

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.45

Tuesday, May 14, 2019

Forty Fifth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable Senate President Pro Tempore Harold M. Metts, at 4:05 o'clock P.M.

ROLL CALL

The roll is called and a quorum is declared present with 37 Senators present and 1 Senator absent as follows:

PRESENT –37: 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, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

ABSENT – 1: Senator Picard.

INVOCATION

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

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Forty Forth Day of the 2019 proceedings is read in part.

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

GUESTS

Upon the suggestion of Senator Sosnowski and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber Judith Ross McNab, and Kathleen Perry.

Upon the suggestion of Senator Sheehan and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber former Senator Robin Porter.

Upon the suggestion of Senator Nesselbush and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber former Senator Jeanine Calkin.

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

April 3, 2019

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-102-2 of the Rhode Island General Laws, I have made the following reappointment to the Governor's Workforce Board:

Katelyn Pisano
(Employer Representative)

For a term expiring January 1, 2022.

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

Sincerely,

Gina M. Raimondo
Governor

Referred to the Senate Committee on Labor.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
OFFICE OF GOVERNOR GINA M. RAIMONDO

GINA M. RAIMONDO, GOVERNOR

May 13, 2019

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section §23-28.2-23 of the Rhode Island General Laws, I have made the following appointment to the Fire Education & Training Coordinating Board:

Scott Kettelle
(Fire Instructors Association)

VICE
John Woodard, Sr.

For a term expiring January 31, 2022.

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

Sincerely,

Gina M. Raimondo
Governor

Referred to the Senate Committee on Housing and Municipal Government.

COMMUNICATION

The Honorable President of the Senate presents the following communication:

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

May 14, 2019

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

Dear President Ruggerio:

Please be advised and let the record reflect that due to family obligations I will be absent from the chamber from Tuesday, May 14, 2019 Thursday, May 16, 2019.

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

Thank you for your attention to this matter.

Sincerely,

Senator Roger A. Picard
Senate District 20

Read and ordered to be placed on file.

REPORTS OF COMMITTEES**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. 738 SUB A

BY Miller, McCaffrey, Ruggerio, Goodwin, Goldin

ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE COVERAGE--MARKET STABILITY AND CONSUMER PROTECTION ACT (Establishes the Rhode Island health insurance market stability and consumer protection act in order to update state law to reflect current insurance standards, practice and regulation to maintain market stability.)

{LC1782/A/1}

From the Committee on Health and Human Services to the Calendar.

COMMITTEE ON FINANCE

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

Senate Bill No. 55

BY Conley, Cano, DiPalma, Felag, Pearson

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ESTABLISHING A SMALL BUSINESS DEVELOPMENT FUND (Establishes small business development fund to encourage formation of private capital investment in underserved small businesses with annual report and termination after 6 years.) {LC477/1}

From the Committee on Finance to the Calendar.

Senate Bill No. 847

BY Goodwin

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SEC. 16-7-44 APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO FINANCE THE ACQUISITION, DESIGN, CONSTRUCTION, REPAIR, REHABILITATION, REPLACEMENT AND IMPROVEMENT OF HEALTH AND SAFETY PROJECTS AT THE CITY'S SCHOOLS AND SCHOOL FACILITIES, INCLUDING BUT NOT LIMITED TO BUILDING ENVELOPE REPAIR, MECHANICAL, ELECTRICAL AND PLUMBING IMPROVEMENTS, FIRE CODE COMPLIANCE AND PEST CONTROL, INCLUDING DESIGN AND FEASIBILITY, ENGINEERING OR OTHER STUDIES (Serves as the enabling act for the Providence Public Buildings Authority school housing projects to be eligible for state housing aid reimbursement.) {LC2533/1}

From the Committee on Finance to the Calendar.

