

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.23

Wednesday, March 8, 2017

Twenty Third 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 4:23 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 Algiere, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Pearson, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

ABSENT – 1: Senator Goodwin.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

GUESTS

Upon suggestion of Senator DiPalma and by unanimous consent, the Honorable President welcomes to the Chamber Khatima Bulmer, 1st Governor of the Day, also joined by her parents Eric and Hema Bulmer.

Upon suggestion of Senator Kettle and by unanimous consent, the Honorable President welcomes to the Chamber Dave Mooney, from Sandy Bottom Bait and Tackle in Coventry.

NEW BUSINESS**Senate Resolution No. 535**

BY Nesselbush, Paiva Weed, Calkin, Coyne, Morgan

ENTITLED, SENATE RESOLUTION RECOGNIZING MARCH 8, 2017, AS
"INTERNATIONAL WOMEN'S DAY" IN THE STATE OF RHODE ISLAND
{LC2068/1}

Recommended for Immediate Consideration.

Senator Nesselbush requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

GUESTS

Upon suggestion of Senator Algiere and by unanimous consent, the Honorable President welcomes to the Chamber Jane Perkins, Captain Watch Hill Fire Department.

Upon suggestion of Senator Kettle and by unanimous consent, the Honorable President welcomes to the Chamber Melissa Burick, Coventry Hopkins Hill Fire District.

Upon suggestion of Senator Coyne and by unanimous consent, the Honorable President welcomes to the Chamber Jane Dwyer from the Bristol Fire Department. Senator Coyne also welcomes her daughter, Katie Coyne.

Upon suggestion of Senator Lombardo and by unanimous consent, the Honorable President welcomes to the Chamber Cherra Wheeler from the Johnston Fire Department and John Silva from the North Providence Fire Department.

Upon suggestion of Senator Lynch Prata and by unanimous consent, the Honorable President welcomes to the Chamber Chief James McLaughlin, Battalion Chief Bellevance, Victoria Bellevance, Jennifer Sayles, and Stephanie Gonsalves, all from the Warwick Fire Department. Upon suggestion of Senator Fogarty and by unanimous consent, the Honorable President welcomes to the Chamber Amanda Gingell, Burrillville Fire Department, Lori Porrier, Oakland Mapleville Fire Department, Danielle Fiori, Harmony Fire Department, Lisa-Roe Waterman, Chepachet, Shannon Kelly, Gail Gaspar Warner, Maria Labutti, from West Gloucester and Julia O'Rourke, Providence Fire Department.

Upon suggestion of Senator Raptakis and by unanimous consent, the Honorable President welcomes to the Chamber John Cook, Member of the Board of Directors of Coventry Fire District and Chief Frank Brown, Hopkins Hill Fire Department.

Upon suggestion of Senator Ruggerio and by unanimous consent, the Honorable President welcomes to the Chamber Melissa Porter, North Providence Fire Department.

Upon suggestion of Senator Nesselbush and by unanimous consent, the Honorable President welcomes to the Chamber Captain Richard Susi, Former President RI Association of Fire Chiefs, Michelle Murphy and Tiffany Pacheco.

NEW BUSINESS

Senate Resolution No. 534

BY Satchell, Gallo, Raptakis, Lombardi, Metts

ENTITLED, SENATE RESOLUTION CONGRATULATING ERIN DRUMM ON BEING NAMED "MISS IRELAND" BY THE FRIENDLY SONS OF ST. PATRICK
{LC2100/1}

Recommended for Immediate Consideration.

Senator Satchell requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Satchell moves passage, seconded by Senators Gallo, Raptakis, Lynch Prata, McCaffrey, Sheehan, Seveney, Calkin, Felag, Nesselbush, Fogarty, and Quezada.

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

GUESTS

Upon suggestion of Senator Satchell, Raptakis and by unanimous consent, the Honorable President welcomes to the Chamber Erin Drumm, Miss Ireland 2017, her parents Marie and Paul Drumm. Also, accompanied by Mike O'Connell, President of the Friendly Sons of St. Patrick and Former State Senator Stephen Alves.

Senate Resolution No. 533**BY** Satchell, Lombardi, Metts, Nesselbush, Felag**ENTITLED**, SENATE RESOLUTION CONGRATULATING THE HONORABLE HANNA M. GALLO ON BEING NAMED THE GRAND MARSHAL OF THE 58TH ANNUAL ST. PATRICK'S DAY PARADE IN WEST WARWICK
{LC2097/1}

Recommended for Immediate Consideration.

Senator Satchell requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

Senate Resolution No. 532**BY** Lombardo**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF BENJAMIN A. MESITI, ESQ.
{LC2020/1}

Recommended for Immediate Consideration.

Senator Lombardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardo moves passage, seconded by Senators Archambault, Lombardi, Ruggerio, Nesselbush, Gallo and Quezada.

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

**REPORTS OF COMMITTEES
COMMITTEE ON COMMERCE**

Senator Picard, from the Committee on Commerce, reports back, with recommendation of passage of the following measure:

Senate Resolution No. 243**BY** Crowley, Picard, Cote**ENTITLED**, SENATE RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL RELATIONS, AND SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY
{LC1211/1}

Read and ordered to be placed on the Calendar.

