

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

Volume 142, No.29

Wednesday, March 25, 2015

Twenty-ninth Day

The House of Representatives meets at the State House in Providence, Wednesday, March 25, 2015 and is called to order at 4:24 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 72 members present and 2 members absent as follows:

PRESENT - 72: 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, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, MacBeth, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, O'Grady, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Williams, Winfield

ABSENT – 2: Representatives Palangio, Ucci.

INVOCATION

The Honorable Speaker presents Reverend Father Andrew G. George of the Annunciation Greek Orthodox Church in Cranston who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Tuesday, March 24, 2015 is approved.

ANNOUNCEMENT

Representative Ucci is unable to attend session today, Wednesday, March 25, 2015.

RULE 7D**The following bills were announced pursuant to Rule 7D:**

Representative Gallison-An Act relating to District Court

Representative Morgan-An Act relating to Baseball Stadiums

Representative Regunberg-An Act relating to Condo Ownership

NEW BUSINESS**House Bill No. 5969**

BY Messier, Johnston, Coughlin, Barros, Tobon

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - DRINKING WATER SUPPLY SYSTEM PROTECTION (Classifies the two (2) types of water quality protection funds and provide for the administration of the funds deposited therein.) {LC2243/1}

03/25/2015 Introduced, referred to House Finance

House Bill No. 5970

BY Messier, Johnston, Coughlin, Barros, Tobon

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING WATER SUPPLY SYSTEM PROTECTION (Makes a number of changes in the procedure for the remittance and disbursement of water charges.) {LC2242/1}

03/25/2015 Introduced, referred to House Finance

House Bill No. 5971

BY Gallison

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (Amends the time period for fire districts to certify tax rolls and adopt budgets and requires quarterly and semi-annual budgets be submitted to the fire district clerk.) {LC1783/1}

03/25/2015 Introduced, referred to House Finance

House Bill No. 5972

BY Keable

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY (Amends the procedure for the licensing of constables.) {LC2006/1}

03/25/2015 Introduced, referred to House Judiciary

House Bill No. 5973**BY** Canario, Edwards, Reilly**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Norman Rogers to join Rebecca Choi and Charles Payne in marriage on or about October 9, 2015, within the Town of Portsmouth, Rhode Island) {LC2264/1}

03/25/2015 Introduced, referred to House Judiciary

House Bill No. 5974**BY** Lombardi**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Melissa Meyer to join Eleanor Sabin and Jesse Thompson in marriage on or about May 15, 2015, within the City of Providence, Rhode Island.) {LC2267/1}

03/25/2015 Introduced, referred to House Judiciary

House Bill No. 5975**BY** Ajello**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Curt S. Dzialo to join Holly Katherine Marchand and Joshua David Thibault on or about June 4, 2016, within the City of Providence, Rhode Island.) {LC2260/1}

03/25/2015 Introduced, referred to House Judiciary

House Bill No. 5976**BY** Edwards, Canario**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - STAFFORD POND, TIVERTON, RHODE ISLAND (Gradually eliminates the use of powerboats on Stafford Pond in Tiverton, except for rescue and water treatment plant personnel.) {LC73/1}

03/25/2015 Introduced, referred to House Municipal Government

House Bill No. 5977**BY** Craven, Morin, Canario**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - DRILLING OF DRINKING WATER WELLS (Adds pump installers, and/or water filtration/treatment system contractors to the regulations relating to the drilling of drinking water wells.) {LC2080/1}

03/25/2015 Introduced, referred to House Corporations

House Bill No. 5978**BY** Kennedy, Carnevale, Shekarchi, Keable, Marshall**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ELECTRIC SUPPLIER CONSUMER BILL OF RIGHTS (Imposes a series of regulatory requirements upon the electrical generation and distribution industry for the protection of consumers.) {LC2247/1}

03/25/2015 Introduced, referred to House Corporations

House Bill No. 5979

(RI Bridge & Turnpike Authority)

BY Handy, Tanzi, Carson, Ruggiero, Canario**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (Includes the

Rhode Island turnpike and bridge authority for purposes of net metering, which is the process whereby electric consumers are permitted to generate electricity and offset their own electric consumption.) {LC1553/1}

03/25/2015 Introduced, referred to House Environment and Natural Resources

GUESTS

Representative McNamara welcomes to the House Chamber as guests Koula Rougas, Eleni Trikoulis, and Ioanna Andreopoulou, Greek Language School Teachers from the Annunciation Greek Orthodox Church Community along with other children from the Greek School and the Honorable Myrna George.

