

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.46

Tuesday, May 7, 2013

Forty-sixth 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 4:18 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 Nesselbush to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Forty-fifth Legislative Day of the 2013 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Algiere and by unanimous consent, the Honorable President, welcomes to the Chamber Dan Hostettler, President and General Manager of the Ocean House in Watch Hill and Weekapaug Inn, Myrna George, President and CEO of the South County Tourism Council, Edward Villafane, Resort Manager of the Ocean House.

COMMUNICATION

The Honorable President presents the following communication:

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

May 7, 2013

The Honorable M. Teresa Paiva Weed
President of the Senate
317 State House
Providence, RI 02903

Dear President Paiva Weed:

Please be advised and let the record reflect that due to a death in the family, I will be absent from the chamber on Tuesday, May 7, 2013.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,

Senator Edward J. O'Neill
Senate District

Read and ordered to be placed on file.

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Sosnowski, in accordance with Senate Rule 6.14, moves to transfer the following bill from the Committee on Environment and Agriculture to the Committee on Finance:

Senate Bill No. 601

BY Sheehan, Algiere, Sosnowski, Hodgson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT - USER FEES

{LC1990/1}

Read and referred to the Committee on Finance.

**REPORTS OF COMMITTEES
COMMITTEE ON FINANCE**

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measure:

Senate Bill No. 820

(by request)

BY Cote, Picard

ENTITLED, AN ACT RELATING TO TAXATION (would authorize the city of Woonsocket to levy supplemental taxes for fiscal year 2012-2013 and authorize a homestead exemption for elderly residents commencing fiscal year 2013-2014, and thereafter.)

{LC2182/1}

Read and ordered to be placed on the Calendar for Wednesday, May 8, 2013.

COMMITTEE ON HEALTH AND HUMAN SERVICES

Senator Miller from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measures:

Senate Bill No. 614 SUB A

BY Miller, Doyle, Goldin, Pichardo, Walaska

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSES

{LC1636/A/1}

Read and ordered to be placed on the Calendar for Wednesday, May 8, 2013.

Also:

Senate Bill No. 617 SUB A

(Health)

BY Satchell, Ottiano, Goldin, Miller, Cool Rumsey

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICIANS ASSISTANT

{LC1454/A/1}

Read and ordered to be placed on the Calendar for Tuesday, May 14, 2013.

Also:

Senate Bill No. 647 SUB A

BY Nesselbush

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT

{LC1825/A/1}

Read and ordered to be placed on the Calendar for Tuesday, May 14, 2013.

Also:

Senate Bill No. 648 SUB A

BY Lynch, Doyle

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF MASSAGE THERAPISTS

{LC1924/A/1}

Read and ordered to be placed on the Calendar for Tuesday, May 14, 2013.

Also:

Senate Bill No. 201 SUB A

BY Sosnowski, Miller, Nesselbush, Cool Rumsey, Gallo

ENTITLED, AN ACT RELATING TO INSURANCE -- GENDER RATING (would provide that insurance companies shall not vary the premium rates charged for a health coverage plan based on the gender of the individual policy holder, enrollee, subscriber, or member.)

{LC740/A/1}

Read and ordered to be placed on the Calendar for Tuesday, May 14, 2013.

COMMITTEE ON JUDICIARY

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

Senate Bill No. 765

(by request)

BY Cool Rumsey

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

{LC2075/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 884**BY** Ottiano**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS - THE TOWN OF PORTSMOUTH MUNICIPAL COURT (would authorize the town of Portsmouth to create a municipal court.)

{LC2443/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 887**BY** Ciccone, Fogarty, Gallo, Doyle**ENTITLED**, AN ACT RELATING TO TAXATION - TAX SALES (would extend the time a lien can be placed on property from three (3) years to five (5) years.)

{LC1927/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 918****BY** Lombardo**ENTITLED**, SENATE RESOLUTION CONGRATULATING NISA VILLAREAL ON BEING NAMED THE 2013 "DISTINGUISHED YOUNG WOMAN OF RI"

{LC2442/1}

Senator Lombardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardo moves passage, seconded by Senators Algieri and Ruggerio.

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

GUESTS

Upon suggestion of Senator Lombardo and by unanimous consent, the Honorable President, welcomes to the Chamber Nisa Villareal, 2013 "Distinguished Young Woman of Rhode Island" and would like to wish her a Happy 18th Birthday and Andrea Grant, Constituent Coordinator for DYW of Rhode Island.

NEW BUSINESS**Senate Resolution No. 919****BY** Crowley**ENTITLED**, SENATE RESOLUTION EXPRESSING SYMPATHY ON THE PASSING OF PAUL L. GAGNON

{LC2493/1}

Senator Crowley requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Crowley moves passage, seconded by Senators Satchell, Sheehan, Goldin, Lombardi, Bates, Algieri, Gallo, Doyle, Jabour, Metts, Nesselbush, Miller, McCaffrey, Kettle and Ottiano.

