

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.17

Wednesday, February 26, 2014

Seventeenth 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 4:21 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, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sosnowski, Walaska.

ABSENT – 1: Sheehan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journals of the Fifteenth and Sixteenth Legislative Day's of the 2014 proceedings are read in part.

Upon suggestion of Senator DiPalma 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 O'Neill and by unanimous consent, the Honorable President, welcomes to the Chamber Justin Bosscher, an intern from Newport who is attending the University of Rhode Island.

COMMUNICATION

The Honorable President presents the following communication:

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

February 26, 2014

Mr. Joseph Brady
Secretary of the Senate
Room 145
State House
Providence, RI 02903

Dear Secretary:

I would like to respectfully request that my name be removed from Senate Bill 2379, An Act Relating to Food and Drugs.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

Frank Lombardo III
Senator District – 25

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**

February 11, 2014

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-97-1 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Board of Education:

Dennis J. Duffy, Esquire of Cranston

VICE
Michael A. Grande

for a term expiring January 31, 2017.

To this appointment, I request your advice and consent.

Sincerely,

Lincoln D. Chafee
Governor

Read and referred to the Committee on Education.

NEW BUSINESS

Senate Resolution No. 2402

BY Doyle, Nesselbush

ENTITLED, SENATE RESOLUTION PROCLAIMING FEBRUARY 28TH, 2014 TO BE
"RARE DISEASE DAY" IN THE STATE OF RHODE ISLAND
{LC4919/1}

Senator Doyle requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Doyle moves passage, seconded by Senators Gallo, Ruggerio, Lynch, Algiere and Metts.

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

Also:

Senate Resolution No. 2401

BY Bates

ENTITLED, SENATE RESOLUTION EXPRESSING ITS DEEPEST CONDOLENCES ON
THE PASSING OF THE HONORABLE ANN HANSON
{LC3273/1}

Senator Bates requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Bates moves passage, seconded by Senators Algieri, Ruggerio, Goodwin, DaPonte, McCaffrey, Ciccone and Kettle.

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2014-S 2400

BY Paiva Weed

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF CHARLES H. OXX

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, 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, Sosnowski, Walaska.

NAYS- 0:

CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 26, 2014:

1. 2014-S 2268

BY Doyle

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS, SIDEWALKS AND BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,500,000 BONDS AND NOTES TO EVIDENCE LOANS THEREFOR FROM THE MUNICIPAL ROAD AND BRIDGE REVOLVING FUND ADMINISTERED BY THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Committee on Finance recommends passage.

Upon suggestion of Senator DaPonte and without objection, ordered to be placed on the Calendar for Wednesday, March 5, 2014.

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 Metts announces that the Committee on Education will meet today, at the rise of the Senate, in Room 313 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 Ottiano 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.

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 Bates the Senate adjourns at 4:35 o'clock P.M. in memory of the Honorable Ann Hanson

JOSEPH R. BRADY
Secretary of the Senate

Appendix

INVOCATION

SENATOR LOUIS P. DIPALMA

Heavenly Father, we thank you for your blessings of health and strength. We seek your encouragement in using these qualities to their fullest potential. Amen.

Appendix**CALENDAR****IN ORDER FOR THURSDAY, FEBRUARY 27, 2014:**

1. **2014-S 2029**
 BY Raptakis
 ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
 INSTITUTIONS
 - PAROLE

 Committee on Judiciary recommends passage.
2. **2014-S 2099**
 BY Doyle
 ENTITLED, AN ACT RELATING TO CRIMINAL LAW - PAROLE BOARD

 Committee on Judiciary recommends passage.
3. **2014-S 2102**
 BY Doyle
 ENTITLED, AN ACT RELATING TO CRIMINAL LAW - PAROLE BOARD

 Committee on Judiciary recommends passage.
4. **2014-S 2284**
 BY Metts
 ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
 CORRECTIONS DEPARTMENT

 Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, MARCH 05, 2014:

1. **2014-S 2268**
 BY Doyle
 ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE
 FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS, SIDEWALKS
 AND BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE
 FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,500,000
 BONDS AND NOTES TO EVIDENCE LOANS THEREFOR FROM THE MUNICIPAL
 ROAD AND BRIDGE REVOLVING FUND ADMINISTERED BY THE RHODE
 ISLAND CLEAN WATER FINANCE AGENCY

 Committee on Finance recommends passage.