

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.18

Thursday, February 26, 2015

Eighteenth 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 4:35 o'clock P.M.

The roll is called and a quorum is declared present with 33 Senators present and 5 Senators absent as follows:

PRESENT – 33: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DiPalma, Doyle, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sosnowski, Walaska.

ABSENT – 5: Senators DaPonte, Gallo, Lombardo, Pearson, Sheehan.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

GUESTS

Upon suggestion of Senator Metts and by unanimous consent, the Honorable President, welcomes to the Chamber the Girl Scouts embarking to earn their Inside Government Badge, Troop Members Yeili Abreu, Daisy Guadron, Leoani Palanco, Emily Rojas, Jasani Patrick Brown, Irene Dokyi, Genesis Morataid along with Ann Clanton, Assistant Leader, Cassie Johns, Leader, Dilania Iona, D'Abate after-school program and Hlee Kue after school program coordinator.

COMMUNICATION

The Honorable President presents the following communication:

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

February 26, 2015

VIA HAND DELIVERY

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

Dear Madam President,

Please be advised that I will be absent from the Senate session on February 26, 2015, due to illness.

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

Thank you for your assistance.

Sincerely,

Senator Daniel DaPonte
District 14 – East Providence

Read and ordered to be placed on file.

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 26, 2015

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 36-3-6 of the Rhode Island General Laws, I have made the following appointment to the Personnel Appeal Board:

Catharine (Cara) Cromwell

VICE
Michael P. Lynch, Esq.

for a term expiring April 1, 2021.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Judiciary.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5041

BY Serpa, Chippendale, Roberts, Morgan, Nardolillo

ENTITLED, AN ACT RELATING TO THE TOWN OF COVENTRY (Ratifies amendments to Coventry Home Rule Charter adopted and approved at the November 4, 2014 general election.)

{LC269/1}

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

Also:

House Bill No. 5129

BY Costa, Craven

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN (Ratifies the amendments to the North Kingstown town charter approved on November 4, 2014, to the extent such ratification is needed.)

{LC564/1}

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

REPORTS OF COMMITTEES
COMMITTEE ON JUDICIARY

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

Senate Bill No. 197

BY Lombardo

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Valerie-Ventre Hutton to join Joshua Pimental and Kristina Ventre in marriage on or about April 18, 2015, within the City of Providence, Rhode Island.)

{LC891/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 268

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Rita Brant to join Kristine Alvanas and Brian Kearns in marriage on or about September 18, 2015, within the City of Newport, Rhode Island.)

{LC955/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 244

BY Sheehan, Cote, Felag

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Travis Allen Ward to join Julianne Marie Forchione and James Ernest Joly in marriage on or about June 6, 2015, within the Town of Bristol, Rhode Island.)

{LC1269/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 243

BY Algieri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Mark A. Hodgkin to join Christine LaFrance and Raymond Farnsworth in marriage on or about June 20, 2015, within the City of Providence, Rhode Island.)

{LC1219/1}

Read and ordered to be placed on the Consent Calendar.

Also:

House Bill No. 5050 SUB A

BY Ruggiero

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows John Austin Murphy to join Ellen Marie Hermann and Stephen DeVoe, III, in marriage on or about July 4, 2015, within the Town of Jamestown, Rhode Island.)

{LC135/A/1}

Read and ordered to be placed on the Consent Calendar.

Also:

Senate Bill No. 58

BY Lombardi, Gallo, Miller, Goodwin, Ciccone

ENTITLED, AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES (Allows bake sales to be held on election days at polling places.)

{LC279/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 63

BY Walaska, McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY -- SELF-SERVICE STORAGE FACILITIES (Eliminates requirement of publication in newspapers by self-storage facilities enforcing a lien.)

{LC166/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 126

BY Goldin, Satchell, Lynch, Conley, Jabour

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES (Creates a nondiscriminatory clause under the children's bill of rights for all children who are under the supervision of the department of children, youth, and families.)

{LC659/1}

Read and ordered to be placed on the Calendar.

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 be placed on the Calendar.

Also:

Senate Bill No. 239

BY Metts, Crowley, Jabour, Nesselbush, Pichardo

ENTITLED, AN ACT RELATING TO ELECTIONS - STATE AFFAIRS AND GOVERNMENT (Requires persons in government custody use actual residence for census and redistricting purposes as determined by department of corrections and secretary of state.)

