

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 sixth day of January in the year of Our Lord two thousand and nine.

Volume 136, No.9

Tuesday, January 27, 2009

Ninth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, Madam President of the Senate, at 4:38 o'clock P.M.

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

PRESENT – 36: The Honorable President Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, Devall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pinga, Raptakis, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 2: Senators Pichardo, Ruggerio.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Eighth Legislative Day of the 2009 proceedings is read in part.

Upon suggestion of Senator Maher, 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**

January 27, 2009

M. Teresa Paiva Weed
Senate President
Room 118
State House
Providence, RI 02903

Dear Senate President:

I will be unable to attend today (January 27th) Senate Session due to a death in the family. I will be traveling to New York for the services.

Sincerely

Juan Pichardo
Senate District - 2

Read and ordered to be placed on file.

NEW BUSINESS

Senate Resolution No. 93

BY Senators Levesque C, DiPalma, Paiva-Weed, Blais, Algieri

ENTITLED, SENATE RESOLUTION CONGRATULATING SENATOR JUNE N. GIBBS ON BEING HONORED BY THE LITTLE COMPTON REPUBLICAN TOWN COMMITTEE

Senator DiPalma requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DiPalma moves passage, seconded by Senators Levesque, Felag, Bates, Algieri, Jabour, Metts and Perry.

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

Also:

Senate Bill No. 94

BY Senators Levesque C, DeVall, Fogarty P

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

Senator Connors requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Levesque moves passage, seconded by Senators Algieri, Maselli, Walaska and Jabour.

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 Paiva Weed and Senators Algieri, Bates, Blais, Ciccone, Connors, Cote, Crowley, DaPonte, Devall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maher, Maselli, McBurney, McCaffrey, Metts, Miller, O'Neill, Perry, Picard, Pinga, Raptakis, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 0:

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.

ANNOUNCEMENTS

Senator Felag announces that the Committee on Finance will meet tomorrow, at 2:00 o'clock P.M. in Room 211 of the State House.

Senator DeVall announces that the Committee on Housing and Municipal Government will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Levesque announces that the Committee on Judiciary will meet on Thursday, January 29, 2009, at 3:45 o'clock P.M. in Room 313 of the State House.

Senator Maselli announces that the Committee on Rules will meet on Thursday, January 29, 2009, at the rise of the Senate, in Room 310 of the State House.

ADJOURNMENT

Upon motion of Senator Doyle, seconded by Senator Sheehan, the Senate adjourns at 4:51 o'clock P.M. in memory Mary Lynch.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR FRANCIS T. MAHER, Jr.

Heavenly Father, guide us in the ways of peace. May we show loyalty towards one another and be worthy of the trust you have placed in us. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, JANUARY 28, 2009:

1 2009-S 95

BY Sosnowski

**ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF SOUTH KINGSTON FOOD SERVICES, INC.**

Ordered to be placed on the Consent Calendar

Joseph R. Brady
Secretary of the Senate