

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.46

Tuesday, May 12, 2015

Forty-sixth Day

The House of Representatives meets at the State House in Providence, Tuesday, May 12, 2015 and is called to order at 4:32 o'clock P.M., by the Honorable Nicholas A. Mattiello, Speaker.

The roll is called and a quorum is declared present with 71 members present and 3 members absent as follows:

PRESENT - 71: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, 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, 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, Ucci, Williams, Winfield

ABSENT – 3: Representatives Almeida, Coughlin, Palangio.

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 Thursday, May 7, 2015 is approved.

ANNOUNCEMENT

Representative Joseph S. Almeida is unable to attend session today, Tuesday May 12, 2015.

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MAY 12, 2015:

- 1. 2015-H 5907 SUB A**
BY Kennedy
ENTITLED, AN ACT RELATING TO INSURANCE-CORPORATE GOVERNANCE ANNUAL DISCLOSURE

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

Representative Kennedy moves passage of the act, seconded by Representatives Phillips, Casey, Johnston, and Marshall.

Representatives Giarrusso, Kennedy and Newberry discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Corvese, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Handy, Hearn, Hull, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, MacBeth, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morin, Naughton, Nunes, O'Brien, O'Grady, Phillips, Regunberg, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield.

NAYS - 9: Representatives Chippendale, Costa, Giarrusso, Morgan, Nardolillo, Newberry, Price, Reilly, Roberts.

RECUSED - 0:

- 2. 2015-H 6033 SUB A**
BY Tanzi
ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - NAMING STATE CONSTRUCTIONS - DURFEE WAY

Committee on Municipal Government recommends indefinite postponement of the

original bill and passage of Substitute A.

Representative Craven moves passage of the act, seconded by Representatives Tanzi, Solomon, Kazarian, Johnston, Blazejewski, Fogarty, and Bennett.

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, 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, 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, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

3. 2015-H 6109 SUB A

BY Naughton

ENTITLED, HOUSE RESOLUTION REINSTATING AND EXTENDING THE COMMISSION LIFE AND AMENDING THE MEMBERSHIP OF THE SPECIAL LEGISLATIVE COMMISSION TO ASSESS AND MAKE RECOMMENDATIONS ON THE EDUCATIONAL NEEDS OF CHILDREN WITH DYSLEXIA AND/OR READING DISABILITIES

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 Tanzi, Naughton, Serpa, Costantino, McLaughlin, MacBeth, Messier, Azzinaro, Diaz, Bennett, Hull, Giarrusso, Morgan, Reilly, Nardolillo, Lancia, Phillips, Abney, Tobon, Edwards, Solomon, Casey, Blazejewski, Price, Ajello, Fogarty, Ackerman, Maldonado, Regunberg, Amore, Canario, Lombardi, Ruggiero, Carson, Morin, McKiernan, O'Brien, Marshall, and Kennedy.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 70: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Corvese, Costa, Costantino, 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, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

4. 2015-H 5830 SUB A

BY Abney

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
PLUMBERS AND IRRIGATORS

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

Representative Shekarchi moves passage of the act, seconded by Representatives Ajello, Williams, McKiernan, Carson, Maldonado, Fogarty, Amore, Ruggiero, Fellela, Casey, McNamara, Malik, Corvese, Hull, Tobon, Barros, Edwards, Solomon, Kazarian, Keable, Johnston, and Blazejewski.

Representatives Nunes, Marshall, Giarrusso, Carson, Shekarchi, Canario, Reilly, Morgan, Edwards, Trillo, Nardolillo, Price, Ajello, and DeSimone discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 13 members voting in the negative as follows:

YEAS - 56: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Azzinaro, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Corvese, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Fogarty, Gallison, Handy, Hearn, Jacquard, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marcello, Marshall, McKiernan, McNamara, Melo, Messier, Morin, Nardolillo, Naughton, O'Brien, O'Grady, Regunberg, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Williams, Winfield.

NAYS - 13: Representatives Costa, Filippi, Giarrusso, MacBeth, McLaughlin, Morgan, Newberry, Nunes, Phillips, Price, Reilly, Roberts, Trillo.

RECUSED - 0:

CONSENT CALENDAR

From the Consent Calendar are taken:

IN ORDER FOR TUESDAY, MAY 12, 2015:

1. **2015-H 6118**
 BY Lombardi
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
2. **2015-H 6119**
 BY Fogarty
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
3. **2015-H 6120**
 BY Tanzi
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
4. **2015-H 6133**
 BY Handy
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
5. **2015-H 6159**
 BY Lancia
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
6. **2015-H 6160**
 BY Abney
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage.
7. **2015-S 826**
 BY Coyne
 ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

 Committee on Judiciary recommends passage in concurrence.

8. 2015-S 827
BY Lynch
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Leader DeSimone moves passage of the Consent Calendar, seconded by Leader Newberry.

The Consent Calendar prevails (items 7 & 8 in concurrence), on a roll call vote, 63 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Mattiello and Representatives Abney, Ackerman, Ajello, Amore, Barros, Bennett, Blazejewski, Canario, Carnevale, Carson, Casey, Costa, Costantino, Craven, DeSimone, Diaz, Edwards, Fellela, Filippi, Fogarty, Gallison, Giarrusso, Handy, Hearn, 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, Regunberg, Reilly, Roberts, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Ucci, Williams, Winfield.

