

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.39

Wednesday, May 10, 2006

Thirty-ninth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:10 o'clock P.M.

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 1: Senator Blais

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-eighth Legislative Day of the 2006 proceedings is read in part.

Upon suggestion of Senator Tassoni, 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 communication:

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

May 10, 2006

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

Dear Mr. President:

Please be advised that I will be out of state picking my son up from college and hence, will be absent from the Senate session on May 10, 2006. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,

Leo R. Blais
DEPUTY PRESIDENT PRO TEMPORE

Read and ordered to be placed on file.

GUESTS

Upon suggestion of Senators Roberts and Paiva Weed and by unanimous consent, the Honorable President, welcomes to the Chamber Joseph Marc Aurele, President of Citizens Bank Foundation, Dorothy O'Gara, President of Books are Wings and Deb Ruggerio of Citidel Communications.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7051 SUB A as amended

BY Lewiss, Kennedy, San Bento, Corvese

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES
(patrons to leave restaurants with a partially consumed bottle of wine)

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

Also:

House Bill No. 7242 SUB A**BY** Kennedy**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES (add certain goods to the list of those items that a holder of a Class A license may sell)

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

Also:

House Bill No. 7170 SUB A**BY** Moura, Long, Corvese, Schadone**ENTITLED**, AN ACT RELATING TO AUTOMOBILE BODY REPAIR SHOPS (require the licensing advisory board to establish minimum requirements for licensing of auto repair technicians)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7575**BY** McCauley**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - LAND SURVEYORS (increase the fines for violating the Land Surveyor's Act to \$4,000 upon conviction for a first offense and to \$4,000 up to \$10,000 upon conviction of a second offense).

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7383 SUB A**BY** Almeida, Faria, Slater, Diaz**ENTITLED**, AN ACT RELATING TO PROPERTY - PRESERVATION OF AFFORDABLE HOUSING (amend the affordable housing practices act to include owners who try to leave the Section 8 program)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7167 SUB A**BY** Moura, Long, Corvese, Schadone**ENTITLED**, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES (require insurance companies selling motor vehicle insurance within the state to conduct auto body labor rate surveys, under rules and regulations promulgated by the department of business regulation)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7169 as amended

BY Moura, Long, Corvese, Schadone

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- AUTOMOBILE BODY REPAIR SHOPS (require automobile body repair shops to display a sign in a conspicuous place notifying consumers that insurance companies may not interfere with the consumer's choice of automobile repairer).

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7168

BY Moura, Long, Corvese, Schadone

ENTITLED, AN ACT RELATING TO MOTOR VEHICLE DAMAGE APPRAISERS (provide bold print notice that a consumer has the right to choose an auto repair facility, and that insurance agencies cannot interfere with that right).

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7816 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS (amend certain language regarding the ability of a city or town to indemnify employees and officials on a case by case basis)

Received and referred to the Senate Committee on Commerce, Housing and Municipal Government

Also:

House Bill No. 7185

BY Picard

ENTITLED, AN ACT RELATING TO HUNTING AND HUNTING SAFETY (no person may possess a rifle larger than a twenty-two (22) caliber rim fire or muzzle loading rifle or a shotgun and shells loaded with ball, bullets, slugs or shot larger than number two (2) shot, subject to certain exceptions)

Received and referred to the Senate Committee on Environment and Agriculture.

Also:

House Bill No. 6819 SUB A as amended

BY Gallison, Carter, Anguilla, Malik, Lewiss

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (no person shall operate/ moor for more than 14 days, a boat that has a permanently affixed sewage disposal facility other than any vessels for hire licensed by the U.S. Coast Guard to carry six or more/unless boat displays "no discharge certificate decal

Received and referred to the Senate Committee on Environment and Agriculture.

Also:

House Bill No. 7791 SUB A as amended

BY Long, Ehrhardt, Ginaitt

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

Received and referred to the Senate Committee on Environment and Agriculture.

Also:

House Bill No. 7720 SUB A

BY Costantino, Shanley, Anguilla, Crowley, Amaral

ENTITLED, AN ACT RELATING TO TAXATION - THE TAXPAYER RELIEF ACT - PERSONAL INCOME TAX RATE - EARNED INCOME TAX CREDIT - PROPERTY TAX (reduce the personal income tax by providing an alternative flat tax rate)

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7365

BY Murphy, Williamson, Landroche

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DISTRESSED AREAS ECONOMIC REVITALIZATION ACT (amend the criteria for enterprise zone designations for the town of West Warwick under the Distressed Areas Economic Revitalization Act).

