

# 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. 42

Wednesday, May 2, 2018

Forty-second Day

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The House of Representatives meets at the State House in Providence, Wednesday, May 2, 2018 and is called to order at 4:35 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 64 members present and 11 members absent as follows:

**PRESENT** – 64: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Blazejewski, Canario, Carson, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Diaz, Donovan, Fellela, Filippi, Fogarty, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee, McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Brien, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Ruggiero, Serpa, Shanley, Shekarchi, Slater, Solomon, Tobon, Ucci, Williams, Winfield.

**ABSENT** – 11: Representatives Bennett, Casey, Cunha, Edwards, Kennedy, McKiernan, O'Grady, Roberts, Tanzi, Vella-Wilkinson, Walsh.

## INVOCATION

The Honorable Speaker presents Representative Tobon 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, May 1, 2018, is approved.

## ANNOUNCEMENTS

Representative Vella-Wilkinson is unable to attend session today, Wednesday, May 2, 2018.

Representative Moria Walsh is unable to attend session today, Wednesday, May 2, 2018

Representative Dan McKiernan is unable to attend session today, Wednesday, May 2, 2018.

Representative John G. Edwards is unable to attend session today, Wednesday, May 2, 2018, he is in Israel attending a conference.

Representative Stephen Casey is unable to attend session today, Wednesday, May 2, 2018.

Representative Teresa A. Tanzi is unable to attend session today, Wednesday, May 2, 2018.

## COMMUNICATION

**State of Rhode Island and Providence Plantations**

HOUSE OF REPRESENTATIVES

REPRESENTATIVE BRIAN PATRICK KENNEDY *District 38**Speaker Pro Tempore**Committee on Corporations**Committee on Rules**Dean of the House*

May 2, 2018

Speaker Nicholas Mattiello  
323 State House  
Providence, RI 02903

Dear Speaker Mattiello:

I will not be in attendance today due to the fact that I am traveling in Israel for a State Legislative Leaders Study Tour that is being conducted in conjunction with the America-Israel Friendship League and the National Conference of State Legislatures.

Sincerely,

A handwritten signature in cursive script that reads "Brian Patrick Kennedy".

Brian Patrick Kennedy  
Speaker Pro Tempore  
State Representative  
District 38

Received and placed on file.

**COMMUNICATION FROM THE SENATE**

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

**Senate Bill No. 2320**

(Secretary of State)

**BY** Euer, Pearson, Goldin, Jabour, Nesselbush

**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT (Provides that the alternate window for documents filed with the secretary of state to take effect is increased from up to thirty (30) days to up to ninety (90) days.) {LC4336/1}

05/02/2018 Referred to House Corporations

**Senate Bill No. 2335**

**BY** Sosnowski, Lynch Prata, Crowley, Felag, Coyne

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- LAND SURVEYORS (Streamlines the application and examination process as well as the educational and experience standards for applicants seeking registration as professional land surveyors.) {LC4635/1}

05/02/2018 Referred to House Corporations

**Senate Bill No. 2533**

(Dept. of BHDDH)

**BY** McCaffrey, Goodwin, Satchell, DiPalma, Miller

**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS (Expands certain rights of persons with developmental disabilities.) {LC4929/1}

05/02/2018 Referred to House H.E.W.

**Senate Bill No. 2534**

(Dept. of Health)

**BY** Satchell, Miller, Archambault

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- THE UNIFORM CONTROLLED SUBSTANCES ACT (Exempts certain prepackaged manufacturer-supplied steroids and hormones from the pharmaceutical dosage limits contained in the uniform controlled substance act.) {LC4933/1}

05/02/2018 Referred to House H.E.W.

**Senate Bill No. 2546 SUB A**

**BY** Miller, Goldin, Calkin, Satchell, Morgan

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - COMPREHENSIVE DISCHARGE PLANNING (Requires the directors of BHDDH to develop and implement a program to offer financial incentives to hospitals and emergency facilities that achieve Level 1 certification in level of care.) {LC4813/A/1}

05/02/2018 Referred to House H.E.W.

**Senate Bill No. 2552****BY** Goodwin

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE -- LONG-TERM CARE SERVICE AND FINANCE REFORM (Establishes a public scorecard system to show how long-term care reform is meeting its goals of rebalancing the way services are delivered and moneys are spent on various service types.) {LC4640/1}

05/02/2018 Referred to House Finance

**Senate Bill No. 2553 as amended****BY** Goodwin

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - FAMILY CAREGIVERS SUPPORT ACT OF 2013 (Requires DHS to seek Medicaid section 1115 waivers to provide caregiver support services for family caregivers, and provides for the creation of annual reports by DHS to track the number of caregiver assessments given by the department.) {LC4642/1}

05/02/2018 Referred to House H.E.W.