{LC817/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS

Senate Resolution No. 453

BY Miller, Fogarty, Lynch

ENTITLED, SENATE RESOLUTION RECOGNIZING AND HONORING THE SAMARITANS, INC., OF RHODE ISLAND

{LC1817/1}

Senator Miller requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Miller moves passage, seconded by Senators Ruggerio, Fogarty, Nesselbush, Ottiano, Morgan, O'Neill, Felag and Coyne.

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

GUESTS

Upon suggestion of Senator Miller and by unanimous consent, the Honorable President, welcomes to the Chamber Meredith Hampton, President of the Board of Directors, John LaCross, Chief of Police, Town of Barrington, Board Member and Marco Palumbo, Retired Chief of Police, City of Cranston, Samaritan Volunteer.

NEW BUSINESS**Senate Resolution No. 454**

BY Pichardo, Metts, Jabour, Lombardi, Nesselbush

ENTITLED, SENATE RESOLUTION COMMEMORATING THE 171ST ANNIVERSARY OF DOMINICAN REPUBLIC INDEPENDENCE ON FEBRUARY 27, 2015
{LC1945/1}

Senator Pichardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Pichardo moves passage, seconded by Senators McCaffrey, Felag, Walaska, Ruggerio, Goodwin, Lynch, Picard, Nesselbush, Gee, Archambault, DiPalma, Ciccone, Satchell, O'Neill and Conley.

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

GUESTS

Upon suggestion of Senator Pichardo and by unanimous consent, the Honorable President, welcomes to the Chamber Pedro de LaRosa President Dominican Independence and Heritage Award Committee, Octavio Gomez, Vice President Dominican Independence and Heritage Award Committee, Dr. Candida Castillo, Mario Bueno, Tomas Avila, Frank Solano.

Upon suggestion of Senator Pichardo and by unanimous consent, the Honorable President, welcomes to the Chamber Alicia Capellan, Most Outstanding Dominican American in sports of Rhode Island along with her parents Ramon and Elida Capellan.

Upon suggestion of Senator Coyne and by unanimous consent, the Honorable President, welcomes to the Chamber John LaCross, Chief of the Barrington Police

NEW BUSINESS**Senate Bill No. 455**

BY Gallo, DiPalma, Metts, Picard, Lynch

ENTITLED, AN ACT RELATING TO EDUCATION - DISTANCE LEARNING (Establishes regulations and standards for distance learning educational programs.)
{LC1322/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 456

BY McCaffrey

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED

ACTIVITIES (Amends the definition of a third-party loan servicer to include a person or entity that owns servicing rights whether or not that owner services the loan themselves or contracts with another person or entity for servicing.)

{LC1579/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 457

BY Walaska, Felag, Ciccone

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING

(Requires security measures, to protect customers of check cashing businesses.)

{LC1727/1}

Read and ordered to the Committee on Commerce.

Also:

Senate Bill No. 458

BY Picard

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- BUDGET COMMISSIONS

(Requires selection of one member of the commission by RIDE whenever school systems are involved and creates exemptions for removal of superintendent and certain educational decisions.)

{LC1118/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 459

BY Picard

ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM (Requires public schools to offer courses in musical performing arts.)

{LC1447/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 460

BY Satchell, Metts, Picard, Pichardo, Conley

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

{LC1486/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 461

BY Crowley, Sosnowski, Metts, Goldin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
LICENSING AND MONITORING OF CHILD CARE PROVIDERS AND CHILD-PLACING
AGENCIES (Imposes a moratorium on the application of certain rules and regulations concerning
day care centers.)

{LC1693/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 462

BY Archambault

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - TRAFFIC
SAFETY EDUCATION (Requires state board of education approval of driver education courses
for new drivers.)

{LC1583/1}

Read and ordered to the Committee on Education.

Also:

Senate Bill No. 463

BY Miller

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY
AND COMPUTATION (Adds electronic, nicotine-delivery systems to the definition of "tobacco"
for tax purposes.)

{LC1337/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 464

BY Miller, Ruggiero

ENTITLED, AN ACT RELATING TO TAXATION -- CIGARETTE TAX (Amends the
definition of cigarettes to include any tobacco rolled in tobacco leaf that is the size of a cigarette.)

