

## 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.42

Wednesday, May 17, 2006

Forty-second Legislative Day

---

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:15 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, 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.

**ABSENT** – 1: Senator DaPonte.

### INVOCATION

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

(See Appendix for Invocation)

### PLEDGE OF ALLEGIANCE TO THE FLAG

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

### APPROVAL OF RECORD

The Senate Journal of the Forty-first Legislative Day of the 2006 proceedings is read in part.

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

**GUESTS**

Upon suggestion of Senators Sosnowski, Algiere, Paiva Weed, Tassoni, Issa, McBurney, Bates, Gibbs, Polisenia and Lanzi, and by unanimous consent, the Honorable President, welcomes to the Chamber many members of the Community Action Program from throughout Rhode Island.

**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:

**House Bill No. 7167 SUB A**

**BY** Moura, Long, Corvese, Schadone

**ENTITLED**, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES ( require insurance companies selling motor vehicle insurance within the state to conduct auto body labor rate surveys, under rules and regulations promulgated by the department of business regulation)

Read and ordered to be placed on the bottom of the Wednesday, May 24, 2006 Calendar.

Also:

**House Bill No. 7168**

**BY** Moura, Long, Corvese, Schadone

**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLE DAMAGE APPRAISERS (provide bold print notice that a consumer has the right to choose an auto repair facility, and that insurance agencies cannot interfere with that right).

Read and ordered to be placed on the bottom of the Wednesday, May 24, 2006 Calendar.

Also:

**House Bill No. 7169 as amended**

**BY** Moura, Long, Corvese, Schadone

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- AUTOMOBILE BODY REPAIR SHOPS (require automobile body repair shops to display a sign in a conspicuous place notifying consumers that insurance companies may not interfere with the consumer's choice of automobile repairer).

Read and ordered to be placed on the bottom of the Wednesday, May 24, 2006 Calendar.

Also:

**House Bill No. 7170 SUB A****BY** Moura, Long, Corvese, Schadone**ENTITLED**, AN ACT RELATING TO AUTOMOBILE BODY REPAIR SHOPS (require the licensing advisory board to establish minimum requirements for licensing of auto repair technicians)

Read and ordered to be placed on the bottom of the Wednesday, May 24, 2006 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. 2588 SUB A (Business Regulation)****BY** Senator Bates**ENTITLED**, AN ACT RELATING TO INSURANCE -- ERRORS AND OMISSIONS INSURANCE FOR RESIDENT PRODUCERS (require all resident insurance producers to obtain error and omission insurance)

Read and ordered to be placed on the Calendar

**NEW BUSINESS****Senate Resolution No. 3108****BY** Senators Fogarty P, Tassoni, Breene, Blais, Gallo**ENTITLED**, SENATE RESOLUTION NAMING THE POND LOCATED ON THE GROUNDS OF WALLUM LAKE ROD & GUN CLUB.

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

Also:

**Senate Resolution No. 3109****BY** Senator Sosnowski**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$3,000.00 TO PAY THE CLAIM OF DOMENIC J. PENTA, JR., 500 OLD BOSTON BECK ROAD, NARRAGANSETT, RI 02882.

Read and referred to the Senate Committee on Finance

Also:

**Senate Resolution No. 3110****BY** Senators Breene, Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING PATRICK MULCAHEY ON ATTAINING THE RANK OF EAGLE SCOUT.

Senator Breene requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Breene moves passage, seconded by Senator Blais.

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

Also:

**Senate Resolution No. 3111****BY** Senator Algieri**ENTITLED**, SENATE RESOLUTION CELEBRATING "NEIGHBOR DAY" ON MAY 21, 2006 IN THE STATE OF RHODE ISLAND AND MEMORIALIZING THE UNITED STATES CONGRESS TO ENACT SIMILAR LEGISLATION THROUGHOUT THE UNITED STATES.

Senator Algieri requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Algieri moves passage, seconded by the entire Senate.

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

**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, is read and passed, upon a voice vote:

**1 2006-H 8084****BY** Almeida**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF H. & S. REALTY CO., INC.

## CALENDAR

## IN ORDER FOR WEDNESDAY, MAY 17, 2006:

**1 2006-S 2997 as amended****BY Walaska****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
THE SCIENCE AND TECHNOLOGY ADVISORY COUNCIL**

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

Senator Walaska moves passage, seconded by Senators Sosnowski, Gibbs, Bates, Algieri, Roberts and many others.

