

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 First day of January in the year of Our Lord Two Thousand and Nineteen.

Volume 146, No.20

Thursday, March 7, 2019

Twentieth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Dominick J. Ruggiero, President of the Senate, at 4:23 o'clock P.M.

ROLL CALL

The roll is called and a quorum is declared present with 38 Senators present and 0 Senators absent as follows:

PRESENT –38: The Honorable President Dominick Ruggiero, and Senators, Algieri, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

ABSENT – 0:

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Nineteenth Legislative Day of the 2019 proceedings is read in part.

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

COMMUNICATION

The Honorable President of the Senate presents the following communication:

State of Rhode Island and Providence Plantations**Senate Chamber**

March 7, 2019

To The Honorable Senate:

I hereby establish the special Senate Task Force on Fisheries to track the status and trends of the fishing industries of Rhode Island, and appoint the following members to serve on the Task Force:

Sen. V. Susan Sosnowski, to serve as Chairwoman of the Task Force
Senate Majority Leader Michael J. McCaffrey
Senate Minority Leader Dennis L. Algieri
Sen. Louis P. DiPalma
Sen. Dawn Euer
Sen. Walter S. Felag, Jr.
Sen. Mark P. McKenney
Sen. James C. Sheehan
Sen. Bridget G. Valverde

The purposes of the Task Force are to:

- Track the status and trends of the fishing industries of Rhode Island;
- Understand the legal and regulatory mandates imposed on the fishing industry;
- Provide a forum for individuals and organizations in the fishing community to present ideas and identify challenges facing these communities; and
- Propose legislative and regulatory recommendations for consideration.

Commercial and recreational fishing in Rhode Island are important industries that support not only the vessels and fishermen on the water but also fish markets, ship repair shops, ice houses, marinas, restaurants, grocery stores, and dozens of other shore side businesses. Rhode Island fishermen and the communities that rely on a vibrant fishing industry have been undergoing a transformation during the past decade and there are many difficult challenges to address in the years ahead. I strongly believe that decision-makers need to better understand the values and business models that make up the Rhode Island fishing community.

Sincerely,

Dominick J. Ruggerio
President of the Senate

Read and ordered to be placed on file.

REPORTS FROM COMMITTEES

COMMITTEE ON FINANCE

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

Senate Bill No. 427

BY Morgan, Raptakis, Rogers

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (Increases the number of years that the town of West Greenwich may enter into tax stabilization agreements from ten (10) to twelve (12).)
{LC1880/1}

Read and ordered to be placed on the Calendar.

COMMITTEE ON RULES, GOVERNMENT ETHICS, AND OVERSIGHT

Chairman Lombardi, from the Committee on Rules, Government Ethics, and Oversight, reports back, with recommendation of passage of the following measure:

Senate Resolution No. 250 SUB A

BY Lombardi, McCaffrey, Algieri, Ruggerio, Goodwin

ENTITLED, SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE FOR YEARS 2019-2020
{LC1115/A/1}

Read and ordered to be placed on the Calendar.

NEW BUSINESS**Senate Resolution No. 525****BY** Nesselbush, Quezada, Crowley, Lawson, Gallo**ENTITLED**, SENATE RESOLUTION RECOGNIZING MARCH 8, 2019, AS
"INTERNATIONAL WOMEN'S DAY" IN THE STATE OF RHODE ISLAND
{LC2083/1}

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, Cano, Coyne, Crowley, de la Cruz, Euer, Gallo, Goldin, Goodwin, Lawson, Lynch Prata, Morgan, Murray, Quezada, Sosnowski, Valverde, Algieri, Archambault, Bell, Ciccone, Conley, DiPalma, Felag, Lombardi, Lombardo, McCaffrey, McKenney, Metts, Miller, Paolino, Pearson, Picard, Raptakis, Rogers, Satchell, Seveney, Sheehan.

The resolution is read and passed upon a voice vote.

GUESTS

Upon the suggestion of Senator Nesselbush and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber President Brown University Dr. Christine Paxson, President of the Rhode Island School of Design Dr. Roseann Somerson, President of Salve Regina University Dr. Jane Gerety, RSM. Also aunts of the Senator Nesselbush, Ms. Lorraine Kevzel, and Ms. Christine Dibble.

