

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.17      Tuesday, February 23, 2016      Seventeenth 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 4:26 o'clock P.M.

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 Paiva Weed and Senators Algiere, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

**ABSENT** – 1: Senator Doyle.

## INVOCATION

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

(See Appendix for Invocation)

## PLEDGE OF ALLEGIANCE TO THE FLAG

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

## APPROVAL OF RECORD

The Senate Journal of the Sixteenth Legislative Day of the 2016 proceedings is read in part.

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

**COMMUNICATION**

The Honorable President presents the following communication:

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

February 23, 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 February 23, 2016, I am out of state on business.

Sincerely,

James E. Doyle, II  
Senator, District- 8  
Pawtucket

Read and ordered to be placed on file.

**COMMITTEE ON JUDICIARY**

Senator McCaffrey from the Committee on Judiciary, reports back, with recommendation of passage of the following measures:

**Senate Bill No. 2056**

**BY** Crowley, Sosnowski, Jabour, Conley

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS-REGULATION OF POWDERED CAFFEINE (Prohibits the sale of powdered caffeine to any person under the age of eighteen (18) and the possession of powdered caffeine by anyone under eighteen (18) or the possession of powdered caffeine on a school premises or public playground.)  
{LC3056/1}

Read and ordered to be placed on the Calendar.

**Senate Bill No. 2061**

**BY** Crowley, Sosnowski, Jabour, Conley

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES (Makes the possession of an alcohol without liquid device a crime punishable by a fine and/or imprisonment.)  
{LC3114/1}

Read and ordered to be placed on the Calendar.

**Senate Bill No. 2062****BY** Crowley, Sosnowski, Jabour, Conley**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--PROCEDURE GENERALLY -- FEES (Increases superior court jurors' fees to thirty-five dollars (\$35.00) per day.)

{LC3061/1}

Read and ordered to be placed on the Calendar.

**House Bill No. 7018****BY** Ucci**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Hanna Strowman to join Wendy Shaffer and Howard Rappoport in marriage on or about April 2, 2016, within the City of Warwick, Rhode Island.)

{LC3407/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7019****BY** Gallison, Marshall**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Laurie Kirby to join Amanda Colwell and Andrew Olson in marriage on or about June 4, 2016, within the Town of Portsmouth, Rhode Island.)

{LC3026/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7020****BY** Azzinaro, Corvese**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Robert Elmer to join Lauren Eisenberg and Serge Gagarin in marriage on or about June 18, 2016, within the Town of Westerly, Rhode Island.)

{LC3379/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7095****BY** Ruggiero**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Mark S. Hayward to join Amy Michele Famiglietti and Daniel Charles Sirois, Jr. in marriage on or about July 6, 2016, within the city of Newport, Rhode Island.)

{LC3605/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7096****BY** McEntee

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Ellen L. Connery to join Dana L. Sarubbi and Joshua H. Trotta in marriage on or about August 12, 2016, within the town of Narragansett, Rhode Island.)  
{LC3263/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7133****BY** Winfield, Costantino

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Colleen Marie Menard to join Bianca M.P. Hunt and Andrew Ivens Augusto in marriage on or about June 4, 2016, within the City of Warwick, Rhode Island.)  
{LC3590/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7134****BY** McEntee

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows John Mooney to join Kyla Normand and Wesley Ridders in marriage on or about July 24, 2016, within the City of Newport, Rhode Island.)  
{LC3756/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7136****BY** Abney

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Anne Carney Blain, Esq., to join Ali Bell-Irving and Jared Givens in marriage on or about June 17, 2016, within the City of Newport, Rhode Island.)  
{LC3766/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7137****BY** Diaz, Slater, Hull

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Fredrick Owen to join Brandon Healy and Mia Waldron in marriage on or about June 18, 2016, within the City of Providence, Rhode Island.)  
{LC3025/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7138****BY** Blazejewski

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Laurie A. Backall to join Nathan R. Limbach and Gretchen E. Bell in marriage on or about October 8, 2016, within the Town of Little Compton, Rhode Island.)  
{LC3749/1}

Read and ordered to be placed on the Consent Calendar.

**House Bill No. 7139****BY** Blazejewski

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Neil Fortin to join Jennifer Norton and David Socha in marriage on or about December 31, 2016, within the City of Providence, Rhode Island.)  
{LC3748/1}

Read and ordered to be placed on the Consent Calendar.

