

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.44

Thursday, May 3, 2012

Forty-Forth 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 4:15 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, 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.

**ABSENT** – 1: Senator DiPalma

**INVOCATION**

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

(See Appendix for Invocation)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**APPROVAL OF RECORD**

The Senate Journal of the Forty-third Legislative Day of the 2012 proceedings is read in part.

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

### GUESTS

Upon suggestion of Senator DaPonte and by unanimous consent, the Honorable President, welcomes to the Chamber Judge Edward Sowa, Workers Compensation Court Chairman of the Mock Trial Program, Spencer Weiner from Pawtucket, Trudy Robinson from Middletown, Alex Weiss from Lincoln, Alissa Musto from Rehoboth, Massachusetts, Callan McCarthy from Rumford, Sarah Benejamin from Warwick, Sarah Griffin from Bristol, Paul Brennan from Barrington, Ali Schachter from Providence, Faculty Coach, Stephen Robinson, Lawyer Coach Harris Weiner and Karen Finley of Rhode Island Legal/ Education Partnership.

### COMMUNICATION

The Honorable President presents the following communication:

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

May 3, 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 May 3, 2012 due to work related matters that I must attend to.

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.

**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**

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-1-3 of the Rhode Island General Laws, I have made the following reappointment to the Board of Examination and Registration of Architects:

**John K. Grosvenor, AIA of Newport**

for a term expiring April 1, 2017.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Corporations.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-75-2 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island State Council on the Arts:

**James Riley of Warren**

for a term expiring March 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-75-2 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island State Council on the Arts:

**Francis Parra of Providence**

for a term expiring March 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-75-2 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island State Council on the Arts:

**Jean Rondeau of Woonsocket**

for a term expiring March 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-75-2 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island State Council on the Arts:

**Deming Sherman of Providence**

for a term expiring March 1, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Mary Ann Slocomb of Cranston**  
(Librarian/Corporate-Special Libraries)

for a term expiring December 31, 2013.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Joan Retsinas of Providence**  
(Representing General Public)

for a term expiring December 31, 2014.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Phyllis A. Humphrey of Saunderstown**  
(Representing Librarian/School Libraries)

for a term expiring December 31, 2013.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Carol S. Terry of Providence**  
(Representing Academic Librarians)

for a term expiring December 31, 2013.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Shirley Long of Hope Valley**  
(Representing Medium/Large Public Libraries)

for a term expiring December 31, 2014.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Kenneth G. Findlay of Exeter**  
(Representing Librarians Serving Institutionalized Persons)

for a term expiring December 31, 2013.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following reappointment to the Library Board of Rhode Island:

**Kristen Chin of North Scituate**  
(Representing Small Public Libraries)

for a term expiring December 31, 2014.

To this reappointment, I respectfully request your advice & consent.

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Education.

Also:



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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-23-2 of the Rhode Island General Laws, I have made the following reappointment to the Coastal Resources Management Council:

**Paul E. Lemont of East Providence**  
(Representing Coastal Community Over 25,000)

for a term expiring January 31, 2016.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 46-23-2 of the Rhode Island General Laws, I have made the following appointment to the Coastal Resources Management Council:

**Jerry A. Sahagian of Narragansett**  
**Public Member**

VICE  
Bruce H. Dawson

for a term expiring January 31, 2015.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Environment and Agriculture.

Also:

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

May 1, 2012

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 23-19-6 of the Rhode Island General Laws, I have made the following reappointment of the Rhode Island Resource Recovery Corporation:

**Michael F. Sabitoni of Johnston**  
(Johnston Resident Representative)

for a term expiring July 1, 2014.

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

Sincerely,

Lincoln D. Chafee  
Governor

Read and referred to the Committee on Environment and Agriculture.

**FROM THE HOUSE OF REPRESENTATIVES**

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

**House Bill No. 8053**

**BY** Ferri

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Barbara S. Imondi to join Devin James McLaughlin and Kristin Ann Allen in marriage on or about August 18, 2012, within the Town of Narragansett, Rhode Island.)

