

**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. 24

Thursday, March 7, 2019

Twenty-fourth Day

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The House of Representatives meets at the State House in Providence, Thursday, March 7, 2019 and is called to order at 4:28 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 74 members present and 1 member absent as follows:

**PRESENT** – 74 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, 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, 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** – 1: Representative Casey.

**INVOCATION**

The Honorable Speaker presents Representative Ucci 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, March 6, 2019, is approved.

## ANNOUNCEMENT

Representative Stephen Casey is unable to attend session today, Thursday, March 7, 2019.

## NEW BUSINESS

**House Bill No. 5813**

**BY** Handy, Chippendale, Barros, Alzate, Bennett

**ENTITLED**, AN ACT RELATING TO AGRICULTURE AND FORESTRY - WOODLAND PRESERVATION AND STEWARDSHIP ACT (Establishes and implements woodland stewardship and preservation programs managed by the department of environmental management administered by cities and towns through local comprehensive planning and zoning.) {LC2046/1}

03/07/2019 Introduced, referred to House Environment and Natural Resources

**(For Co-sponsorship removal request, see Journal of 3-12-2019, page 2)**

**House Bill No. 5814**

**BY** Millea, McKiernan, O'Brien, Jacquard

**ENTITLED**, AN ACT RELATING TO INSURANCE -- PAYMENT TO HEALTH CARE

PROVIDERS (Allows health care providers to refuse to accept payment by virtual credit card payment (a single-use digital credit card) at least once each health insurance contract year.) {LC2025/1}

03/07/2019 Introduced, referred to House H.E.W.

**House Bill No. 5815**

**BY** Kazarian, Casimiro, Alzate, Blazejewski, Fogarty

**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES (Requires health insurance contract to provide coverage for all FDA-approved contraceptive drugs, devices and products.) {LC2033/1}

03/07/2019 Introduced, referred to House H.E.W.

**House Bill No. 5816**

**BY** Craven, Morin, McEntee, Caldwell

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - PREVENTION AND SUPPRESSION OF CONTAGIOUS DISEASES - HIV/AIDS (Permits clinical laboratories as defined in § 23-16.2-2(2) to conduct its own analysis of specimens for the detection of HIV/AIDS instead of sending the specimens to the department of health.) {LC2050/1}

03/07/2019 Introduced, referred to House H.E.W.

**House Bill No. 5817**

**BY** Marszalkowski, Casimiro, Caldwell

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULTS (Provides that a school teacher or employee that engages in sexual penetration of a student over fourteen (14) and less than eighteen (18) shall be guilty of third degree sexual assault.) {LC1992/1}

03/07/2019 Introduced, referred to House Judiciary

**House Bill No. 5818****BY** Canario, Edwards, Carson, Donovan, Price**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (Provides that all camping fees remain at the current rate for the next two (2) camping seasons.) {LC2042/1}

03/07/2019 Introduced, referred to House Finance

**House Bill No. 5819****BY** Craven, Morin, McEntee, Caldwell**ENTITLED**, AN ACT RELATING TO EDUCATION - TEACHERS RETIREMENT [SEE TITLE 16 CHAPTER 97-THE RHODE ISLAND BOARD OF EDUCATION ACT] (Provides for an increasing stipend to be paid to certain retired state employees, municipal employees, and teachers or their beneficiaries during years when a cost of living adjustment is not scheduled.) {LC2048/1}

03/07/2019 Introduced, referred to House Finance

**GUESTS**

Representative Donovan and Speaker Mattiello welcome to the House Representative elect June Speakman from District 68.

Representative Messier welcomes to the House as guests Dr. Samir Shah, Dr. Jeremy Specter, Dr. Harlan Rich, Dr. Abbas Rupawala, Dr. Steven Schechter, Dr. Abdul Saied Calvino, and Mr. Matthew Boudreau, Mr. Eric Lemy, and Ms. Carol Hall-Walker, all from the Rhode Island Department of Health. They are here today for Colorectal Awareness Month. Speaker Mattiello welcomes them to the House.

**NEW BUSINESS****House Resolution No. 5820****BY** Messier, Fellela, Ucci, Filippi, Shekarchi**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MARCH AS "COLORECTAL CANCER AWARENESS MONTH" IN THE STATE OF RHODE ISLAND {LC1952/1}

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

There is no objection.

