

**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 sixth day of January in the year of Our Lord two thousand and fifteen.

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Volume 142, No.5

Wednesday, January 14, 2015

Fifth Day

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The House of Representatives meets at the State House in Providence, Wednesday, January 14, 2015 and is called to order at 4:20 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 68 members present and 7 members absent as follows:

**PRESENT** - 68: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Coughlin, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Giarrusso, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lally, Lancia, Lima, Lombardi, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Nardolillo, Newberry, Nunes, O'Brien, O'Grady, Palangio, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Winfield

**ABSENT** – 7: Representatives Gallison, Handy, MacBeth, Morgan, Naughton, Trillo, Williams.

**INVOCATION**

The Honorable Speaker presents Representative Fellela 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, January 13, 2015 is approved.

**ANNOUNCEMENTS**

Representative Arthur Handy is unable to attend session today, January 14, 2015.

Representative Kazarian wishes a Happy Birthday to Representative Arthur Corvese

**NEW BUSINESS****House Bill No. 5065**

**BY** Shekarchi, Williams, Almeida, Ackerman, Johnston

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - ASSAULTS - ASSAULT OF POLICE OFFICERS AND OTHER OFFICIALS (Raises the maximum penalties for the crime of assault of police officers and other officials from three (3) to six (6) years imprisonment and from one thousand five hundred dollars (\$1,500) to three thousand dollars (\$3,000).)

{LC267/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5066**

**BY** Edwards, Ajello, Slater, Blazejewski, Solomon

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT - OFFENSES AND PENALTIES (Would amend the civil penalty for possession of one ounce or less of marijuana.) {LC14/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5067**

**BY** Edwards

**ENTITLED**, AN ACT RELATING TO PROPERTY - MORTGAGE AND FORECLOSURE SALE (Requires mortgagees, upon initiating a foreclosure, to file a copy of the notice with the municipal clerk, to appoint an agent for service of process, and to maintain the property in the event it becomes vacant during the foreclosure process.) {LC48/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5068**

**BY** Fellela, Gallison, Mattiello, Casey, McNamara

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - COMPUTER CRIME (Prohibits computer, phone or like device to make threats endangering students at a daycare facility, school or university in RI and upon conviction would be a felony with fines &/or imprisonment and restitution to the state, municipality &/or school.) {LC2/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5069**

**BY** Costa, Chippendale, Casey, Morin, Phillips

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMERCIAL SEXUAL ACTIVITY -- PANDERING (Would expand the definition of pandering to include the person in control of the premises where prostitution occurs.) {LC193/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5070****BY** Costa, Chippendale, Roberts, Casey, Morin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE (Increases the penalties for criminal offenses involving the sex trafficking of a minor.) {LC44/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5071**

(by request)

**BY** Costa**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS (Amends the statute relating to compliance with the open meetings law by referring to electronic filing rather than newspaper publication.) {LC194/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5072****BY** Abney**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Keith Rivers to join Amy Elyse Robinson and Jeffrey David Raymond in marriage on or about October 3, 2015, within the Town of Middletown, Rhode Island.) {LC341/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5073****BY** Canario, Edwards**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (This act would allow Stephen C. Bailey to join Abigail Rachel Bailey and Michael Joseph Parker in marriage on or about August 10, 2015, within the Town of Portsmouth, Rhode Island.) {LC12/1}

01/14/2015 Introduced, referred to House Judiciary

**House Bill No. 5074****BY** Bennett, McNamara, Lima, Hull, McLaughlin**ENTITLED**, AN ACT AN ACT RELATING TO LABOR AND LABOR RELATIONS - MINIMUM WAGE (Provides an increase in the minimum wage to ten dollars and ten cents (\$10.10) per hour on January 1, 2016.) {LC8/1}

01/14/2015 Introduced, referred to House Labor

**House Resolution No. 5075****BY** Jacquard, Marcello, Hearn**ENTITLED**, HOUSE RESOLUTION AMENDING THE RULES OF THE HOUSE OF REPRESENTATIVES FOR THE YEARS 2013 - 2014 {LC386/1}

01/14/2015 Introduced, referred to House Rules Committee

**House Bill No. 5076****BY** Gallison, Marshall**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF

LOCAL TAXES (Extends the first revaluation of taxable property in the town of Bristol following the December 31, 2014 statistical revaluation from 2015 to 2018, and requires this revaluation to be based on valuations as of December 31, 2017.) {LC22/1}

01/14/2015 Introduced, referred to House Municipal Government

**House Bill No. 5077**

**BY** McNamara, Azzinaro, Diaz, Bennett, Malik

**ENTITLED**, AN ACT RELATING TO EDUCATION - THE COMPLETE COLLEGE

RHODE ISLAND ACT (Would mandate comprehensive compilation of data showing academic progress among students and develop strategies for increasing the jurisdiction rate.) {LC233/1}

01/14/2015 Introduced, referred to House H.E.W.