{LC2380/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7503**

(DMV/State Police)

**BY** Johnston, Hull, DaSilva, Dickinson, O'Neill

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FORGERY AND COUNTERFEITING (would make it a crime to forge, counterfeit, cause to be forged or counterfeited, or knowingly possess any forged or counterfeited, registration plate or special use identification tag.)

{LC1415/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7060 as amended**

**BY** Edwards, Guthrie, Menard, O`Grady, Hearn

**ENTITLED**, AN ACT RELATING TO ELECTIONS (require any political party/action comm. which advocates any question considered at any financial town meeting/election at which amend. to city/town charter are proposed to file a report w/board of canvs contributions it recvs from 1 source more than \$100)

{LC261/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 8068**

**BY** Malik

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Kathryn Boudreau to join Arthur Nelson and Karen Dietze in marriage on or about July 20, 2012, within the Town of Warren, Rhode Island.)

{LC2435/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 8045**

**BY** Martin

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Andrew Arnold Birk to join Amy Ruth Canzonetti and Kevin Michael Young in marriage within the Town of Charlestown, Rhode Island, on or about October 6, 2012)

{LC2377/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7848**

(by request)

**BY** O`Neill, Lally, Mattiello

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - COMMISSION ON JUDICIAL TENURE AND DISCIPLINE (would increase the number required for a quorum of the Commission on Judicial Tenure and Discipline and the number of affirmative votes required for a recommendation to the supreme court.)

{LC1965/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7977****BY** Azzinaro**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Eric Alberto to join Robin C. Goodreau and Brandon S. Cherenzia in marriage within the Town of Bristol, Rhode Island, on or about October 10, 2012)

{LC2271/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7110****BY** Ajello, Blazejewski, Walsh, Handy, Cimini**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS (would require search warrants be issued, subject to established exceptions, prior to obtaining information contained in portable electronic devices.)

{LC263/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7171****BY** Walsh, Tanzi, Valencia, Handy, Ruggiero**ENTITLED**, AN ACT RELATING TO PROPERTY -- CONSERVATION AND PRESERVATION RESTRICTIONS ON REAL PROPERTY (would specify who may bring or intervene in a court action affecting a conservation restriction)

{LC578/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7249****BY** Chippendale, Tanzi, Walsh, Marcello, Carnevale**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (would specifically exclude a crossbow from the definition of a firearm in the provisions of the general laws regulating weapons.)

{LC698/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 8067****BY** Ruggiero**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow

Joseph Alphonse Morin, Jr., to join Mary Elizabeth Desvaux and John William Titmas in marriage within the town of Jamestown, Rhode Island, on or about August 31, 2012.)

{LC2432/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 8030**

**BY** Tanzi

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Jennifer M. Staples to join Diana Mai Puccio and Bryan Joseph Young in marriage within the Town of Narragansett, Rhode Island, on or about June 23, 2012)

{LC2361/1}

Read and ordered to the Committee on Judiciary.

Also:

**House Bill No. 7965**

**BY** McNamara, Naughton

**ENTITLED**, AN ACT EXEMPTING FROM TAXATION CLOUDS HILL VICTORIAN HOUSE MUSEUM IN AN AMOUNT NOT EXCEEDING THREE MILLION DOLLARS (\$3,000,000) (would exempt the Clouds Hill Victorian House Museum from taxation in an amount not exceeding three million dollars.)

{LC2180/1}

Read and ordered to the Committee on Finance.

Also:

**House Bill No. 7137**

**BY** Petrarca, Winfield

**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PSITTACINE BIRDS (Would permit birds exposed to psittacosis to be treated rather than destroyed. In addition, it would permit microchip identification by the breeder by whom they were bred.)

