

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 first day of January in the year of Our Lord two thousand and eight.

Volume 135, No. 14

Thursday, January 31, 2008

Fourteenth Day

The House of Representatives meets at the State House in Providence, Thursday, January 31, 2008 and is called to order at 4:25 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 69 members present and 6 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 6: Representatives Ajello, Kilmartin, McManus, San Bento, Singleton, Ucci.

INVOCATION

The Honorable Speaker presents Representative Picard 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 Wednesday, January 30, 2008 is approved as printed.

ANNOUNCEMENTS

Representative Richard W. Singleton is out of town and unable to attend session Thursday, January 31, 2008.

Representative William San Bento will be unable to attend session Thursday, January 31, 2008.

NEW BUSINESS**House Bill No. 7312**

BY Caprio D, Palumbo, Ucci, McNamara, Gemma

ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC1063/1}

01/31/2008 Introduced, referred to House Constituent Services

House Bill No. 7313

BY Jackson, Murphy, Fox, Costantino, Rice

ENTITLED, AN ACT RELATING TO EDUCATION - REGIONAL VOCATIONAL SCHOOLS {LC1069/1}

01/31/2008 Introduced, referred to House Constituent Services

House Bill No. 7314

BY Sullivan, Jackson, Amaral, Lewiss, Melo

ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES -- LIABILITY AND COMPUTATION {LC754/1}

01/31/2008 Introduced, referred to House Corporations

House Bill No. 7315

BY Ucci, Schadone, Melo, Gallison, McNamara

ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- THE RHODE ISLAND GAMING CONTROL AND REVENUE ACT {LC1093/1}

01/31/2008 Introduced, referred to House Corporations

House Bill No. 7316

BY Vaudreuil

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC1072/1}

01/31/2008 Introduced, referred to House Corporations

House Resolution No. 7317

BY Rice, Gemma, Caprio D

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO AMEND APPLICABLE LAWS AND REGULATIONS TO PERMIT RETIRED PERSONS TO RETAIN AND BE EXEMPT FROM PREDETERMINED AMOUNTS OF MONEY DUE FOR FEDERAL TAXES {LC888/1}

01/31/2008 Introduced, referred to House Finance

House Bill No. 7318**BY** Sullivan, O'Neill, Amaral, Jackson, Schadone**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ASSISTED HOUSING LIVING WAIVER {LC753/1}

01/31/2008 Introduced, referred to House Finance

House Bill No. 7319**BY** Fox, Mumford, Lally, Savage, Story**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - GOVERNMENTAL TORT LIABILITY STATE BOARDS AND COMMISSIONS {LC721/1}

01/31/2008 Introduced, referred to House Finance

House Bill No. 7320**BY** Sullivan, Amaral, Jackson, Segal, Almeida**ENTITLED**, AN ACT RELATING TO ELECTIONS {LC749/1}

01/31/2008 Introduced, referred to House Judiciary

House Bill No. 7321**BY** Sullivan, Amaral, Jackson, Segal, Almeida**ENTITLED**, AN ACT RELATING TO ELECTIONS {LC752/1}

01/31/2008 Introduced, referred to House Judiciary

House Bill No. 7322**BY** Naughton, Palumbo, Church, Coderre E**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- CHILD SUPPORT ENFORCEMENT {LC1198/1}

01/31/2008 Introduced, referred to House Judiciary

House Bill No. 7323**BY** Gallison, Gablinske**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC1092/1}

01/31/2008 Introduced, referred to House Judiciary

House Bill No. 7324**BY** Moffitt, Serpa, Fellela, Church, Ucci**ENTITLED**, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS {LC1101/1}

01/31/2008 Introduced, referred to House H.E.W.

House Bill No. 7325**BY** Story, Malik, McNamara, Walsh, Mumford**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC964/1}

01/31/2008 Introduced, referred to House H.E.W.

House Bill No. 7326**BY** Church, Almeida, Silva, Vaudreuil, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RIGHTS OF NURSING HOME PATIENTS {LC204/1}

01/31/2008 Introduced, referred to House H.E.W.

House Bill No. 7327**BY** Lima, Coderre E, McNamara, Williams, Almeida**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES {LC756/1}

01/31/2008 Introduced, referred to House Municipal Government

House Bill No. 7328**BY** Vaudreuil**ENTITLED**, AN ACT RELATING TO TAXATION -- THE TOWN OF CUMBERLAND -- HOMESTEAD EXEMPTION {LC1075/1}

01/31/2008 Introduced, referred to House Municipal Government

House Bill No. 7329 (by request)**BY** Ucci, Pacheco, Fellela, Gallison, Slater**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- OPTIONAL RETIREMENT FOR POLICE AND FIREFIGHTERS {LC1095/1}

01/31/2008 Introduced, referred to House Municipal Government

House Resolution No. 7330**BY** Giannini, Coderre E, Ajello, Williams, Walsh**ENTITLED**, HOUSE RESOLUTION PROCLAIMING FEBRUARY 1, 2008 TO BE "GO RED FOR WOMEN" DAY IN THE STATE OF RHODE ISLAND {LC948/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by Representatives Coderre, Williams, Lima, Diaz, Fellela, Serpa, Naughton, Walsh, Dennigan, Mumford, Story, Rice and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 7331**BY** Carter, Ehrhardt, Costantino, Fox, Naughton**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF COLONEL MELVIN PAUL SAMS USMC (RET.) {LC1313/1}

Representative Carter requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Carter seconded by Representatives Gallison, Ehrhardt, Loughlin, Moffitt, Petrarca, Coaty, McNamara and Coderre by unanimous consent, on a rising vote.

TRANSMITTAL

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

Majority Leader Fox with leave of the House requests to move today's Calendar until Tuesday, February 5, 2008. There is no objection.

CALENDAR

IN ORDER FOR THURSDAY, JANUARY 31, 2008:

1 2008-H 7007 SUB A

BY Williamson

**ENTITLED, AN ACT AMENDING THE DISTRESSED AREAS ECONOMIC
REVITALIZATION ACT**

Committee on Finance 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, February 5, 2008.

ANNOUNCEMENTS

Representative Rice announces that the Committee on Environment and Natural Resources will meet at the rise of the House, in Room 207 of the State House.

Representative Slater announces that the Finance Sub-Committee on Human Services will meet tomorrow at 1:00 P.M. on the DCYF Budget in Room 35 of the State House.

Representative O'Neill wishes Representative Ray Sullivan a Happy 31st Birthday.

GUESTS

Representative Giannini announces today starts the beginning of the month of February "Go Red For Women". Representative Giannini welcomes to the House Chamber as guests from the Rhode Island Heart Association-Megan Tucker-Director of Advocacy; Miriam Pitt-Advocacy Ambassador; and Bill Thompson-Vice President of Advocacy.

Representative Dennigan welcomes to the House as a guest her granddaughter Remy Burnstein, from Hollywood California.

ADJOURNMENT

At 4:40 o'clock P.M. on motion of Representative Slater, and as a further mark of respect to the memory of Grace (Quinn) Greene; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ROGER A. PICARD

Heavenly Father, look with favor on our deliberation and assist us by your grace to do what is just and wise. Amen.

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, FEBRUARY 5, 2008:

1 2008-H 7007 SUB A

BY Williamson

ENTITLED, AN ACT AMENDING THE DISTRESSED AREAS ECONOMIC
REVITALIZATION ACT

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

Francis P. McCabe
Clerk of the House

Thursday, January 31, 2008