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 8042

BY Costantino, Sullivan, Dennigan, Church, Naughton

ENTITLED, AN ACT RELATING TO BIOTECHNOLOGY INVESTMENT TAX CREDIT (allow an extended carry over period for biotechnology investment tax credits subject to specified criteria).

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7783 SUB A as amended

BY Pacheco, Church, Gallison, Sullivan, Long

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

Received and referred to the Senate Committee on Finance

Also:

House Bill No. 7147 SUB A (by request)

BY Amaral

ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS -- SOLICITATION BY CHARITABLE ORGANIZATIONS (require disclosure of the identity of our solicitor receiving more than 25% of the amount of a charitable contribution made through that solicitor)

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

Also:

House Bill No. 7645 SUB A

BY Naughton, Ajello, Coderre E, Handy, Almeida

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (prevent the shut off of gas or electric services in any residence where there is a domiciled person under the age of twelve months)

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

Also:

House Bill No. 7380 SUB A

BY Shanley, Lewiss, Lally, Kennedy, Carter

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (require electric transmission and electric distribution companies to conduct periodic equipment inspections)

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

Also:

House Bill No. 7469 SUB A (Business Regulation)

BY Singleton

ENTITLED, AN ACT RELATING TO INSURANCE -- ERRORS AND OMISSIONS INSURANCE FOR RESIDENT PRODUCERS (require all resident insurance producers to obtain error and omission insurance)

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

Also:

House Bill No. 7348

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE (borrowing among the three separate "accounts").

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

Also:

House Bill No. 7346**BY** Corvese, Lewiss, San Bento, Gallison**ENTITLED**, AN ACT RELATING TO UNIFORM COMMERCIAL CODE -- SECURED TRANSACTIONS (clarify ambiguities with respect to continuation statements and to preserve the six month window for continuing financing statements).

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

Also:

House Bill No. 7578 (Business Regulation)**BY** Singleton**ENTITLED**, AN ACT RELATING TO INSURANCE (increase the obligations of the Rhode Island Insurers' Insolvency Fund).

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

Also:

House Bill No. 7473 (Business Regulation)**BY** Watson, Long**ENTITLED**, AN ACT RELATING TO RHODE ISLAND LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT (repeal the older version).

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

Also:

House Bill No. 7470 (Business Regulation)**BY** Singleton**ENTITLED**, AN ACT RELATING TO INSURANCE PRODUCERS' BRANCHES -- LIFE INSURANCE COMPANIES' OFFICES (revise Rhode Island producer licensing statutes).

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

Also:

House Bill No. 7654 SUB A**BY** Costantino, Carter, Pacheco**ENTITLED**, AN ACT RELATING TO HEALTHCARE SERVICES - UTILIZATION REVIEW ACT (specify various review procedures and criteria as they relate to adverse coverage discussions by a review agent regarding the administration of health care)

Received and referred to the Senate Committee on Health and Human Services.

Also:

House Bill No. 7691 SUB A as amended

BY Fox, Kennedy

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

Received and referred to the Senate Committee on Health and Human Services.

Also:

House Bill No. 7648 SUB A

BY Lewiss, Kennedy, Sullivan, Ginaitt, Anguilla

ENTITLED, AN ACT RELATING TO POST-PAYMENT AUDIT RESTRICTIONS (limit to a period of 12 months the time that a health insurer could audit a health care provider for the purposes of recoupment or set-off of previous payments)

Received and referred to the Senate Committee on Health and Human Services.

Also:

House Bill No. 7404

BY Handy, Coderre E, Ajello, Pacheco, Gemma

ENTITLED, AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS (clarify that credit and debit card transactions and other forms of on-line electronic payments are acceptable means of making political contributions).