**House Bill No. 5078**

**BY** Hull, MacBeth, Bennett, Handy, Slater

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- GENETICALLY

ENGINEERED FOOD (Requires that any genetically-engineered foods be labeled as such.) {LC23/1}

01/14/2015 Introduced, referred to House H.E.W.

**House Bill No. 5079**

**BY** Ruggiero, Handy, Hearn, Shekarchi, Ackerman

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --

RENEWABLE ENERGY STANDARD (This act would extend the 2004 Renewable Energy Standard Schedule Program, which required the suppliers of retail electricity to obtain minimum increasing amounts of renewable energy resources, beyond 2019 to 2035.) {LC257/1}

01/14/2015 Introduced, referred to House Corporations

**House Bill No. 5080**

**BY** Canario, Edwards

**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF LOULOU'S DECOR, INC. {LC189/1}

01/14/2015 Introduced, referred to House Corporations

**House Bill No. 5081**

**BY** Newberry, Reilly, Edwards, Chippendale

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- WINE DIRECT

SHIPPER LICENSE (Creates a Wine Direct Shipper License enabling licensed producers to directly ship wine to eligible residents.) {LC346/1}

01/14/2015 Introduced, referred to House Corporations

**House Bill No. 5082**

**BY** Edwards, Canario

**ENTITLED**, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL SCHOOL

SUPPORT (This act would permit the town of Tiverton to be prospectively reimbursed at the forty percent (40%) floor on the housing aid share ratio on projects completed before June 30, 2010.) {LC17/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5083****BY** Edwards, Newberry, Canario**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- STATE AID (Provides that in certain situations municipalities will be able to cease implementation of certain state mandates.) {LC18/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5084****BY** Edwards, Williams, Newberry, Canario, Solomon**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES -- LIABILITY AND COMPUTATION (Repeals the sales tax on pet care services.) {LC19/1}

01/14/2015 Introduced, referred to House Finance

**House Resolution No. 5085****BY** Edwards, Newberry, Canario**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY MOTOR FUEL TAX (Creates an eight (8) member special legislative study commission whose purpose it would be to study and make recommendations on the elimination of the motor fuel tax.) {LC46/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5086****BY** Blazejewski, Maldonado, Solomon, Kazarian, Regunberg**ENTITLED**, AN ACT RELATING TO TAXATION {LC471/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5087****BY** Newberry, Edwards, Shekarchi**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- PARTNERSHIPS (Reduces the filing for limited liability partnerships to a flat fee of one hundred fifty dollars (\$150) and the renewal fee to a flat fee of fifty dollars (\$50.00).) {LC345/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5088****BY** Newberry, Edwards**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- BONUS PROGRAM (Repeals the bonus program administered by the department of human services.) {LC411/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5089****BY** Giarrusso, Malik, Abney, McLaughlin, Lancia**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION FEES - DISABLED VETERANS (Amends the definition of disabled veteran to conform to the current terminology of the Veterans' Administration.) {LC192/1}

01/14/2015 Introduced, referred to House Finance

**House Bill No. 5090**

(by request)

**BY** Shekarchi

**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -  
RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS {LC428/1}

01/14/2015 Introduced, referred to House Finance

**House Resolution No. 5091**

**BY** DeSimone, Newberry

**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC457/1}

With the agreement of the majority and the minority, Majority Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 5092**

**BY** DeSimone, Newberry

**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC458/1}

With the agreement of the majority and the minority, Majority Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader DeSimone seconded by Minority Leader Newberry by unanimous consent, on a rising 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 Secretary of State, and the Honorable Senate forthwith.

**ADJOURNMENT**

At 4:26 o'clock P.M. on motion of Representative Barros, and as a further mark of respect to the memory of Nicholas Papas; on motion of Representative Ucci, and as a further mark of respect to the memory of Kathryn Rotondo; seconded by Leaders DeSimone and Newberry the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
Recording Clerk

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE DEBORAH A. FELLELA**

Lord, as we gather today for our session we ask that you be in our midst. Let our decisions be made for the good of all. Remind us to discuss the matters at hand in a reasonable and gracious way and help make our session productive in ways that will serve all our citizens. Amen