

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 third day of January in the year of Our Lord two thousand and six.

Volume 133, No.34

Thursday, April 27, 2006

Thirty-fourth Legislative Day

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

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, 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, Polisenia, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senators Bates.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-third Legislative Day of the 2006 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communication:

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

April 26, 2006

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

Dear Mr. President:

Please be advised that I will be out of state attending a legislative conference on Thursday, April 27, 2006 and thus, will be absent from the Senate session. I would appreciate your recording my letter in the Appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,

David E. Bates
DEPUTY MINORITY LEADER

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**

April 26, 2006

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-64-8(d) of the Rhode Island General Laws, I have made the following appointment as Executive Director of the Economic Development Corporation:

Saul Kaplan of Providence

VICE
Michael McMahon

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

Sincerely,



Donald L. Carcieri
Governor

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7285 SUB A

BY Fox

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7708

BY Lewiss

ENTITLED, AN ACT RELATING TO CHARITABLE TRUSTS (increasing the maximum value of a charitable trust which may be terminated).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7937

BY Ajello

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE (join Timothy Scott Hay and Kendra Jane Dayton).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7672

BY Kilmartin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS (authorize the use of electronic communication or telephone communications as reasonable accommodation for a member of a public body who has a disability).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7254 SUB A

BY Carter, Scott

ENTITLED, AN ACT RELATING TO REAL ESTATE -- MUNICIPAL LIEN CERTIFICATES (require a closing agent of a real estate transaction to transfer any taxes due under any municipal lien certificate at the time of conveyance)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7588 (Attorney General)

BY Lally, Kilmartin, Carter, Corvese, Petrarca

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS (define open forum as a meeting to include the public/permit, but not require, members of a public body to respond to comments made by the public at an open forum).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6966

BY Ajello, Picard, Handy, Naughton, Diaz

ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT ACT

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7328

BY Slater, Dennigan, Williams, Diaz, Almeida

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- REDEVELOPMENT AGENCIES (add areas where hazardous materials exist to the definition of "blighted and substandard areas" for purposes of the Neighborhood Economic Development Act)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7035

BY Jacquard, San Bento, Schadone

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - LEVY AND SALE ON EXECUTION (grant an additional amount of money).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7522 (State Police)

BY Long

ENTITLED, AN ACT RELATING TO AGGRESSIVE DRIVING (add laned roadway to the definition of aggressive driving).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7596

BY Lewiss, Jackson, Scott

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- JUDICIAL REVIEW (outline various procedures regarding maintaining and obtaining the stenographic record of proceedings before the probate court).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7136 (Attorney General)

BY Church, Rice, Jackson, Moran

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - VICTIM'S RIGHTS (provide that when a defendant is released prior to final conviction, it would be the responsibility of the governmental entity, having final responsibility for the defendant's supervised custody, to give notice to the victim)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7947

BY Gallison

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Vanessa Amaral and Stephen F. Everett).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7158

BY Ajello, Anguilla

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE POWER OF ATTORNEY (technical changes to the health care power of attorney form so that it may be signed by two witnesses or one notary public).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6811

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

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES (unlawful certain modifications to computer settings, control of another's computer, and deceptive sales of software)

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7519 (State Police)

BY Savage, Long

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES (require vehicles to maintain reduced speed when authorized emergency vehicles are displaying flashing lights).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7591

BY Lewiss, Jackson, Scott, O'Neill, Lally

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- DIVISION OF REAL ESTATE -- CLAIMS AGAINST DECEDENTS ESTATES (require that fiduciaries file certificates of descent rather than the probate court).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7377

BY Lally, Shanley

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY (increase the fee for every returned writ when the defendant cannot be found by the sheriff or constable).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7526 (State Police)

BY Singleton, Long

ENTITLED, AN ACT RELATING TO COMPUTER CRIME (include the copying of data within the crime of computer theft and would provide specific criminal penalties for computer trespass).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7432 as amended**BY** Lima, Williamson, Coderre E, Dennigan, Handy**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES (restrict the use of radio frequency identification devices for the purpose of tracking the movement or identity of an employee, student or client).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7523 (State Police)**BY** Watson, Long**ENTITLED**, AN ACT RELATING TO COMMERCIAL TRANSACTION (add the violation of the laws of the United States as a violation of this section).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7533**BY** Lewiss, Kennedy, Corvese, Pacheco, Sullivan**ENTITLED**, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS (update the mail ballot laws).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7189**BY** Almeida, Williams, McNamara, Slater, Diaz**ENTITLED**, AN ACT RELATING TO EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION (delete references in the RI general laws which exempt the legislative branch of state government from compliance with provisions of equal opportunity and affirmative action).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 7674**BY** Church, Picard, Corvese, Pacheco, Schadone**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES (Internet Misrepresentation of Business Affiliation Act).

