

# State of Rhode Island and Providence Plantations

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## **JOURNAL** -OF THE- **HOUSE OF REPRESENTATIVES**

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**JANUARY SESSION** of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the first day of January in the year of Our Lord two thousand and eight.

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Volume 135, No. 60

Thursday, June 12, 2008

Sixtieth Day

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The House of Representatives meets at the State House in Providence, Thursday, June 12, 2008 and is called to order at 4:35 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 71 members present and 3 members absent as follows:

PRESENT - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, 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, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 3: Representatives Diaz, Scott, Smith.

### **INVOCATION**

The Honorable Speaker presents Representative Gemma who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.)

### **APPROVAL OF RECORD**

By unanimous consent, the House Journal of Wednesday, June 11, 2008 is approved as printed.

**ANNOUNCEMENTS**

Representative Steven F. Smith is out of town attending an education conference and therefore unable to attend session Thursday, June 12, 2008.

Representative Grace Diaz will be unable to attend session Thursday, June 12, 2008. Her son & wife are expecting a baby.

**REPORTS OF COMMITTEES****COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

Representative Malik, for the Committee on Environment and Natural Resources, reports back the following measures, with recommendation of passage:

**Senate Bill No. 2852** SUB A as amended  
**BY** Montalbano J, Algieri, Walaska, Levesque C, Bates  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION (develop an organizational structure to provide Rhode Island with the full benefits of cost-effective renewable energy development) {LC2466/1/A}  
06/12/2008 Placed on House Calendar

**Senate Bill No. 2851** SUB A as amended  
**BY** Montalbano J, Miller, Algieri, Sosnowski, Raptakis  
**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD (establish net metering to measure the difference between electricity delivered by an electrical distribution company and electricity generated by a solar or wind net metering facility) {LC2465/1/A}  
06/12/2008 Placed on House Calendar

**Senate Bill No. 2849** SUB B  
**BY** Montalbano J, Moura, Algieri, Sosnowski, Raptakis  
**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (create long-term contracting standards for the development of renewable energy) {LC1688/1/B}  
06/12/2008 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. 7370 SUB A****BY** Carter, Gemma, Gallison, Malik, Fellela**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --

DEPARTMENT OF VETERANS' AFFAIRS (create a new Dept of Veterans' Affairs to assume control of veterans' affairs in RI/require the dept of human services to report recommendations to the house/senate finance committees on the implementation of chapter 42-150) {LC405/1/A}

06/12/2008 Placed on House Calendar

**House Bill No. 7882****BY** Kilmartin**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --

SUPERSEDEAS BONDS (require a supersedeas bond of all appellants collectively not to exceed (\$50,000,000) regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1564/1}

06/12/2008 Placed on House Calendar

**House Bill No. 8261 SUB A****BY** Carter, Corvese, Scott, Gallison, Gemma**ENTITLED,** AN ACT RELATING TO REGISTRATION OF MOTOR VEHICLES --

VETERANS' PLATES ( would permit a widow(er) of a veteran who would have been eligible for a veteransÆ plate, but for his or her death prior to the enactment of this section 1988 to now be eligible for a veteransÆ plate.) {LC2849/1/A}

06/12/2008 Placed on House Calendar

**NEW BUSINESS****House Bill No. 8367****BY** Rice, Jackson, Gallison, Coaty, Long**ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

{LC3071/1}

06/12/2008 Introduced, referred to House Corporations

**House Bill No. 8368****BY** Williams, Fox**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE

PURCHASES {LC3095/1}

06/12/2008 Introduced, referred to House Finance

**House Bill No. 8369****BY** Slater, Diaz, Naughton, Williams, Segal**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --

CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS AND INFORMATION ACT {LC2759/1}

06/12/2008 Introduced, referred to House H.E.W.

**House Bill No. 8370****BY** Handy**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3096/1}

06/12/2008 Introduced, referred to House Judiciary

**House Bill No. 8371****BY** Lima, Palumbo**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, CONSTRUCTION AND REHABILITATION OF DRAINAGE IMPROVEMENTS, AND THE REMEDIATION AND MITIGATION OF DRAINAGE AND FLOODING PROBLEMS, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3052/1}

06/12/2008 Introduced, referred to House Municipal Government

**House Bill No. 8372****BY** Williamson**ENTITLED**, AN ACT TO INCORPORATE THE ABBEY LANE CONDOMINIUM ASSOCIATION, INC. WATER DISTRICT {LC3048/1}

06/12/2008 Introduced, referred to House Municipal Government

**House Bill No. 8373****BY** Silva, Vaudreuil**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC3061/1}

06/12/2008 Introduced, referred to House Municipal Government

**House Resolution No. 8374****BY** Singleton, Menard, Ucci, Loughlin**ENTITLED**, HOUSE RESOLUTION CONGRATULATING WILLIAM D. MURPHY, III ON ATTAINING THE RANK OF EAGLE SCOUT {LC3066/1}

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, Loughlin and McNamara by unanimous consent, on a voice vote.

**House Resolution No. 8375****BY** Singleton, Menard, Ucci, Loughlin**ENTITLED**, HOUSE RESOLUTION CONGRATULATING NATHAN N. CABANA ON ATTAINING THE RANK OF EAGLE SCOUT {LC3067/1}

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, Loughlin, Moffitt and McNamara by unanimous consent, on a voice vote.

**House Resolution    No. 8376**

**BY** Gallison

**ENTITLED**, HOUSE RESOLUTION HONORING JAMES ROBERT MCTIGUE ON THE OCCASION OF HIS 85TH BIRTHDAY {LC3130/1}

Representative Gallison requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representatives Malik by unanimous consent, on a voice vote.

**House Resolution    No. 8377**

**BY** Dennigan, Carter, Savage, Shanley, Fox

**ENTITLED**, HOUSE RESOLUTION RENAMING, AMENDING AND EXTENDING THE REPORTING AND EXPIRATION DATES OF A SPECIAL HOUSE COMMISSION TO REVIEW THE PROPOSAL TO MERGE LIFESPAN AND CARE NEW ENGLAND {LC3033/1}

Representative Dennigan requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Dennigan seconded by Representatives Church, Singleton, Kilmartin and many other members of the House by unanimous consent, on a voice vote.