House Bill No. 5174**BY** Slater, Diaz, Hull, Blazejewski, Walsh

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SEC. 16-7-44 APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO FINANCE THE ACQUISITION, DESIGN, CONSTRUCTION, REPAIR, REHABILITATION, REPLACEMENT AND IMPROVEMENT OF HEALTH AND SAFETY PROJECTS AT THE CITY'S SCHOOLS AND SCHOOL FACILITIES, INCLUDING BUT NOT LIMITED TO BUILDING ENVELOPE REPAIR, MECHANICAL, ELECTRICAL AND PLUMBING IMPROVEMENTS, FIRE CODE COMPLIANCE AND PEST CONTROL, INCLUDING DESIGN AND FEASIBILITY, ENGINEERING OR OTHER STUDIES (Serves as the enabling act for the Providence Public Buildings Authority school housing projects to be eligible for state housing aid reimbursement.) {LC746/1}

From the Committee on Finance to the Calendar.

NEW BUSINESS**Senate Resolution No. 873****BY** Satchell

ENTITLED, SENATE RESOLUTION PROCLAIMING THE WEEK OF MAY 12 THROUGH MAY 18, 2019, TO BE "SENIOR CORPS WEEK" IN THE STATE OF RHODE ISLAND {LC2607/1}

Recommended for Immediate Consideration.

Senator Satchell requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Satchell moves passage, seconded by 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, Quezada, Raptakis, Rogers, Seveney, Sheehan, Sosnowski, and Valverde.

The resolution is read and passed upon a voice vote.

GUESTS

Upon the suggestion of Senator Satchell and by Unanimous consent, The Honorable President of the Senate, welcomes to the Chamber William Provencal, Nicholas Andrade, Roshni Darnal, Michelle Krol, Jenny Martinez, Diane Richardson, Donna Smith, Lindsay Lanteri, Marisa Petrecia, and Susan Lewis.

NEW BUSINESS**Senate Resolution No. 874****BY** Goldin

ENTITLED, SENATE RESOLUTION COMMEMORATING AND CELEBRATING
"NATIONAL WOMEN'S HEALTH WEEK" IN THE STATE OF RHODE ISLAND FROM
MAY 12 THROUGH MAY 18, 2019
{LC2612/1}

Recommended for Immediate Consideration.

Senator Goldin requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

The resolution is read and passed upon a voice vote.

CONSENT CALENDAR

In order for the day is taken up as follows:

IN ORDER FOR TUESDAY, MAY 14, 2019:

1. ***The Reappointment of Paul R. Alvarez (Representing Labor) to the Governor's Workforce Board for a term expiring January 1, 2022.***

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

2. ***The Reappointment of David Chenevert (Employer Representative) to the Governor's Workforce Board for a term expiring January 1, 2022.***

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

3. ***The Reappointment of Mario Bueno (Community Based Organization Representative) to the Governor's Workforce Board for a term expiring January 1, 2022.***

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

4. *The Reappointment of Paul MacDonald (Labor Representative) to the Governor's Workforce Board for a term expiring January 1, 2022.*

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

5. *The Appointment of Karsten Hart (Employer Representative) to the Governor's Workforce Board for a term expiring January 1, 2022.*

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

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 –37: 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, 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 TUESDAY, MAY 14, 2019:

1. **2019-S 405 SUB A**
BY Sosnowski
ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY --
AGRICULTURAL FUNCTIONS OF DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT

Committee on Environment & Agriculture recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Sosnowski moves passage of the act, seconded by Senators Archambault, McCaffrey, Goodwin, Lombardi, Sheehan, Valverde, Euer, and Raptakis.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote, with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS –37: 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, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

2. 2019-S 687 SUB A

BY Ruggerio

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE - NEW BUILDINGS AND STRUCTURES

Committee on Housing & Municipal Government recommends indefinite postponement of the original bill and passage of Substitute A.

Senator Lombardo moves passage of the act, seconded by Senators Gallo, McCaffrey, Goodwin, Lombardi, Ciccone, Sosnowski, Nesselbush, Sheehan, Satchell, Cano,. Bell, Murray, Seveney, and DiPalma.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote, with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS –37: 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, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

3. 2019-S 633 SUB A

BY Goodwin

ENTITLED, JOINT RESOLUTION AUTHORIZING THE ISSUANCE OF GARVEE BONDS

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

Senator Goodwin moves passage of the act, seconded by Senators McCaffrey, Conley, Felag, Goodwin, Nesselbush, Lawson, Bell, McKenney, Seveney, and DiPalma.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote, with 32 Senators voting in the affirmative and 5 Senators voting in the negative as follows:

YEAS –32: 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, Quezada, Raptakis, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

