

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.58

Tuesday, June 4, 2013

Fifty-eighth 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 4:14 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 DiPalma to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Fifty-seventh Legislative Day of the 2013 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Gallo and by unanimous consent, the Honorable President, welcomes to the Chamber Paul Moran , Chair, Board of Directors for the College Crusade of Rhode Island, Bill Formicola of Rhode Island Gear Up, Director, Patricia Adegboyega, Nathaniel Adegboyega, and Jenniffer Rivera, College Crusade Advisor.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President, welcomes to the Chamber Michael Gennaro, Kibbe Reilly, Brian McEleney and Stephen Berenson.

**REPORTS OF COMMITTEES
COMMITTEE ON JUDICIARY**

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

Senate Bill No. 949

BY Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Alicia Farrell of Old Saybrook, Connecticut, to join Elisabeth Crane Gilbert and Erik Alexander Hoy in marriage within the Town of South Kingstown, Rhode Island, on or about June 22, 2013.) {LC2623/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 43

BY Bates, McCaffrey, Algieri, Walaska, Miller

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION (would prevent a perpetrator of a rape, who thereby fathers a child, from custody or visitation except in very limited circumstances.) {LC17/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 82 SUB A

BY DiPalma, Goodwin, Nesselbush, Lynch, Cool Rumsey

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES (would authorize the department of administration to conduct a comprehensive study of administrative hearing practices across state government.) {LC106/A/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 144

BY Picard, Pearson

ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS (would require that anyone seeking to volunteer in a private or public school who has not volunteered in the last twelve months would undergo a national and state criminal background check prior to the commencement of the work) {LC399/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 350 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USING OF LANES, AND RULES OF THE ROAD (would create additional penalties for motor vehicle violations at intersections and rights-of-way that cause serious bodily injury or death) {LC246/A/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 358

BY Metts, Jabour, Pichardo, Crowley, Goodwin

ENTITLED, AN ACT RELATING TO CRIMINALS -- CORRECTIONAL INSTITUTIONS -- ESTABLISHMENT OF A CERTIFICATE OF GOOD CONDUCT (would authorize the parole board to issue certificates of good conduct to individuals convicted of certain crimes who establish their successful rehabilitation to the satisfaction of the parole board) {LC779/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 468 SUB A

BY Fogarty, DiPalma, Pearson

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS - BACKGROUND CHECKS (would authorize any municipal recreation or fire department to request a background check from their local police department for any employee or volunteer serving their community.) {LC729/A/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 487

BY McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE (would make changes to the accounting of witness fees where witnesses are procured through the department of the attorney general or the office of the public defender.)

{LC1616/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 544 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (would provide for the addition of certain definitions relative to "slope of land" within the chapters dealing with zoning and subdivision of land.)

{LC1000/A/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 624

(State Police)

BY McCaffrey, Walaska

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- APPLICABILITY OF TRAFFIC REGULATIONS

{LC1499/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 657

(Corrections)

BY McCaffrey, Walaska

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- PROBATION AND PAROLE

{LC1668/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 41

BY Bates, Walaska, McCaffrey, Hodgson, Algieri

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION OF

SEXUAL AND VIOLENT OFFENDERS (would require the collection of DNA samples for any person arrested for a crime of violence as defined in this act or any felony. This act would expand the list of crimes for which a DNA sample is required.)

{LC140/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 6089

BY Abney

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Daniel P. Malloy, Governor of Connecticut, to join Megan Lynne Cooney and Gregory Robert Pearsall in marriage within the City of Newport, Rhode Island, on or about June 8, 2013.)

{LC2525/1}

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McCaffrey moves passage, seconded Senators Felag and Lombardi.

The act is read and passed, by unanimous consent, upon a roll call vote with 38 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 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.

NAYS- 0:

COMMITTEE ON FINANCE

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

Senate Bill No. 830

BY Algieri

ENTITLED, AN ACT RELATING TO "AN ACT TO INCORPORATE THE QUONOCONTAUG CENTRAL BEACH FIRE DISTRICT" {LC2316/1}

Read and ordered to be placed on the Calendar.

