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.57Wednesday, June 6, 2018Fifty Seventh Legislat |
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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 4:22 o'clock P.M.

ROLL CALL

The roll is called and a quorum is declared present with 34 Senators present and 3 Senators absent as follows:

PRESENT – **34**: The Honorable President Dominick Ruggerio, and Senators, Algiere, Archambault, Calkin, Cano, Ciccone, Conley, Cote, Coyne, Crowley, DiPalma, Euer, Felag, Gallo, Gee, Goldin, Goodwin, Jabour, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, Paolino, Pearson, Picard, Quezada, Satchell, Seveney, Sheehan, Sosnowski.

ABSENT – 3: Senators DaPonte, Fogarty, Raptakis.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

APPOINTMENTS BY THE GOVERNOR

The Honorable President of the Senate 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

GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-75-3 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Council on the Arts:

Dominique Alfandre

VICE Carmen R. Diaz-Jusino

For a term expiring March 1, 2021.

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

Sincerely,

Tin Kaind.

Gina M. Raimondo Governor

Referred to the Senate Committee on Education.



GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 5-1-3 of the Rhode Island General Laws, I have made the following appointment to the Board of Examination & Registration of Architects:

Joanne O'Connell-Foster

VICE Naomi Neville

For a term expiring April 1, 2022.

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

Sincerely,

Kand.

Gina M. Raimondo Governor

Referred to the Senate Committee on Commerce.



GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-62-7 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Student Loan Authority:

Robert J. Delaney

For a term expiring January 31, 2023.

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

Sincerely,

Kain Co,

Gina M. Raimondo Governor



GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-62-7 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Student Loan Authority:

Daniel P. Egan

For a term expiring January 31, 2023.

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

Sincerely,

Kaindo,

Gina M. Raimondo Governor



GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-62-7 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Student Loan Authority:

Andrea M. Lachapelle

VICE Christine Barnes Jenkins

For a term expiring January 31, 2023.

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

Sincerely,

Hin Kaindo,

Gina M. Raimondo Governor



GINA M. RAIMONDO, GOVERNOR

June 5, 2018

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 16-62-7 of the Rhode Island General Laws, I have made the following reappointment to the Rhode Island Student Loan Authority:

Sandra Matrone Mack, Esq.

For a term expiring January 31, 2023.

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

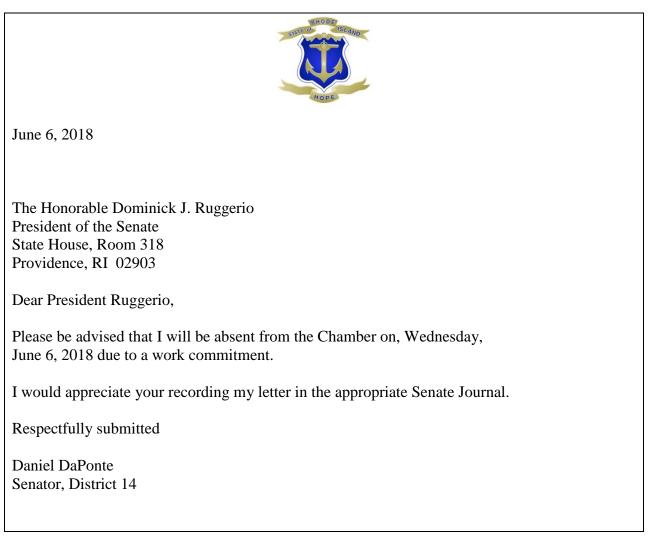
Sincerely,

Fin Kand,

Gina M. Raimondo Governor

COMMUNICATIONS

The Honorable President of the Senate presents the following communications:



Read and ordered to be placed on file.



June 6, 2018

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

Dear Mr. President,

Please be advised that I will be unable to attend Senate Session today, Wednesday, June 6, 2018 as I am out of state on business.

I would appreciate your recording my letter in the appropriate Senate Journal.

Sincerely,

- Rans

Leonidas P. Raptakis Senator – District 33

Read and ordered to be placed on file.



