

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. 49

Wednesday, May 14, 2008

Forty-ninth Day

The House of Representatives meets at the State House in Providence, Wednesday, May 14, 2008 and is called to order at 4:15 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 70 members present and 4 members absent as follows:

PRESENT - 70: 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, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 4: Representatives Palumbo, San Bento, Scott, Silva.

INVOCATION

The Honorable Speaker presents Representative Corvese 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, May 13, 2008 is approved as printed.

ANNOUNCEMENT

Representative Peter Palumbo will be unable to attend session Wednesday, May 14, 2008 due to family illness.

REPORTS OF COMMITTEES**COMMITTEE ON CORPORATIONS**

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

Senate Bill No. 2454 SUB B

BY Sosnowski, Breene, Blais

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) {LC1644/1/B}

05/14/2008 Placed on House Calendar

COMMITTEE ON FINANCE

Representative Costantino, for the Committee on Finance, reports back the following measures, with recommendation of passage:

House Bill No. 8262 SUB A

BY Rice, Fox, Gallison, Costantino, Segal

ENTITLED, AN ACT RELATING TO JOINT COMMITTEE ON LEGISLATIVE SERVICES (would require senators and representatives to pay a share for their health insurance benefits equal to ten percent (10%) of the cost of benefits and would prohibit any payment for waiving health insurance benefits.) {LC2883/1/A}

05/14/2008 Placed on House Calendar

COMMITTEE ON HEALTH, EDUCATION AND WELFARE

Representative McNamara, for the Committee on Health, Education and Welfare, reports back the following measures, with recommendation of passage:

House Bill No. 7962 SUB A

BY Naughton, Dennigan, Slater

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HOSPITAL INFECTION DISCLOSURE ACT (create the Hospital Infections Disclosure Act which requires hospitals to collect data on hospital-acquired infections and report them to the department of health and provides penalties for hospitals in violation of the act) {LC2007/1/A}

05/14/2008 Placed on House Calendar

House Bill No. 7569 SUB A**BY** Giannini, Slater, Almeida, Gallison, Lima**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS (teaching pupils to resolve conflict without violence, training school staff to promote conflict resolution, use mediation techniques/early detection to reduce incidents of violence/empower students/graduation to be positive, productive members of society {LC2115/2/A})

05/14/2008 Placed on House Calendar

Senate Resolution No. 2222 (Lieutenant Governor)**BY** Tassoni, Perry, Paiva-Weed, Montalbano J**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 {LC1361/1}

05/14/2008 Placed on House Calendar

Senate Bill No. 2284 (Lieutenant Governor)**BY** Paiva-Weed, Algieri, Perry, Gibbs**ENTITLED**, AN ACT RELATING TO HEALTH CARE QUALITY PROGRAM -- MONITORING THE OCCURRENCE OF PRESSURE ULCERS IN HEALTH CARE FACILITIES (add the occurrence of pressure ulcers to the list of subjects on which the health care quality steering committee shall advise) {LC941/1}

05/14/2008 Placed on House Calendar

Senate Bill No. 2483 (Health)**BY** Algieri**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- OFFICE OF STATE MEDICAL EXAMINERS (would clarify the statute to bring into compliance with accepted standards of practice of forensic medicine as defined by the national association of medical examiners) {LC1759/1}

05/14/2008 Placed on House Calendar

NEW BUSINESS**House Bill No. 8279****BY** Lima, Gallison, Moffitt, Melo**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- CONTRACTORS' REGISTRATION {LC2913/1}

05/14/2008 Introduced, referred to House Corporations

House Bill No. 8280**BY** Palumbo, Jacquard, Lima, Mattiello, McNamara**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2906/1}

05/14/2008 Introduced, referred to House Finance

House Resolution No. 8281**BY** Singleton, Menard, Ucci, Loughlin, Smith**ENTITLED**, HOUSE RESOLUTION CONGRATULATING GERALD L. HOOGEBOOM ON ATTAINING THE RANK OF EAGLE SCOUT {LC2891/1}

Representative Singleton requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Singleton seconded by Representatives Menard, McManus, Loughlin and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 8282**BY** Sullivan, Murphy**ENTITLED**, HOUSE RESOLUTION CONGRATULATING DAVE FLORIO ON THE OCCASION OF HIS RETIREMENT {LC2938/1}

05/14/2008 House read and passed

Representative Sullivan requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Sullivan seconded by Representatives Williamson, Moffitt, Serpa, Diaz and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 8283**BY** Malik, Story, Menard, Ucci, Smith**ENTITLED**, HOUSE RESOLUTION CONGRATULATING PETER SOUTHWORTH BURNS ON ATTAINING THE RANK OF EAGLE SCOUT {LC2944/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci and Loughlin by unanimous consent, on a voice vote.

