

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. 23

Wednesday, March 6, 2019

Twenty-third Day

The House of Representatives meets at the State House in Providence, Wednesday, March 6, 2019 and is called to order at 4:24 o'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, Ackerman, Ajello, Almeida, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McLaughlin, McNamara, Mendez, Messier, Millea, Morin, 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.

ABSENT – 5: Representatives Casey, Fellela, Marshall, McKiernan, Tobon,

INVOCATION

The Honorable Speaker presents Representative Noret 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, March 5, 2019, is approved.

ANNOUNCEMENTS

Representative Deborah A. Fellela is unable to attend session today, Wednesday, March 6, 2019.

Representative Stephen Casey is unable to attend session today, Wednesday, March 6, 2019.

Representative Carlos Tobon is unable to attend session today, Wednesday, March 6, 2019.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 38

BY Murray

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

(Exempts property located at 122 North Main Street in the city of Woonsocket from the provision requiring it to be located a certain distance from objectors/schools/churches regarding the issuance of retail liquor licenses.) {LC739/1}

03/06/2019 Referred to House Municipal Government

Senate Resolution No. 97

BY Felag, Raptakis, Seveney, Ciccone, Lombardi

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY VETERAN AND MILITARY

SPOUSE EDUCATION & EMPLOYMENT OPPORTUNITIES (Would extend the reporting and expiration dates of the Special Legislative Commission to Study Veteran and Military Spouse Education & Employment Opportunities from April 30, 2020, and its expiration date to July 30, 2020.) {LC621/1}

03/06/2019 Referred to House Veterans Affairs

Senate Bill No. 380

BY Gallo, Conley, Goodwin, Ciccone

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (Adds prepackaged cheeses to the items allowed for sale at Class A license holders premises in towns or cities of ten thousand (10,000) or more inhabitants.) {LC1397/1}

03/06/2019 Referred to House Corporations

NEW BUSINESS**House Bill No. 5804**

BY Bennett, Edwards, Jacquard

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ENERGY FACILITY SITING ACT (Amends provisions relative to the energy facility siting act including

designating the public utilities commission as the public advocate and creates certain pre-application requirements.) {LC2053/1}

03/06/2019 Introduced, referred to House Environment and Natural Resources

House Bill No. 5805

(Office of Energy Resources)

BY McEntee, Craven, Caldwell, McKiernan

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- COASTAL RESOURCES MANAGEMENT COUNCIL (Provides funding to Rhode Island department of environmental management, office of energy resources and to coastal resource management council from any offshore land lease fees associated with offshore wind systems that access state waters.) {LC2067/1}

03/06/2019 Introduced, referred to House Finance

House Bill No. 5806

BY Serpa

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES - STEP THERAPY PROTOCOL (Requires health insurers, nonprofit hospital service corporations, nonprofit medical service corporations and health maintenance organizations that issue policies that provide coverage for prescription drugs and use step therapy protocols.) {LC2023/1}

03/06/2019 Introduced, referred to House H.E.W.

House Resolution No. 5807

BY Slater, Diaz

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$140,000 TO URBAN VENTURES (Authorizes the appropriation of the sum of one hundred forty thousand dollars (\$140,000), from sums appropriated to the Rhode Island Commerce Corporation, to be granted to Urban Ventures to implement activities assisting small businesses within the state.) {LC2045/1}

03/06/2019 Introduced, referred to House Finance

House Bill No. 5808

BY Maldonado, Tobon, Alzate, Barros, Slater

ENTITLED, AN ACT RELATING TO TAXATION -- PAWTUCKET/CENTRAL FALLS OPPORTUNITY ZONE INCOME TAX CREDIT ACT (Provides tax credits for qualified investments in "opportunity zones" in Pawtucket and Central Falls.) {LC2038/1}

03/06/2019 Introduced, referred to House Finance

House Bill No. 5809

BY Bennett, Diaz, Jacquard, Edwards, Lima

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PRESERVATION OF FAMILIES WITH DISABLED PARENT (Precludes the disability of a parent from serving as a basis for denial or restriction in matters involving a child's welfare, foster care, family law, guardianship and adoption without written findings by the family court.) {LC2052/1}

03/06/2019 Introduced, referred to House Judiciary

House Bill No. 5810

BY Corvese, Ucci, Morin, Kennedy, Azzinaro

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - UNFAIR SALES PRACTICES - GIFT CERTIFICATES (Requires issuers of gift certificates to deposit and hold funds used to purchase the gift certificate in escrow for three (3) years, or until the gift certificate is redeemed and would restrict certain redemption terms in the event of bankruptcy.) {LC1183/1}

03/06/2019 Introduced, referred to House Corporations

(For Co-sponsorship removal request, see Journal of 3-19-2019, page 2)

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MARCH 6, 2019:

1. **2019-H 5115**
BY Corvese
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- EXPLOSIVES,
FIREWORKS, AND PYROTECHNICS

Committee on Judiciary recommends passage.

Chairman Craven moves passage of the act, seconded by Leader Shekarchi, Representatives Donovan, Phillips, Millea, Almeida, Morin, Vella-Wilkinson, Ruggerio, Ajello, Jacquard, Cortvriend, Canario, Serpa, Cassar, Constantino, Azzinaro, Hull, McLaughlin, Jackson, McNamara, Corvese, Kislak, Handy, Shanley, Ucci, Maldonado, Johnston, Amore, and Ackerman.

Read and passed, on a roll call vote, 62 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Azzinaro, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McLaughlin, McNamara, Mendez, Messier, Millea, Morin, Newberry, Noret, O'Brien, Phillips, Ranglin-Vassell, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Ucci, Vella-Wilkinson, Walsh, Williams.