Read and passed, on a motion of Representative Messier seconded by Representatives Fellela, Ucci, Leaders Filippi, Shekarchi, Representative Knight and entire House of Representatives by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

**GUESTS**

Representative Costantino welcomes back to the House his good friend, Father Capoverdi.

Representative Carson welcomes to the House as a guest her son, Andrew Carson.

**ANNOUNCEMENTS**

Representative McNamara announces that Representative Jackson has been named the Grand Marshall of the West Warwick St. Patrick's Day Parade on March 17<sup>th</sup>. Representative McNamara and Speaker Mattiello congratulate Representative Jackson.

**CALENDAR**

From the Calendar is taken:

**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.

Chairman Craven moves passage of the act, seconded by Representatives Handy, Knight, Shanley, Barros, Alzate, Casimiro, Kazarian, Blazejewski, Tanzi, McNamara, Kislak, Bennett, Ajello, Walsh, Fogarty, Cortvriend, Canario, Cassar, Donovan, Ranglin-Vassell, Carson, Ruggiero, Caldwell, McEntee, Almeida, Morin, Williams, and Lyle.

By unanimous consent, Representative Corvese seconded by Representatives Ucci, Vella-Wilkinson, O'Brien, McLaughlin, Price, Quattrocchi, Place, Leader Filippi, Representatives Roberts, Nardone, Chippendale, Fellela, Constantino, Marshall, and Azzinaro.

**FLOOR AMENDMENT  
TO**

2019 -- H 5125 SUBSTITUTE A/3

**AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT**

Mr. Speaker:

I hereby move to amend 2019 -- H 5125 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT", as follows:

1. On page 1, between lines 6 and 7, by inserting the following language:

"23-4.13-2. Informed consent.

No abortion shall be performed in this state except with the voluntary and informed consent of the individual upon whom the abortion is to be performed. Except in the case of a medical emergency, consent to an abortion is voluntary and informed if and only if:

(1) Information which must be provided by physician. The individual is told the following, by telephone or in person, by the physician who is to perform the abortion or by a referring physician, at least twenty-four (24) hours before the abortion:

(i) The name of the physician who will perform the abortion;

(ii) The particular medical risks associated with the particular abortion procedure to be employed including, when medically accurate, the risks of infection, hemorrhage, danger to subsequent pregnancies, and infertility;

(iii) The probable gestational age of the unborn child at the time the abortion is to be performed;  
and

(iv) The medical risks associated with carrying the individual's child to term.

The information required by this subsection may be provided by telephone without conducting a physical examination or tests of the patient, in which case the information required to be provided may be based on facts supplied to the physician by the individual and whatever other relevant information is reasonably available to the physician. It may not be provided by a tape recording, but must be provided during a consultation in which the physician is able to ask questions of the individual and the individual is able to ask questions of the physician. If a physical examination, test, or the availability of other information to the physician subsequently indicate, in the medical judgment of the physician, a revision of the information previously supplied to the patient, that revised information may be communicated to the patient at any time prior to the performance of the abortion. Nothing in this section may be construed to preclude a provision of required information in a language understood by the patient through a translator.

(2) Information which may be provided by an agent of the physician. The individual shall be informed, by telephone or in person, by the physician who is to perform the abortion, by a referring physician, or by an agent of either physician at least twenty-four (24) hours before the abortion."

2. On page 1, line 7, by deleting the language "23-4.13-2", and by inserting in place thereof the language "23-4.13-3".

Respectfully submitted,

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Representative Corvese

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LC000518/3  
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Representatives Corvese, Blazejewski, Ucci, Chippendale, Williams, McLaughlin, Kazarian, Price, McEntee, Quattrocchi, Cassar, Knight, Vella-Wilkinson, Carson, Alzate, and Walsh, discuss the amendment.

The motion to amend fails on a roll call vote 29 members voting in the affirmative and 43 members voting in the negative as follows:

YEAS - 29: The Honorable Speaker Mattiello and Representatives Azzinaro, Chippendale, Corvese, Costantino, Diaz, Fellela, Filippi, Hawkins, Hull, Jackson, Johnston, Kennedy, Marshall, McLaughlin, Millea, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Roberts, Serodio, Serpa, Ucci, Vella-Wilkinson.