House Resolution No. 8284**BY** Malik, Story, Menard, Ucci, Smith**ENTITLED**, HOUSE RESOLUTION CONGRATULATING BENJAMIN ORRALL ON ATTAINING THE RANK OF EAGLE SCOUT {LC2946/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8285

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING CHRISTOPHER ANTONELLI ON ATTAINING THE RANK OF EAGLE SCOUT {LC2945/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8286

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING EDWARD P. CODEGA ON ATTAINING THE RANK OF EAGLE SCOUT {LC2943/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8287

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING PERRY TYLER SCHIFF ON ATTAINING THE RANK OF EAGLE SCOUT {LC2947/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8288

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING JUSTIN R. COOPER ON ATTAINING THE RANK OF EAGLE SCOUT {LC2942/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8289

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING MATTHEW GAMACHE ON ATTAINING THE RANK OF EAGLE SCOUT {LC2941/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8290

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING CHRIS SCAGOS ON ATTAINING THE RANK OF EAGLE SCOUT {LC2948/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8291

BY Malik, Story, Menard, Ucci, Smith

ENTITLED, HOUSE RESOLUTION CONGRATULATING ETHAN A. SELINGER ON ATTAINING THE RANK OF EAGLE SCOUT {LC2939/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

House Resolution No. 8292**BY** Malik, Story, Menard, Ucci, Smith**ENTITLED**, HOUSE RESOLUTION CONGRATULATING ZACHARY LUTHER ON ATTAINING THE RANK OF EAGLE SCOUT {LC2940/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Story, Menard, Ucci, Loughlin and Moffitt by unanimous consent, on a voice vote.

RULE 17

The following bills were received pursuant to Rule 17:

Representative Lima-An Act relating to Business and Professions

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 2448**BY** Levesque C, Lenihan**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --

MANAGEMENT AND DISPOSAL OF STATE PROPERTY (would establish a system for the public disclosure and management of state properties by the state properties committee, and the secretary of state shall compile and make available all lists for public inspection) {LC589/1}

05/14/2008 Referred to House Corporations

Senate Bill No. 2601 SUB A as amended**BY** Pichardo, Jabour, Felag, Issa, Miller**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED

ACTIVITIES (require licensed "check cashers" to provide notice to customers of alternative lending options) {LC1806/3/A}

05/14/2008 Referred to House Corporations

Senate Resolution No. 2951**BY** Raptakis, Levesque C, McCaffrey, Maselli, Blais**ENTITLED**, SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO AUTHORIZE AIRLINE PASSENGERS RIGHTS LEGISLATION {LC2689/1}

05/14/2008 Referred to House Constituent Services

Senate Resolution No. 2952**BY** Perry, Goodwin, Doyle, Tassoni, Alves**ENTITLED**, JOINT RESOLUTION IN SUPPORT OF A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 2010 {LC2697/1}

05/14/2008 Referred to House Constituent Services

Senate Resolution No. 2970**BY** Ciccone, Miller, Metts, Pichardo, Ruggerio**ENTITLED**, SENATE RESOLUTION RESPECTFULLY REQUESTING THAT THE UNITED STATES CONGRESS ADOPT AN EMERGENCY APPROPRIATION FOR PROJECT-BASED SECTION 8 HOUSING {LC2781/1}

05/14/2008 Referred to House H.E.W.

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 14, 2008:**1 2008-H 7441****BY DeSimone****ENTITLED**, AN ACT RELATING TO INSURANCE -- ENTERAL NUTRITION PRODUCTS

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 15, 2008.

2 2008-H 8041 SUB A**BY Fox****ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- LABOR AND PAYMENT OF DEBTS BY CONTRACTORS

Committee on Labor 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 Thursday, May 15, 2008.

