

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 third day of January in the year of Our Lord two thousand and twelve.

Volume 139, No.32

Wednesday, March 28, 2012

Thirty-second Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:19 o'clock P.M.

The roll is called and a quorum is declared present with 35 Senators present and 3 Senators absent as follows:

PRESENT – 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

ABSENT – 3: Senators DiPalma, Picard, Ruggiero.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-first Legislative Day of the 2012 proceedings is read in part.

Upon suggestion of Senator DaPonte 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**

March 28, 2012

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

Dear Madam President:

Please be advised that I will be absent from the Senate session on March 28, 2012.

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

Thank you for your assistance.

Sincerely,

Louis P. DiPalma
Senator District 12

Read and ordered to be placed on file.

FROM THE HOUSE OF REPRESENTATIVES

A message from the House of Representatives transmits with announcement of passage, of the following measures:

House Bill No. 7484 SUB A

(Business Regulation)

BY Kennedy, Messier, Ferri, McNamara

ENTITLED, AN ACT RELATING TO INSURANCE - FIRE INSURANCE POLICIES AND RESERVES (would relocate the existing section of law relative to hurricanes to a new chapter which would also include additional provisions for the processing of insurance claims for hurricane damage.) {LC1425/A/1}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7483 SUB A

(Business Regulation)

BY Medina, Tanzi, Hull, Keable, O`Grady**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- PROCEDURES AND OPERATIONS {LC1405/A/1}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7358 SUB A

(Business Regulations)

BY Keable, Lally, Petrarca, Hull, Johnston**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS - DEPARTMENT OF BUSINESS REGULATION (would correct typographical errors in four banking and insurance statutes) {LC1177/A/1}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7407**BY** Nunes, Tanzi**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HOME INSPECTORS (would provide that the requirements to be licensed as a home inspector or associate home inspector be completed by July 1, 2012.) {LC1300/1}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7356

(Business Regulations)

BY Nunes, Marcello, Medina, Tanzi, Ruggiero**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS - DEFINITIONS AND ESTABLISHMENT OF FINANCIAL INSTITUTIONS (would eliminate references to the outdated term Board of Bank Incorporation, and would clarify who the regulatory body for purposes of financial institutions would be) {LC1155/1}

Read and ordered to the Committee on Corporations.

Also:

House Bill No. 7080**BY** Gallison, San Bento, Silva, Fellela**ENTITLED**, AN ACT RELATING TO EDUCATION - RHODE ISLAND CERTIFICATION STANDARDS BOARD (would add two members of the AICU Rhode Island to the policy advisory board on teacher and administrator certification.) {LC280/1}

Read and ordered to the Committee on Education.

Also:

House Bill No. 7287 SUB A

BY Diaz, Slater, McNamara, Silva, Cimini

ENTITLED, AN ACT RELATING TO EDUCATION - COMPULSORY ATTENDANCE

(would prohibit schools from considering a students truancy or absenteeism as a basis for using an out-of-school suspension as a disciplinary action.) {LC765/A/1}

Read and ordered to the Committee on Education.

Also:

House Bill No. 7367 SUB A as amended

BY Tanzi, Martin, Ehrhardt

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - COMMERCIAL FISHERIES

(would prohibit pair trawl fishing vessels from operating in state waters) {LC1042/A/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

House Bill No. 7231

BY Slater, Diaz

ENTITLED, AN ACT RELATING TO WEIGHTS AND MEASURES -- PRODUCE SCALES IN MARKETS (would enable hospitals and treatment centers located in Providence to calibrate scales within their facilities.) {LC829/1}

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

Also:

House Bill No. 7054

BY Edwards, Gallison, Reilly, Guthrie

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$700,000 BONDS BY THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION (would serve as the enabling act required by RI General Laws section 16-7-44 in order for the principal and interest on bonds issued in support of school housing projects to be eligible for state housing aid reimbursement.) {LC137/1}

Read and ordered to the Committee on Finance.

Also:

House Bill No. 7400 SUB A**BY** Coderre, Johnston, O`Grady, O`Neill**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - CITY HOUSING AUTHORITIES (authorize the city of Pawtucket to expand the membership of the housing authority from five (5) to seven (7) members)
{LC1145/A/1}

Read and ordered to the Committee on Housing and Municipal Government.

Also:

House Bill No. 7431**BY** Coderre, Johnston, O`Neill, Messier, San Bento**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TAVERNS, COOKSHOPS AND OYSTER HOUSES (would authorize the city of Pawtucket to close any unlicensed taverns, victualing houses, cookshops, oyster houses and oyster cellars in the city.)
{LC1148/1}

Read and ordered to the Committee on Housing and Municipal Government.

