

## State of Rhode Island and Providence Plantations

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# Journal of the Senate

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**JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the third day of January in the year of Our Lord two thousand and six.**

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Volume 133, No.45

Thursday, May 25, 2006

Forty-fifth Legislative Day

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The Senate meets pursuant to adjournment and is called to order by the Honorable Joseph A. Montalbano, President of the Senate, at 4:24o'clock P.M.

The roll is called and a quorum is declared present with 32 Senators present and 6 Senators absent as follows:

**PRESENT** – 32: The Honorable President Montalbano and Senators Algieri, Alves, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

**ABSENT** – 6: Senators Breene, Ciccone, Gibbs, Goodwin, Levesque, Raptakis.

### INVOCATION

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

(See Appendix for Invocation)

### PLEDGE OF ALLEGIANCE TO THE FLAG

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

### APPROVAL OF RECORD

The Senate Journal of the Forty-third Legislative Day of the 2006 proceedings is read in part.

Upon suggestion of Senator Pichardo, 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

May 25, 2006

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

Dear President Montalbano:

I am writing to inform you that I will unfortunately be absent from today's Senate Session, Thursday, May 25, 2006. Please know I will be out of state.

Thank you.

Sincerely,

Leonidas P. Raptakis  
Senator – District 33

Read and ordered to be placed on file.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE

May 25, 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 absent from the Senate session on Thursday, May 25, 2006 due to illness. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you.

Sincerely,

June N. Gibbs  
DEPUTY MINORITY LEADER

Read and ordered to be placed on file.

Also:

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

May 25, 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 absent from the Senate session on Thursday, May 25, 2006 due to a prior commitment. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you.

Sincerely,

Kevin A. Breene  
SENATE MINORITY WHIP

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**

May 22, 2006

TO THE HONORABLE, THE SENATE:

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

**Charles Maynard of East Greenwich**  
(Representing affordable housing advocates)

for a term expiring July 1, 2008.

To this appointment, I request your advice and consent.

Sincerely,



Donald L. Carcieri  
Governor

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

Also:

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

May 25, 2006

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-28.2-23 of the Rhode Island General Laws, I have made the following reappointment to the Fire Education and Training Coordinating Board:

**Chief David Sayles of Westerly**  
(Representing Volunteer Fire Chief)

for a term expiring January 31, 2009.

To this reappointment, I 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 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 measures:

**Senate Bill No. 3102**

**BY** Senator Sosnowski

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE CAPITAL TRANSPORTATION IMPROVEMENT PROJECTS AND TO ISSUE NOT MORE THAN \$400,000 BONDS THEREFOR.

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 3103****BY** Senator Sosnowski**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND FOR OPEN SPACE, RECREATION AND AGRICULTURAL PURPOSES AND TO ISSUE NOT MORE THAN \$3,000,000 BONDS THEREFOR.

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 3104****BY** Senator Sosnowski**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE NEIGHBORHOOD GUILD IMPROVEMENTS AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS THEREFOR.

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 3106****BY** Senator Sosnowski**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND AND/OR CONSTRUCTION OF A COMMUNITY GYMNASIUM AND TO ISSUE NOT MORE THAN \$1,600,000 BONDS THEREFOR.

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 3098****BY** Senator Felag**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES - TOWN OF WARREN (provide procedure for assessment and taxation of new real estate construction in the town of Warren).

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

**COMMITTEE ON HEALTH AND HUMAN SERVICES**

Senator Roberts, from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measures:

**Senate Bill No. 2178 SUB A****BY** Senators Gibbs, Breene, Perry, Pichardo, Algieri**ENTITLED**, AN ACT RELATING TO HEALTH INSURANCE ( mandatory health insurance coverage for cranial prosthetics for persons who lose their hair as a result of treatment for cancer)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 2756** SUB A as amended

**BY** Senators Damiani, Polisena

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (require food service establishments to have a person trained in anti-choking and CPR)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 2943** SUB A

**BY** Senator Connors

**ENTITLED**, AN ACT RELATING TO INSURANCE - NONPROFIT HOSPITAL SERVICE CORPORATIONS (provide life insurance, disability insurance, long-term care insurance, and employee assistance programs)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 2757** SUB A as amended