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

**FLOOR AMENDMENT**

2006 -- S 2997 AS AMENDED

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE SCIENCE AND TECHNOLOGY ADVISORY  
COUNCIL

Mr. President:

I hereby move to amend 2006 -- S 2997 AS AMENDED, entitled "AN ACT RELATING TO STATE AFFAIRS  
AND GOVERNMENT -- THE SCIENCE AND TECHNOLOGY ADVISORY COUNCIL", as follows:

(1) On page 1, line 9, by deleting the word and number "two (2)" and inserting in place thereof the word "one".

(2) On page 1, line 10, by inserting after the punctuation mark ";" the following language:

"one of whom shall be appointed by the house minority leader;"

(3) On page 1, line 10, by deleting the language " and two (2)" and inserting in place thereof the word "one".

(4) On page 1, line 10, by inserting after the words "president of the senate" and before the punctuation mark "." the

following language:

"; and one of whom shall be appointed by the senate minority leader".

Respectfully submitted,  
SENATOR WALASKA  
LC02942/2The 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, Breene, Caprio, Ciccone, Cote, Damiani, 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 Walaska moves passage of the act, as amended, seconded by Senator Gibbs.

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, Bates, Blais, Breene, Caprio, Ciccone, Cote, Damiani, 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:

**2 2006-S 2510 SUB A**

**BY Blais**

**ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --  
INSPECTIONS OF DAMS AND RESERVOIRS**

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

Senator Blais moves passage, seconded by Senators Sosnowski, Breene, Polisena, Damiani, Algieri, Tassoni, Fogarty and Raptakis.

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

NAYS- 0:

**3 2006-S 2991 SUB A**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER  
POLLUTION**

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

Senator Paiva Weed moves passage, seconded by Senators Sosnowski, Damiani, Bates and Lenihan.

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

**F L O O R   A M E N D M E N T**

2006 -- S 2991 SUBSTITUTE A

AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

Mr. President:

I hereby move to amend 2006 -- S 2991 SUBSTITUTE A, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION", as follows:

(1) On page 1, line 9, by deleting the word "business" and inserting in place thereof the word "businesses".

(2) On page 3, line 7, by deleting the sentence that reads "this act shall take effect on June 1, ~~2006~~ 2007." following the phrase "SECTION 3." and replacing with the sentence: "This section and section 1 of this act shall take effect on June 1, 2006; Section 2 of this act shall take effect on June 1, 2007."

(3) On page 3, lines 23 and 24, by deleting the number "46-12-39" following the word "section" and replacing with the numbers "46-12-39.1"

(4) On page 4, lines 10 and 11, by deleting all of the language appearing on said lines.

Respectfully submitted,  
SENATOR SOSNOWSKI  
LC02890/2

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

NAYS- 0:

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

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

**FLOOR AMENDMENT**

2006 -- S 2991 SUBSTITUTE A

AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

Mr. President:

I hereby move to amend 2006 -- S 2991 SUBSTITUTE A, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION", as follows:

(1) On page 3, between lines 27 and 28, by inserting the following language:

"(c) Notwithstanding any inconsistent provision of law, the municipal court shall have concurrent jurisdiction with the district court to hear and adjudicate violations under this chapter."

(2) On page 4 by striking all of the language and numbers on lines 10 and 11.

Respectfully submitted,  
SENATOR SOSNOWSKI  
LC02890/3

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

NAYS- 0:

Senator Paiva Weed moves passage of the act, as amended, seconded by Senators Sosnowski and Damiani.

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 and 1 Senator abstaining as follows:

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

NAYS- 0:

ABSTAINED- 1: Montalbano

**4 2006-S 2772 SUB A as amended****BY Doyle****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TAXATION**



AND TOBACCO - DELIVERY AND SALE OF TOBACCO  
PRODUCTS

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

Upon suggestion of Senator Doyle, and without objection, ordered to be placed on the Calendar for Tuesday, May 23, 2006.

**5 2006-S 2534****BY Blais****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
STATE PURCHASES**

Committee on Finance recommends passage.

Upon suggestion of Senator Blais, and without objection, ordered to be placed on the Calendar for Wednesday, May 24, 2006.

**6 2006-S 2415 SUB A****BY Goodwin****ENTITLED, AN ACT RELATING TO LICENSING OF HEALTH CARE  
FACILITIES**

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

Upon suggestion of Senator Goodwin, and without objection, ordered to be placed on the Calendar for Wednesday, May 24, 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.

