

# State of Rhode Island and Providence Plantations

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# JOURNAL

-OF THE-

# HOUSE OF REPRESENTATIVES

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**JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the second day of January in the year of Our Lord two thousand and eighteen.**

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Volume 145, No. 36

Wednesday, April 11, 2018

Thirty-sixth Day

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The House of Representatives meets at the State House in Providence, Wednesday, April 11, 2018 and is called to order at 4:21 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 72 members present and 3 members absent as follows:

**PRESENT** – 72 The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Bennett, Blazejewski, Canario, Carson, Casey, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Cunha, Diaz, Donovan, Fellela, Filippi, Fogarty, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Brien, O'Grady, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Roberts, Ruggiero, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Vella-Wilkinson, Williams, Winfield.

**ABSENT** – 3: Representatives Barros, Edwards, Walsh.

## INVOCATION

The Honorable Speaker presents Representative Fellela who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.)

## APPROVAL OF RECORD

By unanimous consent, the House Journal of Tuesday, April 10, 2018, is approved.

RHODE ISLAND GENERAL ASSEMBLY



House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**

Pursuant to House Rule 15(g)(ii), Representative Diaz hereby requests the removal of their co-sponsorship of Bill # H-7113 entitled: An Act Relating to Criminal Offenses - Children which is currently in the House Committee on Judiciary.

Signature: \_\_\_\_\_

House District: \_\_\_\_\_

Date: March 28, 2018

Acknowledgement:

Chief Legal Counsel to the Speaker

*NOTE: This request must be submitted to the Clerk of the House, who will retain the original and a copy to be placed in the committee's original bill file*

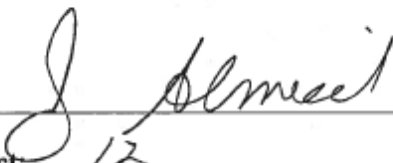
RHODE ISLAND GENERAL ASSEMBLY



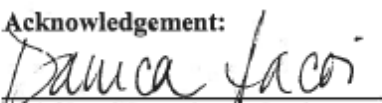
House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**

Pursuant to House Rule 15(g)(ii), Representative Almeida hereby requests the removal of their co-sponsorship of Bill # H-7164 entitled: Born Alive Infant Protection Act which is currently in the House Committee on Judiciary.

Signature:   
House District: 12

Date: March 30, 2018

Acknowledgement:  
  
Chief Legal Counsel to the Speaker

*NOTE: This request must be submitted to the Clerk of the House, who will retain the original and a copy to be placed in the committee's original bill file*

RHODE ISLAND GENERAL ASSEMBLY



House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**

Pursuant to House Rule 15(g)(ii), Representative Diaz  
hereby requests the removal of their co-sponsorship of Bill # H-7164  
entitled: Born Alive Infant Protection Act  
which is currently in the House Committee on Judiciary.

Signature: \_\_\_\_\_

House District: \_\_\_\_\_

Date: March 28, 2018

Acknowledgement:

Chief Legal Counsel to the Speaker

*NOTE: This request must be submitted to the Clerk of the House, who will retain the original and a copy to be placed in the committee's original bill file*

RHODE ISLAND GENERAL ASSEMBLY



House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**

Pursuant to House Rule 15(g)(ii), Representative Lombardi hereby requests the removal of their co-sponsorship of Bill # H-7164 entitled: Born Alive Infant Protection Act which is currently in the House Committee on Judiciary.

Signature: \_\_\_\_\_

House District: \_\_\_\_\_

Date: March 30, 2018

Acknowledgement:

Chief Legal Counsel to the Speaker

*NOTE: This request must be submitted to the Clerk of the House, who will retain the original and a copy to be placed in the committee's original bill file*

RHODE ISLAND GENERAL ASSEMBLY



House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**

Pursuant to House Rule 15(g)(ii), Representative Lombardi hereby requests the removal of their co-sponsorship of Bill # H-7592 entitled: Joint Resolution Amendment to the Constitution Initiative and Referendum which is currently in the House Committee on Judiciary.

Signature: \_\_\_\_\_

House District: \_\_\_\_\_

Date: April 4, 2018

Acknowledgement: \_\_\_\_\_

Chief Legal Counsel to the Speaker

*NOTE: This request must be submitted to the Clerk of the House, who will retain the original and a copy to be placed in the committee's original bill file*

## ANNOUNCEMENT

Representative Moira J. Walsh is unable to attend session today, Wednesday, April 11, 2018.

