

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 third day of January in the year of Our Lord two thousand and seventeen.

Volume 144, No.13

Thursday, February 2, 2017

Thirteenth 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 37 Senators present and 1 Senator absent as follows:

PRESENT -37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

ABSENT – 1: Senator Doyle.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journals of the Eleventh and Twelfth Legislative Days of the 2017 proceedings are read in part.

Upon suggestion of Senator Picard and by unanimous consent, further reading of the Journals are dispensed with and the Journals are approved as recorded.

GUESTS

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President welcomes to the Chamber Chief Hugh Clements, Providence Police Department, Deputy Chief Tom Verdi, Providence Police Department, Sid Wordell, Executive Director of the Rhode Island Police Chief Association.

Upon suggestion of Senator Ciccone and by unanimous consent, the Honorable President welcomes to the Chamber Joanna Achille, Legal Counsel to the Committee on Housing and Municipal Government.

APPOINTMENTS BY THE GOVERNOR

The Honorable President presents the following communication from Her Excellency, the Governor, transmitting the following appointment and requesting the advice and consent of the Senate thereto:



**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
OFFICE OF GOVERNOR GINA M. RAIMONDO**

January 31, 2017

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 28-5-8 of the Rhode Island General Laws, I have made the following appointment to the Commission of Human Rights:

Cynthia Hiatt

VICE
Camille Vella Wilkinson

For a term expiring July 1, 2022.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Judiciary.

COMMUNICATIONS

The Honorable President presents the following communications:

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

February 2, 2017

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 February 2, 2017, I am out of state on business.

Sincerely,

James E. Doyle, II
Senator, District- 8
Pawtucket

Read and placed on file.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 5098

BY McEntee, Craven, Ruggiero, O'Brien, McKiernan

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO PUBLIC RECORDS (Excludes preliminary drafts, notes, impressions, memoranda, working papers and work products involving research at state institutions of higher learning from the definition of a public record.)
{LC66/1}

Read and ordered to the committee on Judiciary.

House Bill No. 5116

BY Keable, Kennedy, Edwards, Canario, Blazejewski

ENTITLED, AN ACT RELATING TO PROPERTY - TRESPASS AND ACTIONS FOR POSSESSION (Provides that a cause of action may be brought for encroachment upon open space land.)
{LC392/1}

Read and ordered to the committee on Judiciary.

House Bill No. 5101**BY** Diaz, Slater, Fellela, Williams, Perez

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT (Allows the imposition of up to a \$500 fine on a motor vehicle lessor or secured party for failing to follow proper procedures in the event of a default by a lessee or purchaser.)
{LC378/1}

Read and ordered to the committee on Judiciary.

House Bill No.5014**BY** Filippi

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE BEACON HILL LANE HOMEOWNER'S ASSOCIATION, INC.
{LC23/1}

Read and ordered to the Wednesday Consent Calendar.

NEW BUSINESS**Senate Bill No. 198****BY** Picard, Pearson

ENTITLED, AN ACT RELATING TO PROPERTY - CONDOMINIUM INSURANCE (Requires a condominium association to provide a unit owner, whose unit has sustained insurance covered damages, with a written copy of the insurance company's damage appraisal.)
{LC1016/1}

Introduced, referred to the Committee on Commerce.

Senate Bill No. 199**BY** Fogarty

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- EXCAVATION NEAR UNDERGROUND UTILITY FACILITIES -- COSTS (Provides all costs incurred by municipal corporations associated with temporary permanent relocation of utility infrastructure such as public utility poles during public works projects within municipal rights-of-way would be borne by the public utility.)
{LC568/1}

Introduced, referred to the Committee on Commerce.

Senate Bill No. 200**BY** Picard

ENTITLED, AN ACT RELATING TO EDUCATION OF PUPILS - BUS TRANSPORTATION (Permits school committees to fulfill the student transportation obligations by using "pupil transportation vehicles" as defined in section 31-22.1-1.)
{LC1020/1}

Introduced, referred to the Committee on Education.

Senate Bill No. 201**BY** Cote, Lombardi, Ciccone**ENTITLED**, AN ACT RELATING TO EDUCATION -- DUAL ENROLLMENT EQUAL OPPORTUNITY ACT (Extends the benefits of the dual enrollment equal opportunity act to cover home-schooled students.)

