

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 sixth day of January in the year of Our Lord two thousand and fifteen.

Volume 142, No.12

Thursday, February 5, 2015

Twelfth 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 36 Senators present and 2 Senators absent as follows:

PRESENT – 36: The Honorable President Paiva Weed and Senators Algiere, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

ABSENT – 2: Senators Gallo, Satchell.

INVOCATION

The Honorable President, by unanimous consent, presents Senator O'Neill to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Eleventh Legislative Day of the 2015 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Archambault and by unanimous consent, the Honorable President, welcomes to the Chamber Suzy Alba, Vice President of the Smithfield Town Council.

APPOINTMENTS BY THE GOVERNOR

The Honorable President presents the following communication from Her 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 5, 2015

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 as the Chairperson of the Rhode Island Board of Education:

**Barbara Cottam of Providence
Chairperson**

VICE
Eva Marie Mancuso, Esq.

to serve at the pleasure of the Governor.

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Education.

Also:

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

February 5, 2015

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:

James Karam

VICE
Antonio Barajas, MD

for a term expiring January 31, 2018.

To this appointment, I request your advice and consent.

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Education.

Also:

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

February 5, 2015

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:

Marta Martinez

VICE
Patrick Guida, Esq.

for a term expiring January 31, 2018.

To this appointment, I request your advice and consent.

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Education.

Also:

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

February 5, 2015

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:

Elizabeth Shimberg

VICE
Mathies Santos

for a term expiring January 31, 2018.

To this appointment, I request your advice and consent.

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Education.

Also:

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

February 5, 2015

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 reappointment to the Rhode Island Board of Education:

Jeffery A. Williams of Cranston

for a term expiring January 31, 2018.

To this reappointment, I request your advice and consent.

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Education.

COMMUNICATIONS

The Honorable President presents the following communications:

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

February 5, 2015

The Honorable M. Teresa Paiva Weed
President of the Senate
318 State House
Providence, RI 02903

Dear President Paiva Weed:

Please be advised and let the record reflect that due to illness, I will be absent from the chamber on Thursday, February 5, 2015.

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

Thank you for your attention to this matter.

Sincerely,

Senator Adam J. Satchell
Senate District 09

Read and ordered to be placed on file.

**REPORTS OF COMMITTEES
COMMITTEE ON LABOR**

Senator Fogarty, from the Committee on Labor, reports back, with recommendation of passage of the following measure:

Appointment of Scott R. Jensen VICE the Honorable Charles J. Fogarty Director of the Department of Labor and Training

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 149

BY Pearson, Picard

ENTITLED, SENATE RESOLUTION HONORING CAPTAIN CHARLES DELISLE, BASIC EMT, ON THE OCCASION OF HIS RETIREMENT FROM THE CUMBERLAND FIRE DEPARTMENT

{LC944/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Resolution No. 150

BY Lynch, Archambault, Ottiano, McCaffrey, Lombardi

ENTITLED, SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE

{LC877/1}

Read and ordered to the Committee on Rules.

Also:

Senate Bill No. 151

BY Picard

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - LICENSED ACTIVITIES - LENDERS AND LOAN BROKERS - CHECK CASHING (Separates the statutes for "check cashing" and "payday lending".)

{LC220/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 152

BY Raptakis, McCaffrey, Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - COMMERCIAL BILLING (Limits the number of commercial customers of electric distribution companies that are required to maintain security deposits for electric utility accounts.)

{LC497/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 153

BY Kettle, Fogarty, Morgan, DiPalma

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - DUTIES OF UTILITIES AND CARRIERS (Requires company providing phone, cable television or internet services to 75% of city or town to make services available to remaining 25%.)

{LC615/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 154

BY Goldin, Miller, Pichardo, Jabour, Ottiano

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS (Requires schools educating pupils in grades 6-12 to maintain opioid antagonists on school premises to treat an opioid overdose. Also provides immunity to school personnel for the administration of an opioid antagonist in a school setting.)