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7240

BY Jacquard, Lima

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- DECEPTIVE TRADE PRACTICES (written demand for relief)

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7320 SUB A

BY Kilmartin, Moran, Brien T

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- FALSE PERSONATION (provide that any person falsely assuming or pretending to be a state police or out-of-state police officer/imprisoned or fined for impersonation of a public officer)

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 6835**BY** Gemma, Lally, Shanley, Crowley, Singleton**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- IDENTITY THEFT PROTECTION (establish rules of disclosure of personal information about insurers/rules of notification to consumers of breaches in the security protecting consumer identification information/civil penalties and damages)

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7786**BY** Corvese**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS (provide for the uniform interstate enforcement of domestic violence protection orders).

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7644 (Attorney General)**BY** Naughton, Williamson, Kennedy, Coderre E, Handy**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DATING SERVICES (3 day rescission period for persons who enter into contracts with social referral services, and that a violation of the provisions of this chapter would be deemed a deceptive trade practice).

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7587 (Human Services)**BY** Watson**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- UNIFORM INTERSTATE FAMILY SUPPORT ACT (specify that legal counsel for the dept of human services, and office of child support services, would represent the state of RI and not the individual party for in-state and interstate cases).

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7308 as amended**BY** Shanley, San Bento, Lewiss, Schadone**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - ADOPTION OF CHILDREN (immunity to administrators, executors and trustees).

Received and referred to the Senate Committee on Judiciary.

Also:

House Bill No. 7650 SUB A (Attorney General)

BY Diaz, Williams, Almeida, Moura, Handy

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - MORTGAGE FORECLOSURE CONSULTANT REGULATION (regulate the actions of mortgage foreclosure consultants and mortgage foreclosure purchasers)

Received and referred to the Senate Committee on Judiciary.

NEW BUSINESS

Senate Bill No. 3090

BY Senator Issa

ENTITLED, AN ACT EXEMPTING FROM TAXATION ALL OF THE REAL, PERSONAL AND MIXED PROPERTY OF THE LEARNING COMMUNITY SCHOOL, INC..

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

Also:

Senate Bill No. 3091

BY Senator Polisen

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- MUNICIPAL COURTS.

Read and referred to the Senate Committee on Judiciary

Also:

Senate Resolution No. 3092

BY Senators Connors, Cote, Badeau

ENTITLED, SENATE RESOLUTION CONGRATULATING SISTER MARIETTA WALSH, RSM ON BEING HONORED BY SENIOR SERVICES, INC. AS THEIR "OUTSTANDING SENIOR ADVOCATE" FOR 2006.

Senator Connors requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Connors moves passage, seconded by the entire Senate.

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

CALENDAR**IN ORDER FOR WEDNESDAY, MAY 10, 2006:****38 2006-S 2927****BY Issa****ENTITLED, AN ACT RELATING TO PROPERTY -- FORM AND EFFECT OF CONVEYANCES**

Committee on Judiciary recommends passage.

Senator Issa moves passage, seconded by Senators Tassoni, McCaffrey and Pichardo.

The act is read and passed, by unanimous consent, as amended, in concurrence, upon a roll call vote with 31 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 31: Senators Algieri, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

FROM THE DESK

Upon suggestion of Senator Lanzi, and without objection, (2006-S 2114 SUB A) ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY – SAFETY AND HEALTH PROGRAMS FOR FIRE DEPARTMENTS, is removed from the desk and placed before the body.

CALENDAR**2006-S 2114 SUB A****BY Lanzi****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY – SAFETY AND HEALTH PROGRAMS FOR FIRE DEPARTMENTS**

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

Senator Lanzi moves passage, seconded by Senators Ciccone and Polisen.

Senator Lanzi, seconded by Senators Damiani, Pichardo and Ciccone, offers the following written motion to amend.

FLOOR AMENDMENT

2006 -- S 2114 SUBSTITUTE A

AN ACT RELATING TO HEALTH AND SAFETY - SAFETY AND HEALTH PROGRAMS FOR FIRE DEPARTMENTS

Mr. President:

I hereby move to amend 2006 -- S 2114 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - SAFETY AND HEALTH PROGRAMS FOR FIRE DEPARTMENTS", as follows:

1. On page 1, lines 4 and 5, delete the language "not later than one hundred eighty days (180)" and insert in place thereof the language "not more than one hundred twenty days (120)".

