

State of Rhode Island

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 fifth day of January in the year of Our Lord two thousand and twenty-one.

Volume 148, No. 23

Tuesday, May 4, 2021

Twenty-third Day

The House of Representatives meets at the Veterans Memorial Auditorium in Providence, Tuesday, May 4, 2021, and is called to order at 4:08 o'clock P.M., by the Honorable K. Joseph Shekarchi, Speaker.

The roll is called and a quorum is declared present with 64 members present and 11 members absent as follows:

PRESENT – 64: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Amore, Azzinaro, Baginski, Barros, Batista, Bennett, Biah, Blazejewski, Caldwell, Cardillo, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima C., Lima S., McEntee, McGaw, McNamara, Messier, Morales, Morgan, Nardone, Newberry, O'Brien, Perez, Phillips, Place, Potter, Quattrocchi, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Tobon, and Williams.

ABSENT – 11: Representatives Ackerman, Diaz, Filippi, Lombardi, Marszalkowski, McLaughlin, Noret, Price, Ranglin-Vassell, Roberts, Vella-Wilkinson.

INVOCATION

The Honorable Speaker presents Representative Ruggiero 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, April 28, 2021, is approved.

COMMUNICATIONS

Representative Diaz is unable to attend session today, Tuesday, May 4, 2021.
Representative McLaughlin is unable to attend session today, Tuesday, May 4, 2021.
Representative Ranglin-Vassell is unable to attend session today, Tuesday, May 4, 2021.
Representative Vella-Wilkinson is unable to attend session today, Tuesday, May 4, 2021.



State of Rhode Island
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL § 36-14-6

I, Justine Caldwell, State Representative, District 30, hereby under oath depose and say:

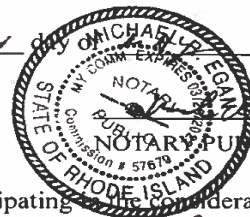
- 1. (Matter requiring action: i.e. Bill number) I expect to be called upon, in my capacity as State Representative to participate in the consideration of, and/or to vote upon: HB 5012 SUB A
2. (Nature of the potential conflict) I have the following interest in the matter: Conflict of interest
3. (Please select one of the following):

- A. In compliance with Section 36-14-6(1) of the General Laws I hereby state that, despite the potential conflict stated above, I am able to vote and otherwise participate fairly, objectively and in the public interest regarding the matter described in paragraph 1 above for the following reason(s).
B. In compliance with Section 36-14-6(1) & (2)A of the General Laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

[Signature]
REPRESENTATIVE

State of Rhode Island
County of: Providence

Subscribed and sworn to under the penalties for perjury before me this 4 day of May, 2021



Representative Caldwell is excused from voting on or participating in the consideration of the matter described in paragraph 1 above.

[Signature]
SPEAKER

CALENDAR

From the Calendar are taken:

- 1. 2021-H 5012 SUB A**
BY Slater
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND QUALITY CARE ACT

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

Chairman Abney moves passage of the act, seconded by Representatives Bennett, Edwards, Slater, Tanzi, Corvese, Cassar, Cortvriend, Ruggiero, McEntee, Morales, Perez, Amore, Speakman, Donovan, Majority Leader Blazejewski, Biah, Fogarty, Kislak, Potter, Barros, Alzate, Felix, Messier, Ajello, Batista, Handy, Hull, Williams, Casimiro, Craven, Fellela, and Whip Kazarian.

By unanimous consent, Representative Abney, seconded by Majority Leader Blazejewski, Representatives Speakman, Biah, Craven, Ruggiero, Donovan, Morales, Shanley, McEntee, Cassar, Corvese, Amore, Perez, Williams, Edwards, Slater, McNamara, Cortvriend, Cardillo, Hull, Ajello, Geraldo, Felix, Whip Kazarian, Barros, and Messier offers a written motion to amend.

**FLOOR AMENDMENT
TO
2021 -- H 5012 SUBSTITUTE A/2**

**AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND
QUALITY CARE ACT**

Mr. Speaker:

I hereby move to amend 2021 -- H 5012 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND QUALITY CARE ACT", as follows:

1. On page 1, line 18, by inserting the word "average" after the word "minimum".
2. On page 2, line 1, by deleting the language "two and six-tenths (2.6)" and inserting in place thereof the language "two and forty-four hundredths (2.44)".
3. On page 2, line 4, by deleting the language "two and eight-tenths (2.8)", and inserting in place thereof the language "two and six-tenths (2.6)".
4. On page 3, line 21, by inserting the language, "or shall freeze admissions of new residents", after the language "January 1, 2022".
5. On page 3, lines 24 through 28 by deleting all language thereon and inserting in place thereof the following language:

"(2) The penalty may not be waived except as provided in subsection (c)(3) of this section, but the department shall have the discretion to determine the gravity of the violation in situations where there is no more than a ten percent (10%) deviation from the staffing requirements and make appropriate adjustments to the penalty.

