

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.21

Tuesday, March 12, 2019

Twenty First Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Dominick J. Ruggiero, President of the Senate, at 4:14 o'clock P.M.

ROLL CALL

The roll is called and a quorum is declared present with 34 Senators present and 4 Senators absent as follows:

PRESENT –34: The Honorable President Dominick Ruggiero, and Senators, Algieri, Archambault, Bell, Conley, Coyne, Crowley, de la Cruz, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McKenney, Metts, Miller, Morgan, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

ABSENT – 4: Senators Cano, Ciccone, DiPalma, McCaffrey.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

Upon suggestion of Senator Lombardi 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 12, 2019

The Honorable Dominick J. Ruggiero
President of the Senate
Rhode Island State House
82 Smith Street, 3rd Floor, Room 318
Providence, RI 02903

Dear President Ruggiero:

Please be advised and let the record reflect that I will be absent from the Chamber Tuesday, March 12, 2019.

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

Thank you for your attention to this matter.

Sincerely yours,



Sandra C. Cano
Senator District #8

Read and ordered to be placed on file.

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

March 12, 2019

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

Dear President Ruggiero:

Please be advised that I will be unable to attend Senate Session Tuesday
March 12, 2019, due to medical appointment.

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 ordered to be placed on file.

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

March 12, 2019

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

Dear Mister President,

Please be advised that I will be absent from the chamber on Tuesday, March 12th. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,

Senator Louis P. DiPalma

District 12 (Little Compton, Middletown, Newport, Tiverton)

Read and ordered to be placed on file.

REPORTS FROM 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. 461

BY Felag, Seveney, Coyne

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows John Gleason to join Brianna Gleason and Vincent Romano in marriage on or about July 12, 2019, within the Town of Bristol, Rhode Island.)

{LC1978/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5013

BY Abney

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Andrew Gavin to join Alison Gavin and Joey Ho in marriage on or about May 4, 2019, within the City of Newport, Rhode Island.)

{LC176/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5014

BY Edwards

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Kevin Daniel McKeegan to join Amanda Curry and Adam Polansky in marriage on or about June 15, 2019, within the Town of Portsmouth, Rhode Island.)

{LC177/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5089

BY McEntee, Craven

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Edward Duclos to join Christine Mae Gannon and Frederick Joseph Prescott, Jr., in marriage on or about April 27, 2019, within the City of Newport, Rhode Island.)

{LC528/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5128**BY** Abney**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Alan Leslie Rosenfield, Esq., to join Marla Gail Waters and Gregory Louis Mercuri in marriage on or about May 11, 2019, within the City of Newport, Rhode Island.)

{LC545/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5237**BY** Newberry**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Doreen Costa to join Janet Heffernan and Paul Anderson in marriage on or about June 22, 2019, within the City of Cranston, Rhode Island.)

{LC1065/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5239**BY** Handy**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Michael J. Mulcahy, II, to join Kellyann M. Mulcahy and Stephen A. Fitch in marriage on or about August 24, 2019, within the City of Newport, Rhode Island.)

{LC992/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5277**BY** Slater**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Christopher R. Blazejewski to join Lauren Joy Auffrey and Christopher Pedro Aoyama in marriage on or about May 5, 2019, within the Town of North Kingstown, Rhode Island.)

{LC1195/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5295**BY** Ucci, Corvese**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Janine Hesford to join Sabra M. Lepore and Ralph E. Orlandi in marriage on or about May 4, 2019, within the Town of Lincoln, Rhode Island.)

{LC1263/1}

Read and ordered to be placed on the Consent Calendar.

House Bill No. 5336**BY** Amore**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Emily Bruce to join Phoebe B. Hall and Peter J. Nassoit in marriage on or about June 29, 2019, within the City of East Providence, Rhode Island.)

{LC1348/1}

Read and ordered to be placed on the Consent Calendar.

NEW BUSINESS**Senate Resolution No. 528****BY** Morgan, Algieri, Rogers, Paolino, Felag**ENTITLED**, SENATE RESOLUTION HONORING KYLE DRISCOLL FOR HIS HEROIC EFFORTS IN RESCUING A YOUNG MAN FROM DROWNING

{LC1424/1}

Recommended for Immediate Consideration.