{LC1154/1}

Introduced, referred to the Committee on Education.

Senate Bill No. 202**BY** Fogarty, Sosnowski, Goodwin, Nesselbush**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT - DOCK SAFETY (Requires DEM to issue regulations requiring any dock or pier longer than twenty feet (20') and located on a freshwater lake or pond to be equipped with reflective material such that it can be seen by watercraft operators.)

{LC591/1}

Introduced, referred to the Committee on Environment and Agriculture.

Senate Bill No. 203**BY** Fogarty, Satchell, Archambault, McCaffrey**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (Provides for the creation of a new position in the fish and wildlife division of the department of environmental management, and would place oversight of freshwater lakes, streams, and ponds, in the fish and wildlife division.)

{LC920/1}

Introduced, referred to the Committee on Environment and Agriculture.

Senate Bill No. 204**BY** Goldin, Miller, Crowley, Sosnowski, Pearson**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Raises the earned income tax credit from fifteen percent (15%) to twenty percent (20%) for the tax years 2017 and beyond.)

{LC822/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 205**BY** Fogarty, Satchell, Coyne, Goldin, DiPalma**ENTITLED**, AN ACT RELATING TO TAXATION -- RENEWABLE ENERGY TAX CREDIT (Provides for a residential renewable energy systems tax credit.)

{LC572/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 206**BY** Miller, Sosnowski, Crowley, Metts, Ruggerio**ENTITLED**, AN ACT RELATING TO TAXATION - LITTLE CIGAR TAX (Requires the tax imposed on little cigars be imposed in the same manner as tax imposed on cigarettes, that 25% of such revenue, would be applied to smoking cessation programs, and would provide that little cigars be sold in packs of twenty (20) or more.)

{LC464/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 207**BY** Fogarty, Satchell, Doyle, Nesselbush**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS (Allows retired state employee nurses to work as professors in the nursing program at a state college. It would allow them to work seventy-five (75) days or one hundred fifty (150) half days before their pension payments would be suspended.)

{LC586/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 208**BY** Picard**ENTITLED**, AN ACT RELATING TO EDUCATION -- THE EDUCATION EQUITY AND PROPERTY TAX RELIEF ACT

{LC523/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 209**BY** DiPalma, Seveney, Goldin, Felag, Goodwin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ELDERLY AFFAIRS DEPARTMENT (Establishes a community senior services grant program to provide financial assistance to municipalities and nonprofit organizations which operate senior centers and/or senior programs.)

{LC957/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 210**BY** DiPalma, DaPonte, Seveney, Sosnowski, Pearson**ENTITLED**, AN ACT RELATING TO EDUCATION -- TEACHERS' RETIREMENT (Gradually increases the state's contribution to the teachers' retirement system, while reducing the municipal contribution, eventually resulting in the contributions being shared equally.)

{LC636/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 211**BY** Calkin, Conley, Metts, Fogarty, Goldin**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES (Directs the department of administration to adopt regulations granting preference in awarding of state contracts to businesses whose highest paid executive receives compensation equal to or less than 25 times the median pay of its non-executive employees.)

{LC823/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 212**BY** Metts, Quezada**ENTITLED**, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION (Exempts from taxation the real and tangible personal property of Oasis International, Inc., a Rhode Island nonprofit corporation, located in Providence, Rhode Island.)

{LC797/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 213**BY** Picard**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS (Increase the permitted gross pay from \$15,000 to \$22,500 for certain retired employees from state colleges, universities, schools, teachers retired pursuant to titles 16, 36, 45.)

{LC581/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 214**BY** Miller, Sosnowski, Felag, DiPalma, Calkin**ENTITLED**, AN ACT RELATING TO TAXATION - ALTERNATIVE FUEL INFRASTRUCTURE INCENTIVE (Creates tax incentives for the installation of alternative fuel facilities. Takes effect upon passage and this chapter would be repealed on January 1, 2020.)

{LC470/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 215**BY** Metts, Doyle, Crowley, Quezada, Nesselbush**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (Increases the refundable state earned income credit from fifteen percent (15%) to twenty-five percent (25%) for the 2018 taxable year, and each taxable year thereafter.)