(3) The department is granted discretion to waive the penalty when unforeseen circumstances have occurred that resulted in call-offs of scheduled staff. This provision shall be applied no more than

two (2) times per calendar year."

6. On page 3, line 29, by deleting the language "(3)" and inserting in place thereof the language "(4)".

7. On page 3, line 29, after the word "appeal" by inserting the language "pursuant to the provisions of chapter 35 of title 42 ("administrative procedures)".

8. On page 8, line 19, by deleting the language "three quarters percent (0.75%)", and inserting in place thereof the language "one percent (1.0%)".

9. On page 8, line 20, by deleting the language "one percent (1%)", and by inserting in place thereof the language "one and one-half percent (1.5%)".

Respectfully submitted,

Representative Abney

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LC000599/4
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Chairman Abney discusses the amendment.

The motion to amend prevails on a roll call vote 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Amore, Azzinaro, Baginski, Barros, Batista, Bennett, Biah, Blazejewski, Cardillo, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima C., Lima S., McEntee, McGaw, McNamara, Messier, Nardone, Newberry, Perez, Phillips, Place, Potter, Quattrocchi, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Williams.

NAYS - 0:

RECUSED - 1: Representative Caldwell.

By unanimous consent, Representative Fenton-Fung, seconded by Whip Chippendale offers a written motion to amend.

**FLOOR AMENDMENT
TO
2021 -- H 5012 SUBSTITUTE A/2
AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND
QUALITY CARE ACT**

Mr. Speaker:

I hereby move to amend 2021 -- H 5012 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND QUALITY CARE ACT", as follows:

1. On page 1, line 13, following the language "therapist," by inserting the following language: "a certified recreation therapist."

Respectfully submitted,

Representative Fenton-Fung

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LC000599/3
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Representatives Fenton- Fung, Edwards, and Majority Leader Blazejewski discuss the amendment.

The motion to amend fails on a roll call vote 13 members voting in the affirmative and 45 members voting in the negative as follows:

YEAS - 13: Representatives Chippendale, Felix, Fenton-Fung, Fogarty, Hawkins, Lima S., Nardone, Newberry, Phillips, Place, Quattrocchi, Shallcross Smith, Tanzi.

NAYS - 45: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Amore, Azzinaro, Baginski, Batista, Bennett, Biah, Blazejewski, Cardillo, Carson, Casey, Casimiro, Cassar, Cortvriend, Corvese, Costantino, Craven, Donovan, Edwards, Fellela, Giraldo, Handy, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, McEntee, McGaw, McNamara, Messier, Morales, Perez, Potter, Ruggiero, Shanley, Slater, Solomon, Speakman, Tobon, Williams.

RECUSED - 1: Representative Caldwell.

By unanimous consent, Representative Place, seconded by Representatives Newberry, Fenton-Fung, and Whip Chippendale, offers a written motion to amend.

FLOOR AMENDMENT

TO

2021 -- H 5012 SUBSTITUTE A/2

AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND QUALITY CARE ACT

Mr. Speaker:

I hereby move to amend 2021 -- H 5012 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- NURSING HOME STAFFING AND QUALITY CARE ACT", as follows:

1. On page 1, line 4, after the word "facility", by inserting the following language ", including state facilities,".

2. On page 1, line 7, after the word "facility", by inserting the following language ", including state facilities,".

3. On page 1, line 11, after the word "facility", by inserting the language ", including a state facility,".

4. On page 1, between lines 16 and 17, by inserting the following language "(3) 'State facility' means any facility operated through the state of Rhode Island department of behavioral healthcare, developmental disabilities and hospitals (BHDDH) providing long-term nursing home or hospital level care, or established and operated pursuant to the provisions of chapter 24 of title 30."

5. On page 1, line 17, after the word "facilities", by inserting the following language ", including state facilities,".

6. On page 2, line 2, after the word "facilities", by inserting the following language ", including state facilities,".

7. On page 2, line 9, after the word "facilities", by inserting the following language ", including state facilities,".

8. On page 2, line 26, after the word "facility's", by inserting the following language ", including the state facility's,".

