

# State of Rhode Island

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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 Third Day of January in the year of Our Lord Two Thousand and Twenty-Three.

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Volume 150, No. 18

Thursday, March 9, 2023

Eighteenth-Day

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The House of Representatives meets at the State House in Providence, Thursday, March 9, 2023, and is called to order at 4:16 o'clock P.M., by the Honorable K. Joseph Shekarchi, Speaker.

The roll is called and a quorum is declared present with 67 members present and 8 members absent as follows:

**PRESENT** – 67: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Azzinaro, Baginski, Batista, Bennett, Biah, Blazejewski, Boylan, Brien, Caldwell, Cardillo, Carson, Casey, Chippendale, Cortvriend, Corvese, Costantino, Cotter, Craven, Cruz, DeSimone, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Marszalkowski, McEntee, McGaw, McNamara, Messier, Morales, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Quattrocchi, Rea, Roberts, Sanchez, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Spears, Vella-Wilkinson and Voas.

**ABSENT** – 8: Representatives Ackerman, Casimiro, Dawson, Finkelman, Handy, Serpa, Stewart and Tanzi.

## INVOCATION

The Honorable Speaker presents Representative Brandon C. Potter 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 7, 2023, is approved.

RHODE ISLAND GENERAL ASSEMBLY



House of Representatives

**CO-SPONSORSHIP REMOVAL REQUEST**  
**2023**

Pursuant to House Rule 15(g)(ii), Representative McEntee  
hereby requests the removal of their co-sponsorship of Bill # H-5863  
entitled: Relating to Fish and WildLife – General Provisions

which is currently in the House Committee on Environmen

Signature: Carol Hagan McEntee

House District # 33

Date: 3/9, 2023

Acknowledgement:  
[Signature]  
Chief Legal Counsel to the Speaker

**COMMUNICATIONS**

Representative Jennifer A. Stewart is unable to attend session today, Thursday, March 9, 2023.  
Representative Julie A. Casimiro is unable to attend session today, Thursday, March 9, 2023.  
Representative Matthew S. Dawson is unable to attend session today, Thursday, March 9, 2023.  
Representative Alex Finkelman is unable to attend session today, Thursday, March 9, 2023.

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR THURSDAY, MARCH 9, 2023:****1. 2023-H 5034**

**BY** Edwards

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
INSPECTION OF MOTOR VEHICLES

Committee on Corporations recommends passage.

Chairman Solomon moves passage of the act, seconded by Majority Leader Blazejewski, Representatives Biah, McGaw, Phillips, Casey, Edwards, Bennett, Carson, Cortvriend, and Vella-Wilkinson.

Chairman Solomon discusses the act.

Read and passed, on a roll call vote, 63 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Azzinaro, Baginski, Batista, Bennett, Biah, Blazejewski, Boylan, Brien, Caldwell, Cardillo, Carson, Casey, Chippendale, Cortvriend, Corvese, Costantino, Cotter, Craven, Cruz, DeSimone, Diaz, Donovan, Edwards, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Henries, Hull, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Marszalkowski, McEntee, McGaw, McNamara, Messier, Morales, Newberry, Noret, O'Brien, Perez, Phillips, Potter, Quattrocchi, Rea, Sanchez, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Spears, Vella-Wilkinson, Voas.

NAYS - 4: Representatives Morgan, Nardone, Place, Roberts.

RECUSED - 0:

**2. 2023-H 5147**

**BY** McNamara

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ASSISTED LIVING  
RESIDENCE LICENSING ACT

Committee on Health & Human Services recommends passage.

Chairwoman Donovan moves passage of the act, seconded by Majority Leader Blazejewski, Representatives McGaw, Speakman, McEntee, Cortvriend, Bennett, Casey, McNamara, Felix, Ajello, Abney, Biah, and Vella-Wilkinson.

Chairwoman Donovan discusses the act.