3 2008-H 7301 SUB A**BY McCauley****ENTITLED**, AN ACT RELATING TO SPORTS RACING AND ATHLETICS -- MIXED MARTIAL ARTS

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 Wednesday, May 28, 2008.

4 2008-H 8127**BY Coderre E****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES

Committee on Corporations recommends passage.

Representative Coderre moves passage of the act, seconded by Representatives Rose, Kennedy, Watson, Trillo and O'Neill.

Read and passed, on a roll call vote, 44 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Church, Coderre, Corvese, Costantino, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, O'Neill, Petrarca, Rice, Rose, Savage, Schadone, Serpa, Singleton, Slater, Sullivan, Trillo, Vaudreuil, Watson, Williams, Winfield.

NAYS - 0.

5 2008-H 7421 SUB A**BY Ajello****ENTITLED,** AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION

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

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

Representatives Gorham, Ajello, and Lally discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 15, 2008.

6 2008-H 7771**BY Moffitt****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
AGGRESSIVE DRIVING

Committee on Judiciary recommends passage.

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

Read and passed, on a roll call vote, 46 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 46: The Honorable Speaker Murphy and Representatives Almeida, Brien, Caprio, Carter, Church, Coderre, Corvese, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Lally, Lewiss, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Petrarca, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Vaudreuil, Williams, Winfield.

NAYS - 1: Representative O'Neill.

REQUESTS

Representatives Gorham and Mumford request the journal to reflect that if they had voted on (08-H 7771), they would have voted in the affirmative.

7 2008-H 7754

BY Gorham

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- CHILD
SUPPORT ENFORCEMENT

Committee on Judiciary recommends passage.

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

Representatives Watson and Gorham discuss the act.

Read and passed, on a roll call vote, 43 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 43: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Kennedy, Lewiss, Loughlin, Malik, Mattiello, McManus, Melo, Menard, Mumford, O'Neill, Rose, Savage, Segal, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Vaudreuil, Watson, Williams, Winfield.

NAYS - 4: Representatives Diaz, McNamara, Petrarca, Serpa.

REQUESTS

Representatives Gemma, Rice and Jackson request the journal to reflect that if they had voted on (08-H 7754), they would have voted in the affirmative.

Representative Serpa requests the journal to reflect that she had voted incorrectly on (08-H 7754) she should have voted in the affirmative.

8 2008-H 7747 SUB A

BY Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

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

Representatives O'Neill and Ehrhardt discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, Savage, Schadone, Segal, Serpa, Singleton, Slater, Story, Trillo, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 4: Representatives Diaz, O'Neill, Petrarca, Sullivan.

9 2008-H 7980 SUB A

BY Scott

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
LEVY AND SALE ON EXECUTION

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Lally, Lewiss, Loughlin, Malik, Mattiello, McManus, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Shanley, Singleton, Story, Sullivan, Trillo, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 0.

10 2008-H 7457 SUB A

BY Ajello

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

Committee on Judiciary 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 Wednesday, May 28, 2008.

11 2008-H 8023

BY Ehrhardt

ENTITLED, AN ACT RELATING TO ELECTIONS -- NORTH KINGSTOWN

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Carter, Ehrhardt, and many other members of the House.

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, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Singleton, Slater, Story, Trillo, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

12 2008-H 7979

BY Scott

ENTITLED, AN ACT RELATING TO FIDUCIARIES - POWERS OF FIDUCIARIES

Committee on Judiciary recommends passage.

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

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, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Singleton, Story, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

13 2008-H 7817 SUB A**BY Handy****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- PUBLIC ASSISTANCE ACT**

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

Representative Handy moves passage of the act, seconded by Representative Ajello.

By unanimous consent, Representative Handy seconded by Representative Ajello offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2008 -- H 7817 SUBSTITUTE A

AN ACT RELATING TO HUMAN SERVICES -- PUBLIC ASSISTANCE ACT

Mr. Speaker:

I hereby move to amend 2008 -- H 7817 SUBSTITUTE A, entitled "AN ACT RELATING TO HUMAN SERVICES -- PUBLIC ASSISTANCE ACT", as follows:

On page 2, by deleting lines 8 and 9 and inserting in place thereof the following language: "visit; or (2) require the appearance of an eligible person who has been excused from appearing for reasons outlined in the regulations."

Respectfully submitted,

REPRESENTATIVE MCNAMARA

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LC01162/2

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Representatives Handy, Watson, and Gorham discuss the amendment.