Respectfully submitted,
SENATOR LANZI
LC00668/2

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, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Lanzi moves passage of the act, as amended, seconded by Senator Damiani.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

1 2006-S 2460 SUB A**BY Sheehan****ENTITLED, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX**

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

Senator Sheehan moves passage, seconded by Senator Lenihan.

Senator Sheehan, 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

2006 -- S 2640 SUBSTITUTE A

AN ACT RELATING TO ELECTRICIANS

Mr. President:

I hereby move to amend 2006 -- S 2460 SUBSTITUTE A, entitled "AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX", as follows:

1. On page 2, line 23, by inserting the language "neighborhood business," between the language "general business," and "waterfront business".

2. On page 3, line 16, by inserting the language "neighborhood business," between the language "general business," and "waterfront business".

3. On page 5, line 13, by inserting the language "neighborhood business," between the language "general business," and "waterfront business".

4. On page 6, line 22, by inserting the language "neighborhood business," between the language "general business," and "waterfront business".

Respectfully submitted,
SENATOR SHEEHAN
LC00317/2

The motion to amend prevails upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Sheehan moves passage of the act, as amended, seconded by Senator Lenihan.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque,

McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2 2006-S 2646 SUB A

BY Ruggerio

ENTITLED, AN ACT RELATING TO ELECTRICIANS

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

Senator Ruggerio moves passage, seconded by Senators Tassoni, Ciccone, Felag and Badeau.

Senator Badeau, seconded by Senators Ruggerio, Ciccone and Felag, offers the following written motion to amend.

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

2006 -- S 2646 SUBSTITUTE A

AN ACT RELATING TO ELECTRICIANS

Mr. President:

I hereby move to amend 2006 -- S 2646 SUBSTITUTE A, entitled "AN ACT RELATING TO ELECTRICIANS", as follows:

1. On page 2, by deleting the language contained in lines 13 through 16 and inserting in lieu thereof the following language:

"(j) "Lightening protection contractor" means a corporation, firm or person, who by employment of lightning protection installers, performs the work of installing, altering, maintaining, lightning protection systems. The "systems" are defined and should be installed in accordance with NFPA 780 current edition, and all referenced NFPA documents."

2. On page 9, line 25, by deleting the words "for electric utilities only", after the word "conduits".

Respectfully submitted,
SENATOR BADEAU
LC1089/4

The motion to amend prevails upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Breene, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Ruggerio moves passage of the act, as amended, seconded by Senators Badeau, Ciccone Felag and Bates.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Badeau, Bates, Caprio, Ciccone, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3 2006-S 2419 SUB A

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COURTS

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 16, 2006.

4 2006-S 2879

BY Ciccone

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

Committee on Judiciary recommends passage.

Upon suggestion of Senator Ruggerio, and without objection, ordered to be placed on the Calendar for Thursday, May 11, 2006.

5 2006-S 2279

BY Levesque C

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
JOINT TORTFEASOR RELEASES

Committee on Judiciary recommends passage.

Senator Levesque moves passage, seconded by Senators McCaffrey, Perry, Metts and Pichardo.

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

NAYS- 0:

6 2006-S 2974

BY Ciccone

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --
RESIDENTIAL SANITARY SEWER CONNECTIONS

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Ciccone moves passage, seconded by Senators Felag, Gallo, Bates, Pichardo, Metts, Damiani, Badeau and many others.

Senator Ciccone, seconded by Senator Badeau, offers the following written motion to amend.

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

2006 -- S 2974

AN ACT RELATING TO HEALTH AND SAFETY -- RESIDENTIAL SANITARY SEWER CONNECTIONS

Mr. President:

I hereby move to amend 2006 -- S 2974, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- RESIDENTIAL SANITARY SEWER CONNECTIONS", as follows:

(1) On page 2, line 7, by deleting the word "exterior" and inserting in place thereof the word "building".

Respectfully submitted,
SENATOR CICCONE
LCLC02833/2

The motion to amend prevails upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Ciccone, Connors, Cote, Damiani, DaPonte, Felag, Fogarty, Gallo, Gibbs, Goodwin, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Ciccone moves passage of the act, as amended, seconded by Senator Badeau.

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

NAYS- 0:

7 2006-S 3025 as amended

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008

Committee on Commerce, Housing & Municipal Government recommends passage as amended.

