

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

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**Journal of the Senate**

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**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.**

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Volume 140, No.59

Wednesday, June 5, 2013

Fifty-ninth Legislative Day

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The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:28 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 Raptakis to deliver the invocation.

(See Appendix for Invocation)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**APPROVAL OF RECORD**

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

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

**GUESTS**

Upon suggestion of Senator Bates and by unanimous consent, the Honorable President, welcomes to the Chamber Andrea Rodenbaugh, a 9<sup>th</sup> grade student at Barrington High School.

Upon suggestion of Senator Conley and DaPonte and by unanimous consent, the Honorable President, welcomes to the Chamber Matthew Olson, a 6<sup>th</sup> grader from Riverside Middle School.

Upon suggestion of Senator Miller and by unanimous consent, the Honorable President, welcomes to the Chamber Peter Scotti from the Rhode Island Realtors Association.

**APPOINTMENTS BY THE GOVERNOR**

The Honorable President presents the following communication from His Excellency, the Governor, transmitting the following appointments and requesting the advice and consent of the Senate thereto:

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

June 3, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-37.7-5(c) of the Rhode Island General Laws, I have made the following appointment to the Health Information Exchange (HIE) Advisory Commission:

**Edward Almon**  
(Business Professional Representative)

for a term expiring June 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Health and Human Services.

Also:

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

June 3, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-37.7-5(c) of the Rhode Island General Laws, I have made the following appointment to the Health Information Exchange (HIE) Advisory Commission:

**David Gorelick, MD FACP**  
(Licensed RI Physician Employed by Health Care Delivery Organization)

for a term expiring June 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Health and Human Services.

Also:

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

June 3, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-37.7-5(c) of the Rhode Island General Laws, I have made the following appointment to the Health Information Exchange (HIE) Advisory Commission:

**Paula Hemond**  
(Experienced in HIPAA and Privacy & Security of Health Care Information Requirements)

for a term expiring June 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Health and Human Services.

Also:

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

June 3, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-37.7-5(c) of the Rhode Island General Laws, I have made the following appointment to the Health Information Exchange (HIE) Advisory Commission:

**Nicole Lagace**  
(Healthcare Consumer/Consumer Advocate)

for a term expiring June 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Health and Human Services.

Also:

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

June 3, 2013

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-37.7-5(c) of the Rhode Island General Laws, I have made the following appointment to the Health Information Exchange (HIE) Advisory Commission:

**Lisa Shea, MD**  
(Licensed RI Physician Employed by Health Care Delivery Organization)

for a term expiring June 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Health and Human Services.

**FROM THE HOUSE OF REPRESENTATIVES**

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

**House Resolution No. 6195**

**BY** Blazejewski, Fox, Newberry, Shekarchi, Mattiello

**ENTITLED**, JOINT RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF THE FOUNDING OF TRINITY REPERTORY COMPANY {LC2501/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**House Bill No. 6196**

**BY** Tanzi

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Andrew Torrico of Johnston, Rhode Island, to join Amanda Gelsomino and Dante Lopardo in marriage within the Town of Narragansett, Rhode Island, on or about June 14, 2013.) {LC2728/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**House Bill No. 5454 SUB A**

**BY** Ucci

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - WIRELESS TELEPHONE REGULATORY MODERNIZATION ACT (would provide that neither the public utilities commission nor the division of public utilities and carriers have jurisdiction or authority over wireless providers) {LC863/A/1}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 6067**

**BY** Marshall, Melo, Mattiello, Shekarchi, Costantino

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND COMMERCE CORPORATION - BUSINESS DEVELOPMENT CENTER (would establish a new business development center in the newly-established Rhode Island Commerce Corporation.) {LC2353/1}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 6063 SUB A****BY** Melo, Ucci, Blazejewski, Winfield, Costantino**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- EXECUTIVE OFFICE OF COMMERCE (would establish a new executive office of commerce to develop an integrated system of economic development activities in the state. Also create a secretary of commerce to be appointed by the gov.) {LC2356/A/2}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 6069 SUB A****BY** Mattiello, Keable, Tomasso, O'Brien, Craven**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT PLANNING COUNCIL (would establish a new economic development planning council. would direct said council to develop a written comprehensive economic development policy for the state and a strategic plan for implementing such policy.) {LC2354/A/1}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 6070 SUB A as amended****BY** Walsh, Tomasso, Winfield, Tanzi, Valencia**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - COUNCIL OF ECONOMIC ADVISORS (would establish a new council of economic advisors. This act directs said council to gather economic data and information on the Rhode Island economy.) {LC2351/A/1}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 6071 as amended****BY** Ucci, Craven, Canario, O'Brien, Azzinaro**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RHODE ISLAND COMMERCE CORPORATION (would repeal the Rhode Island economic development corporation and establish a new Rhode Island commerce corporation to take over the duties of the former economic development corporation.) {LC2350/1}

