

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. 35

Wednesday, April 3, 2019

Thirty-fifth Day

The House of Representatives meets at the State House in Providence, Wednesday, April 3, 2019 and is called to order at 4:15 o'clock P.M., by the Honorable Nicholas A. Mattiello, 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, Amore, Azzinaro, Barros, Bennett, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lombardi, Lyle, Maldonado, 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, Speakman, Tanzi, Tobon, Ucci, Vella-Wilkinson, Walsh, Williams.

ABSENT – 3: Representatives Alzate, Blazejewski, Lima.

INVOCATION

The Honorable Speaker presents Representative Almeida 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, April 2, 2019, is approved.

ANNOUNCEMENTS

Representative Charlene Lima is unable to attend session today, Wednesday, April 3, 2019.

Representative Karen Alzate is unable to attend session today, Wednesday, April 3, 2019.

NEW BUSINESS**House Bill No. 5944**

BY Shanley, Bennett, Barros, Williams, Blazejewski

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - OFFICE OF HEALTH AND HUMAN SERVICES (Requires state contracted human services providers to pay his or her employees a minimum hourly wage no less than one hundred forty-four percent (144%) of the state minimum wage.) {LC2336/1}

04/03/2019 Introduced, referred to House Labor

House Bill No. 5945

BY Edwards, Canario, Shanley, Barros

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BIOMETRIC INFORMATION PRIVACY PROTECTION ACT (Prohibits collection of biometric identifiers without consent.) {LC2323/1}

04/03/2019 Introduced, referred to House Corporations

House Bill No. 5946

BY Casimiro, Craven

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE CONSTRUCTION, RENOVATIONS, DEMOLITION, REMEDIATION, ALTERATIONS, ADDITIONS AND OTHER IMPROVEMENTS AND/OR RELATED EQUIPMENT FOR THE TOWN HALL AT 80 BOSTON NECK ROAD AND AT MEMORIAL PARK (PLAT 90 LOT 23) AND TO ISSUE NOT MORE THAN \$7,500,000 BONDS AND NOTES THEREFOR (Authorizes the town of North Kingstown to issue not more than seven million five hundred dollars (\$7,500,000) in bonds and notes to finance improvements and/or related equipment for the town hall.) {LC2317/1}

04/03/2019 Introduced, referred to House Municipal Government

House Bill No. 5947

BY Morin, Phillips, Carson, O'Brien, Casey

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (Increases the maximum tax for qualifying low-income housing from eight percent (8%) to ten percent (10%) of the property's previous year's gross scheduled rental income. The increase shall be used by local municipalities for public school education aid.) {LC2326/1}

04/03/2019 Introduced, referred to House Finance

House Bill No. 5948

BY Morin, Phillips, Carson, O'Brien, Casey

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (Allows a municipality, in which twelve percent (12%) of the housing in a municipality qualifies for low-income housing, to charge a tax up to ten percent (10%) of the current year's gross

scheduled rental income.) {LC2325/1}
04/03/2019 Introduced, referred to House Finance

House Bill No. 5949

BY Tobon, Barros, Edwards, Johnston, Blazejewski
ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- RHODE ISLAND BUSINESS CORPORATION ACT (Imposes a fee of one hundred sixty dollars (\$160) for all domestic and foreign corporations for a certificate of authority to transact business in this state.) {LC1990/1}
04/03/2019 Introduced, referred to House Finance

House Bill No. 5950

BY Carson
ENTITLED, AN ACT RELATING TO TAXATION -- HOTEL TAX DISTRIBUTION (The hotel tax shall be distributed as follows 1) 25% to host city/town; 2) 45% to appropriate regional tourism district; 3) 5% to Greater Providence-Warwick Convention and Visitors' Bureau; and 4) 25% to Rhode Island commerce corporation.) {LC2305/1}
04/03/2019 Introduced, referred to House Finance

House Bill No. 5951

BY Shekarchi
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Mary Beth Hauser to join Julie Shellard and Anthony Marino in marriage on or about July 13, 2019, within the town of Middletown, Rhode Island.) {LC2347/1}
04/03/2019 Introduced, referred to House Special Legislation

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, APRIL 3, 2019:

- 1. 2019-H 5298**
BY McNamara
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSE ANESTHETISTS

Committee on Health, Education & Welfare recommends passage.