**House Resolution    No. 8378**

**BY** Lally, Shanley

**ENTITLED**, HOUSE RESOLUTION CONGRATULATING HAROLD "CAP" AND SAREBA G. SMITH ON THE OCCASION OF THEIR 50TH WEDDING ANNIVERSARY {LC3093/1}

Representative Shanley requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Shanley seconded by Representatives Lally and Carter by unanimous consent, on a voice vote.

**House Bill        No. 8379**

**BY** Corvese

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3132/1}

Representative Corvese requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Corvese seconded by Representatives Fox and Gorham 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 Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Vaudreuil, Walsh, Winfield.

NAYS - 0.

### REQUEST

Representative Mumford requests the journal to reflect that if she had voted on (08-H 8379), she would have voted in the affirmative.

### TRANSMITTAL

By unanimous consent, (08-H 8379), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

#### **House Bill     No. 8380**

**BY** Malik

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY {LC3091/1}  
06/12/2008 Introduced, referred to House Environment and Natural Resources

#### **House Bill     No. 8381**

**BY** Malik

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY {LC3092/1}  
06/12/2008 Introduced, referred to House Environment and Natural Resources

#### **House Bill     No. 8382 (General Treasurer)**

**BY** Murphy

**ENTITLED**, AN ACT PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - ADMINISTRATION {LC3119/1}  
06/12/2008 Introduced, referred to House Finance

#### **House Bill     No. 8383**

**BY** Mumford

**ENTITLED**, AN ACT PROVIDING FOR THE CONSTRUCTION OF CAPITAL IMPROVEMENTS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND

AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$4,000,000 IN BONDS THEREFOR {LC3118/1}  
06/12/2008 Introduced, referred to House Finance

**House Bill No. 8384**

**BY** Brien, Baldelli-Hunt

**ENTITLED**, AN ACT RELATING TO HOSPITALS {LC3136/1}

06/12/2008 Introduced, referred to House Finance

**House Bill No. 8385**

**BY** Ajello, Handy, Fox, Segal, Walsh

**ENTITLED**, AN ACT RELATING TO EDUCATION {LC3106/1}

06/12/2008 Introduced, referred to House H.E.W.

**RULE 17**

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

Representative Rice-An Act relating to Alcoholic Beverages

Representative Brien-An Act relating to Hospitals

Representative Malik-An Act relating to Health & Safety

**COMMUNICATION FROM THE SENATE**

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

**Senate Bill No. 2806 SUB A**

**BY** Ruggerio

**ENTITLED**, AN ACT RELATING TO EDUCATION -- CHILDREN WITH DISABILITIES (would require local school committees to pay and provide for the education of children with disabilities placed in private schools) {LC2412/1/A}

06/12/2008 Referred to House Finance

**Senate Bill No. 2677 SUB A as amended**

**BY** Perry, Goodwin, Pichardo, Miller, Sosnowski

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (establish the Rhode Island patient safety and quality improvement act of 2008) {LC1643/1/A}

06/12/2008 Referred to House Finance

**Senate Bill No. 2925****BY** Doyle, McBurney, DaPonte

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR, INCLUDING BUT NOT LIMITED TO ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010 {LC2548/1}

06/12/2008 Referred to House Finance

**Senate Bill No. 2475 SUB A****BY** Miller

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHYSICAL THERAPISTS {LC1992/1/A}

06/12/2008 Referred to House H.E.W.

**Senate Bill No. 2455 as amended****BY** Sosnowski

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY (would extend the period for disposal of covered electronic products in a manner other than by recycling or disposal as hazardous waste to December 31, 2008) {LC1864/1}

06/12/2008 Referred to House Environment and Natural Resources

**Senate Bill No. 2628 SUB A****BY** Sosnowski, Miller, Moura, Breene, Revens

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT -- DIVISIONS {LC2013/1/A}

06/12/2008 Referred to House Environment and Natural Resources

**Senate Bill No. 2839 SUB A (OHIC)****BY** Gibbs

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - HEALTH CARE REGULATORY RESOURCES (allow the health insurance commissioner to assess health insurers for the cost necessary for travel, equipment, education and training for personnel performing the required functions of the office of health insurance mmissioner) {LC1969/1/A}

06/12/2008 Referred to House Finance

**Senate Bill No. 3033****BY** Moura

**ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (would allow for limited Class B licenses for certain property located in the state.) {LC2896/1}

06/12/2008 Referred to House Corporations

**Senate Bill No. 3032****BY** Levesque C, Felag, Bates**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES ( would allow the Bristol Town board of licenses to issue a liquor license to the Belvedere Hotel despite being within 200 feet of a place of worship.) {LC2937/1}

06/12/2008 Referred to House Corporations

**Senate Bill No. 2791****BY** Moura**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES ( would authorize the city of Providence to exempt the Wickenden Street area from the provisions of the general laws that prohibits class B, C, or I retail alcohol beverage licenses. {LC865/1}

06/12/2008 Referred to House Corporations

**Senate Bill No. 2866****BY** Gallo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE SERVICES - UTILIZATION REVIEW ACT (would require the department of human services to report to the general assembly by the 15th of January each year, and would also extend the sunset provision to July 1, 2011) {LC2299/1}

06/12/2008 Referred to House H.E.W.

**Senate Bill No. 2043****BY** Tassoni, Doyle, McBurney, Felag**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- REGULATION OF VICIOUS DOGS ( would add the director of the defenders of animals or his or her designee to the hearing panel which decides whether a dog should be declared vicious.) {LC71/1}

06/12/2008 Referred to House H.E.W.

**Senate Bill No. 2709****BY** Doyle, Tassoni, McBurney, Connors**ENTITLED**, AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES (repeal the section, granting certain high school students eligibility to be appointed as a trainee election official in the municipality in which the student resides) {LC2220/1}

06/12/2008 Referred to House Judiciary

**Senate Bill No. 2707** as amended**BY** Doyle, Tassoni, McBurney, Connors**ENTITLED**, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS (allow an election official to appoint not more than 5 students as supervisors/moderators per ward and/or precinct to serve under the direct supervision of the ward and/or precinct board members) {LC2231/1}

06/12/2008 Referred to House Judiciary

**Senate Bill No. 3058****BY** Revens

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES ( would allow the Honorable John M. Greaney, Associate Justice, Commonwealth of Massachusetts to join Karen McCauley and Scott Greggs in marriage within the Town of West Greenwich, Rhode Island on or about October 4, 2008.) {LC3020/1}

06/12/2008 Referred to House Judiciary

**Senate Bill No. 3057****BY** Paiva-Weed

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES ( would allow William Leohning to join Molly McDonough and Peter Walsh in marriage within the Town of Jamestown, Rhode Island on or about August 16, 2008.) {LC2994/1}

06/12/2008 Referred to House Judiciary

**Senate Bill No. 2961****BY** Issa

**ENTITLED,** AN ACT RELATING TO THE 10A VALIDATION AND RATIFICATION OF THE CITY CHARTER OF THE CITY OF CENTRAL FALLS {LC2711/1}

06/12/2008 Referred to House Municipal Government

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR THURSDAY, JUNE 12, 2008:****1 2008-H 7547****BY** Lally

**ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -  
PAY AND ALLOWANCES

Committee on Finance recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Kilmartin, Carter, Ajello, Gallison, Trillo, Savage, Handy, Shanley, San Bento, Moffitt, Gallison, Gemma, Walsh, Mattiello, Giannini, Long and many other members of the House.

