

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.33

Thursday, March 31, 2016

Thirty-Third 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 34 Senators present and 4 Senator absent as follows:

PRESENT – 34: The Honorable President Paiva Weed and Senators Algiere, Archambault, Ciccone, Conley, Cote, DaPonte, 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 – 4: Senators Coyne, Crowley, DiPalma, and Doyle.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of the Thirty-Second Legislative Day of the 2016 proceedings is read in part.

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

CALENDAR**1. 2016-S 2857**

BY Morgan

ENTITLED, SENATE RESOLUTION CONGRATULATING THE TOMAQUAG MUSEUM ON BEING SELECTED AS A FINALIST FOR THE 2016 NATIONAL MEDAL FOR MUSEUM AND LIBRARY SERVICE

Senator Morgan request unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Morgan moves passage, seconded by Senator Algieri, Ruggerio, Kettle, Goodwin, Sosnowski, Lombardi, Pagliarini, Archambault, Satchell, Gee, and Metts.

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

GUESTS

Upon suggestion of Senator Morgan and by unanimous consent, the Honorable President, welcomes to the Chamber Lorén Spears, Executive Director, Silvermoon LaRose, Assistant Director, Michael Johnson, Marketing & Media Manager, Wanda Hopkins, Communications & Documentation Coordinator. **Board of Directors:** Maria Lawrence, PhD. Co-Chair, Paula Jennings, Joan Lester, PhD, Jonathan James Perry, Leah Hopkins, Dawn Dove, Honorary Board.

COMMUNICATIONS

The Honorable President presents the following communications:

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

March 31, 2016

Honorable M. Teresa Paiva Weed
President of the Senate
Room 318, State House

Providence, RI 02903

Dear Madam President,

Please be advised that I will be absent from the Senate session on March 31, 2016, due to a professional obligation.

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

Thank you for your assistance.

Sincerely,

Senator Louis P. DiPalma
District 12

Read and ordered to be placed on file.

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

March 31, 2016

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

Dear President Paiva Weed:

Please be advised and let the record reflect that due to illness, I will be absent from the chamber on Thursday, March 31, 2016.

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

Thank you for your attention to this matter.

Sincerely,

Senator Elizabeth A. Crowley
Senate District 16

Read and ordered to be placed on file

APPOINTMENT BY THE GOVERNOR

The Honorable President 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**

March 31, 2016

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section § 12-1.1-4 of the Rhode Island General Laws, I have made the following appointment to the State Crime Laboratory Commission:

David M. Randall

(Representative of the Rhode Island Police Chiefs Association)

VICE

Chief Joseph H. Tavares

For a term expiring January 1, 2018.

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

Sincerely,

Gina M. Raimondo
Governor

Read and referred to the Committee on Judiciary.

**REPORTS OF COMMITTEES
FROM THE COMMITTEE ON ENVIRONMENT AND AGRICULTURE**

Senator Sosnowski from the Committee on Environment and Agriculture, reports back, with recommendation of passage of the following measures:

Senate Bill No. 2181

BY Walaska, Sosnowski, Paiva Weed, Conley, Kettle

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - RENEWABLE ENERGY GROWTH PROGRAM (Expands the renewable energy growth program for an additional ten (10) years after the fifth program year, with an annual target of forty (40) nameplate megawatts for each year of the ten (10) year period.)
{LC4219/1}

Read and ordered to be placed on the Calendar on Tuesday, April 5th.

Senate Bill No. 2185

BY Sosnowski, Conley, Goodwin, Miller, Pichardo

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY (Extends the 2004 Renewable Energy Standard Schedule Program, which required the suppliers of retail electricity to purchase increasing minimum amounts of renewable energy from 2019 to 2035.)
{LC4188/1}

Read and ordered to be placed on the Calendar on Tuesday, April 5th.

NEW BUSINESS

Senate Resolution No. 2862

BY Paiva Weed, Algieri

ENTITLED, SENATE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF CHARLOTTE RICHARDSON
{LC5525/1}

Senator Goodwin request unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Senator Goodwin moves passage, seconded by Senators Algieri, Kettle, Gee, Sheehan, Goldin, Archambault, McCaffrey, Felag, Walaska, Lynch Prata, Gallo, DaPonte, Ruggerio, Nesselbush, Fogarty, Metts, and Picard.

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

Senate Bill No. 2863

(Business Regulation)

BY Gallo

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS (Amends the statutes regarding securities and franchises in order to allow for electronic filings and to remove the filing fee for advertising.)
{LC5059/1}

Read and ordered to the Committee on Commerce.

