

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. 54

Wednesday, May 28, 2008

Fifty-fourth Day

The House of Representatives meets at the State House in Providence, Wednesday, May 28, 2008 and is called to order at 4:32 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, 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, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

ABSENT - 4: Representatives Church, Jackson, Ucci, Winfield.

INVOCATION

The Honorable Speaker presents Representative Rice 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 27, 2008 is approved as printed.

ANNOUNCEMENT

Representative Raymond Church will be unable to attend session Wednesday, May 28, 2008.

REPORTS OF COMMITTEE**COMMITTEE ON MUNICIPAL GOVERNMENT**

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

Senate Bill No. 2055 SUB A

BY Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ENABLING WESTERLY TO ENACT ORDINANCES (would enable the town of Westerly to adopt ordinances which penalize property owners who would fail to complete construction of buildings on their property within a reasonable time as set by the town council) {LC255/1/A}

05/28/2008 Placed on House Calendar

Senate Bill No. 2962

BY Sosnowski

ENTITLED, AN ACT TOWNS AND CITIES -- ORDINANCES {LC2761/1}

05/28/2008 Placed on House Calendar

NEW BUSINESS

House Bill No. 8325

BY Gallison

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC2935/1}

05/28/2008 Introduced, referred to House Corporations

House Bill No. 8326

BY Walsh

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DESIGNERS OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS {LC2963/1}

05/28/2008 Introduced, referred to House Corporations

House Bill No. 8327

BY Gallison

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2981/1}

05/28/2008 Introduced, referred to House Finance

House Bill No. 8328**BY** Gallison**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2982/1}

05/28/2008 Introduced, referred to House Judiciary

RULE 17**The following bills were received pursuant to Rule 17:**

Representative Gallison-An Act relating to Alcoholic Beverages

Representative Gallison-An Act relating to Solemnization of Marriages

Representative Gallison-An Act relating to taxation-levy and assessment of local taxes

Representative Walsh-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. 2189 SUB A as amended**BY** Perry, Sosnowski, Miller, Levesque C, Goodwin**ENTITLED**, AN ACT RELATING TO HEALTH INSURANCE OVERSIGHT (specify that reimbursement for professional providers for mental illness coverage shall be comparable to the amount paid for similar medical services) {LC977/1/A}

05/28/2008 Referred to House Corporations

Senate Bill No. 2152**BY** Connors, Issa**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (authorize the Cumberland town council to issue full and limited class B licenses/holder of the license would not be permitted to transfer to another party, nor would the license holder be permitted to change the location of the licensed establishment) {LC1073/1}

05/28/2008 Referred to House Corporations

Senate Bill No. 2954 SUB A**BY** Goodwin, Raptakis**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC2650/1/A}

05/28/2008 Referred to House Corporations

Senate Bill No. 2940 SUB A as amended

BY Connors, Moura, DaPonte, Lenihan, Ciccone

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --

ACQUISITION OF LAND (chief purchasing officer to maintain a registry of leases entered into by the state would have to be maintained on the division's website. All leases entered into would be required to be included on the website within 24 hours of their execution)

{LC2382/2/A}

05/28/2008 Referred to House Finance

Senate Bill No. 2942 SUB A

BY Lenihan, Sosnowski, Sheehan, Levesque C, Ciccone

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE

PURCHASES (would require any contract that increases more than ten percent (10%) or has a material change to one or more terms to be re-bid) {LC2391/1/A}

05/28/2008 Referred to House Finance

Senate Bill No. 2948 SUB A as amended

BY Sosnowski, Lenihan, Ciccone, Levesque C, Sheehan

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE

PURCHASES (would require determinations in state purchasing to be posted on an official website maintained under the chief purchasing officer) {LC2495/1/A}

05/28/2008 Referred to House Finance

Senate Bill No. 2096 SUB A

BY Tassoni, Sosnowski, Fogarty P, Issa

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- DOGS

{LC745/2/A}

05/28/2008 Referred to House H.E.W.