Representative Lally and Gorham discuss the act.

Read and passed 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, Church, Coderre, Corvese, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson,

Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**2 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.

The act has been moved and seconded supra.

Representative Menard withdraws his previous amendment

By unanimous consent, Representative Malik, seconded by Representatives Menard, Lally and Long offers a written motion to amend.

**F L O O R   A M E N D M E N T  
T O  
2008 -- H 7222 SUBSTITUTE A**

**AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES**

Mr. Speaker:

I hereby move to amend 2008 -- H 7222 SUBSTITUTE A, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES", as follows:

By deleting all of the language following the enactment clause and insert in place thereof the following language:

"SECTION 1. Sections 3-8-6, 3-8-9, 3-8-10, 3-8-11.1 and 3-8-11.2 of the General Laws in Chapter 3-8 entitled "Regulation of Sales" are hereby amended to read as follows:

3-8-6. Unlawful drinking and misrepresentation by underage persons -- Identification cards for persons twenty-one and older. -- (a) It is unlawful for:

(1) A person who has not reached his or her twenty-first (21st) birthday to enter any premises licensed for the retail sale of alcoholic beverages for the purpose of purchasing or having served or delivered to him or her alcoholic beverages; or

(2) A person who has not reached his or her twenty-first (21st) birthday to consume any alcoholic beverage on premises licensed for the retail sale of alcoholic beverages or to purchase, attempt to purchase, or have another purchase for him or her any alcoholic beverage; or

(3) A person to misrepresent or misstate his or her age, or the age of any other persons, or to misrepresent his or her age through the presentation of any of the following documents:

(i) An armed service identification card, valid passport, the identification card license, or

any other documentation used for identification purposes that may belong to any other person who is twenty-one (21) years or older;

(ii) A motor vehicle operator's license which bears the date of birth of the licensee, and which is issued by this state or any other state;

(iii) A Rhode Island identification card as defined in subsection (b) for the purpose of inducing any licensee or any employee of any licensee, to sell, serve or deliver any alcoholic beverage to a minor.

(b) (1) The administrator of the division of motor vehicles shall issue to any person who has reached his or her twenty-first (21st) birthday a Rhode Island identification card upon payment of a fee of fifteen dollars (\$15.00), and, upon presentation of a certified birth or baptismal certificate, or U.S. or foreign passport, or U.S. naturalization certificate or a valid immigrant or refugee document issued by the United States immigration and naturalization service, including, but not limited to, any one of the following: Form I-551, Form I-94, Form I-688A, and Form I-688, together with a document bearing the applicant's signature.

(2) A person who has reached his or her fifty ninth (59th) birthday is not required to pay the fee.

(3) Each registration card shall be subject to renewal every five (5) years upon payment of a fee of fifteen dollars (\$15.00).

(4) No person who holds an operator's license issued by this state or any other state shall be issued a Rhode Island identification card.

(5) The identification card shall be signed by the administrator of the division of motor vehicles and by the applicant and his or her picture shall appear on the card along with the required information and the card shall be encased in laminated plastic. The card shall be two inches (2") in height and four inches (4") in length and shall be printed in the following form:

#### RHODE ISLAND IDENTIFICATION CARD

Date Issued ..... No. ....

First Name Middle Name Last Name

.....  
Address

#### BIRTH RECORD

Month ..... Day ..... Year .....

Color Color Sex Ht. Wt.

of hair of eyes

Secure

Photo

by Pasting here

.....  
Issued by

Administrator of the Division of Motor Vehicles

.....

.....

.....

Administrator

(6) The identification cards shall be produced at the adult correctional institutions if they have facilities to do so; if the adult correctional institutions have no facilities to do so, then all cards shall be manufactured by the lowest responsible bidder following advertisement for the solicitation of bids.

(7) The identification cards shall be clearly distinguishable from those issued pursuant to

section 3-8-6.1 and operators' and chauffeurs' licenses issued pursuant to title 31.

(8) Any person who has been designated as permanently and totally disabled by the social security administration or who upon certification by an optometrist, ophthalmologist or physician that a holder of a valid and current motor vehicle operator's license is no longer able to operate a motor vehicle, the administrator of the division of motor vehicles shall issue to such person, upon request, a Rhode Island identification card for the unexpired term of such person's motor vehicle operator's license at no additional cost. Thereafter, a renewal of such card shall be subject to the standard renewal charge of fifteen dollars (\$15.00) until such person shall reach his or her fifty-ninth (59th) birthday.

(c) (1) Every retail Class A, B, C, and D licensee shall cause to be kept a book or photographic reproduction equipment which provides the same information as required by the book. That licensee and/or the licensee's employee shall require any person who has shown a document as set forth in this section substantiating his or her age to sign that book or to permit the taking of his or her photograph and indicate what document was presented. Use of the photographic reproduction equipment is voluntary for every Class A, B, C and D licensee.

(2) The sign-in as minor book and photographic reproduction equipment shall be prescribed, published, and approved at the direction and control of the division. The book shall contain at least four hundred (400) pages, shall be uniform throughout the state, and shall be distributed at a cost not to exceed seven dollars (\$7.00).

(3) If a person whose age is in question signs the sign-in as minor book or has a photograph taken before he or she is sold any alcoholic beverage and it is later determined that the person had not reached his or her twenty-first (21st) birthday at the time of sale, it is considered prima facie evidence that the licensee and/or the licensee's agent or servant acted in good faith in selling any alcoholic beverage to the person producing the document as set forth in this section misrepresenting his or her age.

