

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. 51 Thursday, May 19, 2005 and Tuesday, May 24, 2005 Fifty-first Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:18 o'clock P.M.

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

PRESENT – 38: The Honorable President 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, Polisenena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Wednesday, May 18, 2005 proceedings is read in part.

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

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
EXECUTIVE CHAMBER, PROVIDENCE**

May 19, 2005

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-128-6 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Housing Resources Commission:

Angela V. Lovegrove of Rumford
(Representative of Fair Housing)

for a term expiring January 31, 2007.

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

Sincerely,



Donald L. Carcieri
Governor

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

**REPORTS OF COMMITTEES
COMMITTEE ON LABOR**

Senator Badeau, from the Committee on Labor, reports back, with recommendation of passage of the following measures:

Senate Bill No. 81 SUB A as amended

BY Senators Badeau, Cote, Ciccone, Bates, McBurney

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - SUNDAY BUSINESS
(retail establishments not open on Christmas but could be open on Sundays & other holidays)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 363**BY** Senator Revens**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (allow retail establishments who sell consumer electronics to have Sundays and holiday hours of 8:00 A.M. to 10:00 P.M)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 604 SUB A (Governor)**BY** Senator Gibbs**ENTITLED**, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (collective bargaining contract)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1031**BY** Senator McBurney**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS (whenever any judge dies before retirement with no surviving spouse or minor child(ren), the accumulated contribution would be credited to a judicial retirement benefits account to be distributed to a designated beneficiary or to the estate.).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 1054**BY** Senators Connors, DaPonte**ENTITLED**, AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS (decisions of the board of review concerning eligibility for unemployment benefits would not be binding).

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5186**BY** Almeida, Williams, Diaz, McNamara**ENTITLED**, AN ACT RELATING TO EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION (delete references in the general laws/exempt the legislative branch of state government from compliance with provisions of equal opportunity and affirmative action)

Read and ordered to be placed on the Calendar

Also:

House Bill No. 5891

BY Moura

ENTITLED, AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS (eligibility for unemployment benefits).

Read and ordered to be placed on the Calendar

NEW BUSINESS

Senate Bill No. 1111

BY Senators Ruggerio, Alves, Lanzi, Tassoni, Badeau

ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY - COMPOSITION OF THE SENATE.

Read and referred to the Senate Committee on Judiciary

Also:

Senate Resolution No. 1112

BY Senators Damiani, DaPonte, Bates

ENTITLED, SENATE RESOLUTION RESPECTFULLY REQUESTING THE DIRECTOR OF THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION TO CONDUCT A SAFETY REVIEW OF THE WAMPANOAG TRAIL.

Senator Damiani requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Damiani moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 1113

BY Senators Raptakis, Blais, Sosnowski, Felag, Walaska

ENTITLED, SENATE RESOLUTION COMMEMORATING THE 100TH ANNIVERSARY OF THE FOUNDING OF OUR LADY OF CZENSTOCHOWA CHURCH.

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.

CALENDAR

IN ORDER FOR THURSDAY, MAY 19, 2005:

1 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.

Senator Breene moves passage, seconded by Senators Blais.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 29 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 29: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Caprio, Ciccone, Connors, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, McBurney, McCaffrey, Paiva Weed, Perry, Polisena, Ruggiero, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 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.

Senator Perry moves passage, seconded by Senators Blais, Metts and Gallo.

Senator Perry seconded by Senators Gallo and Gibbs, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2005 -- S 877 SUBSTITUTE A

Mr. President:

I hereby move to amend 2005 -- S 877 SUBSTITUTE A, entitled "SENATE RESOLUTION CREATING A SPECIAL SENATE COMMISSION TO STUDY CHILD SAFETY IN CUSTODY AND VISITATION", as follows:

1. On page 1, line 14, by deleting the word and figure "ten (10)" and inserting in place thereof the word and figure

"twelve (12)".

2. On page 1, line 15, after the language "President;" by inserting the following language: "one (1) of whom shall be a member of the senate to be chosen by the Senate Minority Leader;"

3. On page 2, line 2, after the word "Program" by inserting the language "or designee; one (1) of whom shall be the Executive Director of the".

