municipal Court Judge for the City of Pawtucket.

Upon suggestion of Senators Pichardo and by unanimous consent, the Honorable President Pro Tempore welcomes to the Chamber Alesandro Gonzalez.

ANNOUNCEMENTS

Senator Polisena announces that the Committee on Judiciary will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Bates announces that the Committee on Financial Services, Technology and Regulatory Issues will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

RECESS

Upon motion of Senator DaPonte, and by unanimous consent, the Senate stands at recess at 4:49 o'clock P.M. until the call of the chair.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, June 7, 2005, at 4:21 o'clock P.M.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6275

BY McHugh, Scott

ENTITLED, AN ACT RELATING TO CHARLESTOWN FIRE DISTRICT (would alter the terms of Charlestown fire district fire board members).

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

Also:

House Bill No. 5089 SUB A as amended (by request)

BY Gallison, Rice, Loughlin, Amaral

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (define a low speed vehicle/set standards by which may operate in the state of RI)

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

Also:

House Bill No. 6308

BY Gemma, Flaherty, Ginaitt, Naughton, Trillo

ENTITLED, AN ACT RELATING TO HIGHWAYS -- ABANDONMENT BY TOWNS (allow the city of Warwick to sell abandoned highways or drift ways to abutting property owners for fair market value).

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

Also:

House Bill No. 5569 SUB A**BY** Slater, Almeida, Williams, Diaz, McCauley**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSING SERVICE AGENCIES (nursing pool licensure) {

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

Also:

House Bill No. 5170 SUB A as amended**BY** Fox, Ajello, Costantino, Naughton, Jacquard**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - OPEN MEETINGS (all libraries that receive state aid shall be subject to the open meetings law)

Received and referred to the Senate Committee on Judiciary

Also:

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

Received and referred to the Senate Calendar.

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:

House Bill No. 5302 SUB A**BY** Flaherty, Landroche, Petrarca**ENTITLED**, AN ACT RELATING TO INSURANCE -- CONTINUING EDUCATION REQUIREMENTS (change the number of years for continuing education exemption)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5359 as amended**BY** San Bento, Kennedy, Shanley**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - INSPECTIONS.

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5876 SUB A (Business Regulation)**BY** Savage, Ehrhardt, Moffitt, Long, Singleton**ENTITLED**, AN ACT RELATING TO INSURANCE (late payment of premium)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5877**BY** Moura, Long**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (amend the definition of "renewable energy resources").

Read and ordered to be placed on the Calendar

COMMUNICATION

The Honorable President presents the following communication:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE**

June 6, 2005

Honorable Joseph A. Montalbano
President of the Senate
318 State House
Providence, RI 02903

Dear Mr. President:

Please be advised that I will be absent from the Senate session on Tuesday, June 7, 2005, as I will be out of state attending a national pharmacy conference. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,
Leo R. Blais
DEPUTY PRESIDENT PRO TEMPORE

Read and ordered to be placed on file.

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
STATE HOUSE

June 3, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-27.3-100.1.4 of the Rhode Island General Laws, I have made the following reappointment to the State Building Codes Standards Committee:

Stephen C. Turner of Providence
(Public Member)

for a term expiring May 1, 2008.

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

Sincerely,
Donald L. Carcieri



Governor

Read and referred to the Committee on Commerce, Housing and Municipal Government.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE

June 3, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-27.3-100.1.4 of the Rhode Island General Laws, I have made the following reappointment to the State Building Codes Standards Committee:

Mark Lowenstein of Barrington
(Representing persons with disabilities)

for a term expiring May 1, 2006.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Commerce, Housing and Municipal Government.

**REPORTS OF COMMITTEES
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. 46

BY Senators Paiva-Weed, Roberts, McCaffrey, Perry, Lenihan
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - CODE OF ETHICS (appointment of RI ethics commission with advice & consent of the senate)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1086 SUB A as amended

BY Senators Lenihan, Metts, Bates, Damiani, McBurney
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1087 SUB A

BY Senators Gallo, Revens, Tassoni, Ruggerio, Montalbano J
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS -- EDUCATION

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1088 SUB A as amended

BY Senators Lenihan, Caprio F, Ciccone, Alves, Blais
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1089 SUB A

BY Senators Sosnowski, Paiva-Weed, Raptakis, Gibbs, Felag
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1090

BY Senators Sheehan, Cote, Issa, Doyle, Lanzi

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1091 SUB A

BY Senators Connors, DaPonte, Perry, McCaffrey, Polisena

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1092 SUB A as amended

BY Senators Roberts, Badeau, Levesque C, Goodwin, Walaska

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5816 SUB B

BY Coderre E, Ginaitt, Naughton, Gallison, Kilmartin

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5819 SUB B as amended

BY Coderre E, Kilmartin, Crowley, Lima

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6164 SUB B

BY Coderre E, Crowley, Almeida, Gemma, Kilmartin

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6171 SUB B as amended

BY Coderre E, Crowley, Lima, Almeida, Gemma

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

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6172 SUB B as amended

BY Coderre E, Crowley, Almeida, Gemma, Kilmartin

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD (amend the composition)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6206 SUB A

BY Crowley, Coderre E, Lewiss, Carter, Jackson

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS -- EDUCATION (remove legislators and legislative appointees from certain boards and commissions relating to education)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6217 SUB B

BY Coderre E, Lima, Kilmartin, Jackson, Crowley

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

Read and ordered to be placed on the Calendar

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon motion of Senate Majority Leader Paiva Weed, seconded by Senator Algieri, the following measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a voice vote:

IN ORDER FOR TUESDAY, JUNE 7, 2005:

- 1 Appointment of **Guy Lefebvre** of Hope to the Rhode Island Rivers Council for a term to expire January 1, 2008.
- 2 Appointment of **Sharon Pavignano** of Narragansett to the Rhode Island Rivers Council for a term to expire January 1, 2008.

3 2005-S 1120**BY McCaffrey****ENTITLED,** SENATE RESOLUTION CREATING A SPECIAL SENATE LEGISLATIVE COMMISSION TO STUDY THE RHODE ISLAND MECHANICS LIEN LAW**CALENDAR****IN ORDER FOR TUESDAY, JUNE 7, 2005:****1 2005-S 668****BY Alves****ENTITLED,** AN ACT RELATING TO PUBLIC FINANCE -- PUBLIC CORPORATION DEBT MANAGEMENT

Committee on Finance recommends passage.

Upon suggestion of Senator Alves, and without objection, ordered to be placed on the Calendar for Thursday, June 9, 2005.

2 2005-S 964 SUB A**BY Alves****ENTITLED,** AN ACT COMMERCIAL LAWS -- UNFAIR SALES PRACTICES

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

Senator Alves moves passage, seconded by Senator Tassoni.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

3 2005-S 981**BY Ciccone****ENTITLED,** AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, June 9, 2005.

4 2005-S 710 SUB A as amended**BY Perry****ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT**

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

Senator Perry moves passage, seconded by Senators Goodwin, Polisena, Sosnowski, McCaffrey, Paiva Weed, Tassoni, Connors, Pichardo, Metts and Levesque.