NAYS - 43: Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Jacquard, Kazarian, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McKiernan, McNamara, Messier, Morin, Ranglin-Vassell, Ruggiero, Shanley, Shekarchi, Slater, Tanzi, Tobon, Walsh, Williams.

RECUSED - 0:

By unanimous consent, Leader Filippi seconded by Representatives Newberry, Roberts, Nardone, Chippendale, Price, Quattrocchi, Place, McLaughlin, Corvese, O'Brien, and Vella-Wilkinson.

**FLOOR AMENDMENT  
TO  
2019 -- H 5125 SUBSTITUTE A/3**

**AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT**

Mr. Speaker:

I hereby move to amend 2019 -- H 5125 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT", as follows:

1. On page 3, lines 31 through and including 34, by deleting all the language contained therein.
2. On page 4, line 1 through and including line 10, by deleting all the language therein, and by inserting in place thereof the following language:

"SECTION 3. Section 11-23-5 of the General Laws in Chapter 11-23 entitled "Homicide" is hereby amended to read as follows:

11-23-5. Willful killing of unborn quick child.

(a) The willful killing of an unborn quick child by any injury to the mother of the child, which would be murder if it resulted in the death of the mother; the administration to any woman pregnant with a quick child of any medication, drug, or substance or the use of any instrument or device or other means, with intent to destroy the child, unless it is necessary to preserve the health and life of the mother; in the event of the death of the child; shall be deemed manslaughter.

(b) In any prosecution under this section, it shall not be necessary for the prosecution to prove that any necessity existed.

(c) For the purposes of this section, "quick child" means an unborn child whose heart is beating, who is experiencing electronically-measurable brain waves, who is discernibly moving, and who is so far developed and matured as to be capable of surviving the trauma of birth with the aid of usual medical care and facilities available in this state.

(d) The provisions of this section shall not apply to any individual or physician involved in the termination of a pregnancy."

Respectfully submitted,

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Representative Filippi

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LC000518/21  
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Leader Filippi and Representatives Craven, Ucci, Lima, Chippendale, McLaughlin, McKiernan, Marshall, Corvese, Knight, Quattrocchi, Vella-Wilkinson, Price, Walsh, Azzinaro, Kislak, Carson, Phillips, Jacquard, Roberts, Place, and Blazejewski discuss the amendment.

The motion to amend fails on a roll call vote 33 members voting in the affirmative and 38 members voting in the negative as follows:

YEAS - 33: The Honorable Speaker Mattiello and Representatives Azzinaro, Chippendale, Corvese, Costantino, Diaz, Fellela, Filippi, Hull, Jacquard, Johnston, Kennedy, Lima, Marshall, McLaughlin,

Millea, Morin, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Roberts, Serodio, Serpa, Shekarchi, Slater, Solomon, Ucci, Vella-Wilkinson.

NAYS - 38: Representatives Abney, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Kazarian, Kislak, Knight, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McKiernan, McNamara, Mendez, Messier, Ranglin-Vassell, Ruggiero, Shanley, Tanzi, Tobon, Walsh, Williams.

RECUSED - 0:

By unanimous consent, Representative Newberry seconded by Representatives Roberts, Nardone, Chippendale, Price, Quattrocchi, Place, Leader Filippi, Representatives McLaughlin, Corvese, Ucci, Vella-Wilkinson, and O'Brien.

**FLOOR AMENDMENT**  
**TO**  
2019 -- H 5125 SUBSTITUTE A/3

AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT

Mr. Speaker:

I hereby move to amend 2019 -- H 5125 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT", as follows:

1. On page 12, line 19 by deleting the language "This act shall take effect upon passage", and by inserting in place thereof the following language:

"This act shall take effect upon the United States Supreme Court issuing and publishing a decision reversing or overturning the holding set forth in Roe v. Wade, 410 U.S. 113 (1973)."

