

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 sixth day of January in the year of Our Lord two thousand and nine.

	Thursday, June 25, 2009,	
	Friday, June 26, 2009,	
Volume 136, No. 65	Wednesday, October 28, 2009,	Sixty-fifth Day
	Thursday, October 29, 2009 and	
	Tuesday, January 5, 2010	

The House of Representatives meets at the State House in Providence, Thursday, June 25, 2009 and is called to order at 3:44 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 75 members present and 0 members absent as follows:

PRESENT - 75: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, , A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk. Watson, Williams, Williamson, Winfield.

ABSENT – 0.

INVOCATION

The Honorable Speaker presents Representative Ruggiero 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 24, 2009 is approved as printed.

ANNOUNCEMENTS

Majority Leader Fox announces that the House will go into Recess following a few pieces of New Business so Committees can meet. There is no objection.

Representative Gallison announces that the Committee on Municipal Government will meet during recess, in Room 201 of the State House.

Representative De Simone announces that the Committee on Separation of Powers and Oversight during recess will meet in the House Lounge of the State House.

Representative Giannini announces that the Committee on Constituent Services will meet during recess will meet in Room 135 of the State House.

Representative Lally announces that the Committee on Judiciary will meet will meet during recess will meet in Room 205 of the State House.

Representative Kennedy announces that the Committee on Corporations will meet during recess, in Room 203 of the State House.

Representative Malik announces that the Committee on Environment and Natural Resources will meet during recess in Room 207 of the State House.

REPORTS OF COMMITTEES**COMMITTEE ON CONSTITUENT SERVICES**

Representative Giannini, for the Committee on Constituent Services, reports back the following measures, with recommendation of passage:

House Resolution No. 6272

BY Diaz, Savage, Fierro, Slater, Almeida

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE ESTABLISHMENT OF A HEALTH CARE CONSULTANT PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE STATE OF RHODE ISLAND {LC2792/1}

06/25/2009 Placed on House Calendar

House Resolution No. 5696 (General Treasurer)

BY Handy, Ferri, Gallison, Ehrhardt, Shallcross Smith

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ESTABLISHMENT OF UNIVERSAL VOLUNTARY RETIREMENT ACCOUNTS {LC1715/1}

06/25/2009 Placed on House Calendar

House Resolution No. 5967

BY Pacheco, Fox, Naughton, McNamara

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE

COMMISSION TO BE KNOWN AS "THE TASK FORCE ON SUMMER LEARNING PROGRAMS" {LC2162/1}

06/25/2009 Placed on House Calendar

Senate Resolution No. 453 (General Treasurer)

BY Walaska

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ESTABLISHMENT OF UNIVERSAL VOLUNTARY RETIREMENT ACCOUNTS {LC1771/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 456 SUB A

BY Goodwin, Connors

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION (would create a special registration plate for the New England Patriots Charitable Foundation.) {LC2016/2/A}

06/25/2009 Placed on House Calendar

COMMITTEE ON CORPORATIONS

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

House Bill No. 6225 SUB A

BY Kilmartin, Wasylyk, Lally, Kennedy

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES (when a hospital provides a surgical procedure by a non employee physician, it must provide that patient with the same care, education and resources provided to patients of employee physicians) {LC2682/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 953

BY Fogarty P, Gallo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HOME PROPANE GAS SALES (regulate retail contracts for the home sale of propane gas that offer guaranteed price plans/It would require that the contract clearly define in plain language the terms and conditions of the price plans and not cover a period longer than 12 months) {LC2675/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 968

BY Walaska, Connors, Miller

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- BROADBAND DEPLOYMENT AND INVESTMENT ACT (would create the broadband deployment and investment act designed to implement proper regulations and oversight thereof.) {LC2715/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 475**BY** Walaska**ENTITLED**, AN ACT RELATING TO FIDUCIARIES - UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS (would update Rhode Island's "Uniform Management of Institutional Funds Act" which was enacted in 1972.) {LC1283/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 462 SUB A (Business Regulation)**BY** Blais, Connors**ENTITLED**, AN ACT RELATING TO INSURANCE - RHODE ISLAND LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT {LC1326/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 387 as amended (Business Regulation)**BY** Bates**ENTITLED**, AN ACT RELATING TO INSURANCE -- EXAMINATIONS (would update the insurance laws to the most recent revision to the National Association of Insurance Commissioner Model Act and would add additional clarification to the financial analysis process) {LC1423/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 125**BY** McCaffrey**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS (would exempt funeral directors/embalmers from continuing education requirements if they are sixty-five (65) years of age and have forty (40) years of experience.) {LC494/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 461 SUB A (Business Regulation)**BY** Bates, Blais, Walaska**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS (would amend existing requirements for the licensing of mortgage loan originators in order to effect the provisions of the Secure & Fair Enforcement for Mortgage Licensing Act.) {LC1503/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 5197**BY** Carter, Gallison, Walsh**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS (would exempt funeral directors/embalmers from continuing education requirements if they are sixty-five (65) years of age and have forty (40) years of experience.) {LC723/1}

06/25/2009 Placed on House Calendar

House Bill No. 6111 SUB A**BY** Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE
MANUFACTURERS, DISTRIBUTORS, AND DEALERS {LC2397/1/A}
06/25/2009 Placed on House Calendar

House Bill No. 6313

BY McCauley, Menard, Pacheco

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- SMOKE AND CARBON
MONOXIDE DETECTORS (would provide that smoke detectors and carbon monoxide detector
certificates be valid for a period of not less than one hundred twenty (120) days.) {LC2749/1}
06/25/2009 Placed on House Calendar

House Bill No. 6318 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL
BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES (would
create the small business regulatory fairness in administrative procedures chapter designed to
reduce the burden of unfair regulations on small business.) {LC2917/1/A}
06/25/2009 Placed on House Calendar

Senate Bill No. 496

BY Sosnowski, Felag, Tassoni, Bates

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT
COMMISSION {LC1096/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 991 SUB A

BY Lanzi, Paiva-Weed, Connors, Maher, Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF
HEALTH CARE FACILITIES {LC2683/1/A}
06/25/2009 Placed on House Calendar

Senate Bill No. 970

BY Algieri

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE (would
create the interoperable communications committee (ICC) which would deal with statewide
communications interoperability.) {LC2733/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 589 SUB A (Attorney General)

BY Raptakis, McBurney, Felag, Walaska, Maselli

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY
PROVISIONS {LC413/2/A}
06/25/2009 Placed on House Calendar

Senate Bill No. 294 SUB A (Attorney General)

BY Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HOME HEATING OIL SALES {LC1387/1/A}
06/25/2009 Placed on House Calendar

Senate Bill No. 290 SUB B

BY Blais, Cote, Maselli, Walaska

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES {LC695/1/B}

06/25/2009 Placed on House Calendar

Senate Bill No. 283 (Business Regulation)

BY Maher

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING (would prevent a boxing referee from automatically stopping a match if any boxer suffered three (3) knockdowns in any one round.) {LC1305/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 134 SUB A

BY Fogarty P, Gallo, Blais, Maher, Raptakis

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOBILE AND MANUFACTURED HOMES (would institute procedural safeguards for owners of mobile or manufactured homes who want, or must, sell or move their homes.) {LC789/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 229 SUB B

BY Walaska, Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT (would create comprehensive standards in the establishment and administration of life settlements contracts.) {LC1017/1/B}

06/25/2009 Placed on House Calendar

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:

House Bill No. 5355 SUB A

BY Dennigan, Ferri, Edwards, Coderre E, Naughton

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ESTABLISHING A GREEN BUILDINGS ACT (would require all public buildings, including schools, to be constructed or renovated, to meet standards established by the United States Green Building Council Leadership in Energy and Environmental Design green building rating silver standard.) {LC1200/3/A}

06/25/2009 Placed on House Calendar

House Bill No. 5218 SUB A**BY** Gallison, Gablinske, Malik, Rice A, Pollard**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - OUTDOOR WOOD-FIRED HYDRONIC HEATERS (would regulate the sale and installation of outdoor wood-fired hydronic heaters.) {LC758/3/A}

06/25/2009 Placed on House Calendar

House Bill No. 5908**BY** Fellela, Giannini, Ucci**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - HAZARDOUS WASTE CLEANUP - IMMUNITY EXCEPTIONS (would remove the exemption from immunities provision in section 23-19.8-2 from oil spill prevention and control activities) {LC1526/1}

06/25/2009 Placed on House Calendar

Senate Resolution No. 854**BY** Sosnowski, Lenihan, Sheehan, Tassoni, Gallo**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO DEVELOP RECOMMENDATIONS FOR ESTABLISHING A COMPREHENSIVE PRODUCT STEWARDSHIP APPROACH TO REDUCING ENVIRONMENTAL AND HEALTH RISKS POSED BY THE USE OR DISPOSAL OF PRODUCTS {LC2423/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 732 SUB A as amended**BY** Sosnowski, Bates, Walaska, Ciccone**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009 {LC1344/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 493**BY** Walaska**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS (would eliminate the requirement that Class 2 or 3 motorboats, as defined in the general laws, be provided with a bell.) {LC1319/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 381 (Attorney General)**BY** Maselli**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION {LC402/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 351 as amended**BY** Sosnowski, Felag, Walaska**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY {LC1375/1}

06/25/2009 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. 6305

BY O'Neill JP, Melo, Sullivan, Petrarca

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT {LC2855/1}

06/25/2009 Placed on House Calendar

House Bill No. 5782 SUB A

BY Jackson, Martin, Rice A, Sullivan, Edwards

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR FUEL TAX {LC2073/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 6194

BY Azzinaro, Walsh, Kennedy

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$30,000,000 BONDS BY THE TOWN OF WESTERLY TO FINANCE THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT, FURNISHING AND EQUIPPING OF THE WESTERLY HIGH SCHOOL (would serve as the enabling act required by Rhode Island general laws section 16-7-44 in order for the interest on bonds issued in support of school housing projects to be eligible for state housing aid reimbursement) {LC2598/1}

06/25/2009 Placed on House Calendar

House Bill No. 6276

BY Mattiello

ENTITLED, AN ACT RELATING TO EDUCATION {LC2766/1}

06/25/2009 Placed on House Calendar

House Bill No. 5155 SUB A

BY Costantino, Slater, Almeida, Giannini, Melo

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM (would amend restrictions regarding eligibility for post retirement employment to include participants in an alternate retirement plan provided to certain employees by the board of governors for higher education and/or the office of higher education {LC704/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 5914 SUB A

BY Costantino, Dennigan, Carter, Jacquard, Melo

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would require that the names and compensation of those providing professional services to public corporations be made public) {LC2101/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 525 as amended

BY DiPalma, Paiva-Weed, Connors, Algieri

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR FUEL TAX (would define the meaning of a manufactured biodiesel fuel with regard to the state motor fuel tax.) {LC1540/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 944 as amended

