

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.30

Thursday, March 26, 2015

Thirtieth 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 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, DaPonte, DiPalma, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Raptakis, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 5: Senators Doyle, Felag, Gallo, Pichardo, Ruggerio.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Twenty-ninth Legislative Day of the 2015 proceedings is read in part.

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

GUESTS

Upon suggestion of Senators Picard and Jabour and by unanimous consent, the Honorable President, welcomes to the Chamber members from Francophone Organizations of Rhode Island, Mr. Frank S. Ruddock, Consul of Canada in charge of Foreign Policy and Diplomacy, Mr. Flabien Fieschi, Consul General of France, Mme. Marie-Claude Francoeur, Delegate of Quebec in New England, Ms. Dominique Gregoire, President of the Alliance Francaise and spokesperson representing the League of Francophone organization of Rhode Island, Mr. Michael Hebert, President of AATF, Ms. Anne Conway, Director of Museum of Work & Culture, Mr. Shawn Quirk, Programming Director, Flickers, Ms. Trudy Lamoureux, Le Club Richelieu of Woonsocket, Mr. Paul Papineau, Le Club Richelieu of Woonsocket and Mr. Roger Negin, Honorary Consul of France in Rhode Island.

Upon suggestion of Senator Goldin and by unanimous consent, the Honorable President, welcomes to the Chamber students from the University of Rhode Island Kristin Jumper, Nathan Daigneault, Taylor Pires, Michael Walker, Adam Krajanowski, Rainer Randell, Ryan Guarino.

Upon suggestion of Senator Sosnowski and by unanimous consent, the Honorable President, welcomes to the Chamber students from the University of Rhode Island Steve Lapatin, Tyler Mill and Marc Hill, Suzanna Lossio, Gabriel Perlmutter, Nicholas Cataldo, Michael Mariorenzi and Randy Gomes along with there professor Shanna Pearson-Merkowitz.

COMMUNICATIONS

The Honorable President presents the following communications:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS STATE HOUSE March 26, 2015 The Honorable M. Teresa Paiva Weed President of the Senate State House, Room 318 Providence, RI 02903 Dear Madam President: Please be advised that I will be unable to attend Senate session on Thursday, March 26, 2015, due to illness. Sincerely, James E. Doyle, II Senator, District- 8 Pawtucket

Read and ordered to be placed on file.

Also:

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

March 25, 2015

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

Dear Madam President:

Please be advised that I will be absent from the Senate session on Thursday, March 26, 2015.

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

Thank you for your attention to this matter.

Respectfully,

Juan M. Pichardo
Senator- District 2

Read and ordered to be placed on file.

**REPORTS OF COMMITTEES
COMMITTEE ON HOUSING AND MUNICIPAL GOVERNMENT**

Senator Pichardo from the Committee on Housing and Municipal Government, reports back, with recommendation of passage of the following measures:

Senate Bill No. 237

BY DiPalma

ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF MIDDLETOWN (Ratifies the amendment to the Middletown town charter passed on November 4, 2014.)

{LC935/1}

Read and ordered to be placed on the Calendar.

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 be placed on the Calendar.

Also:

Senate Bill No. 561**BY** Gee, Raptakis

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF EAST GREENWICH (Ratifies the amendments to the East Greenwich town charter approved on November 2, 2010 and November 4, 2014, to the extent such ratification is needed.)

{LC1890/1}

Read and ordered to be placed on the Calendar.

Also:

Senate Bill No. 655**BY** Archambault

ENTITLED, AN ACT VALIDATING AND RATIFYING THE 2014 AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF SMITHFIELD

{LC2118/1}

Read and ordered to be placed on the Calendar.

Also:

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 be placed on the Consent Calendar for Tuesday, March 31, 2015.

Also:

House Bill No. 5126**BY** Price

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF RICHMOND (Ratifies the amendments to the Richmond town charter passed on November 4, 2014.)

{LC284/1}

Read and ordered to be placed on the Consent Calendar for Wednesday, April 1, 2015.

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 be placed on the Consent Calendar for Wednesday, April 1, 2015.

COMMITTEE ON EDUCATION

Senator Gallo from the Committee on Education, reports back, with recommendation of passage of the following measure:

Reappointment of Jeffery A. Williams of Cranston Rhode Island Board of Education for a term expiring January 31, 2018.

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 772**

BY Sheehan, Goodwin, Algieri, Sosnowski, Paiva Weed

ENTITLED, SENATE RESOLUTION HONORING REPRESENTATIVE DONALD J. LALLY, JR., FOR HIS SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND
{LC2255/1}

Senator Sheehan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sheehan moves passage, seconded by Senators Algieri Sosnowski, Metts, DaPonte and Crowley.