Respectfully submitted,

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Representative Newberry

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LC000518/15  
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Representatives Newberry, Blazejewski, Leader Filippi, Representatives Corvese, McKiernan, McLaughlin, Chippendale, McEntee, Ajello, Vella-Wilkinson, and Knight discuss the amendment.

The motion to amend fails on a roll call vote 29 members voting in the affirmative and 42 members voting in the negative as follows:

YEAS - 29: The Honorable Speaker Mattiello and Representatives Azzinaro, Chippendale, Corvese, Costantino, Diaz, Fellela, Filippi, Hawkins, Hull, Jackson, Johnston, Kennedy, Lima, Marshall, McLaughlin, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Roberts, Serodio, Serpa, Ucci, Vella-Wilkinson.

NAYS - 42: Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Jacquard, Kazarian, Kislak, Knight, Lombardi, Lyle, Maldonado, Marszalkowski,

McEntee, McKiernan, McNamara, Mendez, Messier, Morin, Ranglin-Vassell, Ruggiero, Shanley, Shekarchi, Tanzi, Tobon, Walsh, Williams.

RECUSED - 0:

Representative Newberry discusses the act.

By unanimous consent, Representative Newberry seconded by Representatives Nardone, Chippendale, Price, Quattrocchi, Place, Leader Filippi, Representatives Roberts, McLaughlin, Corvese, and Ucci.

**FLOOR AMENDMENT**  
**TO**  
2019 -- H 5125 SUBSTITUTE A/3

AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT

Mr. Speaker:

I hereby move to amend 2019 -- H 5125 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT", as follows:

1. On page 7, lines 14 through and including line 32, by removing all language thereon.
2. On page 7, line 33 by deleting the numeral "8" and inserting in place thereof the numeral "7".
- (3) On page 9, line 16, by deleting the numeral "9" and inserting in place thereof the numeral "8".
- (4) On page 10, line 9, by deleting the numeral "10" and inserting the numeral "9".
- (5) On page 12, line 19, by deleting the numeral "11" and inserting the numeral "10".

Respectfully submitted,

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Representative Newberry

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LC000518/14  
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Representatives Newberry, and Blazejewski discuss the amendment.

The motion to amend fails on a roll call vote 26 members voting in the affirmative and 44 members voting in the negative as follows:

YEAS - 26: The Honorable Speaker Mattiello and Representatives Azzinaro, Chippendale, Corvese, Costantino, Diaz, Fellela, Filippi, Hawkins, Jackson, Johnston, Kennedy, Lima, Marshall, McLaughlin, Nardone, Newberry, O'Brien, Phillips, Place, Price, Quattrocchi, Roberts, Serpa, Ucci, Vella-Wilkinson.

NAYS - 44: Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Hull, Jacquard, Kazarian, Kislak, Knight, Lombardi, Lyle, Maldonado, McEntee, McKiernan, McNamara, Mendez, Messier, Morin, Noret, Ranglin-Vassell, Ruggiero, Serodio, Shanley, Shekarchi, Tanzi, Tobon, Walsh, Williams.

RECUSED - 0:

By unanimous consent, Representative Newberry seconded by Representatives Roberts, Nardone, Chippendale, Price, Quattrocchi, Place, Leader Filippi, Representatives McLaughlin, and Corvese.

**FLOOR AMENDMENT  
TO  
2019 -- H 5125 SUBSTITUTE A/3**

AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT

Mr. Speaker:

I hereby move to amend 2019 -- H 5125 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY - THE REPRODUCTIVE PRIVACY ACT", as follows:

1. On page 2, line 24, by inserting the language "(1)" after the language "(d)".
2. On page 2, line 26, following the language "individual." by inserting the following language:  
"In determining whether the termination of an individual's pregnancy is necessary to preserve the life or health of the individual, no physician shall, for any reason, consider any of the following:
  - (i) The sex of the fetus for purposes of sex selection;
  - (ii) Whether the fetus may be born with down syndrome;
  - (iii) Any anticipated or potential sexual preference of the fetus after birth; or
  - (iv) The race of the fetus after birth."
3. On page 2, line 27, by deleting the language "(1)", and by inserting the language "(2)".