CALENDAR

In order for the day is taken up as follows:

1. The Appointment of Scottye Lindsey VICE Elizabeth Kelleher Dwyer (Interim) as Director of Business Regulation.

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

Senator Picard moves Advice and Consent of the appointment, seconded by Senators Calkin, DiPalma, Gallo, Sosnowski, and Metts.

Upon on a roll call vote, Advice and Consent is granted, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 Calkin and by unanimous consent, the Honorable President welcomes to the Chamber, Director Scottye Lindsey and his husband Daniel Doucette.

2. 2017-S 48

BY Fogarty

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

Committee on Housing & Municipal Government recommends passage.

Senator Fogarty moves passage of the act, seconded by Senators Lombardi, Nesselbush and DiPalma.

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 157**BY** Gee**ENTITLED**, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF EAST GREENWICH

Committee on Housing & Municipal Government recommends passage.

Senator Gee moves passage of the act, seconded by Senator Ciccone.

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 158****BY** Coyne**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - LOCAL PLANNING BOARD OR COMMISSION

Committee on Housing & Municipal Government recommends passage.

Senator Coyne moves passage of the act, seconded by Senators Ciccone, Morgan, and Gallo

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 161****BY** Sosnowski**ENTITLED**, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF SOUTH KINGSTOWN

Committee on Housing & Municipal Government recommends passage.

Senator Sosnowski moves passage of the act, seconded by Senators Algieri, Coyne and Sheehan.

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 164

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.

Senator DiPalma moves passage of the act, seconded by Senators Felag and Ciccone

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, 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 239

BY Fogarty

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS - TRADES LICENSING - PENALTY FOR VIOLATIONS

Committee on Labor recommends passage.

Senator Fogarty moves passage of the act, seconded by Senators Ruggerio, McCaffrey, Gallo, Lombardo, and DiPalma.

Read and passed, on a roll call vote, 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, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 0:

8. 2017-S 284

BY Doyle

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
CONTRACTORS' BONDS

Committee on Labor recommends passage.

Senator Doyle moves passage of the act, seconded by Senators Ruggerio, Metts, Lombardi, McCaffrey, and Lombardo

Read and passed, on a roll call vote, 32 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 32: The Honorable President Paiva Weed and Senators Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Goldin, Jabour, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Nesselbush, Pearson, Picard, Quezada, Raptakis, Ruggerio, Satchell, Seveney, Sheehan, Sosnowski.

NAYS - 5: Senators Algieri, Gee, Kettle, Morgan, Paolino.

GUESTS

Upon suggestion of Senator Fogarty and by unanimous consent, the Honorable President welcomes to the Chamber, Judy Colaluca President of Save the Lakes.

ANNOUNCEMENTS

Senator Conley announces that the Committee on Environment and Agriculture will meet today at the rise of the Senate in Room 211 of the State House.

Senator Lynch Prata announces that the Committee on Special Legislation and Veterans' Affairs will meet today at the rise of the Senate in Room 310 of the State House.

Senator Lynch Prata announces that the Committee on Rules will meet tomorrow at 5:15 PM in Room 310 of the State House.

Senator Crowley announces that the Committee on Housing and Municipal Government will meet today at the rise of the Senate in the Senate Lounge of the State House.

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

Senator Felag announces that the Committee on Finance will meet tomorrow at the rise of the Senate in Room 211 of the State House.

Senator Cote announces that the Committee on Commerce will meet tomorrow at the rise of the Senate in Room 212 of the State House.

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

Senator Nesselbush would like to thank everyone who attended the reception for International Women's Day especially her secretary Monica Autiello and senate page Matthew Taylor.

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 Ruggerio, seconded by Senator Algiere, and upon suggestion of Senator Lombardo the Senate adjourns at 4:57 o'clock P.M, in memory of *Benjamin A. Mesiti, Esq.*

Appendix**INVOCATION****SENATOR DONNA M NESSELBUSH**

Holy Mother, Father, God, we ask just now for your blessing and we ask that all of us use our best judgement as we make decisions in the best interest of all people. Amen

Appendix

CONSENT CALENDAR

IN ORDER FOR THURSDAY, MARCH 9, 2017:

1. **2017-S 530**
 BY Ruggerio
 ENTITLED, SENATE RESOLUTION PROCLAIMING MARCH 9, 2017, TO BE
 "WORLD KIDNEY DAY" IN THE STATE OF RHODE ISLAND

Ordered on the Consent Calendar.

Appendix**CALENDAR****IN ORDER FOR THURSDAY, MARCH 9, 2017:****1. 2017-S 30 SUB A****BY** DaPonte**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
PROPERTY ASSESSED CLEAN ENERGY PROGRAM

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

IN ORDER FOR TUESDAY, MARCH 14, 2017:**1. 2017-S 520****BY** Morgan**ENTITLED**, SENATE RESOLUTION PROCLAIMING THE MONTH OF MARCH TO
BE "MAPLE SYRUP MONTH" IN THE STATE OF RHODE ISLAND

Ordered on the Calendar.

2. 2017-S 243**BY** Crowley**ENTITLED**, SENATE RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN
RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL RELATIONS, AND
SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY

Committee on Commerce recommends passage.