

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 second day of January in the year of Our Lord Two Thousand and Eighteen.

Volume 145, No.15

Tuesday, February 6, 2018

Fifteenth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Dominick J. Ruggerio, President of the Senate, at 4:16 o'clock P.M.

ROLL CALL

The roll is called and a quorum is declared present with 36 Senators present and 1 Senator absent as follows:

PRESENT – 36: The Honorable President Dominick Ruggerio, and Senators Algiere, Archambault, Calkin, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Euer, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

ABSENT –1: Senator Ciccone.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Fourteenth Legislative Day of the 2018 proceedings is read in part.

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

COMMUNICATION

The Honorable President presents the following communication:



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

February 6, 2018

The Honorable Dominick J. Ruggerio
President of the Senate
316 State House
Providence, RI 02903

Dear President Ruggerio:

Please be advised that I will be unable to attend Senate Session today, Tuesday February 6, 2018, due to a medical appointment for my father.

I would appreciate you recording my letter in the appropriate Senate Journal. Thank you for your attention to this matter.

Sincerely,

Frank A. Ciccone, III

Frank A. Ciccone, III
Senator District ~ 7

Read and placed on file.

REPORTS OF COMMITTEES**COMMITTEE ON THE JUDICIARY**

Chairwoman Lynch Prata, from the Committee on the Judiciary reports back, with recommendation of passage of the following measures:

Senate Bill No. 2023

BY Nesselbush

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows James William Simon to join Cathryn Marie Simon and Kenneth Spencer Bernstein in marriage on or about April 21, 2018, with the city of Pawtucket, Rhode Island.)
{LC3368/1}

Read and ordered to be placed on the Consent Calendar.

Senate Bill No. 2029

BY Lynch Prata

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Dina Spaziano to join Frank Salvatore Lombardi, III, and Joseph William Dodge in marriage on or about October 29, 2018, within the Town of Smithfield, Rhode Island.)
{LC3286/1}

Read and ordered to be placed on the Consent Calendar.

Senate Bill No. 2087

BY Euer

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows John Cena, Sr., to join Marissa Giammarco and Kyle Sawaia in marriage on or about May 12, 2018, within the City of Newport, Rhode Island.)
{LC3207/1}

Read and ordered to be placed on the Consent Calendar.

NEW BUSINESS**Senate Resolution No. 2311**

BY Sheehan, Raptakis, Satchell, Seveney, Coyne

ENTITLED, SENATE RESOLUTION PROCLAIMING THE MONTH OF FEBRUARY, 2018, TO BE "PYEONGCHANG, SOUTH KOREA, WINTER OLYMPICS GAMES MONTH" IN THE STATE OF RHODE ISLAND
{LC4374/1}

Recommended for Immediate Consideration.

Senator Sheehan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

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

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **The Appointment of Michael F. McNally VICE Joseph A. Azrack to the I-195 Redevelopment Commission for a term expiring October 3, 2018.**

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

2. **2018-S 2309**
BY Lynch Prata
ENTITLED, SENATE RESOLUTION CONGRATULATING VIANSA PORTESI ON BEING SELECTED AS THE 2018 "DISTINGUISHED YOUNG WOMAN" FOR RHODE ISLAND

Ordered on the Consent Calendar.

3. **2018-S 2310**
BY Lombardi
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BROADWAY GAS, LLC

Ordered on the Consent Calendar.

Upon motion of Senator McCaffrey, seconded by Senator Algieri, the following measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote:

YEAS – 35: The Honorable President Dominick Ruggerio, and Senators Algieri, Archambault, Calkin, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Euer, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

NAYS – 0:

Senator Jabour requests that he abstain from voting on item three, of the Consent Calendar.

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.

GUESTS

Upon the suggestion of Senator Jabour and Senator Quezada and by unanimous consent, The Honorable President of the Senate, welcomes to the Chamber, Miss Carnaval Dominican Republic contestants: Jennifer Fermin, Francesca Heredia, Laysha Soto, Yahaira Castillo, Nayeli Acevedo, Stacy Tavera, Josie Cruz, Kaesha Rodriguez, Dayshanly Camacho, Yolanie Flores, Naysha Santana, and Yuly Cuevas, Yhalina Guzman, Yohenny Liriano, Jasmine Baez, Janelly Velez, Genesis Trinidad, Cristy de Leon, Princess Nuñez, Melany Feliz, Jerali Duran, Ashanti Aviles, Yeidimar Aviles, Yianaliz Moquete, and Directors Erasmo Brito, and Adeldo Monsanto.

ANNOUNCEMENTS

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 Lombardi welcomes back to the Chamber, Senator Archambault.

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

Senator Archambault announces that the Committee on the Judiciary will meet today at the rise of the Senate in room 313 of the State House.

Senator Raptakis announces that the Committee on Special Legislation will meet tomorrow at the rise of the Senate in room 310 of the State House.

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

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

Senator Metts announces that the Committee on Education will meet tomorrow at the rise of the Senate in room 212 of the State House.

RECONSIDERATION

Senator McCaffrey, requests that the Consent Calendar be reconsidered with item three being removed and placed under New Business for immediate consideration, seconded by Senators Sheehan, and Lombardi.

Reconsideration of the Consent Calendar is decided by a roll call vote, with 34 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS – 34: Honorable President Dominick Ruggerio, and Senators Algiere, Archambault, Calkin, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Euer, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

NAYS – 0:

CONSENT CALENDAR

In order for the day is taken up as follows:

1. **The Appointment of Michael F. McNally VICE Joseph A. Azrack to the I-195 Redevelopment Commission for a term expiring October 3, 2018.**

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

2. **2018-S 2309**
BY Lynch Prata
ENTITLED, SENATE RESOLUTION CONGRATULATING VIANSA PORTESI ON BEING SELECTED AS THE 2018 "DISTINGUISHED YOUNG WOMAN" FOR RHODE ISLAND

Ordered on the Consent Calendar.

Upon motion of Senator McCaffrey, seconded by Senator Lynch Prata, the following measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote:

YEAS – 33: The Honorable President Dominick Ruggerio, and Senators Algiere, Archambault, Calkin, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Euer, Felag, Fogarty, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

NAYS – 0:

IMMEDIATE CONSIDERATION

In order for the day is taken up as follows:

1. 2018-S 2310

BY Lombardi

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BROADWAY GAS, LLC

Ordered for Immediate Consideration.

Upon motion of Senator McCaffrey, seconded by Senators Lynch Prata, Felag, Archambault, Sheehan, and Lombardi the following measure is read and passed, upon a roll call vote:

YEAS – 34: The Honorable President Dominick Ruggerio, and Senators Algieri, Archambault, Calkin, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Euer, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

NAYS – 0:

RECUSE – 1: Senator Jabour.

ADJOURNMENT

Upon motion of Senator Maryellen Goodwin, seconded by Senator Algieri and upon the suggestion of Senator Jabour the Senate adjourns at 4:37 o'clock P.M. in memory of *John E. Campagnone, Joseph V. DeGiulio, Sr., and Frank R. Benell, Jr.*

ROBERT L. RICCI
Secretary of the Senate

Appendix

INVOCATION

SENATOR ELIZABETH A. CROWLEY

Heavenly Father, we thank you for your blessings of health and strength. We seek your encouragement in using these qualities to their fullest potential. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 7, 2018:

- 1. 2018-S 2023**
BY Nesselbush
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 2. 2018-S 2029**
BY Lynch Prata
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 3. 2018-S 2087**
BY Euer
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.