Respectfully submitted,

SENATOR PERRY

The motion to amend prevails upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Perry moves passage of the resolution, as amended, seconded by Senators Gibbs, Metts and Gallo.

The resolution is read and passed, by unanimous consent, as amended, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2005-S 725

BY Damiani

ENTITLED, AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage.

Senator Damiani moves passage, seconded by Senators Polisena and Damiani.

Senator Damiani seconded by Senators Polisena and Goodwin, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2005 -- S 725

Mr. President:

I hereby move to amend 2005 -- S 725, entitled "AN ACT RELATING TO ELECTIONS", as follows:

On page 1, line 10, after the word "elected" by inserting the word "public".

Respectfully submitted,

SENATOR DAMIANI

The motion to amend prevails upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Ciccone, Connors, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Damiani moves passage of the act, as amended, seconded by Senators Polisena and Goodwin.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

4 2005-S 76 SUB A**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues 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 25, 2005.

5 2005-S 297 SUB A**BY Levesque C****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - - SPECIAL
LICENSE PLATES DECAL**

Committee on Constitutional & Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Levesque moves passage, seconded by Senators Issa, Tassoni Goodwin, Metts, Sosnowski and Felag.

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: Senators Algieri, Alves, 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, Polisen, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2005-S 381**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALES**

Committee on Constitutional & Gaming Issues recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 25, 2005.

7 2005-S 457**BY Raptakis****ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Wednesday, May 25, 2005.

8 2005-S 953 as amended**BY Doyle****ENTITLED, AN ACT RELATING TO GAMBLING AND LOTTERIES**

Committee on Constitutional & Gaming Issues recommends passage as amended.

Senator Doyle moves passage, seconded by Senators Goodwin, Felag, Walaska, Alves, Ruggerio, Damiani, DaPonte, Connors, Ciccone and many others.

The act is read and passed, as amended, upon a roll call vote with 33 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

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

NAYS- 1: Senator Metts.

9 2005-S 274 SUB A

BY Ciccone

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
OPEN MEETINGS**

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

Senator Ciccone moves passage, seconded by Senators Bates, Polisena, McCaffrey and Paiva Weed.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2005-S 583

BY McCaffrey

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT**

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Perry, Alves, Paiva Weed, Sosnowski, McBurney, Goodwin, Issa, Felag, Breene, Polisena, Damiani, Connors, Ciccone, DaPonte and many others.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-S 586 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION

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

Senator McCaffrey moves passage, seconded by Senators Perry, Blais, Polisena and Damiani.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

12 2005-S 721

BY Felag

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN

Committee on Judiciary recommends passage.

Senator Felag moves passage, seconded by Senators Sosnowski and Paiva Weed.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13 2005-S 727 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT**

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

Upon suggestion of Senator Perry, and without objection, ordered to be placed on the Calendar for Tuesday, May 24, 2005.

14 2005-S 844**BY McCaffrey****ENTITLED, AN ACT RELATING TO SOVEREIGN IMMUNITY**

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Levesque, Connors and Ciccone.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2005-S 1009**BY Gibbs****ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE**

Committee on Judiciary recommends passage.

Senator Gibbs moves passage, seconded by Senator Levesque.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

16 2005-S 1010**BY Sosnowski****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Senator Sosnowski moves passage, seconded by Senators Bates, Polisena and Damiani.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17 2005-S 1011**BY Perry****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Senator Perry moves passage, seconded by Senators Blais and Connors.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, 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, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2005-S 1051 SUB A**BY Montalbano J****ENTITLED, AN ACT RELATING TO COURTS -- JUDICIAL SELECTION**

Committee on Judiciary 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 Tuesday, May 24, 2005.

19 2005-S 1061 SUB A**BY Algieri****ENTITLED, AN ACT RELATING TO VOTING BY NONRESIDENT PROPERTY OWNERS IN THE TOWN OF WESTERLY**

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

Senator Algieri moves passage, seconded by Senators Bates and Ciccone.

Senators Sheehan and Blais discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon roll call vote with 30 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Ruggerio, Tassoni, Walaska.

