

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.35

Wednesday, April 4, 2012

Thirty-fifth 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 4:20 o'clock P.M.

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT – 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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 – 1: Senator Doyle.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-third and Thirty-fourth Legislative Day's of the 2012 proceedings are read in part.

Upon suggestion of Senator Walaska and by unanimous consent, further reading of the Journal's are dispensed with and the Journal's approved as recorded.

GUESTS

Upon suggestion of Senator Perry and by unanimous consent, the Honorable President, welcomes to the Chamber the Rhode Island Workforce Alliance.

Upon suggestion of Senator Picard and by unanimous consent, the Honorable President, welcomes to the Chamber Matt Wotick and Chris Roberts.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7512

(DMV)

BY Brien, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - COURTESY PLATES (would authorize the issuance of commercial vanity license plates with up to six (6) letters or numbers) {LC1406/1}

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

Also:

House Bill No. 7471

BY Petrarca, Winfield

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (would repeal the exemption granted to plat 45, lot 042 in the town of Smithfield if any class B, C, or I license is not renewed by December 31, 2011) {LC1326/1}

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

Also:

House Bill No. 7766 as amended

BY Reilly, Gallison, Ruggiero, Martin, Jackson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SOVEREIGNTY AND JURISDICTION OF STATE (would authorize the conveyance of certain parcels of land in the town of Middletown and the city of Newport to the federal government for the benefit of the United States Navy) {LC1678/1}

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

Also:

House Bill No. 7429**BY** Walsh**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- NEW SHOREHAM WARDEN'S COURT (would raise the maximum fine which could be imposed by the New Shoreham wardens' court) {LC1123/1}

Read and ordered to the Committee on Judiciary.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Senator Miller from the Committee on Corporations, reports back, with recommendation of passage of the following measure:

Senate Bill No. 2238 SUB A**BY** Miller**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - DUTIES OF UTILITIES AND CARRIERS (allow any anticipated arrearage and costs of administering the repayment program to be recovered from all gas/electric customers through a funding mechanism which would be submitted annually by April 1st) {LC859/A/1}

Read and ordered to be placed on the Calendar.

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. 2328 SUB A**BY** Felag**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT, AND LOAD LIMITS {LC907/A/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 2721 SUB A

(Dept. Environmental Management)

BY Perry, Miller, Metts, Pichardo**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - MANAGEMENT AND DISPOSAL OF PROPERTY (would provide that certain real property/buildings/facilities owned by the state at 25 India Street in the city of Providence be leased for a term of up to 40 yrs for commercial, public recreation, marina, and redevelopment purposes.) {LC1523/A/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON JUDICIARY

Senator McCaffrey from the Committee on Judiciary, reports back, with recommendation of passage of the following measures:

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 be placed on the Consent Calendar.

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 be placed on the Consent Calendar.

Also:

Senate Bill No. 2822**BY** DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Cynthia Gilham and Linda I. French to join Liz French and Jason Landers in marriage within the City of Newport, Rhode Island, on or about July 6, 2012.) {LC2315/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2839**BY** Goodwin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow John C. Tormey to join Christine Mary (DeLawrence) Aponte and Lawrence J. Quintal in marriage within the City of Newport, Rhode Island, on or about August 25, 2012.) {LC2344/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2840**BY** Lombardo

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Scott Avedisian to join Christina Marie Monk and Thomas Anthony Geruso in marriage on or about June 23, 2012, within the Town of Narragansett, Rhode Island.) {LC2269/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2368**BY** Lynch, McCaffrey, DiPalma, Lanzi, Perry

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES --THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATIONS (would amend the larceny and unlawful conversion provisions of the general laws pertaining to when a crime is to be treated as a felony, by increasing the threshold amount from \$500 to \$1,500.) {LC338/1}

Read and ordered to be placed on Calendar.

Also:

Senate Bill No. 2508**BY** Crowley, Nesselbush, DeVall, McCaffrey, Miller

ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS (would move the fees for attachments, executions and mechanics' lien accounts into the general law section regarding general recording fees/would also provide that the recording fee under mechanics' lien law be \$8.00.) {LC1189/1}

Read and ordered to be placed on Calendar.

Also:

Senate Bill No. 2655**BY** Jabour, Bates, Lynch

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - LIMITED GUARDIANSHIP AND GUARDIANSHIP OF ADULTS {LC1820/1}

Read and ordered to be placed on Calendar.