{LC503/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 155

BY Picard, Sheehan, Satchell, Gallo

ENTITLED, AN ACT RELATING TO EDUCATION -- CERTIFICATION OF TEACHERS (Requires the department of education to provide e-mail notice to teachers regarding the renewal, recertification, or repeal of their license.)

{LC856/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 156

BY Miller

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE (This act would prohibit the taking, killing, destroying, pursuing or molesting of any wild bird along the west shore of the Providence River from Gaspee Point to Fields Point.)

{LC371/1}

Read and ordered to the Committee on Environment and Agriculture.

Also:

Senate Bill No. 157**BY** Picard

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND COMPUTATION (Creates a municipal economic development zone consisting of the entire city of Woonsocket and requires the department of revenue to perform an annual review of all MED zones for review by house and senate finance committees.)

{LC217/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 158**BY** Miller, Felag, Walaska, Sosnowski

ENTITLED, AN ACT RELATING TO TAXATION - ALTERNATIVE FUEL INFRASTRUCTURE INCENTIVE (Creates tax incentives for the installation of alternative fuel facilities.)

{LC375/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 159**BY** Miller, Felag, Walaska, Sosnowski

ENTITLED, AN ACT RELATING TO TAXATION -- EXCISE ON MOTOR VEHICLES AND TRAILERS (Exempts qualified electric plug-in drive vehicles from excise taxes.)

{LC373/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 160**BY** Miller, Felag, Sosnowski, Goldin, Walaska

ENTITLED, AN ACT RELATING TO TAXATION - RENEWABLE ENERGY TAX CREDIT

{LC376/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 161**BY** Raptakis, Morgan, Kettle, Archambault, Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- PAYMENTS TO FIRE COMPANIES (Requires reimbursement payments from the general fund to volunteer fire departments responding to emergencies on or along Route 95.)

{LC792/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 162

BY Ruggerio, Goodwin, McCaffrey, DaPonte, Gallo

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - ADMINISTRATION (Provides that any litigation costs paid from the restricted receipt account for the retirement board be limited to defending actions that arise as a result of decisions made by the board.)

{LC743/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 163

BY Goldin, Pichardo, Crowley, Miller, Metts

ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Increases the Rhode Island earned income tax credit from ten percent (10%) of the federal earned income limit to twenty percent (20%) of the federal earned income limit.)

{LC882/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 164

(by request)

BY Coyne

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES -- BARRINGTON (Changes the real property tax exemption for St. Andrew's School to five (5) acres.)

{LC687/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 165

BY Felag, Walaska, Doyle, McCaffrey, Lombardi

ENTITLED, AN ACT RELATING TO AERONAUTICS - AIRPORTS AND LANDING FIELDS (Exempts ancillary services provided to customers of rental companies that are unrelated to airport access from airport access fees.)

{LC801/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 166**BY** Metts, Miller, Crowley, Jabour, Nesselbush**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Would increase the refundable state earned income credit from ten percent (10%) to one hundred percent (100%) for the 2016 taxable year, and each taxable year thereafter.)

{LC818/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 167**BY** Miller, Crowley, Sosnowski, Goldin, Jabour**ENTITLED**, AN ACT RELATING TO INSURANCE - ACCESS TO ABUSE-DETERRENT PAIN MEDICATIONS (Prevents health insurance policies from imposing certain limits on access to abuse-deterrent pain medications.)

{LC379/1}

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

Also:

Senate Bill No. 168**BY** Doyle**ENTITLED**, AN ACT RELATING TO INSURANCE - HEALTH MAINTENANCE ORGANIZATIONS (Prohibits a group health plan and a health insurance issuer from discriminating with respect to participation under plan or coverage against any health care provider acting within scope of provider's license or certification under state law.)

{LC774/1}

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

Also:

Senate Bill No. 169

(by request)

BY Ottiano, Archambault**ENTITLED**, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES (Requires protections related to extremely hazardous health wastes be implemented by physicians, pharmacists, insurers, healthcare providers effective 9/1/2015.)