## COMMUNICATION FROM THE SENATE

A message from the Honorable Senate transmits with announcement of passage, of the following measures:

**Senate Bill No. 2325**

**BY** Sosnowski, Crowley

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - TRANSPORTATION NETWORK COMPANY SERVICES (Exempts the town of New Shoreham from the jurisdiction of the division of public utilities and carriers for purposes of regulating transportation network companies.) {LC3839/1}

04/11/2018 Referred to House Municipal Government

**Senate Resolution No. 2390**

**BY** Felag, Raptakis, Seveney, Cote, Jabour

**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY VETERAN AND MILITARY SPOUSE EDUCATION & EMPLOYMENT OPPORTUNITIES {LC4686/1}

04/11/2018 Referred to House Veterans Affairs

**Senate Bill No. 2475 SUB A as amended**

**BY** Goldin, Goodwin, Ruggerio, Lynch Prata, McCaffrey

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - FAIR EMPLOYMENT PRACTICES (Expands the protections and remedies for employees against employers who pay wage differentials based on race, color, religion, sex, sexual orientation, gender identity or expression, disability; age or country of ancestral origin.) {LC4054/A/1}

04/11/2018 Referred to House Labor

**Senate Bill No. 2485 SUB A**

**BY** DaPonte, Satchell, DiPalma, Pearson, Ciccone

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (Creates a Day of Portugal and Portuguese Heritage in RI, Inc. motor vehicle license plate.) {LC4331/A/1}

04/11/2018 Referred to House Finance

**Senate Bill No. 2557**

(Dept. of Transportation)

**BY** Ciccone, McCaffrey, Goodwin, Felag, Lombardi

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - DEFINITIONS AND GENERAL CODE PROVISIONS (Amends several provisions relative to truck size and weight limitations to be compatible with federal law.) {LC4937/1}

04/11/2018 Referred to House Corporations

**Senate Bill No. 2581 SUB A**

(Governor)

**BY** Lynch Prata, Goodwin, McCaffrey, Gallo, Conley**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSE - ELECTRONIC IMAGING

DEVICES (Prohibits the dissemination of any indecent image of another person without authorization for the purpose of harassing, intimidating, threatening another person.) {LC4936/A/1}

04/11/2018 Referred to House Judiciary

**Senate Bill No. 2619****BY** McCaffrey, Goodwin, Ciccone, Nesselbush, Lombardi**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- PAYMENT OF

WAGES (Creates a legal process to aid employees in collecting their unpaid wages from their employer.) {LC3665/1}

04/11/2018 Referred to House Labor

**Senate Bill No. 2638 SUB A****BY** Goodwin, Goldin**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - EQUAL PAY DATA

COLLECTION AND REPORTING (Requires an employer of 100 or more employees to report information as to compensation/hours worked by age/gender/race/ethnicity/job category/occupation/title to DLT eff. 1/1/19.) {LC5095/A/2}

04/11/2018 Referred to House Labor

**NEW BUSINESS****House Bill No. 8075****BY** O'Brien, Amore, Craven, McEntee, Marshall**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE

POLICIES (Authorizes pharmacies to dispense prescriptions of less than a thirty (30) day supply for the purpose of synchronizing a patient's medications.) {LC5445/1}

04/11/2018 Introduced, referred to House H.E.W.

**House Bill No. 8076****BY** Handy, Diaz, Tanzi, Hearn, Fogarty**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND

COMPUTATION (Adds electronic nicotine-delivery systems to the definition of "Tobacco" for tax purposes.) {LC5138/1}

04/11/2018 Introduced, referred to House Finance

**House Bill No. 8077****BY** Ruggiero**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER

OF LITTLE CREEK LANDSCAPING AND EXCAVATING LLC {LC5454/1}

04/11/2018 Introduced, referred to House Corporations



**House Bill No. 8078****BY** Regunberg**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Daniel Ovoian to join Helen Trinh Pham and Steven Wood Criscione in marriage on or about June 2, 2018, within the City of Providence, Rhode Island.) {LC5464/1}

04/11/2018 Introduced, referred to House Judiciary

**House Bill No. 8079****BY** Regunberg**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Judy Kaye to join Randee Weitzman and Abdelkader Belaid in marriage on or about September 8, 2018, within the Town of Westerly, Rhode Island.) {LC5460/1}

04/11/2018 Introduced, referred to House Judiciary

**House Bill No. 8080****BY** Carson, Donovan, Shekarchi, Ucci**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- CONTINUING EDUCATION FOR LOCAL PLANNING AND ZONING BOARDS (Requires initial and continuing education in land use law and planning for local planning and/or zoning board and commission members.) {LC5413/1}

04/11/2018 Introduced, referred to House Municipal Government

**House Bill No. 8081****BY** Filippi**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION-- TOWN OF CHARLESTOWN (Authorizes the town of Charlestown, by ordinance, to offer tax dollar credit reductions in lieu of various tax exemptions.) {LC5400/1}

