

**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 twelve.**

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Volume 139, No.4

Tuesday, January 10, 2012

Fourth Legislative Day

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The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, 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, Cote, Crowley, DaPonte, DeVall, DiPalma, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

**ABSENT** – 2: Senators Ciccone, Doyle.

**INVOCATION**

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

(See Appendix for Invocation)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**APPROVAL OF RECORD**

The Senate Journal of the Third Legislative Day of the 2012 proceedings is read in part.

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

**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**

October 17, 2011

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 37-2-59 of the Rhode Island General Laws, I have made the following appointment to the Architectural, Engineering, and Consulting Services Selection Committee:

**Joseph W. Migneault, P.E.**

VICE  
James Higgins  
(resigned)

to a term expiring on the first Tuesday in January, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Corporations.

**NEW BUSINESS****Senate Resolution No. 2018**

**BY** Tassoni, DeVall

**ENTITLED**, SENATE RESOLUTION PROCLAIMING THE SECOND TUESDAY IN JANUARY TO BE "PROFESSIONAL PET ASSISTED THERAPY AWARENESS DAY" IN THE STATE OF RHODE ISLAND

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senators Perry, Ruggerio and Algieri.

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

Also:

**Senate Resolution No. 2017**

**BY** Algieri, DeVall

**ENTITLED**, SENATE RESOLUTION CONGRATULATING THE JUNIOR LEAGUE OF RHODE ISLAND ON THE 90TH ANNIVERSARY OF ITS FOUNDING

Senator Algieri requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Algieri moves passage, seconded by Senators Hodgson, Ruggerio and Jabour.

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

Also:

**Senate Resolution No. 2019**

**BY** Shibley, Kettle, Pinga, Maher, Hodgson

**ENTITLED**, SENATE RESOLUTION EXPRESSING OUR DEEPEST CONDOLENCES ON THE PASSING OF WAYNE FRENCH

Read and ordered to be placed on the Senate Consent Calendar.

Also:

**Senate Resolution No. 2020**

(by request)

**BY** Algieri, Sosnowski

**ENTITLED**, SENATE RESOLUTION SUPPORTING LEGISLATIVE AMENDMENTS TO PROTECT RHODE ISLAND'S COASTAL REGIONS

Read and ordered to be placed on the Senate Consent Calendar.

Also:

**Senate Resolution No. 2021**

**BY** O'Neill, Jabour, Metts, Cote, Kettle

**ENTITLED**, JOINT RESOLUTION REINSTATING THE LIFE OF AND EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS

Read and ordered to be placed on the Senate Consent Calendar.

Also:

**Senate Bill No. 2022****BY** Algieri**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF TSUNAMI AIRCRAFT SALES, INC.

Read and ordered to be placed on the Senate Consent Calendar.

Also:

**Senate Bill No. 2023****BY** Miller, Perry**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF PADRIC M. MEAGHER REAL ESTATE INCORPORATED

Read and ordered to be placed on the Senate Consent Calendar.

**GUESTS**

Upon suggestion of Senator Algieri and by unanimous consent, the Honorable President, welcomes to the Chamber Delly Beekman, President of the Association of Junior Leagues International, Petra Jenkis, President of the Junior League of Rhode Island, and Kim Bigonette, President-Elect of Junior League of Rhode Island.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President, welcomes to the Chamber Albert Iannotti and Doctor Mai He.

**CONSENT CALENDAR**

In order for the day is taken up as follows:

**1. 2012-S 2015****BY** Jabour**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER EL DEE VENDING CORPORATION

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, 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 Paiva Weed and Senators Algieri, Bates, Cote, Crowley, DaPonte, DeVall, DiPalma, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, Metts, Miller, Nesselbush, O'Neill, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**REPORTS OF COMMITTEES  
COMMITTEE ON FINANCE**

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

**Senate Bill No. 2016**

**BY** DaPonte, DeVall, DiPalma, O'Neill

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- BUDGET COMMISSIONS

Read and ordered to be placed on the Calendar for Tuesday, January 17, 2012.

**ANNOUNCEMENTS**

Senate Majority Leader Ruggerio announces that Senate Session on Thursday, January 12, 2012 has been cancelled.

**ADJOURNMENT**

Upon motion of Senator Goodwin seconded by Senator Algieri the Senate adjourns at 4:47 o'clock P.M.

JOSEPH R. BRADY  
Secretary of the Senate

**Appendix**

**INVOCATION**

**SENATOR MARYELLEN GOODWIN**

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****CONSENT CALENDAR****IN ORDER FOR WEDNESDAY, JANUARY 11, 2012:****1. 2012-S 2019****BY** Shibley**ENTITLED**, SENATE RESOLUTION EXPRESSING OUR DEEPEST  
CONDOLENCES ON THE PASSING OF WAYNE FRENCH

Ordered on the Consent Calendar.

**2. 2012-S 2020****BY** Algieri**ENTITLED**, SENATE RESOLUTION SUPPORTING LEGISLATIVE AMENDMENTS  
TO PROTECT RHODE ISLAND'S COASTAL REGIONS

Ordered on the Consent Calendar.

**3. 2012-S 2021****BY** O'Neill**ENTITLED**, JOINT RESOLUTION REINSTATING THE LIFE OF AND EXTENDING  
THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE  
COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN  
PUBLIC SCHOOLS

Ordered on the Consent Calendar.

**4. 2012-S 2022****BY** Algieri**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE  
CHARTER OF TSUNAMI AIRCRAFT SALES, INC.

Ordered on the Consent Calendar.

**5. 2012-S 2023****BY** Miller**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE  
CHARTER OF PADRIC M. MEAGHER REAL ESTATE INCORPORATED

Ordered on the Consent Calendar.

**Appendix**

**CALENDAR**

**IN ORDER FOR TUESDAY, JANUARY 17, 2012:**

- 1. 2012-S 2016**  
**BY DaPonte**  
**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- BUDGET**  
**COMMISSIONS**

Committee on Finance recommends passage.