Senator McBurney moves passage, seconded by Senators McCaffrey, Doyle DaPonte and Issa.

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, Breene, 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, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

8 2006-S 3026

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND EQUIPPING OF AN ANIMAL SHELTER IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$2,200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Doyle DaPonte and Issa.

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, Breene, 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, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9 2006-S 3027

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator McBurney moves passage, seconded by Senators Doyle, DaPonte and Issa.

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, 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, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

10 2006-S 3028

BY Connors

ENTITLED, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, PRESERVATION, IMPROVEMENT AND RESTORATION OF OPEN SPACE IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Connors moves passage, seconded by Senators Badeau, Breene and Issa.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

11 2006-S 3035

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO TAXATION - NEWPORT SENIOR
RESIDENT PROPERTY TAX SERVICES CREDIT PROGRAM

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Paiva Weed moves passage, seconded by Senator Gibbs.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

12 2006-S 3036

BY Montalbano J

ENTITLED, AN ACT RELATING TO AUTHORIZING THE SISTERS OF MERCY
OF THE UNION IN THE UNITED STATES OF AMERICA,
PROVINCE OF PROVIDENCE, INC. TO RECEIVE, TAKE,
HOLD, TRANSMIT AND CONVEY REAL AND PERSONAL
PROPERTY TO AN AMOUNT NOT TO EXCEED TWENTY MILLION
DOLLARS (\$20,000,000)

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Caprio moves passage, seconded by Senators McBurney, Connors, Felag, Damiani, Polisena, Pichardo, Badeau, Ruggerio and many others.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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 2006-S 3038

BY Tassoni

ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 218 OF THE PUBLIC LAWS OF 1993 ENTITLED "AN ACT RELATING TO THE TOWN OF NORTH SMITHFIELD TO CREATE THE NORTH SMITHFIELD WATER AUTHORITY AND TO PROVIDE FOR ITS POWERS AND DUTIES"

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Tassoni, seconded by Senator Polisena, and without objection, ordered to be recommitted to the committee on Commerce, Housing and Municipal Government.

14 2006-S 3040

BY Fogarty P

ENTITLED, AN ACT IN FURTHER AMENDMENT OF CHAPTER 109 OF THE PUBLIC LAWS OF 1958 ENTITLED "AN ACT AUTHORIZING THE FORMATION OF A REGIONAL SCHOOL DISTRICT EMBRACING THE TOWNS OF FOSTER AND GLOCESTER"

Committee on Commerce, Housing & Municipal Government recommends passage.

Upon suggestion of Senator Ruggerio, seconded by Senator Polisena, and without objection, ordered to be recommitted to the committee on Commerce, Housing and Municipal Government.

15 2006-S 3041

BY Levesque C

ENTITLED, AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING \$5,000,000

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Levesque moves passage, seconded by Senators Gibbs, Bates and Felag.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

16 2006-S 3042**BY Revens**

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A FIRE STATION IN THE POTOWOMUT SECTION OF THE CITY OF WARWICK

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Revens moves passage, seconded by Senators McCaffrey, Walaska, Roberts and Lenihan

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

17 2006-S 3043**BY Revens**

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR OPEN SPACE PURPOSES

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Revens moves passage, seconded by Senators McCaffrey, Walaska, Roberts and Lenihan.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

18 2006-S 3044**BY Revens**

ENTITLED, AN ACT AUTHORIZING THE CITY OF WARWICK TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$3,500,000 FOR THE REPAIR AND RENOVATION OF PARKS AND RECREATIONAL FACILITIES

Committee on Commerce, Housing & Municipal Government recommends passage.

Senator Revens moves passage, seconded by Senators McCaffrey, Walaska, Roberts, Raptakis and Lenihan.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

19 2006-S 2014 SUB A

BY Tassoni

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- PERMIT PROGRAM FOR CATS**

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

Senator Tassoni moves passage, seconded by Senators Perry, Goodwin, Damiani, Pichardo, Polisena, Gallo and Doyle.