**Senate Bill No. 2643****BY** Metts

**ENTITLED**, AN ACT IN AMENDMENT AND CONSOLIDATION OF THE CHARTER OF THE GREATER PROVIDENCE YOUNG MEN'S CHRISTIAN ASSOCIATION (Amends and restates the charter of the Greater Providence YMCA and provides for governance by a board of directors.) {LC4948/1}

05/02/2018 Referred to House Corporations

**NEW BUSINESS****House Bill No. 8145****BY** Jacquard

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Debora D'Alessandro, Esq., to join Ava Maria Simonelli and Jeffrey Taylor Bent in marriage on or about August 18, 2018, within the City of Providence, Rhode Island.) {LC5567/1}

05/02/2018 Introduced, referred to House Judiciary

**House Bill No. 8146****BY** Abney

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Laurence Duggan to join Sarah Follansbee and Michael Donaghey in marriage on or about October 21, 2018, within the City of Newport, Rhode Island.) {LC5582/1}

05/02/2018 Introduced, referred to House Judiciary

**House Resolution No. 8147****BY** McEntee, Craven

**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES FOR THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE TOWING STORAGE ACT'S PROVISIONS RELATIVE TO POLICE SEIZURES OF VEHICLES (Extends the reporting and

expiration dates for the commission to study the Towing Storage Act's provisions relative to police seizures of vehicles from May 24, 2018, to May 23, 2019, and would expire on June 6, 2019.) {LC5566/1}

05/02/2018 Introduced, referred to House Judiciary

**House Bill No. 8148**

**BY** McEntee, Craven

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MISCELLANEOUS RULES--MOTOR VEHICLE OFFENSES (Amends towing storage act and clarifies towing and storage issues.) {LC5564/1}

05/02/2018 Introduced, referred to House Judiciary

**House Bill No. 8149**

**BY** Morin, Phillips, Casey

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (Provides for a penalty of \$500 for failure of RI residents to register their motor vehicle with the RI department of motor vehicles and establishes a hotline to report such violation.) {LC5291/1}

05/02/2018 Introduced, referred to House Finance

**House Bill No. 8150**

**BY** Morin, Phillips, Casey

**ENTITLED**, AN ACT RELATING TO TAXATION -- TAXATION OF LOW-INCOME HOUSING (Enables municipalities to adopt ordinances exempting them from being required to accept any additional residential properties, otherwise eligible for alternative assessment and taxation, if said municipality has achieved certain housing goals.) {LC5515/1}

05/02/2018 Introduced, referred to House Finance

**House Bill No. 8151**

**BY** McEntee, Craven

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- MOTOR CARRIERS OF PROPERTY (Allows tow truck operators as of January 1, 2020, to annually raise rates and charges consistent with the increase in the Consumer Price Index to a maximum of eight percent (8%).) {LC5472/1}

05/02/2018 Introduced, referred to House Finance

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR WEDNESDAY, MAY 2, 2018:**



State of Rhode Island and Providence Plantations

HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL § 36-14-6

I, Blake Filippi, State Representative, District 36, hereby under oath depose and say:

1. (Matter requiring action: i.e. Bill number) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and/or to vote upon:

H 7456

2. (Nature of the potential conflict) I have the following interest in the matter:

Personal interest in a cattle farm

3. (Please select one of the following):

( ) A. In compliance with Section 36-14-6(1) of the General Laws I hereby state that, despite the potential conflict stated above, I am able to vote and otherwise participate fairly, objectively, and in the public interest regarding the matter described in paragraph 1 above for the following reason(s):

(X)

B. In compliance with Section 36-14-6(1) & (2)A of the General Laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

[Signature]  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF Providence

Subscribed and sworn to under the penalties for perjury before me this 2 day of May, 20 18.

[Signature] 3/20/22  
NOTARY PUBLIC

Representative Filippi is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

[Signature]  
SPEAKER

**1. 2018-H 7456 SUB A****BY Serpa****ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --  
UNLAWFUL CONFINEMENT OF A COVERED ANIMAL**

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A.

Chairman Handy moves passage of the act, seconded by Representatives Lima, Costantino, McNamara Serpa, Fellela, Kazarian, and Ackerman.