{LC793/1}

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

Also:

Senate Bill No. 170

(by request)

BY Algieri, Morgan

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - COMPREHENSIVE PLANNING AND LAND USE ACT - MORATORIUM COMPREHENSIVE PERMIT APPLICATIONS - CHARLESTOWN (Grants the town of Charlestown a moratorium until June 1, 2016, during which it would not be required to entertain, receive or consider comprehensive permit applications from for-profit developers.)

{LC361/1}

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

Also:

Senate Bill No. 171

(by request)

BY Coyne, Cote, Conley

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO HOME RULE CHARTER OF THE TOWN OF BARRINGTON (Ratifies and confirms November 4, 2014, amendments to the Barrington Home Rule Charter approved by the electors.)

{LC574/1}

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

Also:

Senate Bill No. 172**BY** Raptakis, Kettle, Fogarty

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RHODE ISLAND HOUSING RESOURCES ACT OF 1998--MOBLIE HOMES--TOWN OF COVENTRY (Includes mobile homes in the town of Coventry in the definition of affordable housing for the purposes of the Rhode Island resources act.)

{LC796/1}

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

Also:

Senate Resolution No. 173**BY** Sheehan, Conley, McCaffrey, Metts, Cote

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (ETHICS COMMISSION) (Expands Article VI to permit legislators to be questioned by the Ethics Commission for speech/debate occurring in the House or Senate. It would give a legislator the right to a trial de novo and establish the composition of the Ethics Commission.)

{LC342/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 174

BY Raptakis, Sosnowski, O'Neill, Walaska, Lombardo

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DRIVING UNDER THE INFLUENCE OF LIQUOR OR DRUGS (Extends the time period from five (5) years to ten (10) years for persons convicted of driving under the influence of liquor or drugs as it relates to the penalties applicable for first, second, and/or third convictions of this offense.)

{LC762/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 175

BY Lombardo, Crowley, Ottiano, Ruggerio, Walaska

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES (Makes the possession of powdered alcohol a crime punishable by a fine and/or imprisonment.)

{LC741/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 176

BY Goodwin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Rene Perreault, Jr., to join Keri Lyn Evans and Michael Alex Camera in marriage on or about May 1, 2015, within the Town of North Kingstown, Rhode Island.)

{LC249/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 177

BY Pearson, Picard

ENTITLED, AN ACT RELATING TO THE CUMBERLAND FIRE DISTRICT (Establishes that membership on the Cumberland Fire District Fire Committee constitutes holding a public office and that the elections of the Fire Committee are governed by state election laws.)

{LC740/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 178

BY Goldin, Goodwin, Ruggerio, DaPonte, Miller

ENTITLED, AN ACT RELATING TO TAXATION (Provides that a real estate conveyance tax shall be imposed on the transfer of a controlling interest in an entity possessing real property.)

{LC522/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 179**BY** Kettle, Archambault, Morgan**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - AERIAL PRIVACY PROTECTION ACT (Prohibits law enforcement from using Unmanned Aerial Vehicles without a proper warrant.)

{LC565/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 180**BY** Crowley, Conley, Lombardi, Miller, Jabour**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL ASSAULT-STATEWIDE ACCOUNTING OF UNSUBMITTED RAPE KITS (Compels law enforcement agencies to provide a report identifying and describing any untested sexual assault collection kits.)

{LC515/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 181**BY** Archambault, Walaska, Ruggerio**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PLUMBERS AND IRRIGATORS (Requires master and journeyperson plumbers to complete a course of continuing education prior to the renewal or reinstatement of their license as determined by the board of examiners.) {LC776/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 182**BY** Miller**ENTITLED**, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE -- WORK ON HOLIDAYS AND SUNDAYS (Allows a Rhode Island employer some flexibility to reschedule the observance of state holidays that Congress doesn't recognize as national public holidays.) {LC378/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 183**BY** Walaska**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- TEMPORARY DISABILITY INSURANCE (Permits employees covered by employer-sponsored disability insurance to opt out of state temporary disability insurance program provided that the employer submits documentation confirming coverage.) {LC780/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 184

(by request)

BY Ottiano

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY--BENEFITS (Eliminates the waiting period for individuals transitioning from temporary disability benefits to unemployment benefits.) {LC520/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 185**BY** Doyle

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION -- MEDICAL SERVICES (Requires employers to pay the reasonable transportation costs for employees that travel round-trip to receive workers' compensation related healthcare services.)

