

# State of Rhode Island and Providence Plantations

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# Journal of the Senate

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**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.

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Volume 145, No.36

Wednesday, April 11, 2018

Thirty Sixth Legislative Day

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The Senate meets pursuant to adjournment and is called to order by the Honorable Dominick J. Ruggerio, President of the Senate, at 4:21 o'clock P.M.

## **ROLL CALL**

The roll is called and a quorum is declared present with 35 Senators present and 1 Senator absent as follows:

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

**ABSENT – 1:** Senator DaPonte.

## **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 Thirty Fifth Legislative Day of the 2018 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 the suggestion of Senator Raptakis and by unanimous consent, The Honorable President of the Senate, welcomes to the Chamber, Mr. Nicholas Pippas, CEO of Yolenis, his wife Christina Gialamas, and their two daughters Elena Pippas, and Sofia Pippas who is a freshman at Roger Williams University.

**COMMUNICATIONS**

The Honorable President of the Senate presents the following communications:



April 11, 2018

The Honorable Dominick J. Ruggerio  
President of the Senate  
State House, Room 318  
Providence, RI 02903

Dear President Ruggerio:

Please be advised that I will be absent from the Chamber on Wednesday, April 11, 2018 due to a work commitment.

Please record my letter in the appropriate Senate Journal. Thank you.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel DaPonte", is written over a light blue horizontal line.

Daniel DaPonte  
Senator, District 14

Read and placed on file.



April 10, 2018

**VIA HAND DELIVERY**

Robert Ricci, Esq.  
Secretary of the Senate  
State House Room 145  
Providence, RI 02903

Dear Mr. Ricci,

As prime sponsor, pursuant to the Senate Rules, I respectfully request the withdrawal of Senate Bill No. 2651, entitled, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS – THE GREEN BUILDINGS ACT. This bill has been assigned to the Senate Committee on Environment and Agriculture and no hearing has been scheduled.

Thank you for your attention to this matter.

Respectfully submitted,

Louis P. DiPalma  
Senator, District 12

Read and placed on file.

**REPORTS OF COMMITTEES  
COMMITTEE ON JUDICIARY**

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

**Senate Bill No. 2759**

**BY** Calkin

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Anne M. Moniz to join Martha M. Rodriguez and Eric Flanders in marriage on or about June 16, 2018, within the Town of Jamestown, Rhode Island.)

{LC5307/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7304****BY** Morgan

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Howard Nesbitt to join Taylor Lynn Leahy and Frederick Robert Pierce in marriage on or about June 30, 2018, within the City of Warwick, Rhode Island.)  
{LC4193/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7460****BY** Costantino

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Michael P. Narducci to join Krystina M. D'Amario and Devin J. Noll in marriage on or about April 22, 2018, within the Town of North Kingstown, Rhode Island.)  
{LC4504/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7960****BY** Abney

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Erik B. Lawson, Esq., to join Kendra L. Harper and Kyle F. Woodford in marriage on or about June 28, 2018, within the City of Newport, Rhode Island.)  
{LC5251/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7961****BY** Abney

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Henry Francis Winthrop to join Ashley Elizabeth Breitenstein and Kyle Francis Kluth in marriage on or about June 15, 2018, within the Town of Jamestown, Rhode Island.)  
{LC5250/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7985****BY** Solomon

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Christopher Holland to join Elizabeth Correia and Andrew Medeiros in marriage on or about April 21, 2018, within the City of Warwick, Rhode Island.)  
{LC5288/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 8000****BY** Shekarchi, Bennett, Vella-Wilkinson, Solomon, Shanley**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows The Honorable Scott Avedisian to join Christy Lee Angell and Matthew Stephen Moretti in marriage on or about May 4, 2018, within the City of Cranston, Rhode Island.)  
{LC5347/1}

Read and ordered to be placed on the Consent Calendar.

**Senate Bill No. 2579**

(Department of Transportation)

**BY** Algieri**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND PUBLIC RAIL CORPORATION ACT (Enables the Rhode Island Public Rail Corporation to lower the self-insured retention amount required of the state and would provide indemnification statewide.)  
{LC4938/1}

Read and ordered to be placed on the Calendar.

