

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 first day of January in the year of Our Lord two thousand and thirteen.

Volume 140, No.10

Tuesday, January 22, 2013

Tenth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:26 o'clock P.M.

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

PRESENT – 38: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 0:

INVOCATION

The Honorable President, by unanimous consent, presents Senator O'Neil to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal's of the Eighth and Ninth Legislative Day's of the 2013 proceedings are read in part.

Upon suggestion of Senator O'Neil and by unanimous consent, further reading of the Journal's are dispensed with and the Journal's approved as recorded.

NEW BUSINESS

Senate Bill No. 85**BY** Felag**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR FUEL TAX. {LC184/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 86**BY** Walaska, Lynch, McCaffrey**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION. {LC484/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 87**BY** Metts, Crowley, Jabour, Miller, Pichardo**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME. {LC463/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 88**BY** Walaska, Bates, Lombardi, Archambault**ENTITLED**, AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION TAX. ({LC414/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 89**BY** Ciccone, DiPalma, Lombardi, Archambault, Raptakis**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - HEALTH CARE FOR CHILDREN AND PREGNANT WOMEN. {LC443/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 90

BY Ottiano, Bates, DiPalma, Felag, Algieri

ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX - ESTABLISHMENT OF ARTS DISTRICT. {LC455/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 91

BY Kettle, O'Neill, Ottiano, Cote, Hodgson

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE BUDGET. {LC514/1}

Read and ordered to the committee on Finance.

Also:

Senate Bill No. 92

BY Crowley, Sosnowski, Jabour, Lynch, Goodwin

ENTITLED, AN ACT RELATING TO INSURANCE - COVERAGE FOR PRESCRIPTION DRUGS. {LC378/1}

Read and ordered to the committee on Health and Human Services.

Also:

Senate Bill No. 93

BY Bates, Ottiano, Felag

ENTITLED, AN ACT RELATING TO "AN ACT TO CREATE THE BRISTOL COUNTY WATER AUTHORITY AND TO PROVIDE FOR IT'S POWERS AND DUTIES". {LC369/1}

Read and ordered to the committee on Housing and Municipal Government.

Also:

Senate Bill No. 94

BY Metts, Pichardo, Goodwin, Jabour, Crowley

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- IDENTIFICATION AND APPREHENSION OF CRIMINALS. {LC452/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Bill No. 95**BY** Jabour, McCaffrey, Lynch, Lombardi**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - PRACTICE IN PROBATE COURTS. {LC230/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Resolution No. 96**BY** Ciccone, Raptakis, Cote, Bates, Ruggerio**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENTS TO THE CONSTITUTION OF THE STATE (MARRIAGE). {LC379/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Bill No. 97**BY** Doyle, McCaffrey, Ciccone, Jabour, Lombardi**ENTITLED**, AN ACT RELATING TO PROPERTY - MECHANICS' LIENS. {LC277/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Bill No. 98**BY** Metts, Crowley, Jabour, Miller, Pichardo**ENTITLED**, AN ACT RELATING TO PROPERTY -- RHODE ISLAND FAIR HOUSING PRACTICES ACT. {LC460/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Bill No. 99**BY** Metts, Pichardo**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONS DEPARTMENT. {LC450/1}

Read and ordered to the committee on Judiciary.

Also:

Senate Bill No. 100**BY** Lombardi, Jabour, Archambault, DiPalma, Ciccone**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS

{LC376/1}

Read and ordered to the committee on Labor.

Also:

Senate Bill No. 101

BY Doyle, Lombardo, Ciccone, Lombardi

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION BENEFITS. {LC285/1}

Read and ordered to the committee on Labor.

Also:

Senate Bill No. 102

BY Doyle, Ciccone, Lombardi, Satchell

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION -- MEDICAL SERVICES. {LC283/1}

Read and ordered to the committee on Labor.

Also:

Senate Resolution No. 103

BY Fogarty, Lynch, Ottiano

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (GENERAL ASSEMBLY). {LC430/1}

Read and ordered to the committee on Special Legislation and Veterans Affairs.

Also:

Senate Bill No. 104

(by request)

BY Sosnowski, Algiere

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - DEFINITIONS AND GENERAL CODE PROVISIONS. {LC333/1}

Read and ordered to the committee on Special Legislation and Veterans Affairs.

Also:

Senate Resolution No. 105

BY Sosnowski, Sheehan, Hodgson

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF GLORIA ANN JOBIN. {LC377/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 106

BY DiPalma

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF DANIEL T. MALVEY. {LC531/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 107

BY Fogarty, Lynch, Ottiano, Gallo

ENTITLED, JOINT RESOLUTION PROVIDING FOR BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION {LC429/1}

Read and ordered to the committee on Special Legislation and Veterans Affairs.

ANNOUNCEMENTS

Senator DiPalma announces that the Committee on Education will meet today, at 4:30 P.M. o'clock, in Room 313 of the State House.

Senator Lynch announces that the Committee on Rules will meet today, at the rise of the Senate, in Room 310 of the State House.

Senator Ruggerio wishes Senator Catherine Cool Rumsey a Happy Birthday.

Senator DaPonte announces on Thursday, January 24th the Senate will meet at the University of Rhode Island Providence Campus at 5:00 P.M. o'clock for its Annual Economic Summit.

Senator Nesselbush recognizes the Presidents Speech during the inauguration.

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

ADJOURNMENT

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

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR EDWARD J. O'NEIL

Dear Lord, As we remember and give thanks for the life of Dr. Martin Luther King, please help us to be true to our core values and provide us with a moral compass that will honor him, and you in all of our work. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, JANUARY 23, 2013:

1. **2013-S 105**
BY Sosnowski
ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE
PASSING OF GLORIA ANN JOBIN

Ordered on the Consent Calendar.

2. **2013-S 106**
BY DiPalma
ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE
PASSING OF DANIEL T. MALVEY

Ordered on the Consent Calendar.