The motion to amend prevails on a roll call vote 56 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 56: 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, Handy, Jackson, Kennedy, Lally, Lewiss, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Schadone, Segal, Serpa, Shanley, Slater, Story, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Gorham, Mumford, Singleton, Watson.

Representatives Caprio, Handy, Diaz, Watson, Fox, Baldelli-Hunt, Singleton, Trillo, Corvese, Amaral, McNamara and Gorham discuss the act, as amended.

Representative Williams rises on a point of order for Representative Gorham to speak germane to the act, as amended. The Honorable Speaker Murphy rules for Representative Gorham to speak germane to the act, as amended.

Representatives Gorham, Slater, Coderre, Jacquard and Almeida continue discussion on the act, as amended.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 13 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Slater, Smith, Sullivan, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 13: Representatives Amaral, Coaty, Ehrhardt, Gorham, Long, Loughlin, McManus, Menard, Moffitt, Story, Trillo, Ucci, Watson.

With the agreement of the Majority and the Minority, Representative Coderre moves to bundle items 14-18 on today's Calendar. There is no objection.

14 2008-H 8120

BY Coderre E

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Municipal Government recommends passage.

15 2008-H 8132

BY Coderre E

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES

THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM
FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Municipal Government recommends passage.

16 2008-H 8133

BY Coderre E

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$700,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Municipal Government recommends passage.

17 2008-H 8134

BY Coderre E

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Municipal Government recommends passage.

18 2008-H 8136

BY Coderre E

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$200,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010

Committee on Municipal Government recommends passage.

Representative Coderre moves passage of the bundle, seconded by Representatives Rose, Kilmartin, Dennigan, O'Neill and McManus.

Representatives Gorham and Coderre discuss the acts.

The bundle of items 14-18, is read and passed, 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, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Schadone, Segal, Serpa, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 0.

19 2008-H 8027

BY Lima

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 15, 2008.

On suggestion of Majority Leader Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Thursday, May 15, 2008..

TRANSMITTAL

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

ANNOUNCEMENTS

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 Malik thanks the Rhode Island Commercial Fisherman Association for providing food outside the Chamber today.

Representative Story announces today is the last day for her intern, Emily Croke, a student at Bay View Academy.

GUESTS

Representative Handy welcomes to the House Chamber as guests Our Future R.I., -Craig Auster, Adam Axler, Gregory Caplan, Christina Purpura, Carly Rush, and Megan Smith.

Representative Slater welcomes to the House as a guest Margaret Holland McDuff, CEO of Family Services, RI.

The Honorable Speaker Murphy and Representative Slater welcome to the House as a guest former Representative Melvoid Benson.

The Honorable Speaker Murphy welcomes to the House Chamber as a guest Representative Christopher Pearson from Vermont.

ADJOURNMENT

At 5:52 o'clock P.M. on motion of Representative Mattiello, and as a further mark of respect to the memories of Kevin R. Proulx and Karen Iacampo Conte; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ARTHUR J. CORVESE

Lord may it be Thy will, not our own, which governs our deliberations this day. Amen

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MAY 15, 2008:

1 2008-H 7441**BY DeSimone****ENTITLED,** AN ACT RELATING TO INSURANCE -- ENTERAL NUTRITION PRODUCTS

Committee on Corporations recommends passage.

2 2008-H 8041 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- LABOR AND PAYMENT OF DEBTS BY CONTRACTORS

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

3 2008-H 8027**BY Lima****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES

Committee on Judiciary recommends passage.

4 2008-H 7421 SUB A**BY Ajello****ENTITLED,** AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION

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

5 2008-H 7583**BY Almeida****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURES -- SENTENCING AND EXECUTION

Committee on Judiciary recommends passage.

6 2008-H 7826**BY Mattiello****ENTITLED,** AN ACT RELATING TO ELECTIONS -- CAMPAIGN FINANCE LAWS

Committee on Judiciary recommends passage.

7 2008-H 7512**BY Serpa****ENTITLED,** AN ACT RELATING TO PROPERTY -- CONDOMINIUM LAW

Committee on Corporations recommends passage.

8 2008-H 7398 SUB A**BY Ucci****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL
REGULATORY PROVISIONS -- UNFAIR SALES PRACTICESCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**9 2008-H 7437 SUB A****BY Caprio D****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGESCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**10 2008-H 8186****BY Kennedy****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF DEVEREAUX ELECTRIC, INC.