Read and referred to the Committee on Commerce.

Also:

**House Bill No. 5893 SUB A****BY** Silva, McLaughlin**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND

SUPERINTENDENTS - STUDENT DRESS CODE POLICY IN THE CITY OF CENTRAL FALLS (would mandate a school-wide dress code policy in the city of Central Falls )  
{LC1673/A/1}

Read and referred to the Committee on Education.

Also:

**House Bill No. 5425 SUB A**

**BY** Serpa, Fellela, Nunes, Shekarchi, Chippendale

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT--JURISDICTION (would empower the department of environmental management as the central review agency for review of land development and subdivision proposals) {LC1220/A/1}

Read and referred to the Committee on Environment and Agriculture.

Also:

**House Bill No. 5523**

**BY** Ucci, Carnevale, Fellela, Costantino

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION (would enlarge the membership of the Rhode Island Resource Recovery Corporation) {LC1363/1}

Read and referred to the Committee on Environment and Agriculture.

Also:

**House Bill No. 6068 SUB A**

**BY** Ruggiero, Craven, Tomasso, Finn, Nunes

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND COMMERCE CORPORATION - RAPID RHODY LENDING PROGRAM (would establish a new small business lending program in the newly-established Rhode Island Commerce Corporation.) {LC2352/A/1}

Read and referred to the Committee on Finance.

Also:

**House Bill No. 6066 SUB A**

**BY** Tanzi, Tomasso, Ferri, Walsh, Marcello

**ENTITLED**, AN ACT RELATING TO REPORTING AND ACCOUNTABILITY  
{LC2355/A/1}

Read and referred to the Committee on Finance.

Also:

**House Bill No. 6102****BY** Baldelli-Hunt, Phillips, Casey**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES {LC2563/1}

Read and referred to the Committee on Finance.

Also:

**House Bill No. 5933****BY** Lally, Tanzi**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NARRAGANSETT {LC2214/1}

Read and referred to the Committee on Housing and Municipal Government.

Also:

**House Bill No. 5402 SUB A****BY** Keable, Kennedy, Handy, Slater, Kazarian**ENTITLED**, AN ACT RELATING TO INSURANCE - DENTAL BENEFITS (would require dental benefit plan providers to disclose whether the plan prohibits duplicate coverage.)  
{LC1116/A/1}

Read and referred to the Committee on Health and Human Services.

Also:

**House Bill No. 5445 SUB A as amended****BY** McNamara, Bennett, Amore, Ajello, Gallison**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - REGISTRATION OF MUSIC THERAPISTS (would provide guidelines for the registration of music therapists by the department of health.) {LC1076/A/1}

Read and referred to the Committee on Health and Human Services.

Also:

**House Bill No. 5848 SUB A****BY** Bennett, McNamara, Amore, Coderre, Ruggiero**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS - DEPARTMENT OF BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS (would mean that any reference in the general laws to "mental retardation" or "retardation" shall mean "developmental disabilities")  
{LC1943/A/1}

Read and referred to the Committee on Health and Human Services.



Also:

**House Bill No. 6065 SUB A**

**BY** Hearn, Cimini, O'Brien, Nunes, Marcello

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - PAYMENT OF WAGES (would allow employee wages to be paid less frequently than weekly upon the employer meeting specified requirements.) {LC2472/A/1}

Read and referred to the Committee on Labor.

