

**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 first day of January in the year of Our Lord two thousand and nineteen.**

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Volume 146, No. 3

Thursday, January 3, 2019

Third Day

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The House of Representatives meets at the State House in Providence, Thursday, January 3, 2019 and is called to order at 4:11 o'clock P.M., by the Honorable Charlene Lima, Deputy 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, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendez, Messier, Millea, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Ranglin-Vassell, Roberts, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Vella-Wilkinson, Walsh, Williams.

**ABSENT – 3:** Representatives Canario, Costantino, Morin.

**INVOCATION**

The Honorable Deputy 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 Wednesday, January 2, 2019, is approved.

**ANNOUNCEMENT**

Representative Michael Morin is unable to attend session Thursday, January 3, 2019.

**NEW BUSINESS****House Bill No. 5008**

**BY** McNamara, Casimiro, Ackerman, Amore, Lyle

**ENTITLED**, AN ACT RELATING TO EDUCATION - CURRICULUM ALIGNMENT AND STANDARDS FOR ALL STUDENTS (Provides for the review of existing and the development of new statewide academic standards by the commissioner of education.) {LC222/1}

01/03/2019 Introduced, referred to House H.E.W.

**House Bill No. 5009**

**BY** McNamara, Casimiro, Ackerman, Amore, Lyle

**ENTITLED**, AN ACT RELATING TO EDUCATION - COMPULSORY ATTENDANCE (Directs school districts experiencing high rates of student absenteeism to establish attendance review teams to address this absenteeism.) {LC226/1}

01/03/2019 Introduced, referred to House H.E.W.

**House Bill No. 5010**

**BY** Knight, Tanzi, Ruggiero, Craven, Shanley

**ENTITLED**, AN ACT RELATING TO TAXATION (Defines as "disabled," persons receiving veterans' affairs disability benefits paid by the federal government for purposes of property tax relief and would be retroactive to January 1, 2018.) {LC302/1}

01/03/2019 Introduced, referred to House Finance

**House Bill No. 5011**

**BY** Price, Casimiro

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- STATE AID--TOWN OF EXETER (Clarifies the status of pilot payments to the town of Exeter in view of its not presently having a police department.) {LC165/1}

01/03/2019 Introduced, referred to House Finance

**House Bill No. 5012**

**BY** McEntee, Craven, Ucci, Tobon

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MISCELLANEOUS RULES--MOTOR VEHICLE OFFENSES (Amends towing storage act and clarifies towing and storage issues.) {LC137/1}

01/03/2019 Introduced, referred to House Judiciary

**House Bill No. 5013**

**BY** Abney

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Andrew Gavin to join Alison Gavin and Joey Ho in marriage on or about May 4, 2019, within the City of Newport, Rhode Island.) {LC176/1}

01/03/2019 Introduced, referred to House Judiciary

**House Bill No. 5014****BY** Edwards**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Kevin Daniel McKeegan to join Amanda Curry and Adam Polansky in marriage on or about June 15, 2019, within the Town of Portsmouth, Rhode Island.) {LC177/1}

01/03/2019 Introduced, referred to House Judiciary

**House Bill No. 5015****BY** Marshall, Casey**ENTITLED**, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS (Allows the board of canvassers of the town of Bristol to combine two (2) or more voting districts for the representative district 68 special election in March, 2019.) {LC319/1}

01/03/2019 Introduced, referred to House Judiciary

**House Resolution No. 5016****BY** Azzinaro, Tobon, Fellela, Abney, Vella-Wilkinson**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY VETERAN AND MILITARY SPOUSE EDUCATION AND EMPLOYMENT OPPORTUNITIES {LC171/1}

01/03/2019 Introduced, referred to House Veterans Affairs

**ANNOUNCEMENT**

Representative Noret congratulates his cousin, Allison Bonley, her husband, Brett Bonley, and daughter, Natalie Bonley on the birth of their daughter/sister, Olivia Randy Bonley who was born on January 2, 2019 in the early afternoon , just 24 hours after being here at the State House celebrating his inauguration.

By unanimous consent, the House returns to:

**NEW BUSINESS****House Resolution No. 5017****BY** Mattiello, Shekarchi, Quattrocchi, Chippendale, Nardone**ENTITLED**, HOUSE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE PASSING OF SUZANNE CARCIERI {LC7/1}

With the agreement of the majority and the minority, On behalf of Speaker Mattiello and Leader Shekarchi, and the Republican caucus, Leader Filippi requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Leader Filippi seconded by Speaker Mattiello, Leader Shekarchi, Representatives Quattrocchi, Chippendale, Nardone, Roberts, Place, and Lyle by unanimous consent, on a rising vote.

**House Resolution No. 5018****BY** Diaz, Slater, Williams, Mendez, Maldonado**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JOSEFINA "DOÑA FEFA" ROSARIO {LC179/1}

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

There is no objection.