{LC1106/1}

Introduced, referred to the Committee on Finance.

Senate Bill No. 216**BY** Goldin, Miller, Crowley, Paiva Weed, Sosnowski

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES (Establishes a special enrollment provision for pregnant women to obtain health insurance coverage at any time after the commencement of the pregnancy.)
{LC1001/1}

Introduced, referred to the Committee on Health and Human Services.

Senate Bill No. 217**BY** Fogarty, Seveney, DiPalma, Kettle

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING (Allows mobile and manufactured homes which are a part of a mobile and manufactured home park to be counted as low and moderate income housing for purposes of compliance with the requirements of the city or town's comprehensive use plan.)
{LC576/1}

Introduced, referred to the Committee on Housing and Municipal Government.

Senate Bill No. 218**BY** Fogarty, Nesselbush, Archambault, Pearson

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (Increases from three (3) to six (6) years the interval of time within which a city or town must conduct an update of its last real property revaluation.)
{LC590/1}

Introduced, referred to the Committee on Housing and Municipal Government.

Senate Bill No. 219**BY** Felag, Coyne

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS - LANDING FEE FOR TOWN OF BRISTOL (Permits Bristol to charge \$.35 landing fee on passengers over 12 years old arriving in its port excluding commercial fishing vessels.)
{LC1158/1}

Introduced, referred to the Committee on Housing and Municipal Government.

Senate Bill No. 220**BY** Kettle, Raptakis

ENTITLED, AN ACT IN AMENDMENT TO THE CHARTER OF THE CENTRAL COVENTRY FIRE DISTRICT PURSUANT TO A RESOLUTION OF THE BOARD OF DIRECTORS OF THE COVENTRY FIRE DISTRICT ADOPTED ON SEPTEMBER 9, 2016 (Makes amendments and additions to the Central Coventry Fire District charter and would take effect no later than sixty (60) days after its enactment and all acts or parts of acts inconsistent herewith or repugnant thereto, are hereby repealed.)
{LC792/1}

Introduced, referred to the Committee on Housing and Municipal Government.

Senate Bill No. 221**BY** Sosnowski**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Jody Zambero to join Erin Dayton and Michael Bono in marriage on or about June 24, 2017, within the Town of New Shoreham, Rhode Island.)

{LC1167/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 222**BY** Goldin, Conley, Calkin, Miller, Jabour**ENTITLED**, AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES (Repeals the voter identification law.)

{LC826/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 223**BY** Goldin, Coyne, Miller, DaPonte, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (Criminalizes the manufacture, import, possession, purchase, sale or transfer of any ammunition feeding device capable of accepting more than ten (10) rounds known as high capacity magazines.)

{LC828/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 224**BY** Goldin, Miller, Lynch Prata**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY- LILA MANFIELD SAPINSLEY COMPASSIONATE CARE ACT (Creates Sapinsley Compassionate Care Act to provide mechanism for terminally ill patient to choose to end their life using physician prescribed drugs.)

{LC824/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 225**BY** Paiva Weed**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Henry F. Winthrop to join Grace Gould Lender and Stephen Bradford Turcotte in marriage on or about March 11, 2017, within the City of Newport, Rhode Island.)

{LC1023/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 226**BY** Quezada, Crowley, Calkin, Metts, Goodwin**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - ROAD TEST LICENSE

APPLICANTS (Allows driver's license applicants who have difficulty understanding the English language to be accompanied by an interpreter during their road test, who is at least eighteen (18) years of age.)

{LC798/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 227**BY** Sosnowski**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Irwin M. Rosen to join Christina Rose Dooling and Eric Paul Hediger in marriage on or about August 26, 2017, within the Town of New Shoreham, Rhode Island.)

{LC1151/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 228**BY** Paiva Weed**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Henry F. Winthrop to join Beatrice Francoise Recher and Wayne Edward McLead in marriage on or about July 1, 2017, within the City of Newport, Rhode Island.)

{LC1024/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 229**BY** Archambault, Conley, Lombardo, Satchell, Metts**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -

ADMINISTRATIVE PROCEDURES (Provides that the state board of elections would be subject to the rule-making provisions of the "administrative procedures act".)