Read and passed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Shekarchi and Representatives Abney, Ajello, Alzate, Azzinaro, Baginski, Batista, Biah, Blazejewski, Boylan, Brien, Caldwell, Cardillo, Carson, Casey, Chippendale, Cortvriend, Corvese, Costantino, Cotter, Craven, Cruz, DeSimone, Diaz, Donovan, Felix, Fellela, Fenton-Fung, Fogarty, Giraldo, Hull, Kazarian, Kennedy, Kislak, Knight, Lima, Lombardi, Marszalkowski, McEntee, McGaw, McNamara, Messier, Morgan, Nardone, Newberry, Noret, O'Brien, Perez, Phillips, Place, Potter, Quattrocchi, Rea, Roberts, Shallcross Smith, Shanley, Slater, Solomon, Speakman, Spears, Vella-Wilkinson, Voas.

NAYS - 0:

RECUSED - 0:

By unanimous consent, the House returns to:

### GUESTS

Representative Rea welcomes to the House his son, Giovanni, a Smithfield High School Football team player, his wife Michelle, and Division IV Head Coach Glenn Castiglia, of the Smithfield High School Football Team.

### NOW PRESIDING

At 4:24 o'clock P.M., the Honorable Speaker Shekarchi yields the rostrum to the Honorable Deputy Speaker Hull.

By unanimous consent, the House returns to:

### GUESTS

Representative McEntee welcomes to the House Chamber Carol O'Donnell, Meagan Hendricks, Lindsey Desjarlais, and Jackie Pagel, from the National Association of Women in Construction, Rhode Island Chapter 52. Deputy Speaker Hull commends them for their hard work and welcomes them to the House.

**GUESTS**

Chairwoman Fogarty welcomes to the House Chamber Dr. Michael Rice, who is here to testify on fisheries bills in the House Committee on Environment and Natural Resources.

**ANNOUNCEMENTS**

Vice-Chairman Phillips announces that the Committee on Environment and Natural Resources will meet today, at the rise of the House, in Room 101 of the State House.

Representative Lombardi congratulates Deputy Speaker Hull directing the proceedings on the floor.

**GUESTS**

Whip Kazarian welcomes to the House Chamber Jordan Carvalho, a first-year law student at Roger Williams University.

**ANNOUNCEMENTS**

On behalf of the entire Cumberland Delegation, Representative Voas congratulates Tyler Kolek of Cumberland, for being named the Big East Conference Basketball Player of the Year and wishes him good luck in the Big East Tournament.

Majority Leader Blazejewski announces the next House session will be on Tuesday, March 14<sup>th</sup>, at 4 p.m.

**Due to inclement weather Tuesday, March 14, 2023 session has been canceled.**

**IMMEDIATE CONSIDERATION****House Resolution No. 6143**

**BY** Fellela, Cardillo, Shekarchi, Blazejewski, Costantino, Perez, Chippendale, Lombardi J, Hull, Phillips

**ENTITLED**, HOUSE RESOLUTION CONGRATULATING JOE MAZZULLA ON BEING NAMED THE 19TH HEAD COACH OF THE BOSTON CELTICS {LC2448/1}

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

There is no objection.

Representative Fellela and Deputy Speaker Hull discuss the resolution.

Read and passed, on a motion of Representative Fellela, seconded by many others, by unanimous consent, on a voice vote.

**House Resolution No. 6144**

**BY** McEntee, Shekarchi, Blazejewski, Baginski, Caldwell, Cortvriend, Shallcross Smith, Donovan, Henries, McGaw

**ENTITLED**, HOUSE RESOLUTION CELEBRATING THE 25TH ANNUAL "WOMEN IN CONSTRUCTION WEEK" ON MARCH 5-11, 2023, IN THE STATE OF RHODE ISLAND {LC2531/1}

With the agreement of the majority and the minority Chairwoman McEntee requests unanimous consent for immediate consideration.

There is no objection.

Chairwoman McEntee and Deputy Speaker Hull discuss the resolution.

Read and passed, on a motion of Chairwoman McEntee, seconded by many others, by unanimous consent, on a voice vote.