{LC755/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 186**BY** Doyle

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION BENEFITS (Eliminates workers' compensation benefits for partial incapacity.)

{LC784/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 187**BY** Lombardi, Archambault, Conley, Lombardo, Ciccone

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (Eliminates the additional fee for registration renewal of courtesy (vanity) plates.)

{LC837/1}

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

Also:

Senate Bill No. 188**BY** Miller, Jabour, Sosnowski, Morgan

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - THE PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES, AND OTHER STATE CONSTRUCTIONS (Renames the bridge in the city of Providence known as the I-195 Providence River Bridge: No. 1181 to the William D. Warner Memorial Bridge.)

{LC380/1}

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

Also:

Senate Bill No. 189

(by request)

BY Coyne, Cote, Conley

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES
GENERALLY (Removes the prohibition of the town of Barrington from issuing Class A
licenses.)

{LC573/1}

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

Also:

Senate Bill No. 190

(by request)

BY Ottiano

ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE
{LC709/1}

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

Also:

Senate Resolution No. 191

BY Conley, Ruggerio, Goodwin, Algiere, Lynch

ENTITLED, SENATE RESOLUTION ENCOURAGING AND SUPPORTING THE
CREATION OF THE QUAHOG CUP, AN ANNUAL COLLEGIATE BASKETBALL
TOURNAMENT BETWEEN BROWN UNIVERSITY, BRYANT UNIVERSITY,
PROVIDENCE COLLEGE, AND THE UNIVERSITY OF RHODE ISLAND TO SUPPORT A
SCHOLARSHIP FUND FOR RHODE ISLAND PUBLIC SCHOOL STUDENTS WISHING TO
ATTEND RHODE ISLAND COLLEGES {LC658/1}

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

Also:

Senate Resolution No. 192

BY O'Neill, Ciccone, Archambault, Nesselbush, Ruggerio

ENTITLED, SENATE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE
PASSING OF VIRGINIA P. LOMBARDI
{LC943/1}

Senator O'Neill requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator O'Neill moves passage, seconded by Senators Ciccone, Ruggerio, Archambault,
Nesselbush and Algiere.

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

Also:

Senate Resolution No. 193

BY Nesselbush

ENTITLED, SENATE RESOLUTION CELEBRATING FRIDAY, FEBRUARY 6TH OF 2015
AS NATIONAL WEAR RED DAY IN THE STATE OF RHODE ISLAND

{LC871/1}

Senator Nesselbush requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Nesselbush moves passage, seconded by Senators Ruggerio, Goodwin, Lynch, Doyle, Metts, Picard, Fogarty, Morgan and Lombardi.

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

Also:

Senate Bill No. 194

BY Lynch, Pichardo, Miller, Goodwin, Ruggerio

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - MINIMUM
WAGES {LC694/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 195

BY Goodwin, Ruggerio, Miller, Pichardo, Metts

ENTITLED, AN ACT RELATING TO HIGHWAYS - SIDEWALKS (Requires the DOT to complete snow removal on all sidewalks located on state highway overpasses, and on all pedestrian overhead walkways under the control of the state within (24) hours after the end of a snowstorm.) {LC1085/1}

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

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5264

BY DeSimone, Gallison, Newberry

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE BUDGET (Extends the deadline for the governor to submit to the general assembly the budget for the fiscal year ending June 30, 2016, not later than Thursday, March 12, 2015.)

{LC828/1}

Senator DaPonte requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DaPonte moves passage, seconded by Senators Ruggerio, Doyle, Picard, Algieri, Sosnowski, Felag and Lombardi.