9. On page 2, line 26, after the word "facility", by inserting the following language ", including a state facility,".

10. On page 2, line 33, after the word "facilities", by inserting the following language ", including state facilities,".

11. On page 3, line 4, after the word "facility", by inserting the following language ", including a state facility,".

12. On page 3, line 7, after the word "facility", by inserting the following language ", including a state facility,".

13. On page 3, line 19, after the word "facilities", by inserting the following language ", including state facilities,".

14. On page 3, line 21, after the word "facility", by inserting the following language ", including a state facility,".

15. On page 3, line 22, after the word "facility", by inserting the following language ", including a state facility,".

16. On page 3, line 29, after the language "facility's", by inserting the following language ", including a state facility's,".

17. On page 4, line 2, after the word "facility", by inserting the following language ", including a state facility,".

18. On page 4, line 5, after the word "facility", by inserting the following language ", including a state facility,".

19. On page 4, line 6, after the word "facility", by inserting the following language ", including a state facility,".

20. On page 4, line 15, after the word "facility", by inserting the following language ", including a state facility,".

21. On page 4, line 17, after the word "facility", by inserting the following language ", including a state facility,".

22. On page 4 line 19, after the word "facility", by inserting the following language ", including a state facility,".

23. On page 4, line 25, after the word "facility", by inserting the following language ", including a state facility,".

24. On page 4, line 27, after the word "facility", by inserting the following language ", including a state facility,".

25. On page 4, line 28, after the word "facility", by inserting the following language ", including a state facility,".

26. On page 4, line 31, after the word "facility" and before the word "may", by inserting the following language ", including a state facility,".

27. On page 4, line 31, after the word "facility" and before the word "of", by inserting the following language ", including a state facility,".

28. On page 4, line 33, after the word "facility", by inserting the following language ", including a state facility,".

29. On page 4, line 34, after the language "facility,", by inserting the following language "including a state facility,".

30. On page 5, line 1, after the word "facility", by inserting the following language ", including a state facility,".

31. On page 5, line 7, after the word "facility", by inserting the following language ", including a state facility,".

32. On page 5, line 14, after the language "facility,", by inserting the following language "including a state facility".

33. On page 5, line 18, after the word "facility", by inserting the following language ", including a state facility,".

34. On page 5, line 19, after the word "facility", by inserting the following language ", including a state facility,".

35. On page 5, line 33, after the word "submitted", by inserting the following language "not later than".

36. On page 5, line 33, after the language "facility's", by inserting the following language ", including a state facility's,".

37. On page 5, line 33, after the word "application", by inserting the following language "or July 1, whichever occurs first".

38. On page 6, line 3, after the word "facility's", by inserting the following language ", including a state facility's,".

39. On page 6, line 5, after the word "facility" and before the period ".", by inserting the following language ", including a state facility".

40. On page 6, line 6, after the word "facility", by inserting the following language ", including a state facility,".

41. On page 6, line 8, after the language "facility,", by inserting the following language "including a state facility,".

42. On page 6, line 10, after the word "facility", by inserting the following language ", including a state facility,".

43. On page 6, line 13, after the word "facility", by inserting the following language ", including a state facility,".

44. On page 6, line 15, after the word "facility", by inserting the following language ", including a state facility,".

45. On page 6, line 17, after the word "facility", by inserting the following language ", including a state facility,".

46. On page 6, line 22, after the word "facility", by inserting the following language ", including a state facility,".

47. On page 6, line 23, after the word "facility", by inserting the following language ", including a state facility,".

48. On page 7, line 2, after the word "facility", by inserting the following language ", including a state facility,".

49. On page 7, line 5, after the word "facility", by inserting the following language ", including a state facility".

50. On page 7, line 6, after the word "facility", by inserting the following language ", including a state facility,".

51. On page 7, line 8, after the word "facility", by inserting the following language ", including a state facility,".

52. On page 7, line 13, after the word "facilities", by inserting the following language ", including state facilities,".

53. On page 7, line 15, after the word "facility", by inserting the following language ", including a state facility,".

54. On page 7, line 17, after the word "facilities", by inserting the following language ", including state facilities.".

Respectfully submitted,

Representative Place

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LC000599/2
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Representatives Place and Slater discuss the amendment.

The motion to amend fails on a roll call vote 7 members voting in the affirmative and 54 members voting in the negative as follows:

YEAS - 7: Representatives Chippendale, Fenton-Fung, Nardone, Newberry, Place, Quattrocchi, Shanley.