Also:

Senate Bill No. 2808**BY** Doyle

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 and violations of certain regulations promulgated by the State Building Code Commission for properties in Pawtucket.) {LC2241/1}

Read and ordered to be placed on Calendar.

NEW BUSINESS**Senate Resolution No. 2854****BY** Tassoni, Lanzi

ENTITLED, SENATE RESOLUTION PROCLAIMING THE WEEK BEGINNING ON APRIL 2, 2012, TO BE "APRIL FRIENDS WEEK" IN THE STATE OF RHODE ISLAND {LC2376/1}

Senator Tassoni requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Tassoni moves passage, seconded by Senator Lanzi.

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

Also:

Senate Resolution No. 2855**BY** Paiva Weed, Ruggerio, Goodwin, Lynch, Metts

ENTITLED, SENATE RESOLUTION EXPRESSING OUR DEEPEST SYMPATHY ON THE UNTIMELY PASSING OF NATALE ANGELA JABOUR, RN, CRNA {LC2385/1}

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ruggerio moves passage, seconded by Senators Algieri, Bates, Ciccone, 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 and Walaska.

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2012-S 2853

BY Bates

ENTITLED, JOINT RESOLUTION REINSTATING THE LIFE OF AND EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION OF THE KARLA HARRY COMMISSION ON LIBRARIES IN RHODE ISLAND

2. 2012-H 8016

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

CALENDAR**IN ORDER FOR WEDNESDAY, APRIL 04, 2012:****1. 2012-S 2605**

BY Gallo

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - SMALL DISABILITY BUSINESS ENTERPRISES

Committee on Corporations recommends passage.

Senator Gallo moves passage, seconded by Senators DeVall, Miller, Crowley and Lanzi.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

2. 2012-S 2789

BY Sosnowski

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - PERMANENT JOINT COMMITTEE ON COASTAL RESOURCES

Committee on Environment & Agriculture recommends passage.

Senator Sosnowski moves passage, seconded by Senators Sheehan and McCaffrey.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

3. 2012-S 2199

BY Ottiano

ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX - ESTABLISHMENT OF ARTS DISTRICT

Committee on Finance recommends passage.

Senator Ottiano moves passage, seconded by Senators DeVall, Felag, Lynch, DaPonte and Bates.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

4. **2012-S 2487**
BY McCaffrey
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - ARREST

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Sheehan and Jabour.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

5. **2012-S 2489 SUB A**
BY Doyle
ENTITLED, AN ACT RELATING TO ELECTIONS

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

Senator McCaffrey moves passage, seconded by Senators Bates, Felag, Shibley, Ruggerio and Crowley.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

6. **2012-S 2672**
BY Gallo
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

Committee on Judiciary recommends passage.

Senator Gallo moves passage, seconded by Senators McCaffrey, Shibley, Lanzi, Nesselbush and Fogarty.

The act is read and passed, by unanimous consent, as amended, in concurrence, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

7. 2012-S 2677

BY Jabour

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURES - CRIMINAL INJURIES COMPENSATION

Committee on Judiciary recommends passage.

Senator Jabour moves passage, seconded by Senators McCaffrey, Hodgson, Miller and Nesselbush.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

8. 2012-S 2681

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - COMMISSION ON JUDICIAL TENURE AND DISCIPLINE

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage, seconded by Senators Lynch and Nesselbush.

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, Ciccone, 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, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

9. 2012-S 2726

BY McCaffrey

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

Committee on Judiciary recommends passage.

Upon suggestion of Senator McCaffrey and without objection, ordered to be placed on the Calendar for Thursday, April 12, 2012.

10. 2012-S 2772

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SEARCH
WARRANTS

Committee on Judiciary recommends passage.

Senator Goodwin moves passage, seconded by Senators McCaffrey, Hodgson and DaPonte.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

11. 2012-S 2382 SUB A

BY Kettle

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE ISSUANCE OF GOLD STAR FAMILY LICENSE
PLATES

Committee on Special Legislation and Veterans Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Kettle moves passage, seconded by Senators Bates, Felag, Ruggerio and Maher.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

12. 2012-S 2695 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
AUTHORIZING STATE-OPERATED CASINO GAMING AT NEWPORT GRAND
SUBJECT TO STATEWIDE AND LOCAL VOTER APPROVAL

Committee on Special Legislation and Veterans Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Goodwin moves passage, seconded by Senators Bates, Crowley, Lynch and Lanzi.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators DiPalma, Metts.