Representative McNamara welcomes to the House Chamber in honor of Pediatric Legislative Advocacy Day from **the Rhode Island Chapter of American Academy of Pediatrics (RIAAP): Pediatric Residents**-Michelle Beller, MD, Nizar Dowla, MD, Jackie Hsieh, MD, Renee Kleris, MD, Jon Kole, MD, Laura Mercurio, MD, Christine Pham, MD, Christopher Terry, MD (Medicine-Pediatrics); **Medical Students**-Catherine Berger, Nan Du, Christy Gandhi, Christine Krueger, Stephanie Lee, Alic Lu, Matthew Santos, Alice Tin, Emily Viggiano; **Faculty**-Adam Pallant; **RIAAP Board of Directors**-Ailis Clyne, MD, MPH, FAAP, Nicole Alexander-Scott, MD, MPH, FAAP, Brian Alverson, MD, FAAP, William Hollinshead, MD, MPH, FAAP, Francis Donahue, Executive Director RIAAP. Representative McNamara announces there is a reception in the Bell Area from 5:45-6:30 P.M.

By unanimous consent, the House returns to:

NEW BUSINESS

House Resolution No. 5980

BY Mattiello, McNamara, Carson, Johnston, Coughlin

ENTITLED, HOUSE RESOLUTION CELEBRATING MARCH 25, 2015, AS THE 194TH ANNIVERSARY OF GREEK INDEPENDENCE DAY {LC2239/1}

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

There is no objection.

Read and passed, on a motion of Representative McNamara seconded by the Honorable Speaker Mattiello, Leader DeSimone Leader Newberry, Representatives Carson, Johnston, Coughlin, Messier, Reilly, Trillo, Giarrusso, Nardolillo, Price, Lancia, Melo, Tobon, Barros, Abney, Edwards, Solomon, Kazarian, Blazejewski, Casey, Corvese, Azzinaro, Diaz, Bennett, Hull, Ajello, Naughton, Hearn, Costantino, Shekarchi, Kennedy, Maldonado, Fogarty, Ackerman, Regunberg, Canario, Ruggiero, O'Brien, and Marshall by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

GUESTS

The Honorable Speaker and Representative McNamara welcome to the Chamber as a guest Mayor Allan Fung of Cranston and congratulate him on his engagement.

Representative Naughton shares her personal experience in working with Dr. Alexander Scott and Dr. Alverson and thanks them for their leadership and compassion.

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MARCH 25, 2015:**1. 2015-H 5500 SUB A**

BY Chippendale

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY AND REVIEW CURRENT RULES AND REGULATIONS PERTAINING TO THE RHODE ISLAND BOARD OF MEDICAL LICENSURE & DISCIPLINE

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

Representative McNamara moves passage of the resolution, seconded by Representatives Chippendale, Trillo, Costa, Giarrusso, Reilly, Roberts, Nardolillo, Price, Lancia, Filippi, Tobon, Barros, Abney, Coughlin, Kazarian, Casey, Azzinaro, Bennett, and Ruggiero.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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 Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Coughlin, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, MacBeth, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, O'Grady, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

2. 2015-H 5817 SUB A
BY Mattiello
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES

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

Representative Keable moves passage of the act, seconded by Representatives Costa, Giarrusso, Reilly, Nardolillo, Chippendale, Roberts, Price, Trillo, Lancia, Filippi, Phillips, Melo, Tobon, Barros, Abney, Solomon, Coughlin, Kazarian, Johnston, Blazejewski, Messier, Casey, Azzinaro, Diaz, Slater, Bennett, Hull, Costantino, Kennedy, Maldonado, Fogarty, Ackerman, O'Grady, Regunberg, Amore, Tanzi, Canario, Ruggiero, Carson, Almeida, McKiernan, O'Brien, Marshall and Williams.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, 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 Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Coughlin, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, MacBeth, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, O'Grady, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

3. 2015-S 616
BY Felag
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION --TIVERTON ELDERLY EXEMPTION

Ordered to be placed on the Calendar for passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Edwards, Reilly, Barros, Abney, Canario, and Marshall.