Senator Polisena, seconded by Senators Perry, Paiva Weed, Ruggerio, McCaffrey, Roberts, Sheehan, Lenihan and many others, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT**

Mr. President:

I hereby move to amend 2005 -- S 710 SUBSTITUTE A, AS AMENDED, entitled "AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT", as follows:

1. On page 1, line 4, by deleting the words "THE RHODE ISLAND MEDICAL MARIJUANA ACT" and inserting in place thereof the words "THE EDWARD O. HAWKINS MEDICAL MARIJUANA ACT".

2. On page 1, lines 5 and 6, by deleting the words "The Rhode Island Medical Marijuana Act" and inserting in place thereof the words "The Edward O. Hawkins Medical Marijuana Act".

Respectfully submitted,
SENATOR POLISENA

Senator Perry discusses 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, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

FLOOR AMENDMENT

AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT

Mr. President:

I hereby move to amend 2005 -- S 710 SUBSTITUTE A, As Amended, entitled "AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT", as follows:

(1) On page 2, line 20, delete the word "and" each time it appears and, in each instance, insert in lieu thereof the word "or".

(2) On page 3, line 17, insert the words "or bureau" after the word board.

(3) On page 3, line 29, insert the following words "for each qualifying patient to whom he or she is connected" after the words "ounces of usable marijuana".

(4) On page 4, lines 14 through 17, by deleting the sentence which reads, "A law enforcement agency that seizes and does not return usable marijuana to a registered qualifying patient or a registered primary caregiver shall be liable to the cardholder for the fair market value of the marijuana."

(5) On page 4, by inserting the following new subsection between lines 21 and 22:

"(i) A practitioner, nurse or pharmacist shall not be subject to arrest, prosecution or penalty in any manner, or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau solely for discussing the benefits or health risks of medial marijuana or its interactions with other substances with a patient."

(6) On page 4, line 22, by deleting the designation "(i)" and inserting in place thereof the designation "(j)".

(7) On page 5, line 14, by deleting the words "that the person is a qualifying patient" and inserting in place thereof the words "as defined in section 23-28.6-3(10) of this chapter".

(8) On page 5, line 19, by deleting the words "the qualifying patient's primary caregiver" and inserting in place thereof the words "each primary caregiver of the qualifying patient".

(9) On page 6, line 3, by deleting the word "the" which appears before the word "primary" and inserting in place thereof the word "each".

(10) On page 6, line 10, by deleting the words "the qualifying patient's primary caregiver" and inserting in place thereof the words "each primary caregiver of the qualifying patient".

(11) On page 7, line 23, by deleting the words "the provisions" and inserting in place the words "this provision".

(12) On page 7, by deleting lines 25 through 30 and inserting in place thereof the following new subsection:

"(k) On or before January 1, 2007, the department shall report to the House Committee on Health, Education and Welfare and to the Senate Committee on the Judiciary on the use of marijuana for symptom relief. The report shall provide:

(i) The number of applications for registry identification cards, the number of qualifying patients and primary caregivers approved, the nature of the debilitating medical conditions of the qualifying patients, the number of registry identification cards revoked, and the number of practitioners providing written certification for qualifying patients;

(ii) An evaluation of the costs of permitting the use of marijuana for symptom relief, including any costs to law enforcement agencies and costs of any litigation;

(iii) Statistics regarding the number of marijuana-related prosecutions against registered patients and caregivers, and an analysis of the facts underlying those prosecutions;

(iv) Statistics regarding the number of prosecutions against physicians for violations of this act; and

(v) Whether the United States Food and Drug Administration has altered its position regarding the use of marijuana for medial purposes or has approved alternative delivery systems for marijuana."

(13) On page 8, line 3, by deleting the word "or".

(14) On page 8, line 4, by deleting the word "and" inserting in place thereof the word "or".

(15) On page 8, between lines 4 and 5, by inserting the following new language:

"(v) In any licensed drug treatment facility in this state"

(16) On page 8, line 32, by inserting the parenthetical "(a)" immediately after the numeral "8".

(17) On page 9, by deleting lines 3 through 34.

(18) On page 10, by deleting lines 1 through 34.

(19) On page 11, by deleting lines 1 through 5.

(20) On page 11, line 6, by deleting the numerals "21-28.6-10" and inserting in place thereof the numerals "21-28.6-9".

(21) On page 11, line 11, by deleting the word and numeral "twenty (20)" and inserting in place thereof the words and numeral "thirty-five (35)".

(22) On page 11, by deleting lines 14 and 15.

(23) On page 11, line 16, by deleting the numerals "21-28.6-12" and insert in place thereof the numerals "21-28.6-10".

Respectfully submitted,
SENATOR PERRY

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, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Raptakis seconded by Senators Sheehan and Cote, offers the following written motion to amend.

FLOOR AMENDMENT

AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT

Mr. President:

I hereby move to amend 2005 -- S 710 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT", as follows:

1. On page 8, line 6, by deleting the words and punctuation "However, a" and by inserting the word "A"
2. On page 8, line 7, by deleting the word "not".

Respectfully submitted,
SENATOR RAPTAKIS

Senators McCaffrey, Polisena, Sheehan and Levesque discuss the amendment.

The motion to amend fails of passage upon a roll call vote with 3 Senators voting in the affirmative and 30 Senators voting in the negative as follows:

YEAS- 3: Senators Fogarty, Raptakis, Sheehan.

NAYS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Ruggerio, Sosnowski, Tassoni.

Senator Perry moves passage of the act, as amended, seconded by Senator Paiva Weed and many others.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 34 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators Cote and Raptakis.

5 2005-S 454 SUB A**BY Ciccone****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS --
HAWKERS AND PEDDLERS

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

Upon suggestion of Senator Fogarty, and without objection, ordered to be placed on the Calendar for Wednesday, June 8, 2005.

6 2005-S 490 SUB A**BY Alves****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PUBLIC ACCOUNTANCY

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

Upon suggestion of Senator Fogarty, and without objection, ordered to be placed on the Calendar for Tuesday, June 14, 2005.

7 2005-S 1081**BY Fogarty P****ENTITLED,** AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT
OF LOCAL TAXES

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 8, 2005.

8 2005-S 1085**BY Fogarty P****ENTITLED,** AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 8, 2005.

9 2005-S 1111**BY Ruggerio****ENTITLED,** AN ACT RELATING TO THE GENERAL ASSEMBLY -
COMPOSITION OF THE SENATE

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio, seconded by Senator Alves and without objection, ordered to be placed on the desk.

10 2005-S 1133

BY Polisena

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BUILDING
AND FIRE SAFETY CODE**

Committee on Judiciary recommends passage.

Senator Polisena moves passage, seconded by Senators Damiani, Sosnowski, Paiva Weed, Ruggerio,

Tassoni, Badeau, Metts, Felag, Levesque and many others.

Senators Paiva Weed, Sosnowski, Gibbs and Polisena discuss the act.

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, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-H 5360

BY McNamara

**ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY
VEHICLES**

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

Senator Tassoni moves passage, seconded by Senators Polisena, Damiani and Walaska.

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

FLOOR AMENDMENT

AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES

Mr. President:

I hereby move to amend 2005 -- H 5360, entitled "AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES", as follows:

On page 2, line 7, by deleting the word "transporter" and inserting in place thereof the word "transportation".