**House Resolution No. 6145**

**BY** Shekarchi, Blazejewski, Cortvriend, Chippendale, Carson, Costantino, Shallcross Smith, Ajello, Kennedy, Fogarty

**ENTITLED**, HOUSE RESOLUTION THANKING DOUGLAS BRINKLEY FOR HIS INFORMATIVE AND INSPIRING VISIT TO THE RHODE ISLAND STATE HOUSE AND CONGRATULATING HIM FOR TAKING HOME THE GOLD AT THE 65TH ANNUAL GRAMMY AWARDS {LC1613/1}

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

There is no objection.

Representative Cortvriend discusses the resolution.

Read and passed, on a motion of Representative Cortvriend, seconded by many others, by unanimous consent, on a voice vote.

**House Resolution No. 6146**

**BY** Rea, Costantino, Chippendale, Blazejewski, Newberry, Quattrocchi, Roberts, Kennedy, Shallcross Smith, Ajello

**ENTITLED**, HOUSE RESOLUTION CONGRATULATING THE SMITHFIELD SENTINELS ON COMPILING A PERFECT SEASON AND WINNING THE DIVISION IV FOOTBALL CHAMPIONSHIP {LC295/1}

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

There is no objection.

Representative Rea discusses the resolution.

Read and passed, on a motion of Representative Rea, seconded by, many others, by unanimous consent, on a voice vote.

#### **RULE 7D**

#### **The following bills were received pursuant to Rule 7D:**

Representative Ajello-An Act relating to Personal Income Tax–Personal Gains Tax–Taylor Swift Tax

Representative Diaz-An Act relating to Human Services–The Rhode Island Works Program

Representative Felix-An Act relating to State Affairs and Government–Solitary Confinement Reform Act

Representative Giraldo-An Act relating to Postsecondary Tuition Assistance for Shortage Teaching Fields

Representative Noret-An Act relating to Health and Safety–Pesticide Control

Representative Speakman-An Act relating to State Affairs and Government–Housing

Representative Vella-Wilkinson-An Act relating to State Affairs and Government–Housing

By unanimous consent, the House returns to:

#### **TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Senate and the Honorable Secretary of State forthwith.

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

#### **DESK HELD OPEN**

The Honorable Deputy Speaker Hull announces that the desk will be held open.

#### **REPORTS OF COMMITTEES**

##### **COMMITTEE ON CORPORATIONS**

Chairman Solomon, for the Committee on Corporations, reports back the following measure, with recommendation of passage:

#### **House Bill No. 5075**

**BY** Edwards, Bennett, Azzinaro, Cortvriend, Diaz

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- INSPECTION OF MOTOR VEHICLES (Exempts used vehicles sold "for parts only" or purchased at end of their lease term by the current lessee that have a valid certificate of inspection affixed to the windshield, from the requirement that dealers of used vehicles conduct a new inspection.) {LC385/1}

03/10/2023 Placed on House Calendar (03/14/2023)

**COMMITTEE ON MUNICIPAL GOVERNMENT AND HOUSING**

Chairman Casey, for the Committee on Municipal Government and Housing, reports back the following measure, with recommendation of passage:

**House Bill No. 5206**

**BY** Kazarian

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS -- WEIGHT RESTRICTIONS ON ROUTE 114 A EAST PROVIDENCE (Prohibits commercial motor trucks, with a gross weight rating of twenty-six thousand one pounds (26,001 lbs.) or more, from traveling on Route 114 A, East Providence between Pawtucket Avenue and the Massachusetts state line.) {LC654/1}  
03/10/2023 Placed on House Calendar (03/16/2023)

**COMMITTEE ON SMALL BUSINESS**

Chairwoman McEntee, for the Committee on Small Business, reports back the following measure, with recommendation of passage:

**House Bill No. 5264 SUB A**

**BY** McEntee, Carson, Caldwell, Dawson, Craven, Batista, Finkelman, Vella-Wilkinson, Morales, Cortvriend

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (Extends COVID moratorium. Establishes outdoor dining act.) {LC526/A/1}  
03/10/2023 Placed on House Calendar (03/14/2023)

**TRANSFER OF BILLS**

**Chairman Craven, for the Committee on Judiciary, reports back the following measure, with recommendation of transfer to the Committee on State Government and Elections:**