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

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

2006 -- S 2014 SUBSTITUTE A

AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PERMIT PROGRAM FOR CATS

Mr. President:

I hereby move to amend 2006 -- S 2014 SUBSTITUTE A, entitled "AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PERMIT PROGRAM FOR CATS", as follows:

1. On page 2, line 7, by adding the language ", as defined by section 4-19-2," after the word "person".
2. On page 2, line 8, by adding the following language "has adopted a cat from a licensed releasing agency as defined by section 4-19-2 and is subject to the spaying and neutering requirements of section 4-19-2 or" after the word "person".
3. On page 3, line 7, by adding the language "as determined by the director of environmental management in accordance with chapter 4-4 of the general laws to be contagious or injurious to public health or to the health of other

animals" after the word "diseases".

4. On page 5, line 28, by deleting the word "find" and inserting in place thereof the word "fund".

Respectfully submitted,
SENATOR TASSONI
LC00034/5

The motion to amend prevails 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, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Tassoni moves passage of the act, as amended, seconded by Senator Damiani.

Senators Paiva Weed and Sosnowski discuss the act.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

20 2006-S 2288 SUB A

BY Levesque C

**ENTITLED, AN ACT RELATING TO REGISTRATION OF VEHICLES -
VETERANS' PLATES**

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 Tuesday, May 16, 2006.

21 2006-S 2497 SUB A

BY Sheehan

**ENTITLED, AN ACT RELATING TO THE DEPARTMENT OF
ADMINISTRATION**

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 Thursday, May 11, 2006.

22 2006-S 2509 SUB A

BY Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- ELECTRONIC WASTE PRODUCER RESPONSIBILITY

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

Senator Sosnowski moves passage, seconded by Senators Breene, Algieri, Damiani, Metts and Raptakis.

Senator Sosnowski, seconded by Senators Metts and Damiani, offers the following written motion to amend.

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

2006 -- S 2509 SUBSTITUTE A

AN ACT RELATING TO HEALTH AND SAFETY -- ELECTRONIC WASTE PRODUCER RESPONSIBILITY

Mr. President:

I hereby move to amend 2006 -- S 2509 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- ELECTRONIC WASTE PRODUCER RESPONSIBILITY", as follows:

1. On page 5, following line 5, by inserting the following language:

"(c) The department shall submit two (2) progress reports to the general assembly and the governor as follows:

(1) On or before January 1, 2007, the department shall submit a progress report on the study required by subsection (a) of this section including the provisions made for the inclusion of stakeholders, the issues that will be addressed in the study, and the work program to develop the plan required by subsection (b) of this section.

(2) On or before May 1, 2007, the department shall submit a progress report describing the progress of the study and of the development of the plan and identifying any issues that might need to be resolved in implementing an electronic waste collection, reuse and recycling program."

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

3. On page 5, line 12, by deleting the language "(d)" and inserting in place thereof the language "(e)".

Respectfully submitted,
SENATOR SOSNOWSKI
LC01723/2

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

Senator Sosnowski moves passage of the act, as amended, seconded by Senators Damiani and Roberts.

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

NAYS- 0:

23 2006-S 2668 as amended

BY Ruggerio

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT**

Committee on Environment & Agriculture recommends passage as amended.

Senator Ruggerio moves passage, seconded by Senators Damiani, Sosnowski, Algieri, Breene, Bates, Badeau and Gallo.

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

NAYS- 0:

24 2006-S 2941 SUB A**BY Breene****ENTITLED, AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLIES**

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

Senator Breene, moves passage, seconded by Senators Algieri, Sosnowski, Damiani 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

25 2006-S 2055**BY Doyle****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
CERTIFICATES OF TITLE AND SECURITY INTERESTS**

Committee on Financial, Technology, Regulatory recommends passage.

Senator Doyle moves passage, seconded by Senators Tassoni and Walaska.

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

YEAS- 37: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, 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:

26 2006-S 2231**BY Walaska****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

Committee on Financial, Technology, Regulatory recommends passage.

Senator Walaska moves passage, seconded by Senators Cote, Levesque, Bates, Issa and Pichardo.

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 Alves, Badeau, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

27 2006-S 2277 SUB A

BY Lenihan

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

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

Senator Lenihan moves passage, seconded by Senators Sheehan, Walaska, Sosnowski and Metts.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

28 2006-S 2578 SUB A

BY Connors

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK
CASHING

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

Senator Connors moves passage, seconded by Senators Walaska, Badeau and Doyle.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, 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:

29 2006-S 2726

BY Walaska

**ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE --
SECURED TRANSACTIONS**

Committee on Financial, Technology, Regulatory recommends passage.