(4) Proof of good faith reliance on any misrepresentation is a defense to the prosecution of the licensee and/or the licensee's agent or servant for an alleged violation of this section.

(d) (1) Any person who violates this section shall be punished for the first offense by a mandatory fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) and ~~may~~ shall be further punished by thirty (30) hours of community service and ~~may~~ shall be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not more than three (3) months~~ thirty (30) days; for the second offense by a mandatory fine of not less than five hundred dollars (\$500) nor more than seven hundred fifty dollars (\$750) and ~~may~~ shall be further punished by forty (40) hours of community service and will be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not more than thirty (30) days~~ three (3) months; and for the third and subsequent offenses by a mandatory fine for each offense of not less than seven hundred fifty dollars (\$750) nor more than one thousand dollars (\$1,000) and ~~may~~ shall be further punished by fifty (50) hours of community service and will be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not less than three (3) months but not more than~~ one year.

(2) Any suspension of an operator's license or driving privilege pursuant to this section shall not operate to affect the insurance rating of the offender and any operator's license or driving privilege suspended pursuant to this section shall be reinstated without further expense upon application.

(e) Within thirty (30) days after this incident the police chief of the city or town where

the incident took place is directed to inform, in writing, the department of business regulation whether or not charges in accordance with this section have been preferred against a person who has not reached his or her twenty-first (21st) birthday and has violated this section. If no charge is brought against any person who has not reached his or her twenty-first (21st) birthday and has violated the provisions of this section, then the police chief of the city or town where the incident took place will state the reason for his or her failure to charge the person who has not reached his or her twenty-first (21st) birthday.

(f) The Rhode Island identification card may be withdrawn at any time for just cause, at the discretion of the administrator of the division of motor vehicles. The administrator of the division of motor vehicles shall keep a record of the cards issued and each card shall contain an identification number specifically assigned to the person to whom the card was issued.

3-8-9. Transportation of alcoholic beverages by underage persons. -- (a) Any person who has not reached his or her twenty-first (21st) birthday and who operates a motor vehicle upon the public highways, except when accompanied by a parent or legal guardian, and, knowingly having liquor or intoxicating beverages in any form in containers, opened or unopened, in any part of the vehicle, shall have his license suspended or his or her right to operate a motor vehicle denied for a period of not more than thirty (30) days by the administrator of the division of motor vehicles shall be guilty of a criminal violation. The words liquor and intoxicating beverages, as used in this section, have the same meaning as defined in chapter 1 of this title. This section does not apply to persons between the ages of sixteen (16) and twenty-one (21) who are transporting unopened alcoholic beverages in the course of their employment.

(b) Any person who violates subsection (a) of this section shall be subject to the following:

(1) for a first offense, a fine of not more than two hundred fifty dollars (\$250) and have his or her license to operate a motor vehicle suspended for not more than thirty (30) days;

(2) for a second offense, a fine of not more than five hundred dollars (\$500) and have his or her license to operate a motor vehicle suspended for not more than ninety (90) days;

(3) for a third or subsequent offense, a fine of no less than five hundred dollars (\$500) nor more than nine hundred and fifty dollars (\$950) and have his or her license to operate a motor vehicle suspended for one year.

3-8-10. Possession of beverage by underage persons. -- Any person who has not reached his or her twenty-first (21st) birthday and has in his or her possession any beverage as defined in this title shall be fined one hundred fifty dollars (\$150) to seven hundred fifty dollars (\$750) for the first offense, three hundred dollars (\$300) to seven hundred fifty dollars (\$750) for the second offense, and four hundred fifty dollars (\$450) to ~~seven~~ nine hundred fifty dollars (~~\$750~~) (\$950) for the third or subsequent offense. In addition, any person who violates this section ~~may~~ shall be required to perform thirty (30) hours of community service and shall be subject to a minimum sixty (60) day suspension of his or her driver's license, and upon a second offense may be ordered to undergo a substance abuse assessment by a licensed substance abuse professional.

3-8-11.1. Furnishing or procurement of alcoholic beverages for underage persons. -- (a) As used in this section: (1) "furnish" means to provide with, supply, give or purchase; (2) "procure" means to get possession of, obtain by particular care and effort; and (3) "permit" means to give permission for, or approval of, the possession or consumption of an alcoholic beverage by any form of conduct, that would cause a reasonable person to believe that permission or approval has been given.

(b) Except as otherwise provided in subsection (c) of this section it is unlawful for any

person ~~twenty-one (21) years of age or older~~:

(1) to purchase from any licensee or any employee of a licensee any alcoholic beverage for the sale, delivery, service of or giving away to, any person who has not reached his or her twenty-first (21st) birthday;

(2) to purchase from any licensee or any employee of any licensee any alcoholic beverage with the intent to cause or permit said alcoholic beverage to be sold, or given to any person who has not reached his or her twenty-first (21st) birthday;

(3) to knowingly furnish any alcoholic beverage for the sale, delivery, service of or giving to any person who has not reached his or her twenty-first (21st) birthday;

(4) to procure alcoholic beverages for the sale, delivery, service of or giving to any person who has not reached his or her twenty-first (21st) birthday; or

(5) to otherwise permit the consumption of alcohol by underaged persons in his or her residence or on his or her property.

(c) This section does not apply to use, consumption or possession of alcoholic beverages by a minor for religious purposes; or to a parent or legal guardian procuring or furnishing alcohol to, or permitting the consumption of alcohol by, his or her minor child or ward.

(d) Any ~~adult~~ person who violates this section will be subject to the penalties provided in section 3-8-11.2.

3-8-11.2. Penalty for violation of section 3-8-11.1. -- (a) Any ~~adult~~ person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a first misdemeanor violation shall be punished by a fine of not less than three hundred fifty dollars (\$350.00) nor more than one thousand dollars (\$1,000.00) and/or imprisoned for a period not exceeding six (6) months, or both.

(b) Any person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a second misdemeanor violation shall be punished by a fine of not less than seven hundred fifty dollars (\$750.00) nor more than one thousand dollars (\$1,000.00) and/or imprisoned for a period not exceeding ~~six (6) months~~ one year, or both.

(c) Any person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a third or subsequent violation shall be guilty of a felony and shall be punished by a fine not ~~exceeding less than one thousand dollars (\$1,000) nor more than two thousand five hundred dollars (\$2,500)~~ and/or imprisonment not exceeding ~~one year~~ three (3) years. Any person convicted of a second or subsequent offense under of this section shall not have any fine suspended.