NAYS- 3: Senators Lenihan, Sheehan, Sosnowski.

ANNOUNCEMENTS

Senator Felag announces that the Committee on Finance will meet today, at the rise of the Senate, in Room 211 of the State House.

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

Senator Connors announces that the Committee on Rules will meet today, at the rise of the Senate, in the Senate Lounge 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.

RECESS

Upon motion of Senator DaPonte and by unanimous consent the Senate stands at recess at 4:45 o'clock P.M. until the call of the chair.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate, on Tuesday, May 24, 2005, at 4:23 o'clock P.M.

REPORTS OF COMMITTEES

COMMITTEE ON ENVIRONMENT AND AGRICULTURE

Senator Sosnowski, from the Committee on Environment and Agriculture, reports back, with recommendation of passage of the following measure:

Senate Bill No. 961 SUB A

BY Senators Bates, Sosnowski

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION (certificate issued/pump-out station operators)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 611 SUB A as amended

BY Senators Ruggiero, Sosnowski, Goodwin, Levesque C, Gallo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY REDUCTION AND EDUCATION ACT (safe removal and disposal of mercury switches in motor vehicles sold in RI)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 508 SUB A

BY Senators Alves, McCaffrey, Badeau

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (prohibit pets at state owned campgrounds)

Read and ordered to be placed on the Calendar

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 6249 as amended

BY Flaherty, Kennedy

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES (ATM machines on premises).

Received and referred to the Senate Committee on Constitutional and Gaming Issues

Also:

House Bill No. 5494 SUB A as amended

BY Moura, Corvese, Schadone, Long, McCauley

ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICES ACT (declare the refusal to honor a direction to pay to be an unfair claims practice)

Received and referred to the Senate Committee on Financial Services and Regulatory Issues

Also:

House Bill No. 5191

BY Lima

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (master irrigator)

Received and referred to the Senate Committee on Labor

Also:

House Bill No. 5718

BY Carter, Faria

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MECHANICAL TRADES (sheet metal business).

Received and referred to the Senate Committee on Labor

Also:

House Bill No. 5849 as amended

BY Senators Moura

ENTITLED, AN ACT RELATING TO LABOR - PRIVACY PROTECTION (prevent employers from secretly recording audio or video of employees in restrooms, locker rooms and changing rooms).

Received and referred to the Senate Committee on Judiciary

REPORTS OF COMMITTEES

COMMITTEE ON COMMERCE, HOUSING AND MUNICIPAL GOVERNMENT

Senator Caprio, from the Committee on Commerce, Housing and Municipal Government, reports back, with recommendation of passage of the following measure:

Senate Bill No. 1035

BY Senator Montalbano J

ENTITLED, AN ACT RELATING TO THE CLEARY SCHOOL.

Read and ordered to be placed on the Calendar

COMMITTEE ON RULES

Senator Connors, from the Committee on Rules, reports back, with recommendation of passage of the following measure:

Senate Resolution No. 922 as amended

BY Senators Blais, Connors, Ruggerio, Algieri, Paiva-Weed

ENTITLED, SENATE RESOLUTION AMENDING THE RULES OF THE SENATE.

Read and ordered to be placed on the Calendar

GUESTS

Upon suggestion of Senator Alves and by unanimous consent, the Honorable President welcomes to the Chamber David Raiche and his children Matthew Raiche and Amanda Raiche.

COMMITTEE ON FINANCE

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

Senate Bill No. 1

BY Senators Issa, Walaska, McCaffrey, Montalbano J, Felag

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- NATIONAL GUARD (tuition payments for children and/or spouses of National Guard members who are killed in the line of duty)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 15

BY Senators Tassoni, Doyle, Polisena

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL INJURIES COMPENSATION (establish prison commissary fund/proceeds of surcharge would be transferred to the Criminal Injuries Compensation Fund)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 36

BY Senators Ciccone, Fogarty P, Levesque C, Goodwin

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 57

BY Senators Raptakis, Alves, Polisena, Damiani, Blais

ENTITLED, AN ACT RELATING TO TAXATION (RI income tax deduction/Station Fire Family Fund)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 63