Respectfully submitted,

SENATOR TASSONI

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, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senators Walaska, Polisen 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 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Pichardo, Polisen, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2005-H 5750 as amended

BY Anguilla

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

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

Senator McCaffrey moves passage, seconded by Senator Caprio.

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

NAYS- 0:

13 2005-H 5774 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS --
HAWKERS AND PEDDLERS

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 8, 2005.

14 2005-H 6153**BY Lewiss****ENTITLED,** AN ACT RELATING TO THE WESTERLY FIRE DISTRICT

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 8, 2005.

15 2005-H 6002**BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - RHODE
ISLAND RESOURCE RECOVERY CORPORATION

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Polisena and Levesque.

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

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

NAYS- 0:

16 2005-H 6356**BY Church****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senator Tassoni.

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

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

NAYS- 0:

ANNOUNCEMENTS

Senator Fogarty announces that the Committee on Commerce, Housing & Municipal Government will meet today, at the rise of the Senate, in Room 212 of the State House.

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

Senator Bates announces that the Committee on Financial Services, Technology and Regulatory Issues will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Polisen announces that the Committee on Judiciary will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Goodwin announces that the Committee on Constitutional and Gaming Issues will meet Wednesday, June 8, 2005, at the rise of the Senate, in Room 211 of the State House.

Senator Badeau announces that the Committee on Labor will meet Wednesday, June 8, 2005, at 2:30 o'clock, 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.

RECESS

Upon motion of Senator DaPonte, seconded by Senator Algieri, and upon suggestion of Senator Perry the Senate stands at recess at 5:00 o'clock P.M. in honor of the Edward Oren Hawkins Medical Marijuana Act.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Wednesday, June 8, 2005, at 4:07 o'clock P.M.

GUESTS

Upon suggestion of Senator Bates and by unanimous consent, the Honorable President welcomes to the Chamber a member of his Republican Senatorial District Committee, Tim Sweetzer and his children Will and Katie.

NEW BUSINESS

Senate Resolution No. 1157**BY** Senator Lenihan**ENTITLED**, SENATE RESOLUTION PROCLAIMING JUNE 12, 2005 TO BE "RHODE ISLAND COLONIAL NAVY DAY".

Senator Lenihan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lenihan moves passage, seconded by the entire Senate.

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

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 measure:

House Bill No. 6480 SUB A as amended**BY** Schadone**ENTITLED**, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS (amend certain provisions relative to boxing, insurance for boxing contestants and the weight of boxing gloves)

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Ruggerio, Tassoni, Polisena, McBurney and Bates.

The act is read and passed, in concurrence, upon a roll call vote with 29 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Blais, Breene, Ciccone, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Lenihan

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 measure:

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)

Read and ordered to be placed on the Senate Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon motion of Senate Majority Leader Paiva Weed, seconded by Senator Algieri, the following measure on today's Consent Calendar, by unanimous consent, are read and passed, upon a voice vote:

IN ORDER FOR WEDNESDAY, JUNE 8, 2005:**1 2005-S 1156**

BY Revens

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF ST. PAUL EVANGELICAL LUTHERAN
CHURCH

CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR WEDNESDAY, JUNE 8, 2005:**1 2005-S 454 SUB A**

BY Ciccone

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS --
HAWKERS AND PEDDLERS

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

Senator Ciccone moves passage, seconded by Senators Bates and Pichardo.

Senators Bates and Ciccone discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 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, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Paiva Weed, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 2005-S 1081

BY Fogarty P

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

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Fogarty moves passage, seconded by Senators Gallo, Tassoni and Breene.

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, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2005-S 1085

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Fogarty moves passage, seconded by Senators Gallo and others.

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, Ciccone, Connors, Cote, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2005-S 193 SUB B as amended**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU**

Ordered on the Calendar

Senator Paiva Weed moves passage, seconded by Senators Perry, Lenihan, Levesque and Connors.

The bill marked Substitute "B" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

5 2005-S 891**BY Caprio F****ENTITLED, AN ACT RELATING TO LICENSES GENERALLY**

Committee on Constitutional & Gaming Issues recommends passage.

Senator Caprio moves passage, seconded by Senators Goodwin and Tassoni.

The act is read and passed, upon a roll call vote with 33 Senators voting in the affirmative and 1 Senator 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, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Pichardo

6 2005-S 892**BY Caprio F****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues recommends passage.

Senator Caprio moves passage, seconded by Senators Goodwin and Tassoni.

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, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2005-S 1040

BY McBurney

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - DOGS

Committee on Constitutional & Gaming Issues recommends passage.

Senator McBurney moves passage, seconded by Senators Perry and Alves.

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, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2005-S 1125

BY Ruggerio

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS

Committee on Constitutional & Gaming Issues recommends passage.

Senator Goodwin moves passage, seconded by Senators Ruggerio Tassoni and Polisen.

The act is read and passed, upon a roll call vote with 33 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators Lenihan and Raptakis

9 2005-S 308 SUB A**BY Cote****ENTITLED, AN ACT RELATING TO HUNTING AND HUNTING SAFETY**

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

Senator Cote moves passage, seconded by Senators Sosnowski, Fogarty, Breene and Blais.

Senator Sosnowski seconded by Senator Cote, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO HUNTING AND HUNTING SAFETY**

Mr. President:

I hereby move to amend 2005 -- S 308 SUBSTITUTE A, entitled "AN ACT RELATING TO HUNTING AND HUNTING SAFETY", as follows:

- (1) On page 1, line 6, by deleting the punctuation mark ";" following the word "slug".
- (2) On page 1, line 6, by deleting the letter "(d)" after the word "or".

Respectfully submitted,
SENATOR SOSNOWSKI

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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Cote moves passage of the act, as amended, seconded by Senator Sosnowski.

Senators Perry and Cote discuss the act.

The act is read and passed, as amended, upon a roll call vote with 32 Senators voting in the affirmative and 2 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, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Polisena, Raptakis, Revens, Roberts, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Goodwin, Pichardo.

10 2005-S 1128**BY Roberts****ENTITLED,** AN ACT RELATING TO HEALTH CARE SERVICES --
UTILIZATION REVIEW ACT

Committee on Health & Human Services recommends passage.

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

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, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-H 5100 SUB A as amended**BY Coderre E****ENTITLED,** AN ACT RELATING TO INSURANCE -- MEDICARE
SUPPLEMENT INSURANCE

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

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2005-H 5302 SUB A**BY Flaherty****ENTITLED,** AN ACT RELATING TO INSURANCE -- CONTINUING
EDUCATION REQUIREMENTS

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

Senator Walaska moves passage, seconded by Senator Perry.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

13 2005-H 5321

BY Sullivan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM

Committee on Health & Human Services recommends passage in concurrence.

Senator Roberts moves passage, seconded by Senators Sheehan, Fogarty, Levesque, Metts and Pichardo.

The act is read and passed, by unanimous consent, in concurrence, 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2005-H 5359 as amended

BY San Bento

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - INSPECTIONS

Committee on Financial, Technology, Regulatory recommends passage as amended in concurrence.