Also:

House Bill No. 5391**BY** Silva, Hull, McLaughlin**ENTITLED**, AN ACT RELATING TO TAXATION-LEVY AND ASSESSMENT OF LOCAL TAXES-CENTRAL FALLS (would authorize the city council of the city of Central Falls to increase the amount of time for tax exemptions for certain improvements to qualifying real and personal property from 5 years to 10 years, and the amount from \$20,000 to \$25,000) {LC1100/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 976****BY** Goodwin**ENTITLED**, JOINT RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF THE FOUNDING OF TRINITY REPERTORY COMPANY {LC2502/1}

Senator Goodwin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Miller, Metts and Jabour.

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

Also:

Senate Resolution No. 977**BY** O'Neill, Hodgson, Lombardi, Kettle, DiPalma**ENTITLED**, JOINT RESOLUTION REINSTATING THE LIFE AND EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS {LC2615/1}

Read and ordered to be placed on the Consent Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

- 1. Appointment of Veronica M. Berounsky (Member with Conservation Organization Experience) VICE Jane Sherman to the Rhode Island Rivers Council for a term expiring January 1, 2014.**
- 2. Appointment of Daniel P. O'Rourke (Public Member) VICE John Schock to the Water Resources Board for a term expiring March 1, 2015.**

3. **Appointment of Eugenia Marks (Conservation Organization Representative) VICE Harold Ward to the Water Resources Board for a term expiring March 1, 2016.**
4. **Appointment of James M. Pagliarini (Agricultural Business Representative) VICE William Stamp to the Water Resources Board for a term expiring March 1, 2016.**
5. **Appointment of Sheila M. McGauvran, P.E. (Geologist/Hydrologist Representative) VICE Thomas Boving, Ph.D. to the Water Resources Board for a term expiring March 1, 2016.**
6. **Reappointment of Susan E. Licardi (Ground Water Representative) to the Water Resources Board for a term expiring March 1, 2016.**
7. **Reappointment of Pamela M. Marchand, PE (Large Public Water System Representative) to the Water Resources Board for a term expiring March 1, 2016.**
8. **Appointment of Daniel P. Egan of Bristol VICE Solomon A. Solomon to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2016.**
9. **Appointment of Dennis J. Duffy, Esquire of Cranston VICE Anthony Santoro, Esq. to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2017.**
10. **Appointment of Robert J. Delaney of Cumberland VICE Robert J. McKenna to the Rhode Island Higher Education Assistance Authority for a term expiring July 1, 2016.**
11. **Appointment of Christine Barnes Jenkins of Rumford to the Rhode Island Student Loan Authority for a term expiring January 31, 2018.**
12. **Appointment of Daniel P. Egan of Bristol to the Rhode Island Student Loan Authority for a term expiring January 31, 2018.**
13. **Appointment of Dennis J. Duffy, Esquire of Cranston to the Rhode Island Student Loan Authority for a term expiring January 31, 2018.**
14. **Appointment of Robert J. Delaney of Cumberland to the Rhode Island Student Loan Authority for a term expiring January 31, 2018.**
15. **Appointment of Robert R. Theroux of Harrisville to the Rhode Island Student Loan Authority for a term expiring January 31, 2018.**
16. **2013-S 967**
BY Gallo
ENTITLED, SENATE RESOLUTION CONGRATULATING STEPHANIE DICHIRO ON BEING NAMED THE 2013 "CRANSTON PUBLIC SCHOOLS' TEACHER OF THE YEAR"

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 38 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 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.

NAYS- 0:

CALENDAR

IN ORDER FOR TUESDAY, JUNE 04, 2013:

1. Appointment of Maeve E. Donohue VICE Jonathan Templin (resigned) to the Rhode Island Economic Development Corporation for a term expiring February 1, 2015.

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

Senator Picard seconded by Senators Bates, Lombardo 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Bates and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed member of the Rhode Island Economic Development Corporation along with Maeve Donohue, Mai Donohue, mother and Mirabel Gonville, daughter.

CALENDAR

2. 2013-S 725

BY Sosnowski

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
ENERGY RESOURCES

Committee on Environment & Agriculture recommends passage.