Received and referred to the Senate Committee on Judiciary

Also:

House Bill No. 6816 SUB A**BY** Gemma, Naughton, McNamara, Trillo**ENTITLED**, AN ACT RELATING TO HIGHWAYS -- ABANDONMENT BY TOWNS (allow the city of Warwick to sell abandoned highways or driftways 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. 7910**BY** Anguilla, Caprio D, Rice, Flaherty, Lally**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT (provide a mechanism by which sole proprietorships can convert into a limited liability company).

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

Also:

House Bill No. 7705 (Business Regulation)**BY** Long, Moura, Schadone, Kennedy, Corvese**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLE BODY REPLACEMENT PARTS

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

Also:

House Bill No. 7927**BY** Sullivan, Murphy, Moffitt, Landroche, Williamson**ENTITLED**, AN ACT RELATING TO AN AMENDMENT OF CHAPTER 330 OF THE PUBLIC LAWS OF 1997**ENTITLED** "AN ACT TO CREATE A SEWER AUTHORITY FOR THE TOWN OF COVENTRY AND TO AUTHORIZE SAID TOWN TO PLAN, CONSTRUCT, FINANCE, OPERATE AND MAINTAIN SEWAGE WORKS"

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

Also:

House Bill No. 6973**BY** Pacheco, Mumford, Slater, Church**ENTITLED**, AN ACT RELATING TO CURATIVE SERVICES

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

Also:

House Bill No. 7160

BY Williams, Slater, Williamson, Giannini

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (create an American and Jamaican cultural exchange commission).

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

Also:

House Resolution No. 7166 SUB A

BY Dennigan, Malik, Lewiss, San Bento, Rose

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CURRENT STRENGTHS AND WEAKNESSES OF LIBRARY SERVICES IN THE STATE OF RHODE ISLAND

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

Also:

House Bill No. 7161

BY Williams, Slater, Williamson, Giannini

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (create an American and Panamanian cultural exchange commission).

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

Also:

House Bill No. 7162

BY Williams, Slater, Williamson, Giannini

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (create an American and Haitian cultural exchange commission).

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

Also:

House Bill No. 6967

BY Fox

ENTITLED, AN ACT RELATING TO PARKING FACILITIES AND PRIVILEGES.

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

Also:

House Bill No. 6968

BY McNamara, Naughton, Ginaitt

ENTITLED, AN ACT RELATING TO SCHOOL COMMITTEES AND SUPERINTENDENTS (place guidelines on the sale of sweetened beverages in schools and would also promote nutritional and healthy choices)

Received and referred to the Senate Committee on Education

Also:

House Bill No. 7226

BY Naughton, Slater, Pacheco, Gallison, Williams

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS (protective services program for severely impaired persons).

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

Also:

House Bill No. 7305 SUB A

BY San Bento, Gallison, Lewiss

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LICENSING AND MONITORING OF CHILD CARE PROVIDERS (permit child day care programs to operate in an elementary or secondary school without the necessity of a separate fire, building, or radon inspection certificate)

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

Also:

House Bill No. 6903

BY Giannini

ENTITLED, AN ACT RELATING TO ABUSED AND NEGLECTED CHILDREN (institute a collaborative statewide initiative for the education and prevention of shaken baby syndrome)

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

Also:

House Bill No. 7311 SUB A

BY Ginaitt

ENTITLED, AN ACT RELATING TO NURSES (provide global signature authority to nurse practitioners and clinical nurse specialists)

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

Also:

House Bill No. 7956**BY** Coderre E, Kilmartin, San Bento, Rose, Dennigan**ENTITLED**, AN ACT RELATING TO TAXATION -- PAWTUCKET

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7752**BY** Sullivan, O'Neill**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - COMMUNITY ANTENNA TELEVISION SYSTEMS (provide a tenant in a multiple dwelling unit the right to select a provider of cable television, telephone, telecommunications or information service without any limitations imposed by a landlord).

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

Also:

House Bill No. 7180**BY** Picard**ENTITLED**, AN ACT RELATING TO INSURANCE - FEDERAL RIOT REINSURANCE REIMBURSEMENT FUND (dwelling coverage).