**NEW BUSINESS****Senate Resolution No. 2813****BY** DiPalma, Euer, Metts, Lombardi, Algieri**ENTITLED**, SENATE RESOLUTION CONGRATULATING THE HONORABLE COLLEEN M. HASTINGS ON BEING SELECTED GRAND MARSHAL OF THE 62ND ANNUAL NEWPORT ST. PATRICK'S DAY PARADE  
{LC5329/1}

Recommended for Immediate Consideration.

Senator DiPalma requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DiPalma moves passage, seconded by Senators, Metts, Lynch Prata, McCaffrey, Lombardo, Sosnowski, Algieri, Picard, Archambault, Euer.

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

**CONSENT CALENDAR****IN ORDER FOR WEDNESDAY, APRIL 11, 2018:**

- 1. The Appointment of Nicholas M. Grumbach, MD (Individual Employed in Healthcare Delivery Organization) to the Health Information Exchange Advisory Commission for a term expiring June 1, 2020.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 2. The Appointment of Michael S. Oliver (Person With Experience With Complex Electronic Databases) to the Health Information Exchange Advisory Commission for a term expiring June 1, 2020.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 3. The Appointment of Samuel C. Salganik (Individual Who Is A Healthcare Consumer or Consumer Advocate) to the Health Information Exchange Advisory Commission for a term expiring June 1, 2020.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

- 4. The Appointment of Shannon R. Shallcross, MS (Individual With Experience In HIPAA) to the Health Information Exchange Advisory Commission for a term expiring June 1, 2020.**

Committee on Health & Human Services recommends that the Senate give its Advice and Consent to this nomination.

Upon motion of Senator McCaffrey, seconded by Senator Algiere, 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, Algiere, Archambault, Calkin, Ciccone, Conley, Cote, Coyne, Crowley, DiPalma, Euer, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski.

**NAYS – 0:**

**CALENDAR****IN ORDER FOR WEDNESDAY, APRIL 11, 2018:****1. 2018-S 2653****BY** Lombardo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

Committee on Environment &amp; Agriculture recommends passage.

Senator Lombardo, moves passage of the act, seconded by Senators, Lombardi, Crowley, Archambault, Lynch Prata, Ciccone, Goodwin, Nesselbush, Sosnowski, Pearson, Calkin, Seveney, Euer.

The act is read and passed, on a roll call vote, with 35 members voting in the affirmative and 0 members voting in the negative as follows.

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

**NAYS – 0:****2. 2018-S 2105****BY** DiPalma**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator DiPalma, moves passage of the act, seconded by Senators, Archambault, Calkin, Sosnowski, Felag, Lombardo, Quezada, Metts, Crowley.

The act is read and passed, on a roll call vote, with 35 members voting in the affirmative and 0 members voting in the negative as follows.

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

**NAYS – 0:**

**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.

**ANNOUNCEMENTS**

Senator Felag announces that the Committee on Finance will meet twice tomorrow at 3:00 o'clock P.M. and at the rise of the Senate in Room 211 of the State House.

Senator Metts announces that the Committee on Education will meet today at the rise of the Senate in Room 313 of the State House.

Senator Lombardo announces that the Committee on Labor will meet today at the rise of the Senate in Room 212 of the State House.

Senator Sheehan announces that the Committee on Rules, Government Ethics, and Oversight will meet today at the rise of the Senate in the Lounge of the State House.

Senator Coyne 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 Raptakis 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 Nesselbush welcomes to the Senate Pit, Kaitlyn Alves.

**ADJOURNMENT**

Upon motion of Senator Goodwin, seconded by Senator Algieri, the Senate adjourns at 4:34 o'clock P.M.

**ROBERT L. RICCI, ESQ.**  
*Secretary of the Senate*



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

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 communities and our State. 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 THURSDAY, APRIL 12, 2018:**

- 1.     2018-S 2759**  
**BY** Calkin  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.
- 2.     2018-H 7304**  
**BY** Morgan  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 3.     2018-H 7460**  
**BY** Costantino  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 4.     2018-H 7960**  
**BY** Abney  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 5.     2018-H 7961**  
**BY** Abney  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 6.     2018-H 7985**  
**BY** Solomon  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.
- 7.     2018-H 8000**  
**BY** Shekarchi  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

**Appendix**  
**CALENDAR**

**IN ORDER FOR TUESDAY, APRIL 24, 2018:**

- 1. 2018-S 2579**  
**BY** Algieri  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
RHODE ISLAND PUBLIC RAIL CORPORATION ACT

Committee on Judiciary recommends passage.