SECTION 2. Chapter 3-8 of the General Laws entitled "Regulation of Sales" is hereby amended by adding thereto the following section:

3-8-6.3. Manufacture or distribution of fraudulent identification cards or licenses to operate a motor vehicle. -- (a) It shall be unlawful for any person to manufacture or distribute a fraudulent identification card, as defined in sections 11-18-20.1 and 3-8-6, or a fraudulent license to operate a motor vehicle.

(b) Each incident of manufacturing or distributing a fraudulent identification card or a fraudulent license to operate a motor vehicle shall be considered a separate and distinct offense.

(c) Any person who violates subsection (a) of this section shall be guilty of a criminal violation and shall be subject to the following:

(1) for a first offense, a fine of not more than five hundred dollars (\$500);

(2) for a second offense, a fine of not more than one thousand dollars (\$1000);

(3) for a third or subsequent offense, a fine of not more than two thousand dollars

(\$2000).

SECTION 3. This act shall take effect upon passage."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE MALIK

=====  
LC00394/9  
=====

Representatives Malik, Story, Long, Watson and Flaherty discuss the amendment.

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item # 14A.

**3 2008-H 8110 SUB A**

**BY Rice**

**ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES --  
MANUFACTURING AND WHOLESALE LICENSES

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

Representative Kennedy moves passage of the act, seconded by Representatives Rice, Long, Gemma and Gallison.

Representative Rice discusses the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

**4 2008-H 8217**

**BY Gallison**

**ENTITLED,** AN ACT RELATING TO TAXATION -- BRISTOL SENIOR  
RESIDENT PROPERTY TAX SERVICE PROGRAM

Committee on Municipal Government recommends passage.

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

Representatives Melo and Gallison discuss the act.

Read and passed on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

**5 2008-S 2710 SUB A**

**BY Levesque C**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS**

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

Representative Lally moves passage of the act, seconded by Representatives Palumbo, McNamara, Carter, Gemma, Corvese, Trillo, Long, Loughlin and Amaral.

Representatives Gorham and O'Neill discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, 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, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**6 2008-S 2286 SUB B****BY Sheehan****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE  
MARKET EXPANSION

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

Representative Kennedy moves passage of the act, seconded by Representatives Fox and Gemma.

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, 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, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

**7 2008-S 2904 SUB A****BY Gibbs****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES --  
MANUFACTURING AND WHOLESALE LICENSES

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 Representatives Rice, Long and many other members of the House.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

**8 2008-S 2950**

**BY Doyle**

**ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL  
LICENSES

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Dennigan, Rose, Silva and many other members of the House.

Read and passed, in concurrence, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

**9 2008-S 2428**

**BY Paiva-Weed**

**ENTITLED,** AN ACT RELATING TO EDUCATION - REGIONAL  
VOCATIONAL SCHOOLS

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the act, seconded by Representatives Naughton, Coderre, Menard, Slater, Dennigan, San Bento, Kennedy, Carter, Long, Coaty, Amaral, Shanley, Almeida, Rice, Malik, Gemma, Costantino, Handy, Ajello, Serpa, Jacquard, Fellela, Melo, Lally and many other members of the House.

Representative Amaral discusses the act.

Read and passed, in concurrence, 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, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo,

Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williamson, Winfield.

NAYS - 0.

**10 2008-S 2952**

**BY Perry**

**ENTITLED,** JOINT RESOLUTION IN SUPPORT OF A WHITE HOUSE  
CONFERENCE ON CHILDREN AND YOUTH IN 2010

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the resolution, seconded by Representatives Coderre, Naughton, Walsh, Sullivan, Gemma, Handy, Ajello and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williamson, Winfield.

NAYS - 0.

**11 2008-S 2953**

**BY Pichardo**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the act, seconded by Representative Almeida.

Read and passed, in concurrence, 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, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo,

Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**12 2008-S 2050**

**BY Algiere**

**ENTITLED,** AN ACT RELATING TO TAXATION - VETERANS' BENEFITS - WESTERLY

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Carter, Walsh, Lewiss and Kennedy.

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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**13 2008-S 2701**

**BY Lenihan**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONVERSION OF THE SWIFT GYMNASIUM INTO A SENIOR AND COMMUNITY CENTER AND THE CONVERSION OF THE FORMER POLICE STATION INTO OFFICES FOR THE PUBLIC WORKS DEPARTMENT, AND THE CONSTRUCTION, RENOVATION, ALTERATION, DEMOLITION, IMPROVEMENT, REHABILITATION, EQUIPPING, FURNISHING AND LANDSCAPING OF SUCH FACILITIES IN THE TOWN AND ALL ATTENDANT EXPENSES, INCLUDING, BUT NOT LIMITED TO ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Municipal Government recommends passage in concurrence.

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

Representatives Gablinske and Gallison discuss the act.

Read and passed, in concurrence, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, 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, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**14 2008-S 2702**

**BY Goodwin**

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

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Almeida, Ajello, Slater and Lally.

Read and passed, in concurrence, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, 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, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**14A. 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.

Representative Malik withdraws his previous amendment.

By unanimous consent, Representative Malik, seconded by Representatives Flaherty, Menard and McNamara offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**T O**  
**2008 -- H 7222 SUBSTITUTE A**

**AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES**

Mr. Speaker:

I hereby move to amend 2008 -- H 7222 SUBSTITUTE A, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES", as follows:

By deleting all of the language following the enactment clause and insert in place thereof the following language:

"SECTION 1. Sections 3-8-6, 3-8-9, 3-8-10, 3-8-11.1 and 3-8-11.2 of the General Laws in Chapter 3-8 entitled "Regulation of Sales" are hereby amended to read as follows:

3-8-6. Unlawful drinking and misrepresentation by underage persons -- Identification cards for persons twenty-one and older. -- (a) It is unlawful for:

(1) A person who has not reached his or her twenty-first (21st) birthday to enter any premises licensed for the retail sale of alcoholic beverages for the purpose of purchasing or having served or delivered to him or her alcoholic beverages; or

(2) A person who has not reached his or her twenty-first (21st) birthday to consume any alcoholic beverage on premises licensed for the retail sale of alcoholic beverages or to purchase, attempt to purchase, or have another purchase for him or her any alcoholic beverage; or

(3) A person to misrepresent or misstate his or her age, or the age of any other persons, or to misrepresent his or her age through the presentation of any of the following documents:

(i) An armed service identification card, valid passport, the identification card license, or any other documentation used for identification purposes that may belong to any other person who is twenty-one (21) years or older;

(ii) A motor vehicle operator's license which bears the date of birth of the licensee, and which is issued by this state or any other state;

(iii) A Rhode Island identification card as defined in subsection (b) for the purpose of inducing any licensee or any employee of any licensee, to sell, serve or deliver any alcoholic beverage to a minor.