Also:

**House Bill No. 6061 SUB A as amended**

**BY** Shekarchi, Ackerman, Newberry, Phillips, McNamara

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - EMPLOYMENT SECURITY - BENEFITS - UNEMPLOYMENT INSURANCE (would mandate the dept of labor & training develop a report that presents options for adjusting and creating state unemployment insurance laws regarding employees, employers, and industries of a seasonal nature, no later than December 1, 2013.) {LC2436/A/1}

Read and referred to the Committee on Labor.

Also:

**House Bill No. 5612 SUB A**

(National Guard)

**BY** Azzinaro, Corvese, Gallison, Fellela, Kennedy

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - EMERGENCY MANAGEMENT (would enact the International Emergency Management Assistance Compact into Rhode Island law) {LC1494/A/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5619 SUB A**

**BY** Fox, Blazejewski, Ajello, Cimini, Mattiello

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would empower the division of motor vehicles to make available special design motor vehicle plates based upon the home and hospice care of Rhode Island) {LC1637/A/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5712**

(Governor)

**BY** Gallison, Fellela, Azzinaro, Casey, Slater

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (would make it easier for military service members and their spouses to obtain certifications and licenses to perform regulated professional services.) {LC1701/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5837**

**BY** Nunes, Shekarchi, Jacquard

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would make technical changes to the special use registration statute to accurately reflect the current process of distribution through a computerized plate on demand system) {LC1954/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5902**

**BY** Hull, Gallison, McLaughlin, Winfield, Chippendale

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- VETERAN DESIGNATION ON OPERATOR LICENSE (would require retail establishments within the state offering a veteran's preference or discount to honor the Rhode Island operator's license designation as proof of military service) {LC2027/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 6041**

**BY** Blazejewski

**ENTITLED**, AN ACT RELATING TO ELECTIONS - VOTER CHOICE ACT (would change the date when the voter choice study commission report is due from May 1, 2013 to November 1, 2013.) {LC2455/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5932 SUB A**

**BY** Diaz, McNamara, Williams, Slater, Tanzi

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE RHODE ISLAND LUPUS EDUCATION AND AWARENESS PLAN {LC2133/A/1}

Read and referred to the Committee on Special Legislation and Veterans Affairs.

Also:

**House Bill No. 5162 SUB A**

**BY** Coderre, Palangio, San Bento, Ucci, Cimini

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS (would add city and town owned manhole covers and bridge placards to the sale of protected precious metals) {LC353/A/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5179 SUB A as amended**

**BY** Ackerman, O`Grady, Valencia, Newberry, Tomasso

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require independent fire districts to post draft minutes of their meetings on their own district/department website or the local municipal website or on the website of the secretary of state {LC629/A/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5231**

**BY** Shekarchi, Ackerman, Newberry, Lima, Lombardi

**ENTITLED**, AN ACT RELATING TO PROPERTY - RECORDING OF INSTRUMENTS (would add an affidavit of facts relating to title or interest in real estate to those instruments eligible for recording) {LC436/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5817 SUB A**

**BY** Diaz, Slater, Almeida

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MISCELLANEOUS RULES {LC1870/A/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5851 SUB A**

**BY** Keable, Blazejewski, Marcello

**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS - INCOMPETENCY TO STAND TRIAL AND PERSONS

ADJUDGED NOT GUILTY BY REASON OF INSANITY (would grant jurisdiction to the district court to order an examination of a person who requires specialized mental healthcare services) {LC1950/A/2}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5387**

**BY** Blazejewski, Keable

**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - SOLEMNIZATION OF MARRIAGES (would include administrative clerks, as officials empowered to join persons in marriage) {LC1069/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5163**

**BY** Martin, Abney

**ENTITLED**, AN ACT RELATING TO ELECTIONS - NOMINATION OF PARTY AND INDEPENDENT CANDIDATES (would provide that in a city, the minimum number of signatures required on the nomination papers to run for the office of school committee would be one hundred (100) signatures) {LC600/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 5749**

(Children, Youth and Families)

**BY** Naughton, Ackerman, Silva, Bennett, Hull

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- ABUSED AND NEGLECTED CHILDREN {LC1428/1}

Read and referred to the Committee on Judiciary.

Also:

**House Bill No. 6122**

**BY** Blazejewski

**ENTITLED**, AN ACT RELATING TO THE FORFEITURE OR REVOCATION OF THE CHARTER OF ROBBINS PROPERTIES, INC. {LC2595/1}

Read and ordered to be placed on the Consent Calendar.

