

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 fifth day of January in the year of Our Lord two thousand and sixteen.

Volume 143, No.08

Tuesday, January 26, 2016

Eighth Legislative Day

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:19 o'clock P.M.

The roll is called and a quorum is declared present with 36 Senators present and 2 Senators absent as follows:

PRESENT – 36: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

ABSENT – 2: Senators Nesselbush, Raptakis.

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.

COMMUNICATIONS

The Honorable President presents the following communications:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE**

January 27, 2016

The Honorable M. Teresa Paiva Weed
President of the Senate
State House, Room 318
Providence, RI 02903

Dear Madam President,

Please be advised that I will be unable to attend Senate Session on Tuesday or Wednesday, January 26 and 27, 2016

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

Sincerely,

Leonidas P. Raptakis
Senator – District 33

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
STATE HOUSE**

January 21, 2016

The Honorable M. Teresa Paiva Weed
President of the Senate
318 State House
Providence, RI 02903

Dear Madam President:

Please be advised that Senator John A. Pagliarini, Jr. was appointed to serve as a deputy minority leader within the Senate Republican caucus.

Thank you for your attention to this matter.

Sincerely,

Dennis L. Algieri
SENATE MINORITY LEADER

Read and ordered to be placed on file.

NEW BUSINESS**Senate Resolution No. 2158**

BY Lombardi, Gallo, Miller, Paiva Weed, Felag

ENTITLED, SENATE RESOLUTION HONORING AND CELEBRATING THE SPECIAL OLYMPICS OF RHODE ISLAND AND COX RI UNIFIED ATHLETES OF THE YEAR, JORDAN VAZQUEZ AND MICHAEL ROSSI, AND RECOGNIZING THEM, THEIR FAMILIES, FRIENDS, COACHES, AND NUMEROUS CRANSTON PUBLIC SCHOOL OFFICIALS ON JANUARY 26, 2016, AT THE RHODE ISLAND STATE HOUSE
{LC4110/1}

Senator Lombardi requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardi moves passage, seconded by Senators Gallo and Miller.

The resolution is read and passed, upon a voice vote.

GUESTS

Upon suggestion of Senator Lombardi and by unanimous consent, the Honorable President, welcomes to the Chamber Jordan Vasquez, Mr. and Mrs. Vasquez, Emily Vasquez, Maryann King, Sandra Cabral, Mike Rossi, Mr. and Mrs. Anne Marie Rossi, Dennis DeJesus, CEO Special Olympics Rhode Island, Chris Hopkins, Special Olympics of Rhode Island Director of Programs, Jeannine Nota Masse, Superintendent of Cranston Schools, Michelle Simpson, Cranston Schools Executive Director of Pupil Personnel Services, Sandi Matoian Heard, Cranston Schools Special Education Administrator, Tom Barbieri, Cranston High School West Principal, David Schiappa, Cranston High School West Assistant Principal for Special & Related Services, Matt Reis, Cranston High School West Unified Coach, Julie Bannon, Cranston High School West Unified Coach and Kelly Starliper Morris, Cranston Schools Project SEARCH Special Education Teacher.

FROM THE HOUSE OF REPRESENTATIVES

A message from the House of Representatives transmits with announcement of passage, of the following measure:

House Bill No. 7003

BY Craven, Keable, Fogarty, DeSimone, Marshall

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - THE GOOD SAMARITAN OVERDOSE PREVENTION ACT OF 2016 (Creates "The Good Samaritan Overdose Prevention Act of 2016" which would exempt from liability and provide immunity for violations of probation and/or parole to any person who administers an opioid antagonist to another person to prevent a drug overdose.)
{LC3317/1}

Senator McCaffrey requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator McCaffrey moves passage, seconded by Senators Algieri, Archambault, Cote, Conley, Coyne, Felag, Archambault, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Lombardo, Lynch Prata, Metts, Miller, Morgan, O'Neill, Pearson, Pichardo, Ruggerio, Sheehan.

The resolution is read and passed upon a roll call vote with 35 Senators voting in the affirmative and 1 Senator voting in the negative as follows:

YEAS: 35 The Honorable President Paiva Weed and Senators Algieri, Archambault, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS: 1 Senator Ciccone.

NEW BUSINESS

Senate Resolution No. 2159

BY Lombardo, Walaska

ENTITLED, SENATE RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE PASSING OF NANCY A. CALDARONE
{LC4185/1}

Senator Lombardo requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Lombardo moves passage, seconded by Senator Conley.

The resolution is read and passed, upon a rising vote.

CONSENT CALENDAR

In order for the day is taken up as follows:

1. Appointment of Joseph L. Dowling Jr., MD VICE David M. Wax (Deceased) to the Rhode Island State Council on the Arts for a term expiring March 1, 2017.

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

2. 2016-S 2157**BY Kettle****ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF MICELI CONSTRUCTION & ROOFING, INC**

Ordered on the Consent Calendar.

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the measures on today's Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 36 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS: 36 The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Doyle, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

NAYS: 0

GUESTS

Upon suggestion of Senator DaPonte and by unanimous consent, the Honorable President, welcomes to the Chamber Stephen Del Sesto, new Legal Counsel, Senate Finance.

ANNOUNCEMENTS

Senator Sheehan announces that 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 Metts announces that that the Committee on Education will meet tomorrow, at the rise of the Senate in Room 313 of the State House.

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

Senator Goodwin announces that Governor Gina M. Raimondo will have a bill signing for The Good Samaritan Overdose Prevention Act tomorrow, at 2:30 o'clock P.M. at the Anchor Recovery Center.

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.

(See Appendix for List)

ADJOURNMENT

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senator Lombardo the Senate adjourns at 4:39 o'clock P.M. in memory of Nancy A. Caldarone.

JOSEPH R. BRADY
Secretary of the Senate

Appendix**INVOCATION****SENATOR FRANK S. LOMBARDI**

Almighty Father, as we gather today for this senate session. Guide our minds and hearts so that we will work for the good of our community. Teach us to be generous in our outlook, courageous in the face of difficulty, and wise in our decisions. Amen.

Appendix

TRANSMITTED TO THE GOVERNOR

House Bill No. 7003

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{LC3317/1}