Senator Walaska moves passage, seconded by Senator DaPonte.

The act is read and passed, by unanimous consent, as amended, in concurrence, upon a roll call vote with 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2005-H 5736 SUB A as amended**BY Dennigan****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES**

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

Senator Roberts moves passage, seconded by Senators Sheehan, Levesque, Metts and Pichardo.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

16 2005-H 5774 SUB A**BY Kennedy****ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS -- HAWKERS AND PEDDLERS**

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

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President 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, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17 2005-H 5778**BY Costantino****ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES**

Committee on Health & Human Services recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senator Roberts.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2005-H 5877

BY Moura

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
DUTIES OF UTILITIES AND CARRIERS**

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senators Metts, Pichardo and Perry.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19 2005-H 5876 SUB A

BY Savage

ENTITLED, AN ACT RELATING TO INSURANCE

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the desk.

20 2005-H 5884

BY Costantino

**ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL
AND MEDICAL SERVICE CORPORATIONS**

Committee on Health & Human Services recommends passage in concurrence.

Senator Roberts moves passage, seconded by Senators Issa, Felag, Sheehan, Levesque and Pichardo.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

21 2005-H 5991

BY Ehrhardt

**ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --
REGULATION OF BOATS**

Committee on Environment & Agriculture recommends passage in concurrence.

Senator Sosnowski moves passage, seconded by Senator Connors.

The act is read and passed, by unanimous consent, in concurrence, 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, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

22 2005-H 6153

BY Lewiss

ENTITLED, AN ACT RELATING TO THE WESTERLY FIRE DISTRICT

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

Senator Algieri moves passage, seconded by Senators Breene, Blais and Bates.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President 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, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

23 2005-H 6369 SUB A**BY Lima****ENTITLED, AN ACT RELATING TO LEAD HAZARD REDUCTION**

Committee on Health & Human Services 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 Thursday, June 9, 2005.

ANNOUNCEMENTS

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

Senator Sheehan announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, 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.

**REPORTS OF COMMITTEES
COMMITTEE ON JUDICIARY**

Senator McCaffrey, from the Committee on Judiciary, reports back, with recommendation of passage of the following measures:

Senate Bill No. 720**BY Senator Lenihan****ENTITLED, AN ACT RELATING TO CAUSES OF ACTION (cause of action for violations of the Rhode Island constitution).**

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5333 as amended**BY Kilmartin, Moran****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS (telephone conferencing).**

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5343 as amended

BY Flaherty, Fox

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5504 (Attorney General)

BY Kennedy, Sullivan, Lewiss, Gallison, Coderre E

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CONSUMER ENFORCEMENT OF MOTOR VEHICLE WARRANTIES

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5548 as amended (Attorney General)

BY Rice, Gallison, Church, Jackson

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5887 (Attorney General)

BY Lally, Picard, Schadone, Palumbo

ENTITLED, AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (disclosure of level 2 and 3 sexual offenders).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5954

BY McNamara, Sullivan, Dennigan, Loughlin, Singleton

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5965 (Governor)

BY Long, Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT (amend several sections).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 6438 SUB A (by request)

BY McHugh, Lewiss

ENTITLED, AN ACT RELATING TO VOTING BY NONRESIDENT PROPERTY OWNERS IN THE TOWN OF WESTERLY (amend its Home Rule Charter)

Read and ordered to be placed on the Calendar

COMMITTEE ON LABOR

Senator Badeau, from the Committee on Labor, reports back, with recommendation of passage of the following measures:

Senate Bill No. 885

BY Senators Ruggiero, Goodwin

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- NARRAGANSETT BAY COMMISSION (sanitary and combined sewer systems from municipalities).

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

Also:

Senate Bill No. 1143 SUB A

BY Senators Badeau, Ruggiero, Paiva-Weed, McCaffrey, DaPonte

ENTITLED, AN ACT RELATING TO INSURANCE -- WORKERS' COMPENSATION INSURANCE FUND {LC3339/1/A}

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5759 SUB A as amended

BY Kilmartin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - SUNDAY BUSINESS

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5850

BY Moura

ENTITLED, AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS

BY Senators CONTRACTORS

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 measure:

Senate Bill No. 837 SUB A

BY Senator Alves

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- MOTOR CARRIERS OF PROPERTY (diesel fuel)

Read and ordered to be placed on the Calendar

Also:

COMMITTEE ON FINANCE

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

Senate Bill No. 872

BY Senators Breene, Algieri

ENTITLED, AN ACT AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES NOT TO EXCEED \$99,824,000 TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, ALTERATION, REPAIR, FURNISHING AND EQUIPPING OF SCHOOLS AND SCHOOL FACILITIES THROUGHOUT THE REGIONAL SCHOOL DISTRICT, SUCH PROJECT TO BE FINANCED IN TWO PHASES, THE SECOND PHASE NOT TO BE FINANCED BEFORE JUNE 1, 2007 AND SUBJECT TO THE CONDITIONS OF THIS ACT AS TO LEVELS OF STATE AID.

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1101 SUB A

BY Senators Gibbs, Blais, Breene

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (E-911)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5280 SUB A

BY Ginaitt, Anguilla, Gemma, Laroche, Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5775 SUB B (Lieutenant Governor)

BY Kennedy, Lewiss, Coderre E, Moura, Kilmartin

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

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5827

BY Costantino, Sullivan, Pacheco, Jackson, Church

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY

Read and ordered to be placed on the Calendar

RECESS

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate stands at recess at 4:35 o'clock P.M.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Thursday, June 9, 2005, at 4:14 o'clock P.M.

COMMUNICATION

The Honorable President presents the following communication:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION
STATE HOUSE**

June 8, 2005

Raymond T. Hoyas, Jr.
Secretary of the Senate
333 State House
Providence, RI 02903

Dear Secretary [Hoyas

This is to inform you that I will be out of state on Thursday, June 9, 2005, and, therefore, will not be present for the Senate session on that day.

Thank you for your assistance in this matter.

All best wishes.

Sincerely,
Paul W. Fogarty
Senator – District 23

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION
STATE HOUSE**

June 8, 2005

Honorable Joseph A. Montalbano
President of the Senate
318 State House
Providence, RI 02903

Dear Mr. President:

Please be advised that due to a prior commitment, I will be absent from the Senate session on Thursday, June 9, 2005. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,
Kevin A. Breene
SENATE MINORITY WHIP

Read and ordered to be placed on file.

