

State of Rhode Island and Providence Plantations

JOURNAL
-OF THE-
HOUSE OF REPRESENTATIVES

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.

Volume 146, No. 13

Wednesday, January 30, 2019

Thirteenth Day

The House of Representatives meets at the State House in Providence, Wednesday, January 30, 2019 and is called to order at 4:23o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 70 members present and 5 members absent as follows:

PRESENT – 70 The Honorable Speaker Mattiello and Representatives Abney, Ajello, Almeida, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Corvese, Costantino, 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, Morin, Nardone, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Ranglin-Vassell, Roberts, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Vella-Wilkinson, Walsh, Williams.

ABSENT – 5: Representatives Ackerman, Cortvriend, Newberry, Tobon, Ucci,

INVOCATION

The Honorable Speaker presents Representative Canario 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, January 29, 2019, is approved.

ANNOUNCEMENTS

Representative Stephen Ucci is unable to attend session today, Wednesday, January 30, 2019.

Representative Terri Cortvriend is unable to attend session today, Wednesday, January 30, 2019.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 65 as amended

BY Conley, Euer, Algieri, Lombardo, DiPalma

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (Enables city/town council to grant tax relief from payment of real estate/property tax during periods of federal/state government cessation of operations to state/federal employees.) {LC725/1} 01/30/2019 Referred to House Finance

Senate Bill No. 182

BY Raptakis, Rogers

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ELECTION AND QUALIFICATIONS OF OFFICERS (Allows the town of Coventry to combine voting precincts for a special election for the school committee in 2019. Once the precincts are combined, the canvassers shall advertise such combination at least seven (7) days prior to the election.) {LC780/1} 01/30/2019 Referred to House Judiciary

REPORT OF COMMITTEE**TRANSFER OF BILL**

Chairman Abney, for the Committee on Finance, reports back the following measure, with recommendation of transfer to the Committee on Health, Education and Welfare:

House Bill No. 5190

BY Bennett, Corvese, Lima, Canario, Walsh

ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH CARE ACCESSIBILITY AND QUALITY ASSURANCE ACT (Redefines the term "covered services" as used to describe applicable subscriber agreements between a health care entity and a dentist, to exclude waiting period provisions.) {LC648/1}

01/30/2019 Committee transferred to House H.E.W.

NEW BUSINESS

House Bill No. 5216**BY** Solomon, Amore, Shekarchi, Casey, Morin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ESTABLISHING A SMALL BUSINESS DEVELOPMENT FUND (Establishes a small business develop fund designed to encourage the formation of private capital investment by federally licensed investment companies in underserved small business, leveraged by delayed, at-risk stream of tax credits.) {LC662/1}

01/30/2019 Introduced, referred to House Small Business

House Bill No. 5217**BY** Morin, Marszalkowski, Solomon, Casey, Phillips**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - BREWERIES (Removes the limitations on the quantities of malt beverages that can be sold at retail by licensed breweries.)

{LC1097/1}

01/30/2019 Introduced, referred to House Small Business

House Bill No. 5218**BY** Craven, McEntee, Edwards, Bennett**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES (Substitutes the office of health insurance commissioner for the director of business regulation as the overseer of health insurance claims and sets forth guidelines to use to determine whether substantial compliance has been met.) {LC494/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5219**BY** Azzinaro, Edwards, McLaughlin, Vella-Wilkinson, Kennedy**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND COMPUTATION--LEASE PAYMENTS (Prohibits the collection of a sales or use tax on that portion of a motor vehicle lease payment representing taxes payable by the lessor on the leased motor vehicle.)

{LC1073/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5220**BY** Casimiro, Craven**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- QUONSET DEVELOPMENT CORPORATION (Authorizes the Quonset development corp. to borrow up to \$1,000,000 for operational purposes, including from the RI infrastructure bank, which debt would not be a debt of the state and would be secured only by the Quonset development corporation's assets.)

{LC1122/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5221**BY** Casey, Morin, Vella-Wilkinson, Azzinaro, Solomon**ENTITLED**, AN ACT RELATING TO TAXATION {LC173/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5222**BY** Casey, Phillips**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

(Provides that a nonprofit hospital facility converted from for-profit hospital facility would have a payment in lieu of tax agreement with the applicable city or town or subject to a municipal payment equal to sixty-five percent (65%) of the tax due.) {LC773/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5223**BY** Casey, Morin, Phillips, Filippi, Edwards**ENTITLED**, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX (Pension benefits that originate from and were taxed in another state are exempted from Rhode Island state taxation.)

{LC499/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5224**BY** Casey, Solomon, Hull, Phillips, Edwards**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (Exempts from the sale or use tax that portion of a motor vehicle lease payment collected for tangible personal property tax, municipal property tax, excise, or any other similar tax.)