BY Gallo, Ruggerio, Blais, DeVall, DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION {LC2639/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 910

BY Algieri

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$30,000,000 BONDS BY THE TOWN OF WESTERLY TO FINANCE THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT, FURNISHING AND EQUIPPING OF THE WESTERLY HIGH SCHOOL {LC2584/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 457 (by request)

BY Algieri, Blais

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC1454/1}

06/25/2009 Placed on House Calendar

House Bill No. 6205

BY Fox, Lima, Petrarca, Rice A, Costantino

ENTITLED, AN ACT RELATING TO EDUCATION - HIGHER EDUCATION ASSISTANCE AUTHORITY {LC2665/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 286 SUB B

BY Ciccone, Picard, Tassoni, Felag, Jabour

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY TERMINAL {LC997/2/B}

06/25/2009 Placed on House Calendar

Senate Bill No. 413 SUB A

BY Lenihan, Cote, Sheehan

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION (would require that appointees to the Rhode Island health and education building corporation board of directors receive the advice and consent of the senate) {LC303/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 6294

BY Silva, Vaudreuil

ENTITLED, AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO PROVIDE FOR THE RENOVATION, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS AND SCHOOL FACILITIES IN THE CITY OF CENTRAL FALLS AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR {LC2846/1}

06/25/2009 Placed on House Calendar

House Bill No. 6328

BY Slater, Diaz

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$22,338,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO PROVIDE FUNDING FOR "WARM, SAFE AND DRY" PROJECTS IN PROVIDENCE PUBLIC SCHOOLS {LC2883/1}

06/25/2009 Placed on House Calendar

House Bill No. 6206

BY San Bento, Malik, Coderre E, Jacquard

ENTITLED, AN ACT RELATING TO TAXATION - SETOFF OF REFUND OF PERSONAL INCOME TAX {LC2585/1}

06/25/2009 Placed on House Calendar

House Bill No. 5913 SUB A

BY Fox, Ajello, Williamson, Mattiello, Marcello

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - FEES (would provide that a portion of the fees collected in district court and family court would be forwarded to Rhode Island legal services) {LC1626/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 5892 SUB A

BY Corvese, Silva

ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICE ACT {LC1680/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 5893 SUB A

BY Corvese, Silva

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AUTOMOBILE BODY REPAIR SHOPS {LC1679/1/A}
06/25/2009 Placed on House Calendar

Senate Bill No. 311 SUB A

BY Lynch, Connors, McCaffrey, Paiva-Weed, DaPonte

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - FEES (would provide that a portion of the fees collected in
district court and family court would be forwarded to Rhode Island legal services.)
{LC1853/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 999

BY Crowley

ENTITLED, AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO PROVIDE
FOR THE RENOVATION, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND
EQUIPPING OF PUBLIC SCHOOL BUILDINGS AND SCHOOL FACILITIES IN THE CITY
OF CENTRAL FALLS AND AUTHORIZING THE FINANCING THEREOF, INCLUDING
THE ISSUE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND OTHER EVIDENCES
OF INDEBTEDNESS THEREFOR {LC2845/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 450 as amended

BY Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AUTOMOBILE BODY REPAIR SHOPS (would provide that body shop licensees must
perform repairs to the vehicle indoors.) {LC1353/1}

06/25/2009 Placed on House Calendar

COMMITTEE ON HEALTH, EDUCATION AND WELFARE

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

House Bill No. 5613 SUB A

BY McNamara, Gallison, Malik

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH
INSURANCE {LC1289/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 543 SUB A as amended

BY Perry, Sosnowski, Miller, Levesque C, Sheehan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING
RESIDENCE LICENSING ACT {LC1509/3/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 777 SUB A as amended

BY Gallo, DiPalma, Lynch, Goodwin, Crowley

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH

INSURANCE (would provide a mechanism for group purchasing of health, dental and vision insurance for all Rhode Island teachers.) {LC2146/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 925

BY Fogarty P, Gallo

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD

ESTABLISHMENTS (would amend the definition of a "cultural heritage education facility" for purposes of chap. 21-27, "Sanitation in Food Establishments," & would require such a site to be at least 150 years old in order to be within the definition.) {LC2625/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 752 SUB A

BY Doyle, Maselli, Tassoni, McBurney, Connors

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION

ACT OF 2009 (would create "the Stroke Prevention Act of 2009) {LC1809/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 5168 SUB A

BY Mattiello, Serpa, Melo, Brien

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

(would permit the school committee of any school district to vote to forego and be exempt from the state requirement for school bus monitors. {LC397/1/A}

06/25/2009 Placed on House Calendar

COMMITTEE ON LABOR

Representative Corvese, for the Committee on Labor, reports back the following measures, with recommendation of passage:

Senate Bill No. 713

BY Perry, Levesque C, McCaffrey, Miller, Sosnowski

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - CERTIFIED

SCHOOL TEACHERS ARBITRATION (would amend section 28-9.3-9 to provide that if a successor collective bargaining agreement has not been agreed to by the parties) {LC1814/1}

06/25/2009 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Lally, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

Senate Bill No. 948

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2664/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 949

BY Miller

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2656/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 950

BY Maher, Blais, Algieri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2661/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 979

BY Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2770/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 987

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2752/1}
06/25/2009 Placed on House Calendar

Senate Bill No. 988

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2765/1}
06/25/2009 Placed on House Calendar

House Bill No. 5372 SUB A

BY Pollard, Edwards, Guthrie, Azzinaro, Marcello

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
{LC1023/1/A}
06/25/2009 Placed on House Calendar

House Bill No. 5329

BY Menard, Winfield, Naughton, Schadone

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND
SEPARATION {LC960/1}
06/25/2009 Placed on House Calendar

House Bill No. 6242 SUB A

BY Mattiello, Marcello, Palumbo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER
REGISTRATION AND COMMUNITY NOTIFICATION {LC2714/2/A}
06/25/2009 Placed on House Calendar

House Bill No. 6210 SUB A**BY** Martin, DaSilva, Kilmartin, Carnevale, Shallcross Smith**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- INTERNET SERVICE PROVIDERS -- DUTY TO DISCLOSE INFORMATION {LC2647/1/A}

06/25/2009 Placed on House Calendar

House Bill No. 6165 (by request)**BY** Vaudreuil, Carnevale, DaSilva, Kilmartin, Jacquard**ENTITLED**, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO PUBLIC RECORDS (would prohibit the release of the identity of a police officer involved in a deadly force incident until after the culmination of a grand jury proceeding) {LC2419/1}

06/25/2009 Placed on House Calendar

House Bill No. 5936 (Corrections)**BY** Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would permit the department of corrections to release an inmate on the prior business day of their prison release date or completion of sentence if such date falls on a weekend or on a holiday) {LC1617/1}

06/25/2009 Placed on House Calendar

House Bill No. 5732**BY** Lally**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES {LC2072/1}

06/25/2009 Placed on House Calendar

House Bill No. 5737**BY** Ajello, Walsh, Rice A, Segal, Lally**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT PROTECTIVE ORDERS {LC1688/1}

06/25/2009 Placed on House Calendar

House Bill No. 5294**BY** Segal, Edwards, Sullivan, Fierro**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE ESTABLISHMENTS (would define "domestic partner" for the purpose of granting authority to domestic partners of deceased for funeral arrangements of deceased.) {LC824/1}

06/25/2009 Placed on House Calendar

House Bill No. 6266**BY** Jackson, Martin, Rice A**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT MANAGEMENT AUTHORITIES {LC2761/1}

06/25/2009 Placed on House Calendar

House Bill No. 5743**BY** Palumbo, Corvese, Malik, McNamara, Lima**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION (would require any person that is a landlord and is by law to required register as a sex offender, would disclose said status in the lease {LC1545/1})

06/25/2009 Placed on House Calendar

House Bill No. 5323**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - APPOINTMENT, QUALIFICATION AND TENURE OF OFFICERS {LC980/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 572**BY** Perry, Goodwin, Crowley, Lynch, Sosnowski**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT PROTECTIVE ORDERS (would create the parameters relative to sexual assault protective orders, including forms for such orders, penalties and appeals.) {LC1079/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 82**BY** Bates, Algiere, McCaffrey**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND SEPARATION {LC95/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 930 SUB A**BY** Gallo, Tassoni, Doyle, Lanzi, Miller**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION {LC2594/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 614 as amended**BY** McCaffrey**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES (would establish that RI Traffic Tribunal judges/magistrates have the ability to impose not only monetary penalties, but all of those sanctions provided by this chapter including license suspension/community service for motorists under the age of 20) {LC1995/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 591 SUB A (Transportation)**BY** Bates**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CHILD RESTRAINTS {LC1330/1/A}

06/25/2009 Placed on House Calendar

Senate Bill No. 318 (Secretary of State)**BY** Ciccone, Crowley, Tassoni**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - APPOINTMENT, QUALIFICATION AND TENURE OF OFFICERS (would require any person appointed to a state board, agency or commission to take a prescribed oath of office, and shall entitle the appointee to a commission.) {LC1212/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 430 (Corrections)**BY** Metts, Jabour, Pichardo, Goodwin, Miller**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would permit the department of corrections to release an inmate on the prior business day of their prison release date or completion of sentence if such date falls on a weekend or on a holiday) {LC1442/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 195 SUB B**BY** Perry, Jabour, Miller, Levesque C, Pichardo**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE ESTABLISHMENTS (would define "domestic partner" for the purpose of granting authority to domestic partners of deceased for funeral arrangements of deceased.) {LC823/1/B}

06/25/2009 Placed on House Calendar

Senate Bill No. 261**BY** DiPalma, Sosnowski, Gallo, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES (would allow any executor or administrator of an estate to donate a conservation easement on real estate to obtain the benefit of a federal state tax exclusion) {LC988/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 270**BY** DiPalma, Sosnowski, Gallo, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS (would expand the powers of a trustee to allow them to donate a conservation easement on any real property in order to obtain the benefit of the state tax exclusion) {LC968/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 323 (Secretary of State)**BY** Goodwin**ENTITLED**, AN ACT RELATING TO ELECTIONS -- ADDRESS CONFIDENTIALITY OF DOMESTIC VIOLENCE VICTIMS {LC1350/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 272**BY** Doyle, Connors, McCaffrey**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND FALSE DEALING (act would create the misdemeanor criminal offense of "defrauding the administration of a drug or alcohol test") {LC307/1}

06/25/2009 Placed on House Calendar

Senate Bill No. 783 SUB A**BY** McCaffrey, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - PERSONS WITH DISABILITIES (would amend the state's civil rights laws so as to incorporate definitions and other changes made by the federal ADA Amendments Act.) {LC2112/1/A}

06/25/2009 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

House Bill No. 6316**BY** Gallison, Gablinske, Malik, Rice A, Martin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT CONVENTION AND VISITORS' BUREAU {LC2853/1}

