

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. 18

Wednesday, February 13, 2008

Eighteenth Day

The House of Representatives meets at the State House in Providence, Wednesday, February 13, 2008 and is called to order at 4:22 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 Ajello, 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, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

ABSENT - 6: Representatives Jackson, Malik, Naughton, San Bento, Scott, Williams.

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 Tuesday, February 12, 2008 is approved as printed.

ANNOUNCEMENTS

Representative Eileen S. Naughton will be unable to attend session Wednesday, February 13, 2008.

Representative William San Bento will be unable to attend session Wednesday, February 13, 2008.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

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

House Resolution No. 7268

BY Kennedy, San Bento, Picard, Williams, Lewiss

ENTITLED, HOUSE RESOLUTION IN SUPPORT OF H.R. 506

ENTITLED "THE HEALTH PARTNERSHIP THROUGH CREATIVE FEDERALISM ACT"
{LC967/1}

02/13/2008 Placed on House Calendar

House Resolution No. 7269

BY Kennedy, San Bento, Picard, Williams, Lewiss

ENTITLED, HOUSE RESOLUTION OPPOSING THE AMENDMENT OR REPEAL OF
THE MCCARRAN-FERGUSON ACT {LC968/1}

02/13/2008 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

Representative Gallison, for the Committee on Municipal Government, reports back the following measure, with recommendation of passage:

House Bill No. 7011

BY Malik, Gablinske

ENTITLED, AN ACT RELATING TO ANIMALS -- DOGS (permit the animal control officer in Warren to issue citations to animal owners who are in violation of any animal control ordinance which may be paid by mail and also to prescribe pecuniary penalties) {LC243/1}

02/13/2008 Placed on House Calendar

NEW BUSINESS**House Resolution No. 7434**

BY Ajello, Segal, Carter, Pacheco, Walsh

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR OF THE STATE OF RHODE ISLAND TO FLY THE UNITED STATES ARMY FLAG FROM THE FLAGSTAFF ON TOP OF THE STATE HOUSE EVERY YEAR ON JUNE 14TH IN HONOR OF THE BIRTHDAY OF THE UNITED STATES ARMY {LC1629/1}

02/13/2008 Introduced, referred to House Constituent Services

House Bill No. 7435**BY** Williamson

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (allow class A license holders to conduct intoxicating beverage samplings of up to three (3) servings not to exceed one-quarter (1/4) ounces each) {LC1809/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7436**BY** Jacquard, Handy

ENTITLED, AN ACT RELATING TO INSURANCE - COCHLEAR IMPLANTS (require insurance coverage for the cochlear implant surgery) {LC806/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7437**BY** Caprio D, Segal, Flaherty, Ucci

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES (require all establishments which have liquor licenses to maintain premise liability in an amount of five hundred thousand dollars (\$500,000) {LC1331/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7438 (by request)**BY** Pacheco

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOBILE AND MANUFACTURED HOMES (institute procedural safeguards for owners of mobile homes who want, or must, sell or move their homes) {LC2102/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7439**BY** Rice, Shanley, Walsh

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL ESTATE SALES DISCLOSURES (add "farms" to the list of items necessary in a real estate disclosure form) {LC1468/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7440**BY** Naughton

ENTITLED, AN ACT RELATING TO INSURANCE (include coverage for preimplantation genetic diagnosis (PGD) in conjunction with in vitro fertilization (IVF) for a married couple where at least one spouse has a balanced translocation) {LC1878/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7441**BY** DeSimone, Slater, Singleton, Giannini

ENTITLED, AN ACT RELATING TO INSURANCE -- ENTERAL NUTRITION PRODUCTS (require insurance providers in the state to provide coverage for enteral nutrition products) {LC983/1}
02/13/2008 Introduced, referred to House Corporations

House Bill No. 7442**BY** Kennedy, Naughton, Coderre E, Pacheco, Lewiss**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT (would create comprehensive standards in the establishment and administration of life settlements contracts) {LC979/1}

02/13/2008 Introduced, referred to House Corporations

House Bill No. 7443**BY** Winfield, Caprio D, Ucci, Petrarca**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (exempt all dam and lake associations from paying a fee to the department of environmental management associated with the submission of plans for dam and lake renovations and repairs) {LC864/1}

02/13/2008 Introduced, referred to House Environment and Natural Resources

House Bill No. 7444**BY** Winfield, Pacheco, Church**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- PROMOTION OF PAPER BAG USAGE (prohibit retail establishments located and doing business within the state from using plastic bags/would permit the use of paper or other biodegradable materials) {LC872/1}