**BY** Senators Levesque C, Roberts

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- COORDINATED HEALTH PLANNING ACT OF 2006 ( establish an Office of Coordinated Health Planning and a State Health Planning Council)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**Senate Bill No. 2628** SUB A

**BY** Senators Perry, Goodwin, Paiva-Weed, Pichardo, Connors

**ENTITLED**, AN ACT RELATING TO MEDICAL ASSISTANCE - LONG-TERM CARE SERVICE AND FINANCE REFORM ( model system for integrated long-term care)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**House Bill No. 7311** SUB B as amended

**BY** Ginatt

**ENTITLED**, AN ACT RELATING TO NURSES (provide global signature authority to nurse practitioners and clinical nurse specialists)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**House Bill No. 7305 SUB A****BY** San Bento, Gallison, Lewiss**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LICENSING AND MONITORING OF CHILD CARE PROVIDERS (permit child day care programs to operate in an elementary or secondary school without the necessity of a separate fire, building, or radon inspection certificate)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

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)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

Also:

**House Bill No. 7103 SUB B****BY** Giannini, Moura, Petrarca, Brien T, Landroche**ENTITLED**, AN ACT RELATING TO ORTHOTICS AND PROSTHETICS (licensure of orthotists and prosthetists/provide penalties for unauthorized practices in order to regulate the practices and protect the public)

Read and ordered to be placed on the Calendar for Wednesday, May 31, 2006.

**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 measures on today's Consent Calendar, by unanimous consent, are read and passed, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

- 1 2006-H 6740**  
**BY Lewiss**  
**ENTITLED,** AN ACT RELATING TO TAXATION
- 2 2006-H 6976 SUB A**  
**BY Church**  
**ENTITLED,** AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION
- 3 2006-H 7053**  
**BY Rice**  
**ENTITLED,** AN ACT AUTHORIZING THE CITY OF NEWPORT TO FINANCE THE DESIGN, CONSTRUCTION, REPAIR, REHABILITATION AND IMPROVEMENT OF STREETS AND SIDEWALKS IN THE CITY, INCLUDING, BUT NOT LIMITED TO, TRAFFIC CONTROL DEVICES, LANDSCAPING AND CONSTRUCTION MANAGEMENT SERVICES, BY THE ISSUANCE OF NOT MORE THAN \$12,000,000 BONDS AND/OR NOTES THEREFOR
- 4 2006-H 7194 SUB A**  
**BY Pacheco**  
**ENTITLED,** AN ACT RELATING TO PASCOAG UTILITY DISTRICT
- 5 2006-H 7932**  
**BY Shanley**  
**ENTITLED,** AN ACT PERMITTING THE TOWN OF SOUTH KINGSTOWN TO EXEMPT CERTAIN PROPERTIES FROM TAXATION
- 6 2006-H 7980**  
**BY Coderre E**  
**ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES 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
- 7 2006-H 7981 SUB A**  
**BY Coderre E**  
**ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$700,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008



**8 2006-H 7982 SUB A****BY Coderre E**

**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

**9 2006-H 7983 SUB A****BY Coderre E**

**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

**10 2006-H 7984 SUB A****BY Coderre E**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008

**11 2006-H 7985****BY Coderre E**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2007 AND 2008

**12 2006-H 7987 SUB A****BY Coderre E**

**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

**13 2006-H 7998**

**BY Flaherty**

**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

**14 2006-H 8003**

**BY Ginaitt**

**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

**15 2006-H 8094**

**BY Shanley**

**ENTITLED,**

AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE NEIGHBORHOOD GUILD IMPROVEMENTS AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS THEREFOR

**16 2006-H 8095**

**BY Shanley**

**ENTITLED,**

AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND AND/OR CONSTRUCTION OF A COMMUNITY GYMNASIUM AND TO ISSUE NOT MORE THAN \$1,600,000 BONDS THEREFOR

**17 2006-H 8096**

**BY Shanley**

**ENTITLED,**

AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE CAPITAL TRANSPORTATION IMPROVEMENT PROJECTS AND TO ISSUE NOT MORE THAN \$400,000 BONDS THEREFOR

**18 2006-H 8097**

**BY Shanley**

**ENTITLED,**

AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND FOR OPEN SPACE, RECREATION AND AGRICULTURAL PURPOSES AND TO ISSUE NOT MORE THAN \$3,000,000 BONDS THEREFOR

## CALENDAR

## IN ORDER FOR THURSDAY, MAY 25, 2006:

**1 2006-S 2330 SUB A****BY Levesque C****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR FAMILIES**

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

Upon suggestion of Senator Perry, and without objection, ordered to be placed at the bottom of the Calendar.