{LC525/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

**House Bill No. 7047**

**BY** Corvese, Schadone, San Bento, Hull

**ENTITLED**, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE (would amend N. Prov. Town Charter by changing town council meetings to 7 PM, allowing for notices of meetings to be sent via electronic transmission & requiring that notices of all reg. & special

meetings to be given pursuant to the RI Open Meeting)  
{LC139/1}

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

Also:

**House Bill No. 7261 SUB A**

**BY** Ruggiero, Chippendale, Walsh, Bennett, Handy

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE RHODE ISLAND PETROLEUM SAVINGS AND INDEPENDENCE ADVISORY COMMISSION (would establish the Rhode Island petroleum savings and independence advisory commission)

{LC815/A/1}

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

**REPORTS OF COMMITTEES**  
**COMMITTEE ON ENVIRONMENT AND AGRICULTURE**

Senator Sosnowski from the Committee on Environment and Agriculture, reports back, with recommendation of passage of the following measures:

**Senate Bill No. 2034 SUB A**

**BY** Tassoni, Lynch, Perry, Pinga

**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - ANIMAL ADVOCATE (would allow state DEM veterinarians and/or representatives of the RI SPCA to act as advocates for animals which are the subject of court actions.)

{LC48/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2395 SUB A**

**BY** Lombardo, Lanzi, Cote, Picard, Sheehan

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL (would require the RI Resource Recovery Corporation to establish an off-site air quality monitoring system.)

{LC1555/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2188 SUB A**

**BY** Bates, Miller, Walaska, Ottiano, Felag

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE RHODE ISLAND RENEWABLE ENERGY COORDINATING BOARD (would provide for an addition to the duties of the Rhode Island Renewable Energy Coordinating Board.)

{LC461/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2753 SUB A**

**BY** Walaska, Felag

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - AIR POLLUTION (would exempt gas stations with new gasoline dispensing equipment from the department of health's stage II system requirements.)

{LC493/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2277 SUB A**

**BY** Pichardo, Jabour, Metts, Picard, Crowley

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ENVIRONMENTAL CLEAN UP OBJECTIVES FOR SCHOOLS (would provide further regulation of the use of former hazardous material sites for new construction.)

{LC1040/A/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 measures:

**Reappointment of Gary Alger to the Employees' Retirement System of the State of Rhode Island Board for a four year term.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Appointment of Steven Filippi to the Public Finance Management Board for a three year term.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Andrew Reilly to the State Investment Commission for a three year term.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Marcia Reback to the State Investment Commission for a three year term.**

Read and ordered to be placed on the Consent Calendar.

Also:

**Reappointment of Robert Giudici to the State Investment Commission for a three year term.**

Read and ordered to be placed on the Consent Calendar.

#### **COMMITTEE ON HEALTH AND HUMAN SERVICES**

Senator Perry from the Committee on Health and Human Services, reports back, with recommendation of passage of the following measures:

**Senate Bill No. 2555 SUB A**

**BY** Perry, Miller, Metts, Jabour, Tassoni

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

{LC1989/A/2}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2561**

**BY** Miller, Jabour, Doyle, Goodwin, Ruggerio

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ALCOHOLISM

{LC1313/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2764**

**BY** Pichardo, Metts, Jabour, Crowley, Goodwin



**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - THE RHODE ISLAND WORKS PROGRAM (would simplify administration of the RI works program and increase workforce participation by eliminating the two-tiered time limit; streamline the process for developing an appropriate employment plan, increase workforce participation)

{LC2148/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2482**

**BY** Sheehan, Perry, Miller, Sosnowski, Gallo

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - COMPREHENSIVE CHILDREN'S JEWELRY SAFETY ACT

{LC1782/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2173 SUB A**

**BY** Felag, Walaska, DiPalma

**ENTITLED**, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS (would allow bus drivers and monitors to administer epinephrine under certain circumstances)

{LC564/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2361 SUB A**

**BY** Perry, Miller, DeVall, Nesselbush, Sosnowski

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (would provide a statutory framework for administration of medical orders for life sustaining treatment or MOLST with respect to terminally ill patients.)

{LC1287/A/1}

Read and ordered to be placed on the Calendar.