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **2015-S 766**
 BY Ruggerio
 ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES TO THE CIVITTOLO FAMILY ON THE PASSING OF ADELINE T. CIVITTOLO
2. **2015-S 767**
 BY Picard
 ENTITLED, SENATE RESOLUTION HONORING JENNIFER AND CHRISTOPHER LEPINE ON BEING NAMED THE 2015 "PATRIOTS OF THE YEAR" BY THE UNITED VETERANS' COUNCIL OF WOONSOCKET
3. **2015-S 768**
 BY Picard
 ENTITLED, SENATE RESOLUTION CONGRATULATING COMMAND SERGEANT MAJOR DAVID E. SMITH, UNITED STATES ARMY, RETIRED, ON BEING NAMED THE "VETERAN OF THE YEAR" BY THE UNITED VETERANS COUNCIL OF WOONSOCKET

4. **2015-H 5312**
 BY Maldonado
 ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL
 LICENSES
5. **2015-H 5286**
 BY DeSimone
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
6. **2015-H 5420**
 BY Slater
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
7. **2015-H 5640**
 BY Lally
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES
8. **2015-H 5664**
 BY DeSimone
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

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

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Raptakis, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

NEW BUSINESS

Senate Resolution No. 773

BY Sosnowski

ENTITLED, SENATE RESOLUTION CONGRATULATING AND HONORING ROSEMARY BOOTH GALLOGLY FOR HER DEDICATED AND EXCEPTIONAL SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND

{LC2279/1}

Senator Sosnowski requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Sosnowski moves passage, seconded by Senators Pearson, Satchell, Raptakis, Gee, Algieri, Walaska, Lynch, Nesselbush, Ottiano, Conley, Coyne, Goldin, Ciccone and Crowley.

Senators Satchell, Crowley and DaPonte speak on the resolution.

The act is read and passed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Raptakis, Satchell, Sheehan, Sosnowski, Walaska.

NAYS- 0:

Senate Bill No. 774

BY Gallo

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

EMPLOYMENT OF WOMEN AND CHILDREN (Requires a child 14 years of age to complete a training program on worker rights for a work permit. Also mandates the department of labor and training to implement said program.)

{LC2308/1}

Read and ordered to the Committee on Labor.

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

Senator Cote announces that the Committee on Commerce will meet today, at the rise of the Senate, in Room 212 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 Algieri the Senate adjourns at 4:42 o'clock P.M.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR MARC A. COTE**

Heavenly Father, Patience, Compassion, and Virtue are the goals of a civilized government. Help us to recognize these qualities in ourselves as we all work to better the lives of all our citizens. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, MARCH 31, 2015:

1. **2015-H 5041**
 BY Serpa
 ENTITLED, AN ACT RELATING TO THE TOWN OF COVENTRY

Committee on Housing & Municipal Government recommends passage in concurrence.

IN ORDER FOR WEDNESDAY, APRIL 01, 2015:

1. **2015-H 5126**
 BY Price
 ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE
 HOME RULE CHARTER OF THE TOWN OF RICHMOND

Committee on Housing & Municipal Government recommends passage in concurrence.

2. **2015-H 5129**
 BY Costa
 ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE
 HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN

Committee on Housing & Municipal Government recommends passage in concurrence.

Appendix**CALENDAR****IN ORDER FOR TUESDAY, MARCH 31, 2015:**

1. **2015-S 388**
 BY Morgan
 ENTITLED, AN ACT RELATING TO ELECTIONS -- POLL OPENING TIMES

Committee on Judiciary recommends passage.

2. **2015-S 637**
 BY McCaffrey
 ENTITLED, AN ACT RELATING TO ELECTIONS -- PRIMARY ELECTIONS

Committee on Judiciary recommends passage.

3. **2015-S 638**
 BY McCaffrey
 ENTITLED, AN ACT RELATING TO ELECTIONS -- ELECTION OFFENSES

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, APRIL 01, 2015:

1. Reappointment of Jeffery A. Williams of Cranston Rhode Island Board of Education for a term expiring January 31, 2018.

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

2. **2015-S 237**
 BY DiPalma
 ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF MIDDLETOWN

Committee on Housing & Municipal Government recommends passage.

3. **2015-S 497**
 BY Fogarty
 ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF GLOCESTER

Committee on Housing & Municipal Government recommends passage.

4. 2015-S 561**BY** Gee**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF EAST GREENWICH

Committee on Housing & Municipal Government recommends passage.

5. 2015-S 655**BY** Archambault**ENTITLED**, AN ACT VALIDATING AND RATIFYING THE 2014 AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF SMITHFIELD

Committee on Housing & Municipal Government recommends passage.

Appendix**BILLS TRANSMITTED TO THE GOVERNOR****House Bill No. 5312****BY** Maldonado, McLaughlin, Fogarty, Tobon, Regunberg**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

(Exempts the premises at 721-723 Broad Street; Central Falls (Assessor's Plat 1, lot 164) from the restrictions regarding the proximity of a liquor license to a church or school.))

{LC532/1}

House Bill No. 5286**BY** DeSimone, Palangio, O'Brien, Costantino**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Michael

Narducci to join Nicole Narducci and Ian Klebauskas in marriage on or about October 17, 2015, within the Town of North Kingstown, Rhode Island.)

{LC926/1}

House Bill No. 5420**BY** Slater**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allow John A.

Murphy, Esq. to join Joseph L. Gadreault III and Jan Carlos Estrella in marriage on or about September 6, 2015, within the City of Cranston, Rhode Island.)

{LC1333/1}

House Bill No. 5640**BY** Lally**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the

Honorable Randall Shepard to join Eve Elliott and Jesse Bousquet, Jr., Esq., in marriage on or about September 26, 2015, within the Town of New Shoreham.)

{LC1461/1}

House Bill No. 5664**BY** DeSimone**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the

Honorable Nicholas A. Mattiello to join Tiffany Maria Carnevale and Frank J. Russo, Jr., in marriage on or about July 2, 2015, within the City of Newport, Rhode Island.)

{LC1724/1}