NAYS - 54: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Amore, Azzinaro, Baginski, Barros, Batista, Bennett, Biah, Blazejewski, Cardillo, Carson, Casey, Casimiro, Cassar, Cortvriend, Corvese, Costantino, Craven, Donovan, Edwards, Felix, Fellela, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima S., McEntee, McGaw, McNamara, Messier, Morales, Morgan, Perez, Phillips, Potter, Ruggiero, Serpa, Shallcross Smith, Slater, Solomon, Speakman, Tanzi, Tobon, Williams.

RECUSED - 1: Representative Caldwell.

Representative Place, Majority Leader Blazejewski, Whip Chippendale, Representatives Fenton-Fung, Morgan, Knight, and Slater discuss the act as amended.

PROXY VOTES

Majority Leader Blazejewski announces pursuant to rule 47B authorizing Proxy Votes he has 7 to be recorded in the affirmative: Deputy Whip Ackerman, Representatives Diaz, Lombardi, Marszalkowski, McLaughlin, Noret, and Ranglin-Vassell.

Whip Chippendale announces pursuant to rule 47B authorizing Proxy Votes he has 1 to be recorded in the affirmative: Representative Price and 2 in the negative Minority Leader Filippi and Representative Roberts.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Shekarchi and Representatives Abney, Ackerman, Ajello, Alzate, Amore, Azzinaro, Baginski, Barros, Batista, Bennett, Biah, Blazejewski, Cardillo, Carson, Casey, Casimiro, Cassar, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima C., Lombardi, Marszalkowski, McEntee, McGaw, McLaughlin, McNamara, Messier, Morales,

Noret, O'Brien, Perez, Phillips, Potter, Price, Ranglin-Vassell, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Tobon, Williams.

NAYS - 9: Representatives Chippendale, Filippi, Lima S., Morgan, Nardone, Newberry, Place, Quattrocchi, Roberts.

RECUSED - 1: Representative Caldwell.

2. 2021-H 5376 SUB A

BY Donovan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BALLOONS

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 Caldwell, Carson, Speakman, Donovan, Abney, Majority Leader Blazejewski, McEntee, Ruggiero, Batista, Bennett, Cassar, Cortvriend, Knight, Handy, Fogarty, Ajello, Shallcross Smith, Hull, McNamara, Felix, Whip Kazarian, McGaw, Messier, and Biah.

Whip Chippendale, Representatives Carson, and Donovan discuss the act.

PROXY VOTES

Majority Leader Blazejewski announces pursuant to rule 47B authorizing Proxy Votes he has 7 to be recorded in the affirmative: Deputy Whip Ackerman, Representatives Diaz, Lombardi, Marszalkowski, McLaughlin, Noret, and Ranglin-Vassell.

Whip Chippendale announces pursuant to rule 47B authorizing Proxy Votes he has 3 to be recorded in the affirmative: Minority Leader Filippi, Representatives Roberts and Price.

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 1 member voting in the negative as follows:

YEAS - 72: The Honorable Speaker Shekarchi and Representatives Abney, Ackerman, Ajello, Alzate, Amore, Azzinaro, Baginski, Batista, Bennett, Biah, Blazejewski, Caldwell, Cardillo, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Felix, Fellela, Filippi, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima C., Lima S., Lombardi, Marszalkowski, McEntee, McGaw, McLaughlin, McNamara, Messier, Morales, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Price, Quattrocchi, Ranglin-Vassell, Roberts, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Tobon, Williams.

NAYS - 1: Representative Fenton-Fung.

RECUSED - 0:

3. 2021-H 6233**BY** Morgan**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF RIVER BEND CONDOMINIUM HOMEOWNER'S ASSOCIATION, INC.

Committee on Corporations recommends passage.

Chairman Solomon moves passage of the act, seconded by Majority Leader Blazejewski, Representatives Phillips, Edwards, Whip Chippendale, and Abney.

PROXY VOTES**Majority Leader Blazejewski announces pursuant to rule 47B authorizing Proxy Votes he has 6 to be recorded in the affirmative: Deputy Whip Ackerman, Representatives Diaz, Lombardi, Marszalkowski, McLaughlin, and Noret.****Whip Chippendale announces pursuant to rule 47B authorizing Proxy Votes he has 3 to be recorded in the affirmative: Minority Leader Filippi, Representatives Roberts and Price.**

Read and passed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 71: The Honorable Speaker Shekarchi and Representatives Abney, Ackerman, Ajello, Alzate, Amore, Azzinaro, Barros, Batista, Bennett, Biah, Blazejewski, Caldwell, Cardillo, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Filippi, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kislak, Knight, Lima C., Lima S., Lombardi, Marszalkowski, McEntee, McGaw, McLaughlin, McNamara, Messier, Morales, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Price, Quattrocchi, Roberts, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Tobon, Williams.