GUESTS

Upon suggestion of Senator Blais and by unanimous consent, the Honorable President welcomes to the Chamber the Ponaganset High School Wind Ensemble, Winners of the 2005 National High School Band Competition, Band Director Daniel Coyne, Assistant Director Ian Shippee, Nicole Previte, Laura Bernstein, Margaret Fogarty, Alexandra Guernon, Holly Huston, Morgan Oexner, Christine Smith, Patricia Dahlquist, Anastasia Tridenti, Renee LeFebvre, Nicole Cappelli, Erin Feeley, Shire Feingold, Elias Jaffa, Caitlin Lanphear, Ashley Lefebvre, Jeannine Luther, Lillian McCormick, Sara Paquin, Alan Sousa, Megan Vallee, Tracy Schwartz, Richard DePalo, Nicole Monast, Brittney Coulombe, Danielle Gauvin, Brianna Sanchez, Nicholas Costigan, Jason Muccino, Lauren Sheffield, Ryan Whetstone, Michael Higgins, Daniel Fusco, Katherine Sherman, Matthew Gannon, Aaron Beltram, Joshua Dunn, Samuel Ejnes, Tyler Izzi, Benjamin Laramie, Amber Lesperance, Alicia Aubin, Ryan Carpentier, Daniel Shippee, Alex Schenck, Derek Dube, Katherine King, Mallory Bartell, Christopher Cappelli, Courtney Leja, Andrew Parrish, Domenic Ruggeri and Timothy Steere.

REPORTS OF COMMITTEES

COMMITTEE ON JUDICIARY

Senator McCaffrey, from the Committee on Judiciary, reports back, with recommendation that advice and Consent be given to the following appointment:

Appointment of **Patricia Martinez** of Pawtucket VICE Jay G. Lindgren, Jr. as Director of the Department of Children Youth and Families.

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

Read and ordered to be placed on the Calendar for Wednesday, June 15, 2005.

CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR THURSDAY, JUNE 9, 2005:

1 2005-S 668

BY Alves

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- PUBLIC CORPORATION DEBT MANAGEMENT

Committee on Finance recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 15, 2005.

2 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 Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, June 15, 2005.

3 2005-S 46

BY Paiva-Weed

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

Committee on Government Oversight recommends passage.

Senator Paiva Weed moves passage, seconded by Senator Perry.

Senator Paiva Weed, seconded by Senators Lenihan and Polisena, offers the following written motion to amend.

FLOOR AMENDMENT

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

Mr. President:

I hereby move to amend 2005 -- S 46, entitled "AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - CODE OF ETHICS", as follows:

(1) On page 3, line 31, by inserting the following language after the word "associate": "(as defined in section 36-14-2(3))".

(2) On page 3, line 31, by inserting a open parentheses before the word "as".

(3) On page 3, line 32, by inserting a closed parentheses after the numeral "2".

Respectfully submitted,

SENATOR PAIVA WEED

The motion to amend prevails 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, Badeau, Bates, Blais, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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

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

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

Mr. President:

I hereby move to amend 2005 -- S 46, entitled "AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - CODE OF ETHICS", as follows:

1. On page 3, line 10, by adding after the word "to" the language "the governor, the secretary of state and".

2. On page 3, line 11, by deleting the language "to the secretary of state and to the governor".

Respectfully submitted,

SENATOR LEVESQUE

The motion to amend prevails 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, Badeau, Bates, Blais, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Paiva Weed moves passage of the act, as amended, seconded by Senator Perry.

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, Badeau, Bates, Blais, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2005-S 1086 SUB A as amended

BY Lenihan

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Lenihan moves passage, seconded by Senators Metts, Paiva Weed, Sosnowski, Gallo, Roberts, Algieri, Blais, McCaffrey, Levesque, Felag, and many others.

Senators Metts and Levesque discuss the act.

Senator Lenihan seconded by Senators Metts, Blais, Levesque, offers the following written motion to amend.

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

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- S 1086 SUBSTITUTE A, AS AMENDED entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

- (1) On page 1, line 4, by deleting the word "exists" and inserting in lieu thereof the word "exist".
- (2) On page 4, line 23, by deleting the word "finds" and insert the word "funds".
- (3) On page 5, line 31, by inserting the words "advice and" before the words "consent".
- (4) On page 11, line 25, by deleting the word "board", and inserting in lieu thereof the word "committee".
- (5) On page 13, line 17, by deleting the numeral "38-1" and inserting in lieu thereof the numerals "38-2".

Respectfully submitted,
SENATOR LENIHAN

The motion to amend prevails 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lenihan moves passage of the act, as amended, seconded by Senators Metts, Blais, Levesque, and many others.

Senators Gibbs and Lenihan 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5 2005-S 1087 SUB A

BY Gallo

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS --
EDUCATION**

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

Senator Gallo moves passage, seconded by Senators Lenihan, Sosnowski, Perry, Levesque, Algieri and many others.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

6 2005-S 1088 SUB A as amended**BY Lenihan****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

Senator Lenihan moves passage, seconded by Senators Metts, Bates, Blais, Algieri, Perry, and Levesque.

Senator Lenihan seconded by Senators Gibbs, Blais and Metts, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. President:

I hereby move to amend 2005 -- S 1088 SUBSTITUTE A, As Amended entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 1, lines 10 through 13, by deleting the language after the word "incorporation" beginning with the words "The two" and ending with the word "banking." on line 13 and replacing it with the following language:

"The other two (2) members of the board shall be members of the general public qualified by training or experience in the fields of finance or banking, appointed by the governor with the advice and consent of the senate. In appointing public members pursuant to this section, the governor shall solicit and give due consideration to the recommendations of the general treasurer with respect thereto."

(2) On page 9, line 34, by deleting the word "general".

(3) On page 10, line 1, by deleting the words "treasurer" and inserting in lieu thereof the word "governor".

(4) On page 10, line 2, by deleting the words "general treasurer" and inserting in lieu thereof the word "governor".

Respectfully submitted,
SENATOR LENIHAN

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, Badeau, Bates, Blais, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Roberts, Ruggerio Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lenihan moves passage of the act, as amended, seconded by Senators Gibbs, Blais, Metts and Algieri.

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

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

NAYS- 0:

7 2005-S 1089 SUB A

BY Sosnowski

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Sosnowski moves passage, seconded by Senators Polisena, Paiva Weed, Damiani, Algieri, Lenihan, Roberts and Felag.

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

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

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- S 1089 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 3, line 8, by inserting the following language after the semi-colon ";": "the executive director of the Rhode Island League of Cities and Towns or his or her designee, who shall serve as a nonvoting member of the subcommittee; the chairperson of the Rhode Island Agricultural Council or his or her designee, who shall serve as a nonvoting member of the subcommittee;".

(2) On page 3, line 14, by deleting the word and numeral "four (4)" and inserting in lieu thereof the word and numeral "two (2)".

(3) On page 3, line 17, by deleting the comma "," after the word "trust" and inserting in place thereof a period ".".

(4) On page 3, lines 17 through 21, by deleting the following language: "one of whom shall be the executive director of the Rhode Island League of Cities and Towns or his or her designee, and one of whom shall be the chairperson of the Rhode

Island Agricultural Council or his or her designee. The executive director of the Rhode Island League of Cities and Towns and the chairperson of the Rhode Island Agricultural Council and/or their designees shall serve as nonvoting members of the subcommittee."

Respectfully submitted,
SENATOR SOSNOWSKI

The motion to amend prevails 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Sosnowski moves passage of the act, as amended, seconded by Senators Polisena, Damiani, Roberts, Felag and Algieri.

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

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

NAYS- 0:

8 2005-S 1090

BY Sheehan

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Committee on Government Oversight recommends passage.

Senator Sheehan moves passage, seconded by Senators Cote and Roberts.

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 1091 SUB A**BY Connors****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

Senator Connors moves passage, seconded by Senators Ciccone and Levesque.