{LC666/1}

01/30/2019 Introduced, referred to House Finance

House Bill No. 5225**BY** Marshall, Abney, Shekarchi, Shanley, Costantino**ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY - HOUSE OFFICE OF

ECONOMICS (Establishes an office of economics to assist the House of Representatives during its review of the financial impact of proposed legislation.) {LC754/1}

01/30/2019 Introduced, referred to House Finance

House Resolution No. 5226**BY** Price, Quattrocchi**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ESTABLISHMENT OF

PROCEDURES TO REGULATE AND LICENSE THE INTENTIONAL MANIPULATION OF THE GLOBAL ENVIRONMENT THROUGH GEOENGINEERING (Extends the reporting and expiration dates of the commission to study the regulation and licensure of geoengineering and expiration dates from February 7, 2019, to April 30, 2019, and expires on May 30, 2019.) {LC552/1}

01/30/2019 Introduced, referred to House Environment and Natural Resources

House Resolution No. 5227**BY** Price, Roberts, McNamara, Chippendale, Quattrocchi**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES AND AMENDING THE MEMBERSHIP OF THE SPECIAL LEGISLATIVE COMMISSION TO

STUDY THE EFFECT OF WIND TURBINES ON ALL MARINE LIFE (Amends the membership of the commission to study the effect of wind turbines on all marine life, from 5 to 7 members, and extends the reporting and expiration dates from February 7, 2019, to April 30, 2019, and expires on May 30, 2019.) {LC1033/1}

01/30/2019 Introduced, referred to House Environment and Natural Resources

House Bill No. 5228**BY** Diaz, Slater, Amore, Maldonado, McNamara**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PSYCHOLOGISTS

(Includes licensed school psychologists under the provisions of the general laws governing the regulations of psychologists.) {LC1012/1}

01/30/2019 Introduced, referred to House Corporations

House Bill No. 5229**BY** Bennett, Kazarian, Solomon, Blazejewski, Edwards**ENTITLED**, AN ACT RELATING TO INSURANCE -- PHYSICAL THERAPY COPAY (Limits

copays, coinsurance or office deductible for services of a physical therapist to the amount authorized for medical osteopathic physician office visits.) {LC638/1}

01/30/2019 Introduced, referred to House Corporations

House Bill No. 5230**BY** Bennett, Solomon, Edwards, Shanley, Chippendale**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- HUNTING AND HUNTING

SAFETY (Requires any person who sustains an injury to themselves or causes an injury to another while hunting or trapping to report the injury to the department of environmental management immediately.)

{LC643/1}

01/30/2019 Introduced, referred to House Environment and Natural Resources

House Bill No. 5231**BY** Ucci**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND

SUPERINTENDENTS (Allows patriotic society reps designated per federal law one day to speak not more than 15 min. to students about activities/membership upon principal's approval and use of school bldg/property after hours eff. 2019-2020 school year.) {LC885/1}

01/30/2019 Introduced, referred to House H.E.W.

House Bill No. 5232**BY** Edwards, Newberry, Azzinaro, Kennedy, Casey**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE

POLICIES (Requires that a participant or beneficiary incur no greater out-of-pocket costs for emergency services than with an in-network provider.) {LC275/1}

01/30/2019 Introduced, referred to House H.E.W.

House Bill No. 5233**BY** Edwards, Azzinaro, Bennett, Kennedy, Casey**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USE OF

LANES, AND RULES OF THE ROAD (Requires the driver of a vehicle overtaking another vehicle proceeding in the same direction to use a directional signal and repeals the requirement that such signal be audible.) {LC266/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5234**BY** Azzinaro, Edwards, McLaughlin, Vella-Wilkinson, Kennedy**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE

GENERALLY - JURY LISTS (Makes persons seventy (70) years of age or older eligible for exemption from jury service.) {LC1027/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5235**BY** Diaz, Blazejewski, Slater, McKiernan, Amore**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND

SEPARATION--CHILD SUPPORT (Extends child support obligations for non-custodial parents

beyond emancipation if the children are attending a two (2) or four (4) year college and still reside with the custodial parent until such children reach the age of twenty-two (22).) {LC1049/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5236**BY** Shanley, Ruggiero, Barros, Cortvriend, Cassar**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ESTABLISHING

AN OFFICE OF INSPECTOR GENERAL (Establishes the office of inspector general as an

independent administrative agency charged with the responsibility to investigate, detect, and prevent fraud, waste, abuse, and mismanagement in the expenditure of public funds.) {LC397/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5237**BY** Newberry**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC1065/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5238**BY** Kazarian, Amore, Serodio, Carson, Shekarchi**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - SOLEMNIZATION OF

MARRIAGES (Authorizes the governor to designate a justice of the peace in towns/cities or any other person to solemnize marriages upon application and payment of fee. Certificate of designation can be revoked for cause.) {LC1000/1}

01/30/2019 Introduced, referred to House Judiciary

House Bill No. 5239**BY** Handy**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC992/1}

01/30/2019 Introduced, referred to House Judiciary

GUESTS

Representative Maldonado and Speaker Mattiello welcome to the House Scarlett Munoz.