**REPORTS OF COMMITTEES  
COMMITTEE ON COMMERCE**

Senator Picard from the Committee on Commerce, reports back, with recommendation of passage of the following measure:

**Senate Bill No. 718 SUB A**

**BY** Sheehan, Walaska, Felag, Goodwin, Jabour

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION (would change the name of the economic development corporation to the RI commerce corporation and would also establish transparency and accountability provisions with respect to its operations and governance.)

{LC2041/A/1}

Read and ordered to be placed on the Calendar.

**COMMITTEE ON EDUCATION**

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measure:

**House Bill No. 5755**

(Secretary of State)

**BY** Hearn

**ENTITLED**, AN ACT RELATING TO LIBRARIES - STATE PUBLICATIONS CLEARINGHOUSE (would authorize the chairperson of the CRIARL government documents committee to designate someone to represent them on the state publications clearinghouse advisory committee.) {LC1848/1}

Read and ordered to be placed on the Consent Calendar.

**COMMITTEE ON FINANCE**

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

**Senate Bill No. 74**

**BY** Crowley, Sheehan, Lynch, Hodgson, Goodwin

**ENTITLED**, AN ACT RELATING TO TAXATION - SALES TAX EXEMPTION (would extend sales tax exemptions for writers, composers and artists in the entire city of Central Falls and certain areas in the town of Cumberland.) {LC387/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 75****BY** Crowley, Sheehan, Lynch, Hodgson, Goodwin**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX - ESTABLISHMENT OF ARTS DISTRICT (would establish a new arts district within the city of Central Falls and Cumberland for purposes of the tax exemption provided to writers, composers, and other artists.) {LC391/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 185****BY** Sosnowski, Cool Rumsey, DiPalma, Felag, Picard**ENTITLED**, AN ACT RELATING TO TAXATION -- TAXATION OF FARM, FOREST AND OPEN SPACE LAND (would amend the laws to enable the tax assessor to save postage in the first mailing of a form to landowners to confirm that space is still farm, forest or open land.) {LC424/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 262****BY** Pearson, Picard**ENTITLED**, AN ACT RELATING TO EDUCATION - FOUNDATION LEVEL SCHOOL SUPPORT (would provide that if a community's school department undertakes repairs eligible for school housing aid reimbursement and funds such repairs from the school district's budget, as opposed to the community's municipal budget) {LC1028/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 274****BY** Kettle, Bates, O'Neill, DaPonte, Ottiano**ENTITLED**, AN ACT RELATING TO TAXATION - INCOME TAX REFUNDS - STATE TAX OFFICIALS (would give all state income tax return filers the option to have their tax refund directly deposited into their bank account.) {LC1065/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 396****BY** Satchell, Gallo**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND COMPUTATION (would create tax exempt artistic community districts within the town of West Warwick, Rhode Island.) {LC1822/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 747**

(Governor)

**BY** Goodwin, Nesselbush, DaPonte, Ruggerio, Paiva Weed

**ENTITLED**, AN ACT RELATING TO TAXATION - HISTORIC STRUCTURES TAX CREDIT {LC1695/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 828**

(by request)

**BY** Cool Rumsey

**ENTITLED**, AN ACT RELATING TO "AN ACT RELATING TO TAX EXEMPTION OF CERTAIN PROPERTY IN THE TOWN OF RICHMOND" {LC2315/1}

Read and ordered to be placed on the Calendar.

**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:

**House Bill No. 5650 SUB A**

(Health)

**BY** Bennett, Hull, Shekarchi, Silva, Tanzi

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICIANS ASSISTANT (would update section 5-54-9 to provide that the training program for physician assistant be certified by the accreditation review commission on education for the physician assistant (ARC-PA.) {LC1453/A/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Bill No. 281**

(by request)

**BY** Ottiano, Algieri, Hodgson, Nesselbush, Sosnowski

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICIAN ASSISTANTS (would remove the powers of the department of health board of licensure to approve programs for the training of physician assistants.) {LC1094/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 536 SUB A**