Also:

House Bill No. 7430**BY** Coderre, Johnston, O`Neill, Messier, San Bento**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - LICENSES IN THE CITY OF PAWTUCKET (would allow licenses in the city of Pawtucket to be granted by the Pawtucket city council sitting as the Pawtucket board of license commissioners.) {LC1149/1}

Read and ordered to the Committee on Housing and Municipal Government.

Also:

House Bill No. 7026**BY** Kennedy, San Bento, Marcello, Coderre, Naughton**ENTITLED**, AN ACT RELATING TO INSURANCE -- MOTOR VEHICLE DAMAGE APPRAISERS (would permit the insurance commissioner to grant emergency licenses to permit certain experienced motor vehicle appraisers to act as motor vehicle physical damage appraisers during periods of emergency.) {LC266/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7077**BY** McNamara, Lima, Malik, Messier, Ferri**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS (individuals seeking to participate in any mentoring prog. whereby the individual would be working with student(s) in a mentoring situation would be required to

undergo a criminal background check similar to other employees in a public or private school.)
{LC92/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7100

(Secretary of State)

BY Gallison, Fellela, Messier, Azzinaro, McLaughlin

ENTITLED, AN ACT RELATING TO ELECTIONS - MAIL BALLOTS (change the time period in which a person could request an absentee ballot to the time period specified by federal law, provided he/she is a member of the armed forces providing services connected with military operations/residing/employed outside of USA) {LC452/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7361

(Governor/PUC)

BY Keable, Lally, Petrarca, Hull, Johnston

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (would clarify the powers of the division of public utilities and carrier's personnel relative to enforcement of all provisions of the motor carrier pursuant to chapter 39-1) {LC1158/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7432

BY Coderre, Johnston, O'Neill, Messier, San Bento

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - PAWTUCKET MUNICIPAL HOUSING COURT (would expand the jurisdiction of the Pawtucket Housing Court to act upon violations of the RI State Building Code & violations of certain regulations promulgated by the State Building Code Comm. for properties located in the city of Pawt.) {LC1146/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7925

BY Guthrie

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Reid Kingsbury Davenport to join Jessica Laura Olivier and Joseph Edward Badenhoff in marriage on or about September 16, 2012, within the Town of North Kingstown, Rhode Island.)
{LC2174/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7554

BY Guthrie

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Vickie M. Briscoe to join Marita Anna Andrade and Steven Edward Goldman in marriage within the Town of Coventry, Rhode Island, on or about May 20, 2012.) {LC1502/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7924

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable Patrick Clifford to join Laura Allison Bernsten and Geoffrey Warren Knowlton in marriage within the City of Newport, Rhode Island on or about September 15, 2012.) {LC2172/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7898

BY Malik

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Michael J. Trenn to join Holly M. Andrade and Scott L. Pacheco in marriage within the Town of Portsmouth, Rhode Island, on or about June 2, 2012) {LC2135/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7901

BY Ruggiero

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable Lee Johansen to join Amanda Stephenson and Andre Binette in marriage within the Town of Jamestown, Rhode Island, on or about July 28, 2012) {LC2109/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7852**BY** Ruggiero**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow the Honorable Peter M. Coyne to join Carla May Baker and John Armitage Studer, Jr., in marriage within the Town of Little Compton, Rhode Island, on or about August 4, 2012.) {LC2061/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7243**BY** Walsh, Ajello, Valencia, DaSilva**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - ARREST (would require custodial interrogations task force meet periodically to assess the impact of their recommendations, to conduct further research & to consider if additional legislation is needed & to thereafter submit a supplemental report.) {LC816/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7958**BY** Tomasso**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Amy Yelle to join Carla Jillson and David Colcord in marriage on or about September 8, 2012, within the town of West Greenwich, Rhode Island) {LC2218/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7956**BY** Tanzi**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Sharon Drumm to join Sherrie A. Amaral and Aaron L. Salinger in marriage on or about June 9, 2012, within the Town of Narragansett, Rhode Island) {LC2200/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7955**BY** Tanzi**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Brandon Cameron to join Katharine Christine Tweedy and Matthew Reber Austin in marriage on or about June 17, 2012, within the City of Newport, Rhode Island) {LC2199/1}

Read and ordered to the Committee on Judiciary.

