

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.34

Wednesday, April 10, 2019

Thirty Forth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Dominick J. Ruggiero, President of the Senate, at 4:06 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 McKenney, to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

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

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

GUESTS

Upon the suggestion of Senator Cano and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber new intern, Agnes Trent.

NEW BUSINESS**Senate Resolution No. 797**

BY de la Cruz, Rogers, Paolino, Algiere, Ruggerio

ENTITLED, SENATE RESOLUTION CONGRATULATING THE ELEANOR SLATER HOSPITAL/ZAMBARANO UNIT ON THE RECOGNITION OF ZAMBARANO DAY ON APRIL 10, 2019
{LC2280/1}

Recommended for Immediate Consideration.

Senator de la Cruz requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator de la Cruz 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 voice vote.

GUESTS

Upon the suggestion of Senator de la Cruz and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Kristin Raimond, Administrative Officer, Rebecca Boss, Director of BHDDH, Christopher Feisthamal, Chief Operating Officer, Cynthia Huether, Chief Executive Officer of BHDDH, Dr. Brian Daly, Chief Medical Officer, Mary Ellen Benedict, Administrator of Risk Management, Richard Marwell, Administrator, Sharon Sousa, Administrator, Jennifer McCarthy, Associate Administrator, Debra Vincoli, Nurse Manager, Amma Pelletier, Nurse Manager, Kathleen Hagan, Supervisor of Therapeutic

Recreation, Leonard Desjarlais, senior group worker, Justine Rossi-Pearson, senior group worker, Toni Carosi, Senior Group Worker, Irene Nichols, volunteer, secretary of Patients for Progress, Eileen Dobbing, Chief Nursing Officer, Ronald Brittain, Kathleen Sullivan, Jeffrey Winward, John Smith, Vice President of Patients for Progress, and Sharon Morin.

NEW BUSINESS

Senate Bill No. 798

BY Ruggerio, Coyne, Miller, Sosnowski, DiPalma

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- OPIOID STEWARDSHIP

ACT (Establishes an opioid stewardship payment program which manufacturers and distributors of opioids would pay into, to support opioid treatment programs.)

{LC2256/1}

Introduced, referred to Senate Finance.

Senate Bill No. 799

BY Ruggerio, Lynch Prata, Euer, Crowley, Lawson

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE INSURANCE POLICIES AND

RESERVES (Prohibits insurer from denying application/exclude/limit coverage under any life insurance policy based solely on prescription to carry or possess naloxone.)

{LC2257/1}

Introduced, referred to Senate Health and Human Services.

CONSENT CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR WEDNESDAY, APRIL 10, 2019:

1. 2019-S 796

BY Euer

ENTITLED, SENATE RESOLUTION PROCLAIMING APRIL 10, 2019, TO BE
“LEAGUE OF WOMEN VOTERS OF RHODE ISLAND 100TH ANNIVERSARY
DAY”

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 –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:

CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR WEDNESDAY, APRIL 10, 2019:

- 1. 2019-S 342**
BY Goldin
ENTITLED, AN ACT RELATING TO ELECTIONS - PRESIDENTIAL
CANDIDATES

Committee on Judiciary recommends passage.

Senator Goldin moves passage of the act, seconded by Senators Lynch Prata, McCaffrey, Goodwin, Miller, Felag, Lombardi, Crowley, Quezada, Bell, Valverde, Murray, DiPalma, and Euer.

Senators Rogers, Cano, Murray, McKenney, Valverde, Raptakis, Sheehan, Bell, Miller, Morgan, Metts, Nesselbush, DiPalma, and Lombardi discuss the act.

Senator Morgan, seconded by Senator Raptakis, offers the following written motion to amend.

FLOOR AMENDMENT

TO

2019 -- S 0342

AN ACT RELATING TO ELECTIONS - PRESIDENTIAL CANDIDATES

Mr. President:

I hereby move to amend 2019 -- S 0342, entitled "AN ACT RELATING TO ELECTIONS - PRESIDENTIAL CANDIDATES", as follows:

1. On page 1, line 2, by deleting the word "section", and by inserting in place thereof the word "sections".

2. On page 1, line 3, after the word "returns", by inserting the language "by presidential candidates".

3. On page 2, between lines 4 and 5, by inserting the following language:

"17-4-13.1. Disclosure of federal income tax returns by congressional candidates.