Senate Bill No. 2864

(Division of Public Utilities)

BY Goodwin, Miller

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- TRANSPORTATION NETWORK COMPANY SERVICES (Creates regulations for operators and drivers of transportation network services companies to be administered by the division of public utilities and carriers and includes requirements for obtaining permits, insurance, and the BCI of drivers.)
{LC5448/1}

Read and ordered to the Committee on Commerce.

Senate Bill No. 2865**BY** Goodwin, Miller

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (Adds "transportation network companies", which use a digital network to connect riders with transportation, to the list of services subject to sales and use taxation.)
{LC5610/1}

Read and ordered to the Committee on Commerce.

Senate Bill No. 2866

(Business Regulation)

BY Gallo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- ENGINEERS (Amends statutes governing engineers, land surveyors and landscape architects (design professionals) to eliminate outmoded, inconsistent and unnecessary regulations and bring Rhode Island in line with our neighbors to level the playing field for business.)
{LC5153/1}

Read and ordered to the Committee on Commerce.

Senate Bill No. 2867**BY** Pichardo, Crowley, Metts, Gallo, Goodwin**ENTITLED**, AN ACT RELATING TO EDUCATION -- PUBLIC PREPARATORY

ACADEMIES (Authorizes Providence and Central Falls school committees to initiate corporate efforts to provide alternative diploma-granting programs for students between the ages of 14 and 21 years old.)

{LC5197/1}

Read and ordered to the Committee on Education.

Senate Bill No. 2868**BY** Archambault, Lombardi, Ruggerio, Conley, Kettle**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -

CRUELTY TO ANIMALS (Prohibits the use of bullhooks or similar devices on elephants.)

{LC5572/1}

Read and ordered to the Committee on Environment and Agriculture.

Senate Bill No. 2869

(Revenue)

BY DiPalma**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --

REINSTATEMENT FEES FOR THE REINSTATEMENT OF OPERATING PRIVILEGES

AND REGISTRATION RIGHTS (Conforms the amount of the fees for the reinstatement of operating privileges and registration rights suspended under this section to the amount of the fees for the reinstatement after suspension pursuant to other sections of title 31.)

{LC5118/1}

Read and ordered to the Committee on Finance.

Senate Bill No. 2871

(Revenue)

BY DaPonte**ENTITLED**, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX (Requires employers to file state copies of federal form w-2 (wage and tax statement) with the division of taxation on or before January 31st following the close of the calendar year.)

{LC5112/1}

Read and ordered to the Committee on Finance.

Senate Bill No. 2872**BY** Pearson

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT SECURITY ACT FOR LOCALLY ADMINISTERED PENSION FUNDS (Authorizes the general treasurer to monitor locally administered pension plans and withhold state aid if not meeting requirements.)
{LC5512/1}

Read and ordered to the Committee on Finance.

Senate Bill No. 2873**BY** Miller

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY- LICENSING OF HEALTH CARE FACILITIES (Prohibits a charging hospital from charging a risk bearing hospital, or the insurer(s) for the cost of an unduplicated service provided at the charging hospital, more than (110%) of the lowest rate the charging hospital accepts from any insurer.)
{LC5614/1}

Read and ordered to the Committee on Health and Human Services.

Senate Bill No. 2874

(Health)

BY Crowley

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT (Allows for electronic system data transmission of Schedule V prescriptions.)
{LC5123/1}

Read and ordered to the Committee on Health and Human Services.

Senate Bill No. 2875**BY** Nesselbush, Fogarty, Miller, Pichardo, Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- NURSING ASSISTANTS (Allows nursing and related professionals to practice under supervision of an RN without certain registration requirements.)
{LC5636/1}

Read and ordered to the Committee on Health and Human Services.

Senate Bill No. 2876

(by request)

BY Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - LOW AND MODERATE INCOME HOUSING (Reduces the definition of low or moderate income housing existing, in the case of an urban city or town, from 5,000 to 3,000 occupied year-round rental units.)
{LC5590/1}

Read and ordered to the Committee on Housing and Municipal Government.

Senate Bill No. 2877**BY** DaPonte

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS' AND CHAUFFEURS' LICENSES (Exempts sixteen year old persons validly licensed in their native country possessing valid study work visa issued by the United States government from state motor vehicle licensing requirements.)

{LC5463/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2878

(Attorney General)

BY Lombardi, Coyne, Conley, Ciccone, Raptakis

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (Adds and includes marijuana concentrates into the definition of marijuana and clarifies the weight equivalent of marijuana and marijuana concentrates.)

