

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.31

Tuesday, March 31, 2015

Thirty-first Day

The House of Representatives meets at the State House in Providence, Tuesday, March 31, 2015 and is called to order at 4:27 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 6 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, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, O'Grady, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams,

ABSENT – 6: Representatives Coughlin, MacBeth, Marcello, Morgan, Palangio, Winfield.

INVOCATION

The Honorable Speaker presents Representative Kazarian 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 Thursday, March 26, 2015 is approved.

ANNOUNCEMENT

Representative Michael J. Marcello is unable to attend session today, Tuesday March 31st, 2015.

REPORT OF COMMITTEE**TRANSFER OF BILL**

Representative Kennedy, for the Committee on Corporations, reports back the following measure, with recommendation of transfer to the Committee on Finance:

House Bill No. 5483

BY Barros, Blazejewski, Kazarian, Maldonado, Abney

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - CHECK CASHING

(Reduces the amount a check cashing business can charge for deferred deposit transaction fees from ten percent (10%) to five percent (5%) of the funds advanced.) {LC1314/1}

03/30/2015 Committee transferred to House Finance

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

Representative Abney-An Act relating to Cities and Towns

Representative Azzinaro-An Act relating to Delinquent & Dependent Children-Proceedings in Family Court

Representative Barros-An Act relating to Financial Institutions-Check Cashing

Representative Gallison-An Act relating to Insurance

Representative Giarrusso-An Act relating to Public Finance & State Budgets

Representative Shekarchi-An Act relating to Dept. of Environmental Management-Towing of Permits

Representative Ucci-An Act relating to Self Service Storage Facility

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MARCH 31, 2015:**1. 2015-H 5770****BY** Lally**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ELECTRONIC IMAGING DEVICES

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, April 7, 2015.

2. 2015-H 5103**BY** Keable**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY -- RENAMING BRIDGE #672 LOCATED ON ROUTE 102 AND BRANCH AVENUE IN THE TOWN OF BURRILLVILLE

Committee on Municipal Government recommends passage.

Representative Keable moves passage of the act, seconded by Representatives Newberry, Roberts, Nardolillo, Chippendale, Price, Costa, Giarrusso, Reilly, Lancia, Filippi, Phillips, Tobon, Barros, Abney, Edwards, Solomon, Johnston, Blazejewski, McLaughlin, Messier, Casey, Malik, McNamara, Corvese, Azzinaro, Slater, Hull, Bennett, Naughton, Ajello, Nunes, Jacquard, Hearn, Fellela, Serpa, Costantino, Shekarchi, Kennedy, Gallison, Maldonado, Fogarty, Ackerman, Regunberg, Amore, Handy, Tanzi, Canario, Ruggiero, Carson, Morin, Craven, Almeida, McKiernan, and Marshall.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams.

NAYS - 0:

RECUSED - 0:

3. 2015-H 5751**BY** Giarrusso**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF EAST GREENWICH

Committee on Municipal Government recommends passage.

Representative Craven moves passage of the act, seconded by Representatives Giarrusso, Serpa, and Johnston.

Read and passed, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams.

NAYS - 0:

RECUSED - 0:

4. 2015-S 38**BY** Kettle**ENTITLED**, AN ACT RELATING TO THE TOWN OF COVENTRY

Committee on Municipal Government recommends passage in concurrence.

Representative Craven moves passage of the act, seconded by Representatives Nunes, Serpa, Roberts, and Nardolillo.

Read and passed, in concurrence, on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Almeida, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Chippendale, Corvese, Costa, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams.