NAYS - 0:

RECUSED - 0:

4. 2021-S 811**BY** Coyne**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF MOTHERS' MORNING OUT, LLC

Committee on Corporations recommends passage in concurrence.

Chairman Solomon moves passage of the act, seconded by Representatives Casey, Majority Leader Blazejewski, and Edwards.

PROXY VOTES

Majority Leader Blazejewski announces pursuant to rule 47B authorizing Proxy Votes he has 6 to be recorded in the affirmative: Deputy Whip Ackerman, Representatives Diaz, Lombardi, Marszalkowski, McLaughlin, and Noret.

Whip Chippendale announces pursuant to rule 47B authorizing Proxy Votes he has 3 to be recorded in the affirmative: Minority Leader Filippi, Representatives Roberts and Price.

Read and passed in concurrence, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 68: The Honorable Speaker Shekarchi and Representatives Abney, Ackerman, Ajello, Alzate, Amore, Azzinaro, Barros, Batista, Biah, Blazejewski, Caldwell, Cardillo, Carson, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Filippi, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima C., Lima S., Lombardi, Marszalkowski, McEntee, McGaw, McLaughlin, McNamara, Messier, Morales, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Price, Quattrocchi, Roberts, Ruggiero, Serpa, Shallcross Smith, Solomon, Speakman, Tanzi, Tobon, Williams.

NAYS - 0:

RECUSED - 0:

- 5. 2021-S 816**
BY Seveney
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF FRAJEELAI, LLC

Committee on Corporations recommends passage in concurrence.

Chairman Solomon moves passage of the act, seconded by Majority Leader Blazejewski, Representatives Abney, Whip Kazarian, McGaw, Casey, and Cortvriend.

PROXY VOTES

Majority Leader Blazejewski announces pursuant to rule 47B authorizing Proxy Votes he has 6 to be recorded in the affirmative: Deputy Whip Ackerman, Representatives Diaz, Lombardi, Marszalkowski, McLaughlin, and Noret.

Whip Chippendale announces pursuant to rule 47B authorizing Proxy Votes he has 3 to be recorded in the affirmative: Minority Leader Filippi, Representatives Roberts and Price.

Read and passed in concurrence, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Shekarchi and Representatives Abney, Ackerman, Ajello, Alzate, Amore, Azzinaro, Batista, Bennett, Biah, Blazejewski, Caldwell, Cardillo, Carson, Casey, Casimiro, Cassar, Chippendale, Cortvriend, Corvese, Costantino, Craven, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Filippi, Fogarty, Giraldo, Handy, Hawkins, Henries, Hull, Kazarian, Kennedy, Kislak, Lima C., Lima S., Lombardi, Marszalkowski, McEntee, McGaw, McLaughlin, McNamara, Messier, Morales, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Price, Quattrocchi, Roberts, Ruggiero, Serpa, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Tanzi, Tobon.

NAYS - 1: Representative Barros.

RECUSED - 0:

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Chairman Solomon announces that the Committee on Corporations will meet today, at the rise of the House, in the House Lounge 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.

Representative Fogarty wishes the State of Rhode Island a Happy 245th Birthday.

Majority Leader Blazejewski announces as a reminder, that the House will be meeting on Thursday, May 6th, at 4:00 p.m., at the Vets.

IMMEDIATE CONSIDERATION

House Resolution No. 6290

BY Shekarchi, Biah, Solomon, McNamara, Blazejewski, Hull, Henries, Chippendale, Ajello, Shallcross Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING BISHOP HENDRICKEN GRADUATE KWITY PAYE ON BEING SELECTED BY THE INDIANAPOLIS COLTS WITH THE 21ST PICK IN THE FIRST ROUND OF THE 2021 NFL DRAFT {LC2792/1}

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

There is no objection.

Read and passed, on a motion of Representative Biah, seconded by several others, by unanimous consent, on a voice vote.

House Resolution No. 6291

BY McEntee, Fogarty, Tanzi, Shekarchi, Blazejewski, Craven, Shallcross Smith, Speakman, Fellela, Donovan

ENTITLED, HOUSE RESOLUTION EXPRESSING DEEPEST CONDOLENCES ON THE PASSING OF FLYNN SULLIVAN {LC2771/1}

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

Representative McEntee discusses the Resolution.