**BY** Goldin, Cool Rumsey, Conley, Satchell, Sosnowski

**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES (would amend the amount of time permitted for a health payer to conduct a post-payment audit from 2 years to one year and would establish an appeals process prior to any recoupment or set-off.) {LC1274/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 680**

**BY** McCaffrey, Lynch

**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS {LC1798/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 904**

**BY** Sheehan, Sosnowski, Goldin, Goodwin, DiPalma

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ADEQUACY OF THE BLOOD SUPPLY IN RHODE ISLAND (would assume the continued quality and supply of blood and blood products in RI and the cost-effectiveness of the blood supply system in this state) {LC2477/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 945 SUB A**

**BY** Sosnowski

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES - RADIOLOGIC TECHNOLOGISTS (would permit the director of health to waive the licensing requirements for the dispensing of prescription medicine where it is necessary to get such medication before it can be retrieved from the mainland.) {LC2556/A/1}

Read and ordered to be placed on the Calendar.



**COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT**

Senator Pichardo from the Committee on Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

**Reappointment of William Keith Burlingame (Public Member) of Wakefield to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Rodger Booth (Fire Protection Industry Representative) of West Greenwich VICE David Dias to the Fire Safety Code Board of Appeals for a term expiring July 1, 2018.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Robert M. Walker, Jr. (Building Official) of Lincoln to the Fire Safety Code Board of Appeals and Review for a term expiring July 1, 2018.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Marion C. Filippi (Public Member) of Lincoln to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Barbara J. Thornton, AIA (Public Member) of Providence VICE William Jaspardo to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Frank A. Montanaro (Public Member) VICE James R. Carlson to the State Building Codes Standards Committee for a term expiring May 1, 2016.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Alfred T. DeCorte (Representing Municipality with population over 60,000) VICE Fred B. Sarno (retired) to the State Building Codes Standards Committee for a term expiring May 1, 2015.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Mark A. Kravatz (Representing Lead Poisoning Agency) VICE Roberta Hazen Aaronson to the Rhode Island Housing Resources Commission for a term expiring January 31, 2014.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Carleton Freese (Representative of the Homeless) VICE Kavah Hajianbahmani to the Rhode Island Housing Resources Commission for a term expiring January 31, 2016.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Joseph F. Garlick, Jr. (Non-Profit Development Corporation) VICE Kathleen Bazinet to the Rhode Island Housing Resources Commission for a term expiring January 31, 2016.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Albert Valliere (Representative of the Rhode Island Builders Association) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2015.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Jeanne Cola (Chairperson) as Chairman to the Rhode Island Housing Resources Commission for a term expiring January 31, 2015.**

Read and ordered to be placed on the Consent Calendar.

## NEW BUSINESS

**Senate Resolution No. 978****BY** Lombardo**ENTITLED**, SENATE RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE PASSING OF DORA M. PAOLUCCI

{LC2727/1}

Senator Lombardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardo moves passage, seconded by Senator Bates.

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

Also:

**Senate Bill No. 979****BY** Goodwin, Felag, McCaffrey, Bates, Ruggerio**ENTITLED**, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS -- CASINO GAMING {LC2729/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 980****BY** Picard, Miller, Lynch, Pearson, Lombardo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - PAYMENT OF WAGES (would allow employers whose average payroll exceeds two hundred percent (200%) of the state minimum wage to pay wages less frequently than weekly.) {LC2732/1}

Read and ordered to the Committee on Labor.

Also:

**Senate Bill No. 981****BY** Felag**ENTITLED**, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION {LC2726/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Resolution No. 983****BY** Raptakis, Kettle, Hodgson, O'Neill, Cool Rumsey**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CREATION AND ESTABLISHMENT OF ONE INDEPENDENT OR MUNICIPAL FIRE DISTRICT IN COVENTRY {LC2736/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 984****BY** DaPonte, Conley, Picard, Cote**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS {LC2714/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 985**

(by request)

**BY** Paiva Weed**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- AWARD OF MUNICIPAL CONTRACTS {LC2706/1}

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

Also:

**Senate Bill No. 986****BY** Archambault**ENTITLED**, AN ACT TO CREATE THE SMITHFIELD CONSOLIDATED WATER DISTRICT AND TO PROVIDE FOR ITS POWERS AND DUTIES {LC2668/1}