02/13/2008 Introduced, referred to House Environment and Natural Resources

House Bill No. 7445 (Lieutenant Governor)**BY** Church, Naughton, Dennigan, Coderre E, Slater**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- INSURANCE BENEFITS (require that any health care plan provided to state employees must require the employees to designate a primary care physician) {LC1371/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7446**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO TAXATION (repeal the chapter on the outpatient health care facility surcharge and the imaging services surcharge) {LC1545/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7447**BY** McNamara, Trillo, Lewiss, Naughton, Gemma**ENTITLED**, AN ACT RELATING TO AERONAUTICS, AIRPORTS AND LANDING FIELDS (require the Rhode Island Airport Corporation to annually report to the general assembly the progress of its work and the report would include an analysis of financing plans for any improvements) {LC713/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7448**BY** Lima, Jacquard**ENTITLED,** AN ACT RELATING TO PARKS AND RECREATIONAL AREAS - PUBLIC USE OF PRIVATE LANDS - LIABILITY LIMITATIONS (change the definition of "owner" to exclude the state and municipalities for the purposes of liability limitations relating to public use of private lands) {LC1639/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7449**BY** Kilmartin**ENTITLED,** AN ACT RELATING TO TAXATION - TOBACCO PRODUCTS (allow a distributor or dealer of cigarettes who ships cigarettes for sale at retail and are not paid to deduct the amount owed as a bad debt including cigarette tax) {LC1563/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7450**BY** Kilmartin**ENTITLED,** AN ACT RELATING TO TAXATION - THE CIGARETTE TAX (provide that the provisions of this chapter on the cigarette tax apply to smokeless tobacco, snuff, cigars, smoking and pipe tobacco products/stamps or metering impressions are not required on non-cigarette tobacco products) {LC1553/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7451**BY** McNamara, Trillo, Lewiss, Naughton, Gemma**ENTITLED,** AN ACT RELATING TO AERONAUTICS - AIRPORT OPERATIONS MONITORING SYSTEM (require the Rhode Island Airport Corporation to include the number and location of all reported incidents of property damage related to aircraft or airport operations in its quarterly reports to government entities) {LC712/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7452**BY** Williamson**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLE -- REGISTRATION OF VEHICLES (provide for the issuance of a special motor vehicle registration plate for any motor vehicle plate for any vehicle having a gross weight of less than 10,000 pounds to all active and retired IAFF firefighters) {LC715/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7453 (by request)**BY** Pacheco**ENTITLED,** AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES (provide for the retirement of a crash rescue crew person upon the completion of twenty (20) years of service) {LC1601/1}

02/13/2008 Introduced, referred to House Finance

House Resolution No. 7454**BY** Segal**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$150,000 TO THE DEPARTMENT OF HUMAN SERVICES {LC1139/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7455**BY** Segal**ENTITLED**, AN ACT RELATING TO TAXATION - - TAX CREDITS (permit the state to have the right of first refusal on the redemption of tax credits) {LC1394/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7456**BY** Kennedy, Williams, Walsh, Shanley, Lewiss**ENTITLED**, AN ACT RELATING TO TAXATION - MOTION PICTURE STUDIO TAX CREDIT (provide tax credits for the creation of a motion picture studio in Rhode Island) {LC1565/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7457**BY** Ajello, Segal, Handy, Rice, Walsh**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE ("hate crime" expanded to mean any crime motivated by bigotry/bias/threatened, attempted, or completed acts that appear after investigation/motivated by racial, religious, ethnic, sexual orientation, gender identity, expression or disability prejudice) {LC1583/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7458**BY** Serpa, Silva, Vaudreuil, Moffitt, Fellela**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - AMENDING THE TAX INCREMENT FINANCING ACT (provide that any excess tax increment debt generated from a tax increment area designated pursuant to a project plan adopted pursuant to Tax Increment Financing Act is included in calculation of the maximum tax a city or town may levy) {LC2150/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7459**BY** Segal, Church**ENTITLED**, AN ACT RELATING TO TAXATION -- COLLECTION (provide for a ten year statute of limitations for the collection of taxes) {LC1135/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7460**BY** Segal, Rice, Handy, Pacheco, Ajello**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (provide procedures for obtaining a certificate of critical concern and for an expedited process for affordable housing) {LC1136/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7461**BY** Amaral, Ucci, Loughlin, Singleton, Long**ENTITLED**, AN ACT RELATING TO EDUCATION -- HIGHER EDUCATION (consolidate Rhode Island College and the Community College of Rhode Island into the University of Rhode Island, so as to create one single state entity of higher education) {LC1421/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7462**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO EDUCATION - BOARD OF REGENTS - ELEMENTARY AND SECONDARY EDUCATION (prohibit changing from classified service to non-classified service) {LC1562/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7463**BY** Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS (direct the governing bodies of each school to develop a policy designed to provide a safe environment for students with peanut, tree nut, or other food allergies) {LC1480/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7464**BY** McNamara, Corvese, Malik, Lewiss, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (define a mobile health screening vehicle) {LC1254/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7465 (Lieutenant Governor)**BY** McNamara, Lewiss, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM (create a health care quality and value database) {LC1209/1}

02/13/2008 Introduced, referred to House H.E.W.