**COMMITTEE ON SPECIAL LEGISLATION AND VETERANS' AFFAIRS**

Senator Felag from the Committee on Special Legislation and Veterans' Affairs, reports back, with recommendation of passage of the following measures:

**Senate Bill No. 2906**

**BY** Paiva Weed

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES  
(would exempt certain described property within the city of Newport from the prohibition from  
issuing liquor licenses within a certain proximity of schools and churches.)

{LC2458/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2167 SUB A**

**BY** Felag, Goodwin

**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)

{LC402/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2384 SUB A**

**BY** Felag, Pichardo, Ciccone, Walaska

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE (would require  
that the person nominated for adjutant general of the state be eligible for promotion to brigadier  
general, or hold that rank currently, and have served not less than 5 years in the RI National  
Guard.)

{LC947/A/1}

Read and ordered to be placed on the Calendar.

Also:

**Senate Bill No. 2533 SUB A**

(National Guard)

**BY** Felag, Walaska, Pichardo, Lynch, Tassoni

**ENTITLED**, AN ACT RELATING TO PROPERTY - FORM AND EFFECT OF  
CONVEYANCES (would stay or prohibit the foreclosure on property owned by persons in the  
military under certain circumstances.)

{LC952/A/1}

Read and ordered to be placed on the Calendar.

## NEW BUSINESS

**Senate Resolution No. 2915****BY** Crowley, Metts**ENTITLED**, SENATE RESOLUTION CONGRATULATING SISTER MARGARET GARVEY P.B.V.M. ON HER 75TH ANNIVERSARY AS A RELIGIOUS SISTER OF THE PRESENTATION OF THE BLESSED VIRGIN MARY

{LC2466/1}

Senator Crowley requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Crowley moves passage, seconded by Senators Felag and Algieri.

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

Also:

**Senate Resolution No. 2916****BY** Sosnowski**ENTITLED**, SENATE RESOLUTION CONGRATULATING STEVE AND CATHY DELPOZZO ON BEING AWARDED THE RICHMOND GRANGE #6 COMMUNITY SERVICE AWARD 2012

{LC2408/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Resolution No. 2917****BY** Sosnowski**ENTITLED**, SENATE RESOLUTION CONGRATULATING JACK COTTRELL ON BEING NAMED THE 2012 RICHMOND GRANGE #6 "GRANGER OF THE YEAR"

{LC2409/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Resolution No. 2918****BY** Lynch, Hodgson**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION SYSTEM IN THE STATE OF RHODE ISLAND

{LC2562/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Resolution No. 2919**

**BY** Kettle, Shibley

**ENTITLED**, SENATE RESOLUTION RECOGNIZING AND COMMENDING MATTHEW F. FUSCO UPON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT

{LC2548/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Resolution No. 2920**

**BY** Shibley, Kettle, Ottiano, Algieri, Hodgson

**ENTITLED**, SENATE RESOLUTION CELEBRATING THE WEEK OF MAY 13 - 19, 2012, AS "NATIONAL POLICE WEEK" IN RHODE ISLAND

{LC2538/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Resolution No. 2921**

**BY** Doyle

**ENTITLED**, SENATE RESOLUTION PROCLAIMING MAY 2, 2012 AS "CHARTER PUBLIC SCHOOL DAY" IN THE STATE OF RHODE ISLAND

{LC2530/1}

Read and ordered to be placed on the Consent Calendar.

Also:

**Senate Bill No. 2922**

**BY** Sosnowski

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - THE COASTAL RESOURCES MANAGEMENT COUNCIL

{LC2576/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

**Senate Bill No. 2923**

**BY** Sheehan, Sosnowski, Gallo

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE IMPROVEMENT, REPLACEMENT, CONSTRUCTION, RENOVATION, REPAIR,

RECONSTRUCTION AND/OR RESTORATION OF ROADWAYS, SIDEWALKS AND  
STORM DRAINS IN THE TOWN OF NARRAGANSETT AND TO ISSUE NOT MORE THAN  
\$17,000,000 BONDS AND NOTES THEREFOR

