

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.16

Tuesday, February 14, 2017

Sixteenth 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 4:34 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, Calkin, Ciccone, Conley, Cote, Coyne, 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 – 2: Senators Crowley and Doyle.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Fifteenth Legislative Day of the 2017 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Lynch Prata and by unanimous consent, the Honorable President welcomes to the Chamber Linda Kaufman.

Upon suggestion of Senator Goodwin and by unanimous consent, the Honorable President welcomes to the Chamber Collen McCarthy.

COMMUNICATIONS

The Honorable President presents the following communications:

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

February 14, 2017

Rhode Island State Senate
State House
Providence, RI 02903

To The Honorable Senate:

Pursuant to Section 5.1-2 of the Interim Senate Rules, I am making the following appointments as Deputy Chairs for Senate Finance:

Subcommittee on Environment

V. Susan Sosnowski

Subcommittee on Human Services and Transportation and General Government

Louis P. DiPalma

Subcommittee on Municipal Aid, Education and Commerce

Ryan W. Pearson

Subcommittee on Public Safety

James A. Seveney

Sincerely,

Daniel DaPonte
Chairman

Senate Finance Committee

Read and placed on file.

COMMITTEE REPORTS**COMMITTEE ON JUDICIARY**

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

Senate Bill No. 57

BY Crowley

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--PROCEDURE GENERALLY -- FEES (Raises the jurors' fees for each day's attendance on the superior court to twenty-five dollars (\$25.00) per day commencing July 1, 2018 and increases to thirty-five dollars (\$35.00) per day commencing July 1, 2019 and thereafter.)
{LC28/1}

Read and ordered to be placed on the Senate Calendar.

Senate Bill No. 168

BY Lombardi, McCaffrey, Lynch Prata, Archambault, Jabour

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL ESTATE BROKERS AND SALESPERSONS (Requires an escrow agent to release monies held in an escrow account within ten (10) calendar days of receipt of a written release and instructions signed by all parties to a failed real estate transaction.)
{LC864/1}

Read and ordered to be placed on the Senate Calendar.

NEW BUSINESS**Senate Resolution No. 241**

BY Paiva Weed, Ruggerio, McCaffrey, Doyle, Lombardi

ENTITLED, SENATE RESOLUTION RECOGNIZING AND CELEBRATING THE 100TH ANNIVERSARY OF PROVIDENCE COLLEGE ON FEBRUARY 14, 2017
{LC1188/1}

Recommended for Immediate Consideration

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senators Algieri, Felag, Lombardi and Ruggerio speak on the resolution.

Senator Ruggerio moves passage, seconded by Senators Algieri, Gallo, Lombardi, McCaffrey, Felag, Pearson, and Jabour.

The resolution is read and passed, upon a voice vote

GUESTS

Upon suggestion of Senator Ruggerio and by unanimous consent, the Honorable President welcomes to the Chamber Reverend Brian J. Shanley, O.P President of Providence College and Steven Maurano.

NEW BUSINESS**Senate Resolution No. 242**

BY Pearson

ENTITLED, SENATE RESOLUTION EXPRESSING DEEPEST CONDOLENCES ON THE UNTIMELY PASSING OF LAYLA ANGELA CHARETTE
{LC1538/1}

Recommended for Immediate Consideration.

Senator Pearson requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Pearson moves passage, seconded by Senators Algieri, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

The resolution is read and passed, upon a rising vote

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
OFFICE OF GOVERNOR GINA M. RAIMONDO**

February 14, 2017

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 42-99-4 of the Rhode Island General Laws, I have made the following appointment to the Convention Center Authority:

Peri Ann Aptaker, Esq.

VICE
Letitia Carter (resigned)

For a term expiring June 30, 2018.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Judiciary.



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

February 14, 2017

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 46-23-2 of the Rhode Island General Laws, I have made the following appointment to the Coastal Resources Management Council:

Raymond Coia, Esq

Coastal Municipality Over 25,000 Elected or Appointed Official

For a term expiring January 31, 2020.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the committee on Environment and Agriculture.



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

February 14, 2017

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 46-23-2 of the Rhode Island General Laws, I have made the following appointment to the Coastal Resources Management Council:

Jerry A. Sahagian

Public Member Representing the Coastal Community

For a term expiring January 31, 2020.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the committee on Environment and Agriculture.



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

February 14, 2017

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 46-23-2 of the Rhode Island General Laws, I have made the following appointment to the Coastal Resources Management Council:

Michael Hudner

Municipality Under 25,000 Elected or Appointed Official

For a term expiring January 31, 2020.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the committee on Environment and Agriculture.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **2017-S 171**
 BY Felag
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
2. **2017-S 182**
 BY Gee
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
3. **2017-S 221**
 BY Sosnowski
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
4. **2017-S 225**
 BY Paiva Weed
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
5. **2017-S 227**
 BY Sosnowski
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
6. **2017-S 228**
 BY Paiva Weed
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.

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 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, Calkin, Ciccone, Conley, Cote, Coyne, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

GUESTS

Upon suggestion of Senator Raptakis and by unanimous consent, the Honorable President welcomes to the Chamber Alexandra Georgiou, Alexander Fillipidis, Katrine Philippides, John Philippides, Jake Santangelo, and Sandra Maragopoulou, of Newport.

ANNOUNCEMENTS

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

Senator Felag announces that the Joint Hearing on the Senate Committee on Finance and Committee on Health and Human Services will meet today at the rise of the Senate in the Senate Lounge 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 Picard, and upon suggestion of Senator Pearson the Senate adjourns at 4:50 o'clock P.M in memory of *Layla Angela Charette*.

Appendix

INVOCATION

SENATOR RYAN W. PEARSON

Lord, as we celebrate Saint Valentine's Day today, let us remember that there are three things that shall always last - Faith, Hope, and Love; and the greatest of these is Love. Amen.

Appendix

CALENDAR

IN ORDER FOR THURSDAY, FEBRUARY 16, 2017:

- 1. 2017-S 57**
BY Crowley
ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--
PROCEDURE GENERALLY -- FEES

Committee on Judiciary recommends passage.
- 2. 2017-S 168**
BY Lombardi
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL
ESTATE BROKERS AND SALESPERSONS

Committee on Judiciary recommends passage.