There is no objection.

Read and passed, on a motion of Representative McEntee, seconded by many others, by unanimous consent, on a rising vote.

House Resolution No. 6292

BY Ruggiero, Shekarchi, Blazejewski, Ajello, Carson, Kislak, Cortvriend, Potter, Baginski, Alzate
ENTITLED, HOUSE RESOLUTION EXTENDING DEEPEST CONDOLENCES ON THE PASSING OF SIMONE PATRICIA JOYAUX, ACFRE {LC2806/1}

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

Representative McEntee discusses the Resolution.

There is no objection.

Read and passed, on a motion of Representative Ruggiero, seconded by several others, by unanimous consent, on a rising vote.

House Resolution No. 6293

BY Casimiro, Shekarchi, Blazejewski, Speakman, Noret, Shanley, Bennett, Chippendale, Fenton-Fung, Alzate

ENTITLED, HOUSE RESOLUTION COMMEMORATING MAY OF 2021 AS "MENTAL HEALTH AWARENESS MONTH" AND MAY 20TH OF 2021 AS "MENTAL HEALTH ACTION DAY" IN THE STATE OF RHODE ISLAND {LC2723/1}

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 several others, by unanimous consent, on a voice vote.

House Resolution No. 6294**BY** Place, Newberry, Hull**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF NORMAN C. MAINVILLE {LC2793/1}

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

Representative McEntee discusses the Resolution.

There is no objection.

Read and passed, on a motion of Representative Place, seconded by Minority Leader Filippi and Representative Hull, by unanimous consent, on a rising vote.

House Resolution No. 6295**BY** Batista, Shekarchi, Blazejewski, Williams, Cortvriend, Perez, Tanzi, Cardillo, Place, Nardone**ENTITLED**, HOUSE RESOLUTION COMMEMORATING MAY 4, 2021, AS "WORLD ASTHMA DAY" IN THE STATE OF RHODE ISLAND {LC2775/1}

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

There is no objection.

Read and passed, on a motion of Representative Batista, seconded by Speaker Shekarchi, and many others, by unanimous consent, on a voice vote.

House Resolution No. 6296**BY** Bennett, Shekarchi, Blazejewski, Chippendale, Nardone, Lima, Edwards, Shallcross Smith, Solomon, Kennedy**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MAY OF 2021 TO BE "MOTORCYCLE AWARENESS MONTH" IN THE STATE OF RHODE ISLAND AND URGING ALL MOTORISTS TO AVOID DISTRACTED DRIVING {LC2780/1}

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

There is no objection.

Read and passed, on a motion of Representative Bennett, seconded by several others, by unanimous consent, on a voice vote.

RULE 7D

The following bills were received pursuant to Rule 7D:

Representative Tanzi-An Act relating to Behavioral Health Surge Plan

Representative Morales-An Act relating to Labor Relations

Representative O'Brien-An Act relating to Education

Representative Fogarty-An Act relating to Businesses and Professions-Electricians
-An Act relating to Businesses and Professions-Pharmacy

Representative Fellela-An Act relating to Teachers' Retirement

Representative Fenton-Fung-An Act relating to Mail Ballots

Representative Slater-An Act relating to Tourism

Representative Henries-An Act relating to Taxation

Representative Cortvriend-An Act relating to Transportation Emissions Mobile Community Act

Representative Tobon-An Act relating to Education - College Crusade Scholarship

By unanimous consent, the House returns to:

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Senate, and the Honorable Secretary of State forthwith.

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

DESK HELD OPEN

The Honorable Speaker Shekarchi announces that the desk will be held open.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 37

BY Ruggerio, Sosnowski, Euer, Coyne, Kallman, McCaffrey

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - PLASTIC WASTE REDUCTION ACT (Creates the "Plastic Waste Reduction Act" designed to reduce the use of plastic bags by retail establishments by offering recyclable bag options and providing penalties for violations.) {LC670/1}

05/05/2021 Referred to House Environment and Natural Resources

Senate Bill No. 65 SUB A

BY Miller, Coyne, Quezada, Archambault, Bell, Murray, Valverde, DiMario, Acosta
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED
SUBSTANCES ACT - OFFENSES AND PENALTIES (Excludes the possession of buprenorphine from
those controlled substances that can result in criminal penalties.) {LC356/A/1}
05/05/2021 Referred to House Judiciary