Respectfully submitted,

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Representative Newberry

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LC000518/16  
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Representatives Newberry, McEntee, Almeida, Williams, Chippendale, Cassar, Corvese, McLaughlin, Leader Filippi, Representatives Ruggiero, Ucci, and Vella-Wilkinson discuss the amendment.

The motion to amend fails on a roll call vote 13 members voting in the affirmative and 57 members voting in the negative as follows:

YEAS - 13: Representatives Chippendale, Corvese, Fellela, Filippi, McLaughlin, Nardone, Newberry, Place, Price, Quattrocchi, Roberts, Ucci, Vella-Wilkinson.

NAYS - 57: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marshall, Marszalkowski, McEntee, McKiernan, McNamara, Mendez, Messier, Millea, Morin, Noret, O'Brien, Phillips, Ranglin-Vassell, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Tanzi, Tobon, Walsh, Williams.

RECUSED - 0:

Representatives Caldwell, Corvese, McNamara, McLaughlin, Serodio, Ucci, Blazejewski, Chippendale, Knight, Place, McKiernan, Roberts, Cassar, Tobon, Kazarian, Phillips, Ranglin-Vassell, Vella-Wilkinson, McEntee, Nardone, Craven, Quattrocchi discuss the act. Representative McNamara rises on

a point of order in violation of Rule 10B. The Honorable Speaker rules Representative McNamara is overruled. Representative Quattrocchi and Williams continue discussion the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 30 members voting in the negative as follows.

YEAS - 44: Representatives Abney, Ackerman, Ajello, Almeida, Alzate, Amore, Barros, Bennett, Blazejewski, Caldwell, Canario, Carson, Casimiro, Cassar, Cortvriend, Craven, Donovan, Edwards, Fogarty, Handy, Jacquard, Kazarian, Kislak, Knight, Lima, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McKiernan, McNamara, Mendez, Messier, Morin, Ranglin-Vassell, Ruggiero, Shanley, Shekarchi, Slater, Tanzi, Tobon, Walsh, Williams.

NAYS - 30: The Honorable Speaker Mattiello and Representatives Azzinaro, Chippendale, Corvese, Costantino, Diaz, Fellela, Filippi, Hawkins, Hull, Jackson, Johnston, Kennedy, Marshall, McLaughlin, Millea, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Roberts, Serodio, Serpa, Solomon, Ucci, Vella-Wilkinson.

RECUSED - 0:

By unanimous consent, the House returns to:

### NEW BUSINESS

#### **House Resolution No. 5821**

**BY** Fogarty, Tanzi, Walsh, Ajello, Donovan

**ENTITLED**, HOUSE RESOLUTION RECOGNIZING MARCH 8, 2019, AS "INTERNATIONAL WOMEN'S DAY" IN THE STATE OF RHODE ISLAND {LC2082/1}

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

There is no objection.

Read and passed, on a motion of Representative Fogarty seconded by Representatives Tanzi, Walsh, Ajello, Donovan, Ranglin-Vassell, Ackerman, Carson, McEntee, Caldwell, Ruggiero, Serpa, Cassar, Cortvriend, Vella-Wilkinson, Alzate, Casimiro, Kazarian, Hawkins, Handy, Maldonado, Kislak, Diaz, Kennedy, Williams, Messier, Roberts, Jacquard, Hull, Lyle, Nardone, Chippendale, Leader Filippi, Representatives, Newberry, Knight, Azzinaro, Ucci, Constantino, and Morin.

### RULE 7D

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

Representative Azzinaro-An Act relating to Agriculture and Forestry

Leader Filippi-An Act relating to Gaming

Representative McKiernan-3 Acts relating to Property Subject to Taxation

An Act relating to Expungement of Criminal Records

**ANNOUNCEMENTS**

Chairman Solomon announces that the Committee on Municipal Government will meet today, at the rise of the House, in Room 205 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.

Chairman Bennett announces that the Committee on Environment and Natural Resources will meet today, at the rise of the House, in Room 101 of the State House.

Leader Shekarchi wishes Representative Kislak a very Happy Birthday.

Representative Marshall rises on a point of personal prerogative.