Also:

House Bill No. 7394

(Labor and Training)

BY Corvese, Petrarca, Schadone, Malik, Hull

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (would repeal term limits for and reduce the length of the terms of members of the board of examination and licensing of telecommunications system contractors, technicians and installers from seven to five years) {LC1157/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7563

(Labor & Training)

BY Cimini, Hull, Bennett

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY--BENEFITS (would allow individuals to participate in the entrepreneurial training assistance program while receiving federal emergency unemployment compensation benefits. Currently, individuals can only receive regular benefits while participating in the program.) {LC1421/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7759

BY Carnevale, Slater, Palumbo, Menard

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY (would allow the department of labor and training to verify employee quarterly wage report information for the Workforce Investment Board) {LC1492/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7562

(Labor & Training)

BY Cimini, Hull, Bennett

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - TEMPORARY DISABILITY INSURANCE (would eliminate the seven day waiting period that an individual must currently serve prior to receiving temporary disability insurance benefits) {LC1419/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7612

(Labor & Training)

BY Williams, Slater, Cimini, Serpa, Edwards**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - BOILER INSPECTION AND PRESSURE VESSELS (would amend the hearing procedure for boiler and pressure vessel violations by eliminating hearings before compensated arbitration panels and permitting hearings before the occupational safety and health review board.) {LC1423/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7510

(Human Services)

BY Lally, Keable**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - REPORTING OF NEW HIRES (would decrease the time requirement in which a person is considered a rehire from twelve (12) consecutive weeks to a minimum of sixty (60) days to comply with federal requirements.) {LC1404/1}

Read and ordered to the Committee on Labor.

Also:

House Bill No. 7101**BY** Gallison, Fellela, Messier, Azzinaro, McLaughlin**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would allow a veteran to retain any previously issued war veteran license plate.) {LC277/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7184 as amended**BY** Ehrhardt, Ruggiero, Costa, Lally**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PLUM BEACH LIGHTHOUSE LICENSE PLATE (would empower the administrator of the division of motor vehicles to make available "Plum Beach Lighthouse" license plates for commercial vehicles) {LC316/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7066 SUB A**BY** Gallison, Morrison, San Bento, Silva, Edwards**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES (would allow holders of Class A liquor licenses to remain open on Sundays until 9:00 p.m. if the following Monday is a holiday.) {LC279/A/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7624**BY** Lally**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would amend the Law Enforcement Memorial License Plates to be hereinafter called the RI Law Enforcement Memorial Benefit Fund License Plates.) {LC1346/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7360

(Business Regulations)

BY McCauley, Corvese, Schadone, Petrarca, Carnevale**ENTITLED**, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS - MIXED MARTIAL ARTS (would broaden the powers of the division of racing and athletics to revoke or suspend licenses granted under this chapter) {LC1156/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7495

(University of Rhode Island)

BY Lally, Corvese, Schadone, Tanzi, Dickinson**ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY - RENAMING THE ROGER WILLIAMS DINING COMMONS AT THE UNIVERSITY OF RHODE ISLAND (would rename the Roger Williams Dining Commons Building at URI as the "Anna Fascitelli Fitness and Wellness Center.") {LC1184/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

House Bill No. 7921**BY** Petrarca**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF SCARBOROUGH ALLIANCE CORPORATION {LC1994/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 7408

BY Marcello

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER JOURNEY'S END, INC. {LC1262/1}

Read and ordered to be placed on the Consent Calendar.

**REPORTS OF COMMITTEES
COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT**

Senator Tassoni from the Committee on Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2130 SUB A

BY Tassoni, DiPalma, Cote, DeVall, Doyle

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- PUBLIC BUILDINGS (would require public buildings, with certain exemptions, to provide designated parking spaces for motorcycles at the rate of one space per total of thirty (30) spaces between April 1 and November 30 of each year.) {LC379/A/2}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2765

(Transportation)

BY Crowley, Miller, DeVall, DiPalma

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USE OF LANES, AND RULES OF THE ROAD (would establish traffic rules and regulations for the use of two-way left turn lanes.) {LC1529/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2484

BY Doyle, Crowley, Nesselbush

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - CITY HOUSING AUTHORITIES {LC1508/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2723**BY** Doyle, Crowley, Nesselbush**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TAVERNS, COOKSHOPS AND OYSTER HOUSES (would authorize the city of Pawtucket to close any unlicensed taverns, victualing houses, cookshops, oyster houses and oyster cellars in the city.) {LC1533/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2722**BY** Doyle, Crowley, Nesselbush**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - LICENSES IN THE CITY OF PAWTUCKET (would allow licenses in the city of Pawtucket to be granted by the Pawtucket city council sitting as the Pawtucket board of license commissioners.) {LC1499/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

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

House Bill No. 7014**BY** Azzinaro**ENTITLED**, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS IN THE TOWN OF WESTERLY (would eliminate mandatory retirement of the chief of police in the town of Westerly.) {LC27/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Bill No. 2832****BY** Miller**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS - DEFERRED PRESENTMENT TRANSACTIONS {LC2281/1}

Read and ordered to the Committee on Corporations.