NAYS - 7: Representatives Chippendale, Filippi, Nardone, Place, Price, Quattrocchi, Roberts.

RECUSED - 0:

2. **2019-H 5187**
BY Cassar
ENTITLED, AN ACT RELATING TO THE TOWN OF BARRINGTON - VALIDATING
AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER

Committee on Municipal Government recommends passage.

Chairman Solomon moves passage of the act, seconded by Representatives Johnston, Knight, Cassar, Walsh, and Alzate.

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, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McLaughlin, McNamara, Mendez, Messier, Millea, Morin, 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:

3. 2019-S 87

BY Lynch Prata

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Chairman Craven moves passage of the act, seconded by Representatives Solomon, and Leader Shekarchi.

Read and passed, in concurrence, 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, Alzate, Amore, Azzinaro, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McLaughlin, McNamara, Mendez, Messier, Millea, Morin, 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:

GUESTS

Representative Lima welcomes to the House Chamber as guests: Dr. Debbi McInteer, President of RI Physicians for Quality Care/Psychiatrist at Landmark Hospital; Dr. Glenn Fort, Chief Medical Officer Landmark Hospital/Infectious Disease Specialist/Associate Professor at Warren Alpert Medical School; Dr. Lisa Frappier, Psychiatrist at Brown University's Counseling and Psychiatric Services/Distinguished Fellow of the American Psychiatric Association; and Dr. Michael Monsour, Nephrologist in Woonsocket. Speaker Mattiello welcomes them to the House and thanks them for all their good work.

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 Abney also announces everyone should have received the House Fiscal Staff's Analysis of the Governor's Fiscal Year 2020 Budget which is also available on our website since last week.

NOW PRESIDING

At 4:35 o'clock P.M. the Honorable Speaker Mattiello yields the rostrum to the Honorable Deputy Speaker Lima.

RULE 7D

The following bills were received pursuant to Rule 7D:

Representative Azzinaro-An Act relating to Labor & Labor Relations-Temporary Disability Benefits & Contributions

Representative Hawkins-An Act relating to Health & Safety-Water Supply Board-Certification of Operator Public Drinking Water Supply

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Vice Chairman Phillips 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 Fogarty reminds members of the Celebration of the International Women's Day tomorrow from 3-4 o'clock in the State Room.

By unanimous consent, the House returns to:

GUEST

Representative Fogarty welcomes Maggie Cain, a member of the Women's Economic Justice Day to the House as a guest.

By unanimous consent, the House returns to:

RULE 7D

The following bill was received pursuant to Rule 7D:

Representative Ucci-An Act relating to Department of Environmental Management & Wildlife

By unanimous consent, the House returns to:

GUESTS

Representative Edwards welcomes to the House as guests from the Rhode Island Philharmonic Orchestra & Musical-David Beauchesne-Executive Director and Tony Palms of the Rhode Island Philharmonic. Representative Edwards invites members and their constituents this Saturday, March 9th, the Rhode Island Philharmonic Orchestra will present “*Star Wars: A New Hope in Concert*”, performing live at both 2 P.M. and 8 P.M. at the Providence Performing Arts Center. Deputy Speaker Lima welcomes them to the Chamber and thanks them for all they do.

By unanimous consent, the House returns to:

ANNOUNCEMENT

Chairwoman Williams announces that the Committee on Labor will meet today, at the rise of the House, in Room 203 of the State House.

By unanimous consent, the House returns to:

RULE 7D

The following bills were received pursuant to Rule 7D:

Representative Maldonado-An Act relating to Local Tobacco Control Act

Representative Cassar-An Act relating to Regulation of Personal Care Products

By unanimous consent, the House returns to:

GUEST

Representative Barros and Deputy Speaker Lima welcome back to the House former Representative Ken Mendonca.

NEW BUSINESS

House Resolution No. 5811

BY Casimiro, Craven, Filippi, Shekarchi, Noret

ENTITLED, HOUSE RESOLUTION JOYOUSLY CELEBRATING THE 77TH ANNIVERSARY OF THE SEABEES {LC1966/1}

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

There is no objection.

Read and passed, on a motion of Representative Casimiro seconded by Representative Craven, Leaders Filippi and Shekarchi, and Representative Noret by unanimous consent, on a voice vote.

House Resolution No. 5812

BY Vella-Wilkinson, Shekarchi, Shanley, Solomon, McNamara
ENTITLED, HOUSE RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE
PASSING OF GAIL B. COOK {LC2069/1}

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

There is no objection.

Read and passed, on a motion of Representative Vella-Wilkinson seconded by Leader Shekarchi, Representatives Shanley, Solomon, McNamara, Bennett, and Leader Filippi by unanimous consent, on a rising vote.

By unanimous consent, the House returns to:

ANNOUNCEMENT

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

(For Transmittals to Governor, see Appendix of this Journal.)

ADJOURNMENT

At 4:44 o'clock P.M on motion of Representative Vella-Wilkinson and as a further mark of respect to the memory of Gail B. Cook; seconded by Leaders Shekarchi and Filippi the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE THOMAS NORET

Dear God: As we continue to best represent our communities, guide us with your wisdom to be always mindful of those who are less fortunate and need a helping hand. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 87

BY Lynch Prata

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Dina Spaziano to join Lauren Ann Garrity and Richard James Duquette in marriage on or about October 26, 2019, within the City of Warwick, Rhode Island.) {LC96/1}

03/06/2019 Transmitted to Governor

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MARCH 7, 2019:

- 1. 2019-H 5125 SUB A**
BY Williams
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A.

Francis McCabe
Clerk of the House

Tuesday, March 5, 2019