Senator Sosnowski moves passage, seconded by Senators Goodwin and Archambault.

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

FLOOR AMENDMENT

TO

2013 -- S 725

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ENERGY RESOURCES

Madam President:

I hereby move to amend 2013 -- S 725, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ENERGY RESOURCES", as follows:

1. By deleting Section 1 in its entirety and inserting in place thereof the following:

"SECTION 1. Chapter 42-140 of the General Laws entitled "Rhode Island Energy Resources Act" is hereby amended by adding thereto the following section:

42-140-10 Collection of energy data. – The commissioner of energy resources shall have the authority to collect price, inventory and product delivery dates, including amounts and types of product sold, and other information which is necessary and material regarding petroleum products, natural gas and other fuels available for supply within the state from wholesalers and resellers of petroleum products, natural gas and suppliers of other fuels, doing business in the state. Except as herein provided, all energy information collected by the office under this section shall be maintained for the sole and confidential use of the state, its agencies, and offices. Such information shall not be deemed public record as defined in subdivision 38-2-2(4); provided, however, that aggregates of such information may be prepared and such aggregates shall be public records. Information collected under this section may be shared with the energy offices of other states which afford such information similar protection from public disclosure. All wholesalers, resellers, and end-users of petroleum products and other fuels doing business in the state with a total storage capacity of over fifty thousand (50,000) gallons shall provide information to the office upon request and in such form as the office shall require."

Respectfully submitted,

SENATOR SOSNOWSKI

The motion to amend prevails upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

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

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

3. 2013-S 814 SUB A

BY Cool Rumsey

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - INTERSTATE
WILDLIFE VIOLATOR COMPACT

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

Senator Cool Rumsey moves passage, seconded by Senators Bates, Sosnowski and Lombardi.

Senator Cool Rumsey seconded by Senators Sosnowski, Lombardi, Cote, Goldin and Satchell, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2013 -- S 814 SUBSTITUTE A

AN ACT RELATING TO FISH AND WILDLIFE - INTERSTATE WILDLIFE VIOLATOR COMPACT

Madam President:

I hereby move to amend 2013 -- S 814 SUBSTITUTE A, entitled "AN ACT RELATING TO FISH AND WILDLIFE - INTERSTATE WILDLIFE VIOLATOR COMPACT", as follows:

1. On page 3, by deleting lines 29 through 34, in their entirety.
2. On page 4, by deleting line 1 in its entirety and inserting in place thereof the following language:

"(4) "Conviction" means a final judgment, order, decree or decision of a court or administrative agency issued after notice and opportunity for hearing and containing a finding of guilt or violation of a state statute, law, regulation, ordinance or administrative rule."

Respectfully submitted,
SENATOR SOSNOWSKI

The motion to amend prevails upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

Senator Cool Rumsey moves passage of the act, as amended, seconded by Senators Sheehan and Sosnowski.

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

YEAS- 37: The Honorable President 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, Metts, Miller,

Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

- 4. 2013-S 507 SUB A**
BY McCaffrey
ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE
BROKER LIEN ACT

Ordered to be placed on the Calendar for passage in concurrence.

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Wednesday, June 5, 2013.

- 5. 2013-S 497**
BY Sheehan
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - COMPREHENSIVE
CHILDREN'S JEWELRY SAFETY ACT

Committee on Health & Human Services recommends passage.

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

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

- 6. 2013-S 540 SUB A as amended**
BY Miller
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE RHODE
ISLAND HEALTH CARE REFORM ACT OF 2013

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

Senator Miller moves passage, seconded by Senators Metts, Nesselbush, Ottiano, Lombardi, Sheehan and Satchell.

Senator Miller seconded by Senators Ottiano, offers the following written motion to amend.

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

TO

2013 -- S 540 SUBSTITUTE A, As Amended

AN ACT RELATING TO HEALTH AND SAFETY - THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2013

Madam President:

I hereby move to amend 2013 -- S 540 SUBSTITUTE A, As Amended entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2013", as follows:

1. On page 2, lines 10 through 11, by deleting all the language and inserting in place thereof the following: "in accordance with the following: (1) Not-for-profit hospitals shall submit a summary of the information contained in section 501(c), 527, or 4947(a)(1) of the internal revenue code 990 form including:".