{LC1341/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 465

BY Satchell, Fogarty, Picard, O'Neill, Ottiano

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- ABLE ACCOUNTS
(Establishes private savings (ABLE) account for qualifying disabled persons wherein monies grow
tax free and used for qualifying expenses per Section 529A of Internal Revenue Service Code.)

{LC1432/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 466

BY Goodwin

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (Exempts for profit hospitals from paying sales and use tax for a phased in twelve year period as long as said hospitals continue to operate in accordance with the licensure provisions granted under Rhode Island law.)

{LC1879/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 467

BY Goodwin

ENTITLED, AN ACT RELATING TO HUMAN SERVICES - THE RHODE ISLAND WORKS PROGRAM (Provides that families with income up to two hundred twenty-five percent of the federal poverty level would be qualified to low income child care.)

{LC1878/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 468

BY Satchell

ENTITLED, AN ACT RELATING TO TAXATION (Provides for revenue sharing with municipalities based upon total state tax revenues.)

{LC483/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 469

(by request)

BY Pichardo, Metts

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES--CIGARETTE TAX (Repeals unfair uniform sales practices law as to transactions between wholesalers and retailers.)

{LC1412/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 470**BY** Crowley, Sosnowski, Jabour, Nesselbush, Goldin**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - THE RHODE ISLAND WORKS PROGRAM (Increases child care eligibility for working families from 180% of federal poverty level to 225% effective 1/1/16.)

{LC1576/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 471**BY** Satchell, Sosnowski, Nesselbush, Archambault**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (Exempts alcoholic beverages sold by farmer-wineries and distilleries from the imposition of sales and use taxes.)

{LC476/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 472**BY** Satchell**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Imposes tax increases on personal income, with the revenue collected therefrom to be deposited into restricted receipt accounts for the purposes of state aid to municipalities and reimbursement of public school construction.)

{LC1423/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 473**BY** Satchell**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Imposes a 2% tax increase on personal income over \$250,000 beginning January 1, 2016. The revenue collected therefrom shall be deposited into a restricted account to pay for public school construction and maintenance.)

{LC600/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 474**BY** Crowley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS (Provide that a city or town in receivership or bankruptcy may have the costs associated with the receivership or bankruptcy that are owed to the state reduced by (20%) for each year that the municipality is in conformity with the bankruptcy plan.)

{LC1684/1}

Read and ordered to the Committee on Finance.

Also:

Senate Bill No. 475**BY** Archambault, Miller, Satchell, Ciccone, Goldin

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (Makes post-traumatic stress disorder a debilitating medical condition" for purposes of qualifying for medical marijuana.)

{LC1577/1}

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

Also:

Senate Bill No. 476**BY** Crowley, Sosnowski, Ottiano, Miller, Nesselbush

ENTITLED, AN ACT RELATING TO INSURANCE -- DRUG COVERAGE (Requires all health care insurance companies to give 60 days' notice to all authorized prescribers, network pharmacies, pharmacists and affected subscribers when they remove a prescription drug from its plan' formulary.)

{LC1562/1}

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

Also:

Senate Bill No. 477**BY** Satchell, Goldin, Sosnowski, Ciccone, Archambault

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS (Requires recertification of food service establishments every three (3) years and the presence of food safety managers during operation in food establishments which serve potentially hazardous foods.)

{LC1457/1}

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

Also:

Senate Bill No. 478**BY** Walaska, Felag, Ciccone, McCaffrey

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - INTERPRETERS FOR THE DEAF (Amends the chapter on licensure to include new definitions that establish qualifications for new categories. Also adds requirements for licensing.)

{LC1268/1}

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

Also:

Senate Bill No. 479

BY Nesselbush, Pichardo, Ottiano, Sosnowski, Satchell

ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF STUDENTS (Requires health examinations and dental screenings for school children be performed by a licensed dentist or a licensed public health dental hygienist.)

{LC1294/1}

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

Also:

Senate Bill No. 480

BY Nesselbush, Miller, Pichardo, Goldin, Ottiano

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - CHILDREN (Prohibits sexual orientation and gender identity conversion efforts by licensed health care professionals.)

{LC1725/1}

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

Also:

Senate Bill No. 481

BY Goldin, Satchell

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - CAREGIVER ADVISE, RECORD AND ENABLE ACT (Creates a "Caregiver Advise, Record and Enable Act" providing post hospital care to individuals.)