Read and passed, on a motion of Representative Diaz seconded by Representatives Slater, Williams, Mendez, Maldonado, Alzate, Leaders Shekarchi and Filippi, by unanimous consent, on a rising vote.

**House Resolution No. 5019****BY** Mattiello, Shekarchi, Quattrocchi, Chippendale, Nardone**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF THE HONORABLE JOHN SIDNEY MCCAIN III {LC310/1}

With the agreement of the majority and the minority, on behalf of Speaker Mattiello and Leader Shekarchi, and the Republican caucus, Representative Filippi requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Filippi seconded by Speaker Mattiello, Leader Shekarchi, Representatives Quattrocchi, Chippendale, Nardone, Roberts, Place, and Lyle by unanimous consent, on a rising vote.

**House Resolution No. 5020****BY** Slater, Diaz, Williams, Almeida, Shekarchi**ENTITLED**, HOUSE RESOLUTION EXTENDING SINCERE CONDOLENCES ON THE PASSING OF LAURA RODRÍGUEZ {LC338/1}

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

There is no objection.

Read and passed, on a motion of Representative Slater seconded by Representatives Diaz, Williams, Almeida, Leader Shekarchi, Leader Filippi, and Representative Tobon by unanimous consent, on a rising vote.

By unanimous consent, the House returns to:

**ANNOUNCEMENTS**

Leader Shekarchi announces that a photographer will be available in the House Lounge on Tuesday January 8<sup>th</sup> from 3 PM until the start of session and again at the rise.

Leader Shekarchi and Deputy Speaker Lima wish Representative Brian Kennedy a Happy Birthday.

Leader Shekarchi and Deputy Speaker Lima wish Representative Kenny Marshall a Happy Birthday.

Leader Shekarchi and Deputy Speaker Lima wish Chief Legal Counsel, Danica Iacoi a Happy Birthday.

**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.

**NEW BUSINESS****House Bill No. 5021**

**BY** Diaz, Slater, Tobon, Blazejewski, Maldonado

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (Criminalizes possession of a firearm by a minor, except when the minor is engaged in certain activities and when accompanied by a parent, guardian, or qualified adult.) {LC218/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5022**

**BY** Diaz, Slater, Tobon, Blazejewski, Maldonado

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (Makes it unlawful for any person to carry a rifle or shotgun in any vehicle or conveyance or on or about their person whether visible or concealed subject to certain exceptions.) {LC217/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5023**

**BY** O'Brien, Marshall, Williams, Hawkins, Mendez

**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- DOMESTIC ABUSE PREVENTION (Expands family court jurisdiction to enter protective orders to provide for the safety and welfare of household pets in domestic abuse situations.) {LC356/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5024**

**BY** Edwards, Newberry, Filippi, Corvese, Johnston

**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - JOINT COMMITTEE OF THE REPEALER (Creates the joint committee of the repealer to compile suggestions for repeal of statutes, regulations, and executive orders received from citizens, businesses, and government agencies.) {LC271/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5025****BY** Millea, Newberry, Jacquard, Barros, Filippi**ENTITLED**, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO PUBLIC RECORDS

(Provides copies of public records at no cost to state legislators acting in their official capacity and in the furtherance of legislative business or oversight.) {LC16/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5026****BY** Knight, Cassar**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - ELECTION AND QUALIFICATION

OF OFFICERS (Authorizes the town of Barrington to fill a vacancy on the Barrington town council by combining all town council voting districts into one district for a special election in 2019.) {LC303/1}

01/04/2019 Introduced, referred to House Judiciary

**House Resolution No. 5027****BY** Marshall, O'Brien, Shekarchi, Kennedy, Ucci**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING THAT THE RHODE ISLAND ATTORNEY GENERAL AND THE RHODE ISLAND BOARD OF ELECTIONS INITIATE A CAMPAIGN TO REFORM THE RHODE ISLAND CAMPAIGN PROCESS BY INITIATING A LAWSUIT AGAINST THOSE ENTITIES AND PEOPLE WHO TRY TO MANIPULATE CAMPAIGN FINANCE LAWS AND, THEREFORE, ELECTIONS, AND BY ADOPTING RECENTLY PASSED STATE LAWS THAT FIGHT BACK AGAINST THIS MANIPULATION {LC239/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5028****BY** McNamara, Kazarian, Jackson, Vella-Wilkinson, Azzinaro**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - THE RHODE

ISLAND UTILITY FAIR SHARE ROADWAY REPAIR ACT (Creates "The Rhode Island Utility Fair Share Roadway Repair Act" which requires public utilities to properly repair and repave roadways affected by the actions of the utility.) {LC84/1}