BY Senator Polisena

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION (tipping fee)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 80 (Lieutenant Governor)

BY Senators Doyle, Tassoni, McBurney, Goodwin, Ruggerio

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - - COUNCIL ON THE ARTS (expand the duties of the commission of the Rhode Island Council on the arts)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 113 SUB A

BY Senators Revens, Sosnowski, Alves, Bates, Montalbano J

ENTITLED, AN ACT RELATING TO EDUCATION -- THE PUBLIC HIGHER EDUCATION ENDOWMENT INCENTIVE PROGRAM (establish the public higher education endowment incentive program) {LC472/1/A}

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 146

BY Senators Perry, Goodwin, Polisena, Damiani, Levesque C

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RELIEF OF INJURED AND DECEASED FIREFIGHTERS AND POLICE OFFICERS (define domestic partner that would be entitled to a one-time death benefit for deceased police officer, correctional officer or firefighter).

Read and ordered to be placed on the Calendar

NEW BUSINESS

Senate Resolution No. 1122**BY** Senators Levesque C, Paiva-Weed, Felag, DaPonte, Polisena**ENTITLED**, SENATE RESOLUTION CONGRATULATING NANCY L. SOUZA ON BEING NAMED "RHODE ISLAND CERTIFIED SCHOOL NURSE-TEACHER OF THE YEAR".

Senator Levesque requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Levesque moves passage, seconded by the entire Senate.

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

Also:

Senate Bill No. 1123**BY** Senator Badeau**ENTITLED**, AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS -- ELECTRONIC REPORTING (would require political action committees to file campaign finance reports electronically).

Read and referred to the Committee on Judiciary.

CALENDAR

1 2005-S 727 SUB A**BY Perry****ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT

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

Senator Perry moves passage, seconded by Senators Polisena, Damiani, McCaffrey, Felag, Badeau and many others.

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, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 2005-S 1051 SUB A

BY Montalbano J

ENTITLED, AN ACT RELATING TO COURTS -- JUDICIAL SELECTION

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

Upon suggestion of Senator Ruggiero, and without objection, ordered to be placed on the Calendar for Thursday, May 26, 2006.

3 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 Ruggiero, and without objection, ordered to be placed on the desk.

4 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.

Senator Tassoni moves passage, seconded by Senator Lenihan.

Senator Tassoni, seconded by Senator Lenihan, offers the following written motion to amend.

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

2005 -- S 13 SUBSTITUTE A

Mr. President:

I hereby move to amend 2005 -- S 13 SUBSTITUTE A, entitled "AN ACT RELATING TO ADOPTION OF CHILDREN", as follows:

1. On page 2, line 20, by deleting the language "Any other information that the agency or the court considers necessary and".
2. On page 2, line 21, by deleting the language "appropriate to serve the child's best interests."
3. On page 2, line 22, by deleting the language "Provided, however,".
4. On page 2, line 22, by deleting the word "no" and inserting in place thereof the word "No".

5. On page 2, line 22, by deleting the word "this".
6. On page 2, line 22, by inserting "(a)" immediately after the word "subsection".

Respectfully submitted,

SENATOR TASSONI

The motion to amend prevails upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senators Polisena and Doyle.

The act is read and passed, by unanimous consent, as amended, 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, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5 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.

Senator Breene moves passage, seconded by Senators Sosnowski, Blais, Fogarty, Felag 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 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin,

Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

6 2005-S 1005

BY Gibbs

ENTITLED, AN ACT AUTHORIZING AN INCREASE IN THE AMOUNT OF REAL, PERSONAL, AND MIXED PROPERTY WHICH THE NEWPORT COUNTY COMMUNITY MENTAL HEALTH CENTER, INC. SHALL BE ENTITLED TO TAKE, HOLD, TRANSMIT AND CONVEY, AND GRANTING EXEMPTION FROM ALL TAXATION

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Gibbs moves passage, seconded by Senators Paiva Weed and Breene.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

7 2005-S 1033

BY McBurney

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF BLACKSTONE VALLEY COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senator Doyle.