Senate Bill No. 2029 as amended

BY Issa, Connors

ENTITLED, AN ACT RELATING TO ELECTIONS - LOCAL REFERENDA AND

BOARDS (require local boards of canvassers to notify and educate voters of all local referendum and bond question elections.) {LC49/1}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2941 SUB A

BY Levesque C, Moura, Blais, Sheehan, Lenihan

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -

ADMINISTRATIVE PROCEDURE (would require that agencies, when reviewing their rules, consider whether the rules are consistent with current practices, procedures and applicable statutes, and that all reviewed rules be reviewed every five (5) years) {LC2384/2/A}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2421**BY** McCaffrey

ENTITLED, AN ACT RELATING TO ELECTIONS -- MAIL BALLOTS (would permit members of the board of canvassers to appoint its members or employees to witness mail ballot votes, in the absence of a bipartisan supervisors appointed by the state board of elections) {LC1481/1}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2081**BY** Perry, Connors, Doyle, Sosnowski, Levesque C

ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS (authorize persons sixteen (16) and seventeen (17) years of age who preregister to vote to automatically be registered upon reaching age eighteen (18) {LC728/1}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2112**BY** Connors, DaPonte, Gallo, Goodwin, Doyle

ENTITLED, AN ACT RELATING TO ELECTIONS (would join Rhode Island in an agreement interstate compact to elect the president and vice president by national popular vote.) {LC778/1}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2141 SUB A**BY** Issa, Lenihan, Cote, Metts, Pichardo

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- LEVY AND SALE ON EXECUTION (change the homestead exemption from three hundred thousand dollars (\$300,000) in land and buildings to four hundred thousand dollars (\$400,000) {LC845/1/A}

05/28/2008 Referred to House Judiciary

Senate Bill No. 2912**BY** Paiva-Weed

ENTITLED, AN ACT RELATING TO PROPERTY -- ESTATES IN REAL PROPERTY (would provide that the limitation of restrictive covenants would not apply to any covenants and/or restrictions initially created by the Commerce Oil Refining Corporation with respect to land in the town of Jamestown) {LC2613/1}

05/28/2008 Referred to House Municipal Government

Senate Bill No. 3011**BY** Breene

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (would authorize the Town of Richmond to enact a noise abatement ordinance and establish the parameters of said ordinance.) {LC2788/1}

05/28/2008 Referred to House Municipal Government

Senate Bill No. 2913**BY** Tassoni**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- GENERAL POWERS (would authorize the town council of the Town of Smithfield to establish a municipal court in said town) {LC2622/1}

05/28/2008 Referred to House Municipal Government

Senate Bill No. 2855 SUB A**BY** Sosnowski, Lenihan, Sheehan, McCaffrey, Raptakis**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - SEPARATION OF POWERS - COASTAL RESOURCES MANAGEMENT COUNCIL (change how members to the Coastal Resource Management Council are appointed to comply with the Separation of Powers Constitutional Amendment) {LC768/1/A}

05/28/2008 Referred to House Separation of Powers

Senate Resolution No. 3025**BY** Connors**ENTITLED**, JOINT RESOLUTION WELCOMING THE 2007 MISS AMERICA LAUREN NELSON TO THE STATE OF RHODE ISLAND AND THANKING HER, COX COMMUNICATIONS NEW ENGLAND, AND THE BOYS AND GIRLS CLUBS FOR THEIR EFFORTS ON BEHALF OF CHILDREN AND INTERNET SAFETY {LC2971/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Kilmartin seconded by Representative Trillo by unanimous consent, on a voice vote.

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 28, 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 3, 2008.

2 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.

By unanimous consent, Majority Leader Fox moves to recommit to the Committee on Corporations. There is no objection.

Read and recommitted to the Committee on Corporations.

3 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 Tuesday, June 3, 2008.

4 2008-H 7809 SUB A**BY Segal****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
RENEWABLE ENERGY STANDARD

Committee on Environment and Natural Resources 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 29, 2008.

5 2008-H 7916 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Environment and Natural Resources 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 29, 2008.

6 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.

Representative Kennedy moves passage of the act, seconded by Majority Leader Fox.

By unanimous consent, Representative Kennedy, seconded by Majority Leader Fox offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2008 -- S 2446 SUBSTITUTE A

AN ACT RELATING TO INSURANCE

Mr. Speaker:

I hereby move to amend 2008 -- S 2446 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE", as follows:

(1) On page 5, line 32 by deleting the word "identified" and inserting in place thereof the word "identified".

(2) On page 6, line 32 by deleting the word "the" following the word "conducted".

(3) On page 7, line 20 by deleting the word "extend" and inserting in place thereof the word "extent".

(4) On page 8, line 7 by deleting the word "fore" and inserting in place thereof the word "for".

(5) On page 8, line 23 by deleting the word "product" and inserting in place thereof the word "produce".

(6) On page 9, line 33 by deleting the word "form" and inserting in place thereof the word "from".

(7) On page 10, line 23 by deleting the word "he" and inserting in place thereof the word "the".