Committee on Constituent Services recommends passage.

11 2008-H 7354 SUB A**BY Fellela****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -
PERMIT PROGRAM FOR CATSCommittee on Health, Education & Welfare recommends indefinite postponement of the
original bill and passage of Substitute A.**12 2008-S 2880****BY Goodwin****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

13 2008-S 2897**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

14 2008-S 2973**BY Levesque C****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

15 2008-S 2847**BY Algieri****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE NICK VUONO CHARITY FUND, INC.

Committee on Constituent Services recommends passage in concurrence.

16 2008-S 2918**BY Cote****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF KATHMANDU, LTD.

Committee on Constituent Services recommends passage in concurrence.

17 2008-S 2038 SUB A**BY Walaska****ENTITLED,** JOINT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO OPPOSE OPTIONAL FEDERAL CHARTER LEGISLATION

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

18 2008-S 2067**BY Ciccone****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- TRAVEL AGENCIES

Committee on Corporations recommends passage in concurrence.

19 2008-S 2095 SUB A**BY Sosnowski****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES

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

20 2008-S 2404**BY Blais****ENTITLED,** AN ACT RELATING TO INSURANCE -- LONG TERM CARE
INSURANCE

Committee on Corporations recommends passage in concurrence.

21 2008-S 2414 SUB A**BY Alves****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE --
COPAYMENTS

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

22 2008-S 2445 SUB B**BY Walaska****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND
PARTNERSHIP - RHODE ISLAND UNIFORM SECURITIES ACT

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

23 2008-S 2446 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO INSURANCE

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

24 2008-S 2598 SUB A**BY Bates****ENTITLED,** AN ACT RELATING TO PROPERTY-- REVERSE MORTGAGES

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

25 2008-S 2602**BY Breene****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage in concurrence.

26 2008-S 2800 SUB A**BY Ruggerio****ENTITLED,** AN ACT RELATING TO INSURANCE

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

IN ORDER FOR TUESDAY, MAY 20, 2008:

1 2008-H 7222 SUB A

BY Malik

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALES

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

2 2008-H 7256 SUB A

BY Walsh

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY METHAMPHETAMINE USE AND
RHODE ISLAND GENERAL LAW AS IT PERTAINS TO CRIMES
RELATING TO METHAMPHETAMINE ABUSE

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

3 2008-H 8262 SUB A

BY Rice

ENTITLED, AN ACT RELATING TO JOINT COMMITTEE ON LEGISLATIVE
SERVICES

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

4 2008-H 7962 SUB A

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HOSPITAL
INFECTION DISCLOSURE ACT

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

5 2008-H 7569 SUB A

BY Giannini

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

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

6 2008-S 2454 SUB B**BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
REAL ESTATE SALES DISCLOSURES

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

7 2008-S 2222**BY Tassoni****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

Committee on Health, Education & Welfare recommends passage in concurrence.

8 2008-S 2284**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO HEALTH CARE QUALITY PROGRAM --
MONITORING THE OCCURRENCE OF PRESSURE ULCERS IN
HEALTH CARE FACILITIES

Committee on Health, Education & Welfare recommends passage in concurrence.

9 2008-S 2483**BY Algieri****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- OFFICE OF
STATE MEDICAL EXAMINERS

Committee on Health, Education & Welfare recommends passage in concurrence.

IN ORDER FOR WEDNESDAY, MAY 21, 2008:**1 2008-H 7767****BY Mattiello****ENTITLED,** AN ACT RELATING TO ELECTIONS -- ELECTION MATERIAL
AUTHORSHIP

Committee on Judiciary recommends passage.

IN ORDER FOR THURSDAY, MAY 22, 2008:**1 2008-H 7975****BY Lewiss****ENTITLED,** AN ACT RELATING TO TAXATION -- ESTATE AND TRANSFER
TAXES -- LIABILITY AND COMPUTATION

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, MAY 28, 2008:

1 2008-H 7301 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO SPORTS RACING AND ATHLETICS --
MIXED MARTIAL ARTS

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

2 2008-H 7457 SUB A

BY Ajello

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

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

Francis P. McCabe
Clerk of the House

Wednesday, May 14, 2008