{LC2543/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2924**

**BY** Ciccone, Picard, Tassoni, Walaska, Ruggerio

**ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY - THE LEGISLATIVE  
AUDIT BUREAU

{LC2557/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2925**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR  
THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC  
RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE  
FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$600,000 BONDS  
AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR  
THE TWO FISCAL YEARS 2013 AND 2014

{LC2481/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2926**

**BY** Tassoni

**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -  
PROBATION AND PAROLE OFFICERS RETIREMENT

{LC2506/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2927**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR  
THE RENOVATION AND IMPROVEMENT OF THE SENIOR CENTER, PUBLIC LIBRARY,  
POLICE AND FIRE STATIONS, CITY HALL AND OTHER PUBLIC BUILDINGS IN THE

CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$700,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2013 AND 2014

{LC2477/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2928**

**BY** Sosnowski, Tassoni, Hodgson, Maher

**ENTITLED**, AN ACT RELATING TO TAXATION -- TAXATION OF FARM, FOREST AND OPEN SPACE LAND

{LC2497/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2929**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2013 AND 2014

{LC2476/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2930**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2013 AND 2014

{LC2487/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2931**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2013 AND 2014

{LC2485/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2932**

**BY** Doyle

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2013 AND 2014

{LC2484/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2933**

**BY** Lanzi

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

{LC1473/1}

Read and ordered to the Committee on Finance.

Also:

**Senate Bill No. 2934**

**BY** Lombardo

**ENTITLED**, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES

{LC2448/1}

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

Also:

**Senate Bill No. 2935**

**BY** Bates, Ottiano, Felag

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT, AND LOAD LIMITS

{LC2555/1}

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

Also:

**Senate Bill No. 2936**

**BY** Tassoni

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - SMITHFIELD BUSINESS REGULATION

{LC2459/1}

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

Also:

**Senate Bill No. 2937**

**BY** Kettle, Shibley, Pinga

**ENTITLED**, AN ACT RELATING TO THE CENTRAL COVENTRY FIRE DISTRICT

{LC2248/1}

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

Also:

**Senate Bill No. 2938**

**BY** Lynch

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC2455/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2939**

**BY** DiPalma

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC2460/1}

Read and ordered to the Committee on Judiciary.

Also:



**Senate Bill No. 2940**

**BY** Bates, Ottiano, Felag

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC2583/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2941**

**BY** McCaffrey

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS

{LC2572/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2942**

**BY** Bates, Ottiano, Felag

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC2470/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2943**

**BY** Ciccone, Ruggerio, O'Neill

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO REDISTRIBUTE THE TOWN COUNCIL AND SCHOOL COMMITTEE DISTRICTS

{LC2461/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2944**

**BY** Fogarty

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--PROCEDURE GENERALLY -- INTEREST ON REAL ESTATE VALUATION APPEALS

{LC2507/1}

Read and ordered to the Committee on Judiciary.

Also:

**Senate Bill No. 2945**

**BY** Lanzi

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS

{LC1461/1}

Read and ordered to the Committee on Labor.

Also:

**Senate Bill No. 2946**

**BY** Paiva Weed, DiPalma

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

{LC2539/1}

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

Also:

**Senate Bill No. 2947**

**BY** Tassoni

**ENTITLED**, AN ACT RELATING TO INSURANCE - CASUALTY INSURANCE RATING

{LC2551/1}

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

Also:

**Senate Bill No. 2948**

**BY** Crowley

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

{LC2395/1}

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

**CONSENT CALENDAR**

In order for the day is taken up as follows:

**1. 2012-H 7431**

**BY** Coderre

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

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, 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:

### CALENDAR

#### IN ORDER FOR THURSDAY, MAY 03, 2012:

**1. 2012-S 2321**

**BY** Gallo

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - EQUAL RIGHTS OF BLIND AND DEAF PERSONS TO PUBLIC FACILITIES

Committee on Health & Human Services recommends passage.