Upon the suggestion of Senator Felag and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber aunts of the Senator Nesselbush, Ms. Lorraine Kevzel, and Ms. Christine Dibble.

NEW BUSINESS**Senate Resolution No. 526****BY** Lombardo, Ruggerio, Bell, Satchell, Sheehan**ENTITLED**, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING
OF MICHAEL C. RUSSO
{LC1974/1}

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, Algiere, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

The resolution is read and passed upon a rising vote.

Senate Bill No. 527

(Dept. of Business Regulation)

BY Felag

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (Provides that Class F and F-1 liquor licenses may be issued to corporations, LLCs, and political organizations.)

{LC1606/1}

Introduced, referred to Senate Special Legislation and Veterans Affairs.

CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR THURSDAY, MARCH 7, 2019:

1. *The Reappointment of Trista Piccola, PhD, LISW-S as Director of the Department of Children Youth and Families*

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

Senator Lynch Prata moves that the advice and consent of the Senate be given this appointment, seconded by Senators McCaffrey, Goodwin, Conley, Gallo, Miller, Lombardi, Lombardo, Nesselbush, Crowley, Lawson, Metts, Bell, McKenney, Coyne, Euer, Murray, and DiPalma.

Senators DiPalma and McKenney discuss the appointment.

The advice and consent of the Senate is given, on a roll call vote, with 32 members voting in the affirmative, and 6 members voting in the negative as follows:

YEAS –32: The Honorable President Dominick Ruggiero, and Senators, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Murray, Nesselbush, Pearson, Picard, Quezada, Raptakis, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 6: Senators Algiere, de la Cruz, Morgan, Paolino, Rogers, and Satchell.

GUESTS

Upon the suggestion of Senator Lynch Prata and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber the newly appointed Trista Piccola.

CALENDAR

2. *The Appointment of Patricia Coyne-Fague, Esq. VICE A.T. Wall as Director of the Department of Corrections*

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

Senator Lynch Prata moves that the advice and consent of the Senate be given this appointment, seconded by Senators McCaffrey, Goodwin, Conley, Felag, Sosnowski, Miller, Lombardo, Ciccone, Sheehan, Crowley, Nesselbush, Lawson, Algieri, Paolino, de la Cruz, McKenney, Euer, DiPalma, and Coyne.

Senators Archambault, de la Cruz, Lombardi, Nesselbush, and Metts, discuss the appointment. The advice and consent of the Senate is given, by unanimous consent, on a roll call vote, with 38 members voting in the affirmative, and 0 members voting in the negative as follows:

YEAS –38: The Honorable President Dominick Ruggiero, and Senators, Algieri, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

GUESTS

Upon the suggestion of Senator Lynch Prata and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber the newly appointed Patricia Coyne-Fague.

Upon the suggestion of Senator de la Cruz and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber the family of Director Coyne-Fague, Jeremy Fague, Emma Fague, Adam Fague, John Coyne, Candace Whitman, Chester Fague, Judy Fague, Terence Coyne, Diane Coyne, and Kat Coyne-McCoy.

CALENDAR

3. *The Reappointment of Peter Alviti as Director of the Department of Transportation*

Committee on Housing & Municipal Government recommends that the Senate give its Advice and Consent to this nomination.

Senator Lombardo moves that the advice and consent of the Senate be given this appointment, seconded by Senators Ciccone, Lombardi, Lawson, Felag, Sosnowski, Gallo, Sheehan, Metts, Algiere, Cano, Raptakis, Valverde, and DiPalma.

Senators Bell, Cano, Crowley, Raptakis, Ciccone, Lombardi, Archambault, DiPalma, Sheehan, and Morgan discuss the appointment.

The advice and consent of the Senate is given, on a roll call vote, with 36 members voting in the affirmative, and 2 members voting in the negative as follows:

YEAS –36: The Honorable President Dominick Ruggerio, and Senators, Algiere, Archambault, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 2: Senators Bell, and Satchell.

GUESTS

Upon the suggestion of Senator Lombardo and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber the newly appointed Peter Alviti.