Also:

Senate Resolution No. 2833**BY** Sosnowski**ENTITLED**, SENATE RESOLUTION RESPECTFULLY URGING THE RHODE ISLAND CONGRESSIONAL DELEGATION TO ADOPT ENABLING LEGISLATION AUTHORIZING

THE IMPLEMENTATION OF PROPERTY ASSESSED CLEAN ENERGY (PACE)
PROGRAMS {LC2302/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

Senate Bill No. 2834

BY Algieri

ENTITLED, AN ACT AUTHORIZING AN INCREASE IN THE HOLDINGS OF MEMORIAL
AND LIBRARY ASSOCIATION {LC2300/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2835

BY DiPalma

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DISTRESSED AREAS ECONOMIC REVITALIZATION ACT {LC2288/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2836

(by request)

BY Kettle

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL
TAXES {LC2296/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2837

BY Lanzi

ENTITLED, AN ACT RELATING TO EDUCATION -- MAYORAL ACADEMIES
{LC2239/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 2838

BY Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR
VEHICLE OFFENSES {LC2313/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2839

BY Goodwin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2344/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2840

BY Lombardo

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2269/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2841

BY Perry, Miller, Jabour, Ottiano, Sosnowski

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - GOOD SAMARITAN
OVERDOSE PREVENTION ACT {LC1128/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2842

BY Walaska, McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PARTICULAR
ACTIONS - SMALL CLAIMS AND CONSUMER CLAIMS {LC2333/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2843

BY Lynch, DiPalma, Lanzi, Walaska, Nesselbush

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS {LC2238/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 2844**BY** Lynch, Walaska, Ciccone, Nesselbush, Gallo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS {LC2237/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 2845**BY** Felag**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES {LC2329/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Also:

Senate Bill No. 2846**BY** Felag, DiPalma**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER LOCKHEED MARTIN LIBRASCOPE CORPORATION {LC2308/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 2847**BY** Tassoni, Ruggerio, Goodwin, Ciccone, Lanzi**ENTITLED**, SENATE RESOLUTION EXPRESSING OUR CONDOLENCES ON THE PASSING DOMENIC IZZI
{LC2307/1}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senators Goodwin, Algieri and Cote.

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

FROM THE HOUSE OF REPRESENTATIVES

A message from the House of Representatives transmits with announcement of passage, of the following measures:

Senate Bill No. 2121 SUB A as amended**BY** Lombardo

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES (would, with respect to police officers employed by the town of Johnston, limit membership in the Municipal Employees' Retirement System to those officers hired on or after July 1, 2011.)

{LC570/A/1}

Senator Lombardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardo moves passage, seconded by Senators Goodwin and Felag.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2012-H 7951**BY** Corvese

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Upon motion of Senator Goodwin, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 28, 2012:

1. **2012-S 2619****BY** Sosnowski**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Committee on Environment & Agriculture recommends passage.

Senator Sosnowski moves passage, seconded by Senators Goodwin and Kettle.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

2. **2012-S 2688****BY** Lynch**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EMPLOYMENT SECURITY--BENEFITS

Committee on Labor recommends passage.

Senator Lynch moves passage, seconded by Senators Goodwin, Fogarty, Miller, Hodgson, Sheehan and Lanzi.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

3. **2012-S 2689****BY** Goodwin**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
TEMPORARY DISABILITY INSURANCE

Committee on Labor recommends passage.

Senator Goodwin moves passage, seconded by Senators Felag, Crowley, Fogarty and Moura.

The act is read and passed, upon a roll call vote with 34 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS- 34: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 1: Senator Hodgson.

4. 2012-S 2732

BY Lynch

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - REPORTING OF NEW HIRES

Committee on Labor recommends passage.

Senator Lynch moves passage, seconded by Senators Fogarty, Lanzi, Jabour, Nesselbush and O'Neill.

The act is read and passed, by unanimous consent, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

5. 2012-H 7186 SUB A as amended

BY Ucci

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES

Ordered on the Calendar.

