

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.8

Thursday, January 19, 2012

Eighth 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 4:48 o'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 Paiva Weed and Senators Algieri, Bates, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Shibley, Sosnowski, Tassoni, Walaska.

**ABSENT** – 6: Senators Ciccone, Fogarty, Goodwin, Moura, Perry, Sheehan.

**INVOCATION**

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

(See Appendix for Invocation)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**APPROVAL OF RECORD**

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

Upon suggestion of Senator Nesselbush 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 19, 2012

The Honorable M. Teresa Paiva Weed  
President of the Senate  
State House, Room 318  
Providence, RI 02903

Dear Madam President:

Please be advised that I will be unable to attend the Senate Session on Thursday, January 19, 2012.

Warmest personal regards, I remain,

Sincerely,  
  
Maryellen Goodwin  
Senator – District 1

Read and ordered to be placed on file.

Also:

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

January 19, 2012

Honorable M. Teresa Paiva Weed  
President of the Senate  
318 State House  
Providence, RI 02903

Dear Madam President:

Please be advised that I will be absent from the Senate session on Thursday, January 19, 2012 due to a medical issue. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,  
  
Bethany Moura  
SENATOR, DISTRICT 10

Read and ordered to be placed on file.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE

January 19, 2012

Honorable M. Teresa Paiva Weed  
Senate President  
Room 318  
State House  
Providence, RI 02903

Dear Madam President:

Please be advised that I will be absent from the Senate session on Thursday, January 19, 2012 because of illness.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your assistance.

Sincerely,

James C. Sheehan  
RI State Senator – District 36

Read and ordered to be placed on file.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE

January 19, 2012

The Honorable  
M. Teresa Paiva Weed  
Senate President  
318 State House  
Providence, RI 02903

Dear Senate President:

This is to inform you that I will be unable to be present for the Senate session on Thursday, January 19, 2012.

Thank you for your assistance in this matter.

Best wishes.

Sincerely,

Paul W. Fogarty  
RI State Senator- District 23

Read and ordered to be placed on file.

**NEW BUSINESS****Senate Resolution No. 2174****BY** Sosnowski, McCaffrey, Felag, Algieri, Bates**ENTITLED**, SENATE RESOLUTION CONGRATULATING CHIEF VINCENT VESPIA ON BEING INDUCTED INTO THE CRIMINAL JUSTICE HALL OF FAME {LC635/1}

Senator Algieri requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Algieri moves passage, seconded by Senator Ruggerio.

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

Also:

**Senate Resolution No. 2175****BY** Cote, Picard, Nesselbush, O'Neill, Crowley**ENTITLED**, SENATE RESOLUTION HONORING MATTHEW GOYETTE FOR HIS VOLUNTEER WORK ON THE BLACKSTONE RIVER VALLEY NATIONAL HERITAGE CORRIDOR {LC431/1}

Senator Cote requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Cote moves passage, seconded by Senators Picard and O'Neill.

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

**GUESTS**

Upon suggestion of Senator Cote and by unanimous consent, the Honorable President, welcomes to the Chamber Guest of Honor Matthew Goyette along with his father, John Goyette, his mother, Doreen Goyette, his sister Pamela Goyette, friend Michael M. Scalzi III, Valerie Paul National Park Ranger and Jan Reitsma, Executive Director BRVNHC.

**NEW BUSINESS****Senate Resolution No. 2176****BY** Paiva Weed, DaPonte**ENTITLED**, SENATE RESOLUTION CONGRATULATING ROBERT C. BROMLEY ON BEING NAMED A 2011 STANDARD-TIMES NEW BEDFORD MAN OF THE YEAR {LC572/1}

Senator DaPonte requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DaPonte moves passage, seconded by Senators Ruggerio and Algieri.

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

Also:

**Senate Resolution No. 2177**

**BY** Paiva Weed

**ENTITLED**, SENATE RESOLUTION EXPRESSING OUR DEEPEST CONDOLENCES ON THE PASSING OF ROBERT J. MCKENNA {LC702/1}

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ruggerio moves passage, seconded by Senators Algieri, DiPalma, Gallo and Metts.

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

**CONSENT CALENDAR**

In order for the day is taken up as follows:

1. **2012-S 2070**  
**BY** Ottiano  
**ENTITLED**, SENATE RESOLUTION CONGRATULATING CHIEF JEFFREY CARL LITTLEFIELD ON HIS RETIREMENT FROM THE UNITED STATES NAVY AFTER TWENTY-ONE YEARS OF DISTINGUISHED AND DEDICATED SERVICE TO OUR NATION
2. **2012-S 2169**  
**BY** Crowley  
**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE WYATT DETENTION FACILITY
3. **2012-S 2170**  
**BY** Paiva Weed  
**ENTITLED**, SENATE RESOLUTION EXPRESSING DEEPEST CONDOLENCES ON THE PASSING OF HENRY R. "RICK" HOLE

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 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Bates, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, Felag, Gallo, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Pinga, Ruggerio, Shibley, 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 next Tuesday, January 24, 2012, at 3:00 o'clock P.M., in Room 211 of the State House.

Senator McCaffrey announces that the Committee on Judiciary will meet next Tuesday, January 24, 2012, at the rise of the Senate, in Room 313 of the State House.

### **ADJOURNMENT**

Upon motion of Senator Walaska seconded by Senator Algieri and upon suggestion of Senator Ruggerio, the Senate adjourns at 5:08 o'clock P.M. in memory of the Honorable Robert J. McKenna, former Mayor of the City of Newport and former Rhode Island State Senator and State Representative.

**JOSEPH R. BRADY**  
Secretary of the Senate

**Appendix**

**INVOCATION**

**SENATOR DONNA M. NESSELBUSH**

Holy Mother of God, We ask that you open our hearts, not only to the needs of those we serve, but also to one another in this Chamber so as a community of leaders we can be led to wise and courageous actions that benefit Rhode Island. Amen