**2 2006-S 2972****BY Revens****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PUBLIC UTILITIES**

Committee on Judiciary recommends passage.

Senator Revens moves passage, seconded by Senators Damiani, Metts, Pichardo, Polisena and McCaffrey.

The act is read and passed, by unanimous consent, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**3 2006-S 2511 SUB A****BY Gallo****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - STORM DRAIN MAINTENANCE**

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

Senator Gallo moves passage, seconded by Senators Fogarty, Roberts, Sosnowski and Lanzi.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**4 2006-S 2702**

**BY Tassoni**

**ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION**

Committee on Environment & Agriculture recommends passage.

Senator Tassoni moves passage, seconded by Senator Sosnowski.

The act is read and passed, by unanimous consent, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**5 2006-S 2897**

**BY Gibbs**

**ENTITLED, AN ACT RELATING TO REFUSE DISPOSAL**

Committee on Environment & Agriculture recommends passage.

Senator Algieri moves passage, seconded by Senator Sosnowski and Blais.

The act is read and passed, by unanimous consent, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**6 2006-S 2303 as amended****BY Bates****ENTITLED, AN ACT RELATING TO INSURANCE -- FEDERAL RIOT  
REINSURANCE REIMBURSEMENT FUND**

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

Senator Bates moves passage, seconded by Senators Blais and Walaska.

The act is read and passed, by unanimous consent, as amended, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Raptakis, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**7 2006-S 2905 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.

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

Senator Walaska seconded by Senator Bates, offers the following written motion to amend.

**FLOOR AMENDMENT**

2006 -- S 2905 SUBSTITUTE A, AS AMENDED

AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Mr. President:

I hereby move to amend 2006 -- S 2905 SUBSTITUTE A, As Amended entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS", as follows:

(1) On page 7, line 1, following the language "net-metering", by inserting the following language "of commodity as provided for by the commission".

Respectfully submitted,  
SENATOR WALASKA

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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Walaska moves passage of the act, as amended, seconded by Senator Bates.

Senator Paiva Weed discusses the act.

The act is read and passed, by unanimous consent, as amended, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**8 2006-S 2188 as amended**

**BY Walaska**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- PUBLIC UTILITIES**

Committee on Judiciary recommends passage as amended.

Senator Walaska moves passage, seconded by Senators Damiani, McCaffrey, Bates and Metts.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: Senators Algieri, Alves, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**NOW PRESIDING**

The Honorable President yields the rostrum to the Honorable John C. Revens, Jr., President Pro Tempore, at 4:37 o'clock P.M.

## CALENDAR

**9 2006-S 2347 SUB A****BY Tassoni****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
STATE LOTTERY**

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, 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, Badeau, Bates, Blais, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**10 2006-S 2400****BY Montalbano J****ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS --  
SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Senator Montalbano moves passage, seconded by Senators Polisena, Damiani, Algieri, Tassoni, Blais, Gallo, Sosnowski, Perry, Connors, Doyle, Lenihan, Lanzi, Bates, McBurney, McCaffrey, Paiva Weed, Sheehan, DaPonte and many others.

The act is read and passed, by unanimous consent, 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, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**11 2006-S 2784****BY McCaffrey****ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS**

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Paiva Weed, Damiani, Polisena, Metts, Perry and Walaska.

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 as follows:

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

NAYS- 0:

**12 2006-S 3053**

**BY Sheehan**

**ENTITLED, AN ACT RELATING TO GENERAL POWERS**

Committee on Judiciary recommends passage.

Senator Sheehan moves passage, seconded by Senator Walaska.