**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.

**COMMUNICATION FROM THE SENATE**

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

**Senate Bill No. 70**

**BY** DiPalma

**ENTITLED**, AN ACT VALIDATING AND RATIFYING AN AMENDMENT TO THE HOME RULE CHARTER OF THE TOWN OF MIDDLETOWN (Validates and ratify amendments to the Home Rule Charter of the town of Middletown, which amendments were adopted and approved by the electors of the town of Middletown on November 6, 2018.) {LC517/1}

03/08/2019 Referred to House Municipal Government

**Senate Bill No. 149**

**BY** Coyne

**ENTITLED**, AN ACT RELATING TO THE TOWN OF BARRINGTON - VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER (Ratifies and validates the amendments to the Barrington Home Rule Charter which were approved by the electors of the town of Barrington at the polls on November 6, 2018.) {LC1051/1}

03/08/2019 Referred to House Municipal Government

**Senate Bill No. 150**

**BY** Lombardo, Archambault

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - JOHNSTON PLANNING BOARD (Authorizes the Johnston town council to add two (2) alternate members to its planning board.) {LC1004/1}

03/08/2019 Referred to House Municipal Government

**Senate Bill No. 222****BY** Paolino, de la Cruz, Murray**ENTITLED**, AN ACT RELATING TO THE TOWN OF NORTH SMITHFIELD (Ratifies the Home Rule Charter amendments adopted and approved by the electors of North Smithfield on November 6, 2018.) {LC1088/1}

03/08/2019 Referred to House Municipal Government

**Senate Bill No. 311****BY** Sheehan, Valverde**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN (Ratifies amendments to the Home Rule charter of the town of North Kingstown adopted and approved by the electors of the town of North Kingstown on November 6, 2018.) {LC1452/1}

03/08/2019 Referred to House Municipal Government

**REPORTS OF COMMITTEES****TRANSFER OF BILLS****Chairman Bennett, for the Committee on Environment and Natural Resources, reports back the following measure, with recommendation of transfer to the Committee on Health, Education, and Welfare:****House Bill No. 5672****BY** McNamara, Shekarchi, Shanley, Solomon, Bennett**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- THE PERMANENT AIR QUALITY MONITORING ACT (Extends the required air quality monitoring program at Green International Airport for two years to July 31, 2021.) {LC1962/1}

03/08/2019 Committee transferred to House H.E.W.

**Chairman Jacquard, for the Committee on Corporations, reports back the following measure, with recommendation of transfer to the Committee on Health, Education, and Welfare:****House Bill No. 5463****BY** Jacquard, Lima, McNamara**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE CONSUMER PROTECTION IN EYE CARE ACT (Provides consumer protection in eye care services by developing standards and enforcement protocols related to the utilization of emergent technologies in the provision of eye care services, as well as for the delegation of eye care services by providers.) {LC1495/1}

03/08/2019 Committee transferred to House H.E.W.

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

**House Bill No. 5737**

(by request)

**BY** Caldwell

**ENTITLED**, AN ACT RELATING TO EDUCATION - CHILDREN WITH DISABILITIES [SEE TITLE 16 CHAPTER 97 - THE RHODE ISLAND BOARD OF EDUCATION ACT] (Requires the installation of video surveillance cameras and equipment in any classroom which has an enrolled child with a disability, who as a result of such disability is unable to communicate.) {LC1323/1}

03/08/2019 Committee transferred to House H.E.W.

**Chairman Craven, for the Committee on Judiciary reports back the following measures, with recommendation of transfer to the Committee on Special Legislation:**

**House Bill No. 5734**

**BY** Costantino, Phillips, Hawkins, Williams, Slater

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES (Reduces the fee for a state issued identification card to ten dollars (\$10).) {LC1967/1}

03/08/2019 Committee transferred to House Special Legislation

**Senate Bill No. 226**

**BY** Goldin

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Eric Ruscitti to join Katelyn Trotta and Vincent Ruscitti in marriage on or about June 8, 2019, within the City of Providence, Rhode Island.) {LC1166/1}

03/08/2019 Committee transferred to House Special Legislation

**Senate Bill No. 227**

**BY** Algieri

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Dan E. Blackstone to join Victoria Sardelli and Connor Taub in marriage on or about May 5, 2019, within the City of Newport, Rhode Island.) {LC1062/1}