Senator Gallo moves passage, seconded by Senators Perry, Doyle, Miller, Lanzi 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, 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:

**2. 2012-S 2872 SUB A**

**BY** DaPonte

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF WOONSOCKET TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2011-2012

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

Senator DaPonte moves passage, seconded by Senators Ruggerio, Felag, Bates, Picard and Cote.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, upon a roll call vote with 31 Senators voting in the affirmative and 6 Senators voting in the negative as follows:

YEAS- 31: The Honorable President Paiva Weed and Senators Bates, Ciccone, Cote, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Gallo, Goodwin, Jabour, Lanzi, Lombardo, Lynch, McCaffrey, Metts, Miller, Moura, Nesselbush, Ottiano, Perry, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska.

NAYS- 6: Senators Algieri, Hodgson, Kettle, Maher, O'Neill, Shibley.

**3. 2012-S 2564 SUB A as amended**

**BY** Walaska

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY-STATE FIRE CODE

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

Senator Walaska moves passage, seconded by Senators Lynch, Lombardo, Ruggerio, DeVall, Nesselbush, Perry and Miller.

Senators Lynch, Goodwin and Tassoni discuss 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 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, 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:

**4. 2012-S 2724 SUB A**

**BY** DiPalma

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SOVEREIGNTY AND JURISDICTION OF STATE

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

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Tuesday, May 8, 2012.

**5. 2012-S 2147 SUB A****BY** DeVall**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - ASSAULTS

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

Senator DeVall moves passage, seconded by Senators Crowley, Gallo, Perry and McCaffrey.

Senators Nesselbush discusses the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, Doyle, Felag, Fogarty, Gallo, Goodwin, Hodgson, Jabour, Kettle, Lanzi, Lombardo, Lynch, Maher, McCaffrey, Metts, Miller, Moura, Nesselbush, O'Neill, Ottiano, Perry, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

**6. 2012-S 2498****BY** Metts**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
CORRECTIONS DEPARTMENT

Committee on Judiciary recommends passage.

Senator Metts moves passage, seconded by Senators McCaffrey and Pichardo.

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, 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:

**7. 2012-S 2659****BY** Goodwin**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - THE

## STATE FALSE CLAIMS

Committee on Judiciary recommends passage.

Senator Goodwin moves passage, seconded by Senators Metts, Hodgson 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, 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:

**8. 2012-S 2666**

**BY** DiPalma

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FORGERY AND COUNTERFEITING

Committee on Judiciary recommends passage.

Upon suggestion of Senator Goodwin and without objection, ordered to be placed on the Calendar for Tuesday, May 8, 2012.

**9. 2012-S 2673**

**BY** Fogarty

**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS

Committee on Judiciary recommends passage.

Senator Fogarty moves passage, seconded by Senators McCaffrey, Hodgson and Kettle.

Senator Ciccone discusses the act.

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, 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:

**10. 2012-S 2685 SUB A****BY** McCaffrey**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

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

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

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, 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:

**11. 2012-S 2670****BY** Walaska**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Judiciary recommends passage.

Senator Walaska moves passage, seconded by Senator McCaffrey.

Senators Algieri, Shibley and O'Neill discuss the act.

The act is read and passed, upon a roll call vote with 22 Senators voting in the affirmative and 13 Senators voting in the negative as follows:

YEAS- 22: The Honorable President Paiva Weed and Senators Ciccone, Crowley, DaPonte, DeVall, Doyle, Felag, Fogarty, Goodwin, Jabour, Lanzi, Lynch, McCaffrey, Metts, Miller, Nesselbush, Perry, Picard, Ruggerio, Sosnowski, Tassoni, Walaska.

NAYS- 13: Senators Algieri, Cote, Gallo, Hodgson, Kettle, Maher, Moura, O'Neill, Ottiano, Pichardo, Pinga, Sheehan, Shibley.

**12. 2012-S 2730****BY** McCaffrey**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS

Committee on Judiciary recommends passage.

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

Senator McCaffrey seconded by Senator Ruggiero, offers the following written motion to amend.