06/25/2009 Placed on House Calendar

House Bill No. 6315**BY** Lally, Caprio D**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE ACQUISITION OF REAL ESTATE AND/OR DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE THAN \$2,000,000 BONDS AND NOTES THEREFOR {LC2856/1}

06/25/2009 Placed on House Calendar

House Bill No. 6301**BY** Kilmartin, Ehrhardt**ENTITLED**, AN ACT RELATING TO HIGHWAYS - ABANDONMENT**BY** TOWNS {LC2835/1}

06/25/2009 Placed on House Calendar

House Bill No. 5528**BY** Jackson, Rice A, Martin**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES -- NEWPORT {LC981/1}

06/25/2009 Placed on House Calendar

House Bill No. 5594 SUB A

BY Jackson, Rice A, Martin

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES -- LIABILITY AND COMPUTATION (would allow the city of Newport to collect delinquent hotel room taxes in the same manner as it collects delinquent property taxes) {LC1847/2/A}
06/25/2009 Placed on House Calendar

House Bill No. 5056 SUB A

BY Gemma, Fox, Kilmartin, Schadone

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF ADMINISTRATION {LC4/1/A}
06/25/2009 Placed on House Calendar

House Bill No. 5686 SUB A

BY San Bento, DaSilva, Shallcross Smith, Corvese

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would address expiration periods pertaining to any approval, permit, variance or license issued pursuant to any state statute or municipal ordinance) {LC1859/1/A}
06/25/2009 Placed on House Calendar

NEW BUSINESS

House Bill No. 6318 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES {LC2917/1/A}
06/25/2009 Introduced, referred to House Corporations.

House Bill No. 6319

BY Carnevale, Ucci, Petrarca, Fellela

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- PUBLIC DRINKING WATER SUPPLY {LC2870/1}
06/25/2009 Introduced, referred to House H.E.W.

House Bill No. 6320

BY Edwards, Gablinske, Pollard, Azzinaro

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- LABOR AND PAYMENT OF DEBTS
BY CONTRACTORS {LC2873/1}
06/25/2009 Introduced, referred to House Labor

House Bill No. 6321

BY Carter

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2872/1}
06/25/2009 Introduced, referred to House Municipal Government

House Bill No. 6322

BY Jackson, Martin, Rice A

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2857/1}

06/25/2009 Introduced, referred to House Municipal Government

House Bill **No. 6323**

BY Fellela

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2907/1}

Representative Fellela requests unanimous consent for immediate consideration.

There is no objection.

Representative Marcello discusses the act.

Read and passed, on a motion of Representative Fellela seconded by Representative Fox on a roll call vote, 41 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 41: The Honorable Speaker Murphy and Representatives Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, McNamara, Menard, Newberry, Pacheco, Pollard, Rice, M., Ruggiero, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 4: Representatives Hearn, Marcello, O'Neill, Petrarca.

House Resolution **No. 6324**

BY Serpa, Williamson, Murphy

ENTITLED, HOUSE RESOLUTION CONGRATULATING GERARD JAMES TELLIER ON THE OCCASION OF HIS GRADUATION FROM MANHATTANVILLE COLLEGE {LC2925/1}

Representative Serpa requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Serpa seconded by Representative Williamson and by unanimous consent, on a voice vote.

With the agreement of the Majority and the Minority, Representative Williamson requests to place (09-H 6325) on the top of the Calendar for tomorrow. There is no objection.

House Bill **No. 6325**

BY Williamson

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- WEST WARWICK HOME RULE CHARTER {LC2890/1}

06/25/2009 Placed on House Calendar

House Resolution **No. 6326**

BY Guthrie, Edwards, Pollard, Rice M, Menard

ENTITLED, HOUSE RESOLUTION CONGRATULATING ERIK C. STAMP ON
ATTAINING THE RANK OF EAGLE SCOUT {LC2908/1}

Representative Guthrie requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6327

BY Guthrie, Edwards, Pollard, Rice M, Menard

ENTITLED, HOUSE RESOLUTION RECOGNIZING AND COMMENDING JARED R.
JACAVONE ON ACHIEVING SCOUTING'S MOST DISTINGUISHED HONOR, THE
RANK OF EAGLE SCOUT {LC2906/1}

Representative Guthrie requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Guthrie seconded by Representatives Ferri, Menard and Edwards by unanimous consent on a voice vote.

House Bill No. 6328

BY Slater, Diaz

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS
SECTION 16-7-44 APPROVING THE ISSUANCE OF \$22,338,000 LEASE REVENUE
BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC
BUILDINGS AUTHORITY TO PROVIDE FUNDING FOR "WARM, SAFE AND DRY"
PROJECTS IN PROVIDENCE PUBLIC SCHOOLS {LC2883/1}

06/25/2009 Introduced, referred to House Finance

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 997 SUB A

BY Tassoni

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE
INCOME HOUSING {LC2834/1/A}

06/25/2009 Referred to House Constituent Services

Senate Bill No. 992

BY Crowley, Blais

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS -COPPER THEFT PREVENTION ACT {LC2634/1}

06/25/2009 Referred to House Corporations

Senate Bill No. 290 SUB B

BY Blais, Cote, Maselli, Walaska

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES

{LC695/1/B}

06/25/2009 Referred to House Corporations

Senate Bill No. 991 SUB A

BY Lanzi, Paiva-Weed, Connors, Maher, Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES {LC2683/1/A}

06/25/2009 Referred to House Corporations

Senate Bill No. 970

BY Algieri

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE (would create the interoperable communications committee (ICC) which would deal with statewide communications interoperability.) {LC2733/1}

06/25/2009 Referred to House Corporations

Senate Bill No. 496

BY Sosnowski, Felag, Tassoni, Bates

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT COMMISSION {LC1096/1}

06/25/2009 Referred to House Corporations

Senate Bill No. 294 SUB A (Attorney General)

BY Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HOME HEATING OIL SALES {LC1387/1/A}

06/25/2009 Referred to House Corporations

Senate Bill No. 134 SUB A

BY Fogarty P, Gallo, Blais, Maher, Raptakis

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOBILE AND MANUFACTURED HOMES (would institute procedural safeguards for owners of mobile or manufactured homes who want, or must, sell or move their homes.) {LC789/1/A}

06/25/2009 Referred to House Corporations

Senate Bill No. 283 (Business Regulation)

BY Maher

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING (would prevent a boxing referee from automatically stopping a match if any boxer suffered three (3) knockdowns in any one round.) {LC1305/1}
06/25/2009 Referred to House Corporations

Senate Bill No. 284 (Business Regulation)

BY Maher

ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- BOXING AND WRESTLING (would allow complimentary tickets boxing matches to be distributed with the consent and approval of the director.) {LC1306/1}
06/25/2009 Referred to House Corporations

Senate Bill No. 540 SUB A

BY Perry, Metts, Tassoni, Sosnowski, Miller

ENTITLED, AN ACT RELATING TO INSURANCE (would provide for mandatory coverage of FDA approved smoking cessation prescription medications and any generic substitute.) {LC1385/1/A}
06/25/2009 Referred to House Corporations

Senate Bill No. 589 SUB A (Attorney General)

BY Raptakis, McBurney, Felag, Walaska, Maselli

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS {LC413/2/A}
06/25/2009 Referred to House Corporations

Senate Bill No. 622

BY Ruggerio, Ciccone, McBurney, Doyle, Tassoni

ENTITLED, AN ACT RELATING TO SPORTS RACING AND ATHLETICS -- MIXED MARTIAL ARTS (would permit mixed martial arts matches in Rhode Island and provides the rules, regulations and guidelines for such matches) {LC1089/1}
06/25/2009 Referred to House Corporations

Senate Bill No. 872

BY Raptakis, Blais, Maher, Walaska, Maselli

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE SAFETY CODE -- GENERAL PROVISIONS {LC2380/1}
06/25/2009 Referred to House Corporations

Senate Bill No. 952

BY Miller, Connors

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - TRANSFER OF VEHICLES {LC2691/1}
06/25/2009 Referred to House Corporations

Senate Bill No. 905

BY Walaska, Bates, Algieri, Blais

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT {LC2394/1}

06/25/2009 Referred to House Environment and Natural Resources

Senate Bill No. 945

BY Felag, Paiva-Weed, Connors, Algieri, Bates

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION (would increase the number of the members of the economic development corporation from nine (9) to thirteen (13). It would also create a permanent joint oversight committee on economic development.) {LC2650/1}

06/25/2009 Referred to House Finance

Senate Bill No. 969 as amended

BY Lenihan, Sosnowski

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE (would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the state without first obtaining a license.) {LC2701/1}

06/25/2009 Referred to House Finance

Senate Bill No. 977 SUB A

BY Raptakis, Blais, Ciccone, Connors, Felag

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ALLOCATION FOR ART FOR PUBLIC FACILITIES ACT {LC2741/1/A}

06/25/2009 Referred to House Finance

Senate Bill No. 407 SUB A

BY Goodwin, Miller

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES' HIGHER EDUCATION OPPORTUNITY INCENTIVE GRANT {LC1348/1/A}

06/25/2009 Referred to House Finance

Senate Bill No. 405 (by request)

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION (would provide that any abatement of uncollectable taxes be approved by the director of revenue) {LC1458/1}

06/25/2009 Referred to House Finance

Senate Bill No. 408 as amended

BY Pichardo, Sosnowski, Gallo, Crowley, Doyle

ENTITLED, AN ACT RELATING TO TAXATION - CIGARETTE TAX (would provide that no license or permit to sell cigarettes would be issued or renewed unless the licensee has paid all current, fees, fines or other outstanding charges) {LC1740/1}

06/25/2009 Referred to House Finance

Senate Bill No. 505**BY** Fogarty P, Ciccone, Gallo**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS {LC1699/1}

06/25/2009 Referred to House Finance

Senate Bill No. 528 SUB A as amended**BY** Doyle**ENTITLED**, AN ACT RELATING TO EDUCATION (would provide a new structure for the creation, operation and funding of charter schools. The act makes distinctions for district charter schools, independent charters and mayoral academies.) {LC1379/1/A}

06/25/2009 Referred to House Finance

Senate Bill No. 922**BY** Doyle, Tassoni, Connors, Bates**ENTITLED**, AN ACT RELATING TO TAXATION -- TAX INCENTIVES FOR NURSING FACULTY (would create a new chapter affording a tax incentive for nursing faculty.) {LC2493/1}

06/25/2009 Referred to House Finance

Senate Resolution No. 994**BY** Felag**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2832/1}

06/25/2009 Referred to House Finance

Senate Bill No. 543 SUB A as amended**BY** Perry, Sosnowski, Miller, Levesque C, Sheehan**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT (would establish minimum standards for the licensing of "assisted living residences- adult foster care.") {LC1509/3/A}