(b) (1) The administrator of the division of motor vehicles shall issue to any person who has reached his or her twenty-first (21st) birthday a Rhode Island identification card upon payment of a fee of fifteen dollars (\$15.00), and, upon presentation of a certified birth or baptismal certificate, or U.S. or foreign passport, or U.S. naturalization certificate or a valid immigrant or refugee document issued by the United States immigration and naturalization service, including, but not limited to, any one of the following: Form I-551, Form I-94, Form I-688A, and Form I-688, together with a document bearing the applicant's signature.

(2) A person who has reached his or her fifty ninth (59th) birthday is not required to pay the fee.

(3) Each registration card shall be subject to renewal every five (5) years upon payment

of a fee of fifteen dollars (\$15.00).

(4) No person who holds an operator's license issued by this state or any other state shall be issued a Rhode Island identification card.

(5) The identification card shall be signed by the administrator of the division of motor vehicles and by the applicant and his or her picture shall appear on the card along with the required information and the card shall be encased in laminated plastic. The card shall be two inches (2") in height and four inches (4") in length and shall be printed in the following form:

**RHODE ISLAND IDENTIFICATION CARD**

Date Issued ..... No. ....

First Name Middle Name Last Name

Address

**BIRTH RECORD**

Month ..... Day ..... Year .....

Color Color Sex Ht. Wt.

of hair of eyes

Secure

Photo

by Pasting here

Issued by

Administrator of the Division of Motor Vehicles

.....

.....

.....

Administrator

(6) The identification cards shall be produced at the adult correctional institutions if they have facilities to do so; if the adult correctional institutions have no facilities to do so, then all cards shall be manufactured by the lowest responsible bidder following advertisement for the solicitation of bids.

(7) The identification cards shall be clearly distinguishable from those issued pursuant to section 3-8-6.1 and operators' and chauffeurs' licenses issued pursuant to title 31.

(8) Any person who has been designated as permanently and totally disabled by the social security administration or who upon certification by an optometrist, ophthalmologist or physician that a holder of a valid and current motor vehicle operator's license is no longer able to operate a motor vehicle, the administrator of the division of motor vehicles shall issue to such person, upon request, a Rhode Island identification card for the unexpired term of such person's motor vehicle operator's license at no additional cost. Thereafter, a renewal of such card shall be subject to the standard renewal charge of fifteen dollars (\$15.00) until such person shall reach his or her fifty-ninth (59th) birthday.

(c) (1) Every retail Class A, B, C, and D licensee shall cause to be kept a book or photographic reproduction equipment which provides the same information as required by the book. That licensee and/or the licensee's employee shall require any person who has shown a document as set forth in this section substantiating his or her age to sign that book or to permit the taking of his or her photograph and indicate what document was presented. Use of the photographic reproduction equipment is voluntary for every Class A, B, C and D licensee.

(2) The sign-in as minor book and photographic reproduction equipment shall be prescribed, published, and approved at the direction and control of the division. The book shall

contain at least four hundred (400) pages, shall be uniform throughout the state, and shall be distributed at a cost not to exceed seven dollars (\$7.00).

(3) If a person whose age is in question signs the sign-in as minor book or has a photograph taken before he or she is sold any alcoholic beverage and it is later determined that the person had not reached his or her twenty-first (21st) birthday at the time of sale, it is considered prima facie evidence that the licensee and/or the licensee's agent or servant acted in good faith in selling any alcoholic beverage to the person producing the document as set forth in this section misrepresenting his or her age.

(4) Proof of good faith reliance on any misrepresentation is a defense to the prosecution of the licensee and/or the licensee's agent or servant for an alleged violation of this section.

(d) (1) Any person who violates this section shall be punished for the first offense by a mandatory fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) and ~~may~~ shall be further punished by thirty (30) hours of community service and ~~may~~ shall be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not more than three (3) months~~ thirty (30) days; for the second offense by a mandatory fine of not less than five hundred dollars (\$500) nor more than seven hundred fifty dollars (\$750) and ~~may~~ shall be further punished by forty (40) hours of community service and will be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not more than thirty (30) days~~ three (3) months; and for the third and subsequent offenses by a mandatory fine for each offense of not less than seven hundred fifty dollars (\$750) nor more than one thousand dollars (\$1,000) and ~~may~~ shall be further punished by fifty (50) hours of community service and will be further punished by a suspension of his or her motor vehicle operator's license or driving privileges for a period of ~~not less than three (3) months but not more than one year~~.

(2) Any suspension of an operator's license or driving privilege pursuant to this section shall not operate to affect the insurance rating of the offender and any operator's license or driving privilege suspended pursuant to this section shall be reinstated without further expense upon application.

(e) Within thirty (30) days after this incident the police chief of the city or town where the incident took place is directed to inform, in writing, the department of business regulation whether or not charges in accordance with this section have been preferred against a person who has not reached his or her twenty-first (21st) birthday and has violated this section. If no charge is brought against any person who has not reached his or her twenty-first (21st) birthday and has violated the provisions of this section, then the police chief of the city or town where the incident took place will state the reason for his or her failure to charge the person who has not reached his or her twenty-first (21st) birthday.

(f) The Rhode Island identification card may be withdrawn at any time for just cause, at the discretion of the administrator of the division of motor vehicles. The administrator of the division of motor vehicles shall keep a record of the cards issued and each card shall contain an identification number specifically assigned to the person to whom the card was issued.

3-8-9. Transportation of alcoholic beverages by underage persons. – (a) Any person who has not reached his or her twenty-first (21st) birthday and who operates a motor vehicle upon the public highways, except when accompanied by a parent or legal guardian, and, knowingly having liquor or intoxicating beverages in any form in containers, opened or unopened, in any part of the vehicle, ~~shall have his license suspended or his or her right to operate a motor vehicle denied for a period of not more than thirty (30) days by the administrator of the division of motor~~

~~vehicles~~ shall be guilty of a criminal violation. The words liquor and intoxicating beverages, as used in this section, have the same meaning as defined in chapter 1 of this title. This section does not apply to persons between the ages of sixteen (16) and twenty-one (21) who are transporting unopened alcoholic beverages in the course of their employment.