{LC1540/1}

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

Also:

Senate Bill No. 482

BY Ruggerio, Miller, Goodwin, DaPonte, Pichardo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN (Requires that warning signs about the adverse effects of cigarettes be amended to include a warning about electronic cigarettes and would include information about how to cease using electronic nicotine-delivery systems.)

{LC1338/1}

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

Also:

Senate Bill No. 483

BY Nesselbush, Ciccone, Fogarty, Satchell, Goldin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DENTISTS AND DENTAL HYGIENISTS (Revises qualifications for the position of chief of the division of oral health.)

{LC1153/1}

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

Also:

Senate Bill No. 484

BY Crowley, Metts, Goldin

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- RHODE ISLAND WORKS PROGRAM (Requires the DCYF to formulate a plan to be developed to increase reimbursements to child care centers and providers.)

{LC1672/1}

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

Also:

Senate Resolution No. 485

BY DiPalma, Goldin, Satchell, Ottiano, Sosnowski

ENTITLED, SENATE RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR CONVENE THE CHILDREN'S CABINET AS SOON AS PRACTICABLE WITH THE GOAL OF IMPROVING OUTCOMES FOR RHODE ISLAND CHILDREN AND FAMILIES SERVED BY MULTIPLE STATE PROGRAMS AND DEPARTMENTS

{LC1310/1}

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

Also:

Senate Bill No. 486

BY Goodwin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (Establishes guidelines and affords jurisdiction for the department of health to suspend operations of unlicensed home health care agencies.)

{LC1868/1}

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

Also:

Senate Bill No. 487

BY Goodwin

ENTITLED, AN ACT RELATING TO INSURANCE - RATE REVIEW ACT (Creates a uniform rate review for proposed rate charges by nonprofit hospitals.)

{LC1866/1}

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

Also:

Senate Bill No. 488**BY** Goodwin**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES (A moratorium on the licensing of home health care agencies.)

{LC1870/1}

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

Also:

Senate Bill No. 489**BY** Miller, Goldin, Sosnowski, Nesselbush, Ruggerio**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC HEALTH AND WORKPLACE SAFETY ACT (Prohibits the use of electronic nicotine delivery system products in public places and places of employment.)

{LC1335/1}

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

Also:

Senate Bill No. 490**BY** Miller, Nesselbush, Sosnowski, Archambault, Jabour**ENTITLED**, AN ACT RELATING TO INSURANCE - INSURANCE COVERAGE FOR MENTAL ILLNESS AND SUBSTANCE ABUSE (Provides coverage for seven (7) days of residential or inpatient services for opioid treatment to be included within the appropriate classification.)

{LC1670/1}

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

Also:

Senate Bill No. 491**BY** Satchell, Goldin, Ottiano, Sosnowski, Nesselbush**ENTITLED**, AN ACT RELATING TO INSURANCE - MEANINGFUL ACCESS TO ACCURATE PROVIDER DIRECTORIES (Requires health insurers to maintain accurate and up-to-date directories of all in-network providers, and to provide that information to plan enrollees. This act would take effect upon passage.)

{LC1530/1}

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

Also:

Senate Bill No. 492**BY** Miller

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (Requires operators of motorcycles and related vehicles to acknowledge on the registration application that operating without a helmet could cause physical injury.)
{LC1688/1}

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

Also:

Senate Bill No. 493**BY** Ruggerio, Goodwin, Paiva Weed, Algiere, Miller

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS (Mandates that all high schools and middle schools and all athletic fields or other locations where high school or middle schools compete in sporting events, have a functional Automated External Defibrillator (AED) on site at all times.)
{LC387/1}

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

Also:

Senate Bill No. 494**BY** Goodwin

ENTITLED, AN ACT RELATING TO INSURANCE (Repeals the requirement that nonprofit hospital, medical and dental service corporations obtain written approval from the insurance commissioner before being allowed to hire persons on a commission basis to solicit subscribers.)
{LC1425/1}

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

Also:

Senate Bill No. 495**BY** Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (Repeals the Nurse Licensure Compact.)
{LC1428/1}

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

Also:

Senate Bill No. 496**BY** Picard

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (Allows the owner of an owner-occupied single family home to build an accessory dwelling unit to house a member of the family who is sixty-two (62) years of age or older.)
{LC1652/1}

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

Also:

Senate Bill No. 497

BY Fogarty, Nesselbush

ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF GLOCESTER

{LC1919/1}

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

Also:

Senate Bill No. 498

BY Fogarty, Ottiano, Kettle, DiPalma

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - LOW AND MODERATE INCOME HOUSING (Allows mobile and manufactured homes to be counted as low and moderate income housing for purposes of compliance with comprehensive land use plans.)