House Resolution No. 7466 (Lieutenant Governor)**BY** Lewiss, Church, Ferri, Gemma, Slater**ENTITLED**, JOINT RESOLUTION CREATING A JOINT TASK FORCE TO STUDY ALL ASPECTS OF HEALTH CARE REFORM RELATING TO THE HEALTHY RHODE ISLAND REFORM ACT OF 2008 - PART VIII {LC1360/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7467**BY** Naughton, McNamara, Coderre E, Dennigan**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - BREASTFEEDING - PROMOTES THE INTERESTS OF MATERNAL AND CHILD HEALTH (allow a woman to feed her child by bottle or breast in any place open to the public and would allow her a private cause of action for denial of this right) {LC1704/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7468**BY** Ferri, Almeida, Baldelli-Hunt, Giannini, Mattiello**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHYSICIANS ASSISTANTS (remove the allowance for graduate practice status for physician assistants/grant immunity from liability for gratuitous emergency assistance to state- licensed and federally-credentialed physician assistants) {LC2086/1}

02/13/2008 Introduced, referred to House H.E.W.

House Bill No. 7469**BY** Jackson, Lewiss, O'Neill**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (provide a technical amendment to resolve any ambiguity regarding advertising of a mortgage foreclosure sale) {LC1788/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7470**BY** Jackson, Lewiss, O'Neill**ENTITLED**, AN ACT RELATING TO PROPERTY --REDEMPTION, RELEASE AND TRANSFER OF MORTGAGES (provide for confirmatory residential mortgage releases) {LC1824/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7471**BY** Gallison, Carter, Scott, Rose, Silva**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - DIVISION OF FIRE SAFETY (make it illegal to fail to evacuate a building when an alarm is activated, to tamper with or access an alarm by anyone other than a licensed individual) {LC1435/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7472**BY** Lima, Jacquard**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PARTICULAR ACTIONS - DEATH**BY WRONGFUL ACT** (allow a parent to recover damages for loss of consortium or parental society and companionship irrelevant of the son or daughter's age) {LC1640/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7473**BY** Story, Long, Savage, Watson, Coaty**ENTITLED,** AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION AND VOTING EQUIPMENT AND SUPPLIES (require every person, before they receive their ballot, to produce either one form of identification with their name, address and photograph, or two forms of identification that bear the name and address of that person) {LC116/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7474**BY** Almeida**ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (require the electronic recording of custodial interrogations in their entirety in cases where the potential sentence is one of life imprisonment) {LC1781/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7475**BY** Lewiss, Jackson, Walsh, Rice, Gallison**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC BEACH SMOKING POLLUTION CONTROL ACT (prohibit smoking on public beaches in the state) {LC1168/1}

02/13/2008 Introduced, referred to House Judiciary

House Resolution No. 7476**BY** Picard, Coaty, Gorham**ENTITLED,** JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (INITIATIVE AND REFERENDUM) {LC475/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7477**BY** Picard, Coaty, Gorham**ENTITLED,** AN ACT RELATING TO INITIATIVE AND REFERENDUM (provide a detailed process by which a proponent of a voter initiative and referendum proposal would present the proposal to the secretary of state, the general assembly and the governor) {LC477/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7478**BY** Flaherty, Gemma, Ferri**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (create a buffer zone to prohibit a dealer license for weapons to be issued within 500' of a public, private, parochial school or a place of public worship) {LC1215/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7479**BY** Giannini, Mattiello, Ferri, Rice, Gallison**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE {LC532/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7480**BY** Story**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - EMPLOYEES RIGHT TO CERTAIN INVENTIONS {LC122/1}