The act is read and passed, upon a roll call vote with 29 Senators voting in the affirmative and 1 Senator voting in the negative and 1 Senator abstaining as follows:

YEAS- 29: Senators Algieri, Alves, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Revens

ABSTAINED- 1: Senator Montalbano

**13 2006-S 3091**

**BY Polisena**

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

Committee on Judiciary recommends passage.

Senator Polisena moves passage, seconded by Senator Damiani.

The act is read and passed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative and 2 Senators abstaining as follows:

YEAS- 30: Senators Algieri, Alves, Badeau, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 2: Senators McBurney, Montalbano.



**14 2006-H 6819 SUB A as amended****BY Gallison****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

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

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, by unanimous consent, 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, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**15 2006-H 7791 SUB B****BY Long****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

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

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

The bill marked Substitute "B" is read and passed, and the original bill indefinitely postponed, by unanimous consent, 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, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**16 2006-H 6879****BY Pacheco****ENTITLED,** AN ACT RELATING TO PROPERTY -- TAX CLASSIFICATION IN THE WEST GLOCESTER FIRE DISTRICT

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

Senator Fogarty moves passage, seconded by Senator Tassoni.

The act is read and passed, by unanimous consent, 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: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**17 2006-H 7689**

**BY Kilmartin**

**ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- PRECIOUS METALS

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

Senator Caprio moves passage, seconded by Senators McCaffrey and Metts.

The act is read and passed, by unanimous consent, 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: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McBurney, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**18 2006-H 7909 as amended**

**BY Anguilla**

**ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - RHODE ISLAND BUSINESS CORPORATION ACT AND RHODE ISLAND LIMITED LIABILITY COMPANY ACT

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

Senator Caprio moves passage, seconded by Senator McCaffrey.

The act is read and passed, by unanimous consent, as amended, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**19 2006-H 7910****BY Anguilla****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT

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

Senator Caprio moves passage, seconded by Senator McCaffrey.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**20 2006-H 7927****BY Sullivan****ENTITLED,** AN ACT RELATING TO AN AMENDMENT OF CHAPTER 330 OF THE PUBLIC LAWS OF 1997 ENTITLED "AN ACT TO CREATE A SEWER AUTHORITY FOR THE TOWN OF COVENTRY AND TO AUTHORIZE SAID TOWN TO PLAN, CONSTRUCT, FINANCE, OPERATE AND MAINTAIN SEWAGE WORKS"

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

Senator Blais moves passage, seconded by Senator Algieri.

Senator Blais seconded by Senator Algieri, offers the following written motion to amend.

**FLOOR AMENDMENT**

2006 -- H 7927

AN ACT RELATING TO AN AMENDMENT OF CHAPTER 330 OF THE PUBLIC LAWS OF 1997 ENTITLED "AN ACT TO CREATE A SEWER AUTHORITY FOR THE TOWN OF COVENTRY AND TO AUTHORIZE SAID TOWN TO PLAN, CONSTRUCT, FINANCE, OPERATE AND MAINTAIN SEWAGE WORKS"

Mr. President:

I hereby move to amend 2006 -- H 7927, entitled "AN ACT RELATING TO AN AMENDMENT OF CHAPTER 330 OF THE PUBLIC LAWS OF 1997 ENTITLED "AN ACT TO CREATE A SEWER AUTHORITY FOR THE TOWN OF COVENTRY AND TO AUTHORIZE SAID TOWN TO PLAN, CONSTRUCT, FINANCE, OPERATE AND MAINTAIN SEWAGE WORKS"", as follows: On page 4, line 4, by deleting the language and punctuation "any agreement relating to wastewater system services or projects.", and inserting in place thereof the following: "the intermunicipal agreement in wastewater services between the town of West Warwick and the town of Coventry, as amended, and restated from time to time, and the Loan and Trust Agreement among the Rhode Island economic development corporation, the town of Coventry, and J.P. Morgan Trust Company, National Association, dated as of December 1, 2003, as amended from time to time."

Respectfully submitted,

SENATOR BLAIS

The motion to amend prevails upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator Blais moves passage of the act, as amended, seconded by Senator Algieri.

The act is read and passed, by unanimous consent, as amended, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**21 2006-H 8076  
BY Menard  
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 in concurrence.