(a) Not later than August 1 of every even numbered year, all congressional candidates shall:

(1) File with the state board of elections a copy of their federal income tax returns as defined in 26 U.S.C. § 6103(b)(1) of the Internal Revenue Code of 1986, for at least the five (5) most recent taxable years for which a return has been filed with the Internal Revenue Service; and

(2) Provide written consent to the state board of elections in the form as shall be prescribed by the state board of elections for the public disclosure of the returns pursuant to this section.

(b) Federal income tax returns filed with the state board of elections pursuant to this section shall be made publicly available on the board's website no later than seven (7) days after the income tax returns have been filed, subject to redaction as authorized by § 17-4-13.1(c).

(c) Prior to making any federal income tax returns public, the state board of elections shall redact any and all information contained in the returns as deemed necessary in consultation with the state tax administrator and state director of revenue.

(d) Presidential candidates who fail to comply with the disclosure regulations of this section shall not appear on the official presidential primary ballot.

(e) Not later than August 1 of every even numbered year, all candidates for the Federal House of Representatives and Senate shall comply with the requirements of § 17-4-13.1(a)(1) and (a)(2).

Candidates for the Federal House of Representatives and Senate who fail to comply with the disclosure regulations of this section shall not appear on the official general election ballot."

Respectfully submitted,

Senator Raptakis

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LC001035/3
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Senators Pearson, Raptakis, Archambault, Lynch Prata, Crowley, Satchell, Bell, and Morgan discuss the amendment.

The motion to amend fails upon a roll call vote with 3 Senators voting in the affirmative and 35 Senators voting in the negative as follows:

YEAS –3: Senators Morgan, Raptakis, and Satchell.

NAYS – 35: The Honorable President Dominick Ruggiero, 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.

The un-amended act is read and passed, on a roll call vote, with 28 Senators voting in the affirmative, and 10 Senators voting in the negative as follows:

YEAS –28: The Honorable President Dominick Ruggiero, and Senators, Bell, Cano, Ciccone, Conley, Coyne, Crowley, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lynch Prata, McCaffrey, Metts, Miller, Murray, Nesselbush, Pearson, Picard, Quezada, Satchell, Seveney, Sosnowski, and Valverde.

NAYS – 10: Senators Algiere, Archambault, de la Cruz, Lombardo, McKenney, Morgan, Paolino, Raptakis, Rogers, and Sheehan.

2. 2019-S 90

BY Ciccone

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
HEALTHY WORKPLACE

Committee on Labor recommends passage.

Senator Ciccone moves passage of the act, seconded by Senators Lombardi, Lombardo, Lynch Prata, Conley, Gallo, Nesselbush, Sheehan, Quezada, Metts, Archambault, Cano, Valverde, Coyne, Goldin, and DiPalma.

Senators McKenney, Bell, Rogers, and Ciccone discuss the act.

The act is read and passed, on a roll call vote, with 32 Senators voting in the affirmative, and 6 Senators 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, Metts, Miller, Murray, Nesselbush, Pearson, Picard, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

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

3. 2019-S 171**BY** DiPalma**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
APPROPRIATE DISABILITY LANGUAGE

Committee on Labor recommends passage.

Senator DiPalma moves passage of the act, seconded by Senators Satchell, Goodwin, Conley, Sosnowski, Lombardi, Nesselbush, Lawson, Archambault, Paolino, Rogers, Valverde, Seveney, Goldin, and Euer.

Senator Conley discusses the act.

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 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:**4. 2019-S 173****BY** Gallo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
EMPLOYMENT OF WOMEN AND CHILDREN

Committee on Labor recommends passage.

Senator Gallo moves passage of the act, seconded by Senators Sheehan, Lynch Prata, Conley, Lombardo, Lombardi, Sosnowski, Lawson, Metts, Cano, Goldin, and Euer.

Senators Bell, Gallo, and Sheehan discuss the act.

The act is read and passed, on a roll call vote, with 35 Senators voting in the affirmative, and 2 Senators voting in the negative and 1 Senator abstaining as follows:

YEAS –35: The Honorable President Dominick Ruggiero, 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, Murray, Nesselbush, Paolino, Pearson, Picard, Quezada, Raptakis, Rogers, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 2: Senators Bell and Morgan.

RECUSE – 1: Senator Satchell.

5. 2019-S 330

BY Cano

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- FAIR EMPLOYMENT PRACTICES -- SEXUAL HARASSMENT

Committee on Labor recommends passage.

Senator Cano moves passage of the act, seconded by Senators McCaffrey, Goodwin, Felag, Sosnowski, Sheehan, Quezada, Lawson, Satchell, Bell, Coyne, Euer, and Murray.