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

Also:

House Bill No. 6837**BY** Kennedy, Lewiss**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS (provide that certain overdraft restrictions be eliminated from the statutory framework allowing credit unions to offer demand deposits)

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

Also:

House Bill No. 7353**BY** Kennedy, Lewiss, San Bento**ENTITLED**, AN ACT RELATING TO INSURANCE (allow for a safe driver point system based on either a flat dollar rate or a percentage rate for motor vehicle accidents and/or motor vehicle convictions).

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

Also:

House Bill No. 7975

BY Coderre E

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS.

Received and referred to the Senate Committee on Government Oversight

Also:

House Bill No. 7175 SUB A

BY Coderre E, Crowley, Gallison, Anguilla

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- EAST BAY ECONOMIC INITIATIVE

Received and referred to the Senate Committee on Government Oversight

Also:

House Bill No. 6752 as amended

BY Coderre E, Crowley, Kilmartin, Davey, Naughton

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

Received and referred to the Senate Committee on Government Oversight

Also:

House Bill No. 6732

BY Moura, Palumbo, Faria, Rice, Lally

ENTITLED, AN ACT RELATING TO LABOR -- ARBITRATION (allow a labor arbitrator to consider the existence of past practice)

Received and referred to the Senate Committee on Labor

Also:

House Bill No. 7172

BY Diaz, Slater, Almeida

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PROFESSIONAL EMPLOYER ORGANIZATIONS ACT OF 2004 (mandate proof of workers' compensation coverage for either a PEO or a client and notification of cancellation)

Received and referred to the Senate Committee on Labor

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 Resolution No. 2965

BY Senators Connors, Goodwin

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY TRANSIT SERVICE IN THE STATE OF RHODE ISLAND.

Senator Connors requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Connors moves passage, seconded by Senator Goodwin.

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

Also:

Senate Bill No. 2013 SUB A

BY Senators Tassoni, Issa, Doyle, McBurney

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES (create a new RI motor vehicle registration plate for all active and retired members of the United States Reserve Forces of RI)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2082 SUB A

BY Senators Raptakis, Bates, Walaska, McCaffrey, Damiani

ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2486

BY Senators Metts, Pichardo, Goodwin, Perry, Levesque C

ENTITLED, AN ACT RELATING TO ELECTIONS (person who has lost the right to vote upon a felony conviction would have that right restored when that person is discharged from incarceration).

Read and ordered to be placed on the Calendar

COMMITTEE ON JUDICIARY

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

Senate Bill No. 2091

BY Senators Raptakis, Walaska, McCaffrey, Blais, Breene

ENTITLED, AN ACT RELATING TO OPEN MEETINGS (allow for limited discussion during public forum or public comment times without violation of the open meetings act.)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2180

BY Senators Walaska, Bates, Doyle, Gallo

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- OPERATORS' AND CHAUFFEURS' LICENSES

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2182

BY Senators McCaffrey, Polisena

ENTITLED, AN ACT RELATING TO CAUSES OF ACTION -- SURETY BONDS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2205

BY Senator Caprio F

ENTITLED, AN ACT COURTS AND CIVIL PROCEDURE - PROBATE COURT (make clear/no restrictions on a probate court's discretion in ordering the sale of real or personal property under the control of a temporary custodian appointed by the probate court).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2279

BY Senator Levesque C

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- JOINT TORTFEASOR RELEASES (simplify the settlement of complex, multi-party cases).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2440

BY Senators Blais, Breene

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the inclusion of any written statements by the victim including injuries sustained by the victim in pre-sentence reports)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2853

BY Senators Connors, Pichardo, DaPonte

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- LAW PRACTICE

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2860

BY Senator Paiva-Weed

ENTITLED, AN ACT RELATING TO ELECTIONS (seek to make ballots for blind, visually impaired and disabled voters easier to use).

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. 2646 SUB A

BY Senators Ruggiero, Doyle, McCaffrey, Felag, Ciccone

ENTITLED, AN ACT RELATING TO ELECTRICIANS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2660

BY Senators Ruggiero, Paiva-Weed, Goodwin, Ciccone, DaPonte

ENTITLED, AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY CONTRACTORS (increase fines, and would permit the Department of Labor and Training to fine violators of the prevailing wage law without court action)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2664

BY Senators Ruggerio, Doyle, Connors, Metts, Badeau

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MEDIATION (provide for the payment of certain costs pertaining to compulsory mediation.)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2665

BY Senators Ruggerio, Goodwin, Lanzi, McBurney, Connors

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MUNICIPAL EMPLOYEES' ARBITRATION.