Chairman McNamara moves passage of the act, seconded by Representatives McLaughlin, Corvese, Bennett, Jackson, Casimiro, Abney, Serodio, Noret, Hawkins, Phillips, Speakman, Millea, Vella-Wilkinson, Fogarty, Cortvriend, Canario, Cassar, Costantino, Azzinaro, Kennedy, and McEntee.

Representative Chippendale discusses the act.

Read and passed, on a roll call vote, 70 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 70: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lombardi, Lyle, Maldonado, Marszalkowski, McEntee, McKiernan, McLaughlin, McNamara, Mendez, Messier, Millea, Morin, Nardone, Newberry, Noret, O'Brien, Phillips, Place, Price, Quattrocchi, Ranglin-Vassell, Ruggiero, Serodio, Serpa, Shanley, Shekarchi, Slater, Solomon, Speakman, Tanzi, Tobon, Ucci, Vella-Wilkinson, Walsh, Williams.

NAYS - 2: Representatives Chippendale, Roberts.

RECUSED - 0:

2. 2019-H 5466 SUB A

BY Jacquard

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE
- ADMINISTRATION AND ENFORCEMENT

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

Chairman Jacquard moves passage of the act, seconded by Representatives Johnston, Hull, Bennett, Edwards, Abney, Ackerman, Carson, Ruggerio, Morin, Nardone, and Chippendale.

Representatives Handy, Jacquard, and Carson discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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, Almeida, Amore, Azzinaro, Barros, Bennett, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lombardi, Lyle, Maldonado, 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, Speakman, Tanzi, Tobon, Ucci, Vella-Wilkinson, Walsh, Williams.

NAYS - 0:

RECUSED - 0:

3. 2019-S 70**BY** DiPalma**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 concurrence.

Chairman Solomon moves passage of the act, seconded by Representatives McLaughlin, Cortvriend, Ruggiero, and Carson.

Read and passed, in concurrence, 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, Almeida, Amore, Azzinaro, Barros, Bennett, Caldwell, Canario, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Fellela, Filippi, Fogarty, Handy, Hawkins, Hull, Jackson, Jacquard, Johnston, Kazarian, Kennedy, Kislak, Knight, Lombardi, Lyle, Maldonado, 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, Speakman, Tanzi, Tobon, Ucci, Vella-Wilkinson, Walsh, Williams.

NAYS - 0:

RECUSED - 0:

GUESTS

Representative Amore welcomes to the House as guests from the East Providence Boys & Girls Club- the History and Government Club: Coordinator-Slade Sharma along with Justice Blyther, Brooklyn Williams, Tyrel Rebeiro, Patrick Ferreira, Normand Dean, Brayden Orellana, Nabia Morris, Marissa Cabral, Davonna Rhodes, Jervon Brown, and Erin Gilliatt-Director of the East Providence Boys & Girls Club.

Representative Carson welcomes to the House Barbara Polichetti (RIPTA); Liz Davis (Bike Newport); Allyson McCalla (Bike Newport); Alice Cialella (Bike Newport); Clare Woodhead (Bike Newport); Jordan Miller (Bike Newport); Diana Imondi (AAA); and Bari Freeman (Bike Newport) who are from a new program put together in Rhode Island called the Rhode Island Stop Look Wave.

NEW BUSINESS**House Resolution No. 5952****BY** Carson, Ruggiero, Cortvriend, Abney, Shekarchi**ENTITLED**, HOUSE RESOLUTION CONGRATULATING AND THANKING NEWPORT WAVES AND RHODE ISLAND WAVES FOR THEIR CAMPAIGN TO MAKE OUR STREETS SAFER FOR PEDESTRIANS AND DRIVERS AND HELPING TO AVERT NUMEROUS TRAGEDIES AND SAVING MANY LIVES {LC2233/1}

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

There is no objection.