Senate Bill No. 155

BY McCaffrey, Goodwin, Ruggerio, Miller, Euer, Kallman, Lombardo, Valverde, DiMario, DiPalma
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- SINGLE-USE PLASTIC STRAWS
(Prohibits a food service establishment from providing a consumer with a single-use plastic straw,
unless the consumer requests such a straw.) {LC1244/1}
05/05/2021 Referred to House Environment and Natural Resources

Senate Bill No. 305

BY Miller, Coyne, DiPalma, Goodwin, McCaffrey, Valverde, Lawson, Goldin, Calkin, DiMario
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- ALCOHOLISM (Requires the
dept of behavioral healthcare/developmental disabilities/hospitals to coordinate with the DOH to
propose revisions to chapter 1.10 and 10.1 of title 23, including updates and revisions of statutory
language and evidence-based best practices.) {LC1574/1}
05/05/2021 Referred to House Health & Human Services

Senate Bill No. 318 SUB A

BY Archambault, Lombardi, Coyne, Euer, Burke
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- PASSING, USE OF
LANES, AND RULES OF THE ROAD (Provides for specific fines and sanctions to operators of motor
vehicles who fail to exercise due care to avoid colliding with a vulnerable road user causing injury,
serious injury, or death to the vulnerable road user.) {LC1022/A/1}
05/05/2021 Referred to House Judiciary

Senate Bill No. 484

BY Quezada, Cano, Mack, DiPalma, Felag, Lombardo, Calkin, Acosta, Lawson, Valverde
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE --
PERINATAL DOULA SERVICES (Provides for medical assistance health care for expectant mothers
and would establish medical assistance coverage and reimbursement rates for perinatal doula services.
Effective 7/1/22.) {LC2105/1}
05/05/2021 Referred to House Finance

Senate Bill No. 518 as amended

BY McCaffrey, Anderson, Ciccone, Quezada
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- GENERAL PROVISIONS
(Delineates the definitions of felony, misdemeanor and petty misdemeanor.) {LC2304/1}
05/05/2021 Referred to House Judiciary

Senate Bill No. 651

BY Coyne, DiMario, Kallman, Quezada, Valverde, Sosnowski, Gallo, Lawson, de la Cruz, Euer
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE BREAST CANCER ACT
(Allows individuals to be sent breast cancer screening results by mail, electronically or otherwise.)
{LC1756/1}

05/05/2021 Referred to House Health & Human Services

Senate Bill No. 676

(Judiciary)

BY Euer

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - RESPONSIBILITY OF OWNERS OF RENTAL VEHICLES (Provides that violations of chapter 34 of title 31 pertaining to rental vehicles are civil violations subject to the jurisdiction of the Rhode Island traffic tribunal.)
{LC1915/1}

05/05/2021 Referred to House State Government & Elections

Senate Bill No. 681

(Judiciary)

BY Lombardi, Archambault, McCaffrey

ENTITLED, AN ACT RELATING TO HIGHWAYS -- FREEWAYS (Eliminates the provision a person who solicits a ride in a motor vehicle or backs up a motor vehicle on a freeway is guilty of a misdemeanor. Adds \$100 fine for advertising a motor vehicle for sale on a state highway to the schedule of violations.) {LC1918/1}

05/05/2021 Referred to House Judiciary

Senate Bill No. 706 as amended

BY Ruggiero, McCaffrey

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION -- EXEMPTIONS (Includes the real and tangible personal property of St. John Baptist De La Salle Institute, d/b/a La Salle Academy, a Rhode Island domestic nonprofit corporation, located in Providence, Rhode Island, on the list of properties exempt from taxation.) {LC2455/1}

05/05/2021 Referred to House Municipal Government & Housing

Senate Bill No. 713

(Dept. of Health)

BY Goodwin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - OFFICE OF STATE MEDICAL EXAMINERS (Removes the sunset provision on the requirement that the office of state medical examiners be responsible for a multidisciplinary team review of drug related overdose deaths.)
{LC2214/1}

05/05/2021 Referred to House Health & Human Services

Senate Bill No. 855

BY Lombardo, Archambault

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF PAINT & COLOR, INC. {LC2736/1}

05/05/2021 Referred to House Corporations

NEWBUSINESS

House Bill No. 6297

BY Casey, Craven, Kennedy, Amore, Messier, Chippendale, Barros, McEntee, Kazarian, Fogarty
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT – TOURISM AND DEVELOPMENT (Removes the requirement that five percent (5%) of the hotel tax be paid to the Greater Providence-Warwick Convention and Visitors Bureau and redistribute the five percent (5%) tax to the city or district where the hotel or residential unit is located.) {LC2427/1}
05/05/2021 Introduced, referred to House Finance