**FROM THE DESK****Senate Bill No. 2402** (Environmental Management)**BY** Senators Breene, Blais**ENTITLED, AN ACT RELATING TO THE DEPARTMENT OF ENVIRONMENTAL  
MANAGEMENT** (transfer jurisdiction of certain DEM violations from the district court to the jurisdiction of the traffic tribunal).

Upon suggestion of Senator Ruggerio, seconded by Senator Breene, and without objection, ordered to be placed on the Calendar for Wednesday, May 24, 2006.

**ANNOUNCEMENTS**

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

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 Levesque 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.

Senator Paiva Weed announces that the Senate will not meet on Thursday, May 18, 2006

**RECESS**

Upon suggestion of Senate Ruggerio, and by unanimous consent the Senate stands at recess at 4:40 o'clock P.M. until the call of the chair and that the desk shall remain open to receive new business.

**CALLED TO ORDER**

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, May 23, 2006, at 4:25 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. 8045**

**BY** Melo, Rose, Dennigan, Savage, Moura

**ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY -- NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS (name the future Washington Bridge Linear Park the "George Redman Linear Park.").

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

Also:

**House Bill No. 7257 SUB A**

**BY** Naughton, Slater, Handy, Ginaitt

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL (expand the solid waste beneficial use determination process to include the entire)

Received and referred to the Senate Committee on Environment and Agriculture

Also:

**House Bill No. 7018** as amended

**BY** Giannini, Moura, Gemma, McHugh, Petrarca

**ENTITLED**, AN ACT RELATING TO INSURANCE (authorize freedom of choice by a patient in the selection of orthotists and prosthetics).

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

Also:

**House Bill No. 7148** SUB A as amended

**BY** Rice, Church, Ajello, Lima

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS (Empowerment and Identity Theft Prevention Act)

Received and referred to the Senate Committee on Judiciary

## 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. 2083** SUB A

**BY** Senators Raptakis, Walaska, Bates, McCaffrey, Damiani

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (licensees under title 3)

Read and ordered to be placed on the Calendar

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 (name the future Washington Bridge Linear Park the "George Redman Linear Park.").

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:

**House Bill No. 6819** SUB A as amended

**BY** Gallison, Carter, Anguilla, Malik, Lewiss

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (no person shall operate/ moor for more than 14 days, a boat that has a permanently affixed sewage disposal facility other than any vessels for hire licensed by the U.S. Coast Guard to carry six or more/unless boat displays "no discharge certificate decal

Read and ordered to be placed on the Calendar

Also:

**House Bill No. 7791** SUB B

**BY** Long, Ehrhardt, Ginaitt

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

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 Resolution No. 2627** SUB A

**BY** Senators Perry, Goodwin, Paiva-Weed, Gallo, Alves

**ENTITLED**, SENATE RESOLUTION RESPECTFULLY URGING THE DEPARTMENT OF ADMINISTRATION TO USE ENVIRONMENTALLY-SAFE AND HEALTH-FRIENDLY CLEANING PRODUCTS IN STATE FACILITIES AND WORKPLACES ( establish minimum accessibility standards regarding fragrance-free, less-toxic, and low volatile organic compound cleaning product, pest control, and indoor air and environmental quality policies)

Read and ordered to be placed on the Consent Calendar

Also:

**Senate Bill No. 2330** SUB A

**BY** Senators Levesque C, Perry, Roberts, Gallo, Sosnowski

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR FAMILIES (public health access beneficiary employer report)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2619** SUB A (Business Regulation)

**BY** Senator Breene

**ENTITLED**, AN ACT RELATING TO NONPROFIT HOSPITAL ( eliminate the necessity of holding hearings on rates proposed for health insurance coverage.)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2760** SUB A

**BY** Senators Sosnowski, Lanzi, Perry, Paiva-Weed, Pichardo

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- SAFE PATIENT HANDLING LEGISLATION ( establish the "Safe Patient Handling Act of 2006" to promote the safe handling of patients in health care facilities)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2106** SUB A as amended

**BY** Senators Ciccone, Lanzi, Badeau, Ruggiero, Felag

**ENTITLED**, AN ACT RELATING TO INSURANCE

Read and ordered to be placed on the Calendar.