Representative Maldonado recognizes her for her community service and leadership in her community at the age of 7 years old. Scarlett is here today along with her mom, Paula Guidales and Russell, a longtime family friend.

Representative Canario introduces Jacob Costa as his intern to the House Chamber who is at Bryant University and is on the Dean's list.

On behalf of Speaker Mattiello, Leader Shekarchi welcomes to the House Thomas Dorsey and Allan Moyo. Speaker Mattiello welcomes them to the Chamber.

ANNOUNCEMENTS

Leader Shekarchi informs members of the AARP Legislative Reception tomorrow in the Governor's State Room at 3:30 PM.

The Leader also announces tomorrow is the deadline for Campaign Finance Reports.

Leader Shekarchi wishes Representative Carlos Tobon a Happy Birthday.

NEW BUSINESS

House Resolution No. 5240

BY Mattiello, Shekarchi, Johnston, Craven, Filippi

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF THE HONORABLE JOSEPH A. KEOUGH {LC1147/1}

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

There is no objection.

Read and passed, on a motion of Representative Johnston seconded by Speaker Mattiello, Leader Shekarchi, Representative Craven, Leader Filippi, and Representatives McKiernan, Messier, Barros, Jacquard, Solomon, Corvese, Edwards, Casey, and Blazejewski by unanimous consent, on a rising vote.

Speaker Mattiello discusses the resolution.

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Chairman Abney announces that an updated version of House Fiscal Staff's "Budget at a Glance" is being passed out and it is also available on the House website.

Representative Ruggiero discusses the gas shut down in Newport and welcomes all to visit the small businesses in Middletown and Newport.

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

By unanimous consent, the House returns to:

GUESTS

Representative Lima also welcomes Allan Moyo to the House.

Representative Maldonado welcomes to the House and congratulates the Central Falls Warriors Football Team on winning the Super Bowl Division III Championship: Jordan Alvarado, Dutchie Arroyo, Jason DePina, Luis Gonzalez, Leonardo Da Veiga, Erickson DaVeiga, Tyreese Gomes, Darryl Fleurantin, Nikolas Gibbons, Hericson Guelen, Eliud Vega Bonilla, Tyrique DaSilva, Stephawn Lockley, Erik Rivera, Omar Soto, Jeremy Hernandez, Kenneth Carpenter, Danzel Diaz, Warren Smith, Jonathan Acosta, Justin Cruz, William Gonzalez Severino, Cristian Valdez, Axel Valdez, Levar Mathis, Calvin Romero, Jovan Masse, Jalan Ruiz, Lionel Bridgett, and Jaquell Christal. along with Head Coach, Jeff Lapierre; Assistant Coaches: Anthony Ficocelli, Noel Grant, Volunteer Coaches Luis Melendez and Brandon Canuto; Athletic Trainers: Kelly Teixeira and Tanya Quresma; Equipment Manager Adam Craige; Mascot Warriors; Principal Robert McCarthy; Athletic Director Anthony Ficocelli. Speaker Mattiello also congratulates them and welcomes them to the House.

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.

REPORT OF COMMITTEE

TRANSFER OF BILL

Chairman Abney, for the Committee on Finance, reports back the following measure, with recommendation of transfer to the Committee on Municipal Government:

House Bill No. 5050

BY Cortvriend, Donovan, Edwards, Canario

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (Allows local tax assessment to be based on last revaluation or current FMV, whichever is greater.) {LC166/1}

01/30/2019 Committee transferred to House Municipal Government

ADJOURNMENT

At 4:49 o'clock P.M. Representatives Johnston and Messier, and on behalf of Speaker Mattiello and as a further mark of respect to the memory of Honorable Joseph A. Keough; on motion of Representative Johnston, and as a further mark of respect to the memory of William J. Masse; on motion of Representative Kazarian, and as a further mark of respect to the memory of Jeffrey Berg; seconded by Leaders Shekarchi and Filippi the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE DENNIS M. CANARIO

Almighty God, preserve our strength from day to day, keep each of us faithful to the claims of justice and freedom. Amen.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, JANUARY 31, 2019:

1. **2019-H 5015**
BY Marshall
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS

Committee on Judiciary recommends passage.

2. **2019-S 9**
BY Coyne
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, January 29, 2019