Senator Connors moves passage, seconded by Senator Caprio.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Gibbs, Lanzi, Lenihan, McBurney, Metts, Paiva Weed, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**22 2006-H 6837**

**BY Kennedy**

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Connors moves passage, seconded by Senators Damiani, Montalbano and Polisen.

The act is read and passed, by unanimous consent, upon a roll call vote with 24 Senators voting in the affirmative and 0 Senators voting in the negative and 4 Senators abstaining as follows:

YEAS- 24: The Honorable President Montalbano and Senators Alves, Bates, Caprio, Connors, Cote, Damiani, Doyle, Felag, Fogarty, Gallo, Lanzi, Lenihan, McCaffrey, Metts, Perry, Pichardo, Polisen, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni.

NAYS- 0:

ABSTAINED- 4: Senators Algieri, Blais, Paiva Weed, Walaska.

**23 2006-H 7346**

**BY Corvese**

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

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senator Gallo.

The act is read and passed, by unanimous consent, upon a roll call vote with 29 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 29: The Honorable President Montalbano and Senators Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Algieri

**24 2006-H 7348**

**BY Kennedy**

**ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senator Bates.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**25 2006-H 7353**

**BY Kennedy**

**ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Bates moves passage, seconded by Senators Blais, Walaska and Metts.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**26 2006-H 7470**

**BY Singleton**

**ENTITLED, AN ACT RELATING TO INSURANCE PRODUCERS' BRANCHES --  
LIFE INSURANCE COMPANIES' OFFICES**

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Bates moves passage, seconded by Senators Walaska and Lenihan

The act is read and passed, by unanimous consent, in concurrence, upon a 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, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**27 2006-H 7574**

**BY Corvese**

**ENTITLED,** AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senator Bates.

The act is read and passed, by unanimous consent, in concurrence, upon a 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, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**28 2006-H 7651**

**BY Kennedy**

**ENTITLED,** AN ACT RELATING TO INSURANCE -- COMMERCIAL SPECIAL RISKS

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Walaska moves passage, seconded by Senator Bates.

The act is read and passed, by unanimous consent, as amended, upon a 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, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**29 2006-H 7659****BY Watson****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
DEPARTMENT OF BUSINESS REGULATION

Committee on Financial, Technology, Regulatory recommends passage in concurrence.

Senator Bates moves passage, seconded by Senator Walaska.

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**30 2006-H 7081 SUB A****BY Naughton****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
STOPPING, STANDING AND PARKING RESTRICTIONS

Ordered on the Calendar

Senator Polisena moves passage, seconded by Senator Damiani.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 27 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 27: Senators Algieri, Alves, Bates, Blais, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**31 2006-H 6874****BY Kilmartin****ENTITLED,** AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage in concurrence.

Senator McCaffrey moves passage, seconded by Senators Metts, Connors, Paiva Weed and many others

Senator Algieri and Sheehan, Lenihan, Blais, Metts, Cote, Perry and Montalbano discuss the act.



The act is read and passed, upon a roll call vote with 23 Senators voting in the affirmative and 7 Senators voting in the negative as follows:

YEAS- 23: The Honorable President Montalbano and Senators Alves, Connors, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 7: Senators Algieri, Bates, Blais, Caprio, Cote, Lenihan, Roberts.

**32 2006-H 7956**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO TAXATION -- PAWTUCKET**

Committee on Finance recommends passage in concurrence.

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

The act is read and passed, by unanimous consent, in concurrence, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**1 2006-S 2330 SUB A**

**BY Levesque C**

**ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR FAMILIES**

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 30 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 30: The Honorable President Montalbano and Senators Algieri, Alves, Bates, Blais, Caprio, Connors, Cote, Damiani, DaPonte, Doyle, Felag, Fogarty, Gallo, Issa, Lanzi, Lenihan, McCaffrey, Metts, Paiva Weed, Perry, Pichardo, Polisena, Revens, Roberts, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**FROM THE DESK**

Upon suggestion of Senator Ruggiero, seconded by Senator Tassoni, and without objection, the following item is removed from the desk and placed before the body:

**Senate Bill No. 2227** as amended

**BY** Senators Perry, Goodwin, Gallo, Pichardo, Connors

**ENTITLED**, AN ACT RELATING TO THE AMBER ALERT PROGRAM.

Upon suggestion of Senator Ruggiero, and without objection, read and ordered to be placed on the Calendar for Tuesday, May 30, 2006.