#### **COMMITTEE ON FINANCIAL SERVICES, TECHNOLOGY AND REGULATORY ISSUES**

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

**Senate Bill No. 2903** SUB A

**BY** Senators Walaska, Sosnowski, Paiva-Weed, Montalbano J, Lenihan

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (create Rhode Island Energy Resources Act)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2904** SUB A

**BY** Senators Sosnowski, Walaska, Sheehan, Paiva-Weed, Montalbano J

**ENTITLED**, AN ACT RELATING TO RENEWABLE ENERGY (guidelines and procedures)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2906** SUB A**BY** Senators Walaska, Sosnowski, Paiva-Weed, Tassoni, Montalbano J**ENTITLED**, AN ACT RELATING TO AFFORDABLE ENERGY (Affordable Energy Act)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2730** SUB A**BY** Senator Montalbano J**ENTITLED**, AN ACT RELATING TO EDUCATION - THE RHODE ISLAND PUBLIC TELECOMMUNICATIONS AUTHORITY ( transfer of public, education and government studios and equipment from private franchise holders to the Rhode Island public telecommunications authority)

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. 2163** SUB A (Attorney General)**BY** Senator Polisena**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2227** as amended**BY** Senators Perry, Goodwin, Gallo, Pichardo, Connors**ENTITLED**, AN ACT RELATING TO THE AMBER ALERT PROGRAM.

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2267** SUB A**BY** Senators Bates, Blais, Breene, Gibbs, Damiani**ENTITLED**, AN ACT RELATING TO PROPERTY - BY POSSESSION AND PRESCRIPTION ( increase the time period to acquire title to real property by adverse possession from ten years to twenty years)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2616**

**BY** Senators Blais, Breene

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- UNIFORM ANATOMICAL GIFT ACT ( medical examiner to provide to the federally designated organ procurement organization all information necessary to facilitate organ and tissue donations.)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2797** SUB A (by request)

**BY** Senator McCaffrey

**ENTITLED**, AN ACT RELATING TO ELECTIONS - CAMPAIGN EXPENDITURES (separate reporting requirements for expenditures on ballot questions from political campaigns)

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 2972**

**BY** Senator Revens

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - PUBLIC UTILITIES ( selling and obtaining of telephone records without the subscriber's consent a criminal offense).

Read and ordered to be placed on the Calendar

Also:

**Senate Bill No. 3071** as amended

**BY** Senators Montalbano J, McCaffrey, McBurney

**ENTITLED**, AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS (revisions to the Mechanics' Lien Law).

Read and ordered to be placed on the Calendar.

**ADJOURNMENT**

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:26 o'clock P.M.

RAYMOND T. HOYAS, JR.  
Secretary of the Senate

**Appendix**

**INVOCATION**

**SENATOR PAUL W. FOGARTY**

Lord, please bestow Your special blessings on all assembled in this chamber. Help us to always bear in mind that the people who have elected us to serve them have placed their trust in our capabilities; may we serve them well in the ways which You have taught us. Amen.



**Appendix**

**CONSENT CALENDAR**

**1 2006-S 2627 SUB A**

**BY Perry**

**ENTITLED,** SENATE RESOLUTION RESPECTFULLY URGING THE  
DEPARTMENT OF ADMINISTRATION TO USE  
ENVIRONMENTALLY-SAFE AND HEALTH-FRIENDLY CLEANING  
PRODUCTS IN STATE FACILITIES AND WORKPLACES

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

## Appendix

## CALENDAR

## IN ORDER FOR TUESDAY, MAY 23, 2006:

**1 2006-S 2772 SUB A as amended****BY Doyle****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TAXATION  
AND TOBACCO - DELIVERY AND SALE OF TOBACCO PRODUCTS**

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

**2 2006-S 2335 SUB A as amended****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 as amended.

**3 2006-S 2682 SUB A****BY Fogarty P****ENTITLED, AN ACT RELATING TO PASCOAG UTILITY DISTRICT**

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

**4 2006-S 2689****BY Cote****ENTITLED, AN ACT RELATING TO REAL ESTATE APPRAISER  
CERTIFICATION**

Committee on Commerce, Housing & Municipal Government recommends passage.

**5 2006-S 2868****BY Sosnowski****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- FIRE SAFETY  
CODE**

Committee on Commerce, Housing & Municipal Government recommends passage.\

**6 2006-S 3068****BY Montalbano J****ENTITLED, AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION**

Committee on Commerce, Housing & Municipal Government recommends passage.

**7 2006-S 3075****BY Lenihan****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO IMPLEMENT A TAX INCREASE DEFERRAL PROGRAM FOR SENIOR RESIDENT HOMEOWNERS

Committee on Commerce, Housing &amp; Municipal Government recommends passage.

**8 2006-S 3076****BY Breene****ENTITLED,** AN ACT RELATING TO THE TOWN OF RICHMOND

Committee on Commerce, Housing &amp; Municipal Government recommends passage.