(8) On page 12, line 12 by deleting the word "an" and inserting in place thereof the word "any".

(9) On page 13, line 18 by deleting the word "to" and inserting in place thereof the word "of".

(10) On page 14, line 2, by inserting the following punctuation and language following the word "examined" ", including the total cost of all persons contracted by the commissioner pursuant to this chapter to supplement in-house staff,".

(11) On page 14, line 2 by adding the following language before the period "(.)" " or in subsection 27-13.1-4(d) as applicable".

(12) On page 14, line 21 by deleting the word "Nation" and inserting in place thereof the word "National".

(13) On page 14, line 25 by deleting the word "abased" and inserting in place thereof the word "based".

Respectfully submitted,

REPRESENTATIVE KENNEDY

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LC01829/6
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Representative Kennedy discusses the amendment.

The motion to amend prevails on a roll call vote 67 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

Representatives Mumford and Kennedy discuss 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, 60 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McNamara, Melo, Menard, Moffitt, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 7: Representatives Gorham, Loughlin, McManus, Mumford, Story, Trillo, Watson.

7 2008-S 2700

BY Maselli

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANTIARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL

OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ANROL D DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULVDARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Smith.

By unanimous consent, Majority Leader Fox seconded by Representative Gallison offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2008 -- S 2700

AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANTIARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ANROL D DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULVDARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR

Mr. Speaker:

I hereby move to amend 2008 -- S 2700, entitled "AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANTIARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ANROL D DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULVDARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND

AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR", as follows:

(1) On page 1, line 2 of the title of the act by deleting the word "SANTIARY" and inserting in place thereof the word "SANITARY".

(2) On page 1, line 4, of the title of the act by deleting the word "ANROLD" and inserting in place thereof the word "ARNOLD".

(3) On page 1, line 8, of the title of the act by deleting the word "BOULDVARD" and inserting in place thereof the word "BOULEVARD."

(4) On page 1, line 4, by deleting the word "issued" and inserting the word "issue" in place thereof.

(5) On page 3, line 17, by deleting the word "provide" and inserting in place thereof the word "provided".

(6) On page 5, line 2, by deleting the word "own" and inserting in place thereof the word "town".

(7) On page 5, line 6, by deleting the word "reach" and inserting in place thereof the word "each".

(8) On page 6, line 9, by deleting the word "PRESEOCTT" and inserting in place thereof the word "PRESCOTT".

(9) On page 7, line 2, of the title of the act by deleting the word "SANTIARY" and inserting in place thereof the word "SANITARY".

(10) On page 7, line 4, of the title of the act by deleting the word "ANROLD" and inserting in place thereof the word "ARNOLD".

(11) On page 7, line 8, of the title of the act by deleting the word "BOULDVARD" and inserting in place thereof the word "BOULEVARD".

(12) On page 7, line 7 by deleting the uncapitalized word "court" and inserting in place thereof the initial capitalized word "Court".

Respectfully submitted,

REPRESENTATIVE FOX

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LC02330/2
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Majority Leader Fox discusses the amendment.

The motion to amend prevails on a roll call vote 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 64 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Raymond E. Gallison, Jr., State Representative, District 69, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: (08-S 2929, in concurrence)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a member of the Board of Directors of the Bristol Animal Shelter.
3. (Complete and (A.) or (B.) and cross out whichever does not apply
B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

RAYMOND E. GALLISON, JR.
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 28th day of May, 2008.

JON D. BRIEN
NOTARY PUBLIC

Representative Gallison is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
SPEAKER OF THE HOUSE OF REPRESENTATIVES

8 2008-S 2929

BY Levesque C

ENTITLED, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE

Committee on Municipal Government recommends passage in concurrence.

Representative McCauley moves passage of the act, seconded by Representative Gablinske.

By unanimous consent, Majority Leader Fox, seconded by Representative McCauley, Gablinske and Pacheco offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2008 -- S 2929

AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE

Mr. Speaker:

I hereby move to amend 2008 -- S 2929, entitled "AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE", as follows:

(1) On page 1, line 13, by deleting the word "principle" and inserting in place thereof the word "principal".

(2) On page 1, line 15, by deleting the word "principle" and inserting in place thereof the word "principal".

(3) On page 2, line 10, by deleting the word "principle" and inserting in place thereof the word "principal".

(4) On page 2, line 15, by deleting the word "Their" and inserting in place thereof the word "The".

(5) On page 2, line 31, by deleting the word "principle" and inserting in place thereof the word "principal".