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

Also:

Senate Bill No. 920**BY** DiPalma, Paiva Weed**ENTITLED**, AN ACT RELATING TO ELECTIONS - NOMINATION OF PARTY AND INDEPENDENT CANDIDATES

{LC2531/1}

Read and ordered to the Committee on Judiciary.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **Appointment of Manuela Raposo (Representative of Community Based Organization) VICE Pheamo R. Witcher (resigned) to the Rhode Island Human Resource Investment Council for a term expiring January 1, 2014.**
2. **2013-H 5097**
BY Ruggiero
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF TOWNS AND CITIES
3. **2013-H 5821**
BY Morgan
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
4. **2013-H 5852**
BY Abney
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

5. **2013-H 5867**
BY Walsh
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, 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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, MAY 07, 2013:

1. **Appointment of Judith Diaz, RN, MPH VICE Cheryl W. Snead to the Rhode Island Economic Development Corporation for a term expiring February 1, 2017.**

Committee on Commerce recommends that the Senate give its Advice and Consent to this nomination.

Senator Picard seconded by Senators Jabour, Lombardo, Bates, Goldin and Felag moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Goldin and by unanimous consent, the Honorable President, welcomes to the Chamber newly appointed member of the Economic Development Corporation, Judith Diaz along with Joseph Diaz and Aida Koegler.

CALENDAR

- 2. Appointment of Oscar T. Hebert (Representing Small Business) VICE Steve Lane to the Rhode Island Economic Development Corporation for a term expiring February 1, 2014.**

Committee on Commerce recommends that the Senate give its Advice and Consent to this nomination.

Senator Picard seconded by Senators Cote, Lombardo, Kettle and Jabour moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Kettle and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Economic Development Corporation, Oscar Tim Hebert along with Erica Davies and Garry Foisy.

CALENDAR

- 3. Appointment of Elizabeth Francis of Providence VICE Helena B. Foulkes to the Rhode Island Economic Development Corporation for a term expiring February 1, 2014.**

Committee on Commerce recommends that the Senate give its Advice and Consent to this nomination.

Senator Picard seconded by Senators Jabour, Lombardi and Bates moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Jabour and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Economic Development Corporation, Elizabeth Francis along with Dan Egan.

CALENDAR

4. 2013-S 186

BY Crowley

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

Committee on Finance recommends passage.

Senator Crowley moves passage, seconded by Senators Pichardo, Pearson and DiPalma.

The advice and consent of the Senate is given this appointment, 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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

5. 2013-S 739

BY Hodgson

ENTITLED, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO ACQUIRE THE PROPERTY, ASSETS AND PERSONNEL OF THE EAST GREENWICH FIRE DISTRICT

Committee on Finance recommends passage.

Senator Hodgson moves passage, seconded by Senators Lynch, Nesselbush, Ruggerio, Kettle and Raptakis.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

6. 2013-S 29 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
MEDICAID FRAUD AND WASTE PREVENTION

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

Senator Crowley moves passage, seconded by Senators Miller, Pearson, Metts, Pichardo, Jabour, Ottiano, Lombardi, Raptakis, Satchell, Cool Rumsey and Algieri.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

7. 2013-S 199

BY Pichardo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN

Committee on Health & Human Services recommends passage.

Senator Pichardo moves passage, seconded by Senators Metts, Miller, Satchell and Ottiano.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

8. 2013-S 275 SUB A

BY Sosnowski

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
EQUIPMENT AND ACCESSORIES GENERALLY

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

Senator Sosnowski moves passage, seconded by Senators Miller, Nesselbush, Picard, Sheehan and Satchell.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

9. 2013-S 276

BY Miller

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MATERNAL AND
CHILD HEALTH SERVICES

Committee on Health & Human Services recommends passage.

Senator Miller moves passage, seconded by Senators Doyle, Jabour, Ottiano and Goldin.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin,

Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

10. 2013-S 318

BY Doyle

ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM--CPR TRAINING

Committee on Health & Human Services recommends passage.

Senator Doyle moves passage, seconded by Senators Miller, Lynch, Jabour, Ottiano, Ruggerio and Satchell.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

11. 2013-S 538

BY Goodwin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTHCARE FACILITIES

Committee on Health & Human Services recommends passage.

Senator Goodwin moves passage, seconded by Senators Miller, Nesselbush and Ottiano.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

12. 2013-S 643**BY** Lynch**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
NURSING HOME ADMINISTRATORS

Committee on Health & Human Services recommends passage.

Senator Lynch moves passage, seconded by Senators Gallo, Doyle, Goldin and Nesselbush.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

13. 2013-S 645**BY** Goodwin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF HUMAN SERVICES

Committee on Health & Human Services recommends passage.

Senator Goodwin moves passage, seconded by Senators Lynch, Gallo, Jabour, Ruggerio and Ottiano.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

14. 2013-S 682**BY** Lynch**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - JOINT COMMITTEE
OF THE REPEALER

Committee on Judiciary recommends passage.