**9 2006-S 3090****BY Issa****ENTITLED,** AN ACT EXEMPTING FROM TAXATION ALL OF THE REAL, PERSONAL AND MIXED PROPERTY OF THE LEARNING COMMUNITY SCHOOL, INC.

Committee on Commerce, Housing &amp; Municipal Government recommends passage.

**10 2006-S 3070****BY Montalbano J****ENTITLED,** AN ACT RELATING TO TAXATION -- MOTOR VEHICLE AND TRAILER EXCISE TAX ELIMINATION ACT OF 1998

Committee on Finance recommends passage.

**11 2006-S 2768****BY Ciccone****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES

Committee on Judiciary recommends passage.

**12 2006-S 2588 SUB A****BY Bates****ENTITLED,** AN ACT RELATING TO INSURANCE -- ERRORS AND OMISSIONS INSURANCE FOR RESIDENT PRODUCERS

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

**13 2006-H 7210****BY Costantino****ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION**

Committee on Finance recommends passage in concurrence.

**IN ORDER FOR WEDNESDAY, MAY 24, 2006:****1 2006-S 2402****BY Breene****ENTITLED, AN ACT RELATING TO THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

Committee on Judiciary recommends passage.

**2 2006-S 2534****BY Blais****ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES**

Committee on Finance recommends passage.

**3 2006-S 2415 SUB A****BY Goodwin****ENTITLED, AN ACT RELATING TO LICENSING OF HEALTH CARE FACILITIES**

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

**4 2006-S 2083 SUB A****BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES**

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

**5 2006-S 3046****BY DaPonte****ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY -- NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS**

Committee on Constitutional & Gaming Issues recommends passage.

**6 2006-S 2106 SUB A as amended****BY Ciccone****ENTITLED, AN ACT RELATING TO INSURANCE**

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

**7 2006-S 2330 SUB A****BY Levesque C****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR FAMILIES**

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

**8 2006-S 2619 SUB A****BY Breene****ENTITLED, AN ACT RELATING TO NONPROFIT HOSPITAL**

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

**9 2006-S 2760 SUB A****BY Sosnowski****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- SAFE PATIENT HANDLING LEGISLATION**

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

**10 2006-S 2730 SUB A****BY Montalbano J****ENTITLED, AN ACT RELATING TO EDUCATION - THE RHODE ISLAND PUBLIC TELECOMMUNICATIONS AUTHORITY**

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

**11 2006-S 2903 SUB A****BY Walaska****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

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

**12 2006-S 2904 SUB A****BY Sosnowski****ENTITLED, AN ACT RELATING TO RENEWABLE ENERGY**

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

**13 2006-S 2906 SUB A****BY Walaska****ENTITLED, AN ACT RELATING TO AFFORDABLE ENERGY**

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

**14 2006-S 2163 SUB A****BY Polisenia****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION**

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

**15 2006-S 2227 as amended****BY Perry****ENTITLED, AN ACT RELATING TO THE AMBER ALERT PROGRAM**

Committee on Judiciary recommends passage as amended.

**16 2006-S 2267 SUB A****BY Bates****ENTITLED, AN ACT RELATING TO PROPERTY - BY POSSESSION AND PRESCRIPTION**

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

**17 2006-S 2616****BY Blais****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- UNIFORM ANATOMICAL GIFT ACT**

Committee on Judiciary recommends passage.

**18 2006-S 2797 SUB A****BY McCaffrey****ENTITLED, AN ACT RELATING TO ELECTIONS - CAMPAIGN EXPENDITURES**

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

**19 2006-S 2972**

**BY Revens**

**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - PUBLIC UTILITIES

Committee on Judiciary recommends passage.

**20 2006-S 3071 as amended**

**BY Montalbano J**

**ENTITLED,** AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS

Committee on Judiciary recommends passage as amended.

**21 2006-H 7167 SUB A**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES

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

**22 2006-H 7168**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO MOTOR VEHICLE DAMAGE APPRAISERS

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

**23 2006-H 7169 as amended**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- AUTOMOBILE BODY REPAIR SHOPS

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

**24 2006-H 7170 SUB A**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO AUTOMOBILE BODY REPAIR SHOPS

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

**25 2006-H 6819 SUB A as amended**

**BY Gallison**

**ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER  
POLLUTION

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

**26 2006-H 7791 SUB B**

**BY Long**

**ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER  
POLLUTION

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

RAYMOND T. HOYAS, JR.  
Secretary of the Senate