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2666

BY Senators Ruggerio, Pichardo, Lanzi, Ciccone, Goodwin

ENTITLED, AN ACT RELATING TO LABOR - SCHOOL TEACHERS' ARBITRATION (the state would pay the total cost of compulsory mediation for school teachers.)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2667

BY Senators Ruggerio, McCaffrey, Goodwin, Damiani, Connors

ENTITLED, AN ACT RELATING TO LABOR -- ARBITRATION (consider the existence of past practice when the union contract contains a provision that preserves existing rights, benefits or practices between the parties)

Read and ordered to be placed on the Calendar.

COMMITTEE ON EDUCATION

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

Senate Bill No. 2085 SUB A

BY Senators Gallo, Walaska, Fogarty P, Levesque C, Issa

ENTITLED, AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF CHARTER PUBLIC SCHOOLS (description of a plan that would include measurable student academic goals)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2374

BY Senators Issa, Doyle

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY OF PUPILS.

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2496 (Elementary & Secondary Education)

BY Senator Blais

ENTITLED, AN ACT RELATING TO EDUCATION -- ADULT EDUCATION COMMISSION (repeal the chapter on the Adult Education Commission).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2697 (Governor)

BY Senators Blais, Gibbs

ENTITLED, AN ACT RELATING TO STATEWIDE SCIENCE CURRICULUM (add science to the statewide mathematics and English-language arts curricula to be selected and/or developed for K-12 education students).

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Bill No. 3035

BY Senators Paiva-Weed, Gibbs

ENTITLED, AN ACT RELATING TO TAXATION - NEWPORT SENIOR RESIDENT PROPERTY TAX SERVICES CREDIT PROGRAM.

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

Also:

Senate Bill No. 3036

BY Senator Montalbano J

ENTITLED, AN ACT RELATING TO AUTHORIZING THE SISTERS OF MERCY OF THE UNION IN THE UNITED STATES OF AMERICA, PROVINCE OF PROVIDENCE, INC. TO RECEIVE, TAKE, HOLD, TRANSMIT AND CONVEY REAL AND PERSONAL PROPERTY TO AN AMOUNT NOT TO EXCEED TWENTY MILLION DOLLARS (\$20,000,000).

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

Also:

Senate Bill No. 3037

BY Senators Fogarty P, Gallo, Tassoni, Ruggerio, Ciccone
ENTITLED, AN ACT RELATING TO CURATIVE SERVICES.

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

Also:

Senate Bill No. 3038

BY Senators Tassoni, Fogarty P, Cote
ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 218 OF THE PUBLIC LAWS OF 1993
ENTITLED "AN ACT RELATING TO THE TOWN OF NORTH SMITHFIELD TO CREATE THE
NORTH SMITHFIELD WATER AUTHORITY AND TO PROVIDE FOR ITS POWERS AND
DUTIES".

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

Also:

Senate Bill No. 3039

BY Senator Algieri
ENTITLED, AN ACT RELATING TO THE WESTERLY MUNICIPAL LAND TRUST.

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

Also:

Senate Bill No. 3040

BY Senators Fogarty P, Blais, Breene, Tassoni, Gallo
ENTITLED, AN ACT IN FURTHER AMENDMENT OF CHAPTER 109 OF THE PUBLIC LAWS
OF 1958
ENTITLED "AN ACT AUTHORIZING THE FORMATION OF A REGIONAL SCHOOL DISTRICT
EMBRACING THE TOWNS OF FOSTER AND GLOCESTER".

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

Also:

Senate Bill No. 3041

BY Senators Levesque C, Bates, Felag
ENTITLED, AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE
HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT
EXCEEDING \$5,000,000.

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

Also:

Senate Bill No. 3042

BY Senators Revens, McCaffrey, Walaska, Roberts, Raptakis

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A FIRE STATION IN THE POTOWOMUT SECTION OF THE CITY OF WARWICK.

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

Also:

Senate Bill No. 3043

BY Senators Revens, McCaffrey, Walaska, Roberts, Raptakis

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR OPEN SPACE PURPOSES.

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

Also:

Senate Bill No. 3044

BY Senators Revens, McCaffrey, Walaska, Roberts, Raptakis

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$3,500,000 FOR THE REPAIR AND RENOVATION OF PARKS AND RECREATIONAL FACILITIES.