2. On page 2, line 12, by deleting the language "(1)" and inserting in place thereof the language "(i)".

3. On page 2, line 13, by deleting the language "(2)" and inserting in place thereof the language "(ii)".

4. On page 2, line 14, by deleting the language "(3)" and inserting in place thereof the language "(iii)".

5. On page 2, line 17, by deleting the language "(4)" and inserting in place thereof the language "(iv)".

6. On page 2, line 18, by deleting the language "(5)" and inserting in place thereof the language "(v)".

7. On page 2, between lines 18 and 19, by inserting the following language: "(2) For-profit hospitals shall submit the information listed in (b)(1) of this section in a form approved by the department of health.

Respectfully submitted,
SENATOR MILLER

The motion to amend prevails upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

Senator Miller moves passage of the act, as amended, seconded by Senators Metts Lombardi, Satchell and Goldin.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

7. 2013-S 809 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
MADE IN RHODE ISLAND MANUFACTURING COLLABORATIVE OF 2013

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

Senator Goodwin moves passage, seconded by Senators Pichardo, Lynch, Ruggerio, Archambault, DiPalma and Pearson.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

8. 2013-S 210

BY Fogarty

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOBILE
AND MANUFACTURED HOMES

Committee on Housing & Municipal Government recommends passage.

Senator Fogarty moves passage, seconded by Senators Picard, Nesselbush, Goodwin, Raptakis and DiPalma.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

9. 2013-S 323 SUB A
BY McCaffrey
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Committee on Housing & Municipal Government 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, June 5, 2013.

10. 2013-S 836 SUB A
BY Sheehan
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
MUNICIPAL STREETLIGHT INVESTMENT ACT

Committee on Housing & Municipal Government 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, June 6, 2013.

11. 2013-S 946
BY Satchell
ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK

Committee on Housing & Municipal Government recommends passage.

Senator Satchell moves passage, seconded by Senators Gallo and O'Neill.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

12. 2013-S 907 SUB A

BY Pearson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
DEPARTMENT OF ADMINISTRATION

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

Senator Pearson moves passage, seconded by Senators Pichardo, Ruggerio, Felag, Lynch, Sosnowski and Picard.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

13. 2013-S 909

BY Nesselbush

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CRIME INJURIES
COMPENSATION

Committee on Judiciary recommends passage.

Senator Nesselbush moves passage, seconded by Senators Miller, Archambault, Cool Rumsey, Lombardi, Hodgson, Lombardo, Crowley, Ruggerio and Goodwin.

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

YEAS- 37: The Honorable President 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, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

- 14. 2013-S 920**
BY DiPalma
ENTITLED, AN ACT RELATING TO ELECTIONS - NOMINATION OF PARTY AND INDEPENDENT CANDIDATES

Committee on Judiciary recommends passage.

Senator DiPalma moves passage, seconded by Senator Ruggerio.

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

YEAS- 37: The Honorable President Paiva Weed and Senators Algiere, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

- 15. 2013-H 5726 SUB A**
BY Marcello
ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE BROKER LIEN ACT

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

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Wednesday, June 5, 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 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 Crowley announces that the Committee on Housing and Municipal Government will meet today, at the rise of the Senate, in Room 310 of the State House.

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

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Ruggerio the Senate adjourns at 4:40 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR LOUIS P. DIPALMA**

Heavenly Father, please bestow your wisdom on everyone here today. As we begin this lively experiment, help us remember that in your eyes we are all non-partisan. With your wisdom and in your light, may we progress through the hectic days ahead. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 05, 2013:

- 1. 2013-S 949**
BY Sosnowski
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 2. 2013-S 977**
BY O'Neill
ENTITLED, JOINT RESOLUTION REINSTATING THE LIFE AND EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS

Ordered on the Consent Calendar.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 05, 2013:**

1. **2013-S 507 SUB A**
BY McCaffrey
ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE
BROKER LIEN ACT

Ordered to be placed on the Calendar for passage in concurrence.