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

Also:

**Senate Bill No. 987****BY** Goldin**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2404/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 988****BY** Goldin**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC2734/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 989****BY** DiPalma, Felag, Ottiano, Bates**ENTITLED**, AN ACT RELATING TO HIGHWAYS -- RHODE ISLAND TURNPIKE AND BRIDGE AUTHORITY {LC2742/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 990****BY** Hodgson**ENTITLED**, AN ACT RELATING TO TAXATION {LC2738/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 991****BY** Felag, DiPalma, Ottiano**ENTITLED**, AN ACT AUTHORIZING THE STONE BRIDGE FIRE DISTRICT TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) TO FINANCE CAPITAL IMPROVEMENTS TO ITS WATER SYSTEM {LC2746/1}

Read and ordered to the Committee on Finance.

**CONSENT CALENDAR**

In order for the day is taken up as follows:

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

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 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.

Senator McCaffrey moves passage, seconded by Senators Lynch, Archambault and Miller.

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 and 1 Senator abstaining as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, 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:

ABSTAINED- 1: Senator Cote.

- 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.

Senator McCaffrey moves passage, seconded by Senators Ruggerio, Lynch, Bates, Archambault, Lombardo and DaPonte.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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:

**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.

Senator Lynch moves passage, seconded by Senators Gallo, Sosnowski, Pearson, Cool Rumsey and Conley.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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:

**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.

Senator Goodwin moves passage, seconded by Senators Ruggerio, Lynch Crowley, Picard, Fogarty Lombardi, Sheehan, Archambault 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 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:

**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.

Senator Fogarty moves passage, seconded by Senators Lombardo, Lombardi, Hodgson, Nesselbush, Metts and Ruggerio.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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:

**6. 2013-S 954**

**BY** Gallo

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL  
LICENSES

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator Gallo moves passage, seconded by Senators Felag Lynch 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:

**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.

Senator Jabour moves passage, seconded by Senators McCaffrey, Pichardo, Pearson and Archambault.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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:

**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.

Senator McCaffrey moves passage, seconded by Senators Felag, Lynch, Hodgson, Lombardi and Archambault.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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:

**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.

Senator McCaffrey moves passage, seconded by Senators Miller, Ruggerio and Felag.

The bill marked Substitute "A" is read and passed, in concurrence, 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 and 1 Senator abstaining as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, 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:

ABSTAINED – 1: Senator Cote.

**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.

Senator Felag moves passage, seconded by Senators Ruggerio, Pichardo and O'Neill.

The act is read and passed, by unanimous consent, in concurrence, 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:

**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.

Senator McCaffrey moves passage, seconded by Senators Archambault and Jabour.

The act is read and passed, by unanimous consent, as amended, in concurrence, 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:

**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.

Senator McCaffrey moves passage, seconded by Senators Archambault and Jabour.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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:

**13. 2013-H 5462**

**BY** Keable

**ENTITLED**, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- FUNDS TRANSFERS

Committee on Commerce recommends passage in concurrence.

Senator Picard moves passage, seconded by Senator Lombardo.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 3 Senators abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators 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, O'Neill, Ottiano, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

ABSTAINED- 3: Senators Algieri DaPonte, Pearson.

### RECOMMITTAL

Senator McCaffrey requests the following bill be recommitted to the Committee on Judiciary:

**Senate Bill No. 548**

**BY** Goodwin

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND VANDALISM (would amend and expand the penalties for creating graffiti and otherwise defacing certain property.) {LC1908/1}

Upon suggestion of Senator McCaffrey and without objection, seconded by Senator Hodgson Goodwin and Jabour ordered to be recommitted to the committee on Judiciary.

### 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 Metts announces that the Committee on Education will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Lombardo announces that the Committee on Labor 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 today, at the rise of the Senate, in Room 310 of the State House.

Senator Walaska announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in Room 211 of the State House.

Senator Lombardi congratulates Senator McCaffrey's son on pitching a two-hitter.

Senator Pichardo announces members from the League of Woman voters of Rhode Island's 6<sup>th</sup> Annual Civic Education Reception, Soljane Quiles, Edward Inman and Natalie O'Brien.

