

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.32

Thursday, April 2, 2009

Thirty-second 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 4:10 o'clock P.M.

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

PRESENT – 38: The Honorable President 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, Pichardo, Pinga, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

GUESTS

Upon suggestion of Senator McCaffrey and by unanimous consent, the Honorable President, welcomes to the Chamber Miriam Sloan and Jean Johnson of the Warwick House of Hope.

**REPORTS OF COMMITTEES
COMMITTEE ON FINANCE**

Senator DaPonte from the Committee on Finance, reports back, with recommendation of passage of the following measure:

2009-H 5019 SUB A as amended**BY Watson****ENTITLED, AN ACT MAKING REVISED APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2009**

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 841****BY Senator Sosnowski****ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF KENNETH A. LAGERQUIST {LC2398/1}**

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by Senators Connors, Algieri and Maher.

The resolution is read and passed, upon a rising vote

Also:

Senate Resolution No. 842**BY Senator Tassoni****ENTITLED, SENATE RESOLUTION CONGRATULATING THE SMITHFIELD HIGH SCHOOL HOCKEY TEAM ON WINNING THE 2009 RHODE ISLAND DIVISION II STATE HOCKEY CHAMPIONSHIP {LC2402/1}**

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senators Algieri and Connors.

The resolution is read and passed, upon a voice vote

Also:

Senate Bill No. 843 (Lieutenant Governor)

BY Senators DeVall, Gallo

ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS
{LC2271/1}

Read and referred to the Committee on Health and Human Services.

CALENDAR

SPECIAL ORDER OF BUSINESS FOR THURSDAY, APRIL 2, 2009:

1 2009-H 5019 SUB A as amended

BY Watson

ENTITLED, AN ACT MAKING REVISED APPROPRIATIONS FOR THE SUPPORT
OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2009

Ordered on the Calendar

Senator DaPonte moves passage, seconded by Senators Connors, Ruggerio, Pichardo, Sosnowski, Doyle and DiPalma.

Senators Algieri, Raptakis, Sheehan, Metts, Cote, Levesque, Maher, O'Neill, Lenihan, Pichardo, Connors, Pinga and Crowley discuss the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, upon a roll call vote with 32 Senators voting in the affirmative and 6 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators, Bates, Ciccone, Connors, Crowley, DaPonte, Devall, DiPalma, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lenihan, Levesque, Lynch, Maselli, McBurney, McCaffrey, Miller, O'Neill, Perry, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 6: Senators Algieri, Blais, Cote, Maher, Metts, Pinga.

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 Lenihan announces that the Committee on Government Oversight will meet next Tuesday, April 7, 2009, at the rise of the Senate, in Room SB27 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 310 of the State House.

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

ADJOURNMENT

Upon motion of Senator Doyle seconded by Senator Algieri and Connors and upon suggestion of Senator Sosnowski, the Senate adjourns at 5:18 o'clock P.M. in memory of Kenneth A. Lagerquist.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR PAUL V. JABOUR

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 TUESDAY, APRIL 7, 2009:

1. **2009-S 23 SUB A as amended****BY Tassoni****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- DOGS

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

2. **2009-S 24****BY Tassoni****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
REGULATION OF VICIOUS DOGS

Committee on Constitutional & Regulatory Issues recommends passage.

3. **2009-S 800****BY Walaska****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- DOGS

Committee on Constitutional & Regulatory Issues recommends passage.

4. **2009-S 398****BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Committee on Government Oversight recommends passage.

5. **2009-S 530****BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES

Committee on Government Oversight recommends passage.

6. **2009-S 531****BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

Committee on Government Oversight recommends passage.

7. **2009-S 678 SUB A**

BY Lenihan

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

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

8. **2009-S 683 SUB A**

BY Lenihan

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

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

9. **2009-S 829 as amended**

BY Lenihan

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

Committee on Government Oversight recommends passage as amended.

10. **2009-S 830**

BY Sheehan

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

Committee on Government Oversight recommends passage.

11. **2009-S 837 as amended**

BY Lenihan

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

Committee on Government Oversight recommends passage as amended.

12. **2009-S 602**

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - JAMESTOWN JUVENILE HEARING BOARD

Committee on Judiciary recommends passage.