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

Also:

Senate Resolution No. 3045

BY Senators Paiva-Weed, Montalbano J, Alves, Goodwin, Lenihan

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO EXAMINE ALL ASPECTS OF PUBLIC EDUCATION FUNDING AND ITS IMPACT UPON STATE AND LOCAL FINANCES AND TAXATION.

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

Also:

Senate Bill No. 3046

BY Senators DaPonte, Damiani

ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY -- NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS.

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

Also:

Senate Bill No. 3047

BY Senators Felag, Polisena, Damiani, Paiva-Weed, Sosnowski
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES.

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

Also:

Senate Resolution No. 3048

BY Senator Goodwin
ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$402,534 TO THE PROVIDENCE WATER SUPPLY BOARD.

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 3049

BY Senator Felag
ENTITLED, AN ACT RELATING TO TAXATION -- EXCISE ON MOTOR VEHICLES AND TRAILERS.

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 3050

BY Senators Paiva-Weed, Montalbano J, Alves, Lenihan, Felag
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY TAXES.

Read and referred to the Senate Committee on Finance

Also:

Senate Bill No. 3051

BY Senators Sosnowski, Lenihan, Paiva-Weed, McCaffrey, Walaska
ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY - COASTAL RESOURCES MANAGEMENT COUNCIL.

Read and referred to the Senate Committee on Government Oversight

Also:

Senate Bill No. 3052

BY Senator Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- HYDRANT TAMPERING.

Read and referred to the Senate Committee on Judiciary

Also:

Senate Bill No. 3053

BY Senators Sheehan, Lenihan, McCaffrey, Sosnowski, Ciccone

ENTITLED, AN ACT RELATING TO GENERAL POWERS.

Read and referred to the Senate Committee on Judiciary

Also:

Senate Bill No. 3054

BY Senators Ruggerio, Badeau, Ciccone, Lanzi, Tassoni

ENTITLED, AN ACT RELATING TO EDUCATION -- THE RHODE ISLAND INVESTMENT INITIATIVE.

Read and referred to the Senate Committee on Labor

Also:

Senate Bill No. 3055

BY Senator Metts

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE INTERDENOMINATIONAL UNITED CHURCH USHERS OF RHODE ISLAND, INC..

Placed on the Senate Consent Calendar

Also:

Senate Resolution No. 3056

BY Senator Sosnowski

ENTITLED, SENATE RESOLUTION HONORING HILDING AND JUDY MUNSON.

Placed on the Senate Consent Calendar

Also:

Senate Resolution No. 3057

BY Senators Levesque C, Bates, Felag

ENTITLED, SENATE RESOLUTION CONGRATULATING RICHARD RUGGIERO ON RECEIVING THE LA BELLA SICILIA SOCIETY'S "ITALIAN HERITAGE AWARD".

Senator Levesque requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Levesque moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3058

BY Senators Blais, Algieri

ENTITLED, SENATE RESOLUTION PROCLAIMING APRIL 27, 2006 AS "FACE OF PHARMACY DAY" IN THE STATE OF RHODE ISLAND.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

GUESTS

Upon suggestion of Senators Blais and Polisena and by unanimous consent, the Honorable President, welcomes to the Chamber in honor of "Face of Pharmacy Day" in the State of Rhode Island, Scott Lancellotta, Jeff Bratberg, Sandy Rosa, Kelly Orr, Nancy Tortolani, Jason Palana, Noemi-Ramos-DeSimone and Anzel Bio.

NEW BUSINESS

Senate Resolution No. 3059

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING MATTHEW ALEXANDER COLAVITA ON ATTAINING THE RANK OF EAGLE SCOUT.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3060**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING ERIC PETER LARRAT ON ATTAINING THE RANK OF EAGLE SCOUT.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3061**BY** Senators Gallo, Paiva-Weed, Sosnowski, Gibbs, Perry**ENTITLED**, SENATE RESOLUTION PROCLAIMING THE WEEK OF APRIL 22-29, 2006 AS THE "GENERAL FEDERATION OF WOMEN'S CLUBS VOLUNTEERS IN ACTION WEEK" IN THE STATE OF RHODE ISLAND.

Senator Gallo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Gallo moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 3062**BY** Senators Sheehan, Paiva-Weed, Lenihan, Walaska, Montalbano J**ENTITLED**, SENATE RESOLUTION HONORING MICHAEL MCMAHON.

Senator Sheehan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sheehan moves passage, seconded by the entire Senate.