Senator Felag announces that the Committee on Finance will meet tomorrow, at 3:00 o'clock P.M. in Room 211 of the State House.

### **ADJOURNMENT**

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Lombardo the Senate adjourns at 4:50 o'clock P.M. in memory of Dora M. Paolucci.

**JOSEPH R. BRADY**  
Secretary of the Senate

**Appendix**

**INVOCATION**

**SENATOR LEONIDAS P. RAPTAKIS**

Almighty God, help us to live, work, and legislate so that all the citizens of our state may be equally free and aspire to have a high purpose in life. Amen.

## Appendix

## CONSENT CALENDAR

## IN ORDER FOR THURSDAY, JUNE 06, 2013:

1. **Reappointment of William Keith Burlingame (Public Member) of Wakefield to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

2. **Appointment of Rodger Booth (Fire Protection Industry Representative) of West Greenwich VICE David Dias to the Fire Safety Code Board of Appeals for a term expiring July 1, 2018.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

3. **Reappointment of Robert M. Walker, Jr. (Building Official) of Lincoln to the Fire Safety Code Board of Appeals and Review for a term expiring July 1, 2018.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

4. **Reappointment of Marion C. Filippi (Public Member) of Lincoln to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

5. **Appointment of Barbara J. Thornton, AIA (Public Member) of Providence VICE William Jaspardo to the Fire Safety Code Board of Appeal and Review for a term expiring March 1, 2019.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

6. **Appointment of Frank A. Montanaro (Public Member) VICE James R. Carlson to the State Building Codes Standards Committee for a term expiring May 1, 2016.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

7. **Appointment of Alfred T. DeCorte (Representing Municipality with population over 60,000) VICE Fred B. Sarno (retired) to the State Building Codes Standards Committee for a term expiring May 1, 2015.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 8. Appointment of Mark A. Kravatz (Representing Lead Poisoning Agency) VICE Roberta Hazen Aaronson to the Rhode Island Housing Resources Commission for a term expiring January 31, 2014.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 9. Appointment of Carleton Freese (Representative of the Homeless) VICE Kavah Hajianbahmani to the Rhode Island Housing Resources Commission for a term expiring January 31, 2016.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 10. Appointment of Joseph F. Garlick, Jr. (Non-Profit Development Corporation) VICE Kathleen Bazinet to the Rhode Island Housing Resources Commission for a term expiring January 31, 2016.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 11. Reappointment of Albert Valliere (Representative of the Rhode Island Builders Association) to the Rhode Island Housing Resources Commission for a term expiring January 31, 2015.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 12. Reappointment of Jeanne Cola (Chairperson) as Chairman to the Rhode Island Housing Resources Commission for a term expiring January 31, 2015.**

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

- 13. 2013-H 5650 SUB A  
BY Bennett  
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 in concurrence.



- 14. 2013-H 5755**  
**BY** Hearn  
**ENTITLED**, AN ACT RELATING TO LIBRARIES - STATE PUBLICATIONS CLEARINGHOUSE

Committee on Education recommends passage in concurrence.

- 15. 2013-H 6122**  
**BY** Blazejewski  
**ENTITLED**, AN ACT RELATING TO THE FORFEITURE OR REVOCATION OF THE CHARTER OF ROBBINS PROPERTIES, INC.

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

- 16. 2013-H 6195**  
**BY** Blazejewski  
**ENTITLED**, JOINT RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF THE FOUNDING OF TRINITY REPERTORY COMPANY

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

- 17. 2013-H 6196**  
**BY** Tanzi  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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

**Appendix****CALENDAR****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 QUONOCHONTAUG 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.

**IN ORDER FOR TUESDAY, JUNE 11, 2013:**

- 1. 2013-S 718 SUB A**  
**BY Sheehan**  
**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ECONOMIC DEVELOPMENT CORPORATION**

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

- 2. 2013-S 74**  
**BY Crowley**  
**ENTITLED, AN ACT RELATING TO TAXATION - SALES TAX EXEMPTION**

Committee on Finance recommends passage.

- 3. 2013-S 75**  
**BY Crowley**  
**ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX - ESTABLISHMENT OF ARTS DISTRICT**

Committee on Finance recommends passage.

