

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 third day of January in the year of Our Lord two thousand and six.

Volume 133, No. 2

Thursday, January 5, 2006

Second Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:11 o'clock P.M.

The roll is called and a quorum is declared present with 34 Senators present and 4 Senators absent as follows:

PRESENT – 34: 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, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Raptakis, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 4: Senators Damiani, Lenihan, Polisena, Roberts.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the 62nd Legislative Day of 2005 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communications:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE

January 4, 2006

TO THE HONORABLE, THE SENATE:

I am hereby withdrawing the March 29, 2005 appointment of Michael Salvadore, Jr. to the Rhode Island Resource Recovery Corporation.

Sincerely,



Donald L. Carcieri
Governor

Read and ordered to be placed on file.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
SENATE CHAMBER

January 5, 2006

The Honorable Joseph A. Montalbano
President of the Senate
318 State House
Providence, RI 02903

Dear Mr. President:

Please be advice and let the records reflect that I will be out ill on Thursday January 5, 2006.

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

Thank you for you attention to this matter.

Sincerely,
MICHAEL J. DAMIANI
State Senator – District 18

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
SENATE CHAMBER**

January 5, 2006

The Honorable Joseph A. Montalbano
President of the Senate
318 State House
Providence, RI 02903

Dear Mr. President:

Please be advised and let the record reflect that I will be absent from the chamber on Thursday, January 5, 2006, due to illness.

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

Thanks you for your attention to this matter.

Sincerely,
SENATOR J. MICHAEL LENIHAN
Senate District 35

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
SENATE CHAMBER**

January 5, 2006

The Honorable Joseph A. Montalbano
President of the Senate
318 State House
Providence, RI 02903

Dear Mr. President,

Please be advised and let the record reflect that I will be absent from the chamber on Thursday January 5, 2006, as I will be out of state on Senate business.

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

Thanks you for your attention to this matter.

Warmest regards,
Elizabeth H. Roberts
Senator – District 28

Read and ordered to be placed on file.

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**

January 4, 2006

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 to the Rhode Island Resource Recovery Corporation:

Lawrence Kahn of Providence

VICE
Michael Salvadore, Jr.

for a term expiring July 1, 2007.

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:

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

January 4, 2006

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-12.9-8 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Underground Storage Tank Review Board:

Lenette Boisselle of Tiverton

for a term expiring January 31, 2009.

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

Sincerely,



Donald L. Carcieri
Governor

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

NEW BUSINESS

Senate Resolution No. 2002

BY Senators Sosnowski, Breene

ENTITLED, SENATE RESOLUTION CONGRATULATING HERBERT L. ARNOLD ON THE DEDICATION OF THE NEW FIRE STATION IN RICHMOND, RHODE ISLAND IN HIS HONOR

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by the entire Senate.

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

Also:

Senate Resolution No. 2003

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING JERRY JACKMAN, JR. 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 rising vote.

Also:

Senate Resolution No. 2004

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING ANDREW PLANTE 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 rising vote.

Also:

Senate Resolution No. 2005

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING DANIEL T. FUSCO 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 rising vote.

Also:

Senate Resolution No. 2006

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING TYLER W. IZZI 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 rising vote.

Also:

Senate Resolution No. 2007

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING GREGORY T. COFFEY 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 rising vote.

Also:

Senate Resolution No. 2008

BY Senator Blais

ENTITLED, SENATE RESOLUTION CONGRATULATING BENJAMIN L. VITO 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 rising vote.

Also:

Senate Resolution No. 2009

BY Senator Blais

ENTITLED, INSURANCE – WORKERS COMPENSATION INSURANCE FUND

Read and referred to the Committee on Labor.

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon motion of Senate Majority Leader Paiva Weed, seconded by Senator Algieri, the following measure on today's Consent Calendar, by unanimous consent, is read and passed, upon a voice vote:

1. 2006-S 2001

BY Senator Bates

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF GIVENS MARINE SURVIVAL SERVICE CO. INC.

TRANSMITTAL

By unanimous consent, all matters on the Secretary'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 Paiva Weed, the Senate adjourns at 4:17 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR MICHAEL J. MCCAFFREY

As we reconvene in the Senate Chamber, let us once again contemplate our reasons for being here. Let us also ask of our Creator that he bestow special blessings today on us all and properly guide us in serving the people of our State. Amen.