Senator Connors seconded by Senators Lenihan, Ciccone, Damiani and Felag, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. President:

I hereby move to amend 2005 -- S 1091 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 1, line 8, by deleting the words and punctuation, "the president of the R.I. Police Chiefs Association,".

(2) On page 1, line 8, by deleting the word and numeral "two (2)" and inserting in lieu thereof the word and numeral "three (3)".

(3) On page 1, line 9, by inserting the following sentence after the period ".".

"In appointing public members pursuant to this section, the governor shall solicit and give due consideration to the recommendations of the president of the Rhode Island Police Chiefs Association with respect thereto."

Respectfully submitted,
SENATOR CONNORS

The motion to amend prevails 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Connors seconded by Senators Pichardo and Ciccone, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. President:

I hereby move to amend 2005 -- S 1091, SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 13, line 29, by deleting the word and number "seven (7)" and inserting in place thereof the word and number "eight (8)".

(2) On page 13, line 29, by deleting the word and number "six (6)" and inserting in place thereof the word and number "seven (7)".

(4) On page 14, line 4, by inserting after the word "community" the language "and the Rhode Island League of Cities and Towns".

Respectfully submitted,
SENATOR CONNORS

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Connors moves passage of the act, as amended, seconded by Senators Ciccone, Polisen, Damiani and Felag.

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

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

NAYS- 0:

10 2005-S 1092 SUB A as amended

BY Roberts

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Roberts moves passage, seconded by Senators Sosnowski, Raptakis and others.

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

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

NAYS- 0:

11 2005-H 5816 SUB B

BY Coderre E

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Sosnowski moves passage, seconded by Senator Polisena.

Senator Sosnowski seconded by Senator Polisena, offers the following written motion to amend.

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

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- H 5816 SUBSTITUTE B, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

1. On page 3, line 8, by inserting after the word and punctuation "college;" the following language:

"the executive director of the Rhode Island League of Cities and Towns or his or her designee, who shall serve as a nonvoting member of the subcommittee; the chairperson of the Rhode Island Agricultural Council or his or her designee, who shall serve as a nonvoting member of the subcommittee;"

2. On page 3, line 14, by deleting the word and numeral "four (4)" and inserting in place thereof the word and numeral "two (2)".

3. On page 3, line 17, by deleting the comma "," after the word "trust" and inserting in place thereof a period ".".

4. On page 3, line 17, by deleting the language "one of whom shall be the executive director of the Rhode Island League of Cities" following the language "trust,".

5. On page 3, lines 18, 19 and 20, inclusive, by deleting all language appearing thereon.

6. On page 3, line 21 by deleting the language "designees shall serve as nonvoting members of the subcommittee."

Respectfully submitted,
 SENATOR SOSNOWSKI

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Sosnowski moves passage of the act, as amended, seconded by Senator Polisen.

The act is read and passed, by unanimous consent, as amended, 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Pichardo, Polisen, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2005-H 5819 SUB B as amended
BY Coderre E
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Lenihan moves passage, seconded by Senator Metts.

Senator Lenihan seconded by Senator Metts, offers the following written motion to amend.

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

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- H 5819 SUBSTITUTE B, As Amended entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 1, line 10, by deleting the language "The two" following the deleted word "incorporation".

(2) On page 1, lines 11 and 12 inclusive by deleting all language thereon.

(3) On page 1, line 13, by deleting the language "or experience in the fields of finance or banking." preceding the language "The designee" and inserting in place thereof the following language:

"The other two (2) members of the board shall be members of the general public qualified by training or experience in the fields of finance or banking, appointed by the governor with the advice and consent of the senate. In appointing public members pursuant to this section, the governor shall solicit and give due consideration of the recommendations of the general treasurer with respect thereto."

(4) On page 9, line 34, by deleting the word "general".

(5) On page 10, line 1, by deleting the word "treasurer", and inserting in place thereof the word "governor".

(6) On page 10, line 2, by deleting the language "general treasurer", and inserting in place thereof the word "governor".

Respectfully submitted,
SENATOR LENIHAN

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lenihan moves passage of the act, as amended, seconded by Senator Metts.

Senator Sheehan discusses the act.

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

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

NAYS- 0:

13 2005-H 6164 SUB B

BY Coderre E

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Committee on Government Oversight recommends indefinite postponement of the original

bill and the Substitute A and passage of Substitute B.

Senator Lenihan moves passage, seconded by Senators Metts and Sheehan.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

14 2005-H 6171 SUB B as amended

BY Coderre E

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

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

Senator Lenihan moves passage, seconded by Senators Metts, Felag and Sheehan.

Senator Lenihan seconded by Senators Metts, Felag, Sheehan, offers the following written motion to amend.

FLOOR AMENDMENT

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- H 6171 SUBSTITUTE B, As Amended entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

- (1) On page 1, line 4, delete the word "exists" and insert in lieu thereof the word "exist".
- (2) On page 4, line 23, delete the word "fnds" and insert in lieu thereof the word "funds".
- (3) On page 5, line 31, insert the words "advice and" before the word "consent".
- (4) On page 11, line 25, delete the word "board" and insert in lieu thereof the word "committee".
- (5) On page 13, line 17, delete the numerals "38-1" and insert in lieu thereof the numerals "38-2".

Respectfully submitted,
SENATOR LENIHAN

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lenihan moves passage of the act, as amended, seconded by Senators Metts, Felag and Sheehan.

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

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

NAYS- 0:

15 2005-H 6172 SUB B as amended

BY Coderre E

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD

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

Senator Lenihan moves passage, seconded by Senators Sosnowski and Felag.

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

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

NAYS- 0:

FROM THE DESK

Upon suggestion of Senator Paiva Weed, and without objection, the following Act is removed from the desk and ordered to be transmitted to the House of Representatives:

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

Read and ordered to be transmitted to the House of Representatives.

CALENDAR

16 2005-H 6206 SUB A**BY Crowley****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS --
EDUCATION**

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

Senator Gallo moves passage, seconded by Senator Walaska and others.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

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

NAYS- 0:

17 2005-H 6217 SUB B**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

Senator Connors moves passage, seconded by Senator Levesque.

Senator Connors seconded by Senators Pichardo and Levesque, offers the following written motion to amend.

FLOOR AMENDMENT**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. President:

I hereby move to amend 2005 -- H 6217 SUBSTITUTE B, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 1, line 8, delete the words and punctuation, "the president of the R.I. Police Chiefs Association,".

(2) On page 1, line 8, by deleting the word and numeral "two (2)" and inserting in lieu thereof the word and numeral "three (3)".

(3) On page 1, line 9, by inserting the following sentence after the period "."

"In appointing public members pursuant to this section, the governor shall solicit and give due consideration to the recommendations of the president of the Rhode Island Police Chiefs Association with respect thereto."

Respectfully submitted,
SENATOR CONNORS

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

NAYS- 0:

Senator Connors seconded by Senators Pichardo and Levesque, offers the following written motion to amend.

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

AN ACT RELATING TO SEPARATION OF POWERS

Mr. President:

I hereby move to amend 2005 -- H 6217 SUBSTITUTE B, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 13, line 29, by deleting the word and number "seven (7)" and inserting in place thereof the word and number "eight (8)".