{LC1150/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 230**BY** Ruggerio, Goodwin, Ciccone, Jabour, Quezada**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS (Makes assault and battery upon delivery persons a felony and mandates a maximum sentence of imprisonment of 3 years. Persons convicted of such an assault and battery while using a dangerous weapon, the minimum sentence is imprisonment for 5 years.)

{LC329/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 231**BY** Goldin

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - EMERGENCY POLICE POWER (Amends the provisions regarding emergency police powers to clarify that higher learning institutions with special police officers are authorized to enter into mutual aid agreements for the purpose of providing emergency assistance.)

{LC702/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 232**BY** Miller, Ruggerio, Doyle, Jabour, Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (Prohibits the sale of electronic nicotine-delivery systems without having a license to sell cigarettes and/or tobacco products.)

{LC468/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 233**BY** Metts, Crowley, Doyle, Quezada

ENTITLED, AN ACT RELATING TO PROPERTY -- IMMIGRATION STATUS (Prohibits a landlord from asking about the immigration status of a tenant, prospective tenant, occupant, or prospective occupant of residential rental property.)

{LC1108/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 234**BY** Fogarty

ENTITLED, AN ACT RELATING TO PROBATE AND PROCEDURE -- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY (Authorizes police departments and local drug control divisions to keep confiscated property, and any income derived from such property would be used for community or law enforcement purposes.)

{LC578/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 235**BY** Lombardi, Jabour, Nesselbush, Lynch Prata, McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY - MAINTENANCE OF PRIVATE EASEMENTS AND RIGHTS-OF-WAY (Requires that the cost of maintaining an easement or right-of-way be the responsibility of the owner(s) of the property the easement benefits.)

{LC975/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 236**BY** Metts, Crowley, Jabour, Ciccone, Quezada**ENTITLED**, AN ACT RELATING TO PROPERTY - FAIR HOUSING PRACTICES (Prohibits discrimination in housing against those persons who have a lawful source of income.)

{LC1113/1}

Introduced, referred to the Committee on Judiciary.

Senate Bill No. 237

(by request)

BY Metts**ENTITLED**, AN ACT RELATING TO CRIMINALS-CORRECTIONAL INSTITUTIONS - PAROLE (Provides that prisoners who were sentenced as adults for offenses committed prior to age eighteen would be eligible for parole after fifteen years.)

{LC1110/1}

Introduced, referred to the Committee on Judiciary.

Senate Resolution No. 238**BY** Raptakis, Cote, Sheehan, Quezada, Jabour**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY RHODE ISLAND'S MINIMUM WAGE (Creates a fifteen member legislative commission to study Rhode Island's minimum wage, and would report back to the General Assembly by March 30, 2018, and expire on May 30, 2018.)

{LC930/1}

Introduced, referred to the Committee on Labor.

Senate Bill No. 239**BY** Fogarty, Ciccone, Lombardo, Picard, Lombardi**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS - TRADES LICENSING - PENALTY FOR VIOLATIONS (Each individual violating law governing electricians, plumbers, and other trades constitutes a separate offense for firms/corporations.)

{LC592/1}

Introduced, referred to the Committee on Labor.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. 2017-H 5008**BY** Blazejewski**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Ordered to be placed on the Consent Calendar for passage in concurrence.

2. 2017-H 5013**BY** Corvese**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF APOGEE PRODUCTS, INC.

Ordered to be placed on the Consent Calendar for passage in concurrence.

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the following measures on today's Consent Calendar, are read and passed, upon a roll call vote, with 38 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, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:**CALENDAR**

In order for the day is taken up as follows:

1. 2017-S 5**BY** McCaffrey**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THAT ALL BRANCHES OF STATE GOVERNMENT CONTINUE TO COLLABORATE ON POLICY ACTIONS AND INVESTMENTS TO IMPLEMENT THE FINDINGS AND RECOMMENDATIONS OF THE JUSTICE REINVESTMENT INITIATIVE FACILITATED BY THE COUNCIL OF STATE GOVERNMENTS JUSTICE CENTER

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage of the resolution, seconded by Senators Algieri, Ruggerio, Goodwin, Gallo, Lombardi, Conley, Metts, Nesselbush, Archambault, Seveney, Goldin, Morgan, and Conley

The resolution is read and passed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

GUESTS

Upon suggestion of Senator McCaffrey and by unanimous consent, the Honorable President welcomes to the Chamber Judge Judith Savage, Rhode Island Superior Court.

