

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. 15

Tuesday, February 5, 2019

Fifteenth Day

The House of Representatives meets at the State House in Providence, Tuesday, February 5, 2019 and is called to order at 4:22 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 73 members present and 2 members absent as follows:

PRESENT – 73 The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, 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 – 2: Representatives Fogarty, Morin.

INVOCATION

The Honorable Speaker presents Representative Williams 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 Thursday, January 31, 2019, is approved.

ANNOUNCEMENT

Representative Michael Morin is unable to attend session today, Tuesday, February 5, 2019.

NEW BUSINESS**House Bill No. 5278**

BY Abney

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--NON-COLLECTING RETAILERS, REFERRERS, AND RETAIL SALE FACILITATORS ACT (Extends the requirement to collect sales tax to remote sellers in a way that conforms to a recent U.S. Supreme Court decision making it easier for states to compel collection/sales tax from retailers who do not have a physical presence in their state.) {LC1249/1}

02/05/2019 Introduced, referred to House Finance

CALENDAR

From the Calendar is taken:

IN ORDER FOR TUESDAY, FEBRUARY 5, 2019:**1. 2019-H 5090**

BY Quattrocchi

ENTITLED, HOUSE RESOLUTION 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 Bennett moves passage of the resolution, seconded by Representatives Phillips, Price, and McLaughlin.

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, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, 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.

NAYS - 0:

RECUSED - 0:

ANNOUNCEMENTS

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

Chairman Jacquard announces that the Committee on Corporations will meet today, at the rise of the House, in Room 203 of the State House.

NEW BUSINESS

House Resolution No. 5279

BY Mattiello, Shekarchi, Williams, McNamara, Abney

ENTITLED, HOUSE RESOLUTION EXTENDING SINCERE CONDOLENCES ON THE PASSING OF DR. KENNETH R. WALKER, SR. {LC1191/1}

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

There is no objection.

Read and passed, on a motion of Representative Williams seconded by Representative Speaker Mattiello, Leader Shekarchi, Representatives Millea, Lima, Costantino, Slater, McKiernan, Cassar, Vella- Wilkinson, Abney, McNamara, Hull, Lombardi, McLaughlin, Diaz, Bennett, Lyle, Barros, Kazarian, Casimiro, Johnston, Tanzi, Maldonado, Casey, Kennedy, Serpa, Jacquard, Ajello, Walsh, Ranglin-Vassell, Amore, Ruggiero, Hawkins, Phillips, McEntee, Craven, O'Brien, Solomon, Ucci, and Almeida by unanimous consent, on a rising vote. Representative Williams, Speaker Mattiello and Representatives McNamara and Ucci discuss the resolution.

House Bill No. 5280

BY Hull

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Seth Gabriel Paul Brown to join Wendy Yamileth Avelar Monge and José Daniel Rosales Mejia in marriage on or about February 23, 2019, within the City of Providence, Rhode Island.) {LC1261/1}

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

There is no objection.

Read and passed, on a motion of Representative Hull seconded by Leader Shekarchi on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 69: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Donovan, Edwards, Fellela, Filippi, Handy, Hawkins, Hull, Jackson, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendez, Messier, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Ranglin-Vassell, Roberts, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Ucci, Vella-Wilkinson, Walsh, Williams.

NAYS - 0:

RECUSED - 0:

House Resolution No. 5281

BY Price, Filippi, Shekarchi, Hull, Lombardi

ENTITLED, HOUSE RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE PASSING OF RAYMOND L. MAILLOUX {LC1271/1}

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

There is no objection.

Read and passed, on a motion of Representative Price seconded by Leaders Filippi, and Shekarchi by unanimous consent, on a rising vote.

House Resolution No. 5282

BY Shekarchi, Filippi

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC1256/1}

Majority Leader Shekarchi request unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Shekarchi seconded by Minority Leader Filippi by unanimous consent, on a rising vote.

House Resolution No. 5283

BY Shekarchi, Filippi

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC1255/1}

Majority Leader Shekarchi request unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Shekarchi seconded by Minority Leader Filippi by unanimous consent, on a voice vote.

GUESTS

Representative Walsh welcomes back to the House Chamber her son, Malcolm Caminero.