The act is read and passed, by unanimous consent, upon a roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2005-S 1059**BY Levesque C****ENTITLED, AN ACT RELATING TO THE TOWN OF PORTSMOUTH**

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Levesque moves passage, seconded by Senators McCaffrey, Gallo, Fogarty and Felag.

The act is read and passed, by unanimous consent, upon a 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, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2005-S 242 SUB A**BY Perry****ENTITLED, AN ACT RELATING TO LIBRARIES -- STATE AID TO LIBRARIES**

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

Senator Perry moves passage, seconded by Senator Metts.

Senator Blais discusses the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon roll call vote with 31 Senators voting in the affirmative and 3 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Montalbano and Senators Algieri, Alves, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 3: Senators Bates, Blais, Breene.

10 2005-S 335 SUB A**BY Levesque C****ENTITLED, AN ACT RELATING TO PROPERTY - RHODE ISLAND REAL ESTATE TIME-SHARE ACT**

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

Senator Levesque moves passage, seconded by Senators Fogarty, McCaffrey, Damiani and Cote.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon roll call vote with 34 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 34: The Honorable President Montalbano and Senators Alves, Badeau, Bates, Blais, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

11 2005-S 447 SUB A

BY Sheehan

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
CAUSES OF ACTION -- FIREFIGHTERS' IMMUNITY

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

Upon suggestion of Senator Sheehan, and without objection, ordered to be placed on the Calendar for Wednesday, May 25, 2005.

12 2005-S 476 SUB A

BY Algieri

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- ACCIDENT
REPORTS

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

Senator Algieri moves passage, seconded by Senators Breene, Damiani, Ciccone and McCaffrey.

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, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

13 2005-S 574**BY Sosnowski****ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES**

Committee on Judiciary recommends passage.

Senator Sosnowski moves passage, seconded by Senators Blais, Breene and Damiani.

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, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

14 2005-S 724 SUB A**BY Blais****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- CITIZENS' COMMISSION FOR THE SAFETY AND CARE OF THE ELDERLY**

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

Senator Blais moves passage, seconded by Senators Polisena, Metts and Perry.

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, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

15 2005-H 5664**BY Watson****ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 1039 OF THE PUBLIC LAWS, 1902, ENTITLED "AN ACT IN AMENDMENT OF AN IN ADDITION TO AN ACT ENTITLED AN ACT IN AMENDMENT OF THE CHARTER OF THE FIRE ENGINE COMPANY IN EAST GREENWICH, PASSED AT THE JANUARY SESSION 1882" PASSED AT THE JANUARY 1902 SESSION**

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

Senator Lenihan moves passage, seconded by Senators Cote and Sheehan.

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 as follows:

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

NAYS- 0:

ANNOUNCEMENTS

Senator Goodwin announces that the Committee on Constitutional & Gaming Issues will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Felag announces that the Committee on Finance will meet today, at the rise of the Senate, in Room 211 of the State House.

Senator Bates announces that the Committee on Financial Services, Technology and Regulatory Issues will meet today, at the rise of the Senate, in the Senate Lounge 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.

RECESS

Upon motion of Senator DaPonte and by unanimous consent the Senate stands at recess at 4:48 o'clock P.M. until the call of the chair.

CALLED TO ORDER

The Senate is called to order by the Honorable Joseph A. Montalbano, President of the Senate on Wednesday, May 25, 2005, at 4:15 o'clock P.M..

COMMITTEE ON CONSTITUTIONAL AND GAMING ISSUES

Senator Goodwin, from the Committee on Constitutional and Gaming Issues, reports back, with recommendation of passage of the following measure:

Senate Bill No. 970 SUB A as amended

BY Senators Montalbano J, Connors

ENTITLED, AN ACT ENABLING THE RHODE ISLAND LOTTERY COMMISSION'S ENTRY INTO A MASTER VIDEO LOTTERY TERMINAL CONTRACT WITH UTGR, INC. (UTGR, as the new holder of the video lottery terminal license)

Read and ordered to be placed on the Calendar

COMMITTEE ON FINANCIAL SERVICES, TECHNOLOGY AND REGULATORY ISSUES

Senator Walaska, from the Committee on Financial Services, Technology and Regulatory Issues, reports back, with recommendation of passage of the following measure:

Senate Bill No. 1121 SUB A

BY Senators Montalbano J, Walaska, Paiva-Weed, Tassoni, Alves

ENTITLED, AN ACT RELATING TO JOBS GROWTH

Read and ordered to be placed on the Calendar

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Ruggiero, the Senate adjourns at 4:16 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR DANIEL DAPONTE

We ask, you, Lord, to show us in this chamber our place, define our duties, direct our energies, and guide us as we work. Amen.