(2) On page 13, line 29, by deleting the word and number "six (6)" and inserting in place thereof the word and number "seven (7)".

(4) On page 14, line 4, by inserting after the word "community" the language "and the Rhode Island League of Cities and Towns".

Respectfully submitted,
SENATOR CONNORS

Senators Levesque, Felag and Connors discuss the amendment.

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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Connors moves passage of the act, as amended, seconded by Senators Levesque and Felag.

Senator Lenihan discusses the act.

The act is read and passed, by unanimous consent, as amended, 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2005-H 6369 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO LEAD HAZARD REDUCTION

Committee on Health & Human Services 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 Wednesday, June 15, 2005.

FROM THE DESK

Upon suggestion of Senator Ruggerio, and without objection, the following Acts are removed from the desk and ordered to be placed on the Calendar in order for Wednesday, June 15, 2005:

House Bill No. 5994

BY Rose, Dennigan, Savage, Melo

ENTITLED, AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLY

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5876 SUB A (Business Regulation)

BY Savage, Ehrhardt, Moffitt, Long, Singleton

ENTITLED, AN ACT RELATING TO INSURANCE (late payment of premium)

Read and ordered to be placed on the Calendar

NEW BUSINESS

Senate Resolution No. 1158**BY** Senators Gibbs, Perry, Blais, Bates, Roberts**ENTITLED**, SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO LEGALIZE MEDICAL MARIJUANA.

Senator Gibbs requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gibbs moves passage, seconded by Senator Polisena, Goodwin, Perry, Pichardo, Metts and many others.

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

Also:

Senate Resolution No. 1159**BY** Senators DaPonte, Paiva-Weed, Alves**ENTITLED**, SENATE RESOLUTION PROCLAIMING JUNE 10, 2005 AS "DAY OF PORTUGAL" IN THE STATE OF RHODE ISLAND.

Senator DaPonte requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DaPonte moves passage, seconded by the entire Senate.

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

Also:

Senate Bill No. 1160**BY** Senators Tassoni, Walaska, Blais**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- HOUSING.

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

Also:

Senate Bill No. 1161**BY** Senators Walaska, Bates, Montalbano J, Goodwin, Levesque C**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES.

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

Also:

Senate Bill No. 1162

BY Senators Sosnowski, Ruggerio, Montalbano J, Walaska, Tassoni
ENTITLED, AN ACT RELATING TO MERCURY REDUCTION AND EDUCATION.

Read and referred to the Senate Committee on Environment and Agriculture

Also:

Senate Bill No. 1163

BY Senator Paiva-Weed
ENTITLED, AN ACT RELATING TO THE TOWN OF JAMESTOWN.

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

Also:

Senate Bill No. 1164

BY Senator Felag
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS - TOWN OF WARREN.

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6252

BY Mumford, Savage
ENTITLED, AN ACT RELATING TO TAXATION - TOWN OF SCITUATE.

Without objection, read and ordered to be placed on the desk.

CONGRATULATIONS

Senator Levesque extends congratulations to Senate Majority Leader Paiva Weed for being selected as the 2005 recipient of the Florence K. Murray Award. The Murray Award is presented to a person who by example or otherwise has influenced woman to pursue legal careers, opened doors for woman attorneys, or advanced opportunities for woman within the legal profession. The Selection Committee was unanimous in the Leader's selection.

The entire Senate joins in extending congratulations to Senator Paiva Weed on receiving this very special award.

RECONSIDERATION

Upon suggestion of Senator Lenihan, seconded by Senator Blais, and without objection, the following act is reconsidered by the Senate, upon a voice vote, and ordered to be placed on the Calendar for Wednesday, June 15, 2005:

Senate Bill No. 1091 SUB A as amended

BY Senators Connors, DaPonte, Perry, McCaffrey, Polisena

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

Read and ordered to be placed on the Calendar.

RECONSIDERATION

Upon suggestion of Senator Lenihan, seconded by Senator Blais, and without objection, the following act is reconsidered by the Senate, upon a voice vote, and ordered to be placed on the Calendar for Wednesday, June 15, 2005:

House Bill No. 6217 SUB B as amended

BY Coderre E, Lima, Kilmartin, Jackson, Crowley

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

Read and ordered to be placed on the Calendar.

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. 227 SUB A

BY Senators Perry, Goodwin, Pichardo, Roberts

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- EXEMPTING FROM TAXATION PROPERTY OF THE PROVIDENCE, RHODE ISLAND YOUNG MEN'S CHRISTIAN ASSOCIATION (would exempt from taxation all real, personal and mixed property of the Providence, Rhode Island YMCA)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 231 SUB A

BY Senators McCaffrey, Walaska, Alves, Ruggerio

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PUBLIC ACCOUNTANCY (make changes in the law regulating public accountants)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5027 SUB B (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)

Read and ordered to be placed on the Calendar

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)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5777 SUB A

BY Gallison, Ucci, Moran, Malik, Rice

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES PRACTICES
(exempt prepaid wireless telephone service from the requirements associated with gift certificates)

Read and ordered to be placed on the Calendar

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

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

Senate Bill No. 1152

BY Senators Sosnowski, Blais, Breene

ENTITLED, AN ACT RELATING TO THE PERMANENT JOINT COMMITTEE ON WATER RESOURCES (would increase the membership of the joint committee on water resources from 7 to 8 members).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5911 SUB A as amended

BY Ginaitt, Handy, Long

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY REDUCTION AND EDUCATION ACT (require manufacturers of motor vehicles sold in RI establish a collected program for mercury switches)

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. 269 SUB A

BY Senators Breene, Blais, Gibbs

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- EQUIPMENT AND ACCESSORIES GENERALLY (school buses be equipped with an epinephrine pen/staff be trained)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1134 SUB A as amended

BY Senators Roberts, Perry, Tassoni, Paiva-Weed, Gibbs

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITY QUALITY MONITORING AND EARLY INTERVENTION FOR RESIDENT

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1135 SUB A (Lieutenant Governor)

BY Senators Perry, Goodwin, Fogarty P, Polisena, Tassoni

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITY QUALITY IMPROVEMENT

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1136 SUB A

BY Senators Gibbs, Blais, Roberts, Tassoni, Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITY LICENSURE

Read and ordered to be placed on the Calendar

Also:

Senate Resolution No. 1138 SUB A as amended

BY Senators Paiva-Weed, Alves, Roberts, Tassoni, Perry

ENTITLED, JOINT RESOLUTION REQUESTING A COMPREHENSIVE ASSESSMENT OF LONG-TERM CARE SERVICE NEEDS AND FINANCING OPTIONS IN RHODE ISLAND PURSUANT TO AN ACT RELATING TO HEALTH AND SAFETY -- LONG-TERM CARE REFORM ACT OF 2005

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5228 SUB B

BY Naughton, Costantino, Slater

ENTITLED, AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES
{LC958/1/B}

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5512 SUB A

BY Dennigan, Slater, Anguilla, Rose

ENTITLED, AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE
COVERAGE (change amount of time a health insurance carrier may not provide coverage in the
individual market after the carrier elects to discontinue coverage)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5563 SUB A

BY McNamara, Ginaitt, Crowley, Handy, Singleton

ENTITLED, AN ACT RELATING TO EDUCATION (decrease obesity & improve health & wellness
of students)

Read and ordered to be placed on the Calendar

TRANSMITTAL

By unanimous consent, some 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 5:19 o'clock
P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR MICHAEL J. DAMIANI

Help us to acknowledge our dependence on You, Lord. Instill in us Your Truth so that we may be true public servants to the people of our State. Amen.