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

Also:

Senate Bill No. 3063**BY** Senators Alves, Montalbano J, Paiva-Weed, Ruggerio, Roberts**ENTITLED**, AN ACT RELATING TO BIOTECHNOLOGY INVESTMENT TAX CREDIT.

Read and referred to the Senate Committee on Finance

CALENDAR**IN ORDER FOR THURSDAY, APRIL 27, 2006:****1 2006-S 2465****BY** Walaska**ENTITLED**, AN ACT RELATING TO HIGHWAYS -- ABANDONMENT BY TOWNS

Committee on Commerce, Housing & Municipal Government recommends passage.

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

2 2006-S 2042 SUB A as amended**BY** Cote**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

Senator Cote moves passage, seconded by Senators Paiva Weed, Fogarty, Lenihan, Roberts 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 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, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2006-S 2335 SUB A**BY** Tassoni**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS

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

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

4 2006-S 2456 as amended

BY McCaffrey

ENTITLED, AN ACT RELATING TO STATE BUILDING CODE

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

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

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

NAYS- 0:

5 2006-S 2131

BY Lanzi

**ENTITLED, AN ACT RELATING TO DISABLED AMERICAN VETERANS --
EDUCATIONAL BENEFITS**

Committee on Finance recommends passage.

Senator Lanzi moves passage, seconded by Senators Damiani, Badeau, Felag, Sheehan, Raptakis, Paiva Weed, and many others.

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

NAYS- 0:

6 2006-S 2525

BY Algieri

**ENTITLED, AN ACT RELATING TO MANAGEMENT AND DISPOSAL OF
PROPERTY**

Committee on Finance recommends passage.

Senator Algieri moves passage, seconded by Senator Gibbs.

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

NAYS- 0:

7 2006-S 2544

BY Gibbs

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- FAMILY INDEPENDENCE ACT

Committee on Finance recommends passage.

Senator Gibbs moves passage, seconded by Senators Blais, Breene, Metts, Pichardo, Alves, Ruggerio, Algieri, Damiani and Perry.

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

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

NAYS- 0

8 2006-S 2565

BY Algieri

ENTITLED, AN ACT RELATING TO AIRPORTS AND LANDING FIELDS

Committee on Finance recommends passage.

Senator Algieri moves passage, seconded by Senators Tassoni, Sosnowski, Blais, Breene, Gibbs and Damiani.

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

NAYS- 0:

9 2006-S 2961

BY Sheehan

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE RENOVATIONS, REMODELING, ADDITIONS, IMPROVEMENTS AND/OR RELATED EQUIPMENT FOR SCHOOLS AND TO ISSUE NOT MORE THAN \$21,500,000 BONDS AND NOTES THEREFOR

Committee on Finance recommends passage.

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

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2006-S 2993

BY Doyle

ENTITLED, AN ACT RELATING TO TAXATION -- PAWTUCKET

Committee on Finance recommends passage.

Senator Doyle moves passage, seconded by Senator McBurney.

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2006-S 2994

BY Doyle

ENTITLED, AN ACT RELATING TO TAXATION

Committee on Finance recommends passage.

Senator Doyle moves passage, seconded by Senators McBurney and Algieri.

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

NAYS- 0:

12 2006-S 2732 SUB A as amended

BY Bates

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- COUNCILS AND GOVERNING BODIES

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Tuesday, May 2, 2006

13 2006-S 2611

BY Gibbs

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - UNIFORM LAW ON PATERNITY

Committee on Health & Human Services recommends passage.

Senator Gibbs moves passage, seconded by Senators Perry, Blais, Algieri and Pichardo.

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gibbs, Goodwin, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sosnowski, Tassoni.

NAYS- 0:

14 2006-S 2606 SUB A

BY Polisena

ENTITLED, AN ACT RELATING TO NURSES AND PHYSICIAN ASSISTANTS

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

Senator Polisena moves passage, seconded by Senators Damiani, Metts, Perry, Felag, Sheehan, Roberts, Pichardo and Issa.

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2006-S 2384 SUB A

BY Alves

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DENTISTS AND DENTAL HYGIENISTS**

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

Senator Alves moves passage, seconded by Senators Gibbs, Perry, Goodwin, Paiva Weed, Algieri, Damiani, Polisena, Breene, Lenihan, Metts, Ciccone, Roberts, Gallo, Doyle, McBurney and many others.

Senators Perry, Roberts and Gibbs 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 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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

16 2006-S 2187

BY Perry

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT**

Committee on Judiciary recommends passage.