Senator Lombardo moves passage, seconded by Senators Goodwin and DaPonte.

Senators DaPonte discusses the act.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 35 Senators voting

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

YEAS- 35: The Honorable President Paiva Weed and Senators Algiere, Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, DiPalma, Doyle, 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.

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.

(See Appendix for List)

ANNOUNCEMENTS

Senator Metts announces that the Committee on Education will meet today, at the rise of the Senate, in Room 212 of the State House.

Senator Walaska announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate, in Room 211 of the State House.

Senator Felag announces that the Committee on Finance will meet tomorrow, next Tuesday, April 3, Wednesday, April 4, and Thursday April 5, at 2:00 o'clock P.M., in Room 211 of the State House.

Senator Sheehan announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Lynch announces that the Committee on Special Legislation and Veterans' Affairs will meet today, at the rise of the Senate, in Room 310 of the State House.

GUESTS

Upon suggestion of Senator Pichardo and by unanimous consent, the Honorable President, welcomes to the Chamber Jenny Tavarez, intern from Dr. Jorge Alvarez High School.

Upon suggestion of Senator Metts and by unanimous consent, the Honorable President, welcomes to the Chamber Mr. Cedric Huntley from Met School.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Tassoni the Senate adjourns at 4:33 o'clock P.M. in memory of Domenic Izzi.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR DANIEL DAPONTE

Dear God, we ask that you be with us today in our thoughts and actions as we try to work for the benefit of all our constituents. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR THURSDAY, MARCH 29, 2012:

1. 2012-S 2846

BY Felag

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER LOCKHEED MARTIN LIBRASCOPE CORPORATION

Ordered on the Consent Calendar.

2. 2012-H 7408

BY Marcello

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER JOURNEY'S END, INC.

Ordered to be placed on the Consent Calendar for passage in concurrence.

3. 2012-H 7921

BY Petrarca

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF SCARBOROUGH ALLIANCE CORPORATION

Ordered to be placed on the Consent Calendar for passage in concurrence.

Appendix**CALENDAR****IN ORDER FOR THURSDAY, MARCH 29, 2012:****1. 2012-S 2046****BY** Ottiano

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$700,000 BONDS BY THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION

Committee on Finance recommends passage.

2. 2012-S 2563**BY** Tassoni

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ADMINISTRATION

Committee on Housing & Municipal Government recommends passage.

3. 2012-S 2766**BY** Fogarty

ENTITLED, AN ACT RELATING TO THE PRESERVATION OF FARM LAND AND OPEN SPACE IN THE TOWN OF GLOCESTER AND ESTABLISHING A LAND TRUST

Committee on Housing & Municipal Government recommends passage.

IN ORDER FOR TUESDAY, APRIL 03, 2012:**1. 2012-S 2130 SUB A****BY** Tassoni

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- PUBLIC BUILDINGS

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

2. 2012-S 2484**BY** Doyle

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - CITY HOUSING AUTHORITIES

Committee on Housing & Municipal Government recommends passage.

3. 2012-S 2722

BY Doyle

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - LICENSES IN THE CITY OF PAWTUCKET

Committee on Housing & Municipal Government recommends passage.

4. 2012-S 2723

BY Doyle

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TAVERNS, COOKSHOPS AND OYSTER HOUSES

Committee on Housing & Municipal Government recommends passage.

5. 2012-S 2765

BY Crowley

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USE OF LANES, AND RULES OF THE ROAD

Committee on Housing & Municipal Government recommends passage.

6. 2012-H 7014

BY Azzinaro

ENTITLED, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS IN THE TOWN OF WESTERLY

Committee on Finance recommends passage in concurrence.

Appendix**BILLS TRANSMITTED TO THE GOVERNOR****Senate Bill No. 2121 SUB A as amended****BY** Lombardo**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES (would, with respect to police officers employed by the town of Johnston, limit membership in the Municipal Employees' Retirement System to those officers hired on or after July 1, 2011.)

{LC570/A/1}

House Bill No. 7186 SUB A as amended**BY** Ucci, Petrarca, Carnevale, Fellela**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES (would, with respect to police officers employed by the town of Johnston, limit membership in the Municipal Employees' Retirement System to those officers hired on or after July 1, 2010.)

{LC550/A/1}

House Bill No. 7951**BY** Corvese**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Gregory J. Schadone to join Lissette Torres and Antoine Borders in marriage on or about April 7, 2012, within the City of Providence, Rhode Island.)

{LC2228/1}