04/11/2018 Introduced, referred to House Municipal Government

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR WEDNESDAY, APRIL 11, 2018:****1. 2018-H 7694 SUB A****BY** Mattiello**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

Committee on Health, Education &amp; Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Chairman McNamara moves passage of the act, seconded by Representatives Phillips, Mendonca, Shanley, Tobon, Maldonado, Johnston, Blazejewski, Coughlin, Hull, Messier, Morin, Corvese, Azzinaro, Diaz, Bennett, Marshall, Vella-Wilkinson, Serpa, Hearn, Fellela, Costantino, Lima, Abney, Donovan, Ranglin-Vassell, Ackerman, Carson, Casimiro, Regunberg, Amore, Craven, McEntee, Ruggerio, McKiernan, Perez, O'Brien and Casey.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 72 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 72: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Bennett, Blazejewski, Canario, Carson, Casey, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Cunha, Diaz, Donovan, Fellela, Filippi, Fogarty, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Brien, O'Grady, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Roberts, Ruggiero, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Vella-Wilkinson, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**2. 2018-H 7414**

**BY Lima**

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --  
DISPOSITION OF RESEARCH ANIMALS**

Committee on Health, Education & Welfare recommends passage.

Chairman McNamara moves passage of the act, seconded by Representatives Giarrusso, Roberts, Nardolillo, Solomon, Leader Morgan, Representatives Tobon, Coughlin, Kazarian, Mendonca, Johnston, Blazejewski, Azzinaro, Bennett, Marshall, Corvese, Vella-Wilkinson, Serpa, Fellela, Costantino, Lima, Abney, Ackerman, Leader Shekarchi, Representatives Ruggiero, McEntee, Craven, O'Brien, Winfield, Fogarty, and Canario.

Representatives Nunes, McNamara, and Lima discuss the act.

Read and passed, on a roll call vote, 72 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 72: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Bennett, Blazejewski, Canario, Carson, Casey, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Cunha, Diaz, Donovan, Fellela, Filippi, Fogarty, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Brien, O'Grady, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Roberts, Ruggiero, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Vella-Wilkinson, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**GUESTS**

Speaker Mattiello welcomes Christine Mariane and Tucker to the House.

By unanimous consent, the House returns to:

**CALENDAR****3. 2018-H 7381**

**BY** Quattrocchi

**ENTITLED**, HOUSE RESOLUTION AMENDING THE MEMBERSHIP AND EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE EFFICACY AND COST OF IMPLEMENTING A RECYCLING PROGRAM FOR ALL MULTI-FAMILY RESIDENTIAL UNITS, INCLUDING CONDOMINIUM COMPLEXES

Committee on Environment and Natural Resources recommends passage.

Chairman Handy moves passage of the resolution, seconded by Representatives O'Grady, Bennett, Hull, Filippi, Mendonca, Giarrusso, Roberts, Nardolillo, Leader Morgan, Representatives Lancia, Price, Phillips, Lombardi, Casey, Abney, McEntee, and Ruggerio.

Read and passed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 70: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Bennett, Blazejewski, Canario, Carson, Casey, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Diaz, Donovan, Fellela, Filippi, Fogarty, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Grady, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Roberts, Ruggiero, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Vella-Wilkinson, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**ANNOUNCEMENT**

Chairman Keable announces that the Committee on Judiciary will meet today, at the rise of the House in Room 205 of the State House.

**RULE 7D**

**The following bill was received pursuant to Rule 7D:**

Representative Marshall-An Act relating to Health & Safety-Advisory Commission on Historical Cemeteries

By unanimous consent, the House returns to:

### GUESTS

Representative Serpa welcomes to the Chamber Kyle Page along with his Mom, Missy Page. Kyle is a recipient of home care services and he is a drummer for the rock band “Kings and Queens of Rock and Roll. He is here today for Home Care Lobby Day. Speaker Mattiello welcomes Kyle to the House.

Representative Tobon welcomes to the House Chamber as guests Elaine Cruz, Rosemary L. Bowers (aka “the Fairy Godmother”) of Rosemary’s Wish Kids, Inc.; Mendes Family: Emily Mendes and Francisco Rodrigues (mother and father), along with their children, Jayden, Amileigh and Keymani. Here today because House Constituent Services reached out to Rosemary’s Wish Kids and Keymani and his family was granted a wish to Disney World. Representative Tobon extends thanks to Elaine, Rosemary and to the House Constituent Services Staff: Luis Colon, Gina Moura, Peter Paolella, Michael Cotugno, and Michael Harris. Representative Tobon also welcomes Robert Downing, Jr., Board Member of Rosemary’s Wish Kids.