Appendix

CALENDAR

IN ORDER FOR TUESDAY, JUNE 14, 2005:

1 2005-S 490 SUB A**BY Alves****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PUBLIC ACCOUNTANCY

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

2 2005-S 872**BY Breene****ENTITLED,** AN ACT AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES NOT TO EXCEED \$99,824,000 TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, ALTERATION, REPAIR, FURNISHING AND EQUIPPING OF SCHOOLS AND SCHOOL FACILITIES THROUGHOUT THE REGIONAL SCHOOL DISTRICT, SUCH PROJECT TO BE FINANCED IN TWO PHASES, THE SECOND PHASE NOT TO BE FINANCED BEFORE JUNE 1, 2007 AND SUBJECT TO THE CONDITIONS OF THIS ACT AS TO LEVELS OF STATE AID

Committee on Finance recommends passage.

3 2005-S 1101 SUB A**BY Gibbs****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

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

4 2005-S 837 SUB A**BY Alves****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
MOTOR CARRIERS OF PROPERTY

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

5 2005-S 720**BY Lenihan****ENTITLED, AN ACT RELATING TO CAUSES OF ACTION**

Committee on Judiciary recommends passage.

6 2005-S 855 SUB A**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- AUTHORIZING PROVIDERS TO NEGOTIATE JOINTLY WITH THE DEPARTMENTS OF HUMAN SERVICES AND CHILDREN YOUTH AND FAMILIES**

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

7 2005-S 1143 SUB A**BY Badeau****ENTITLED, AN ACT RELATING TO INSURANCE -- WORKERS' COMPENSATION INSURANCE FUND**

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

8 2005-H 5280 SUB A**BY Ginaitt****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES**

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

9 2005-H 5333 as amended**BY Kilmartin****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS**

Committee on Judiciary recommends passage as amended in concurrence.

10 2005-H 5343 as amended**BY Flaherty****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION**

Committee on Judiciary recommends passage as amended in concurrence.

11 2005-H 5504**BY Kennedy****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
CONSUMER ENFORCEMENT OF MOTOR VEHICLE
WARRANTIES

Committee on Judiciary recommends passage in concurrence.

12 2005-H 5548 as amended**BY Rice****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE

Committee on Judiciary recommends passage as amended in concurrence.

13 2005-H 5759 SUB A as amended**BY Kilmartin****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
SUNDAY BUSINESSCommittee on Labor recommends indefinite postponement of the original bill and
passage of Substitute A as amended in concurrence.**14 2005-H 5775 SUB B****BY Kennedy****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ECONOMIC DEVELOPMENT CORPORATION -- SMALL
BUSINESS ADVOCATECommittee on Financial, Technology, Regulatory recommends indefinite postponement of
the original bill and the Substitute A and passage of Substitute B.**15 2005-H 5827****BY Costantino****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE
ELDERLY

Committee on Finance recommends passage in concurrence.

16 2005-H 5850**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY
CONTRACTORS

Committee on Labor recommends passage in concurrence.

17 2005-H 5887**BY Lally****ENTITLED,** AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

Committee on Judiciary recommends passage in concurrence.

18 2005-H 5954**BY McNamara****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

Committee on Judiciary recommends passage in concurrence.

19 2005-H 5965**BY Long****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT

Committee on Judiciary recommends passage in concurrence.

20 2005-H 6233 SUB A as amended**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT

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

21 2005-H 6438 SUB A**BY McHugh****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 concurrence.

IN ORDER FOR WEDNESDAY, JUNE 15, 2005:

- 1 Appointment of **Patricia Martinez** of Pawtucket VICE Jay G. Lindgren, Jr. as Director of the Department of Children Youth and Families.

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

2 2005-S 668**BY Alves****ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- PUBLIC CORPORATION DEBT MANAGEMENT**

Committee on Finance recommends passage.

3 2005-S 981**BY Ciccone****ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS**

Committee on Environment & Agriculture recommends passage.

4 2005-S 1091 SUB A as amended**BY Connors****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

5 2005-S 227 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- EXEMPTING FROM TAXATION PROPERTY OF THE PROVIDENCE, RHODE ISLAND YOUNG MEN'S CHRISTIAN ASSOCIATION**

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

6 2005-S 231 SUB A**BY McCaffrey****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PUBLIC ACCOUNTANCY**

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

7 2005-S 1152**BY Sosnowski****ENTITLED, AN ACT RELATING TO THE PERMANENT JOINT COMMITTEE ON WATER RESOURCES**

Committee on Environment & Agriculture recommends passage.

8 2005-S 269 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
EQUIPMENT AND ACCESSORIES GENERALLY

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

9 2005-S 1134 SUB A as amended**BY Roberts****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY QUALITY MONITORING AND EARLY INTERVENTION
FOR RESIDENT SAFETY

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

10 2005-S 1135 SUB A**BY Perry****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY QUALITY IMPROVEMENT

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

11 2005-S 1136 SUB A**BY Gibbs****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY LICENSURE

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

12 2005-S 1138 SUB A as amended**BY Paiva-Weed****ENTITLED,** JOINT RESOLUTION REQUESTING A COMPREHENSIVE
ASSESSMENT OF LONG-TERM CARE SERVICE NEEDS AND
FINANCING OPTIONS IN RHODE ISLAND PURSUANT TO AN
ACT RELATING TO HEALTH AND SAFETY -- LONG-TERM CARE
REFORM ACT OF 2005

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

13 2005-H 5027 SUB B**BY Kennedy****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES PRACTICES

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

14 2005-H 5228 SUB B**BY Naughton****ENTITLED,** AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES

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

15 2005-H 5412 SUB A as amended**BY Anguilla****ENTITLED,** AN ACT RELATING TO PUBLIC ACCOUNTANCY

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

16 2005-H 5512 SUB A**BY Dennigan****ENTITLED,** AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE

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

17 2005-H 5563 SUB A**BY McNamara****ENTITLED,** AN ACT RELATING TO EDUCATION

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

18 2005-H 5777 SUB A**BY Gallison****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES PRACTICES

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

19 2005-H 5876 SUB A**BY Savage****ENTITLED, AN ACT RELATING TO INSURANCE**

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

20 2005-H 5911 SUB A as amended**BY Ginaitt****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT**

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

21 2005-H 5994**BY Rose****ENTITLED, AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLY**

Ordered on the Calendar

22 2005-H 6217 SUB B as amended**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

23 2005-H 6369 SUB A**BY Lima****ENTITLED, AN ACT RELATING TO LEAD HAZARD REDUCTION**

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

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Thursday, June 9, 2005