01/04/2019 Introduced, referred to House Corporations

**House Bill No. 5029****BY** Diaz, Slater, Tobon, Handy, Ackerman**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM

(Allows a classified employee, whose position is not fully funded through federal loans and/or grants to seek the nomination of or to be a candidate for elective state office.) {LC215/1}

01/04/2019 Introduced, referred to House Judiciary

**House Bill No. 5030****BY** Carson, Blazejewski**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- COASTAL AND RIVERINE

HOME PROTECTION (Enables cities and towns to provide property tax relief to individuals who take resiliency measures to rehabilitate their property because of flood hazards.) {LC24/1}

01/04/2019 Introduced, referred to House Municipal Government

**House Bill No. 5031****BY** Carson, Handy**ENTITLED**, AN ACT RELATING TO PROPERTY -- BY POSSESSION AND PRESCRIPTION (Clarifies that § 34-7-4 ("right of footway denied") applies only to private rights of footway.) {LC51/1} 01/04/2019 Introduced, referred to House Environment and Natural Resources**House Bill No. 5032****BY** Diaz, Slater, Tobon, Bennett, McNamara**ENTITLED**, AN ACT RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS (Expands certain rights of persons with developmental disabilities.) {LC220/1}

01/04/2019 Introduced, referred to House H.E.W.

**House Bill No. 5033****BY** McNamara, Ackerman, Amore, Diaz, Lyle**ENTITLED**, AN ACT RELATING TO EDUCATION -- FINANCIAL LITERACY (Mandates that a program of financial literacy be taught to all students in the public high schools throughout the state of Rhode Island.) {LC312/1}

01/04/2019 Introduced, referred to House H.E.W.

**House Bill No. 5034****BY** Craven, Lombardi, Hull, McEntee**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICES AND EMPLOYEES -- RETIREMENT (Allows state employees who had also been a correctional officer to elect to combine their service time earned from each job, for the determination of their retirement eligibility date and calculation of retirement benefits.) {LC53/1}

01/04/2019 Introduced, referred to House Finance

**House Bill No. 5035****BY** Carson, Abney**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES (Creates a special motor vehicle registration plate for The Rose Island Lighthouse Foundation, Inc.) {LC41/1}

01/04/2019 Introduced, referred to House Finance

**House Bill No. 5036****BY** Ruggiero, Azzinaro, McNamara, Abney, Marszalkowski**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - DISABILITY BUSINESS ENTERPRISES (Expands the existing disability business enterprises program by allowing Veterans' Affairs, the Social Security Administration and others to verify that a business owner has a disability and is eligible for the current program.) {LC180/1}

01/04/2019 Introduced, referred to House Veterans Affairs

**House Resolution No. 5037****BY** Corvese, Azzinaro, Vella-Wilkinson, Lima, Kennedy**ENTITLED**, HOUSE RESOLUTION ADOPTING THE RULES OF THE HOUSE OF REPRESENTATIVES FOR THE YEARS 2019 AND 2020 {LC340/1}

01/04/2019 Introduced, referred to House Rules Committee

**ADJOURNMENT**

At 4:55 o'clock P.M. on motion of Representatives McEntee, Price and McNamara, and as a further mark of respect to the memories of Oscar Diaz and John Ansay; on motion of Representative Azzinaro, and as a further mark of respect to the memories of Mario CeLico and Frances Jones; on motion of Representative Abney, and as a further mark of respect to the memory of James "Tim" Morgan; on motion of Representative Ucci, and as a further mark of respect to the memory of Denise Valetta; on motion of Representative Diaz, and as a further mark of respect to the memory of Josefina Rosario; on motion of Representative Millea and Deputy Speaker Lima, and as a further mark of respect to the memory of Gloria Sciolto; on motion of Leader Filippi, and as a further mark of respect to the memories of Honorable John McCain and Susan Carcieri; on motion of Leader Shekarchi, and as a further mark of respect to the memory of JR Beretta; on motion of Representative Hull, and as a further mark of respect to the memory of Anthony B. Pesaturo; on motion of Speaker Mattiello, and as a further mark of respect to the memory of Ida Micheletti; on motion of Representative Almeida, and as a further mark of respect to the memory of Aretha Franklin; on motion of Representative McLaughlin, and as a further mark of respect to the memory of Commander Rudolph Legenza; on motion of Representative Slater, and as a further mark of respect to the memories of Laura Rodriguez and Catherine Theresa Matthews; seconded by Whip Edwards and Whip Chippendale the House adjourns, on a unanimous rising vote

*Linda M. McElroy*  
*Recording Clerk*



APPENDIX

INVOCATION

**REPRESENTATIVE DEBORAH A. FELLELA**

Dear God: As we continue to best represent our communities, guide us by your wisdom to always look out for those who cannot look out for themselves. Amen