02/13/2008 Introduced, referred to House Labor

House Bill No. 7481**BY** McManus, Menard, Petrarca**ENTITLED**, AN ACT RELATING TO AGRICULTURE AND FORESTRY - TREE WARDENS {LC1248/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7482**BY** Caprio D, Ucci, Fox**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- SECOND-HAND DEALERS {LC1330/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7483**BY** Pacheco, Church, Gallison, Scott, Long**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS - RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS {LC286/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7484**BY** Petrarca, Winfield**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$13,500,000 TO FINANCE THE ACQUISITION, CONSTRUCTION, BUILDING, FURNISHING AND EQUIPPING OF A LIBRARY {LC1406/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7485**BY** Petrarca, Winfield**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ESTABLISH BY ORDINANCE A TAX EXEMPTION FOR REAL AND PERSONAL PROPERTY OWNED BY THE GRODEN CENTER, INC., LOCATED IN THE TOWN OF SMITHFIELD {LC1388/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7486**BY** Loughlin**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - LOW AND MODERATE INCOME HOUSING {LC1251/1}

02/13/2008 Introduced, referred to House Municipal Government

House Bill No. 7487**BY** DeSimone, Petrarca**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC1233/1}

02/13/2008 Introduced, referred to House Separation of Powers

House Bill No. 7488**BY** Gallison, Carter, Scott, Rose, Silva**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - RHODE ISLAND VETERANS' HOME {LC1578/1}

02/13/2008 Introduced, referred to House Veterans Affairs

House Resolution No. 7489**BY** Segal, Gemma, Williams, Amaral, Moffitt**ENTITLED**, HOUSE RESOLUTION CONDEMNING TEXTRON'S BRIBERY OF SADDAM HUSSEIN'S REGIME {LC826/1}

02/13/2008 Introduced, referred to House Constituent Services

House Bill No. 7490**BY** Jacquard, Lima, Walsh**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIABILITY INSURANCE {LC1594/1}

02/13/2008 Introduced, referred to House Corporations

House Bill No. 7491**BY** Ferri, Almeida, Baldelli-Hunt, Segal, Lima**ENTITLED**, AN ACT RELATING TO INSURANCE {LC2050/1}

02/13/2008 Introduced, referred to House Corporations

House Bill No. 7492**BY** Ferri, Almeida, Picard, Ajello, Gemma**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - INSURANCE BENEFITS {LC1194/1}

02/13/2008 Introduced, referred to House Corporations

House Bill No. 7493 (Lieutenant Governor)**BY** Ferri, Lewiss, Baldelli-Hunt, Malik, Winfield**ENTITLED**, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE MARKET EXPANSION {LC1193/1}

02/13/2008 Introduced, referred to House Corporations

House Bill No. 7494**BY** Pacheco, Church, Scott, Savage, Ferri**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES {LC1332/1}

02/13/2008 Introduced, referred to House Finance

House Bill No. 7495**BY** Segal, Ajello, O'Neill, Williams, Slater**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - - SENTENCE AND EXECUTION {LC1400/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7496**BY** Segal, Williams, Handy**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS {LC1126/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7497**BY** Jacquard**ENTITLED**, AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT {LC1820/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7498**BY** Jacquard, Walsh**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- BURGLARY AND BREAKING AND ENTERING {LC1362/1}

02/13/2008 Introduced, referred to House Judiciary

House Bill No. 7499**BY** Jacquard, Lima, Walsh**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION {LC1652/1}

02/13/2008 Introduced, referred to House Labor

House Resolution No. 7500**BY** Dennigan, Mattiello, Rose, Watson, Fox**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JOHN THOMAS GLYNN {LC2229/1}

Representative Dennigan requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Dennigan seconded by Representatives Walsh, Rose, McNamara, Savage, and Long by unanimous consent, on a voice vote.

COMMUNICATION FROM THE SENATE

A message from the Honorable Senate transmits with announcement of passage, of the following measures:

Senate Bill No. 2346

BY Jabour, Tassoni

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF N.A.H. INVESTMENTS, INC. {LC1473/1}

02/13/2008 Referred to House Corporations

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, FEBRUARY 13, 2008:

1 2008-H 7265

BY Pacheco

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF JIM GERVASIO CONSTRUCTION COMPANY, INC.

Committee on Corporations recommends passage.

Representative Pacheco moves passage of the act, seconded by Representatives Kilmartin and Kennedy.

Read and passed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Pacheco, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (08-H 7265), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

2 2008-S 2207**BY Algieri****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF CROSS'S MILL'S VOL. FIRE DEPT.

Ordered on the Calendar

Representative Mumford moves passage of the act, seconded by Representatives Savage and Ehrhardt.

Representative Gorham discusses the act.

Read and passed, in concurrence, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williamson.

NAYS - 0.

REQUESTS

Representatives Mattiello and Ferri request the journal to reflect that if they had voted on (08-S 2207), they would have voted in the affirmative.