Senator Walaska moves passage, seconded by Senator Bates.

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 and 1 Senator abstaining as follows:

YEAS- 34: The Honorable President Montalbano and Senators Alves, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, 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:

ABSTAINED- 1: Senator Algieri

30 2006-S 2736

BY Montalbano J

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS

Committee on Financial, Technology, Regulatory recommends passage.

Senator Connors moves passage, seconded by Senators Polisena, Pichardo, Ciccone and Damiani.

The act is read and passed, by unanimous consent, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative and 3 Senators abstaining as follows:

YEAS- 32: The Honorable President Montalbano and Senators Alves, Bates, Breene, Caprio, Ciccone, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Gibbs, Goodwin, Issa, Lanzi, Lenihan, Levesque, McBurney, McCaffrey, Metts, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

ABSTAINED- 3: Senators Algieri, Paiva Weed and Walaska.

31 2006-S 2877 SUB A as amended**BY Walaska****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS**

Committee on Financial, Technology, Regulatory 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 Thursday, May 11, 2006.

32 2006-S 2997 as amended**BY Walaska****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
THE SCIENCE AND TECHNOLOGY ADVISORY COUNCIL**

Committee on Financial, Technology, Regulatory recommends passage as amended.

Upon suggestion of Senator Walaska, and without objection, ordered to be placed on the Calendar for Tuesday, May 16, 2006

33 2006-S 2325**BY McCaffrey****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THEFT,
EMBEZZLEMENT, AND MISAPPROPRIATIONS**

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senator Polisena.

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, Bates, 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, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

34 2006-S 2772 SUB A as amended**BY Doyle****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TAXATION
AND TOBACCO - DELIVERY AND SALE OF TOBACCO
PRODUCTS**

Committee on Judiciary 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 Thursday, May 18, 2006.

35 2006-S 2773 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -- THE INTERSTATE COMPACT FOR JUVENILES

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

Upon suggestion of Senator McCaffrey, and without objection, ordered to be placed on the Calendar for Tuesday, May 16, 2006.

36 2006-S 2786 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO THE UNIFORM INTERSTATE FAMILY SUPPORT ACT

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

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

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

37 2006-S 2880

BY McCaffrey

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DATING SERVICES

Committee on Judiciary recommends passage.

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

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, Bates, 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:

**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 measures:

Senate Bill No. 2991 SUB A

BY Senators Paiva-Weed, Sosnowski, Lenihan

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (harbormasters to notify the department of environmental management of any boat not having a no discharge certificate decal. This act would also allow harbormasters to issue mooring permits in the absence of no discharge certificate decals.)

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2992

BY Senators Sosnowski, Paiva-Weed, Walaska

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- GASOLINE SPECIFICATIONS (adopt an updated national standard for the quality of gasoline used for motor vehicles.).

Read and ordered to be placed on the Calendar

Also:

Senate Bill No. 2510 SUB A (Governor)

BY Senator Blais

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- INSPECTIONS OF DAMS AND RESERVOIRS (authorize the director of environmental management to carry out measures to mitigate unsafe conditions of dams around the state)

Read and ordered to be placed on the Calendar

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.

ADJOURNMENT

Upon motion of Senator DaPonte, seconded by Senator Algieri, the Senate adjourns at 5:00o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR JOHN J TASSONI, JR.

Lord, we pray for your guidance in understanding the problems and issues we will face during the General Assembly session. May your supreme law of love and tolerance always guide our actions. Amen.

Appendix

CALENDAR

IN ORDER FOR THURSDAY, MAY 11, 2006:

1 2006-S 2879**BY Ciccone****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
OPEN MEETINGS

Committee on Judiciary recommends passage.

2 2006-S 2497 SUB A**BY Sheehan****ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF
ADMINISTRATION

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

3 2006-S 2877 SUB A as amended**BY Walaska****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

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

4 2006-S 3085**BY Sosnowski****ENTITLED,** JOINT RESOLUTION PROCLAIMING MAY 11, 2006 AS
"ENDANGERED SPECIES DAY" IN THE STATE OF RHODE
ISLAND

Ordered on the Calendar

5 2006-H 8078**BY Amaral****ENTITLED,** JOINT RESOLUTION PROCLAIMING MAY 11, 2006 AS
"ENDANGERED SPECIES DAY" IN THE STATE OF RHODE
ISLAND

Ordered on the Calendar

6 2006-S 2953**BY Alves****ENTITLED, AN ACT RELATING TO TAXATION -- HISTORIC STRUCTURES -
TAX CREDIT**

Committee on Finance recommends passage.