(6) On page 3, line 20, by deleting the word "principle" and inserting in place thereof the word "principal".

(7) On page 3, line 26, by deleting the word "principle" and inserting in place thereof the word "principal".

(8) On page 3, line 31, by deleting the word "exempted" and inserting in place thereof the word "exempt".

(9) On page 3, line 34, by deleting the word "principle" and inserting in place thereof the word "principal".

(10) On page 4, line 12, by deleting the word "inconstancy" and inserting in place thereof the word "inconsistency".

Respectfully submitted,

REPRESENTATIVE FOX

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LC02640/2

The motion to amend prevails on a roll call vote 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

Representative Gorham discusses the act as amended.

Read and passed, as amended, on a roll call vote, 62 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Flaherty, Fox, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento,

Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 4: Representatives Carter, Gorham, Moffitt, Watson.

9 2008-S 2369 SUB B

BY Fogarty P

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - - GENERAL PROVISIONS

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and the Substitute A and passage of Substitute B.

Representative Malik moves passage of the act, seconded by Representatives Sullivan and Pacheco.

Representatives Watson, Malik and Loughlin discuss the act.

The bill marked Substitute "B" is read and passed and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

10 2008-S 2881 SUB B

BY Gibbs

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and the Substitute A and passage of Substitute B.

Representative Malik moves passage of the act, seconded by Representatives Fox, Rice and Carter.

Representatives Watson and Malik discuss the act.

The bill marked Substitute “B” is read and passed and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

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

NAYS - 0.

ANNOUNCEMENTS

The Honorable Speaker Murphy wishes Representative Carol Mumford and her husband Richard a Happy Anniversary.

Representative Corvese announces that the Committee on Labor will meet at 6:00 o'clock P.M. at the Knights of Columbus Hall on Volturno Street, in North Providence.

Representative Pacheco announces that the Committee on Municipal Government will meet at the rise of the House, in Room 205 of the State House

Representative Giannini wishes Ann Gemma, wife of Representative Gemma, get well wishes.

ADJOURNMENT

At 5:00 o'clock P.M. on motion of Representative McNamara, and as a further mark of respect to the memory of John G. Earle; on motion of Representative McManus, and as a further mark of respect to the memory of Mark A. Ring; on motion of Representatives Walsh and Carter and as a further mark of respect to the memory of Angelo “Sunny” Falcone; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE AMY G. RICE

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 THURSDAY, MAY 29, 2008:

1 2008-H 7809 SUB A**BY Segal****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
RENEWABLE ENERGY STANDARD

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A.

2 2008-H 7916 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Environment and Natural Resources 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 7437 SUB A**BY Caprio D****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

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

5 2008-H 7149 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO PROPERTY - MORTGAGE
FORECLOSURE AND SALE

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

6 2008-H 7051**BY Kennedy****ENTITLED,** AN ACT RELATING TO TAXATION - VETERANS' BENEFITS -
WESTERLY

Committee on Finance recommends passage.

7 2008-H 8314

BY McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

8 2008-H 8299

BY Handy

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

9 2008-H 7662

BY Diaz

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

Committee on Judiciary recommends passage.

10 2008-S 2964

BY Bates

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

11 2008-S 2373

BY Gibbs

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

Committee on Judiciary recommends passage in concurrence.

12 2008-S 2336

BY McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS

Committee on Judiciary recommends passage in concurrence.

13 2008-S 2027 as amended

BY Bates

ENTITLED, AN ACT RELATING TO PROPERTY

Committee on Judiciary recommends passage as amended in concurrence.

14 2008-S 2232**BY Metts****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage in concurrence.

15 2008-S 2317**BY McCaffrey****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS --
SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

16 2008-S 2604 SUB A**BY Goodwin****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND
PARTNERSHIPS -- RHODE ISLAND NONPROFIT CORPORATION
ACTCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A in concurrence.**IN ORDER FOR TUESDAY, JUNE 3, 2008:****1 2008-H 7222 SUB A****BY Malik****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALESCommittee on Judiciary 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 POLICECommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.**3 2008-S 2055 SUB A****BY Algieri****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ENABLING
WESTERLY TO ENACT ORDINANCES

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

4 2008-S 2962

BY Sosnowski

ENTITLED, AN ACT TOWNS AND CITIES -- ORDINANCES

Committee on Municipal Government recommends passage in concurrence.

Francis P. McCabe
Clerk of the House

Wednesday, May 28, 2008