(b) Any person who violates subsection (a) of this section shall be subject to the following:

(1) for a first offense, a fine of not more than two hundred fifty dollars (\$250) and have his or her license to operate a motor vehicle suspended for not more than thirty (30) days;

(2) for a second offense, a fine of not more than five hundred dollars (\$500) and have his or her license to operate a motor vehicle suspended for not more than ninety (90) days;

(3) for a third or subsequent offense, a fine of no less than five hundred dollars (\$500) nor more than nine hundred and fifty dollars (\$950) and have his or her license to operate a motor vehicle suspended for one year.

3-8-10. Possession of beverage by underage persons. -- Any person who has not reached his or her twenty-first (21st) birthday and has in his or her possession any beverage as defined in this title shall be fined one hundred fifty dollars (\$150) to seven hundred fifty dollars (\$750) for the first offense, three hundred dollars (\$300) to seven hundred fifty dollars (\$750) for the second offense, and four hundred fifty dollars (\$450) to ~~seven~~ nine hundred fifty dollars (~~\$750~~) (\$950) for the third or subsequent offense. In addition, any person who violates this section ~~may~~ shall be required to perform thirty (30) hours of community service and shall be subject to a minimum sixty (60) day suspension of his or her driver's license, and upon a second offense may be ordered to undergo a substance abuse assessment by a licensed substance abuse professional.

3-8-11.1. Furnishing or procurement of alcoholic beverages for underage persons. -- (a) As used in this section: (1) "furnish" means to provide with, supply, give or purchase; (2) "procure" means to get possession of, obtain by particular care and effort; and (3) "permit" means to give permission for, or approval of, the possession or consumption of an alcoholic beverage by any form of conduct, that would cause a reasonable person to believe that permission or approval has been given.

(b) Except as otherwise provided in subsection (c) of this section it is unlawful for any person ~~twenty-one (21) years of age or older:~~

(1) to purchase from any licensee or any employee of a licensee any alcoholic beverage for the sale, delivery, service of or giving away to, any person who has not reached his or her twenty-first (21st) birthday;

(2) to purchase from any licensee or any employee of any licensee any alcoholic beverage with the intent to cause or permit said alcoholic beverage to be sold, or given to any person who has not reached his or her twenty-first (21st) birthday;

(3) to knowingly furnish any alcoholic beverage for the sale, delivery, service of or giving to any person who has not reached his or her twenty-first (21st) birthday;

(4) to procure alcoholic beverages for the sale, delivery, service of or giving to any person who has not reached his or her twenty-first (21st) birthday; or

(5) to otherwise permit the consumption of alcohol by underaged persons in his or her residence or on his or her real property.

(c) This section does not apply to use, consumption or possession of alcoholic beverages by a minor for religious purposes; or to a parent or legal guardian procuring or furnishing alcohol to, or permitting the consumption of alcohol by, his or her minor child or ward.

(d) Any ~~adult~~ person who violates this section will be subject to the penalties provided in

section 3-8-11.2.

3-8-11.2. Penalty for violation of section 3-8-11.1. -- (a) Any ~~adult~~ person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a first misdemeanor violation shall be punished by a fine of not less than three hundred fifty dollars (\$350.00) nor more than one thousand dollars (\$1,000.00) and/or imprisoned for a period not exceeding six (6) months, or both.

(b) Any person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a second misdemeanor violation shall be punished by a fine of not less than seven hundred fifty dollars (\$750.00) nor more than one thousand dollars (\$1,000.00) and/or imprisoned for a period not exceeding ~~six (6) months~~ one year, or both.

(c) Any person who violates section 3-8-11.1 and either pleads nolo contendere or is convicted of a third or subsequent violation shall be guilty of a felony and shall be punished by a fine not ~~exceeding~~ less than one thousand dollars (\$1,000) nor more than two thousand five hundred dollars (\$2,500) and/or imprisonment not exceeding ~~one year~~ three (3) years. Any person convicted of a second or subsequent offense under of this section shall not have any fine suspended.

SECTION 2. Chapter 3-8 of the General Laws entitled "Regulation of Sales" is hereby amended by adding thereto the following section:

3-8-6.3. Manufacture or distribution of fraudulent identification cards or licenses to operate a motor vehicle. -- (a) It shall be unlawful for any person to manufacture or distribute a fraudulent identification card, as defined in sections 11-18-20.1 and 3-8-6, or a fraudulent license to operate a motor vehicle.

(b) Each incident of manufacturing or distributing a fraudulent identification card or a fraudulent license to operate a motor vehicle shall be considered a separate and distinct offense.

(c) Any person who violates subsection (a) of this section shall be guilty of a criminal violation and shall be subject to the following:

(1) for a first offense, a fine of not more than five hundred dollars (\$500);

(2) for a second offense, a fine of not more than one thousand dollars (\$1000);

(3) for a third or subsequent offense, a fine of not more than two thousand dollars (\$2000).

SECTION 3. This act shall take effect upon passage."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE MALIK

=====  
LC00394/10  
=====

Representatives Malik, Moffitt, Watson and Caprio discuss the amendment.

The motion to amend prevails on a roll call vote 62 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson,

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, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Williamson, Winfield.

NAYS - 5: Representatives Coaty, Ehrhardt, Gorham, Moffitt, Watson.

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

**F L O O R   A M E N D M E N T**  
**TO**  
**2008 -- H 7222 SUBSTITUTE A**

**AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES**

Mr. Speaker:

I hereby move to amend 2008 -- H 7222 SUBSTITUTE A, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES", as follows:

On page 5, line 12, by restoring the deleted language "twenty-one (21) years of age or older".

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE AJELLO

=====  
LC00394/6  
=====

Representative Ajello discusses the amendment.

The motion to amend prevails on a roll call vote 65 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 4: Representatives Amaral, Long, Loughlin, Menard.

Representative Watson requests to vote in sections, page 5, lines 5-15. The Honorable Speaker Murphy rules title 3, chapter 8, section 9, lines 5-26 on page 5 is divisible.

Title 3, chapter 8, section 9, lines 5-26 on page 5 prevails on a roll call vote, 52 members voting in the affirmative and 14 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Menard, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Rose, San Bento, Savage, Schadone, Serpa, Silva, Singleton, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 14: Representatives Ajello, Carter, Coaty, Ehrhardt, Gorham, Handy, McManus, Melo, Moffitt, Petrarca, Rice, Shanley, Slater, Watson.