{LC5608/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2879**BY** Conley, Lombardi, Archambault, Jabour, Lynch Prata

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--PROCEDURE IN PARTICULAR ACTIONS (Establishes the uniform commercial receivership act, in order to provide uniformity with respect to the powers, rights, and duties of receivers appointed over commercial property.)

{LC5506/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2880**BY** Conley, Goldin, Jabour, Archambault, Lynch Prata

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE (Promulgates standards of probable cause or reasonable suspicion before a person in custody could be subjected to strip/body cavity searches.)

{LC5419/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2881**BY** Archambault, Lombardi, McCaffrey, Metts, Ruggerio

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - FANTASY CONTESTS (Imposes various consumer protection practices upon fantasy contest operators and requires them to register with the department of business regulation.)

{LC5257/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2882

(Administration)

BY DiPalma**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - ZONING ORDINANCES

(Provides for an expedited procedure for zoning variances to help manage various states of emergency.)

{LC5085/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2883**BY** Metts**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WILLFUL TRESPASS, DISORDERLY CONDUCT, AND SHOPLIFTING (Provides heightened penalties, including imprisonment, for certain actions deemed lascivious or those in violation of The Domestic Violence Prevention Act.)

{LC3459/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2884**BY** Metts**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WILLFUL TRESPASS

(Amends the penalty provision for the crime of willful trespass and would provide for a fine not exceeding \$500 for a first or second conviction and by a fine not exceeding \$1,000 for a third or subsequent conviction.)

{LC3456/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2885**BY** Metts**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SHOPLIFTING

(Reclassifies shoplifting from a crime to a violation for a first offense, punishable by a fine, also punishes 2nd offense as a misdemeanor, punishable by a fine not a prison sentence if the merchandise is less than \$100.)

{LC3458/1}

Read and ordered to the Committee on Judiciary.

Senate Bill No. 2886**BY** Felag, Walaska, Gallo, Pichardo, Lynch Prata**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -

EMPLOYMENT OF VETERANS (Allows private employers to adopt an employment policy that provides a preference in hiring or promotion, or both, to a veteran.)

{LC5623/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Senate Bill No. 2887

(Business Regulation)

BY Goodwin**ENTITLED**, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS -- GAMING AND ATHLETICS LICENSING (Changes the title of the "division of racing and athletics" to the "division of gaming and athletics licensing".)

{LC5170/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

Senate Bill No. 2888**BY** Felag, Walaska, Gallo, Pichardo, Lynch Prata**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - EMPLOYMENT RIGHTS OF MEMBERS OF ARMED FORCES (Expands the restoration of employment rights of employees who are members of the National Guard of this or any other state.)

{LC5624/1}

Read and ordered to the Committee on Special Legislation and Veterans Affairs.

FROM THE HOUSE OF REPRESENTATIVES

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

House Bill No. 7590

(General Treasurer)

BY Serpa, Fellela**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- ITINERANT VENDORS (Repeals the chapter of the general laws regulating itinerant vendors and their various licensing requirements, responsibilities, and duties.)

{LC4093/1}

Referred to the Senate Committee on Finance.

House Bill No. 7203**BY** Corvese, Melo, Azzinaro, Winfield, Ucci**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT (Prohibits a recipient of direct cash assistance on electronic benefit cards from utilizing the card to purchase certain items and sanctions businesses accepting the cards for non-authorized products.)

{LC3726/1}

Referred to the Senate Committee on Finance.

House Bill No. 7153**BY** Craven

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (Exempts from taxation the real and personal property at 415 Tower Hill Road, North Kingstown of South County Community Action, Inc.)
{LC3685/1}

Referred to the Senate Committee on Finance.

House Bill No. 7533 SUB A

(General Treasurer)

BY Blazejewski, Johnston, Keable, Casey, Solomon

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE-CRIMINAL INJURIES COMPENSATION (Increases the emergency fund pursuant to the Criminal Injuries Compensation Act for burial expenses from \$8,000 to \$10,000 and increases the emergency relocation costs from \$2,000 to \$5,000.)
{LC4138/A/1}

Referred to the Senate Committee on Finance.

House Bill No. 7538

(General Treasurer)

BY Coughlin, Solomon, Johnston, Messier

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - CRIMINAL INJURIES COMPENSATION (Makes residents of the state of Rhode Island who are victims of terrorist acts outside the state of Rhode Island but within the United States, eligible to receive victim's compensation payments under this chapter.)
{LC4091/1}

Referred to the Senate Committee on Finance.