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MAY 25, 2005:****1 2005-S 447 SUB A****BY Sheehan****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
CAUSES OF ACTION -- FIREFIGHTERS' IMMUNITY**

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

2 2005-S 1035**BY Montalbano J****ENTITLED, AN ACT RELATING TO THE CLEARY SCHOOL**

Committee on Commerce, Housing & Municipal Government recommends passage.

3 2005-S 76 SUB A**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues recommends indefinite postponement of the original bill and passage of Substitute A.

4 2005-S 381**BY Raptakis****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION
OF SALES**

Committee on Constitutional & Gaming Issues recommends passage.

5 2005-S 457**BY Raptakis****ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES**

Committee on Constitutional & Gaming Issues recommends passage.

6 2005-S 508 SUB A**BY Alves****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

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

7 2005-S 611 SUB A as amended**BY Ruggerio****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT**

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

8 2005-S 961 SUB A**BY Bates****ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION**

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

9 2005-S 81 SUB A as amended**BY Badeau****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
SUNDAY BUSINESS**

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

10 2005-S 363**BY Revens****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS**

Committee on Labor recommends passage.

11 2005-S 604 SUB A**BY Gibbs****ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES
AND SUPERINTENDENTS**

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

12 2005-S 1031**BY McBurney****ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS**

Committee on Labor recommends passage.

13 2005-S 1054**BY Connors****ENTITLED,** AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS

Committee on Labor recommends passage.

14 2005-S 922 as amended**BY Blais****ENTITLED,** SENATE RESOLUTION AMENDING THE RULES OF THE SENATE

Committee on Rules recommends passage as amended.

15 2005-H 5186**BY Almeida****ENTITLED,** AN ACT RELATING TO EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

Committee on Labor recommends passage in concurrence.

16 2005-H 5891**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS

Committee on Labor recommends passage in concurrence.

IN ORDER FOR THURSDAY, MAY 26, 2005:**1 2005-S 1051 SUB A****BY Montalbano J****ENTITLED,** AN ACT RELATING TO COURTS -- JUDICIAL SELECTION

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

2 2005-S 981**BY Ciccone****ENTITLED,** AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

Committee on Environment & Agriculture recommends passage.

3 2005-S 1**BY Issa****ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --
NATIONAL GUARD

Committee on Finance recommends passage.

4 2005-S 15**BY Tassoni****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL
INJURIES COMPENSATION

Committee on Finance recommends passage.

5 2005-S 36**BY Ciccone****ENTITLED,** AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS

Committee on Finance recommends passage.

6 2005-S 57**BY Raptakis****ENTITLED,** AN ACT RELATING TO TAXATION

Committee on Finance recommends passage.

7 2005-S 63**BY Polisena****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- RHODE
ISLAND RESOURCE RECOVERY CORPORATION

Committee on Finance recommends passage.

8 2005-S 80**BY Doyle****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
COUNCIL ON THE ARTS

Committee on Finance recommends passage.

9 2005-S 113 SUB A**BY Revens****ENTITLED,** AN ACT RELATING TO EDUCATION -- THE PUBLIC HIGHER
EDUCATION ENDOWMENT INCENTIVE PROGRAMCommittee on Finance recommends indefinite postponement of the original bill and
passage of Substitute A.

10 2005-S 146

BY Perry

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RELIEF OF
INJURED AND DECEASED FIREFIGHTERS AND POLICE OFFICERS

Committee on Finance recommends passage.

RAYMOND T. HOYAS, JR.

Secretary of the Senate

Wednesday, May 25, 2005