The balance of the bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 3 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, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Serpa, Shanley, Singleton, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 3: Representatives Silva, Slater, Watson.

### **TRANSMITTAL**

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

### **ANNOUNCEMENTS**

The Honorable Speaker Murphy wishes Representative Steven Costantino a Happy Birthday on June 16<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative Thomas Winfield a Happy Birthday on June 15<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative Lisa Baldelli-Hunt a Happy Birthday on June 13<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative Al Gemma and his wife Mrs. Ann Gemma a Happy Anniversary on June 15<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative Thomas Winfield and his wife Mrs. Rebecca Winfield a Happy Anniversary on June 16<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative William McManus and his wife Mrs. Joanne McManus a Happy Anniversary on June 16<sup>th</sup>.

The Honorable Speaker Murphy wishes Representative Frank Ferri and Mr. Tony Caparco a Happy Anniversary on June 12<sup>th</sup>.

Representative Gablinske congratulates Ronald George Blanchard, a House Page, on graduating from Hendricken. Representative Gablinske announces Ronald will be attending Bryant University in the fall.

Majority Leader Fox announces the Budget will be taken up next Wednesday, June 18<sup>th</sup> at 2:00 o'clock P.M. Leader Fox also announces that the deadline for amendments will be Monday at 4:00 o'clock P.M. and that Legislative Council will be in between 12:00 o'clock P.M. and 3:00 o'clock P.M. on Saturday and the Budget Briefing will be on Tuesday, June 17<sup>th</sup> at 2:30 o'clock P.M.

Representative Williamson wishes Mary Burke a Happy 39<sup>th</sup> Birthday.

Representatives Gallison, Long and Rice wish a speedy recovery to Jack Callahan, father of Michael Callahan, House clerk.

Representative Rice announces that the Committee on Environment and Natural Resources will meet at the rise of the House, in Room 203 of the State House.

Representative Carter announces that the Committee on Finance will meet at the rise of the House, in Room 35 of the State House.

### GUESTS

The Honorable Speaker Murphy congratulates Juliet Vongphoumy as the 1<sup>st</sup> woman to win the Rhode Island Interscholastic Golf title.

At 4:38 o'clock P.M. the Honorable Speaker yields the rostrum to Representative McCauley. .

By unanimous consent, Representative McCauley addresses the members of the House and welcomes to the House Juliet Vongphoumy.

By unanimous consent, Representative McCauley presents Juliet with a citation from the House of Representatives.

Representative McCauley welcomes to the House Chamber Juliet's sisters Junette, Joanne and Janita Vongphoumy, her parents Sam and Katie and her Coach Bernie McCrink.

At 4:42 o'clock P.M. the Honorable Speaker returns to the rostrum.

Representative Almeida welcomes to the House Chamber as guests Tony Caparco-spouse of Representative Ferri, Pam Ferri-mother of Representative Ferri and Ann Bonetti-Representative Ferri's Campaign Chair.

Representative Ferri welcomes to the House as guests Lauren Bonetti daughter of Ann Bonetti. Representative Ferri welcomes and wishes Happy 2<sup>nd</sup> Anniversary to Dr. Andrew Snyder and Bob Waters. Representative Ferri also welcomes the members of Marriage Equality.

### ADJOURNMENT

At 5:40 o'clock P.M. on motion of Representatives Coderre, Kilmartin, San Bento, Rose, Dennigan, O'Neill, and as a further mark of respect to the memory of Marvin Goldstein; on motion of Representative Menard, and as a further mark of respect to the memories of the four Boy Scouts killed in the tornado in Iowa, yesterday; on motion of Representatives Giannini and Lewiss and as a further mark of respect to the memory of Blanche Martinelli; on motion of Representatives Carter and Ehrhardt, and as a further mark of respect to the memory of Kenneth Freeborn; on motion of Representative Brien, and as a further mark of respect to the memory of Robert J. Pratt; on motion of Representative McCauley, and as a further mark of respect to the memory of Annie Prim; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
**Recording Clerk**

**APPENDIX****INVOCATION****REPRESENTATIVE AL GEMMA**

Dear God, we are grateful for the privilege of serving in this House of Representatives. Keep us ever mindful that we are here to serve those who elected us and all of the people of Rhode Island. Amen.

## APPENDIX

## CALENDAR

## IN ORDER FOR TUESDAY, JUNE 17, 2008:

**1 2008-H 8203 SUB A****BY Fox****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SEWER CHARGES

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

**2 2008-H 8329 SUB A****BY Corvese**

**ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY AND DEVELOP A STRATEGY FOR IMPROVING THE REGULATION OF AUTO BODY SHOPS BY MOVING IT FROM THE DEPARTMENT OF BUSINESS REGULATION

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

**3 2008-H 7370 SUB A****BY Carter**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF VETERANS' AFFAIRS

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

**4 2008-H 7882****BY Kilmartin**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SUPERSEDEAS BONDS

Committee on Finance recommends passage.

**5 2008-H 8261 SUB A****BY Carter**

**ENTITLED,** AN ACT RELATING TO REGISTRATION OF MOTOR VEHICLES -- VETERANS' PLATES

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

**6 2008-S 2426 SUB B****BY Tassoni**

**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -  
SPECIAL LICENSE FOR MOTORCYCLES, MOTOR SCOOTERS  
AND OTHER MOTOR DRIVEN CYCLES

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

**7 2008-S 2283 SUB A as amended****BY Perry**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -  
BREASTFEEDING - PROMOTES THE INTERESTS OF MATERNAL  
AND CHILD HEALTH

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

**8 2008-S 2849 SUB B****BY Montalbano J**

**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

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

**9 2008-S 2851 SUB A as amended****BY Montalbano J**

**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 as amended in concurrence.

**10 2008-S 2852 SUB A as amended****BY Montalbano J**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION

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

**SPECIAL ORDER OF BUSINESS IN ORDER FOR WEDNESDAY, JUNE 18, 2008 AT  
2:00 PM**

**1 2008-H 7390 SUB A**

**BY Watson**

**ENTITLED,** AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE  
STATE FOR FISCAL YEAR ENDING JUNE 30, 2009

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

**Francis P. McCabe**  
**Clerk of the House**

**Thursday, June 12, 2008**