House Bill No. 7908**BY** Newberry

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Doreen M. Costa to join Rosella Ann Nappi and Richard A. Patenaude in marriage on or about July 24, 2016, within the Town of North Kingstown, Rhode Island.)
{LC5391/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7906**BY** Kazarian

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Charles Tsonos to join Stacey L. Doyle and Seth A. Mandeville in marriage on or about October 2, 2016, within the Town of Burrillville, Rhode Island.)
{LC5373/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7907**BY** Kazarian

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Carl Gibeau to join Rashae Marie Melanson and Joel Owen Piggott in marriage on or about June 11, 2016 within the Town of West Greenwich, Rhode Island.)
{LC5374/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7910**BY** Handy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Myron J. Raisner to join Shira Beth Raisner and Michael Paul Christensen in marriage on or about June 24, 2016, within the Town of Bristol, Rhode Island.)
{LC5392/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7909**BY** McEntee

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Richard Frank Ruggiero, Jr., to join Abby Rose Paon and Matthew James Sutton in marriage on or about July 2, 2016, within the Town of Johnston, Rhode Island.)
{LC5397/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7026 SUB A**BY** Carson, Gallison, Fogarty, Naughton, Craven

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES (Makes the possession, purchase, or sale of powdered alcohol a crime punishable by a fine not to exceed one thousand dollars (\$1,000).)
{LC3073/A/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7862**BY** Edwards, Canario

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Matthew Dennis to join Arielle Hebert and Bryan Dennis in marriage on or about April 30, 2016, within the Town of Little Compton, Rhode Island.)
{LC5350/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7824**BY** Carson

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Michael Stallman to join Brynne Lehner and Scott Colton in marriage on or about September 4, 2016, within the City of Newport, Rhode Island.)
{LC5301/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7810**BY** Amore

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Mark Nelson to join Victoria Lomas and Jacob Davenport in marriage on or about July 16, 2016, within the City of East Providence, Rhode Island.)
{LC5209/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7811**BY** McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Ronald Crudele to join Bethany Lee Crudele and John Darryl Jones, Jr., in marriage on or about August 12, 2016, within the Town of Bristol, Rhode Island.)
{LC5267/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7809**BY** Blazejewski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Jayne Marie Davolio to join Michael Alan Watson, Jr., and John Peter Rondeau in marriage on or about September 3, 2016, within the Town of Smithfield, Rhode Island.)
{LC5223/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7257**BY** Lima, Palangio, Maldonado, Fogarty, Shekarchi

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD ESTABLISHMENTS (Permits dogs in outdoor dining areas of restaurants under certain circumstances.)
{LC3831/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7147 SUB A**BY** Edwards, Canario, Messier, Hearn, Newberry**ENTITLED**, AN ACT RELATING TO ELECTIONS - CAMPAIGN FINANCE (Clarifies the definition of the term "entity" that advocates for the approval or question presented to voters at a financial town meeting, to include business entities, political action committees, persons and exempt nonprofits.)

{LC3699/A/1}

Referred to the Senate Committee on Judiciary.

House Bill No. 7438 SUB A**BY** Kennedy, Azzinaro, Keable, Winfield, Shekarchi**ENTITLED**, AN ACT RELATING TO INSURANCE - PRESCRIPTION DRUG BENEFITS (Regulates business relationship between pharmacy services providers/group health insurers/health service organizations with department of health oversight.)

{LC4298/A/1}

Referred to the Senate Committee on Health and Human Services.

House Bill No. 7215**BY** Shekarchi, Ackerman, McEntee, Kennedy, Marshall**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - SUBDIVISION OF LAND (Extends expiration date from 6/30/16 to 6/30/17 for approvals/permits issued by towns/cities in effect from 11/9/09 and 6/30/17 without reviving any expired approval/permit.)

{LC3330/1}

Referred to the Senate Committee on Environment and Agriculture.

House Bill No. 7499**BY** Carnevale, Slater, Malik, Almeida, Hull**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (Allows class A liquor retail license holders to serve unlimited samples of wine products available for purchase on one occasion each year.)

{LC4124/1}

Referred to the Senate Committee on Special Legislation and Veterans' Affairs.

CALENDAR**2. 2016-S 2235****BY** Ruggerio**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
PAYMENT OF WAGES

Senator Ruggerio moves passage, seconded by Senators Ciccone, Lombardi, McCaffrey, Goodwin, Lynch Prata, Nesselbush, Fogarty, Metts

Senator Ruggerio, seconded by Senators Pagliarini, Lombardi, Archambault, Ciccone, McCaffrey, Nesselbush, Fogarty, and Metts offers the following written motion to amend.