Senators McKenney, Goldin, Nesselbush, Morgan, Felag, Cano, and Bell discuss the act.

The act is read and passed, on a roll call vote, with 31 Senators voting in the affirmative, and 7 Senators voting in the negative as follows:

YEAS –31: The Honorable President Dominick Ruggerio, and Senators, Archambault, Bell, Cano, Ciccone, Conley, Coyne, Crowley, DiPalma, Euer, Felag, Gallo, Goldin, Goodwin, Lawson, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Murray, Nesselbush, Pearson, Picard, Quezada, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 7: Senators Algieri, de la Cruz, McKenney, Morgan, Paolino, Raptakis, and Rogers.

6. 2019-S 370

BY McCaffrey

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - EMPLOYMENT SECURITY - BENEFITS

Committee on Labor recommends passage.

Senator McCaffrey moves passage of the act, seconded by Senators Lynch Prata, Goodwin, Felag, Lombardi, Lombardo, Gallo, Sosnowski, Sheehan, Lawson, Archambault, Bell, Murray, DiPalma, and Valverde.

Senator McCaffrey, seconded by Senators Lynch Prata, Ciccone, Archambault, and Bell, offers the following written motion to amend.

FLOOR AMENDMENT**TO**

2019 -- S 0370

**AN ACT RELATING TO LABOR AND LABOR RELATIONS - EMPLOYMENT SECURITY -
BENEFITS**

Mr. President:

I hereby move to amend 2019 -- S 0370, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS - EMPLOYMENT SECURITY - BENEFITS", as follows:

1. On page 2, line 12, by restoring the language "or" after the language "31".

Respectfully submitted,

Senator Ciccone

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LC000723/2
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The motion to amend prevails upon 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:

Senator McCaffrey moves passage of the act, as amended, seconded by Senators Ciccone, Archambault, and Bell.

The act is read and passed, as amended, on a roll call vote, with 33 Senators voting in the affirmative, and 5 Senators voting in the negative as follows:

YEAS –33: The Honorable President Dominick Ruggerio, 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, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 5: Senators Algieri, de la Cruz, Morgan, Paolino, and Rogers.

7. 2019-S 371

BY McCaffrey

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
PAYMENT OF WAGES

Committee on Labor recommends passage.

Senator McCaffrey moves passage of the act, seconded by Senators Ciccone, Conley, Felag, Bell, Sosnowski, Lombardi, Sheehan, Nesselbush, Lawson, Metts, Goldin, Seveney, Murray, and Coyne.

The act is read and passed, on a roll call vote, with 32 Senators voting in the affirmative, and 6 Senators 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, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 6: Senators Algieri, de la Cruz, Morgan, Paolino, Raptakis, and Rogers.

8. 2019-S 741

BY Lombardo

ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY --
PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS,
BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

Committee on Special Legislation and Veterans Affairs recommends passage.

Senator Lombardo moves passage of the act, seconded by Senators. Lombardi, Sosnowski, Sheehan, Nesselbush, Gallo, Felag, Miller, Lynch Prata, Euer, Murray, Coyne, Bell, Cano, Archambault, and Satchell.

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 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:

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

Senator Crowley announces that the Committee on Housing and Municipal Government will meet tomorrow, at the rise of the Senate in Room 310 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 Room 212 of the State House.

Senator Coyne announces that the Committee on Environment and Agriculture will meet today, at the rise of the Senate in the Senate Lounge of the State House.

Senator Metts and Felag announces that the Joint Committee on Education, and Finance 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 and Veteran's Affairs will meet today, at the rise of the Senate in Room 310 of the State House.

ADJOURNMENT

Upon the Motion of Senator Goodwin seconded by Senator Algieri, the Senate adjourns at 5:50 o'clock P.M.

ROBERT L. RICCI
Secretary of the Senate

Appendix**INVOCATION****SENATOR MARK P. MCKENNEY**

Lord as public servants, we require special blessings and guidance. We ask that you: Bless us with patience, as our zeal to do the work of the people should be tempered with civility and geniality. Bless us with wisdom and good judgement, especially at the times when those qualities seem to be in short supply. Guide us with your arm around our shoulders and, when necessary, your hand over our mouth; bless us with abilities to listen. Bless us with humility, as we richly deserve to be humbled. Bless us with a sense of humor, as it is much needed, especially by those of us who have little else to work with. Amen