Read and passed, on a motion of Representative Carson seconded by Representatives Ruggiero, Cortvriend, Abney, Leader Shekarchi, Representatives Tanzi, and Handy by unanimous consent, on a voice vote.

By unanimous consent the House returns to:

GUEST

Representative Ruggiero welcomes to the House Chamber her constituent, Christopher Bove, a senior at Middletown High School.

RULE 7D

The following bills were received pursuant to Rule 7D:

Representative Ackerman-An Act relating to State Affairs and Government

Representative Millea-An Act relating to Public Officers and Retirement Systems

ANNOUNCEMENT

Chairman Morin announces that the Finance Sub-Committee on General Government will meet today, at the rise of the House, in Room 35 of the State House.

By unanimous consent the House returns to:

NEW BUSINESS

House Resolution No. 5953

BY Vella-Wilkinson, Williams, Morin, Millea, Almeida

ENTITLED, HOUSE RESOLUTION PROCLAIMING APRIL, 2019, AS "AUTISM AWARENESS MONTH" IN THE STATE OF RHODE ISLAND {LC522/1}

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 Representatives Williams, Morin, Millea, Leader Shekarchi, Representatives Almeida, Bennett, and Tanzi by unanimous consent, on a voice vote.

By unanimous consent the House returns to:

RULE 7D

The following bills were received pursuant to Rule 7D:

Representative McNamara-A Resolution relating to Mental Health Parity and Addiction Equity Act

Representative Casimiro-An Act relating to Education

By unanimous consent the House returns to:

GUESTS

Representative Tanzi welcomes to the House Dr. Anita Jacobson and Elaina Beauregard. Here today as part of the 16th annual "Faces of Pharmacy" event.

Representative Casimiro welcomes to the House North Kingstown Firefighters-Chris Beattie and Steve St. Pierre.

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.

Chairman Williams announces that the Committee on Labor will meet today, at the rise of the House, in Room 203 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:

NEW BUSINESS

House Resolution No. 5954

BY Cassar, Kislak, Phillips, Canario, Cortvriend

ENTITLED, HOUSE RESOLUTION PROCLAIMING THE WEEK OF APRIL 1-7, 2019, TO BE "NATIONAL PUBLIC HEALTH WEEK" IN THE STATE OF RHODE ISLAND {LC2350/1}

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

There is no objection.

Read and passed, on a motion of Representative Cassar seconded by Representatives Phillips, Canario Cortvriend, McNamara, Leaders Filippi and Shekarchi by unanimous consent, on a voice vote.

House Resolution No. 5955

BY Shekarchi, Noret, Serodio, Cassar, Ajello

ENTITLED, HOUSE RESOLUTION PROCLAIMING APRIL, 2019, TO BE "FINANCIAL LITERACY MONTH" IN THE STATE OF RHODE ISLAND {LC2354/1}

With the agreement of the majority and 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 Cassar, Ajello, Leader Filippi, Representatives Noret, and Serodio 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.

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

ADJOURNMENT

At 4:45 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 JOSEPH S. ALMEIDA

Dear Lord: We pray that you bless this House of Representatives. Guide us with you wisdom, as we try to solve the problems facing our great State. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

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}

04/03/2019 Transmitted to Governor

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, APRIL 4, 2019:

1. 2019-H 5202 SUB A

BY Casimiro

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - BEDDING AND UPHOLSTERED FURNITURE

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

2. 2019-H 5233

BY Edwards

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USE OF LANES, AND RULES OF THE ROAD

Committee on Judiciary recommends passage.

3. 2019-S 149

BY Coyne

ENTITLED, AN ACT RELATING TO THE TOWN OF BARRINGTON - VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER

Committee on Municipal Government recommends passage in concurrence.

Francis McCabe
Clerk of the House

Friday, March 29, 2019