NAYS - 0:

RECUSED - 0:

GUESTS

Representative Nardolillo welcomes to the House Chamber as guests the Alan Shawn Feinstein Middle School Basketball Champions-Troy Osterhout, Lucas Garcia, Matt Iannotti, Alex Soito, Brandon Paglia, Ronnie Ducharme, Brendan McGrath, Tommy Haynes, Camron Caruolo, Timmy LeBrun, David Rexter, Brandon Parton, Jewelle Quarto, Andrew Byrnes, Nick Fuentes, Cameron Levett, Chris Fernandez, Zach Furtado, Kamron O'Brien, Matt Osley, Brady McNamara, Zane Frattarelli, Jeff Rosa, Nolan Morelli, Harrison Lacombe, Bennett Paglia, Score keepers: Caitlyn Hottenstein, Riley Woodstock, Tommy O'Brien; Team Manager-Will Turner, Head Coach-Dennis McGovern along with Assistant Principal Mary Lou Bettez and Principal Dr. Arthur Lisi

NEW BUSINESS

House Resolution No. 6005

BY Nardolillo, Chippendale, Roberts, Nunes, Serpa

ENTITLED, HOUSE RESOLUTION CONGRATULATING THE FEINSTEIN MIDDLE SCHOOL BOYS BASKETBALL TEAM OF COVENTRY ON WINNING THE RHODE ISLAND PRINCIPALS' COMMITTEE ON ATHLETICS (RIPCOA) 2015 STATE TITLE {LC2324/1}

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

There is no objection.

Read and passed, on a motion of Representative Nardolillo seconded by Representatives Chippendale, Roberts, Nunes, Serpa, Trillo, Costa, Giarrusso, Reilly, and Price, by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

GUESTS

Representative Tanzi welcomes Jasmine Fuller, senior at Brown University who is graduating with a degree in Public Policy, and Joseph Sacks, also a senior at Brown University and a former House page from Barrington, to the House as guests.

Representatives Keable and Newberry welcome to the House as a guest Commander Raymond J. Trinique.

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Representative Keable announces that the Committee on Judiciary will meet at the rise of the House, in Room 101 of the State House.

Representative Kennedy announces that the Committee on Corporations will meet at the rise of the House, in Room 203 and tomorrow at the rise in Room 101 of the State House

By unanimous consent, the House returns to:

NEW BUSINESS**House Resolution No. 6006**

BY DeSimone, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2329/1}

Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6007

BY DeSimone, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONDOLENCES {LC2328/1}

Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

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

By unanimous consent, the House returns to:

ANNOUNCEMENTS

Representative Ruggiero informs members that everyone will receive a DVD of the Kissing Sailor addressing the House.

Representative McLaughlin thanks all Fire Districts and members of the State Police who participated in the charitable event last Saturday, in which they climbed 27 flights of stairs in full gear.

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

By unanimous consent, the House returns to:

GUEST

Representative Costa welcomes Brandon Bell, new Chairman of the RI Republican Party to the House as a guest.

By unanimous consent, the House returns to:

NEW BUSINESS

House Resolution No. 6008

BY Naughton, Solomon, McNamara, Shekarchi, Bennett

ENTITLED, HOUSE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE UNTIMELY PASSING CYNTHIA E. MORRIS {LC2336/1}

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

There is no objection.

Read and passed, on a motion of Representative Naughton seconded by Representatives Solomon, McNamara, Shekarchi, Bennett, Regunberg, Giarrusso, Serpa, and Trillo by unanimous consent, on a rising vote.

House Resolution No. 6009

BY Malik, Gallison, Azzinaro, Fellela, Lancia

ENTITLED, HOUSE RESOLUTION HOUSE RESOLUTION DECLARING APRIL OF 2015 TO BE THE "MONTH OF THE MILITARY CHILD" IN THE STATE OF RHODE ISLAND {LC2337/1}

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

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representatives Malik, Azzinaro, Fellela, Lancia, Solomon, and Fogarty by unanimous consent, on a voice vote.

By unanimous consent, the House returns to:

ANNOUNCEMENT

Leader DeSimone congratulates Representative Scott Slater on receiving the Senator Jack Reed Advocacy Award from the RI Coalition for Homelessness.

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.)