{LC1710/1}

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

Also:

Senate Bill No. 499

BY Fogarty, Goodwin, Ruggerio

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (Requires registration plates issued by the department of motor vehicles for leased or rented vehicles to be for a term of no less than two (2) years.)

{LC1709/1}

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

Also:

Senate Bill No. 500

BY Goodwin, Paiva Weed, Ruggerio, McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - JOINT COMMITTEE ON LEGISLATIVE SERVICES (Senate majority leader is made a member of the joint committee on legislative services.)

{LC1865/1}

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

Also:

Senate Bill No. 501

BY Satchell, Goldin, McCaffrey, Lombardi, Sosnowski

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- WINE DIRECT SHIPPER LICENSE (Creates a wine direct shipper license to allow for shipment of limited amounts of wine through the mail to eligible customers.)

{LC477/1}

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

Also:

Senate Bill No. 502

BY Lombardi, Jabour, Nesselbush, Conley, Archambault

ENTITLED, AN ACT RELATING TO PROPERTY - REDEMPTION, RELEASE, AND TRANSFER OF MORTGAGES (Clarifies and reduces the time after which a recorded mortgage would be unenforceable against real estate securing the mortgage.)

{LC1434/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 503

BY Coyne, Goodwin, Paiva Weed, Conley, Lynch

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (Prohibits any individual convicted of domestic violence or subject to a restraining order, from possessing a firearm.)

{LC1726/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 504

BY Miller

ENTITLED, AN ACT AN ACT RELATING TO FISH AND WILDLIFE -- HUNTING--LEAD SHOT PROHIBITION (Creates a general prohibition on the use of lead shot for hunting.)

{LC1601/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 505

BY Archambault, Lombardi, McCaffrey, Jabour, Nesselbush

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SUSPENSION OR REVOCATION OF LICENSES--VIOLATIONS (Changes first and second offenses for driving with a suspended or expired license to civil violations and would also reduce the potential monetary penalty.)

{LC1648/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 506

BY Archambault, Metts, Lombardi, Nesselbush, McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EXPUNGEMENT OF CRIMINAL RECORDS

{LC909/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 507

BY Walaska, Felag, Ciccone

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT (Creates process to classify as Schedule I controlled substances certain synthetic substances/compounds.)

{LC1264/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 508

BY Archambault, Lombardi, McCaffrey, Nesselbush, Miller

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (Allows a primary caregiver cardholder to possess a reasonable amount of unusable marijuana, including up to twelve (12) seedlings, and creates a distinction between mature plants and seedlings.)

{LC1413/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 509

BY Crowley, Sosnowski, Ottiano, Miller, Nesselbush

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT (Creates process to classify as Schedule I controlled substances certain synthetic substances/compounds.)

{LC1248/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 510

BY Miller, Jabour, Nesselbush, McCaffrey, Sosnowski

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - TAXATION AND REGULATION OF MARIJUANA (Removes the state's prohibition on adults using, possessing, and cultivating marijuana for personal use and establishes a system of regulated marijuana retail distribution to adults 21 and older & imposes taxes at both the wholesale and retail level.)

{LC1324/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 511**BY** Miller

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (Makes a number of changes to the statutes relating to the sale and possession of weapons and to the penalties for violating the same. This act also provides for mandatory sentences.)

{LC374/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 512**BY** Lombardi, Jabour, Nesselbush, Conley, Archambault

ENTITLED, AN ACT RELATING TO PROPERTY - ESTATES IN REAL PROPERTY (Allows conveyances to and from nominee trusts pursuant to certain requirements regarding the preparation and recording of a memorandum of trust.)

{LC1422/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 513**BY** Jabour, McCaffrey, Lombardi

ENTITLED, AN ACT RELATING TO TAXATION - ESTATE TAXATION (Requires the state tax administrator to provide written notice of the existence of a lien on real property owned by a decedent, to his or her executor, administrator, heirs-at-law and surviving joint tenant.)