03/08/2019 Committee transferred to House Special Legislation

**Senate Bill No. 228**

**BY** Algieri

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Michael A. Mack to join Mary Hannah Stewart and John Veale in marriage on or about November 2, 2019, within the Town of Westerly, Rhode Island.) {LC1092/1}

03/08/2019 Committee transferred to House Special Legislation

**Senate Bill No. 336**

**BY** Goldin

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Christine Kennedy to join Maeve Shea Kennedy and Zachary Adam Fand in marriage on or about June 8, 2019, within the City of Providence, Rhode Island.) {LC1472/1}

03/08/2019 Committee transferred to House Special Legislation

**Chairman Craven, for the Committee on Judiciary reports back the following measure, with recommendation of transfer to the Committee on Finance:**

**House Bill No. 5508**

(Dept. of Revenue)

**BY** Noret, Shekarchi, Serodio, Amore, Hawkins

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE

LOTTERY (Requires lottery director to setoff lottery prize exceeding \$600 against back child support (1st priority)/labor benefit overpayments (2nd priority)/back taxes (3rd priority)/non-tax state debts (4th priority) before prize payment.) {LC1552/1}

03/08/2019 Committee transferred to House Finance

**NEW BUSINESS**

**House Bill No. 5822**

**BY** Lima, Solomon, McLaughlin, O'Brien, Canario

**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- DIVORCE AND SEPARATION

(Creates a custody procedure for pets in divorce and separation proceedings based on the best interests of the animal.) {LC1094/1}

03/08/2019 Introduced, referred to House Judiciary

**House Bill No. 5823**

**BY** Ucci, Morin, Vella-Wilkinson, Williams, Diaz

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE IN PARTICULAR ACTIONS -- ATTACHMENT (Provides that child support garnishment be paid first before any other garnishment including a garnishment for the payment of taxes.) {LC2106/1}

03/08/2019 Introduced, referred to House Judiciary

**House Bill No. 5824**

**BY** Ucci, Mendez, Fellela, Costantino

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Andrea Bolton to join Megan Elizabeth Chapman and Nicholas Jerome Leary in marriage on or about August 31, 2019, within the Town of Johnston, Rhode Island.) {LC2124/1}

03/08/2019 Introduced, referred to House Special Legislation

**House Bill No. 5825**

**BY** Azzinaro, Corvese, Costantino, Solomon, Phillips

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - TEMPORARY

DISABILITY BENEFITS AND CONTRIBUTIONS (Requires temporary disability contributions and benefits to be calculated based upon an employee's wages and salaries, that shall also include any sales commissions earned.) {LC2044/1}

03/08/2019 Introduced, referred to House Labor

**House Bill No. 5826****BY** Cassar, Caldwell, McEntee, Craven, Bennett**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- REGULATION OF PERSONAL CARE PRODUCTS (Requires the personal care product industry to more fully disclose the ingredients they use and, where applicable, identify ingredients that have been published as a chemical of concern on one or more designated list included in the act.) {LC2043/1}

03/08/2019 Introduced, referred to House H.E.W.

**House Bill No. 5827****BY** Vella-Wilkinson, Tobon, Ucci, Costantino, Almeida**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY – RESPONSIBLE RECYCLING, REUSE AND DISPOSAL OF MATTRESSES (Requires copies of auditor's documents relative to evaluation and opinion about fees to be filed with the Rhode Island Resource Recovery Corporation and be considered public records pursuant to chapter 2 of title 38, access to public records.) {LC2008/1}

03/08/2019 Introduced, referred to House Corporations

**House Bill No. 5828****BY** Slater, O'Brien, Blazejewski, Williams, Solomon**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- ADULT USE OF CANNABIS PILOT PROGRAM (Establishes a system for the regulation and taxation for adult use and cultivation of marijuana.) {LC710/1}

03/08/2019 Introduced, referred to House Finance

**House Bill No. 5829****BY** Hawkins, Costantino, Shekarchi, Ruggiero**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - BOARD OF CERTIFICATION OF OPERATORS OF PUBLIC WATER SUPPLY FACILITIES (Eliminates the cap on the maximum fee allowable for submitting an application for certification to the board of certifications of operators of public water supply facilities.) {LC2071/1}