**House Bill No. 6065**

**BY** Roberts, Chippendale, Nardone, Rea, Quattrocchi

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- EMERGENCY MANAGEMENT (Limits governor's emergency declaration to 60 days unless extended by the general assembly and prohibits eliminating religious exemption regarding mandatory health injections or inoculations and an unlawful employment practice.) {LC1936/1}  
03/13/2023 Committee transferred to House State Government & Elections

**NEW BUSINESS****House Bill No. 6147**

**BY** Perez, Costantino, Cardillo, Fellela, Baginski, Lombardi J, Hull, Phillips, Noret, Azzinaro

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATION (Establishes the Motor Vehicle Liability Insurance Exchange.) {LC515/1}  
03/10/2023 Introduced, referred to House Corporations

**House Bill No. 6148**

**BY** Alzate, Kazarian, Potter, Cruz, Diaz, Kislak, Fogarty, Lombardi J, Batista, Felix  
**ENTITLED**, AN ACT RELATING TO TAXATION – PERSONAL INCOME TAX (Creates an added 3% tax on taxable income in excess of \$417,500 (in 2011 dollars)/ \$557,000 (in 2023 dollars). Restricts the revenue generated by the tax to child care, education and infrastructure repairs and maintenance.) {LC2206/1}  
03/10/2023 Introduced, referred to House Finance

**House Bill No. 6149**

**BY** O'Brien, Noret, Cardillo, Vella-Wilkinson, Perez, Finkelman, DeSimone, McEntee, Spears, Craven  
**ENTITLED**, AN ACT RELATING TO EDUCATION -- THE EDUCATION EQUITY AND PROPERTY TAX RELIEF ACT (Extends the reimbursement to a school district or municipality for the employment of newly hired school resource officers only.) {LC2475/1}  
03/10/2023 Introduced, referred to House Finance

**House Bill No. 6150**

**BY** Potter, Baginski, Kazarian, Cruz, Donovan, Kislak, Giraldo, McNamara, Voas, Morales  
**ENTITLED**, AN ACT RELATING TO INSURANCE -- INSURANCE COVERAGE FOR PREVENTION OF HIV INFECTION (Requires coverage for the treatment of pre-exposure prophylaxis (PrEP) for the prevention of HIV and post-exposure prophylaxis (PEP) for treatment of HIV infection, commencing January 1, 2024.) {LC2548/1}  
03/10/2023 Introduced, referred to House Health & Human Services

**House Bill No. 6151**

**BY** Diaz, Slater, Edwards, Kennedy, Perez, Alzate, Kislak  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL (Provides time limitations on the collection or hauling of from large trash receptacles (dumpsters) refuse within one hundred feet (100') of a dwelling unit between the hours of ten o'clock (10:00) pm and eight o'clock (8:00) am.) {LC2406/1}  
03/10/2023 Introduced, referred to House Municipal Government & Housing

**ADJOURNMENT**

At 4:38 o'clock P.M. on motion of Majority Leader Blazejewski seconded by Minority Leader Chippendale the House adjourns, on a unanimous voice vote.

**Diane M. DePina**  
Recording Clerk

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE BRANDON C. POTTER**

Lord our God: We pray today for the members of this body who have been given the responsibility and privilege of conducting the people's business. Help them in the task before them as they seek to establish justice, and secure the blessings of liberty for themselves, their constituents, and posterity. Amen.

APPENDIX

CALENDAR

**IN ORDER FOR THURSDAY, MARCH 16, 2023:**

**1. 2023-H 5075**

**BY** Edwards

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
INSPECTION OF MOTOR VEHICLES

Committee on Corporations recommends passage.

**2. 2023-H 5264 SUB A**

**BY** McEntee

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES

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

**3. 2023-H 5206**

**BY** Kazarian

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SIZE,  
WEIGHT AND LOAD LIMITS -- WEIGHT RESTRICTIONS ON ROUTE 114 A EAST  
PROVIDENCE

Committee on Municipal Government & Housing recommends passage.

**Francis McCabe**  
Clerk of the House

**Friday, March 10, 2023**

**Updated: Tuesday, March 14, 2023**