Upon the suggestion of Senator Raptakis and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Kathy Lanni, Andrew Mendillo, and Sylvia Aroura Mendillo

Upon the suggestion of Senator Ciccone and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Councilman John J. Igliazzi.

Upon the suggestion of Senator Paolino and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Larry Gilheeny.

CALENDAR

4. 2019-S 70

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 Lynch Prata, Archambault, Lombardi, Goodwin, and McCaffrey.

The act is read and passed, on a roll call vote, with 38 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

YEAS –38: The Honorable President Dominick Ruggerio, and Senators, Algiere, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

5. 2019-S 149

BY Coyne

ENTITLED, AN ACT RELATING TO THE TOWN OF BARRINGTON -
VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE
CHARTER

Committee on Housing & Municipal Government recommends passage.

Senator Coyne moves passage of the act, seconded by Senators Lynch Prata, McCaffrey, Bell, Archambault, Felag, Lombardo, Lombardi, and Sheehan.

The act is read and passed, on a roll call vote, with 38 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

YEAS –38: The Honorable President Dominick Ruggerio, and Senators, Algiere, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

6. 2019-S 150

BY Lombardo

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - JOHNSTON
PLANNING BOARD

Committee on Housing & Municipal Government recommends passage.

Senator Lombardo moves passage of the act, seconded by Senators Gallo, Lombardi, Nesselbush, Coyne, and Seveney.

Senator Bell discusses the act.

The act is read and passed, on a roll call vote, with 37 Senators voting in the affirmative, and 1 Senator voting in the negative as follows:

YEAS –37: The Honorable President Dominick Ruggerio, and Senators, Algieri, Archambault, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 1: Senator Bell

7. 2019-S 222

BY Paolino

ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH SMITHFIELD

Committee on Housing & Municipal Government recommends passage.

Senator Paolino moves passage of the act, seconded by Senators Morgan, Algieri, Archambault, Lombardi, Nesselbush, Bell, Rogers, Raptakis, Coyne, and DiPalma.

The act is read and passed, on a roll call vote, with 38 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

YEAS –38: The Honorable President Dominick Ruggerio, and Senators, Algieri, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

8. 2019-S 311

BY Sheehan

ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN

Committee on Housing & Municipal Government recommends passage.

Senator Sheehan moves passage of the act, seconded by Senators Lombardi, Sosnowski, Felag, Lynch Prata, Archambault, Seveney, and DiPalma.

The act is read and passed, on a roll call vote, with 38 Senators voting in the affirmative, and 0 Senators voting in the negative as follows:

YEAS –38: The Honorable President Dominick Ruggerio, and Senators, Algieri, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, de la Cruz, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

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, and to the Honorable House of Representatives forthwith.

ANNOUNCEMENTS

Senator Crowley extends her appreciation to all mothers on this, International Women's Day.

Senator Cano announces that the 5th International Women's Day will meet tomorrow at Slater Park in Pawtucket.

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

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

ADJOURNMENT

Upon the Motion of Senator Lombardo seconded by Senator Goodwin, and upon the suggestion of Senator Lombardo the Senate adjourns at 4:38 o'clock P.M, in memory of Michael C. Russo.

ROBERT L. RICCI
Secretary of the Senate

Appendix

INVOCATION

SENATOR SANDRA CANO

Guide us, Lord, towards a deeper understanding of the needs of the people of our State; may we be instrumental in serving those needs. Let us work to improve the lives of those who have no voice in their government. Amen.

Appendix

CALENDAR

IN ORDER FOR TUESDAY, MARCH 12, 2019:

1. *The Reappointment of Rebecca Boss as Director of the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals*

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

2. **2019-S 251 SUB A**

BY Conley

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--NON-COLLECTING RETAILERS, REFERRERS, AND RETAIL SALE FACILITATORS ACT

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

Appendix

CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 13, 2019:

1. **2019-S 427**
BY Morgan
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Finance recommends passage.

2. **2019-S 250 SUB A**
BY Lombardi
ENTITLED, SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE FOR YEARS 2019-2020

Committee on Rules, Government Ethics and Oversight recommends indefinite postponement of the original bill and passage of Substitute A.