NAYS - 5: Representatives Azzinaro, Corvese, Phillips, Price, Trillo.

RECUSED - 0:

ANNOUNCEMENTS

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

Representative Williams addresses members of the House in the recent tragedy of Maxwell Teixeira.

Representative Fellela wishes Happy Birthday to her children Henry, Matt, and Ally.

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

NEW BUSINESS

House Resolution No. 6189

BY Morin, Newberry, Phillips, Casey, Marcello
ENTITLED, HOUSE RESOLUTION HONORING ROGER E. BOUCHARD ON HIS
INDUCTION INTO THE RHODE ISLAND RADIO HALL OF FAME {LC2669/1}

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

There is no objection.

Read and passed, on a motion of Representative Morin seconded by Representatives Newberry, Phillips, Casey, Marcello, and Keable by unanimous consent, on a voice vote.

House Resolution No. 6190

BY Casey, Morin, Phillips

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES TO THE DELUCA FAMILY ON THE PASSING OF GENNARO J. DELUCA {LC2671/1}

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

There is no objection.

Read and passed, on a motion of Representative Casey seconded by Representatives Morin and Phillips by unanimous consent, on a rising vote.

House Resolution No. 6191

BY Ajello, Jacquard, Naughton

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JAY S. GOODMAN, PH.D., J.D. {LC2657/1}

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

There is no objection.

Read and passed, on a motion of Representative Ajello seconded by Representatives Jacquard, Naughton, Kennedy and Blazejewski by unanimous consent, on a rising vote.

House Resolution No. 6192

BY DeSimone, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2672/1}

Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6193

BY DeSimone, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONDOLENCES {LC2673/1}

Leader DeSimone requests unanimous consent for immediate consideration.

There is no objection.

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

ANNOUNCEMENTS

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 and Speaker Mattiello congratulate John Paul Verducci, fiscal staff member for 8 years, on his new position in the Department of Administration.

Representative Handy announces this week is Bike to Work Week and informs members that Thursday will be Bike to the State House Day.

Representative Edwards wishes his daughter, Kelsey a Happy “25th” Birthday.

Leader DeSimone announces there will be a closed Democratic Caucus tomorrow at 3 o’clock P.M. in the House Lounge.

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 5:30 o’clock P.M. on motion of Representative Williams, and as a further mark of respect to the memory of Maxwell Teixeira; on motion of Representative Diaz, and as a further mark of respect to the memory of Kathie Sandberg; on motion of Representative Casey, and as a further mark of respect to the memory of Gennaro DeLuca; on motion of Representative Ajello, and as a further mark of respect to the memory of Jay Goodman; on motion of Representative Lombardi and as a further mark of respect to the memory of John H. Rollins; 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

Dear God: As we assemble here today let us embrace the privilege of representing our fellow citizens. May we always test ourselves, and each other, to be sure our efforts are to seek the truth for the benefit of all our citizens. Amen

APPENDIX**CALENDAR****IN ORDER FOR WEDNESDAY, MAY 13, 2015:**

- 1. 2015-H 6127**
BY Winfield
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES--SMITHFIELD

Committee on Corporations recommends passage.
- 2. 2015-H 5120**
BY Williams
ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- ADOPTION OF CHILDREN

Committee on Judiciary recommends passage.
- 3. 2015-H 5695 SUB A**
BY Handy
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - INTERPRETERS FOR THE DEAF

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.
- 4. 2015-H 6012**
BY Shekarchi
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Committee on Municipal Government recommends passage.
- 5. 2015-H 5897**
BY McNamara
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- SEAFOOD MARKETING

Committee on Environment and Natural Resources recommends passage.

IN ORDER FOR THURSDAY, MAY 14, 2015:

1. **2015-H 5943**
BY Azzinaro
ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -
TUBERCULOSIS CONTROL

Committee on Environment and Natural Resources recommends passage.

2. **2015-H 6149**
BY Winfield
ENTITLED, AN ACT RELATING TO THE INCORPORATION OF THE FIRST
FREEWILL BAPTIST CHURCH OF SMITHFIELD

Committee on Corporations recommends passage.

3. **2015-H 5158 SUB A**
BY Serpa
ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
INSTITUTIONS

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

4. **2015-H 5687**
BY Naughton
ENTITLED, AN ACT RELATING TO INSURANCE - HEALTH AND SAFETY -
THE BREAST CANCER ACT

Committee on Health, Education & Welfare recommends passage.

5. **2015-S 627**
BY Lynch
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND
EXTORTION

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, May 12, 2015

APPENDIX**TRANSMITTED TO THE GOVERNOR****Senate Bill No. 826****BY** Coyne**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows Michael Cote to join Jodie Anne Treloar and Eric Allan Sampson in marriage on or about June 6, 2015, within the Town of Bristol, Rhode Island.) {LC2427/1}

05/12/2015 Transmitted to Governor

Senate Bill No. 827**BY** Lynch**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (Allows the Honorable Scott Avedisian to join Natalia Biryukova and Daniel Lundin in marriage on or about August 16, 2015, within the City of Warwick, Rhode Island.) {LC2405/1}

05/12/2015 Transmitted to Governor