Read and passed, in concurrence, 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 Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carson, Casey, Chippendale,

Corvese, Costa, Costantino, Coughlin, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, MacBeth, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, O'Grady, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Representative Diaz announces that the Committee on Health, Education and Welfare will meet at the rise of the House, in Room 101 of the State House.

Representative Azzinaro announces that the Committee on Veterans' Affairs will meet at the rise of the House, in Room 135 of the State House.

Representative McKiernan announces that the Committee on Labor will meet at 3:30 o'clock P.M. tomorrow, in Room 203 of the State House

Deputy Speaker Lima congratulates Speaker Mattiello and Leader DeSimone on their one year anniversary and for doing a great job. The Honorable Speaker Mattiello thanks his leadership team and the members for their support.

Representative Serpa announces that the Committee on Small Business will meet at the rise of the House, in Room 203 of the State House.

Representative Keable announces that the Committee on Judiciary will meet at the rise of the House, in the House Lounge of the State House.

Representative Tobon wishes his cousin, Sebastian Sanchez Tobon a Happy 6th Birthday today, March 25th, 2015.

Representative Gallison announces that the Committee on Finance will meet at the rise of the House, in Room 35 of the State House.

Representative Gallison announces that the Committee on Finance will meet at 3:30 o'clock P.M. tomorrow, and continue at the rise for the Budget Briefing in Room 35 of the State House

By unanimous consent, the House returns to:

NEW BUSINESS**House Resolution No. 5981****BY** Maldonado, Fogarty, Ackerman, O'Grady, Regunberg**ENTITLED**, HOUSE RESOLUTION CELEBRATING THE 30TH ANNIVERSARY OF THE FOUNDING OF THE RHODE ISLAND HEALTHY MOTHERS, HEALTHY BABIES COALITION {LC2276/1}

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

There is no objection.

Read and passed, on a motion of Representative Maldonado seconded by Representatives Fogarty, Ackerman, O'Grady, and Regunberg by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

ANNOUNCEMENT

Leader DeSimone announces it's been an honor and privilege to serve with the Speaker and the leadership and thanks members.

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.

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

ADJOURNMENT

At 4:54 o'clock P.M. on motion of Representative Ruggiero, and as a further mark of respect to the memory of Karl Lyon, Jr.; seconded by Leaders DeSimone and Newberry the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX**INVOCATION****REPRESENTATIVE REVEREND FATHER ANDREW G. GEORGE –
ANNUNCIATION GREEK ORTHODOX CHURCH
CRANSTON**

O Lord Almighty, we raise our heart, mind & soul to you in prayer as we commemorate the Annunciation of the Virgin Mary along with the Observance of the War of Independence for the nation of Greece in the modern era, (1821, inaugurated on March 25), which has become in our current days a celebration of Greek American Democracy.

We adore you as our Creator on this day as you entered the womb of your blessed mother, setting in motion the beginning of our salvation and our freedom from enslavement to sin

We offer thanksgiving prayers as well for the regeneration and liberation of the nation of Greece from its political enslavement which re-established democratic principles in the mother-land-of Democracy.

Show us all to be worthy of this freedom, strengthen us in safe-guarding it and preserve us in peace and harmony.

Furthermore we pray today for the elected officials of the State of RI and Providence Plantations and the members of this chamber. Protect, guide and guard each of them and their families; bless them with good health and sound minds, that they may lead us in the right direction as they serve and minister to its citizens.

For you are the source of life, our protector and savior and we ascribe glory to you, Father, Son, & Holy Spirit – Amen!

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MARCH 26, 2015:

- 1. 2015-H 5922**
BY Filippi
ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF J. DOUGHERTY HOME IMPROVEMENTS, INC.

Committee on Corporations recommends passage.

- 2. 2015-H 5070**
BY Costa
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE

Committee on Judiciary recommends passage.

- 3. 2015-S 68**
BY Crowley
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Committee on Corporations recommends passage in concurrence.

Francis McCabe
Clerk of the House

Wednesday, March 25, 2015

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 616

BY Felag, Ottiano, DiPalma

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION --TIVERTON ELDERLY EXEMPTION (Amends the town of Tiverton's elderly low income tax exemption in order to provide a tax credit to more seniors and would give the town council flexibility in enacting future town ordinances on such tax credits.) {LC2061/1}
03/25/2015 Transmitted to Governor