**GUESTS**

Upon suggestion of Senator Pichardo and by unanimous consent, the Honorable President, welcomes to the Chamber Jason Hernandez, who has served as a Senate Intern and is a 2006 University of Rhode Island Graduate.

**ANNOUNCEMENTS**

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

**TRANSMITTAL**

By unanimous consent,(06-H 6874) and all matters on the Secretary's desk, with the exception of House bills passed in concurrence, 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 5:33 o'clock P.M.

RAYMOND T. HOYAS, JR.  
Secretary of the Senate

**Appendix**

**INVOCATION**

**SENATOR JUAN M. PICHARDO**

Dear Lord, as we reflect on the lives of all who have died in service to our country, give us, your servants, their strength and fortitude to act with integrity and fidelity as we remember them this Memorial Day weekend. Amen.

**Appendix****CONSENT CALENDAR****IN ORDER FOR TUESDAY, MAY 30, 2006:****1 2006-H 7200****BY Lewiss****ENTITLED, AN ACT RELATING TO AIRPORTS AND LANDING FIELDS**

Ordered to be placed on the Consent Calendar

**2 2006-H 6967****BY Fox****ENTITLED, AN ACT RELATING TO PARKING FACILITIES AND PRIVILEGES**

Committee on Constitutional &amp; Gaming Issues recommends passage in concurrence.

**3 2006-H 7024****BY Sullivan****ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY ALL ASPECTS OF THE KENT COUNTY WATER AUTHORITY**

Committee on Constitutional &amp; Gaming Issues recommends passage in concurrence.

**4 2006-H 7068****BY Ginaitt****ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS AND PRESIDENT BUSH TO ADDRESS CONCERNS WITH THE MEDICARE PART D PROGRAM AND ADOPT THE SPECIFIC CHANGES AS LISTED**

Committee on Constitutional &amp; Gaming Issues recommends passage in concurrence.

**5 2006-H 7132****BY Crowley****ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS**

Committee on Constitutional &amp; Gaming Issues recommends passage in concurrence.

**6 2006-H 7863****BY Giannini****ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE**

Committee on Constitutional &amp; Gaming Issues recommends passage in concurrence.

**7 2006-H 7906 SUB A as amended**

**BY Lima**

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

Committee on Constitutional & Gaming Issues recommends passage in concurrence.

**8 2006-H 8012**

**BY Ajello**

**ENTITLED,** AN ACT RELATING TO EDUCATION

Committee on Constitutional & Gaming Issues recommends passage in concurrence.

**9 2006-H 8045**

**BY Melo**

**ENTITLED,** AN ACT RELATING TO THE GENERAL ASSEMBLY -- NAMING  
ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER  
STATE CONSTRUCTIONS

Committee on Constitutional & Gaming Issues recommends passage in concurrence.

**10 2006-H 8148**

**BY Kilmartin**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE

Ordered to be placed on the Consent Calendar

**11 2006-H 8149**

**BY Watson**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Ordered to be placed on the Consent Calendar

RAYMOND T. HOYAS, JR.  
Secretary of the Senate

**Appendix****CALENDAR****IN ORDER FOR TUESDAY, MAY 30, 2006:****1 2006-S 2227 as amended****BY Perry****ENTITLED, AN ACT RELATING TO THE AMBER ALERT PROGRAM**

Committee on Judiciary recommends passage as amended.

**2 2006-S 2797 SUB A****BY McCaffrey****ENTITLED, AN ACT RELATING TO ELECTIONS - CAMPAIGN  
EXPENDITURES**

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

**3 2006-S 2989 SUB A****BY Sosnowski****ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY -  
INTERSTATE PEST CONTROL COMPACT**

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

**4 2006-S 3045****BY Paiva-Weed****ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION TO EXAMINE ALL ASPECTS OF PUBLIC  
EDUCATION FUNDING AND ITS IMPACT UPON STATE AND  
LOCAL FINANCES AND TAXATION**

Committee on Constitutional &amp; Gaming Issues recommends passage.