Senator Morgan requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Morgan moves passage, seconded by Senators, Algieri, Archambault, Bell, Conley, Coyne, Crowley, de la Cruz, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McKenney, Metts, Miller, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

The resolution is read and passed upon a voice vote.

GUESTS

Upon the suggestion of Senator Morgan and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Kyle Driscoll, Peter Driscoll, Tracey Driscoll Megan Driscoll, Casey Geary, Janson Williamson, Trevor Driscoll, and President of the Hopkinton Town Council Frank Landolfi.

NEW BUSINESS**Senate Resolution No. 529****BY** Lynch Prata, Conley, McCaffrey, Goodwin, McKenney**ENTITLED**, SENATE RESOLUTION EXPRESSING DEEPEST CONDOLENCES TO THE NOEL FAMILY ON THE PASSING OF JOYCE A. NOEL

{LC1832/1}

Recommended for Immediate Consideration.

Senator Lynch Prata requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lynch Prata moves passage, seconded by Senators, Algieri, Archambault, Bell, Conley, Coyne, Crowley, de la Cruz, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, 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.

CALENDAR

In order for the day is taken up as follows:

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.

Senator Miller moves that the advice and consent of the Senate be given this appointment, seconded by Senators Goodwin, Conley, Lynch Prata, Felag, Gallo, Lombardi, Lombardo, Sosnowski, Nesselbush, Lawson, Picard, Satchell, Algieri, de la Cruz, Rogers, Valverde, Euer, McKenney.

The advice and consent of the Senate is given, by unanimous consent, on a roll call vote, with 34 members voting in the affirmative, and 0 members voting in the negative as follows:

YEAS –34: The Honorable President Dominick Ruggerio, and Senators, Algieri, Archambault, Bell, Conley, Coyne, Crowley, de la Cruz, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, 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 Miller and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber the newly appointed Rebecca Boss.

Upon the suggestion of Senator de la Cruz and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber from BHDDH Michelle Place, Lindo Reilly, Chris Feisthamel, Tom Martin, Dr. Brian Daly, Lindo Mahoney, and Kathy Kushnir.

CALENDAR**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.

Senator Conley moves passage of the act, seconded by Senators Lynch Prata Miller, Lombardo, Goodwin, Sheehan, Bell, Coyne, and Seveney.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, by unanimous consent, upon 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, Algieri, Archambault, Bell, Conley, Coyne, Crowley, de la Cruz, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, 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 Coyne announces that the Committee on Environment and Agriculture will meet tomorrow at the rise of the Senate in the Senate Lounge of the State House.

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

Senator Raptakis announces that the Committee on Special Legislation and Veteran's Affairs will meet tomorrow at the rise of the Senate in Room 310 of the State House.

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

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

Senator Goldin announces that the Joint Committee on Health and Human Services and Finance 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 the Senate Lounge of the State House.

ADJOURNMENT

Upon the Motion of Senator Lynch Prata seconded by Senator Goodwin, and upon the suggestion of Senator Lynch Prata the Senate adjourns at 4:40 o'clock P.M, in memory of Joyce A. Noel.

ROBERT L. RICCI
Secretary of the Senate

Appendix

INVOCATION

SENATOR FRANK S. LOMBARDI

We ask, you, Lord, to show us in this chamber our place, define our duties, direct our energies, and guide us as we work. Amen.

Appendix

CONSENT CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 13, 2019:

1. **2019-S 461**
 BY Felag
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
2. **2019-H 5013**
 BY Abney
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.
3. **2019-H 5014**
 BY Edwards
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.
4. **2019-H 5089**
 BY McEntee
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.
5. **2019-H 5128**
 BY Abney
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.
6. **2019-H 5237**
 BY Newberry
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.
7. **2019-H 5239**
 BY Handy
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.

8. **2019-H 5277**
BY Slater
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

9. **2019-H 5295**
BY Ucci
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

10. **2019-H 5336**
BY Amore
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

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.