June 6, 2018

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

Dear Mr. Ricci:

I respectfully request the withdrawal of my name as a co-sponsor of the Senate Bill S 2929 entitled, an act relating to Fish and Wildlife – Field Trials and Shooting Preserves. This bill is presently held on the desk.

Thank you for your consideration in this matter.

Respectfully submitted,

Stephen R. Archambault Senator, District 22

Read and ordered to be placed on file.

REPORTS FROM COMMITTEES

COMMITTEE ON COMMERCE

Chairman Picard, from the Committee on Commerce reports back, with recommendation of passage of the following measures:

Senate Bill No. 2502

(Dept. of Business Regulation) BY Euer, Jabour, Goldin, Satchell, Quezada ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HAWKERS AND PEDDLERS (Provides for the standardization of mobile food establishment registrations by the department of business regulation to streamline the registration process.) {LC4926/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2330

(Lieutenant Governor) BY Lombardo, Raptakis, DaPonte, DiPalma, Lombardi ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ELECTRIC GENERATION SERVICE {LC4121/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2332

(Lieutenant Governor) **BY** Picard **ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (Requires pub. utilities/electric distribution co. to provide prompt/adequate service to ratepayers for new service/ upgrades w/penalty of up to \$1,000 with electric distribution co. to provide written estimates/itemized bill for work in excess of \$500.) {LC4327/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON HEALTH AND HUMAN SERVICES

Chairman Miller, from the Committee on Health and Human Services reports back, with recommendation of passage of the following measure:

Senate Bill No. 2785 SUB A

BY Miller, Coyne, DiPalma, Goldin, Ruggerio **ENTITLED**, AN ACT RELATING TO INSURANCE -- INDIVIDUAL HEALTH INSURANCE COVERAGE (Authorizes state to seek waiver of ACA to allow qualified small business owners/sole properties to purchase small group health insurance on cost/impact assessment by OHIC provide coverage for essential health benefit categories/services.) {LC5098/A/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON JUDICIARY

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

Senate Bill No. 2135 BY Ciccone, Ruggerio ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --CRUELTY TO ANIMALS (Increases the penalty for repeat convictions for animal cruelty.) {LC4068/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2284

BY Seveney, Coyne, Calkin, DiPalma, Goodwin **ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - FLASHING VEHICLE LIGHTS (Enables newspaper motor route carriers to have installed upon them forward viewing a rotating amber beam lights.) {LC4484/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2285

BY Lombardi, Jabour, Nesselbush, Lynch Prata, McCaffrey **ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -ELECTIVE SHARE (Clarifies the right of a surviving spouse of a decedent regarding elective shares taken against the decedent's will relating to real and personal estate to the estates of decedents dying on and after July 1, 2018.) {LC4483/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2426

BY Lombardi, Lynch Prata, Archambault, Ciccone, Nesselbush **ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - UNINSURED MOTORIST IDENTIFICATION DATABASE PROCEDURE (Mandates each motor vehicle policy insurer provide a weekly record of each policy to the department of motor vehicles. A vehicle owner not insured for four (4) reporting periods must be notified to meet certain requirements.) {LC4777/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2458

BY Lynch Prata, Gallo, Conley **ENTITLED,** AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -PROCEEDINGS IN FAMILY COURT (Narrows the definition of an adult for the purposes of proceedings in family court to only those eighteen (18) years of age and older.) {LC3455/1}

Read and ordered to be placed on the Calendar.

Senate Resolution No. 2575

BY Euer, Seveney, Lynch Prata, Archambault, Lombardi

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY POTENTIAL REFORM OF VICIOUS DOGS HEARINGS (Creates a 10 member commission to study potential reform of vicious dogs hearings, and who would report back to the General Assembly by March 1, 2019, and expire on July 1, 2019.) {LC4847/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2577 SUB A

(Department of Health) BY Goodwin, Seveney, Satchell, Miller, Jabour ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- OFFICE OF MEDICAL EXAMINERS (Provides that the state medical examiner is to conduct a multi-disciplinary team review of drug-related overdose deaths.) {LC4932/A/1}

Read and ordered to be placed on the Calendar.