**5 2006-S 3113****BY Sosnowski****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL  
PROPERTY REMEDIATION AND REUSE ACT**

Committee on Environment &amp; Agriculture recommends passage.

**6 2006-H 6828 SUB A as amended****BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL

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

**7 2006-H 7051 SUB B****BY Lewiss****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

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

**8 2006-H 7167 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES

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

**9 2006-H 7185 SUB A****BY Picard****ENTITLED,** AN ACT RELATING TO HUNTING AND HUNTING SAFETY

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

**10 2006-H 7343 SUB A****BY Shanley****ENTITLED,** AN ACT RELATING TO AGRICULTURE AND FORESTRY

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

**11 2006-H 7609 SUB A****BY Long****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 in concurrence.

**12 2006-H 7900****BY Ginaitt****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
GASOLINE SPECIFICATIONS

Committee on Environment & Agriculture recommends passage in concurrence.

**IN ORDER FOR WEDNESDAY, MAY 31, 2006:****1 Appointment of Ellen R. Nelson VICE A. Kathryn Power (resigned) as Director of the Department of Mental Health, Retardation and Hospitals .**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this appointment.

**2 2006-S 2616****BY Blais****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- UNIFORM  
ANATOMICAL GIFT ACT

Committee on Judiciary recommends passage.

**3 2006-S 3098****BY Felag****ENTITLED,** AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT  
OF LOCAL TAXES - TOWN OF WARREN

Committee on Commerce, Housing & Municipal Government recommends passage.

**4 2006-S 3102****BY Sosnowski****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO  
FINANCE CAPITAL TRANSPORTATION IMPROVEMENT  
PROJECTS AND TO ISSUE NOT MORE THAN \$400,000 BONDS  
THEREFOR

Committee on Commerce, Housing & Municipal Government recommends passage.

**5 2006-S 3103****BY Sosnowski****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO  
FINANCE THE ACQUISITION OF LAND FOR OPEN SPACE,  
RECREATION AND AGRICULTURAL PURPOSES AND TO ISSUE  
NOT MORE THAN \$3,000,000 BONDS THEREFOR

Committee on Commerce, Housing & Municipal Government recommends passage.



**6 2006-S 3104****BY Sosnowski****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE NEIGHBORHOOD GUILD IMPROVEMENTS AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS THEREFOR

Committee on Commerce, Housing &amp; Municipal Government recommends passage.

**7 2006-S 3106****BY Sosnowski****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND AND/OR CONSTRUCTION OF A COMMUNITY GYMNASIUM AND TO ISSUE NOT MORE THAN \$1,600,000 BONDS THEREFOR

Committee on Commerce, Housing &amp; Municipal Government recommends passage.

**8 2006-S 2178 SUB A****BY Gibbs****ENTITLED,** AN ACT RELATING TO HEATH INSURANCE

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

**9 2006-S 2628 SUB A****BY Perry****ENTITLED,** AN ACT RELATING TO MEDICAL ASSISTANCE - LONG-TERM CARE SERVICE AND FINANCE REFORM

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

**10 2006-S 2756 SUB A as amended****BY Damiani****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

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

**11 2006-S 2757 SUB A as amended****BY Levesque C****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- COORDINATED HEALTH PLANNING ACT OF 2006

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

**12 2006-S 2943 SUB A****BY Connors****ENTITLED, AN ACT RELATING TO INSURANCE - NONPROFIT HOSPITAL SERVICE CORPORATIONS**

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

**13 2006-H 7103 SUB B****BY Giannini****ENTITLED, AN ACT RELATING TO ORTHOTICS AND PROSTHETICS**

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

**14 2006-H 7305 SUB A****BY San Bento****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LICENSING AND MONITORING OF CHILD CARE PROVIDERS**

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

**15 2006-H 7311 SUB B as amended****BY Ginaitt****ENTITLED, AN ACT RELATING TO NURSES**

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

**16 2006-H 7648 SUB A****BY Lewiss****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 concurrence.

RAYMOND T. HOYAS, JR.  
Secretary of the Senate