Senator Perry moves passage, seconded by Senators Roberts, McCaffrey, Doyle, Roberts, Pichardo, Damiani and many others.

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, Blais, Breene, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, 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 2006-S 2250

BY McCaffrey

ENTITLED, AN ACT RELATING TO SOVEREIGN IMMUNITY

Committee on Judiciary recommends passage.

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

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

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

2006 -- S 2250

AN ACT RELATING TO SOVEREIGN IMMUNITY

Mr. President:

I hereby move to amend 2006 -- S 2250, entitled "AN ACT RELATING TO SOVEREIGN IMMUNITY", as follows:

On page 3, line 20, by deleting the year "2005" and inserting in lieu thereof the year "2006".

Respectfully submitted,

SENATOR MCCAFFREY
LC001173/2

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

NAYS- 0:

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

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2006-S 2326

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - JAILS AND PRISONS

Committee on Judiciary recommends passage.

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

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, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

19 2006-S 2432

BY Gallo

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACTIONS AGAINST THE STATE ON HIGHWAY AND PUBLIC WORKS CONTRACTS

Committee on Judiciary recommends passage.

Senator Gallo moves passage, seconded by Senators Ciccone, Metts, Damiani and McCaffrey.

The act is read and passed, 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, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 2: Senators Blais and Breene.

20 2006-S 2637

BY Paiva-Weed

**ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CHILD CARE --
STATE SUBSIDIES**

Committee on Labor recommends passage.

Upon suggestion of Senator Ruggiero, and without objection, ordered to be placed on the Calendar for Wednesday, May 3, 2006.

TRANSMITTAL

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

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri the Senate adjourns at 4:48 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR WALTER S. FELAG, JR.

Lord, as we deliberate over the bills before us, grant us your wisdom and insight, and above all compassion. This we ask in your name. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, MAY 2, 2006:

1 2006-S 3055

BY Metts

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE INTERDENOMINATIONAL UNITED CHURCH USHERS OF RHODE ISLAND, INC.

Ordered to be placed on the Consent Calendar

2 2006-S 3056

BY Sosnowski

ENTITLED, SENATE RESOLUTION HONORING HILDING AND JUDY MUNSON

Ordered to be placed on the Consent Calendar

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MAY 2, 2006:****1 Reappointment of Kenneth Aurecchia of Johnston to the Board of Governors for Higher Education for a term expiring January 31, 2009.**

Committee on Education recommends that the Senate give its Advice and Consent to this reappointment.

2 Appointment of Kathrin P. Belliveau of Barrington VICE Anne Szostak (resigned) to the Board of Governors for Higher Education for a term expiring January 31, 2009.

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

3 Appointment of Sarah D. Courtemanche (Student Representative) of Pawtucket VICE Paula Arruda to the Board of Governors for Higher Education for a term expiring January 31, 2008.

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

4 Appointment of Dr. Joseph H. Hagan of Little Compton VICE Michael Schuster to the Board of Governors for Higher Education for a term expiring January 31, 2007.

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

5 Appointment of Brenda Dann-Messier of East Greenwich VICE Jose Gonzalez to the Board of Governors for Higher Education for a term expiring January 31, 2008.

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

6 Reappointment of Thomas J. Rockett, Ph.D. of East Greenwich to the Board of Governors for Higher Education for a term expiring January 31, 2009.

Committee on Education recommends that the Senate give its Advice and Consent to this reappointment.

7 Reappointment of Soloman A. Soloman of East Providence to the Board of Governors for Higher Education for a term expiring January 31, 2009..

Committee on Education recommends that the Senate give its Advice and Consent to this reappointment.

8 Appointment of Pamela Woodcock Pfeiffer, Esq. VICE Mr. Brian Burns as Clerk of the Rhode Island Supreme Court for a term expiring April 1, 2011.

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

9 2006-S 2732 SUB A as amended

BY Bates

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- COUNCILS AND GOVERNING BODIES

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

10 2006-S 2654 as amended

BY Ruggiero

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Committee on Government Oversight recommends passage as amended.

11 2006-S 2018

BY Bates

ENTITLED, AN ACT RELATING TO THE STATE AFFAIRS AND GOVERNMENT - STATE LOTTERY

Committee on Constitutional & Gaming Issues recommends passage.

12 2006-S 2457

BY McCaffrey

ENTITLED, AN ACT RELATING TO THE CITY OF WARWICK -- SEWER AUTHORITY

Committee on Commerce, Housing & Municipal Government recommends passage.