**NEW BUSINESS****Senate Resolution No. 2485****BY** Paiva Weed, DiPalma

**ENTITLED**, SENATE RESOLUTION PROUDLY PROCLAIMING MAY 13, 2016, TO BE "NAVY NURSE CORPS DAY" IN THE STATE OF RHODE ISLAND  
{LC4370/1}

Senator DiPalma requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator DiPalma moves passage, seconded by Senator McCaffrey.

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

**Senate Resolution No. 2486****BY** Ruggerio, Lombardi, Ciccone, Paiva Weed, Algiere

**ENTITLED**, SENATE RESOLUTION EXPRESSING OUR DEEPEST SYMPATHY ON THE UNTIMELY PASSING OF ISABELLA D. CORCELLI  
{LC5115/1}

Senator Ruggerio requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Ruggerio moves passage, seconded by Senators Lombardi, Ciccone, Algiere, Archambault, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan,

Nesselbush, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Raptakis, Satchell, Sheehan, Sosnowski, Walaska.

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

### CONSENT CALENDAR

In order for the day is taken up as follows:

**1. Senate Resolution No. 2429**

**BY** Lombardi, McCaffrey, Gallo, Miller

**ENTITLED**, SENATE RESOLUTION CONGRATULATING THE WESTERN HILLS STEM CLUB MEMBERS ON BEING AWARDED THE "BEST IN STATE" TITLE AT THE 2015-2016 VERIZON APP CHALLENGE FOR THEIR SMART APP {LC4313/1}

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 37 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 37: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, DaPonte, DiPalma, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch Prata, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Pagliarini, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Satchell, Sheehan, Sosnowski, Walaska.

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 or to the Honorable House of Representatives forthwith.

### ANNOUNCEMENTS

Senator Cote announces that the Committee on Commerce will meet today, at the rise of the Senate in the Senate Lounge of the State House.

Senator Miller announces that the Committee on Health and Human Services will meet today, at the rise of the Senate in Room 212 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 Jabour announces that the Committee on Judiciary will meet today, at the rise of the Senate in Room 310 of the State House.

Senator Lynch Prata announces that the Committee on Special Legislation will meet tomorrow, at the rise of the Senate in Room 310 of the State House.

Senator Conley 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 Ruggerio announces that Senators DaPonte, Felag and Doyle had Birthdays last week.

### **ADJOURNMENT**

Upon motion of Senator Goodwin seconded by Senator Algieri and upon suggestion of Senators Ruggerio, Lombardi and Ciccone the Senate adjourns at 4:40 o'clock P.M. in memory of Isabella D. Corcelli.

***JOSEPH R. BRADY***  
Secretary of the Senate

**Appendix****INVOCATION****SENATOR STEPHEN R. ARCHAMBAULT**

Dear Lord, as we return to this chamber, remind us that in the days ahead there will be many choices before us as we work to make our State a greater place to live. Help us to work together to reach common ground and find positive solutions for the benefit of all our constituents. Amen.



## Appendix

## CONSENT CALENDAR

## IN ORDER FOR WEDNESDAY, FEBRUARY 24, 2016:

1.     **2016-H 7018**  
      **BY** Ucci  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
2.     **2016-H 7019**  
      **BY** Gallison  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
3.     **2016-H 7020**  
      **BY** Azzinaro  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
4.     **2016-H 7095**  
      **BY** Ruggiero  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
5.     **2016-H 7096**  
      **BY** McEntee  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
6.     **2016-H 7133**  
      **BY** Winfield  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.
7.     **2016-H 7134**  
      **BY** McEntee  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES  
  
      Committee on Judiciary recommends passage in concurrence.

8.     **2016-H 7136**  
      **BY** Abney  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

9.     **2016-H 7137**  
      **BY** Diaz  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

10.    **2016-H 7138**  
      **BY** Blazejewski  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

11.    **2016-H 7139**  
      **BY** Blazejewski  
      **ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

## Appendix

## CALENDAR

## IN ORDER FOR THURSDAY, FEBRUARY 25, 2016:

1.     **2016-S 2056**  
      **BY** Crowley  
      **ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS-REGULATION OF  
      POWDERED CAFFEINE  
  
      Committee on Judiciary recommends passage.
2.     **2016-S 2061**  
      **BY** Crowley  
      **ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES  
  
      Committee on Judiciary recommends passage.
3.     **2016-S 2062**  
      **BY** Crowley  
      **ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--  
      PROCEDURE GENERALLY -- FEES  
  
      Committee on Judiciary recommends passage.