

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 seventh day of January in the year of Our Lord two thousand and fourteen.

Volume 141, No.3

Thursday, January 9, 2014

Third 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 4:13 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 1: Senator Nesselbush.

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 Second Legislative Day of the 2014 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.

GUESTS

Upon suggestion of Senator Cool Rumsey and by unanimous consent, the Honorable President, welcomes to the Chamber Jeanne Miller, United States Department of Justice.

NEW BUSINESS

Senate Resolution No. 2010

BY Ruggerio, O'Neill, Archambault, Ciccone

ENTITLED, SENATE RESOLUTION EXPRESSING OUR DEEPEST CONDOLENCES ON THE PASSING OF JEAN S. (PORRAZZO) FOSSA
{LC3285/1}

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ruggerio moves passage, seconded by Senators Ciccone, O'Neil, Algieri and Archambault.

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

Also:

Senate Bill No. 2011

BY Sheehan, Picard, Miller, Lynch, Algieri

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION
{LC3443/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 2012

BY Picard

ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM
{LC3129/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 2013

BY Picard, Pearson

ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS
{LC3134/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 2014

BY DiPalma, Picard, Ottiano, Pearson, Lombardi

ENTITLED, AN ACT RELATING TO EDUCATION
{LC3165/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 2015

BY Picard, Pearson

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - LAUNDRIES
{LC3130/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 2016

BY Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - OUTDOOR WOOD-FIRED
HYDRONIC HEATERS
{LC3237/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

Senate Bill No. 2017

(by request)

BY Cote, Picard

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY
AND COMPUTATION
{LC3269/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2018

BY Picard, Goodwin

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES

{LC3126/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2019

BY Walaska, Lombardo

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONAL INSTITUTIONS

{LC3238/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2020

BY Walaska, Lombardo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PROFESSIONAL EMPLOYER ORGANIZATION ACT OF 2004

{LC3241/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2021

BY Kettle, Algieri, Hodgson, Cote, Ottiano

ENTITLED, AN ACT RELATING TO TAXATION - BUSINESS CORPORATION TAX AND FRANCHISE TAX

{LC3393/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2022

BY Walaska, Lombardo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CORRECTIONAL HEALTHCARE ACT

{LC3239/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2023

BY Picard

ENTITLED, AN ACT RELATING TO EDUCATION -- THE EDUCATION EQUITY AND
PROPERTY TAX RELIEF ACT

{LC3128/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2024

BY Picard

ENTITLED, AN ACT RELATING TO TAXATION

{LC3168/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2025

BY Picard

ENTITLED, AN ACT RELATING TO EDUCATION - THE EDUCATION EQUITY AND
PROPERTY TAX RELIEF ACT

{LC3127/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2026

BY Hodgson, Jabour, Archambault, Lombardi, Raptakis

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SELECT
COMMISSION TO INVESTIGATE THE FAILURE OF PUBLIC LOAN GUARANTEE
PROGRAMS

{LC3124/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2027**BY** Felag, Lombardi, McCaffrey, Walaska, DiPalma**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR FUEL TAX

{LC3370/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2028**BY** Satchell, Gallo**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION

{LC3310/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 2029**BY** Raptakis, Lombardo, Lombardi, McCaffrey, Hodgson**ENTITLED**, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - PAROLE

{LC3137/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2030**BY** Cote, Picard, Sheehan, Felag, Lombardo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS

{LC3268/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2031**BY** Raptakis, Kettle, Lombardo, Picard, Lombardi**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

{LC3391/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2032

(by request)

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

{LC3270/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Resolution No. 2033**BY** O'Neill, Cote, Bates, Raptakis, Hodgson**ENTITLED**, SENATE RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE
ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE
REFERENDUM ON LINE ITEM VETO

{LC3115/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Resolution No. 2034**BY** O'Neill, Cote, Raptakis, Hodgson, Kettle**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE
ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE
(ETHICS COMMISSION)

{LC3086/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2035**BY** Felag, DiPalma**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

{LC3022/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2036**BY** Raptakis, Lombardo, Lombardi, McCaffrey, Hodgson**ENTITLED**, AN ACT RELATING TO CRIMINALS -- CORRECTIONAL INSTITUTIONS

{LC3140/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2037**BY** O'Neill, Jabour, Archambault, McCaffrey, Goodwin**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- ACCIDENTS
AND ACCIDENT REPORTS

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 2038**BY** Archambault, Satchell, DiPalma, Lombardi, Hodgson**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION
OF VEHICLES

{LC3327/1}

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

Also:

Senate Resolution No. 2039**BY** Cote, Picard, Bates, Ottiano, Kettle**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE
ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE
(INITIATIVE AND REFERENDUM)

{LC3266/1}

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

Also:

Senate Resolution No. 2040**BY** Picard, Pearson**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE
ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE
(GOVERNOR AND LIEUTENANT GOVERNOR TO APPEAR JOINTLY ON THE BALLOT
AND LIEUTENANT GOVERNOR TO BE THE SECRETARY OF COMMERCE
CORPORATION)

{LC3245/1}

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

Also:

Senate Bill No. 2041

BY Hodgson, Sheehan, Algieri, Sosnowski

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - NAMING STATE
CONSTRUCTIONS - DURFEE WAY
{LC3125/1}

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

Also:

Senate Bill No. 2042

BY Cote, Picard, Bates, Ottiano, Kettle

ENTITLED, AN ACT RELATING TO ELECTIONS -- INITIATIVE AND REFERENDUM
{LC3267/1}

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

Also:

Senate Bill No. 2043

BY Doyle

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
CHARTER SPECIAL RESPONSE CORPORATION, INC.
{LC3122/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 2044

BY Algieri

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
CHARTER OF DUNN'S CORNERS FIRE DEPARTMENT
{LC3337/1}

Read and ordered to be placed on the Consent Calendar.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2014-S 2007

BY Ruggerio

ENTITLED, SENATE RESOLUTION CONGRATULATING THE NORTH
PROVIDENCE HIGH SCHOOL FOOTBALL TEAM ON WINNING THEIR 1ST SUPER

BOWL TITLE IN 20 YEARS

Upon motion of Senator Goodwin, seconded by Senator Bates, 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, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Goodwin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, 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 Ruggerio congratulates Chairman Josh Miller on receiving the Nurse Anesthetist Association's Legislator of the Year Award.

Senator Pearson announces that the Senate Task Force on School Housing Aid will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Ciccone and upon suggestion of Senator Ruggerio the Senate adjourns at 4:20 o'clock P.M. in memory of Jean Fossa.

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR DANIEL DAPONTE

Almighty God, help us through the stresses and strains of the day by granting us your serenity and peace. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, JANUARY 14, 2014:

1. **2014-S 2043**
 BY Doyle
 ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
 CHARTER SPECIAL RESPONSE CORPORATION, INC.

Ordered on the Consent Calendar.

2. **2014-S 2044**
 BY Algieri
 ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
 CHARTER OF DUNN'S CORNERS FIRE DEPARTMENT

Ordered on the Consent Calendar.