Representatives Chippendale discusses the act. Representative Serpa rises on a point of order for Representative Chippendale to speak germane to the act. Speaker Mattiello rules the point of order is sustained. Representatives Lima, Hull, Serpa, Handy, Newberry, McLaughlin, Leader Shekarchi, and Representative Jacquard continue discussion on the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Azzinaro, Barros, Blazejewski, Canario, Carson, Casimiro, Corvese, Costantino, Coughlin, Craven, Diaz, Donovan, Fellela, Fogarty, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, McEntee, McLaughlin, McNamara, Mendonca, Messier, Morin, Nardolillo, O'Brien, Perez, Phillips, Ranglin-Vassell, Regunberg, Ruggiero, Serpa, Shanley, Shekarchi, Solomon, Tobon, Ucci, Williams, Winfield.

NAYS - 8: Representatives Chippendale, Giarrusso, Marszalkowski, Morgan, Newberry, Nunes, Price, Quattrocchi.

RECUSED - 1: Representative Filippi.

**2. 2018-H 7997****BY O'Brien****ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE  
CHARTER OF PRIDE ELECTRIC LLC**

Committee on Corporations recommends passage.

Chairman Jacquard moves passage of the act, seconded by Leader Shekarchi and Representative O'Brien.

Read and passed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Azzinaro, Blazejewski, Canario, Carson, Casimiro, Chippendale, Corvese, Costantino, Coughlin, Craven, Diaz, Donovan, Fellela, Filippi, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Knight, Lancia, Lima, Lombardi, Maldonado, Marshall, Marszalkowski, McEntee,

McLaughlin, McNamara, Mendonca, Messier, Morgan, Morin, Nardolillo, Newberry, Nunes, O'Brien, Perez, Phillips, Price, Quattrocchi, Ranglin-Vassell, Regunberg, Ruggiero, Serpa, Shanley, Shekarchi, Solomon, Tobon, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

### GUESTS

Representative Casimiro welcomes to the House Chamber as guests her constituent, Samantha Ronci here today to testify on "Seatbelt Legislation", along with her mother, Kara Ronci; Danielle Ronci, her sister; and her grandparents, Ron and Carol Vincent. Speaker Mattiello welcomes Samantha to the House.

Representative Fogarty welcomes to the House Chamber as a guest her neighbor, Andrew Boardman, and congratulates him for being selected as a Harry S. Truman Scholar (the 15<sup>th</sup> person to receive the honor in URI's history). Here today along with Dorian Boardman, Step Mom; and his sister, Sophia Boardman. Speaker Mattiello welcomes them to the House and congratulates Andy.

### RULE 7D

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

Representative Amore-An Act relating to Labor and Labor Relations

### 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.

Chairman Abney announces that the Committee on Finance will meet today, at the rise of the House, in Room 35 of the State House.

### RULE 7D

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

Representative Jacquard-An Act relating to Voluntary Restructuring of Solvent Insurers

Leader Shekarchi-An Act relating to Health and Safety  
An Act relating to Statutory Construction

Leader Shekarchi on behalf of Speaker Mattiello-An Act relating to Criminal Offenses-Explosive  
Fireworks



Representative Tobon-An Act relating to Education  
An Act relating to Business and Professions

Representative Nardolillo-An Act relating to Animal Welfare and Protections

Representative Mendonca-An Act relating to the Building Code

Representative Winfield-An Act relating to General Aviation

**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 5:08 o'clock P.M. on motion of Representative Fogarty, and as a further mark of respect to the memory of Gregory (Greg) M. Hanna; seconded by Leaders Shekarchi and Morgan the House adjourns, on a unanimous rising vote.

*Linda M. McElroy*  
*Recording Clerk*

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE CARLOS E. TOBON**

Dear God, we are grateful for the privilege of serving in this House of Representatives. Keep us ever mindful that we are here to serve those who elected us and all of the people of Rhode Island. Amen.

**APPENDIX**

**CALENDAR**

**IN ORDER FOR THURSDAY, MAY 3, 2018:**

- 1. 2018-H 7171 SUB A**  
**BY Edwards**  
**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.
- 2. 2018-H 7969**  
**BY Edwards**  
**ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF F. NASIFF, JR. & CO., INC.**

Committee on Corporations recommends passage.
- 3. 2018-H 7743**  
**BY Keable**  
**ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**Francis McCabe**  
Clerk of the House

**Friday, April 27, 2018**