2. 2017-S 6

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CORRECTIONS - BATTERERS INTERVENTION PROGRAMS AND PROBATION SUPERVISION

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage of the act, seconded by Senators Goodwin, Gallo, DaPonte, Lynch Prata, Nesselbush, Jabour, Felag, Archambault, Algieri, Gee, Raptakis, Calkin, and Seveney.

Senator Lombardi discusses the act.

The act is read and passed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

3. 2017-S 7 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL INJURIES COMPENSATION

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

Senator McCaffrey moves passage of the act, seconded by Senators Felag, Metts, Quezada, Gallo, Ruggerio, Goodwin, Algieri, Calkin, Coyne, Jabour, Lombardi and Nesselbush.

The bill marked substitute A is read and passed and the original bill indefinitely postponed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan,

Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

4. 2017-S 8 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION

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

Senator McCaffrey moves passage of the act, seconded by Senators Satchell, Metts, Quezada, Goodwin, Ruggerio, Seveney, Coyne, Calkin, Archambault, Miller, and Jabour.

Senator Metts discusses the act.

The bill marked substitute A is read and passed and the original bill indefinitely postponed, on a roll call vote, with 37 members voting in the affirmative and members 0 voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

5. 2017-S 9

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - PAROLE, MEDICAL PAROLE, COMMUNITY CONFINEMENT, AND CORRECTIONAL IMPACTS

Committee on Judiciary recommends passage.

Senator McCaffrey moves passage of the act, seconded by Senators Satchell, Metts, Jabour, Ruggerio, Gallo, Lombardi, Archambault, Conley, Seveney, Gee, Kettle and Algieri.

The act is read and passed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

6. 2017-S 10 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS
-- SUPERIOR COURT DIVERSION

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

Senator McCaffrey moves passage of the act, seconded by Senators Felag, Miller, Ruggerio, Goodwin, Jabour, Metts, Archambault, Conley, Goldin, Raptakis, Gee and Algieri.

Senator Miller discusses the act.

The bill marked substitute A is read and passed and the original bill indefinitely postponed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

7. 2017-S 11 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GENERAL
PROVISIONS

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

Senator McCaffrey moves passage of the act, seconded by Senators DaPonte, Algieri, Coyne, Cote, Felag, Gallo, Lynch Prata, Metts, and Quezada.

Senator Lombardi discusses the act.

The bill marked substitute A is read and passed and the original bill indefinitely postponed, on a roll call vote, with 37 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

ANNOUNCEMENTS

Senator Felag announces that the Joint Committee on Finance and Health and Human Services will meet Tuesday at the rise in Room 211 of the State House.

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.

ADJOURNMENT

Upon motion of Senator Goodwin, seconded by Senator Kettle, the Senate stands adjourn at 4:44 o'clock P.M.

Appendix**INVOCATION****SENATOR ROGER A. PICARD**

Almighty Father, as we gather today for this senate session. Guide our minds and hearts so that we will work for the good of our community. Teach us to be generous in our outlook, courageous in the face of difficulty, and wise in our decisions. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR TUESDAY, FEBRUARY 7, 2017:

- 1. 2017-H 5092**
BY McNamara
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Ordered to be placed on the Consent Calendar for passage in concurrence.

IN ORDER FOR WEDNESDAY, FEBRUARY 8, 2017:

- 1. 2017-H 5014**
BY Filippi
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE BEACON HILL LANE HOMEOWNER'S ASSOCIATION, INC.

Ordered to be placed on the Consent Calendar for passage in concurrence.

Appendix

TRANSMITTED TO THE GOVERNOR

The following items have been transmitted to the Governor:

House Bill No. 5008

BY Blazejewski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Devin Driscoll to join Kayleigh Pratt and William Fischer in marriage on or about February 11, 2017, within the City of Providence, Rhode Island.)

{LC164/1}

House Bill No. 5013

BY Corvese

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF APOGEE PRODUCTS, INC.

{LC251/1}