06/25/2009 Referred to House Health, Education and Welfare

Senate Bill No. 752 SUB A**BY** Doyle, Maselli, Tassoni, McBurney, Connors**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009 (would create "the Stroke Prevention Act of 2009) {LC1809/1/A}

06/25/2009 Referred to House Health, Education and Welfare

Senate Bill No. 777 SUB A as amended**BY** Gallo, DiPalma, Lynch, Goodwin, Crowley**ENTITLED**, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH INSURANCE (would provide a mechanism for group purchasing of health, dental and vision insurance for all Rhode Island teachers.) {LC2146/1/A}

06/25/2009 Referred to House Health, Education and Welfare

Senate Bill No. 925**BY** Fogarty P, Gallo**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD ESTABLISHMENTS {LC2625/1}

06/25/2009 Referred to House Health, Education and Welfare

Senate Bill No. 428 SUB A as amended**BY** Sheehan, Jabour, Lenihan, Cote, Sosnowski**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- JUDICIAL SELECTION {LC1779/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 783 SUB A**BY** McCaffrey, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - PERSONS WITH DISABILITIES {LC2112/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 423 SUB A (Attorney General)**BY** Sosnowski, Maselli, Sheehan, Algiere, Felag**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES (would repeal the enhancement of penalties for subsequent offenses of DUI, death resulting and DUI resulting in serious bodily injury/would replace the enhancement of penalties with an amended single range of penalties) {LC409/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 261**BY** DiPalma, Sosnowski, Gallo, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES (would allow any executor or administrator of an estate to donate a conservation easement on real estate to obtain the benefit of a federal state tax exclusion) {LC988/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 260**BY** McCaffrey, Walaska, Crowley**ENTITLED**, AN ACT RELATING TO ELECTIONS - VOTING DISTRICTS AND OFFICIALS (would consolidate various provisions of the general laws regarding the election or appointment of moderators and clerks in various municipalities) {LC852/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 270**BY** DiPalma, Sosnowski, Gallo, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS {LC968/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 323 (Secretary of State)**BY** Goodwin**ENTITLED**, AN ACT RELATING TO ELECTIONS -- ADDRESS CONFIDENTIALITY OF DOMESTIC VIOLENCE VICTIMS {LC1350/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 617 SUB A**BY** Crowley, McCaffrey, DeVall, Sosnowski, Perry**ENTITLED**, AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS (act would allow local boards, with the approval of the board of elections, to combine two (2) or more voting districts and the combined district shall be treated as a voting district) {LC1217/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 272**BY** Doyle, Connors, McCaffrey**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND FALSE DEALING (act would create the misdemeanor criminal offense of "defrauding the administration of a drug or alcohol test") {LC307/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 822**BY** Jabour, Perry, Goodwin**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES (would increase the amount of community service to be completed and the period of mandatory license suspensions, after the first offense, for an underage person in possession of alcoholic beverages.) {LC2045/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 264**BY** Raptakis, Maselli, Blais, Tassoni, Sosnowski**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES (would increase the penalties for those convicted of driving under the influence, resulting in death and driving under the influence, resulting in serious bodily injury.) {LC68/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 145 SUB A**BY** Walaska**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- EXPLOSIVES AND FIREWORKS (would repeal the law relating to the sale and possession of fireworks & create new laws governing the sale, possession, or use of explosive devices and components of explosive devices. This act would proscribe penalties for violations of the new laws. {LC450/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 932

BY Tassoni

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND VANDALISM {LC2632/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 988

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2765/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 979

BY Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF {LC2770/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 987

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2752/1}

06/25/2009 Referred to House Judiciary

Senate Bill No. 584 SUB A as amended

BY Miller, Connors, Metts, Tassoni

ENTITLED, AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION {LC1404/2/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 823 SUB A

BY Goodwin, Ruggerio, Jabour

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES {LC2042/1/A}

06/25/2009 Referred to House Judiciary

Senate Bill No. 1003 SUB A

BY Fogarty P, Ruggerio, Paiva-Weed, Connors, Ciccone

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION {LC2838/1/A}

06/25/2009 Referred to House Labor

Senate Bill No. 937

BY Tassoni

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - OVERTIME CALCULATION (would create the "Rhode Island Construction Fair Remedy Act" in order to encourage the resolution of construction claims prior to litigation.) {LC2543/1}

06/25/2009 Referred to House Labor

Senate Bill No. 877

BY Ruggerio, Connors, DaPonte, Felag, Ciccone

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - RESOURCE RECOVERY CORPORATION {LC2430/1}

06/25/2009 Referred to House Labor

Senate Bill No. 637 as amended

BY Ruggerio, Connors, Tassoni, McBurney, Jabour

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS (specify the ratio of apprentices to journeypersons in various fields of trade and industry) {LC663/1}

06/25/2009 Referred to House Labor

Senate Bill No. 656 as amended

BY Ruggerio, McCaffrey, Maselli, Crowley, Gallo

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (bidding on public works projects valued at \$1,000,000 or more, all general contractors and subcontractors shall have an indentured apprenticeship program with the department of labor and training) {LC904/1}

06/25/2009 Referred to House Labor

Senate Bill No. 811 SUB A

BY Tassoni

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (would authorize the town of Smithfield to impose a business registration fee.) {LC2196/1/A}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 1001

BY DiPalma, Paiva-Weed

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL AREA ZONING {LC2818/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 1000

BY Paiva-Weed, DiPalma

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT MANAGEMENT AUTHORITIES {LC2817/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 971

BY Sheehan, Lenihan

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE GILBERT STUART MEMORIAL, INC. (would increase the Gilbert Stuart Memorial, Inc.'s property tax exemption to eight million dollars (\$8,000,000).) {LC2757/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 976**BY** Algieri**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC2746/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 985**BY** O'Neill E, Connors**ENTITLED**, AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930, ENTITLED "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED {LC2795/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 986**BY** Sheehan, Lenihan**ENTITLED**, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE COCUMCUSOC ASSOCIATION {LC2702/1}

06/25/2009 Referred to House Municipal Government

Senate Bill No. 999**BY** Crowley**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO PROVIDE FOR THE RENOVATION, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS AND SCHOOL FACILITIES IN THE CITY OF CENTRAL FALLS AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR {LC2845/1}

06/25/2009 Referred to House Finance

Senate Bill No. 681 (General Treasurer)**BY** Felag, Bates, Walaska, Raptakis, Lynch**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - PRACTICE IN PROBATE COURTS {LC1631/1}

06/25/2009 Referred to House Veterans Affairs

Senate Bill No. 990**BY** O'Neill E, Maher, Raptakis, Connors, Paiva-Weed**ENTITLED**, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF RING RETIREES ASSOCIATION {LC2794/1}

06/25/2009 Referred to House Veterans Affairs

Senate Bill No. 1024**BY** Lenihan, Sheehan, Levesque C, Sosnowski, O'Neill E**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES -- CONTRACTORS BONDS -- LABOR AND PAYMENT OF DEBTS BY CONTRACTORS {LC2913/1}

06/25/2009 Referred to House Finance

Senate Bill No. 463 SUB A (Business Regulation)
BY Blais
ENTITLED, AN ACT RELATING TO INSURANCE {LC1324/1/A}
07/14/2009 Referred to House Corporations

Senate Bill No. 465 SUB A (Business Regulation)
BY Blais
ENTITLED, AN ACT RELATING TO INSURANCE {LC1413/1/A}
07/14/2009 Referred to House Corporations

Senate Bill No. 479
BY Sheehan, Picard, O'Neill E, Cote, Lenihan
ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - INTEREST AND USURY {LC1460/1}
07/14/2009 Referred to House Corporations

Senate Bill No. 667 SUB A (Business Regulation)
BY Blais
ENTITLED, AN ACT RELATING TO INSURANCE (omnibus bill which clarifies and amends certain sections of insurance law) {LC1325/1/A}
07/14/2009 Referred to House Corporations

Senate Bill No. 380
BY Doyle, Connors, Tassoni, McBurney
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION {LC996/1}
07/14/2009 Referred to House Judiciary

Senate Resolution No. 1040 SUB A
BY Levesque C
ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND PUI O, INC. {LC2920/1/A}
07/14/2009 Referred to House Finance

Senate Resolution No. 1039 SUB A
BY Sheehan, Lenihan
ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND BAKERFORD PROPERTIES, LLC {LC2921/1/A}
07/14/2009 Referred to House Finance

Senate Bill No. 1012 SUB A as amended

BY DaPonte, Connors, DeVall

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS (would mandate that every town, city and school district consolidate certain functions by January 1, 2011.) {LC2867/3/A}

07/14/2009 Referred to House Finance

Senate Resolution No. 1030 SUB A

BY Bates, Levesque C, Felag

ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND 530 WOOD STREET ASSOCIATES, LP {LC2916/1/A}

07/14/2009 Referred to House Finance

Senate Bill No. 1041

BY Maselli

ENTITLED, AN ACT RELATING TO EDUCATION {LC2951/1}

07/14/2009 Referred to House Finance

Senate Bill No. 569

BY Levesque C

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS {LC1861/1}

07/14/2009 Referred to House Finance

Senate Bill No. 825

BY Tassoni, Paiva-Weed, Connors

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORK--SHARING BENEFITS (would modify the definition of "eligible employer" by deleting the word "private.") {LC2211/1}

07/14/2009 Referred to House Labor

Senate Bill No. 1043

BY Gallo, Lanzi, Miller

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2953/1}

07/14/2009 Referred to House Municipal Government

Senate Bill No. 501 SUB A

BY Felag, Tassoni, Bates, Levesque C, Ciccone

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF VETERANS' AFFAIRS {LC1950/1/A}

07/14/2009 Referred to House Veterans Affairs

CALENDAR

From the Calendar are taken:

IN ORDER FOR THURSDAY, JUNE 25, 2009:

With the agreement of the Majority and the Minority, Majority Leader Fox request to take item # 14 up first on the Calendar. There is no objection.

14 2009-H 6304

BY Sullivan

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS – BIG RIVER RESERVOIR MORATORIUM

Ordered on the Calendar

Representative Sullivan moves passage of the act, seconded by Representatives Winfield, Guthrie, and Williamson.

Read and passed, a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Coderre, Corvese, DaSilva, DeSimone, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

RECESS

At 3:58 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 6:08 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

1 2009-H 5828 SUB A

BY Ferri

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION – WATER CONSERVATION

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

Representative Malik moves passage of the act, seconded by Representatives Ferri, Caprio, Ajello, Walsh, M. Rice, A. Rice, Pacheco, and several other members of the House.