13 2006-S 2889

BY Lenihan

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

Committee on Commerce, Housing & Municipal Government recommends passage.

14 2006-S 2890**BY Lenihan****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ELECTION AND QUALIFICATION OF OFFICERS**

Committee on Commerce, Housing & Municipal Government recommends passage.

15 2006-S 2935**BY Connors****ENTITLED, AN ACT RELATING TO TAXATION**

Committee on Commerce, Housing & Municipal Government recommends passage.

16 2006-S 2937**BY Levesque C****ENTITLED, AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION**

Committee on Commerce, Housing & Municipal Government recommends passage.

17 2006-S 2047 as amended**BY Cote****ENTITLED, AN ACT RELATING TO HUNTING AND HUNTING SAFETY**

Committee on Environment & Agriculture recommends passage as amended.

18 2006-S 2048 SUB A**BY Sosnowski****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL**

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

19 2006-S 2498 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO ALTERNATIVE FUELS**

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

20 2006-S 2499 SUB A as amended**BY Sosnowski****ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY**

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

21 2006-S 2502 SUB A**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

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

IN ORDER FOR WEDNESDAY, MAY 3, 2006:**1 2006-S 2637****BY Paiva-Weed****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CHILD CARE -- STATE SUBSIDIES**

Committee on Labor recommends passage.

2 2006-S 2810 SUB A**BY McCaffrey****ENTITLED, AN ACT RELATING TO ELECTIONS -- CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING**

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

3 2006-S 2013 SUB A**BY Tassoni****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES**

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

4 2006-S 2082 SUB A**BY Raptakis****ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES**

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

5 2006-S 2486**BY Metts****ENTITLED, AN ACT RELATING TO ELECTIONS**

Committee on Constitutional & Gaming Issues recommends passage.

6 2006-S 2085 SUB A**BY Gallo****ENTITLED, AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF CHARTER PUBLIC SCHOOLS**

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

7 2006-S 2374**BY Issa****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY OF PUPILS**

Committee on Education recommends passage.

8 2006-S 2496**BY Blais****ENTITLED, AN ACT RELATING TO EDUCATION -- ADULT EDUCATION COMMISSION**

Committee on Education recommends passage.

9 2006-S 2697**BY Blais****ENTITLED, AN ACT RELATING TO STATEWIDE SCIENCE CURRICULUM**

Committee on Education recommends passage.

10 2006-S 2091**BY Raptakis****ENTITLED, AN ACT RELATING TO OPEN MEETINGS**

Committee on Judiciary recommends passage.

11 2006-S 2180**BY Walaska****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- OPERATORS' AND CHAUFFEURS' LICENSES**

Committee on Judiciary recommends passage.

12 2006-S 2182**BY McCaffrey****ENTITLED, AN ACT RELATING TO CAUSES OF ACTION -- SURETY BONDS**

Committee on Judiciary recommends passage.

13 2006-S 2205**BY Caprio F****ENTITLED, AN ACT COURTS AND CIVIL PROCEDURE - PROBATE COURT**

Committee on Judiciary recommends passage.

14 2006-S 2279**BY Levesque C****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
JOINT TORTFEASOR RELEASES**

Committee on Judiciary recommends passage.

15 2006-S 2440**BY Blais****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION**

Committee on Judiciary recommends passage.

16 2006-S 2853**BY Connors****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- LAW PRACTICE**

Committee on Judiciary recommends passage.

17 2006-S 2860**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO ELECTIONS**

Committee on Judiciary recommends passage.

18 2006-S 2646 SUB A**BY Ruggiero****ENTITLED, AN ACT RELATING TO ELECTRICIANS**

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

19 2006-S 2660**BY Ruggiero****ENTITLED, AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY
CONTRACTORS**

Committee on Labor recommends passage.

20 2006-S 2664

BY Ruggiero

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MEDIATION

Committee on Labor recommends passage.

21 2006-S 2665

BY Ruggiero

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MUNICIPAL EMPLOYEES' ARBITRATION

Committee on Labor recommends passage.

22 2006-S 2666

BY Ruggiero

ENTITLED, AN ACT RELATING TO LABOR - SCHOOL TEACHERS'
ARBITRATION

Committee on Labor recommends passage.

23 2006-S 2667

BY Ruggiero

ENTITLED, AN ACT RELATING TO LABOR -- ARBITRATION

Committee on Labor recommends passage.

RAYMOND T. HOYAS, JR.
Secretary of the Senate