3 2008-S 2208**BY Montalbano J****ENTITLED,** JOINT RESOLUTION HONORING MARION DEPALMA ON THE
OCCASION OF HER RETIREMENT

Ordered on the Calendar

Representative Carter moves passage of the act, seconded by Representatives Coderre, Church, Fellela, Kilmartin and Shanley.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, forthwith.

With the agreement of the Minority, Majority Leader Fox requests to take up the Calendar for Tuesday, February 26th, Solemnization of Marriage bills. There is no objection.

IN ORDER FOR TUESDAY, FEBRUARY 26, 2008:**1 2008-H 7031****BY Gallison****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Gallison and Carter.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Sullivan, Trillo, Vaudreuil, Walsh, Winfield.

NAYS - 0.

REQUESTS

Representatives Ucci and Ferri request the journal to reflect that if they had voted on (08-H 7031), they would have voted in the affirmative.

2 2008-H 7084**BY McManus****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representative McManus.

Read and passed on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williamson, Winfield.

NAYS - 0.

3 2008-H 7086

BY Fox

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Fox, Carter and Ajello.

Read and passed on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Winfield.

NAYS - 0.

4 2008-H 7127

BY Serpa

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representative Serpa.

Read and passed on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Gorham, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Winfield.

NAYS - 0.

5 2008-H 7136**BY Lally****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representative Williamson.

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 Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Winfield.

NAYS - 0.

6 2008-H 7175**BY Gablinske****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Gablinske and Gallison.

Read and passed on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Winfield.

NAYS - 0.

7 2008-H 7178**BY Rice****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Rice and Lima.

Read and passed on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williamson, Winfield.

NAYS - 0.

8 2008-H 7323

BY Gallison

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Gallison and Gablinske.

Read and passed on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Lally, Lewiss, Lima, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

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

ANNOUNCEMENTS

Representative Rice wishes Representative Diaz a Happy Birthday on February 21st.

Representative Shanley wishes Representative Lally a Happy Birthday on February 22nd.

Representative Trillo congratulates Representative Bruce Long on his first wedding anniversary on February 22nd.

Representative Dennigan congratulates Representative Peter Lewiss on receiving the Sweetheart of the Year Award from the Coalition of Library Advocates.

Representative Diaz announces there will be a celebration of Dominican Independence Day in RI after winter break.

Representative Kilmartin announces today will be the last day for Billy Guglietta on the House Floor and announces to the Chamber that Billy will be sworn in as Chief Magistrate of the Rhode Island Traffic Tribunal on Friday February 15 at 2:00 P.M..

Majority Leader Fox extends his gratitude to his Chief Counsel Billy Guglietta and wishes him Godspeed in his future.

Representative Kennedy wishes Representative Gablinske a Happy Birthday on February 20th.

Representative Fellela wishes Representative Handy a Happy Birthday on February 15th.

Representative Moffitt wishes Representative McManus a Happy Birthday on February 15th.

Representative Serpa wishes Representative Kilmartin a Happy Birthday on February 18th.

Representative McNamara announces that the Committee on Health, Education and Welfare will meet at the rise of the House, in Room 135 of the State House.

Representative Pacheco announces that the Committee on Municipal Government will meet at the rise of the House, in Room 203 of the State House.

The Honorable Speaker Murphy announces the desk will be held open until Tuesday, February 26th for the introduction of bills.

ADJOURNMENT

At 4:50 o'clock P.M. on motion of Representative Dennigan, and as a further mark of respect to the memory of John Thomas Glynn; on motion of Representative Shanley and Lally, and as a further mark of respect to the memory of Freda Sweet 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

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 2207

BY Algieri, Breene

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE
CHARTER OF CROSS'S MILL'S VOL. FIRE DEPT. {LC1255/1}

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 27, 2008:

1 2008-H 7268

BY Kennedy

ENTITLED, HOUSE RESOLUTION IN SUPPORT OF H.R. 506 ENTITLED
"THE HEALTH PARTNERSHIP THROUGH CREATIVE
FEDERALISM ACT"

Committee on Corporations recommends passage.

2 2008-H 7269

BY Kennedy

ENTITLED, HOUSE RESOLUTION OPPOSING THE AMENDMENT OR
REPEAL OF THE MCCARRAN-FERGUSON ACT

Committee on Corporations recommends passage.

IN ORDER FOR THURSDAY, FEBRUARY 28, 2008:

1 2008-H 7011

BY Malik

ENTITLED, AN ACT RELATING TO ANIMALS -- DOGS

Committee on Municipal Government recommends passage.

Francis P. McCabe
Clerk of the House

Wednesday, February 13, 2008