

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 fourth day of January in the year of Our Lord two thousand and five.

Volume 132, No. 48

Thursday, May 12, 2005

Forty-eighth Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:20 o'clock P.M.

The roll is called and a quorum is declared present with 36 Senators present and 2 Senators absent as follows:

PRESENT – 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators Damiani and Pichardo

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Wednesday, May 11, 2005 proceedings is read in part.

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

GUESTS

Upon suggestion of Senators Lanzi, McCaffrey, Fogarty, Sosnowski, Breene, Fogarty, Ciccone and DaPonte and by unanimous consent, the Honorable President welcomes to the Chamber Helene Macedo, RN Rhode Island Hospital, Gail Major, RN Fatima Hospital, Mikaela Bessette, RN Rhode Island Hospital, Cindy Lussier, RN Zambarano Hospital, Jackie Tripp, Respiratory Therapist Westerly Hospital, Karen Bruscini, RN Westerly Hospital, Barbara Crosby, RN and her daughter Dereka Rhode Island Hospital, Brenda Schobel, RN Landmark Medical Center, Donna DiPrete, RN Memorial Hospital, Rita Owens, RN Memorial Hospital.

Upon suggestion of Senator Raptakis and by unanimous consent, the Honorable President welcomes to the Chamber Rochelle Wilson Karapatakis and Julia G. Karapatakis of East Greenwich, his godchild.

Upon suggestion of Senator Sheehan and by unanimous consent, the Honorable President welcomes to the Chamber the Honorable Catherine Graziano, former State Senator from Providence.

Upon suggestion of Senator Polisena and by unanimous consent, the Honorable President welcomes to the Chamber the Honorable Peter Simone of Johnston.

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:

May 11, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-19-6 of the Rhode Island General Laws, I have made the following appointment of the Rhode Island Resource Recovery Corporation:

Lawrence Kahn of Providence

VICE
The Honorable Robert Lowe

for a term expiring July 1, 2008.

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

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

May 11, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 45-53-7 of the Rhode Island General Laws, I have made the following appointment to the State Housing Appeals Board:

William A. White of South Kingstown
(Representing Business Community)

for a term expiring January 1, 2008.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri
Governor

Read and referred to the Committee on Judiciary.

Also:

May 11, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-45-2 of the Rhode Island General Laws, I have made the following appointment to the Historical Preservation and Heritage Commission:

Robert J. McKenna of Newport

VICE
The Honorable Stephen Alves

for a term expiring June 1, 2008.

Sincerely,



Donald L. Carcieri
Governor

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

REPORTS OF COMMITTEES**COMMITTEE ON EDUCATION**

Senator Issa, from the Committee on Education, reports back, with recommendation of passage of the following measures:

Senate Bill No. 55 SUB A

BY Senators Issa, Gallo, Perry, Felag, Tassoni

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES' HIGHER EDUCATION ADOPTEE GRANT (children adopted through foster care in RI eligible for a Higher Education Opportunity Incentive Grant)

Read and ordered to be placed on the Calendar

Also:

Appointment of **Anne T. Quintero** of Providence VICE Patricia Ann Doyle to the Rhode Island State Council on the Arts for a term expiring March 1, 2006.

Senator Ciccone requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ciccone, seconded by Senators Lanzi, Gallo, Connors, Metts and Levesque 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 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Ciccone and by unanimous consent, the Honorable President welcomes to the Chamber Anne T. Quintero of Providence.

COMMITTEE ON JUDICIARY

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

Senate Bill No. 105**BY** Senator Montalbano J**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 243 SUB A**BY** Senators McCaffrey, Ruggerio**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 725**BY** Senators Damiani, Polisena, Sosnowski**ENTITLED**, AN ACT RELATING TO ELECTIONS (prevent person from being candidate for 2 separate offices in same election).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 732 (Governor)**BY** Senator Blais**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT.

Read and ordered to be placed on the Calendar

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Senator Caprio for the Committee on Commerce, Housing and Municipal Government reports back the following measure, with recommendation of transfer to the Committee on Financial Services, Technology and Regulatory Issues.

House Bill No. 5359 as amended**BY** San Bento, Kennedy, Shanley**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - INSPECTIONS.

Read and referred to the Committee on Financial Services, Technology and Regulatory Issues.

NEW BUSINESS

Senate Resolution No. 1094**BY** Senators Damiani, Polisena, McCaffrey, Montalbano J**ENTITLED**, SENATE RESOLUTION CELEBRATING MAY 15, 2005 AS "NATIONAL POLICE MEMORIAL DAY" AND THE WEEK OF MAY 15-21 AS "NATIONAL POLICE WEEK".