Representatives Tobon and Kislak welcome to the House as guests Dr. Sam Zwetchkenbaum - DOH Dental Director & Dental Medicaid Director; Sadie DeCourcy - DOH Oral Health Program Manager; Chris Klimecko - RI Dental Association Executive Director; Dr. Robert Bartro - Dental Administrator-Dental Board; Pat Quinlan - RI Dental Association representative; Marie Jones-Bridges - UnitedHealthcare-RIte Smiles Community Coordinator; Devan Quinn - RI Kids Count; Rachael Sardinha - RI DOH – Scholar. They are here today in recognition of Children’s Dental Health Month.

By unanimous consent, the House returns to:

NEW BUSINESS

House Resolution No. 5284

BY Tobon, Kislak, Corvese, McNamara, Bennett

ENTITLED, HOUSE RESOLUTION DESIGNATING THE MONTH OF FEBRUARY, 2019 AS "CHILDREN’S DENTAL HEALTH MONTH" IN THE STATE OF RHODE ISLAND {LC827/1}

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 Kislak, Corvese, McNamara, Leader Shekarchi, Representatives Bennett, Edwards, Johnston, Hull, and Lombardi by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Representative Ucci wishes his parents Thomas and Constance Ucci a Happy “63rd” Wedding Anniversary. Speaker Mattiello also wishes Mr. and Mrs. Ucci a Happy Anniversary.

Vice Chairwoman McEntee announces that the Committee on Judiciary will meet today, at the rise of the House, in Room 101 of the State House.

Representative Diaz wishes Bianca, Rodriguez-Slater, wife of Representative Slater, a Happy Birthday. Speaker Mattiello also wishes Bianca a Happy Birthday.

By unanimous consent, the House returns to:

NEW BUSINESS

House Resolution No. 5285

BY Shekarchi, McNamara, Vella-Wilkinson, Bennett, Solomon

ENTITLED, HOUSE RESOLUTION CONGRATULATING BISHOP HENDRICKEN COACH JIM DOYLE ON BEING NAMED THE 2018-2019 BOYS' CROSS COUNTRY COACH OF THE YEAR BY THE NATIONAL HIGH SCHOOL COACHES ASSOCIATION {LC1308/1}

With the agreement of the minority, Leader Shekarchi requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Leader Shekarchi seconded by Representatives McNamara, Vella-Wilkinson, Solomon, Bennett, Shanley, Noret, Slater, Edwards, and O'Brien by unanimous consent, on a voice vote.

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

COMMITTEE ON JUDICIARY

Chairman Craven, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

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}

02/05/2019 Placed on House Calendar (02/07/2019)

ADJOURNMENT

At 5:02 o'clock P.M. on motion of Representative Azzinaro and Kennedy, and as a further mark of respect to the memories of Master Sergeant Armondo "Chuck" Azzinaro, and Mary Jane (Boeniger) Capalbo; on motion of Representative Azzinaro, and as a further mark of respect to the memory of Francis Edward Ruisi; on motion of Representatives Williams, McNamara, Ucci and as a further mark of respect to the memory of Dr. Kenneth R. Walker, Sr.; on motion of Representative Price, and as a further mark of respect to the memory of Raymond Mailloux; on motion of Representative Diaz, and as a further mark of respect to the memory of Miguelina DeLaRosa; on motion of Representative Slater, and as a further mark of respect to the memory of Glenn Fernandez; on motion of Representative Almeida, and as a further mark of respect to the memory of Rosa Parks; seconded by Leaders Shekarchi and Filippi the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ANASTASIA P. WILLIAMS

Dear Lord: February, the shortest month of the year, has been deemed Black History month. Dedicated to honor all of the African Americans who suffered terrible indignity and often death, merely for trying to be part of the American dream. Pray that we always remember to honor those whose courage, in the face of injustice, made America a better place for us all. Amen.

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 6, 2019:

1. **2019-H 5117**
BY Ruggiero
ENTITLED, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF MIDDLETOWN

Committee on Municipal Government recommends passage.

IN ORDER FOR THURSDAY, FEBRUARY 7, 2019:

1. **2019-S 182**
BY Raptakis
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ELECTION AND QUALIFICATIONS OF OFFICERS

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, February 5, 2019