- 4. 2013-S 185**  
**BY Sosnowski**  
**ENTITLED, AN ACT RELATING TO TAXATION -- TAXATION OF FARM, FOREST AND OPEN SPACE LAND**

Committee on Finance recommends passage.

- 5. 2013-S 262**  
**BY Pearson**  
**ENTITLED, AN ACT RELATING TO EDUCATION - FOUNDATION LEVEL SCHOOL SUPPORT**

Committee on Finance recommends passage.

**6. 2013-S 274**

**BY** Kettle

**ENTITLED**, AN ACT RELATING TO TAXATION - INCOME TAX REFUNDS - STATE TAX OFFICIALS

Committee on Finance recommends passage.

**7. 2013-S 396**

**BY** Satchell

**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES-- LIABILITY AND COMPUTATION

Committee on Finance recommends passage.

**8. 2013-S 747**

**BY** Goodwin

**ENTITLED**, AN ACT RELATING TO TAXATION - HISTORIC STRUCTURES TAX CREDIT

Committee on Finance recommends passage.

**9. 2013-S 828**

**BY** Cool Rumsey

**ENTITLED**, AN ACT RELATING TO "AN ACT RELATING TO TAX EXEMPTION OF CERTAIN PROPERTY IN THE TOWN OF RICHMOND"

Committee on Finance recommends passage.

**10. 2013-S 281**

**BY** Ottiano

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICIAN ASSISTANTS

Committee on Health & Human Services recommends passage.

**11. 2013-S 536 SUB A**

**BY** Goldin

**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

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

**12. 2013-S 680**

**BY** McCaffrey

**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE,

## DEVELOPMENTAL DISABILITIES AND HOSPITALS

Committee on Health & Human Services recommends passage.

**13. 2013-S 904**

**BY** Sheehan

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ADEQUACY OF THE BLOOD SUPPLY IN RHODE ISLAND

Committee on Health & Human Services recommends passage.

**14. 2013-S 945 SUB A**

**BY** Sosnowski

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES - RADIOLOGIC TECHNOLOGISTS

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

## Appendix

## BILLS TRANSMITTED TO THE GOVERNOR

**Senate Bill No. 507 SUB A**

BY McCaffrey, Lynch

**ENTITLED**, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE  
BROKER LIEN ACT (would establish the Commercial Real Estate Broker Lien Act.)  
{LC1759/A/2}**Senate Bill No. 627 SUB A**

(Secretary of State)

BY Jabour, Pearson, Metts

**ENTITLED**, AN ACT RELATING TO ELECTIONS - MAIL BALLOTS  
{LC1171/A/1}**Senate Bill No. 659 SUB A**

(Transportation)

BY McCaffrey, Felag, Walaska

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - TRAFFIC  
CONTROL DEVICES  
{LC1473/A/1}**House Bill No. 5462**

BY Keable, Valencia, Kazarian, Finn

**ENTITLED**, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- FUNDS  
TRANSFERS (would amend the Rhode Island Uniform Commercial Code in order to provide that  
it be applied to remittance transfers that are not deemed electronic funds transfers under the  
Federal Electronic Funds Transfer Act)  
{LC1355/1}**House Bill No. 5726 SUB A**

BY Marcello

**ENTITLED**, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL ESTATE  
BROKER LIEN ACT (act would establish the Commercial Real Estate Broker Lien Act.)  
{LC1203/A/1}**House Bill No. 5775 as amended**

(Transportation)

BY Ajello

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - TRAFFIC  
CONTROL DEVICES (would update outdated and inapplicable provisions of the RI general laws  
to correspond with the standards for the meaning of traffic signals as included in the Manual on  
Uniform Traffic Control Devices (MUTCD))  
{LC1472/1}

**House Bill No. 5781 SUB A**

(Secretary of State)

**BY** Blazejewski, Johnston, Keable, Nunes, Silva

**ENTITLED**, AN ACT RELATING TO ELECTIONS - MAIL BALLOTS (would require that mail ballots be returned to the state board of elections by the closing time of the polls established by law on election day.)

{LC1840/A/1}

**House Bill No. 5929**

**BY** Corvese

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (would authorize the North Providence board of licenses to issue a retail Class B liquor license for a business located on plat 23A, lot 98 of the North Providence tax assessment map.)

{LC2175/1}