Representative Phillips thanks Representative Tobon for honoring Rosemary and recognizes Rosemary for all she does to make wishes come true. Representative Phillips also welcomes his wife, Nancy to the House. Speaker Mattiello welcomes Nancy, Robert, Keymani and family to the Chamber.

### NEW BUSINESS

#### **House Resolution No. 8082**

**BY** Tobon, Shanley, Phillips, Marshall, Bennett

**ENTITLED**, HOUSE RESOLUTION RECOGNIZING AND THANKING ROSEMARY L. BOWERS FOR HER GENEROSITY AND KINDNESS IN GRANTING THE WISHES OF CHILDREN WITH LIFE THREATENING ILLNESSES {LC5469/1}

With the agreement of the majority and the minority, Representative Tobon requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Tobon seconded by Representatives Shanley, Phillips, Marshall, Bennett, and Leader Shekarchi by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

### **RULE 7D**

**The following bill was received pursuant to Rule 7D:**

Representative Morin-An Act relating to Courts and Civil Procedures

By unanimous consent, the House returns to:

**GUEST**

Representative Hearn welcomes to the House as a guest Kate Brody, Barrington School Committee Chairwoman.

**REQUEST**

Representative Winfield requests without objection that his vote be tallied on item 2 (2018-H 7496 SUB A) on yesterday's Calendar. Representative Winfield states he was present and voted on items 1 and 3 on the Calendar and his vote was never tallied on item 2. Speaker Mattiello asks if there is any objection to revising yesterday's Journal to reflect Representative Winfield's affirmative vote on item 2. There is no objection. Journal will be revised.

By unanimous consent, the House returns to:

**ANNOUNCEMENTS**

Vice Chairwoman Ackerman announces that the Committee on Health, Education and Welfare will meet today, at the rise of the House in Room 101 of the State House.

Representative Donovan congratulates Representative Marcia Ranglin-Vassell who will receive the Unsung Heroine Award tomorrow by the organization PINK (Powerful Independent Notoriously Knowledgeable) Women. The ceremony is tomorrow at 7 PM at the URI Memorial Union Ballroom. Speaker Mattiello congratulates Marcia.

By unanimous consent, the House returns to:

**RULE 7D**

**The following bills were received pursuant to Rule 7D:**

Representative Tanzi-An Act relating to Education  
An Act relating to Education

By unanimous consent, the House returns to:

**ANNOUNCEMENT**

Vice Chairwoman Tanzi announces that the Finance Sub-Committee on Human Services will meet today, at the rise of the House, in Room 35 of the State House.

By unanimous consent, the House returns to:

**GUEST**

Leader Shekarchi and Speaker Mattiello welcome to the House Chamber Dr. Patrick Conley, and they thank him for all he does for RI.

**TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to Her Excellency, the Governor, to the Honorable Senate and the Honorable Secretary of State forthwith.

**ADJOURNMENT**

At 4:57 o'clock P.M. on motion of Representative O'Grady, and as a further mark of respect to the memory of Wayne D. Lima; on motion of Representative Ucci, and as a further mark of respect to the memory of Rose Box; on motion of Representative Diaz and as a further mark of respect to the memory of Victor Peña; seconded by Leaders Shekarchi and Morgan the House adjourns, on a unanimous rising vote.

*Linda M. McElroy*  
*Recording Clerk*

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE DEBORAH A. FELLELA**

We are grateful dear Lord, for the privilege of giving of ourselves in service to others. Provide us with the strength to preserve through any storm or adversity, no matter how difficult it may seem. Amen.

**APPENDIX****CALENDAR****IN ORDER FOR THURSDAY, APRIL 12, 2018:****1. 2018-H 7688 SUB A****BY** Canario**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS --  
EXTREME RISK PROTECTION ORDERS -- CRIMINAL OFFENSES -- WEAPONSCommittee on Judiciary recommends indefinite postponement of the original bill and  
passage of Substitute A.**2. 2018-H 7075 SUB A****BY** Craven**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONSCommittee on Judiciary recommends indefinite postponement of the original bill and  
passage of Substitute A.**3. 2018-H 7982 SUB A****BY** Maldonado**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS'  
AND CHAUFFEURS' LICENSESCommittee on Judiciary recommends indefinite postponement of the original bill and  
passage of Substitute A.**4. 2018-H 7452 SUB A****BY** Craven**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - ELECTRONIC IMAGING  
DEVICESCommittee on Judiciary recommends indefinite postponement of the original bill and  
passage of Substitute A.**Francis McCabe**  
Clerk of the House**Tuesday, April 10, 2018**