7 2006-S 2615 SUB A as amended**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO LONG-TERM HEALTH CARE**

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

8 2006-S 2748 SUB A**BY Levesque C****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES**

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

9 2006-S 2752 as amended**BY Gallo****ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS --
CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS
AND INFORMATION**

Committee on Health & Human Services recommends passage as amended.

10 2006-S 2189 SUB A**BY Felag****ENTITLED, AN ACT RELATING TO REGULATION OF SALES**

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

11 2006-S 2768**BY Ciccone****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES**

Committee on Judiciary recommends passage.

12 2006-S 2489 SUB A**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO EDUCATION -- TRANSPORTATION OF PUPILS BEYOND CITY AND TOWN LIMITS**

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

13 2006-S 2696 SUB A**BY Sosnowski****ENTITLED, AN ACT RELATING TO EDUCATION**

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

14 2006-S 2054 SUB A as amended**BY Revens****ENTITLED, AN ACT RELATING TO ENERGY AND CONSUMER SAVINGS**

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

15 2006-S 2731 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

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

16 2006-S 2739**BY Walaska****ENTITLED, AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE**

Committee on Financial, Technology, Regulatory recommends passage.

17 2006-S 2844 SUB A as amended**BY Roberts****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ENERGY AND CONSUMER SAVINGS ACT OF 2006**

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

18 2006-S 2177 SUB A**BY Ciccone****ENTITLED, AN ACT RELATING TO ORTHOTICS AND PROSTHETICS**

Committee on Health, Education & Welfare recommends indefinite postponement of the

original bill and passage of Substitute A.

19 2006-S 2377 SUB A

BY Perry

ENTITLED, AN ACT RELATING TO HUMAN SERVICES

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

20 2006-S 2758 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO POST-PAYMENT AUDIT RESTRICTIONS

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

IN ORDER FOR TUESDAY, MAY 16, 2006:

1 2006-S 2419 SUB A

BY Paiva-Weed

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COURTS**

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

2 2006-S 2288 SUB A

BY Levesque C

**ENTITLED, AN ACT RELATING TO REGISTRATION OF VEHICLES -
VETERANS' PLATES**

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

3 2006-S 2997 as amended

BY Walaska

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
THE SCIENCE AND TECHNOLOGY ADVISORY COUNCIL**

Committee on Financial, Technology, Regulatory recommends passage as amended.

4 2006-S 2773 SUB A

BY Blais

**ENTITLED, AN ACT RELATING TO DELINQUENT AND DEPENDENT
CHILDREN -- THE INTERSTATE COMPACT FOR JUVENILES**

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

5 2006-S 2520**BY Breene****ENTITLED,** AN ACT RELATING TO PUBLIC FINANCE -- POST AUDIT OF ACCOUNTS

Committee on Finance recommends passage.

6 2006-S 2018**BY Bates****ENTITLED,** AN ACT RELATING TO THE STATE AFFAIRS AND GOVERNMENT - STATE LOTTERY

Committee on Constitutional & Gaming Issues recommends passage.

7 2006-S 2510 SUB A**BY Blais****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- INSPECTIONS OF DAMS AND RESERVOIRS

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

8 2006-S 2991 SUB A**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

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

9 2006-S 2992**BY Sosnowski****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- GASOLINE SPECIFICATIONS

Committee on Environment & Agriculture recommends passage.

IN ORDER FOR THURSDAY, MAY 18, 2006:**1 2006-S 2772 SUB A as amended****BY Doyle****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - TAXATION AND TOBACCO - DELIVERY AND SALE OF TOBACCO PRODUCTS

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

2 2006-S 2534

BY Blais

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES

Committee on Finance recommends passage.

3 2006-S 2415 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO LICENSING OF HEALTH CARE
FACILITIES

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

RAYMOND T. HOYAS, JR.
Secretary of the Senate