Senator Polisena requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Polisena moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1095**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING ADAM R. HOHLER ON ATTAINING THE RANK OF EAGLE SCOUT.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1096**BY** Senator Blais**ENTITLED**, SENATE RESOLUTION CONGRATULATING RUSSELL DUCHARME ON ATTAINING THE RANK OF EAGLE SCOUT.

Senator Blais requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Blais moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1097

BY Senators Paiva-Weed, Gibbs, Badeau

ENTITLED, SENATE RESOLUTION CELEBRATING THE DEDICATION OF THE ROCHAMBEAU REVOLUTIONARY ROUTE AND DESIGNATING THE ARTILLERY COMPANY OF NEWPORT AS REPRESENTING THE STATE OF RHODE ISLAND AT THE 225TH COMMEMORATION OF THE BATTLE OF YORKTOWN AND THE ATTENDANT DEDICATION OF THE WASHINGTON/ROCHAMBEAU REVOLUTIONARY ROUTE FROM OCTOBER 19-22 IN YORKTOWN, VIRGINIA.

Senator Paiva Weed requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Paiva Weed moves passage, seconded by the entire Senate.

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

CALENDAR**IN ORDER FOR THURSDAY, MAY 12, 2005:****1 2005-S 331**

BY Perry

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SOCIAL SECURITY NUMBER PRIVACY ACT

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 18, 2005.

2 2005-S 552

BY Roberts

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM

Committee on Health & Human Services recommends passage.

Senator Roberts moves passage, seconded by Senators Gallo, Goodwin, Bates, Sosnowski, Lenihan, Ciccone, Felag and many others.

Senators Polisena and Sheehan discuss the act.

The act is read and passed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2005-S 255

BY Breene

ENTITLED, AN ACT RELATING TO PUBLIC BUILDINGS

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 18, 2005.

4 2005-S 394 SUB A

BY Breene

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- DAM
MANAGEMENT DISTRICTS**

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 18, 2005.

5 2005-S 981

BY Ciccone

**ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND
MAINTENANCE OF STATE ROADS**

Committee on Environment & Agriculture recommends passage.

Upon suggestion of Senator Ciccone, and without objection, ordered to be placed on the Calendar for Wednesday, May 18, 2005.

6 2005-S 267 SUB A

BY Alves

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
NURSING SERVICE AGENCIES**

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

Senator Roberts moves passage, seconded by Senators Alves, Sheehan and Gibbs.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2005-S 311

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER
HEALTH INSURANCE AVAILABILITY ACT

Committee on Health & Human Services recommends passage.

Senator Blais moves passage, seconded by Senator Gibbs.

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

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2005-S 421 SUB A

BY Cote

ENTITLED, AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH
INSURANCE COVERAGE

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

Senator Cote moves passage, seconded by Senators Blais, Bate and Gibbs.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 423 SUB A

BY Cote

ENTITLED, AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES

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

Senator Cote moves passage, seconded by Senators Felag and Bates.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2005-S 555 SUB A

BY Roberts

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

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

Senator Roberts moves passage, seconded by Senators Fogarty, Sheehan, Metts Gibbs, Blais and others.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-S 557 SUB A

BY Blais

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

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

Senator Blais moves passage, seconded by Senator Breene.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2005-S 562

BY Blais

**ENTITLED, AN ACT RELATING TO EMERGENCY MEDICAL
TRANSPORTATION SERVICES**

Committee on Health & Human Services recommends passage.

Senator Blais moves passage, seconded by Senator Breene.

The act is read and passed, by unanimous consent, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13 2005-S 680 SUB A

BY Goodwin

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --
OFFICE OF THE STATE MEDICAL EXAMINERS**

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

Senator Goodwin moves passage, seconded by Senators Levesque, Tassoni, Roberts, Metts, Blais, Paiva Weed, Polisena and many others.

Senator Roberts discusses the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2005-S 682

BY Goodwin

ENTITLED, AN ACT RELATING TO THE OFFICE OF THE STATE MEDICAL EXAMINERS

Committee on Health & Human Services recommends passage.

Senator Goodwin moves passage, seconded by Senators Roberts, Tassoni, Metts, Levesque, Paiva Weed, Ruggerio, Felag, Connors, Polisena and many others.

Senator Roberts discusses the act.