2. **2013-S 323 SUB A**
BY McCaffrey
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

3. **2013-S 672 SUB A**
BY Lynch
ENTITLED, AN ACT RELATING TO REGULATORY REFORM - CITIES AND
TOWNS - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT - COASTAL
RESOURCES MANAGEMENT COUNCIL - WETLANDS AND SEPTIC SYSTEM
STANDARDS

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

4. **2013-S 950 SUB A**
BY Goodwin
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS

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

5. **2013-S 951 SUB A**
BY Fogarty
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
WORKERS' COMPENSATION

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

- 6. 2013-S 954**
BY Gallo
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Committee on Special Legislation and Veterans Affairs recommends passage.
- 7. 2013-S 627 SUB A**
BY Jabour
ENTITLED, AN ACT RELATING TO ELECTIONS - MAIL BALLOTS

Ordered to be placed on the Calendar for passage in concurrence.
- 8. 2013-S 659 SUB A**
BY McCaffrey
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - TRAFFIC CONTROL DEVICES

Ordered to be placed on the Calendar for passage in concurrence.
- 9. 2013-H 5726 SUB A**
BY Marcello
ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE BROKER LIEN ACT

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.
- 10. 2013-H 5929**
BY Corvese
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

Committee on Special Legislation and Veterans Affairs recommends passage in concurrence.
- 11. 2013-H 5775 as amended**
BY Ajello
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - TRAFFIC CONTROL DEVICES

Committee on Judiciary recommends passage as amended in concurrence.
- 12. 2013-H 5781 SUB A**
BY Blazejewski
ENTITLED, AN ACT RELATING TO ELECTIONS - MAIL BALLOTS

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

13. **2013-H 5462**
BY Keable
ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- FUNDS TRANSFERS

Committee on Commerce recommends passage in concurrence.

IN ORDER FOR THURSDAY, JUNE 06, 2013:

1. **2013-S 836 SUB A**
BY Sheehan
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - MUNICIPAL STREETLIGHT INVESTMENT ACT

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

2. **2013-S 830**
BY Algieri
ENTITLED, AN ACT RELATING TO "AN ACT TO INCORPORATE THE QUONOCONTAUG CENTRAL BEACH FIRE DISTRICT"

Committee on Finance recommends passage.

3. **2013-S 41**
BY Bates
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION OF SEXUAL AND VIOLENT OFFENDERS

Committee on Judiciary recommends passage.

4. **2013-S 43**
BY Bates
ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION

Committee on Judiciary recommends passage.

5. **2013-S 82 SUB A**
BY DiPalma
ENTITLED, AN ACT

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

6. **2013-S 144**
BY Picard
ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS

Committee on Judiciary recommends passage.

7. 2013-S 350 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
PASSING, USING OF LANES, AND RULES OF THE ROAD

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

8. 2013-S 358

BY Metts

ENTITLED, AN ACT RELATING TO CRIMINALS -- CORRECTIONAL
INSTITUTIONS -- ESTABLISHMENT OF A CERTIFICATE OF GOOD CONDUCT

Committee on Judiciary recommends passage.

9. 2013-S 468 SUB A

BY Fogarty

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

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

10. 2013-S 487

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE

Committee on Judiciary recommends passage.

11. 2013-S 544 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF
LAND

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

12. 2013-S 624

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
APPLICABILITY OF TRAFFIC REGULATIONS

Committee on Judiciary recommends passage.

13. **2013-S 657**
BY McCaffrey
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- PROBATION
AND PAROLE

Committee on Judiciary recommends passage.

14. **2013-H 5391**
BY Silva
ENTITLED, AN ACT RELATING TO TAXATION-LEVY AND ASSESSMENT OF
LOCAL TAXES-CENTRAL FALLS

Committee on Finance recommends passage in concurrence.

Appendix**BILLS TRANSMITTED TO THE GOVERNOR****House Bill No. 6089****BY** Abney**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Dannel P. Malloy, Governor of Connecticut, to join Megan Lynne Cooney and Gregory Robert Pearsall in marriage within the City of Newport, Rhode Island, on or about June 8, 2013.)

{LC2525/1}