By unanimous consent, Representative Ferri seconded by Representative Dennigan offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 5828 SUBSTITUTE A

AN ACT RELATING TO WATERS AND NAVIGATION -- WATER CONSERVATION

Mr. Speaker:

I hereby move to amend 2009 -- H 5828 SUBSTITUTE A, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- WATER CONSERVATION", as follows:

(1) On page 2, by deleting all of the language on line 4, by inserting in place thereof the following language:

"(4) "Water supplier" shall mean all water supply systems regulated by the public utilities commission including the Kent County Water Authority, Newport Water Department, Pawtucket Water Supply Board, Providence Water Supply Board, United Water Rhode Island, Woonsocket Water Department and any future water supply system that meets the definition established in subdivision 39-1-2(20) pertaining to public utilities employed for the distribution of water to the consuming public."

(2) On page 5, line 25, by deleting the number "45-39.1-6" and inserting in place thereof the number "45-39.1-5".

(3) On page 16, line 7, by deleting the number "45-22.3-6(6)" and inserting in place thereof the number "45-22.2-6(6)".

Respectfully submitted,

REPRESENTATIVE FERRI

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LC01040/4
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Representatives Ferri and Watson discuss the amendment.

The motion to amend prevails on a roll call vote 72 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 72: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Ferri, Watson, Walsh Gemma, Ruggerio, Serpa, M. Rice, and McNamara discuss the act as amended.

Representative A. Rice moves the question seconded by Representative Kilmartin.

The motion prevails with 39 members voting in the affirmative and 30 members voting in the negative as follows:

YEAS - 39: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Carnevale, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Fox, Gablinske, Gallison, Guthrie, Hearn, Jackson, Jacquard, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McNamara, Pacheco, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Winfield.

NAYS - 30: Representatives Ajello, Brien, Caprio, Carter, Coderre, Driver, Ehrhardt, Fierro, Flaherty, Gemma, Giannini, Handy, Loughlin, MacBeth, McCauley, Melo, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Savage, Schadone, Serpa, Trillo, Walsh, Wasylyk, Watson, Williams.

Representatives Fierro, Dennigan, Martin, Fox, Trillo, Ferri, Gemma, M. Rice and Watson continue discussion on the act, as amended.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 13 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Naughton, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Shallcross-Smith, Silva, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 13: Representatives Ehrhardt, Gemma, Loughlin, MacBeth, Melo, Menard, Newberry, O'Neill, Petrarca, Savage, Serpa, Trillo, Watson.

REQUEST

Representative Baldelli-Hunt requests the journal to reflect that if she had voted on (09-H 5828 SUB Aaa), she would have voted in the affirmative.

2 2009-H 5900 SUB A

BY Diaz

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -
SMALLLOAN LENDERS**

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

3 2009-H 6052

BY Fellela

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY RHODE
ISLAND RESOURCE RECOVERY CORPORATION

Committee on Environment and Natural Resources recommends passage.

Representative Malik moves passage of the act, seconded by Representative Fellela.

Representatives Driver and Malik discuss the act.

By unanimous consent, Representative Ehrhardt seconded by Representative Malik offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 6052

AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE
RECOVERY CORPORATION

Mr. Speaker:

I hereby move to amend 2009 -- H 6052, entitled "AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION", as follows:

On page 2, line 8, by deleting the language "any and all" and inserting in place thereof the word "reasonable".

Respectfully submitted,

REPRESENTATIVE EHRHARDT

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LC02299/2

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Representative Ehrhardt discusses the amendment.

The motion to amend prevails on a roll call vote 65 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gemma, Giannini,

Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Loughlin, Watson.

REQUEST

Representative Gallison requests the journal to reflect that if he had voted on (LC 02299/2), he would have voted in the affirmative.

By unanimous consent, Representative Ehrhardt seconded by Representatives Malik and Fox offers a written motion to amend.

FLOOR AMENDMENT TO 2009 -- H 6052

AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION

Mr. Speaker:

I hereby move to amend 2009 -- H 6052, entitled "AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION", as follows:

On page 2, line 10, by adding after the word "collected" the words "for that violation".

Respectfully submitted,

REPRESENTATIVE EHRHARDT

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LC02299/3

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Representative Ehrhardt discusses the amendment.

The motion to amend prevails on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal,

Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Loughlin.

Representatives Trillo, Malik, Ucci, Carter, Dennigan, and Loughlin 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, 68 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

REQUEST

Representative Baldelli-Hunt requests the journal to reflect that if she had voted on (09-H 6052 aa), she would have voted in the affirmative.

4 2009-H 6263

BY Marcello

ENTITLED, AN ACT RELATING TO INSURANCE -- RHODE ISLAND TITLE INSURERS

Committee on Corporations recommends passage.

By unanimous consent, Representative Marcello moves to recommit to the Committee on Corporations seconded by Representative Fox. There is no objection.

Read and recommitted to the Committee on Corporations.

5 2009-H 5591

BY Serpa

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION -- PROCEDURE

Committee on Labor recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

6 2009-H 5661 SUB A

BY Giannini

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES – TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE

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 Coderre, Williams, Giannini, A. Rice, Fellela, McNamara, Hearn, Shallcross- Smith, DaSilva, Kilmartin, and Corvese.

Representatives Giannini, DaSilva, Corvese, Trillo, and Giannini discuss the act.

The bill marked Substitute “A” is read and passed, and the original bill 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 Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUESTS

Representatives Loughlin and Baldelli-Hunt request the journal to reflect that if they had voted on (09-H 5661 Sub A), they would have voted in the affirmative.

TRANSMITTAL

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

7 2009-H 5383 SUB A

BY Ehrhardt

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY -- BENEFITS

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

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

Representative Ehrhardt discusses the act.

By unanimous consent, Representative Ehrhardt seconded by Representative Corvese offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 5383 SUBSTITUTE A

**AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT
SECURITY -- BENEFITS**

Mr. Speaker:

I hereby move to amend 2009 -- H 5383 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT SECURITY -- BENEFITS", as follows:

(1) On page 1, line 10, by deleting the word "March" and inserting in place thereof the word "January".

(2) On page 1, line 13, by deleting the word "Federal" and inserting in place thereof the language "United States".

Respectfully submitted,

REPRESENTATIVE EHRHARDT

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LC01026/3

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Representative Ehrhardt discusses the amendment.

The motion to amend prevails on a roll call vote 65 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 65: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

REQUESTS

Representatives Diaz and Handy request the journal to reflect that if they had voted on (09-H 5383 Sub Aaa), they would have voted in the affirmative.

8 2009-H 5509 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO EDUCATION

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

Representative Corvese moves passage of the act, seconded by Representatives Gallison, Baldelli-Hunt, and many other members of the House.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

9 2009-H 5585

BY Carter

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --

HOISTING ENGINEERS

Committee on Labor recommends passage.

Representative Corvese moves passage of the act, seconded by Representatives Carter, and Fellela.

Read and passed, 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, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 4: Representatives Loughlin, Trillo, Watson, Winfield.

REQUEST

Representative Azzinaro requests the journal to reflect that if he had voted on (09-H 5585), he would have voted in the affirmative.

10 2009-H 6073 SUB A as amended

BY Gemma

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - REGISTRATION OF
MOTOR VEHICLES - BREAST CANCER SUPPORT LICENSE
PLATES

Committee on Constituent Services recommends indefinite postponement of the original bill and passage of Substitute A as amended.

Representative Giannini moves passage of the act, as amended, seconded by Representatives Lally, Coderre, Diaz, Kennedy, and Gemma.

Representatives Watson and Gemma 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, 64 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison,

Gemma, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Newberry, Watson.

11 2009-H 6253

BY Naughton

ENTITLED, HOUSE RESOLUTION PROCLAIMING JUNE 21, 2009 AS ASKING SAVES KIDS DAY

Committee on Constituent Services recommends passage.

Representative Hearn moves passage of the resolution, seconded by Representative Naughton.

Representatives Hearn, Watson, Giannini, Martin, and Gemma discuss the resolution.

Representative Watson rises on a point of order for Representative Gemma to speak germane to the resolution.

The Honorable Speaker rules for Representative Gemma to speak germane to the resolution.

Representatives Watson and Gemma continue discussion on the resolution.

Read and passed, a roll call vote, 67 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Jacquard, Walsh, Watson.

12 2009-H 6261 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

Committee on Constituent Services 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 Friday, June 26, 2009.

13 2009-H 6303

BY Ruggiero

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE

Ordered on the Calendar

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

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Sullivan, Trillo, Ucci, Vaudreuil, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 6303), she would have voted in the affirmative.

15 2009-H 5356

BY Dennigan

ENTITLED, AN ACT RELATING TO LIBRARIES

Committee on Finance recommends passage.

Representative Dennigan moves passage of the act, seconded by Representatives Carter, Melo, Ruggiero, and Almeida.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin,

MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 5356), she would have voted in the affirmative.

16 2009-H 5636

BY Dennigan

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
STATE EXPENDITURES FOR NON-STATE EMPLOYEE SERVICES

Committee on Finance recommends passage.

Representative Dennigan moves passage of the act, seconded by Representatives Ajello, Melo, Pacheco, and Hearn.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Sullivan, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 5636), she would have voted in the affirmative.

17 2009-H 5786 SUB A

BY Watson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CHILD
RESTRAINTS

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

Representative Costantino moves passage of the act, seconded by Representative McNamara.

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 2 members voting in the negative as follows:

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Ucci, Watson.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 5786 SUB A), she would have voted in the affirmative.

18 2009-H 5831

BY Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage.

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

19 2009-H 5074 SUB A

BY Gemma

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES AND OTHER
VEHICLES-- PASSING, USE OF LANES, AND RULES OF THE
ROAD

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

Representative Lally moves passage of the act, seconded by Representative Gemma and many other members.

Representatives Driver, Lally, Gemma, Watson, Loughlin, and Newberry discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

With the agreement of the Majority and the Minority, Majority Leader Fox request to take item # 26 up next on the Calendar. There is no objection.

26 2009-H 5291

BY Almeida

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH, AND SUBMIT THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (CHANGE THE NAME OF THE STATE)

Committee on Judiciary recommends passage.

Representative Lally moves passage of the resolution, seconded by Representatives Ajello, Almeida, Fox, Handy, Dennigan, Jacquard, Williams, A. Rice, McCauley, Pacheco, and Driver.

Representatives Almeida, M. Rice, Watson, Slater, Lima, Trillo, Ferri, Gemma, Driver, McCauley, Fox, A. Rice, Williams, Diaz, Savage, Palumbo, Corvese, McNamara, Mattiello, Gablinske and Carter discuss the resolution.

Read and passed, a roll call vote, 70 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Gemma, Newberry, Watson.

TRANSMITTAL

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

ANNOUNCEMENTS

Majority Leader Fox announces the House will be in recess and during the recess the following Committees will meet.

Representative Costantino announces that the Committee on Finance will meet during recess, in Room 35 of the State House.

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

Representative Gallison announces that the Committee on Environment and Natural Resources during recess will meet in the House Lounge of the State House.

