

**State of Rhode Island and Providence Plantations**

**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.52

Tuesday, May 26, 2015

Fifty-second Day

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The House of Representatives meets at the State House in Providence, Tuesday, May 26, 2015 and is called to order at 4:28 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, 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, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield

**ABSENT** – 3: Representatives MacBeth, O'Grady, Palangio.

**INVOCATION**

The Honorable Speaker presents Representative Lancia 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 21, 2015 is approved.

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

Representative Lima-An Act relating to EBT Cards

Representative MacBeth-An Act relating to Motor Homes

Representative McKiernan-An Act relating to Residential Landlord Tenant

Representative McNamara-An Act relating to Behavioral Healthcare

Representative Tobon-An Act relating to State Affairs and Government

**GUESTS**

Representative Lima welcomes to the House Chamber as guests administrators and students from Gladstone Elementary School: Susan Buonanno, Principal; Suriya Marques, Teacher Assistant; Cathryn Arruda, Fifth Grade Teacher; Student Council: Alizaya Smith-President, Derek Manchester, Alyssa Blake, Fatim Liguier-Laubhourt, J'ly Khan-Vice President, Daniela Morales, Alternates: John Xavier and Devin Smith.

Representative Gallison and Speaker Mattiello welcome to the Chamber Rear Admiral P. Gardner, III, President of the Naval War College in Newport; Command Master Chief Shannon Howe, the Senior Enlisted leader for Naval Station Newport; Captain David Welch, Commanding Officer of the Surface Warfare Officer's School Command; Captain Kevin McGowan, Commanding Officer of Officer Training Command Newport; Commander DeWuan Booker, Commanding Officer of the Navy Operational Support Center in Newport; Ms. Daniela Flynn, a resident of Pawtucket and a student at Davies VoTech.

**NEW BUSINESS****House Resolution No. 6242**

**BY** Gallison, Malik, Mattiello, DeSimone, Lancia

**ENTITLED**, HOUSE RESOLUTION DECLARING MAY 26 THROUGH MAY 31, 2015, TO BE "NAVY WEEK" IN THE STATE OF RHODE ISLAND {LC2744/1}

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 Speaker Mattiello, Representatives Malik, Ajello, Lancia, Abney, Newberry and the entire House of Representatives by unanimous consent, on a voice vote.

**CONSENT CALENDAR**

From the Consent Calendar are taken:

**IN ORDER FOR TUESDAY, MAY 26, 2015:**

- 1. 2015-H 6196**  
**BY** Azzinaro  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 2. 2015-H 6197**  
**BY** McNamara  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 3. 2015-H 6202**  
**BY** Keable  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 4. 2015-H 6203**  
**BY** Azzinaro  
**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

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

The Consent Calendar prevails 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, 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, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

### CALENDAR

From the Calendar are taken:

#### IN ORDER FOR TUESDAY, MAY 26, 2015:

**1. 2015-H 5426 SUB A**

**BY** Craven

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - RHODE ISLAND WELL DRILLING CONTRACTORS LICENSING LAW

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 2, 2015.

**2. 2015-H 5977**

**BY** Craven

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - DRILLING OF DRINKING WATER WELLS

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 2, 2015.

**3. 2015-H 5782**

**BY** Johnston

**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES

Committee on Corporations recommends passage.

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

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 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, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**4. 2015-H 5625 SUB A**

**BY Ackerman**

**ENTITLED, AN ACT RELATING TO PROPERTY - REDEMPTION, RELEASE, AND TRANSFER OF MORTGAGES**

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 Ackerman, Fogarty, Maldonado, Solomon, Shekarchi, and Diaz.

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, 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, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**5. 2015-H 5410 SUB A**

**BY MacBeth**

**ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS - FIRE DRILLS**

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

Representative McNamara moves passage of the act, seconded by Representatives Chippendale, Price, Giarrusso, Morgan, Reilly, Phillips, Abney, Casey, McLaughlin, Messier, Morin, Tobon, Azzinaro, Slater, Serpa, Fellela, Amore, Handy, Almeida, and Williams

Representatives Williams and McNamara discuss the act.

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, 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, Johnston, Kazarian, Keable, Kennedy, Lancia, Lima, Lombardi, Maldonado, Malik, Marcello, Marshall, McKiernan, McLaughlin, McNamara, Melo, Messier, Morgan, Morin, Nardolillo, Naughton, Newberry, Nunes, O'Brien, Phillips, Price, Regunberg, Reilly, Roberts, Ruggiero, Serpa, Shekarchi, Slater, Solomon, Tanzi, Tobon, Trillo, Ucci, Williams, Winfield.

NAYS - 0:

RECUSED - 0:

**6. 2015-H 6081**

**BY Kennedy**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS**

Committee on Municipal Government recommends passage.

Representative Craven moves passage of the act, seconded by Representatives Kennedy, and Diaz.

Representatives Nunes and Chippendale discuss the act.

Leader DeSimone moves to recommit the act. There is no objection

Read and recommitted to the Committee on Municipal Government.