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

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

Also:

House Bill No. 5300

BY Costa

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Doreen Costa to join Michael James McCabe, Jr., and Mary Ann O'Sullivan in marriage on or about February 21, 2015, within the City of Providence, Rhode Island.)

{LC1000/1}

Read and ordered to the Committee on Judiciary.

CALENDAR

IN ORDER FOR THURSDAY, FEBRUARY 05, 2015:

1. Reappointment of Ashbel T. Wall, II, Director of the Department of Corrections

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

Senator McCaffrey seconded by Senators Lynch, Doyle, Crowley, Walaska, Felag, Morgan, Raptakis and Ciccone moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 35 Senators voting in the affirmative and 0 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS- 35: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sosnowski, Walaska.

NAYS- 0:

ABSTAINED- 1: Senator Kettle.

GUESTS

Upon suggestion of Senator McCaffrey and by unanimous consent, the Honorable President welcomes to the Chamber Director of the Department of Corrections, Ashbel T. Wall

2. Appointment of Stefan Pryor Secretary of Commerce

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

Senator Picard seconded by Senators Cote, Pearson, Jabour, Metts, Fogarty, Walaska, Ruggerio, DaPonte, Goodwin, Lombardi, Lombardo and Ciccone moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Picard and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed Secretary of Commerce, Stefan Pryor.

3. Appointment of The Honorable Elizabeth H. Roberts VICE Steven M. Costantino Secretary of the Executive Office of Health and Human Services

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

Senator Miller seconded by Senators Algieri, Goodwin, DaPonte, Pearson, Jabour, Morgan, Nesselbush, Lombardi, Coyne, Cote and Sheehan moves that advice and consent of the Senate be given this appointment.

The advice and consent of the Senate is given this appointment, 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, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

GUESTS

Upon suggestion of Senator Miller and by unanimous consent, the Honorable President welcomes to the Chamber newly appointed Secretary of the Executive Office of Health and Human Services, The Honorable Elizabeth H. Roberts

Upon suggestion of Senator Sosnowski and by unanimous consent, the Honorable President welcomes to the Chamber Tom Roberts, the husband of The Honorable Elizabeth H. Roberts.

TRANSMITTAL

By unanimous consent, all matters on the Secretary's desk are ordered to be transmitted to Her Excellency, the Governor, the Honorable Secretary of State or to the Honorable House of Representatives forthwith.

(See Appendix for List)

ANNOUNCEMENTS

Senator Ruggerio would like to wish Senator DaPonte and Senator Felag a Happy Birthday.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator O'Neill the Senate adjourns at 4:45 o'clock P.M. in memory of Virginia P. Lombardi.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR EDWARD J. O'NEILL**

Dear Lord, Please help guide us in our deliberations. Helps us to keep in mind the needs and concerns of our constituents while respecting the view of our colleagues and remind us to show respect to all in our actions as well as our words. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, FEBRUARY 10, 2015:

- 1. 2015-S 149**
BY Pearson
ENTITLED, SENATE RESOLUTION HONORING CAPTAIN CHARLES DELISLE,
BASIC EMT, ON THE OCCASION OF HIS RETIREMENT FROM THE
CUMBERLAND FIRE DEPARTMENT

Ordered on the Consent Calendar.

Appendix

CALENDAR

IN ORDER FOR TUESDAY, FEBRUARY 10, 2015:

- 1. Appointment of Michael DiBiase VICE Richard A. Licht Director of the Department of Administration**

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

IN ORDER FOR WEDNESDAY, FEBRUARY 11, 2015:

- 1. Appointment of Scott R. Jensen VICE the Honorable Charles J. Fogarty Director of the Department of Labor and Training**

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

Appendix

BILLS TRANSMITTED TO THE GOVERNOR

House Bill No. 5264

BY DeSimone, Gallison, Newberry

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE BUDGET (Extends the deadline for the governor to submit to the general assembly the budget for the fiscal year ending June 30, 2016, not later than Thursday, March 12, 2015.)

{LC828/1}