Representative Corvese announces that the Committee on Labor will meet during recess in Room 201 of the State House.

RECESS

At 8:53 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 10:34 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

43 2009-H 5582

BY Lally

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS

Committee on Labor recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

With the agreement of the Majority and the Minority, Majority Leader Fox request to take certain Senate bills up next. There is no objection

46 2009-S 51

BY Pichardo

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES

Committee on Corporations recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representatives McNamara and Williams.

Representatives Driver and Petrarca discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

47 2009-S 560 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS

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

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

Representatives Driver, Kilmartin, Schadone, Newberry, Fox, and Watson discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 26, 2009.

48 2009-S 346

BY Sheehan

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES

Committee on Constituent Services recommends passage in concurrence.

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

By unanimous consent, Representative Fox seconded by Representatives Pacheco offers a written motion to amend.

**F F L O O R A M E N D M E N T
T O**

2009 -- S 346

RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES

Mr. Speaker:

I hereby move to amend 2009 -- S 346, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES", as follows:

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

"SECTION 1. Chapter 31-3 of the General Laws entitled "Registration of Vehicles" is hereby amended by adding thereto the following section:

31-3-85. Special plate for Friends of Plum Beach Lighthouse, Inc. -- (a) The administrator of the division of motor vehicles is empowered to make available special motor vehicle registration plates for the not-for profit Friends of Plum Beach Lighthouse, Inc.

(b) The special plate shall be displayed upon the same registration number assigned to the vehicle for which it was issued and shall be used in place of and in the same manner as the registration plates issued to the vehicle. The original registration plates for the vehicle shall be removed from the vehicle and the registration certificate for the plates shall be carried in the vehicle, in accordance with section 31-3-9. The registration certificate shall be in effect for the special plate.

(c) Friends of Plum Beach Lighthouse, Inc. motor vehicle plates shall be the same size as regular motor vehicle plates and shall be designed by the Friends of Plum Beach Lighthouse, Inc.

in conjunction with the division of motor vehicles, with the design approved by the Rhode Island state police.

(d) Friends of Plum Beach Lighthouse, Inc. plates shall be subject to a minimum pre-paid order of at least nine hundred (900) plates. Friends of Plum Beach Lighthouse, Inc. plates shall not be issued unless the minimum order requirements are met.

(e) The administrator of the division of motor vehicles shall develop application forms, pre-payment procedures and any other procedures deemed necessary to carry out the purposes of this section.

(f) In addition to the regular prescribed motor vehicle registration fee, Friends of Plum Beach Lighthouse, Inc. plates shall be subject to a forty dollar (\$40.00) issuance surcharge.

(g) The forty dollar (\$40.00) issuance surcharge shall be allocated as follows: twenty dollars (\$20.00) shall be allocated to the general fund and the remaining twenty dollars (\$20.00) shall be distributed annually to the Friends of Plum Beach Lighthouse, Inc. to assist in the fiscal needs required to maintain and protect this historic site for all to enjoy, and to continue in the fostering of the Friends of Plum Beach Lighthouse's, Inc. presence as an asset to Rhode Island's economic growth and prosperity. (The distribution to the Friends of Plum Beach Lighthouse, Inc. shall be placed in a restricted account and shall be paid to the Friends of Plum Beach Lighthouse, Inc.

(h) The Friends of Plum Beach Lighthouse, Inc. will be required to submit an annual financial statement before such monies are distributed.

(i) There shall be no refunds for early cancellation of Friends of Plum Beach Lighthouse, Inc. plates.

SECTION 2. This act shall take effect upon passage.”

Respectfully submitted,

REPRESENTATIVE FOX

=====

LC01697/3

=====

Representative Fox discusses the amendment.

The motion to amend prevails on a roll call vote 49 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives O'Neill, Trillo, Watson.

Read and passed, as amended, a roll call vote, 45 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 5: Representatives Newberry, O'Neill, Petrarca, Trillo, Watson.

49 2009-S 700 as amended

BY Raptakis

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CONSOLIDATION OF RETAIL BUSINESS PERMITS AND FEE COLLECTION FORMS

Committee on Constituent Services recommends passage as amended in concurrence.

Representative Fox moves passage of the act, as amended, seconded by Representative Serpa.

Read and passed, as amended, in concurrence, a roll call vote, 42 members voting in the affirmative and 8 members voting in the negative as follows:

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, DaSilva, DeSimone, Diaz, Driver, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Marcello, Martin, McNamara, Menard, Newberry, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Serpa, Shallcross-Smith, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 8: Representatives Edwards, Fierro, Guthrie, O'Neill, Segal, Sullivan, Trillo, Watson.

REQUEST

Representative Corvese requests the journal to reflect that if he had voted on (09-S 700aa, in concurrence), he would have voted in the affirmative.

HOLD ON DESK

Representative Fox requests to hold (09-S 700aa, in concurrence) on the desk. There is no objection.

50 2009-S 64

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Municipal Government recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 1: Representative Watson.

51 2009-S 162

BY Connors

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
THE CIVIL RIGHTS ACT OF 1990

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 49 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, MacBeth, Malik, Martin, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 4: Representatives Loughlin, Marcello, Newberry, Watson.

53 2009-S 256

BY McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF
INSTRUMENTS

Committee on Judiciary recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative O'Neill.

Read and passed, in concurrence, a roll call vote, 51 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Trillo.

54 2009-S 257

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - INSURANCE

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

56 2009-S 459

BY Tassoni

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
OPERATORS' AND CHAUFFEURS' LICENSES

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

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

Read and passed, in concurrence, a roll call vote, 48 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, McNamara, Menard, O'Neill, Pacheco, Palumbo, Petrarca, Pollard,

Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 4: Representatives Loughlin, Newberry, Trillo, Watson.

57 2009-S 221

BY Sosnowski

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF WHALE ROCK LAND COMPANY

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 50 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Corvese, DaSilva, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 2: Representatives Edwards, Watson.

58 2009-S 274

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
INSTITUTIONS

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

59 2009-S 460**BY Felag****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES

Committee on Judiciary recommends passage in concurrence.

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

Representative Watson discusses the act.

Read and passed, in concurrence, a roll call vote, 35 members voting in the affirmative and 16 members voting in the negative as follows.

YEAS - 35: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Corvese, DeSimone, Diaz, Driver, Fellela, Ferri, Fox, Gablinske, Gallison, Guthrie, Handy, Kennedy, Kilmartin, Loughlin, Malik, Marcello, Martin, McNamara, Pacheco, Palumbo, Pollard, Rice, A., Schadone, Serpa, Shallcross-Smith, Sullivan, Ucci, Vaudreuil, Wasylyk, Williams.

NAYS - 16: Representatives Coderre, DaSilva, Edwards, Fierro, MacBeth, Menard, Newberry, O'Neill, Petrarca, Rice, M., Ruggiero, Segal, Trillo, Walsh, Watson, Winfield.

REQUESTS

Representatives Brien, Baldelli-Hunt and Fellela, request the journal to reflect that they had voted incorrectly on (09-S460, in concurrence), they should have voted in the negative.

61 2009-S 996**BY Lenihan****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF OPPORTUNITIES INDUSTRIALIZATION
CENTER OF RHODE ISLAND INCORPORATED

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 51 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Edwards.

63 2009-S 366

BY Crowley

ENTITLED, AN ACT RELATING TO ELECTIONS - ELECTIVE MEETING

Committee on Municipal Government recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 51 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 3: Representatives Baldelli-Hunt, Fierro, Sullivan.

66 2009-S 955

BY Connors

ENTITLED, AN ACT IN AMENDMENT OF AN ACT TO INCORPORATE THE QUINNVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN, AS AMENDED

Committee on Municipal Government recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representatives Shallcross-Smith and Menard.

Representative Watson discusses the act.

Read and passed, in concurrence, a roll call vote, 49 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Coderre, Corvese, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 2: Representatives Driver, Watson.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David A. Segal, State Representative, District 2, 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: (09-S0085)

2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by Fairvote

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.

DAVID A SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 25th day of June, 2009.

BRAIN PATRICK KENNEDY
NOTARY PUBLIC

Representative Segal 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

67 2009-S 85

BY Perry

**ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF
VOTERS**

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, a roll call vote, 43 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Coderre, Corvese, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Kennedy, Kilmartin, Lally, Loughlin, Malik, Marcello, McNamara, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Serpa, Shallcross-Smith, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 6: Representatives MacBeth, Martin, Menard, Newberry, Trillo, Watson.

68 2009-S 161

BY Connors

ENTITLED, AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage in concurrence.

Majority Leader Fox moves to recommit seconded by Minority Leader Watson. There is no objection.

Read and recommitted to the Committee on Judiciary.

On suggestion of Majority Leader Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Friday, June 26, 2009.

20 2009-H 5082 SUB A

BY Carter

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

Committee on Veterans' Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

21 2009-H 5360 SUB A

BY Gallison

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PROGRAMS
FOR FIRE DEPARTMENTS**

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

22 2009-H 5653 SUB A

BY McNamara

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED
LIVING RESIDENCE LICENSING ACT**

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

23 2009-H 6278 SUB A

BY Gablinske

ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS

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

24 2009-H 5007

BY Almeida

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

25 2009-H 5174

BY Flaherty

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE IN PARTICULAR ACTIONS

Committee on Judiciary recommends passage.

27 2009-H 5566 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS --
COMMUNITY OBLIGATIONS AND BANKING OFFENSES

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

28 2009-H 5567

BY Lally

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
JUDICIAL SELECTION

Committee on Judiciary recommends passage.

29 2009-H 6279

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

30 2009-H 5127 SUB A

BY Pacheco

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOBILE AND MANUFACTURED HOMES

Committee on Corporations recommends indefinite postponement of the original bill

and passage of Substitute A.

31 2009-H 6096

BY Almeida

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Committee on Corporations recommends passage.

32 2009-H 6213

BY Shallcross Smith

ENTITLED, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND
HOSPITALS -- MENTAL HEALTH FACILITIES

Committee on Corporations recommends passage.

33 2009-H 5083

BY Azzinaro

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
DIVISION OF MOTOR VEHICLES

Committee on Municipal Government recommends passage.

34 2009-H 5267 SUB A as amended

BY Ruggiero

ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY
ATTENDANCE

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

35 2009-H 5683 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO AUTHORIZATION FOR SANITARY
SEWER LINE FROM BONNET SHORES BEACH CLUB
CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER
TREATMENT SYSTEM

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

36 2009-H 6267

BY Azzinaro

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

Committee on Municipal Government recommends passage.

37 2009-H 6281

BY Pacheco

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
HAWKERS AND PEDDLERS

Committee on Municipal Government recommends passage.

38 2009-H 6291

BY Martin

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL
PROCEDURE--COURTS -- NEWPORT PROBATE COURT

Committee on Municipal Government recommends passage.