{LC1573/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 514**BY** Goldin, Miller, Sosnowski, Nesselbush, Archambault

ENTITLED, AN ACT RELATING TO INSURANCE (Repeals the provisions of the general laws that prohibit health insurance coverage for induced abortions for all contracts including those policies covering state and municipal employees.)

{LC1351/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 515**BY** McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EXPUNGEMENTS (Creates a uniform procedure for expungement of criminal records and provides for transfer of unclaimed bail to the unclaimed property division.)

{LC1903/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 516

BY Lombardi, McCaffrey, Lynch, Archambault

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE IN PARTICULAR ACTIONS (Provides that review of final judgments in post conviction relief proceedings be sought by the filing of a petition for writ of certiorari.)

{LC1898/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 517

BY Miller, Goldin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GUN CONTROL AND SAFE FIREARMS ACT (Would impose restrictions on the manufacture, transfer and possession of certain semiautomatic assault weapons.)

{LC382/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 518

BY McCaffrey

ENTITLED, AN ACT RELATING TO UNIFORM CONTROLLED SUBSTANCES ACT - OFFENSES AND PENALTIES (Provides that records pertaining to marijuana violations not be open to the public.)

{LC1899/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 519

BY Goldin, Conley, Jabour, Lynch, Archambault

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE (Promulgates standards of probable cause or reasonable suspicion before a detainee in the custody of law enforcement can be subjected to a strip or a body cavity search, and would establish procedures to be followed before any such a search.)

{LC1874/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 520**BY** Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (Precludes those persons convicted of a misdemeanor offense involving domestic violence from possessing a weapon or firearm. Also excludes those individuals whose records have been properly expunged.)
{LC1349/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 521**BY** Goodwin

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- ADOPTION OF CHILDREN (Permits a petition for adoption, and if necessary, termination of parental rights, to be filed by a grandparent(s) without the noncustodial parents' consent, when the child is in the sole custody of the grandparent(s).)
{LC1692/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 522**BY** Archambault, Lombardi

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - DISTRICT COURT (Permits retired district court clerk/magistrates or magistrates to be recalled after retirement.)
{LC1904/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 523**BY** Miller, Goldin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (Allows police officers to seize weapons without a warrant in certain situations.)
{LC384/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 524**BY** Archambault, Lombardi

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - STATE BUDGET (Provides that the judiciary's budget is exempt from control by the budget officer of the capital development planning commission and that the budget officer has only the authority to assist the judiciary in the development of its budget.)
{LC1902/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 525

BY Lombardi, Jabour, Conley, McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - UNIFORM ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT (Adopts the "Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act" in Rhode Island.)

{LC1116/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 526

BY Lynch, Fogarty, Lombardi

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - DISTRICT COURT (Eliminates the responsibility of the division of public buildings, and department of administration to acquire suitable courtrooms for the sessions of the district court.)

{LC1897/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 527

BY Archambault, Lombardi

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - JURISDICTION AND VENUE OF OFFENSES (Repeals the provisions placing jurisdiction of criminal offenses that occur on the waters of Narragansett Bay in the First and Fifth divisions of the court and permit the Chief Judge to transfer any case to any other division.)

{LC1901/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 528

BY Miller, Goldin

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (Provides the licensing authorities for permits to carry concealed weapons, discretion in deciding whether to issue such permit and would require that the applicant exhibit a "proper showing of need." Also establishes a procedure for appeals.)

{LC381/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 529**BY** Miller, Goldin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (Creates a board within the executive department to hear appeals of the denial of applications to carry a concealed fire arm.)

{LC446/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 530**BY** Lombardi, McCaffrey**ENTITLED**, AN ACT RELATING TO PUBLIC FINANCE - ACCOUNTS AND CONTROL (Eliminates references to the department of administration and inserts supreme court director of finance as accounting entity for court clerks.)

{LC1906/1}

Read and ordered to the Committee on Judiciary.

Also:

Senate Bill No. 531**BY** Archambault**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - INTEREST ARBITRATION POLICE AND FIRE (Extends any existing collective bargaining agreements for firefighters and municipal police until a successor agreement has been reached or an interest arbitration award has been rendered.)

{LC1570/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 532**BY** Nesselbush, Fogarty, Miller, Sosnowski, Crowley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- GOVERNOR'S WORKFORCE BOARD RHODE ISLAND (Increases the number of the Governor's workforce from twenty-one (21) to twenty-two (22) and would add a member from a community-based organization that would provide substance use disorder recovery support services.)