13. 2012-S 2776

BY Paiva Weed

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator Felag moves passage, seconded by Senators Sosnowski, Crowley, Lombardo and Moura.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

NAYS- 0:

14. 2012-H 7543 SUB A

BY Jackson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
AUTHORIZING STATE-OPERATED CASINO GAMING AT NEWPORT GRAND
SUBJECT TO STATEWIDE AND LOCAL VOTER APPROVAL

Committee on Special Legislation and Veterans Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Goodwin moves passage, seconded by Senator McCaffrey.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 35 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

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

NAYS- 2: Senators DiPalma, Metts.

RECONSIDERATION

Upon suggestion of Senator Goodwin, seconded by Senator Ruggerio item number 5 be reconsidered and placed on the Calendar for Tuesday, April 10, 2012.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7980 SUB A

BY Keable, Petrarca, Carnevale, Silva, Blazejewski

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING OF THE
WALLUM LAKE BUILDING LOCATED AT THE ELEANOR SLATER
HOSPITAL/ZAMBARANO UNIT

{LC2170/A/1}

Senator Fogarty requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Fogarty moves passage, seconded by Senators Felag, Gallo and Nesselbush.

The act is read and passed, by unanimous consent, upon a roll call vote with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Bates, Ciccone, 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.

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 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 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 Lombardo announces that the Committee on Labor will meet today, at the rise of the Senate, in Room 212 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.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Ruggerio the Senate adjourns at 4:46 o'clock P.M. in memory of Natale Angela Jabour.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR WILLIAM A. WALASKA

Heavenly Father, we thank you for the privilege of serving in this Assembly. We promise to do the people's business to the best of our ability, with all the insight and foresight that we could apply. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR TUESDAY, APRIL 10, 2012:**

- 1. 2012-S 2822**
BY DiPalma
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 2. 2012-S 2839**
BY Goodwin
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 3. 2012-S 2840**
BY Lombardo
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 4. 2012-H 7554**
BY Guthrie
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 5. 2012-H 7852**
BY Ruggiero
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Appendix**CALENDAR****IN ORDER FOR TUESDAY, APRIL 10, 2012:**

1. **2012-S 2489 SUB A**
BY Doyle
ENTITLED, AN ACT RELATING TO ELECTIONS

Ordered on the Calendar

2. **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.

IN ORDER FOR WEDNESDAY, APRIL 11, 2012:

1. **2012-S 2238 SUB A**
BY Miller
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
DUTIES OF UTILITIES AND CARRIERS

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

2. **2012-S 2328 SUB A**
BY Felag
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
SIZE, WEIGHT, AND LOAD LIMITS

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

3. **2012-S 2721 SUB A**
BY Perry
ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
MANAGEMENT AND DISPOSAL OF PROPERTY

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

4. **2012-S 2368**
BY Lynch
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES --THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATIONS

Committee on Judiciary recommends passage.
 5. **2012-S 2508**
BY Crowley
ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS

Committee on Judiciary recommends passage.
 6. **2012-S 2655**
BY Jabour
ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - LIMITED GUARDIANSHIP AND GUARDIANSHIP OF ADULTS

Committee on Judiciary recommends passage.
 7. **2012-S 2808**
BY Doyle
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - PAWTUCKET MUNICIPAL HOUSING COURT

Committee on Judiciary recommends passage.
- IN ORDER FOR THURSDAY, APRIL 12, 2012:**
1. **2012-S 2726**
BY McCaffrey
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM

Committee on Judiciary recommends passage.

Appendix

BILLS TRANSMITTED TO THE GOVERNOR

House Bill No. 7980 SUB A

BY Keable, Petrarca, Carnevale, Silva, Blazejewski

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING OF THE WALLUM LAKE BUILDING LOCATED AT THE ELEANOR SLATER HOSPITAL/ZAMBARANO UNIT

{LC2170/A/1}

House Bill No. 8016

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Kevin Pendergast to join Jessica Michelle Gruber and Ricardo Ramos in marriage within the City of Newport, Rhode Island, on or about April 14, 2012.)

{LC2325/1}