39 2009-H 6256

BY Pollard

ENTITLED, AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Municipal Government recommends passage.

40 2009-H 6058 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - LOW AND
MODERATE INCOME HOUSING

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

41 2009-H 6312

BY Fellela

ENTITLED, HOUSE RESOLUTION CONGRATULATING DENISE TURCOTTE
ON WINNING THE 2009 MRS. RHODE ISLAND AMERICA
PAGEANT

Ordered on the Calendar

42 2009-H 5480 SUB A

BY Segal

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC
HEALTH AND WORKPLACE SAFETY ACT

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

44 2009-H 5135

BY Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
THE CIVIL RIGHTS ACT OF 1990

Committee on Judiciary recommends passage.

45 2009-H 5115 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

52 2009-S 211 as amended

BY Ciccone

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

Committee on Judiciary recommends passage as amended in concurrence.

55 2009-S 378

BY Sosnowski

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
REAL ESTATE SALES DISCLOSURES

Committee on Judiciary recommends passage in concurrence.

60 2009-S 760 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
JUDICIAL SELECTION

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

62 2009-S 246 SUB A

BY Maher

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES

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

64 2009-S 906 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER
COMMISSION

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

65 2009-S 927

BY Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM
HOUSING STANDARDS -- TOWN OF WESTERLY

Committee on Municipal Government recommends passage in concurrence.

GUESTS

Representative Diaz welcomes Sophia Luna and Dante Luna, residents of District 11, to the House Chamber as guests.

Representative Sullivan welcomes to the House Chamber as a guest Peter Gengler.

Representative Fellela welcomes to the House as a guest Mrs. Rhode Island, Denise Careotte, along with her family.

Representative Williams welcomes the members and supporters of the Ulmac Group-Barry O'Conner, Jr., John Arujo, Joseph P Buchanan, Wayne J. Montague Jr., Dr. Wayne J. Montague Sr., Bill Bateman, John Prince, Bella Noka, Mrs. Karen Simmons, Nick Figueroa, Rochelle Lee, Sandy Rioja, Michael Hull, Richard Lucas, and Alyce G. Champlin Machado, who could not be present, to the House Chamber as guests.

Representative Naughton welcomes to the House Chamber Pat Masters, an extraordinary Advocate to prevent Hospital Acquired Infections.

ANNOUNCEMENT

Majority Leader Fox announces session will reconvene tomorrow at 2 o'clock P.M.

RECESS

At 11:08 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 2:40 o'clock P.M. on Friday, June 26, 2009 the Honorable Speaker Murphy calls the House to order.

The roll is called and a quorum is declared present with 75 members present and 0 members absent as follows:

PRESENT - 75: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello,

McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 0: Representatives

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

NATIONAL ANTHEM

The National Anthem was performed by Emily Luther,
Miss Rhode Island Outstanding Teen 2009

REPORTS OF COMMITTEES

COMMITTEE ON CONSTITUENT SERVICES

Representative Giannini, for the Committee on Constituent Services, reports back the following measures, with recommendation of passage:

Senate Bill No. 160

BY Connors, Miller, Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES {LC300/1}

06/26/2009 Placed on House Calendar

House Bill No. 6051 SUB A

BY Gallison, Carter, Almeida, Fellela, MacBeth

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC2338/1/A}

06/26/2009 Placed on House Calendar

House Bill No. 6009

BY Naughton, McNamara, Lally, Ferri, Murphy

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - NAMING THE NEW KENT COUNTY COURTHOUSE {LC2284/1}

06/26/2009 Placed on House Calendar

House Bill No. 6286 SUB A

BY Caprio D, Lally, Rice M, Walsh, Carter

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES -- THE TOWERS LICENSE PLATES {LC2804/1/A}

06/26/2009 Placed on House Calendar

House Bill No. 5261

BY Rice A, Ruggiero, Dennigan, Jacquard, Kennedy

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- GREEN JOBS TASK FORCE (would create a Green Jobs Task force) {LC561/1}

06/26/2009 Placed on House Calendar

Senate Bill No. 919

BY McCaffrey, Lynch, Walaska, Ruggerio

ENTITLED, AN ACT RELATING TO NAMING THE NEW KENT COUNTY COURTHOUSE {LC2567/1}

06/26/2009 Placed on House Calendar

COMMITTEE ON CORPORATIONS

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

Senate Bill No. 1020

BY Connors

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLACKSTONE RIVER THEATRE {LC2909/1}

06/26/2009 Placed on House Calendar

Senate Bill No. 1010

BY Paiva-Weed

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF RIVEN ROCK, INC. {LC2899/1}

06/26/2009 Placed on House Calendar

Senate Bill No. 471 SUB A as amended

BY Doyle

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES (would make changes to health insurance contracts as it pertains to nurse practitioners.) {LC1896/1/A}

06/26/2009 Placed on House Calendar

Senate Bill No. 540 SUB A

BY Perry, Metts, Tassoni, Sosnowski, Miller

ENTITLED, AN ACT RELATING TO INSURANCE (would provide for mandatory coverage of FDA approved smoking cessation prescription medications and any generic substitute.) {LC1385/1/A}

06/26/2009 Placed on House Calendar

Senate Bill No. 548 SUB A (by request)

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS {LC1083/3/A}

06/26/2009 Placed on House Calendar

House Bill No. 6245

BY Walsh, Fox, Gallison, Malik, Ferri

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION {LC2745/1}

06/26/2009 Placed on House Calendar

House Bill No. 5537 SUB A

BY Dennigan, Mattiello, McNamara

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES (would make changes to health insurance contracts as it pertains to nurse practitioners) {LC1933/1/A}

06/26/2009 Placed on House Calendar

House Bill No. 5273 SUB A

BY Kennedy, Lally, Azzinaro, Caprio D, Rice M

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC844/2/A}

06/26/2009 Placed on House Calendar

Senate Bill No. 952

BY Miller, Connors

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - TRANSFER OF VEHICLES {LC2691/1}

06/26/2009 Placed on House Calendar

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:

House Resolution No. 6053 SUB A

BY Kilmartin

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC382/5/A}

06/26/2009 Placed on House Calendar

Senate Resolution No. 933 SUB B

BY Ruggerio, DaPonte, Goodwin, Tassoni

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC2411/3/B}

06/26/2009 Placed on House Calendar

Senate Bill No. 485 SUB A

BY Miller, Levesque C, Sosnowski, Tassoni, Ruggerio

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
RENEWABLE ENERGY STANDARD {LC1807/1/A}

06/26/2009 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. 6334

BY Costantino, Carter, Ehrhardt

ENTITLED, AN ACT AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF
THE STATE FOR FISCAL YEAR ENDING JUNE 30, 2010 {LC2943/1}

06/26/2009 Placed on House Calendar

House Resolution No. 6335

BY Costantino

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN
CLAIMS {LC2879/1}

06/26/2009 Placed on Senate Calendar

House Bill No. 6034

BY Williamson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES {LC2307/1}

06/26/2009 Placed on House Calendar

House Bill No. 6188 SUB A

BY Brien, Lally, Mattiello, Gablinske, Baldelli-Hunt

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

ECONOMIC DEVELOPMENT (would establish within the economic development corporation
an expanded program to assist Rhode Island companies to secure new business with federal,
state and local governments) {LC2591/1/A}

06/26/2009 Placed on House Calendar

Senate Bill No. 855 SUB A

BY Ruggerio, Lynch, Walaska, Felag

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES {LC2396/1/A}

06/26/2009 Placed on House Calendar

Senate Bill No. 734 SUB A as amended (Administration)

BY Algieri

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF ACCOUNTS (would provide that the bureau of audits would be responsible for performing audits and investigations of agencies based on risk assessment methodology) {LC1333/1/A}
06/26/2009 Placed on House Calendar

Senate Resolution No. 994

BY Felag

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2832/1}
06/26/2009 Placed on House Calendar

House Bill No. 5112 SUB C

BY Costantino, Naughton, Slater, Giannini, Almeida

ENTITLED, AN ACT RELATING TO CENTERS FOR MEDICARE AND MEDICAID SERVICES WAIVER AND EXPENDITURE AUTHORITY {LC633/1/C}
06/26/2009 House passed Sub C

Senate Bill No. 867 SUB A as amended

BY Levesque C

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY {LC2291/1/A}
06/26/2009 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Lally, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

House Bill No. 5496

BY Rice A

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - PASSIVE VOLUNTARY ADOPTION MUTUAL CONSENT REGISTRY {LC1414/1}
06/26/2009 Placed on House Calendar

House Bill No. 5039 SUB A (Attorney General)

BY Gablinske, Brien

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS -- MOTOR VEHICLE OFFENSES {LC30/4/A}
06/26/2009 Placed on House Calendar

House Bill No. 5749 SUB A (Governor)

BY Palumbo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION {LC1660/1/A}
06/26/2009 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

Senate Bill No. 1013

BY Tassoni

ENTITLED, AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER TREATMENT SYSTEM {LC2896/1}

06/26/2009 Placed on House Calendar

Senate Bill No. 685 as amended

BY O'Neill E, Ruggerio, Ciccone

ENTITLED, AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND BY EMINENT DOMAIN {LC1972/1}

06/26/2009 Placed on House Calendar

COMMITTEE ON VETERANS AFFAIRS

Representative Carter, for the Committee on Veterans Affairs, reports back the following measures, with recommendation of passage:

Senate Bill No. 990

BY O'Neill E, Maher, Raptakis, Connors, Paiva-Weed

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF RING RETIREES ASSOCIATION {LC2794/1}

06/26/2009 Placed on House Calendar

Senate Bill No. 681 (General Treasurer)

BY Felag, Bates, Walaska, Raptakis, Lynch

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - PRACTICE IN PROBATE COURTS {LC1631/1}

06/26/2009 Placed on House Calendar

NEW BUSINESS**House Resolution No. 6329**

BY Corvese, Gablinske, Newberry

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2928/1}

06/26/2009 Introduced, referred to House Labor

House Bill No. 6330

BY Corvese, Gablinske, Newberry

ENTITLED, AN ACT UNDERGROUND ECONOMY COMMISSION {LC2911/1}

06/26/2009 Introduced, referred to House Labor

House Bill No. 6331

BY Naughton, Silva, Giannini

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED UNIFORM ANATOMICAL GIFT ACT {LC2935/1}

06/26/2009 Introduced, referred to House Corporations

House Bill No. 6332

BY Gallison, Gablinske, Malik, McNamara, Azzinaro

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT {LC2934/1}

06/26/2009 Introduced, referred to House Finance

House Bill No. 6333

BY Ucci

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - EMINENT DOMAIN PROCEEDINGS {LC2868/1}

06/26/2009 Introduced, referred to House Municipal Government

House Bill No. 6334

BY Costantino, Carter, Ehrhardt

ENTITLED, AN ACT AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FOR FISCAL YEAR ENDING JUNE 30, 2010 {LC2943/1}

06/26/2009 Introduced, referred to House Finance

House Resolution No. 6335

BY Costantino

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2879/1}

06/26/2009 Introduced, referred to House Finance

House Bill No. 6336

BY Carter, Gallison, MacBeth, Serpa

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE {LC2893/1}

06/26/2009 Introduced, referred to House Veterans Affairs

House Bill No. 6337

BY Pacheco

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- TRANSPORTATION REVIEW COUNCIL {LC2864/1}

06/26/2009 Introduced, referred to House Constituent Services

House Resolution No. 6338

BY Slater, Fox, Watson, Diaz, Ucci

ENTITLED, HOUSE RESOLUTION HONORING DEBI TOCCO ON THE OCCASION OF HER RETIREMENT {LC2813/1}

Representative Slater requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Slater seconded by Representative Ucci by unanimous consent on a voice vote.