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**F L O O R   A M E N D M E N T**

TO

2012 -- S 2730

**AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS**

Madam President:

I hereby move to amend 2012 -- S 2730, entitled "AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS", as follows:

1. On page 2, line 8, by restoring the stricken word "may" and by deleting the underlined word "shall".
2. On page 2, line 32, by restoring the stricken word "may" and by deleting the underlined word "shall".
3. On page 3, line 34, by restoring the stricken word "may" and by deleting the underlined word "shall".
4. On page 7, lines 29 through 32, by deleting all of the language, on said lines, and by inserting in place thereof the following language: "(e) The secretary shall recognize the statewide toll free, twenty-four (24) hour a day, seven (7) days quality assurance hotline operated by the department of behavioral healthcare developmental disabilities and hospitals, and authorized pursuant to section 40.1-26-10, for the use of the general public to report abuse, neglect, and exploitation and/or request crisis intervention and/or supportive services for adult victims with severe impairments."

Respectfully submitted,  
SENATOR MCCAFFREY

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The motion to amend prevails 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 Algiere, 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, Picard, Pichardo, Pinga, Ruggerio, Sheehan, Shibley, Sosnowski, Tassoni, Walaska.

NAYS- 0:

Senator McCaffrey moves passage of the act, as amended, seconded by Senator Ruggerio.

The act is read and passed, by unanimous consent, as amended, 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, 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:

**13. 2012-S 2882**

**BY** McCaffrey

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND JUSTICE COMMISSION**

Committee on Judiciary recommends passage.

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

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, 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, 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 Felag announces that the Committee on Finance will meet today, at the rise of the Senate, in Room 211 of the State House.

**ADJOURNMENT**

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Hodgson the Senate adjourns at 4:47 o'clock P.M. in memory of Robert Tingle Sr.

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

**Appendix**

**INVOCATION**

**SENATOR DOMINICK J. RUGGERIO**

Lord We ask that You grant strength to the families who have lost loved ones. May You take the souls of the departed forever into Your protection. May Your grace be with them and their families as they meet the challenges ahead. Amen.

**Appendix****CONSENT CALENDAR****IN ORDER FOR TUESDAY, MAY 08, 2012:**

1. Reappointment of Gary Alger to the Employees' Retirement System of the State of Rhode Island Board for a four year term.

Committee on Finance recommends that the Senate give its Advice and Consent to this nomination.

2. Appointment of Steven Filippi to the Public Finance Management Board for a three year term.

Committee on Finance recommends that the Senate give its Advice and Consent to this nomination.

3. Reappointment of Andrew Reilly to the State Investment Commission for a three year term.

Committee on Finance recommends that the Senate give its Advice and Consent to this nomination.

4. Reappointment of Marcia Reback to the State Investment Commission for a three year term.

Committee on Finance recommends that the Senate give its Advice and Consent to this nomination.

5. Reappointment of Robert Giudici to the State Investment Commission for a three year term.

Committee on Finance recommends that the Senate give its Advice and Consent to this nomination.

6. **2012-S 2916**  
**BY** Sosnowski  
**ENTITLED, SENATE RESOLUTION CONGRATULATING STEVE AND CATHY DELPOZZO ON BEING AWARDED THE RICHMOND GRANGE #6 COMMUNITY SERVICE AWARD 2012**

Ordered on the Consent Calendar.

7. **2012-S 2917**  
**BY** Sosnowski  
**ENTITLED, SENATE RESOLUTION CONGRATULATING JACK COTTRELL ON BEING NAMED THE 2012 RICHMOND GRANGE #6 "GRANGER OF THE**

YEAR"

Ordered on the Consent Calendar.

**8. 2012-S 2918**

**BY** Lynch

**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION SYSTEM IN THE STATE OF RHODE ISLAND

Ordered on the Consent Calendar.

**9. 2012-S 2919**

**BY** Kettle

**ENTITLED**, SENATE RESOLUTION RECOGNIZING AND COMMENDING MATTHEW F. FUSCO UPON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT

Ordered on the Consent Calendar.

**10. 2012-S 2920**

**BY** Shibley

**ENTITLED**, SENATE RESOLUTION CELEBRATING THE WEEK OF MAY 13 - 19, 2012, AS "NATIONAL POLICE WEEK" IN RHODE ISLAND

Ordered on the Consent Calendar.