**ANNOUNCEMENT**

Representative Ruggiero 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:

**GUESTS**

Representative Serpa and Speaker Mattiello welcome to the House as guests Rhode Island Small Business Person of the Year, Christopher Ciunci-Tribal Vision Providence; Rhode Island; Rhode Island and New England Minority-owned Small Business Persons of the Year, Oscar Mejias, CEO and Hernan Padilla, Executive Director-HiTEP, Inc. Providence; Rhode Island; Women-Owned Small Business of the year, Deborah Shimberg, Owner CEO-Verve Inc/Glee Gum Providence; Rhode Island; Home Based Small Business of the Year, Patricia Raskin, Owner-Raskin Resources Productions, Inc. East Greenwich; Rhode Island Financial Services Champion, Sandra Cano, VP of Business and Community Development-Navigant Credit Union Central Falls; Joseph G. E. Knight Award for Entrepreneurial Excellence, Barbara Powers (for Rick Becker, Owner)-Garland Writing Instruments Coventry; Rhode Island District Director Award-The Center for Women & Enterprise, Rhode Island Women's Business Center- Carmen Diaz Jusino-Director of New Enterprise and WBC. Unable to attend today, Rhode Island and New England Young Entrepreneur, Jason and Lynsey Colgan, owners-A Child's University, Cranston; Entrepreneurial Success, Justin Hoffler, owner-Muff's Motorsports, LLC Ashaway; Rhode Island District Director Award, The Center for Women & Enterprise, Rhode Island Women's Business Center, Susan Rittscher, President and CEO.

By unanimous consent, the House returns to:

**ANNOUNCEMENTS**

Representative Fellela thanks the Speaker and Leader for allowing the students from Robert Kennedy Elementary School to visit the State House last Friday.

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

Representative Nardolillo wishes a Happy "13<sup>th</sup>" Anniversary to this wife, Jacqueline Nardolillo.

By unanimous consent, the House returns to:

**NEW BUSINESS****House Resolution No. 6243**

**BY** DeSimone, Newberry

**ENTITLED**, HOUSE RESOLUTION EXTENDING CONDOLENCES {LC2768/1}

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.

**House Resolution No. 6244****BY** DeSimone, Newberry**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2767/1}

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.

By unanimous consent, the House returns to:

**ANNOUNCEMENTS**

Representative Handy wishes a Happy “18<sup>th</sup>” Anniversary to his wife, Tish.

Representative Lancia addresses the members of the House during Navy Week.

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

By unanimous consent, the House returns to:

**NEW BUSINESS****House Resolution No. 6245****BY** Johnston, Barros, Messier, Tobon**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES TO THE DUFFY FAMILY ON THE PASSING OF GEORGE PATRICK DUFFY {LC2772/1}

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

There is no objection.

Read and passed, on a motion of Representative Johnston seconded by Representatives Barros, Messier, Tobon, Solomon, Coughlin, McNamara, and Marshall 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 5:06 o'clock P.M. on motion of Representatives Johnston and Tobon, and as a further mark of respect to the memory of George Patrick Duffy; seconded by Leaders DeSimone and Newberry the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
Recording Clerk

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE ROBERT B. LANCIA**

May God watch over and protect the sailors of the US Navy and for their loved ones who wait for them to return to safe harbor. We thank them for the blessings of our civil liberties and freedoms; for our opportunities; and our privileges. We pray you calm the roughest seas and bring them safely home. Amen.

## APPENDIX

## CALENDAR

## IN ORDER FOR WEDNESDAY, MAY 27, 2015:

1. **2015-H 6035 SUB A**

BY Kennedy

**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - RHODE ISLAND BUSINESS CORPORATION ACT

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

2. **2015-H 5635**

BY Jacquard

**ENTITLED**, AN ACT RELATING TO PROPERTY - RESIDENTIAL SECURITY DEPOSITS

Committee on Judiciary recommends passage.

3. **2015-H 5888**

BY Messier

**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

Committee on Health, Education & Welfare recommends passage.

4. **2015-H 5940**

BY O'Brien

**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

Committee on Health, Education & Welfare recommends passage.

## IN ORDER FOR THURSDAY, MAY 28, 2015:

1. **2015-H 6039 SUB A**

BY Tanzi

**ENTITLED**, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS

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

2.     **2015-H 5871**  
      **BY** Craven  
      **ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -  
      PROCEDURE IN PARTICULAR ACTIONS  
  
      Committee on Judiciary recommends passage.
  
3.     **2015-H 6185**  
      **BY** Costa  
      **ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY - PERMANENT  
      JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES,  
      AND OTHER STATE CONSTRUCTIONS  
  
      Committee on Municipal Government recommends passage.
  
4.     **2015-H 5667**  
      **BY** Marshall  
      **ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT  
  
      Committee on Environment and Natural Resources recommends passage.

**IN ORDER FOR TUESDAY, JUNE 02, 2015:**

1.     **2015-H 5426 SUB A**  
      **BY** Craven  
      **ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - RHODE  
      ISLAND WELL DRILLING CONTRACTORS LICENSING LAW  
  
      Committee on Corporations recommends indefinite postponement of the original bill and  
      passage of Substitute A.
  
2.     **2015-H 5977**  
      **BY** Craven  
      **ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - DRILLING  
      OF DRINKING WATER WELLS  
  
      Committee on Corporations recommends passage.

**Francis McCabe**  
Clerk of the House

**Tuesday, May 26, 2015**