Senator Lynch moves passage, seconded by Senators Gallo, McCaffrey, Ruggerio, Pearson, Sheehan and DiPalma.

Senator Lynch seconded by Senator McCaffrey, offers the following written motion to amend.

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

TO

2013 -- S 682

AN ACT RELATING TO GENERAL ASSEMBLY - JOINT COMMITTEE OF THE REPEALER

Madam President:

I hereby move to amend 2013 -- S 682, entitled "AN ACT RELATING TO GENERAL ASSEMBLY - JOINT COMMITTEE OF THE REPEALER", as follows:

- (1) On page 1, by deleting lines 18 and 19 in their entirety.
- (2) On page 2, line 1, by deleting the numeral "3" and inserting in place thereof the numeral "2".
- (3) On page 2, line 3, by deleting the numeral "4" and inserting in place thereof the numeral "3".

Respectfully submitted,
SENATOR LYNCH

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

Senator Lynch moves passage of the act, as amended, seconded by Senator McCaffrey.

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 Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin,

Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

15. 2013-S 767 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO PUBLIC RECORDS

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 Thursday, May 9, 2013.

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.

(See Appendix for List)

ANNOUNCEMENTS

Senator Cote announces that the Committee on Commerce will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Ottiano announces that the Committee on Special Legislation and Veterans' Affairs will meet tomorrow, at the rise of the Senate, in Room 310 of the State House.

Senator Nesselbush announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Jabour announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Felag announces that the Committee on Finance will meet on Thursday, May 9, at 2:00 o'clock P.M. in Room 211 of the State House.

RECESS

Upon motion of Senator Goodwin, seconded by Senator Satchell, and upon suggestion of Senator Crowley, the Senate stands at recess at 4:54 o'clock P.M. in memory of Paul L. Gagnon.

CALLED TO ORDER

The Senate is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, on Wednesday, May 8, 2013, at 4:30 o'clock P.M.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri the Senate adjourns at 4:31 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR DONNA M. NESSELBUSH

Our Lady of Peace, in our time of need we turn to you with eyes of love, with empty hands and longing hearts. Amen.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MAY 08, 2013:**

1. Appointment of Timothy L. Byrne (Representing Labor) VICE William McGowan to the Rhode Island Human Resource Investment Council for a term expiring January 1, 2016.

Committee on Labor recommends that the Senate give its Advice and Consent to this nomination.

2. **2013-S 614 SUB A**
BY Miller

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSES

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

IN ORDER FOR THURSDAY, MAY 09, 2013:

1. **2013-S 767 SUB A**
BY Gallo

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO PUBLIC RECORDS

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

2. **2013-S 820**
BY Cote

ENTITLED, AN ACT RELATING TO TAXATION

Committee on Finance recommends passage.

3. **2013-S 765**
BY Cool Rumsey

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

Committee on Judiciary recommends passage.

4. **2013-S 884**
BY Ottiano

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS - THE TOWN OF PORTSMOUTH MUNICIPAL COURT

Committee on Judiciary recommends passage.

5. **2013-S 887**
BY Ciccone
ENTITLED, AN ACT RELATING TO TAXATION - TAX SALES

Committee on Judiciary recommends passage.

IN ORDER FOR TUESDAY, MAY 14, 2013:

1. **2013-S 201 SUB A**
BY Sosnowski
ENTITLED, AN ACT RELATING TO INSURANCE -- GENDER RATING

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

2. **2013-S 617 SUB A**
BY Satchell
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
PHYSICIANS ASSISTANT

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

3. **2013-S 647 SUB A**
BY Nesselbush
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM
CONTROLLED SUBSTANCES ACT

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

4. **2013-S 648 SUB A**
BY Lynch
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF
MASSAGE THERAPISTS

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

Appendix**BILLS TRANSMITTED TO THE GOVERNOR****House Bill No. 5097****BY** Ruggiero, Abney, Finn**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF TOWNS AND CITIES (would authorize the town of Middletown to borrow to finance a court judgment or settlement to an amount not to exceed ten percent (10%) of the town's most recently adopted budget)

{LC291/1}

House Bill No. 5821**BY** Morgan**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Howard Wayne Nesbitt to join Melissa Nesbitt Reeves and Frederick Robert Pierce, Jr., in marriage within the Town of West Warwick, Rhode Island, on or about June 1, 2013)

{LC1911/1}

House Bill No. 5852**BY** Abney, Casey**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Paul Eldridge to join Lauren Nicoise Burke and Bartosz Thomas Grobelny in marriage within the City of Newport, Rhode Island, on or about June 22, 2013)

{LC1949/1}

House Bill No. 5867**BY** Walsh**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Leona McNeill to join Eileen Anne Claire Ravenda and Kurt Alan Berglund in marriage on or about May 18, 2013, within the Town of New Shoreham, Rhode Island)

{LC1998/1}