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

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2005-S 778 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS

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

Senator Roberts moves passage, seconded by Senator Blais.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

16 2005-S 804 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM

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

Senator Gallo moves passage, seconded by Senators McBurney, Levesque, Walaska and Roberts.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17 2005-S 817 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE HEALTH INSURANCE PRUDENT PURCHASING ACT

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

Senator Roberts moves passage, seconded by Senator Levesque and Sheehan.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 36: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2005-S 903 SUB A**BY Fogarty P****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY
MEDICAL TRANSPORTATION SERVICES**

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

Senator Fogarty moves passage, seconded by Senators Roberts, Gallo, Levesque and Goodwin.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Polisena.

19 2005-S 985 SUB A as amended**BY Tassoni****ENTITLED, AN ACT RELATING TO EDUCATION**

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

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 18, 2005.

TRANSMITTAL

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

ANNOUNCEMENTS

Senator Lenihan announces that the Committee on Government Oversight will meet on Wednesday, May 18, 2005, at the rise of the Senate, in the Senate Lounge of the State House.

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

TRANSMITTAL

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 4:58 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR JOSEPH M. POLISENA

Eternal Father, open our hearts and minds for Your divine light upon our daily duties. May we proceed with the courage to make righteous decisions. Amen.

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MAY 17, 2005:**

- 1** Appointment of **David Abedon** (Public Member - Representing a Coastal Community) of Warwick VICE Joseph R. Paolino, Sr. to the Coastal Resources Management Council for a term expiring January 31, 2007.

Committee on Environment & Agriculture recommends that the Senate give its Advice and Consent to this appointment.

2 **2005-S 776 SUB A**

BY Damiani

ENTITLED, SENATE RESOLUTION RELATING TO INSURANCE -- MOTOR VEHICLE DAMAGE APPRAISERS

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

3 **2005-S 371**

BY Revens

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BEDDING AND UPHOLSTERED FURNITURE

Committee on Commerce, Housing & Municipal Government recommends passage.

4 **2005-S 791 SUB A**

BY McCaffrey

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

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

5 **2005-S 822**

BY McCaffrey

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Committee on Commerce, Housing & Municipal Government recommends passage.

6 **2005-S 1006 SUB A**

BY Breene

ENTITLED, AN ACT RELATING TO TAXATION -- WEST GREENWICH

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

7 2005-S 1038

BY Ruggerio

ENTITLED, AN ACT RELATING TO THE DOWNCITY SECTION OF PROVIDENCE

Committee on Commerce, Housing & Municipal Government recommends passage.

8 2005-S 13 SUB A

BY Tassoni

ENTITLED, AN ACT RELATING TO ADOPTION OF CHILDREN

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

9 2005-S 44 SUB A

BY Montalbano J

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- UNLAWFUL OPERATION OF A RECORDING DEVICE

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

10 2005-S 108

BY Raptakis

ENTITLED, AN ACT RELATING TO CRIMINALS -- CORRECTIONAL INSTITUTIONS

Committee on Judiciary recommends passage.

11 2005-S 877 SUB A

BY Perry

ENTITLED, SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY CHILD SAFETY IN CUSTODY AND VISITATION

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

12 2005-S 908

BY Goodwin

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

Committee on Judiciary recommends passage.

13 2005-H 6385**BY Sullivan****ENTITLED,** AN ACT AUTHORIZING MR. AND MRS. GEORGE BROWN TO COMPLETE THE STRUCTURE AT 41 PARK LANE IN THE TOWN OF COVENTRY

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

IN ORDER FOR WEDNESDAY, MAY 18, 2005:**1 2005-S 331****BY Perry****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SOCIAL SECURITY NUMBER PRIVACY ACT

Committee on Judiciary recommends passage.

2 2005-S 255**BY Breene****ENTITLED,** AN ACT RELATING TO PUBLIC BUILDINGS

Committee on Commerce, Housing & Municipal Government recommends passage.

3 2005-S 394 SUB A**BY Breene****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- DAM MANAGEMENT DISTRICTS

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

4 2005-S 981**BY Ciccone****ENTITLED,** AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

Committee on Environment & Agriculture recommends passage.

5 2005-S 985 SUB A as amended**BY Tassoni****ENTITLED,** AN ACT RELATING TO EDUCATION

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

6 2005-S 55 SUB A**BY Issa****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES'
HIGHER EDUCATION ADOPTEE GRANT

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

7 2005-S 105**BY Montalbano J****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -
REGULATION OF SALES

Committee on Judiciary recommends passage.

8 2005-S 243 SUB A**BY McCaffrey****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES

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

9 2005-S 725**BY Damiani****ENTITLED,** AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage.

10 2005-S 732**BY Blais****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND
UNIFORM COMMERCIAL DRIVER'S LICENSE ACT

Committee on Judiciary recommends passage.

RAYMOND T. HOYAS, JR.

Secretary of the Senate

Thursday, May 12, 2005