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

4. 2019-S 713 SUB A

BY Ciccone

ENTITLED, AN ACT RELATING TO PROPERTY AND WORKS - LABOR AND PAYMENT OF DEBTS BY CONTRACTORS

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

Senator Ciccone, moves passage of the act, seconded by Senators Sosnowski, McCaffrey, Goodwin, Gallo, Lombardo, Lombardi, Lawson, Metts, Cano, and DiPalma.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote, with 31 Senators voting in the affirmative and 6 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, McKenney, Metts, Miller, Murray, Nesselbush, Pearson, Quezada, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

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

5. 2019-S 714 SUB A

BY Coyne

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- GOVERNOR'S WORKFORCE BOARD RHODE ISLAND

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

Senator Coyne moves passage of the act, seconded by Senators Ciccone, McCaffrey, Goodwin, Conley, Gallo, Lombardi, Lombardo, Nesselbush, Lawson, McKenney, and Murray.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote, with 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS –37: 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, Quezada, Raptakis, Rogers, Satchell, Seveney, Sheehan, Sosnowski, and Valverde.

NAYS – 0:

6. 2019-S 726 SUB A

BY Cano

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
APPRENTICESHIPS

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

Senator Cano moves passage of the act, seconded by Senators Archambault, McCaffrey, Conley, Gallo, Lombardi, Sosnowski, Nesselbush, Metts, Valverde, Coyne, Euer, 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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS –37: 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, 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 Lombardi announces that the Committee on Labor will meet tomorrow at the rise of the Senate in Senate Lounge 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 Metts announces that the Committee on Education will meet tomorrow at the rise of the Senate in Room 313 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 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 Felag announces that the Committee on Finance will meet today at the rise of the Senate in Room 211 of the State House.

Senator McCaffrey wishes Senator Satchell a Happy Birthday today.

ADJOURNMENT

Upon the Motion of Senator Goodwin seconded by Senator Algieri the Senate adjourns at 4:35 o'clock P.M.

ROBERT L. RICCI
Secretary of the Senate

Appendix

INVOCATION

SENATOR JAMES A. SEVENEY

Lord, as we deliberate over the bills before us, grant us your wisdom and insight, and above all compassion. Amen.

Appendix

CALENDAR

IN ORDER FOR THURSDAY, MAY 16, 2019:

1. **2019-S 55****BY** Conley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ESTABLISHING A SMALL BUSINESS DEVELOPMENT FUND

Committee on Finance recommends passage.

2. **2019-S 847****BY** Goodwin**ENTITLED**, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SEC. 16-7-44 APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO FINANCE THE ACQUISITION, DESIGN, CONSTRUCTION, REPAIR, REHABILITATION, REPLACEMENT AND IMPROVEMENT OF HEALTH AND SAFETY PROJECTS AT THE CITY'S SCHOOLS AND SCHOOL FACILITIES, INCLUDING BUT NOT LIMITED TO BUILDING ENVELOPE REPAIR, MECHANICAL, ELECTRICAL AND PLUMBING IMPROVEMENTS, FIRE CODE COMPLIANCE AND PEST CONTROL, INCLUDING DESIGN AND FEASIBILITY, ENGINEERING OR OTHER STUDIES

Committee on Finance recommends passage.

3. **2019-S 738 SUB A****BY** Miller**ENTITLED**, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE COVERAGE--MARKET STABILITY AND CONSUMER PROTECTION ACT

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

4. 2019-H 5174**BY Slater**

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SEC. 16-7-44 APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO FINANCE THE ACQUISITION, DESIGN, CONSTRUCTION, REPAIR, REHABILITATION, REPLACEMENT AND IMPROVEMENT OF HEALTH AND SAFETY PROJECTS AT THE CITY'S SCHOOLS AND SCHOOL FACILITIES, INCLUDING BUT NOT LIMITED TO BUILDING ENVELOPE REPAIR, MECHANICAL, ELECTRICAL AND PLUMBING IMPROVEMENTS, FIRE CODE COMPLIANCE AND PEST CONTROL, INCLUDING DESIGN AND FEASIBILITY, ENGINEERING OR OTHER STUDIES

Committee on Finance recommends passage in concurrence.