House Bill No. 6298

BY Morales, Williams, Henries, McGaw, Batista, Potter
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PROHIBITION ON THE USE OF POLICE ROBOT TECHNOLOGY (Prohibits any on-duty or off-duty law enforcement officer from utilizing any robot, police robot dog, or UAV, whether armed or unarmed, within the scope of their employment.) {LC2733/1}
05/05/2021 Introduced, referred to House Judiciary

House Bill No. 6299

BY Costantino, Hawkins
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION -- SMITHFIELD (Authorizes the town of Smithfield to exempt or stabilize taxes on qualified property used for manufacturing or commercial purposes in the town of Smithfield.) {LC2801/1}
05/05/2021 Introduced, referred to House Municipal Government & Housing

House Bill No. 6300

BY Casey, Kennedy, Kazarian, Edwards, Lima, Messier, Noret, O'Brien, Williams, Phillips
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- OUT-OF-STATE DIRECT WINE SHIPMENT LICENSE (Creates an out-of-state direct wine shipment license along with numerous regulatory provisions.) {LC2712/1}
05/05/2021 Introduced, referred to House Corporations

House Bill No. 6301

BY McNamara
ENTITLED, AN ACT RELATING TO ELECTIONS -- RHODE ISLAND CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING (Authorizes the reopening of a dissolved campaign account and fund upon notice to the board of elections.) {LC2739/1}
05/05/2021 Introduced, referred to House State Government & Elections

House Bill No. 6302

BY Place, Quattrocchi, Newberry
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (Prohibits public agencies and private businesses from requiring proof of COVID-19 vaccine before permitting any individual from entering the building or business.) {LC2768/1}
05/05/2021 Introduced, referred to House State Government & Elections

House Bill No. 6303**BY** Craven**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Elliott Bertrand to join Laura Kolbeck and Benjamin Scott in marriage on or about July 24, 2021, within the City of Newport, Rhode Island.) {LC2795/1}

05/05/2021 Introduced, referred to House Special Legislation

ADJOURNMENT

At 5:35 o'clock P.M. on motion of Representative Azzinaro, and as a further mark of respect to the memory of Rita Myllymaki; on motion of Representative Ruggiero, and as a further mark of respect to the memory of Simone Patricia Joyaux; on motion of Representative Place, and as a further mark of respect to the memory of Norman Mainville; on motion of Representative McEntee, and as a further mark of respect to the memory of Flynn Sullivan seconded by Majority Leader Blazejewski and Minority Whip Chippendale the House adjourns, on a unanimous rising vote.

Diane M. DePina
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE DEBORAH L. RUGGIERO

Dear Lord: Grant that all our representatives find a way to trust and respect each other's opinions and points of view. May we always believe that by uniting our energies and resources, we can accomplish great things for all those who call Rhode Island home.

APPENDIX

TRANSMITTED TO GOVERNOR

Senate Bill No. 659

BY Cano, Kallman

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Christina Marie Tucciarone to join the Honorable Leonela Felix and Gregory Donald Kowalski in marriage on or about June 12, 2021, within the City of Pawtucket, Rhode Island.) {LC2457/1}

05/05/2021 Transmitted to Governor

Senate Bill No. 811

BY Coyne

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF MOTHERS' MORNING OUT, LLC {LC2595/1}

05/05/2021 Transmitted to Governor

Senate Bill No. 816

BY Seveney

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF FRAJEELAI, LLC {LC2662/1}

05/05/2021 Transmitted to Governor

APPENDIX**CALENDAR****IN ORDER FOR THURSDAY, MAY 6, 2021:**

- 1. 2021-H 5130 SUB A**
BY Bennett
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MINIMUM WAGES

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

- 2. 2021-H 5851**
BY Shekarchi
ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MINIMUM WAGES

Committee on Labor recommends passage.

- 3. 2021-H 5224 SUB A**
BY Shekarchi
ENTITLED, AN ACT RELATING TO EDUCATION

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

- 4. 2021-H 5763**
BY Kazarian
ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Committee on Health & Human Services recommends passage.

- 5. 2021-H 5491**
BY Ackerman
ENTITLED, AN ACT RELATING TO EDUCATION -- FINANCIAL LITERACY

Committee on Education recommends passage.

Francis McCabe
Clerk of the House

Friday, April 30, 2021