Senate Bill No. 2614
BY Miller, Nesselbush, Lynch Prata, Jabour, Sosnowski
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - VITAL RECORDS
(Requires that a death certificate reflect the decedent's gender identity, as reported by the next of kin.)
{LC4672/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON FINANCE

Chairman Conley, from the Committee on Finance reports back, with recommendation of passage of the following measures:

The Reappointment of Patricia M. Anderson of West Warwick to the Public Finance Management Board for a term expiring July 1, 2021.

Read and ordered to be placed on the Consent Calendar.

The Reappointment of Shawn J. Brown of Middletown to the Public Finance Management Board for a term expiring July 1, 2021.

Read and ordered to be placed on the Consent Calendar.

The Reappointment of Robert A. Mancini of Cranston to the Public Finance Management Board for a term expiring July 1, 2021.

Read and ordered to be placed on the Consent Calendar.

The Reappointment of B. Joe Reddish III of Richmond to the Public Finance Management Board for a term expiring July 1, 2021.

Read and ordered to be placed on the Consent Calendar.

CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 6, 2018:

1. 2018-S 2186 SUB A

BY Sheehan **ENTITLED**, AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF CHARTER PUBLIC SCHOOLS

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

Senator Sheehan moves passage of the act, seconded by Senators Satchell, Archambault, McCaffrey, Goodwin, Sosnowski, Cano, Pearson, Picard, Metts, Calkin, Seveney, Cote.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, upon a roll call vote, with 32 Senators voting in the affirmative and 2 Senators voting in the negative as follows:

YEAS – **32**: The Honorable President Dominick Ruggerio, and Senators, Algiere, Archambault, Calkin, Cano, Ciccone, Conley, Cote, Crowley, Coyne, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Jabour, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Nesselbush, Paolino, Pearson, Picard, Quezada, Satchell, Seveney, Sheehan, Sosnowski.

NAYS – 2: Senators Gee, and Morgan.

2. 2018-S 2341

BY Gallo

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --GOVERNOR'S COMMISSION ON DISABILITIES

Committee on Education recommends passage.

Senator Gallo moves passage of the act, seconded by Senators Satchell, Lynch Prata, Ciccone, Lombardi, Lombardo, Quezada, Cano, Sheehan, and DiPalma.

The act is read and passed, on a roll call vote, with 34 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

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

NAYS - 0:

3. 2018-S 2914

BY Pearson **ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND, WITH THE APPROVAL OF THE QUALIFIED ELECTORS, TO ISSUE GENERAL

THE APPROVAL OF THE QUALIFIED ELECTORS, TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$2,500,000 FOR STREET PAVEMENT IMPROVEMENTS IN THE TOWN

Committee on Housing & Municipal Government recommends passage.

Senator Pearson moves passage of the act, seconded by Senators Ciccone, and Archambault.

The act is read and passed, on a roll call vote, with 34 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

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

NAYS - 0:

4. 2018-S 2915

BY Sheehan

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE CONSTRUCTION, RENOVATIONS, REMEDIATION, ALTERATIONS, ADDITIONS AND OTHER IMPROVEMENTS AND/OR RELATED EQUIPMENT AND TO ISSUE NOT MORE THAN \$27,000,000 BONDS AND NOTES THEREFOR, OF WHICH UP TO \$13,500,000 IS FOR SCHOOL PURPOSES AND UP TO \$13,500,000 IS FOR OTHER TOWN PURPOSES

Committee on Housing & Municipal Government recommends passage.

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

The act is read and passed, on a roll call vote, with 34 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

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

NAYS - 0:

5. 2018-S 2397

BY Conley **ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE FACILITIES STAFFING

Ordered on the Calendar.

Upon the suggestion of Senator Goodwin the bill is ordered to be placed on the Calendar for Wednesday, June 13, 2018.

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 Crowley announces that the Committee on Housing and Municipal Government will meet today at the rise of the Senate in the Lounge 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 Lynch Prata announces that the Committee on Special Legislation and Veterans' Affairs will meet tomorrow at the rise of the Senate in Room 310 of the State House.