**11. 2012-S 2921**

**BY** Doyle

**ENTITLED**, SENATE RESOLUTION PROCLAIMING MAY 2, 2012 AS "CHARTER PUBLIC SCHOOL DAY" IN THE STATE OF RHODE ISLAND

Ordered on the Consent Calendar.

**Appendix****CALENDAR****IN ORDER FOR TUESDAY, MAY 08, 2012:**

1. **2012-S 2724 SUB A**  
**BY** DiPalma  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
SOVEREIGNTY AND JURISDICTION OF STATE

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

2. **2012-S 2666**  
**BY** DiPalma  
**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FORGERY AND  
COUNTERFEITING

Committee on Judiciary recommends passage.

3. **2012-S 2716 SUB A**  
**BY** Ciccone  
**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -  
MERIT SYSTEM

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

4. **2012-S 2754**  
**BY** Fogarty  
**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOBILE  
AND MANUFACTURED HOMES

Committee on Finance recommends passage.

5. **2012-S 2757**  
**BY** Fogarty  
**ENTITLED**, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL  
SCHOOL SUPPORT

Committee on Finance recommends passage.

6. **2012-S 2879**  
**BY** Maher  
**ENTITLED**, AN ACT RELATING TO LAND TRUST FOR THE TOWN OF RICHMOND

Committee on Housing & Municipal Government recommends passage.

**IN ORDER FOR WEDNESDAY, MAY 09, 2012:**

1. **2012-S 2034 SUB A**  
**BY** Tassoni  
**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - ANIMAL ADVOCATE

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

2. **2012-S 2188 SUB A**  
**BY** Bates  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE RHODE ISLAND RENEWABLE ENERGY COORDINATING BOARD

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

3. **2012-S 2277 SUB A**  
**BY** Pichardo  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ENVIRONMENTAL CLEAN UP OBJECTIVES FOR SCHOOLS

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

4. **2012-S 2395 SUB A**  
**BY** Lombardo  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

5. **2012-S 2753 SUB A**  
**BY** Walaska  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - AIR POLLUTION

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

- 6. 2012-S 2173 SUB A**  
**BY** Felag  
**ENTITLED**, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS

Committee on Health & Human Services recommends indefinite postponement of the original bill and passage of Substitute A.
- 7. 2012-S 2361 SUB A**  
**BY** Perry  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Health & Human Services recommends indefinite postponement of the original bill and passage of Substitute A.
- 8. 2012-S 2482**  
**BY** Sheehan  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - COMPREHENSIVE CHILDREN'S JEWELRY SAFETY ACT

Committee on Health & Human Services recommends passage.
- 9. 2012-S 2555 SUB A**  
**BY** Perry  
**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

Committee on Health & Human Services recommends indefinite postponement of the original bill and passage of Substitute A.
- 10. 2012-S 2561**  
**BY** Miller  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ALCOHOLISM

Committee on Health & Human Services recommends passage.
- 11. 2012-S 2764**  
**BY** Pichardo  
**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - THE RHODE ISLAND WORKS PROGRAM

Committee on Health & Human Services recommends passage.
- 12. 2012-S 2167 SUB A**  
**BY** Felag  
**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES

Committee on Special Legislation and Veterans Affairs recommends indefinite



postponement of the original bill and passage of Substitute A.

**13. 2012-S 2384 SUB A**

**BY** Felag

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

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

**14. 2012-S 2533 SUB A**

**BY** Felag

**ENTITLED**, AN ACT RELATING TO PROPERTY - FORM AND EFFECT OF CONVEYANCES

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

**15. 2012-S 2906**

**BY** Paiva Weed

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

Committee on Special Legislation and Veterans Affairs recommends passage.

**16. 2012-H 7870**

**BY** Martin

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE SAILING EDUCATION VESSEL

Committee on Special Legislation and Veterans Affairs recommends passage in concurrence.

**Appendix**

**BILLS TRANSMITTED TO THE GOVERNOR**

**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.)