REPORTS OF COMMITTEES**COMMITTEE ON CORPORATIONS**

Representative Kennedy, for the Committee on Corporations, reports back the following measure, with recommendation of passage:

House Bill No. 5100

BY Keable, Ackerman, Amore, Kazarian, Fogarty

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - FLAMMABLE AND COMBUSTIBLE LIQUIDS (Allows self service gas stations to use delivery nozzles with latch-open device when equipped with safeguards.) {LC338/1}

03/31/2015 Placed on House Calendar (04/02/2015)

COMMITTEE ON JUDICIARY

Representative Keable, for the Committee on Judiciary, reports back the following measures, with recommendation of passage:

House Bill No. 5649

BY Price

ENTITLED, AN ACT RELATING TO ELECTIONS -- POLL OPENING TIMES (Removes the exemption that the town of Richmond had received, which allowed its polls to open at 9 a.m., rather than 7 a.m., for special and primary elections.) {LC1347/1}

03/31/2015 Placed on House Calendar (04/02/2015)

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}

03/31/2015 Placed on the House Consent Calendar (04/02/2015)

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}
03/31/2015 Placed on the House Consent Calendar (04/02/2015)

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}
03/31/2015 Placed on the House Consent Calendar (04/02/2015)

House Bill No. 5987**BY** Mattiello

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Deirdre Coyne to join Hannah Elizabeth Lupinacci and Richard John Fitzgerald in marriage on or about October 3, 2015, within the City of Warwick, Rhode Island.) {LC2282/1}
03/31/2015 Placed on the House Consent Calendar (04/02/2015)

Senate Bill No. 582**BY** McCaffrey

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows The Honorable Kevan J. Cunningham to join Alexandra Jaye Cioper and Alan Jack Vaynerchuk in marriage on or about June 13, 2015, within the City of Newport, Rhode Island.) {LC1027/1}
03/31/2015 Placed on the House Consent Calendar (04/02/2015)

ADJOURNMENT

At 4:54 o'clock P.M. on motion of Representative Serpa, and as a further mark of respect to the memory of Brigida Raimondo; on motion of Representative Azzinaro, and as a further mark of respect to the memory of Gail Chiaradio; on motion of Representative Naughton and as a further mark of respect to the memory of Cynthia E. Morris; seconded by Leaders DeSimone and Newberry the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE KATHERINE S. KAZARIAN

Dear Lord: Let us pray together, each of us according to our own beliefs; let us offer thanks for the freedom to hold to our own convictions without fear of repression; and let us always be the source of hope and inspiration for those in need. Amen.

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, APRIL 01, 2015:

1. **2015-H 5077 SUB A**
BY McNamara
ENTITLED, AN ACT RELATING TO EDUCATION - THE COMPLETE COLLEGE RHODE ISLAND ACT

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

2. **2015-H 5253**
BY Hearn
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES GENERALLY

Committee on Municipal Government recommends passage.

3. **2015-S 96**
BY Sheehan
ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF NORTH KINGSTOWN

Committee on Municipal Government recommends passage in concurrence.

4. **2015-S 98**
BY Morgan
ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF THE TOWN OF RICHMOND

Committee on Municipal Government recommends passage in concurrence.

IN ORDER FOR THURSDAY, APRIL 02, 2015:

1. **2015-H 5070**
BY Costa
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE

Committee on Judiciary recommends passage.

2. **2015-H 5100**
BY Keable
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - FLAMMABLE
AND COMBUSTIBLE LIQUIDS

Committee on Corporations recommends passage.

3. **2015-H 5649**
BY Price
ENTITLED, AN ACT RELATING TO ELECTIONS -- POLL OPENING TIMES

Committee on Judiciary recommends passage.

IN ORDER FOR TUESDAY, APRIL 07, 2015:

1. **2015-H 5770**
BY Lally
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- ELECTRONIC
IMAGING DEVICES

Committee on Judiciary recommends passage.

Francis McCabe
Clerk of the House

Tuesday, March 31, 2015

APPENDIX

CONSENT CALENDAR

IN ORDER FOR THURSDAY, APRIL 02, 2015:

- 1. 2015-H 5973**
BY Canario
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 2. 2015-H 5974**
BY Lombardi
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 3. 2015-H 5975**
BY Ajello
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 4. 2015-H 5987**
BY Mattiello
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 5. 2015-S 582**
BY McCaffrey
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, March 31, 2015

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 38

BY Kettle, Raptakis

ENTITLED, AN ACT RELATING TO THE TOWN OF COVENTRY (Ratifies amendments to Coventry Home Rule Charter adopted and approved at the November 4, 2014 general election.)

{LC320/1}

03/31/2015 Transmitted to Governor