Senator Coyne announces that the Committee on Environment and Agriculture will meet tomorrow at the rise of the Senate in Room 211 of 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.

ADJOURNMENT

Upon motion of Senator Goodwin, seconded by Senator Algiere, the Senate adjourns at 4:36 o'clock P.M.

ROBERT L. RICCI Secretary of the Senate

Appendix

INVOCATION

SENATOR WILLIAM J. CONLEY, Jr.

Dear Lord, We thank you for giving us the opportunity to serve as public servants for this great state. As the days get longer, and the pressures of our legislative duties compete with our own personal lives, grant us the wisdom and patience to work together for the benefit of all our citizens. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR THURSDAY, JUNE 7, 2018:

1. The Reappointment of Patricia M. Anderson of West Warwick to the Public Finance Management Board for a term expiring July 1, 2021.

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

2. The Reappointment of Shawn J. Brown of Middletown to the Public Finance Management Board for a term expiring July 1, 2021.

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

3. The Reappointment of Robert A. Mancini of Cranston to the Public Finance Management Board for a term expiring July 1, 2021.

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

4. The Reappointment of B. Joe Reddish III of Richmond to the Public Finance Management Board for a term expiring July 1, 2021.

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

Appendix

CALENDAR

IN ORDER FOR THURSDAY, JUNE 7, 2018:

1. 2018-S 2077 SUB A

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BY Archambault
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ENTITLED, AN ACT RELATING TO INSURANCE - UNANTICIPATED OUT-OF-NETWORK BILLS FOR HEALTH CARE SERVICES

Committee on Health & Human Services recommends indefinite postponement of the original bill and passage of Substitute A.

2. 2018-S 2930

BY Miller

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- NALOXONE ACCESS

Committee on Health & Human Services recommends passage.

3. 2018-S 2931

BY Miller **ENTITLED**, AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE

Committee on Health & Human Services recommends passage.

4. 2018-S 2934 BY Miller

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --HEALTH CARE--HEALTH INSURANCE

Committee on Health & Human Services recommends passage.

5. 2018-S 2907

BY Goodwin **ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --PUBLIC TRANSIT AUTHORITY

Committee on Housing & Municipal Government recommends passage.

IN ORDER FOR TUESDAY, JUNE 12, 2018:

1. 2018-S 2330 BY Lombardo ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --ELECTRIC GENERATION SERVICE

Committee on Commerce recommends passage.

2. 2018-S 2332 BY Picard ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --DUTIES OF UTILITIES AND CARRIERS

Committee on Commerce recommends passage.

3. 2018-S 2502 SUB A

BY Euer **ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --HAWKERS AND PEDDLERS

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

4. 2018-S 2785 SUB A

BY Miller **ENTITLED**, AN ACT RELATING TO INSURANCE -- INDIVIDUAL HEALTH INSURANCE COVERAGE

Committee on Health & Human Services recommends indefinite postponement of the original bill and passage of Substitute A.

5. 2018-S 2135 SUB A

BY Ciccone

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --CRUELTY TO ANIMALS

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

6. 2018-S 2284

BY Seveney **ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -FLASHING VEHICLE LIGHTS

Committee on Judiciary recommends passage.

7. 2018-S 2285

BY Lombardi

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - ELECTIVE SHARE

Committee on Judiciary recommends passage.

8. 2018-S 2426 SUB A

BY Lombardi **ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -UNINSURED MOTORIST IDENTIFICATION DATABASE PROCEDURE

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

9. 2018-S 2458

BY Lynch Prata **ENTITLED**, AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN - PROCEEDINGS IN FAMILY COURT

Committee on Judiciary recommends passage.

10. 2018-S 2575 SUB A

BY Euer

ENTITLED, SENATE RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY POTENTIAL REFORM OF VICIOUS DOGS HEARINGS

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

11. 2018-S 2577 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- OFFICE OF MEDICAL EXAMINERS

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

12. 2018-S 2614

BY Miller

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - VITAL RECORDS

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, JUNE 13, 2018:

1. 2018-S 2397 BY Conley ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE FACILITIES STAFFING

Ordered on the Calendar