03/08/2019 Introduced, referred to House Finance

**House Bill No. 5830****BY** Maldonado, Ucci, Barros, McNamara, Blazejewski**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- LOCAL TOBACCO CONTROL ACT (Creates a comprehensive resolution scheme for cities and towns to follow concerning the sale and control of tobacco in their communities.) {LC2037/1}

03/08/2019 Introduced, referred to House Municipal Government

**REPORTS OF COMMITTEES****COMMITTEE ON FINANCE**

Chairman Abney for the Committee on Finance, reports back the following measures, with recommendation of passage:

**Senate Bill No. 37 SUB A****BY** Ruggerio, Goodwin, McCaffrey, Algieri, Conley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- VIDEO-LOTTERY GAMES, TABLE GAMES AND SPORTS WAGERING (Authorizes and provide for online sports wagering through authorized hosting facilities in Rhode Island.) {LC721/A/1}

03/08/2019 Placed on House Calendar (03/12/2019)

**House Bill No. 5241 SUB A****BY** Mattiello, Shekarchi, Slater, Morin, O'Brien**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- VIDEO-LOTTERY GAMES, TABLE GAMES AND SPORTS WAGERING (Authorizes and provide for online sports wagering through authorized hosting facilities in Rhode Island.) {LC1189/A/1}

03/08/2019 Placed on House Calendar (03/12/2019)

**House Bill No. 5278 SUB A****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/A/1}

03/08/2019 Placed on House Calendar (03/13/2019)

**COMMITTEE ON JUDICIARY**

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

**House Bill No. 5484****BY** McEntee, Shekarchi, Fogarty, Filippi, Craven**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (Extends the effective date for the application of the new definition section relative to zoning ordinances and would also extend the current definitions section relative to zoning ordinances.) {LC1155/1}

03/08/2019 Placed on House Calendar (03/13/2019)

**COMMITTEE ON SMALL BUSINESS**

Chairman Amore, for the Committee on Small Business reports back the following measure, with recommendation of passage:

**House Resolution No. 5320****BY** Kennedy, Shekarchi, Mattiello, Edwards, Filippi**ENTITLED**, HOUSE RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL RELATIONS, CELEBRATING THE 40TH ANNIVERSARY OF THE TAIWAN RELATIONS ACT (TRA), AND SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY {LC1302/1}

03/08/2019 Placed on House Calendar (03/13/2019)

**ADJOURNMENT**

At 9:13 o'clock P.M. on motion of Leader Shekarchi seconded by Leader Filippi the House adjourns, on a voice vote.

*Linda M. McElroy*  
*Recording Clerk*

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE STEPHEN R. UCCI**

Dear Lord: We call upon you today to help us recognize just how different we are, yet we are all your children. Guide us in our deliberations and help us to engage in reasoned, respectful discourse always recognizing that agreeing to Disagree, is the cornerstone of our democracy. Amen.

APPENDIX

CALENDAR

**IN ORDER FOR TUESDAY, MARCH 12, 2019:**

- 1. 2019-H 5241 SUB A**  
**BY** Mattiello  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- VIDEO-  
LOTTERY GAMES, TABLE GAMES AND SPORTS WAGERING

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

- 2. 2019-S 37 SUB A**  
**BY** Ruggiero  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- VIDEO-  
LOTTERY GAMES, TABLE GAMES AND SPORTS WAGERING

Committee on Finance recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

**IN ORDER FOR WEDNESDAY, MARCH 13, 2019:**

- 1. 2019-H 5278 SUB A**  
**BY** Abney  
**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--NON-  
COLLECTING RETAILERS, REFERRERS, AND RETAIL SALE FACILITATORS ACT

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

- 2. 2019-H 5484**  
**BY** McEntee  
**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES

Committee on Judiciary recommends passage.

3. **2019-H 5320**  
**BY Kennedy**  
**ENTITLED, HOUSE RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL RELATIONS, CELEBRATING THE 40TH ANNIVERSARY OF THE TAIWAN RELATIONS ACT (TRA), AND SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY**

Committee on Small Business recommends passage.

**Francis McCabe**  
Clerk of the House

**Friday, March 8, 2019**