FLOOR AMENDMENT

TO

2016 -- S 2235

AN ACT RELATING TO LABOR AND LABOR RELATIONS – PAYMENT OF WAGES

Madam President:

I hereby move to amend 2016 -- S 2235, entitled “AN ACT RELATING TO LABOR AND LABOR RELATIONS -- PAYMENT OF WAGES”, as follows:

1. On page 1, line 14, by deleting the period (.) at the end of the line and by inserting in place thereof the following language: “; provided, that for purposes of this definition only, the term "employer" shall not include any agent or officer of any of the "previously mentioned classes" referred to in subsection (3) of this section, other than a chief executive officer or equivalent individual.”

2. On page 2, line 17, by deleting the language "28-14-32" and by inserting in place thereof the language "28-14-33".

3. On page 2, by deleting all the language on lines 21 through 24.

4. On page 2, line 25, by deleting the language "(d)" and by inserting in place thereof the language "(c)".

5. On page 2, line 27, by deleting the language "(e)" and by inserting in place thereof the language "(d)".

6. On page 2, line 28, by deleting the language "the court may, in its" and by inserting in place thereof the following language: "the employer shall be entitled to court costs and reasonable attorney's fees."

7. On page 2, by deleting all of the language on line 29.

8. On page 2, line 32, by deleting the language "28-14-32" and by inserting in place thereof the language "28-14-33".

9. On page 2, by deleting all of the language on lines 33 and 34 and by inserting in place thereof the following language:

"(b) If an employer files a complaint, the court shall establish a temporary lien on the identified property and determine, within thirty (30) days of the filing of the complaint, whether to issue an order establishing a lien for unpaid wages as described in §28-14-35 based upon the preponderance of the evidence."

10. On page 3, line 4, by deleting the language "28-14-32" and by inserting in place thereof the language "28-14-33".

The motion to amend prevails 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 Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, DaPonte, 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

The act is read and passed, 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 Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, DaPonte, 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

3. 2016-S 2475

BY Nesselbush

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MINIMUM WAGES

Senator Nesselbush moves passage, seconded by Senators Ruggerio, Lombardo, Archambault, Lombardi, Goldin, Ciccone, Gallo, Fogarty, and Metts.

The act is read and passed, 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 Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, DaPonte, 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

4. 2016-H 7086 SUB A

BY Malik

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

Senator Felag moves passage, seconded by Senators Ruggerio, Goodwin, DaPonte, Metts, Walaska, Pichardo,, Fogarty, Fogarty, Pearson, Kettle, Morgan, Pagliarini, Lombardi, Archambault, Sheehan, Fogarty, Raptakis, Jabour, Picard.

The act is read and passed, 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 Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, DaPonte, 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

ANNOUNCEMENTS

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

Senator Nesselbush announces the committee on Health & Human Services will meet today at the rise of the Senate in Senate Lounge of the State House.

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.

ADJOURNMENT

Upon motion of Senator Goodwin and on behalf of The Honorable President Paiva Weed seconded by Senator Algieri, the Senate adjourns at 4:45 o'clock P.M. in memory of *Charlotte Richardson*.

Appendix

INVOCATION

SENATOR ELAINE J. MORGAN

Dear God, please grant us the wisdom to be aware of the vital needs of the people we are here to serve. Please grant us the courage to meet those needs to the fullest extent of our ability. Amen.

Appendix

CALENDAR

IN ORDER FOR TUESDAY, APRIL 5, 2016:

1. **2016-S 2450 SUB A****BY** Conley**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
DUTIES OF UTILITIES AND CARRIERS -- UTILITY BASE RATE

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

2. **2016-S 2181****BY** Walaska**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
RENEWABLE ENERGY GROWTH PROGRAM

Committee on Environment & Agriculture recommends passage.

3. **2016-S 2185****BY** Sosnowski**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
RENEWABLE ENERGY

Committee on Environment & Agriculture recommends passage.

Joseph Brady
Secretary of the Senate

Appendix

TRANSMITTED TO THE GOVERNOR

House Bill No. 7086 SUB A

BY Malik, Marshall, Gallison, Hull, Azzinaro

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS (Names the section of Route 114 located in Bristol and Warren between the Warren Bridge and the Mount Hope Bridge in memory of 1st Sergeant P. Andrew McKenna.)

{LC3040/A/2}