{LC1405/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 533**BY** Lombardi, Jabour, Doyle, Archambault, Ciccone**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
FIREFIGHTERS' ARBITRATION (Includes platoon structure and/or shift schedule as items
covered by collective bargaining for firefighters.)
{LC1567/1}

Read and ordered to the Committee on Labor.

Also:

Senate Bill No. 534**BY** Conley, Miller, Goldin, Ottiano, Lombardi**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
GOVERNOR'S WORKFORCE BOARD (Requires the governor's workforce board to expand job
and career opportunities for individuals with intellectual and developmental disabilities.)
{LC1922/1}

Read and ordered to the Committee on Labor.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **2015-H 5198**
 BY Kennedy
 ENTITLED, JOINT RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN
 THE STATE OF RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL
 TRADE RELATIONS, AND SUPPORTING TAIWAN IN THE INTERNATIONAL
 COMMUNITY
2. **2015-S 395**
 BY Sosnowski
 ENTITLED, SENATE RESOLUTION HONORING KENNETH J. BURKE UPON
 ACHIEVING THE PROVIDENCE ENGINEERING SOCIETY'S 2015
 HUMANITARIAN OF THE YEAR AWARD
3. **2015-S 452**
 BY Metts
 ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
 CHARTER OF NEWBELL, INC.

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

YEAS- 31: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DiPalma, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, Ottiano, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sosnowski, Walaska.

NAYS- 0:

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)

GUESTS

Upon suggestion of Senator Crowley and by unanimous consent, the Honorable President, welcomes to the Chamber Frank Solano.

ANNOUNCEMENTS

Senator Pichardo announces that the Dominican Independence Committee will have there 11th Celebration at 5:00 o'clock P.M.

Senator Cote announces that the Chamber of Commerce will meet tomorrow, at the rise of the Senate, in the Bell Area of the State House.

Senator Lynch announces that the Committee on Special Legislation and Veterans' Affairs will meet on March 4, at the rise of the Senate, in Room 313 of the State House.

Senator Jabour announces that the Committee on Judiciary will meet today, at the rise of the Senate, in Room 313 of the State House.

Senator Nesselbush announces that the Committee on Health and Human Services will meet today, at the rise of the Senate, in the Senate Lounge of the State House.

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Kettle the Senate adjourns at 5:00 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR PAUL W. FOGARTY**

Dear Lord, We thank you for giving us the opportunity to serve as public servants for this great state. As the days get longer, and the pressure of our legislative duties compete with our own personal lives, grant us the wisdom and patience to work together for the benefit of all our citizens. Amen.

Appendix**CONSENT CALENDAR****IN ORDER FOR TUESDAY, MARCH 03, 2015:**

1. **2015-S 197**
 BY Lombardo
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
2. **2015-S 243**
 BY Algieri
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
3. **2015-S 244**
 BY Sheehan
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
4. **2015-S 268**
 BY DiPalma
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
5. **2015-H 5050 SUB A**
 BY Ruggiero
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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

Appendix**CALENDAR****IN ORDER FOR WEDNESDAY, MARCH 04, 2015:**

1. **2015-S 58**
 BY Lombardi
 ENTITLED, AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION
 AND VOTING EQUIPMENT, AND SUPPLIES

 Committee on Judiciary recommends passage.
2. **2015-S 63**
 BY Walaska
 ENTITLED, AN ACT RELATING TO PROPERTY -- SELF-SERVICE STORAGE
 FACILITIES

 Committee on Judiciary recommends passage.
3. **2015-S 126**
 BY Goldin
 ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
 DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

 Committee on Judiciary recommends passage.
4. **2015-S 177**
 BY Pearson
 ENTITLED, AN ACT RELATING TO THE CUMBERLAND FIRE DISTRICT

 Committee on Judiciary recommends passage.
5. **2015-S 239**
 BY Metts
 ENTITLED, AN ACT RELATING TO ELECTIONS - STATE AFFAIRS AND
 GOVERNMENT

 Committee on Judiciary recommends passage.

Appendix

BILLS TRANSMITTED TO THE GOVERNOR

House Resolution No. 5198

BY Kennedy, Shekarchi, Lima, Corvese, Keable

ENTITLED, JOINT RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN THE
STATE OF RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL TRADE
RELATIONS, AND SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY

{LC641/1}