House Resolution No. 6339

BY Williams, McCauley, Hearn, Rice A, Shallcross Smith

ENTITLED, HOUSE RESOLUTION PROCLAIMING THE MONTH OF SEPTEMBER AS OVARIAN CANCER AWARENESS MONTH IN THE STATE OF RHODE ISLAND {LC2904/1}

Representative Williams requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Williams seconded by Representatives Naughton, Rice, Giannini, Fierro, Lima, Hearn, Pacheco, Gemma, Ucci, Coderre and many other members of the House by unanimous consent on a voice vote.

House Resolution No. 6340

BY Williamson

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO CREATE A STUDY COMMISSION FOR THE PURPOSE OF ADVISING THE GENERAL ASSEMBLY ON THE IMPLEMENTATION OF A STATEWIDE PUBLIC SCHOOL STUDENT INFORMATION SYSTEM {LC2912/1}

Representative Williamson requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Williamson seconded by Representatives Serpa and MacBeth by unanimous consent on a voice vote.

RULE 17

The following bills were received pursuant to Rule 17:

Representative Gallison-An Act relating to Taxation

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 919**BY** McCaffrey, Lynch, Walaska, Ruggerio**ENTITLED**, AN ACT RELATING TO NAMING THE NEW KENT COUNTY COURTHOUSE {LC2567/1}

06/26/2009 Referred to House Constituent Services

Senate Resolution No. 1019**BY** Crowley**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE ESTABLISHMENT OF A HEALTH CARE CONSULTANT PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE STATE OF RHODE ISLAND {LC2900/1}

06/26/2009 Referred to House Constituent Services

Senate Bill No. 124**BY** Blais**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - OFFICE OF STATE MEDICAL EXAMINERS {LC336/1}

06/26/2009 Referred to House Corporations

Senate Bill No. 288**BY** Ciccone, Tassoni**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC1692/1}

06/26/2009 Referred to House Corporations

Senate Bill No. 548 SUB A (by request)**BY** Bates**ENTITLED**, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS {LC1083/3/A}

06/26/2009 Referred to House Corporations

Senate Bill No. 1020**BY** Connors**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLACKSTONE RIVER THEATRE {LC2909/1}

06/26/2009 Referred to House Corporations

Senate Bill No. 1010**BY** Paiva-Weed**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF RIVEN ROCK, INC. {LC2899/1}

06/26/2009 Referred to House Corporations

Senate Bill No. 853 SUB A**BY** Ruggerio, Maselli, DaPonte, Doyle, Ciccone**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS {LC2393/2/A}

06/26/2009 Referred to House Corporations

Senate Bill No. 1027

BY Lenihan, Sheehan, Sosnowski, Blais

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES {LC2915/1}

06/26/2009 Referred to House Finance

Senate Bill No. 734 SUB A as amended (Administration)

BY Algieri

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF ACCOUNTS {LC1333/1/A}

06/26/2009 Referred to House Finance

Senate Bill No. 235 SUB A

BY DiPalma, Paiva-Weed, Walaska, McBurney, Levesque C

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--LIABILITY AND COMPUTATION {LC1120/1/A}

06/26/2009 Referred to House Finance

Senate Resolution No. 933 SUB B

BY Ruggerio, DaPonte, Goodwin, Tassoni

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC2411/3/B}

06/26/2009 Referred to House Environment and Natural

Senate Bill No. 232 SUB A as amended

BY DiPalma, Felag, Levesque C, Connors, DeVall

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ESTABLISHING A GREEN BUILDINGS ACT {LC984/1/A}

06/26/2009 Referred to House Environment and Natural Resources

Senate Bill No. 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC1197/1}

06/26/2009 Referred to House Judiciary

Senate Bill No. 596 SUB A

BY Jabour, O'Neill E, Lynch, Cote, Picard

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS {LC1591/4/A}

06/26/2009 Referred to House Judiciary

Senate Bill No. 605 SUB A as amended

BY Perry, Crowley, Gallo, Sosnowski, Lanzi

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE {LC1530/2/A}

06/26/2009 Referred to House Judiciary

Senate Bill No. 40 SUB A

BY Pichardo, Miller, Metts, Goodwin, Jabour

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE {LC197/1/A}

A 06/26/2009 Referred to House Judiciary

Senate Bill No. 253 SUB A

BY O'Neill E, Jabour, Cote, Maher, Pinga

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS {LC1125/1/A}

06/26/2009 Referred to House Judiciary

Senate Bill No. 203 SUB A as amended (by request)

BY Bates, O'Neill E

ENTITLED, AN ACT RELATING TO ELECTIONS -- POLITICAL PARTY {LC888/1/A}

06/26/2009 Referred to House Judiciary

Senate Bill No. 754 SUB A as amended

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would address expiration periods pertaining to any approval, permit, variance or license issued pursuant to any state statute or municipal ordinance) {LC1482/1/A}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1016

BY DiPalma, Paiva-Weed

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS -- NEWPORT PROBATE COURT {LC2892/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1014

BY Sheehan, Felag, Lenihan, Sosnowski

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE ACQUISITION OF REAL ESTATE AND/OR DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE THAN \$2,000,000 BONDS AND NOTES THEREFOR {LC2891/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1013

BY Tassoni

ENTITLED, AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER TREATMENT SYSTEM {LC2896/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 42**BY** Ciccone, Jabour, Ruggerio**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - NORTH PROVIDENCE JUVENILE HEARING BOARD (would allow the town of North Providence to establish a juvenile hearing board.) {LC88/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1008**BY** Bates, Felag, DiPalma, Paiva-Weed, Levesque C**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT CONVENTION AND VISITORS' BUREAU {LC2849/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 998**BY** Pichardo, Paiva-Weed**ENTITLED**, AN ACT RELATING TO THE COMMUNITY COLLEGE OF RHODE ISLAND FOUNDATION {LC2797/1}

06/26/2009 Referred to House Corporations

Senate Bill No. 668 SUB A as amended**BY** Ruggerio, Sosnowski, Connors, Miller, Picard**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT (would revise the mercury reduction and education act in order to require thermostat manufacturers to submit plans for the collection and disposal of mercury thermostats) {LC1858/1/A}

06/26/2009 Referred to House Environment and Natural Resources

Senate Bill No. 123 SUB A**BY** Bates, Blais, Miller, Walaska, Sosnowski**ENTITLED**, AN ACT RELATING TO TAXATION - INVESTMENT TAX CREDIT {LC92/3/A}

06/26/2009 Referred to House Finance

Senate Bill No. 120 SUB A**BY** Miller, Tassoni, Connors, Levesque C, Lynch**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC321/1/A}

06/26/2009 Referred to House Finance

Senate Bill No. 76**BY** Blais, Miller, Maher**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX {LC360/1}

06/26/2009 Referred to House Finance

Senate Bill No. 521 SUB A (by request)**BY** Bates

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX LIABILITY AND COMPUTATION {LC1447/3/A}
06/26/2009 Referred to House Finance

Senate Bill No. 921

BY Gallo, DeVall, Fogarty P, DiPalma, Sosnowski

ENTITLED, AN ACT RELATING TO EDUCATION-- THE EDUCATION ADEQUACY ACT (would establish a permanent education foundation aid formula for calculating state aid to public education.) {LC2549/1}

06/26/2009 Referred to House Finance

Senate Bill No. 727

BY Pichardo, Jabour, Metts, DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION - COLLEGE AND CAREER SUCCESS FOR ALL STUDENTS ACT (would require the establishment of clear training guidelines for teachers who will teach advanced placement classes in Rhode Island public schools) {LC1567/1}

06/26/2009 Referred to House H.E.W.

Senate Bill No. 553

BY Walaska, Bates, Maselli, Lynch

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HEARING AID DEALERS AND FITTERS {LC1310/1}

06/26/2009 Referred to House H.E.W.

Senate Resolution No. 701

BY Metts, Pichardo, Jabour, Perry, Miller

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH, AND SUBMIT THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (CHANGE THE NAME OF THE STATE) {LC913/1}

06/26/2009 Referred to House Judiciary

Senate Bill No. 1002 SUB A

BY Crowley, Metts, Pichardo, Levesque C, Perry

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE {LC2851/1/A}

06/26/2009 Referred to House Judiciary

Senate Bill No. 606 SUB A as amended

BY Metts, Jabour, Goodwin, McCaffrey, Perry

ENTITLED, AN ACT RELATING TO TAXATION -- TAX SALES {LC1914/2/A}

06/26/2009 Referred to House Judiciary

Senate Resolution No. 1035

BY Maselli

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2927/1}

06/26/2009 Referred to House Labor

Senate Bill No. 1025

BY Maselli, Connors, Ruggerio, Tassoni, Jabour

ENTITLED, AN ACT UNDERGROUND ECONOMY COMMISSION {LC2910/1}

06/26/2009 Referred to House Labor

Senate Bill No. 237

BY Algieri, Maher

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DIVISION OF MOTOR VEHICLES (would require the administrator of the division of motor vehicles to maintain an office in Westerly and that it be open for at least three (3) days per week.) {LC375/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 13 SUB A

BY Bates, Levesque C, Felag

ENTITLED, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING \$10,000,000 {LC56/1/A}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1028

BY Fogarty P

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HAWKERS AND PEDDLERS {LC2931/1}

06/26/2009 Referred to House Municipal Government

Senate Bill No. 1029

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE OAKLAND - MAPLEVILLE NUMBER 4 FIRE DISTRICT {LC2932/1}

06/26/2009 Referred to House Municipal Government

CALENDAR

From the Calendar are taken:

IN ORDER FOR FRIDAY, JUNE 26, 2009:

1 2009-H 6325

BY Williamson

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- WEST WARWICK HOME RULE CHARTER

Ordered on the Calendar

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

By unanimous consent, Representative Williamson seconded by Representative Serpa offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 6325

**AN ACT RELATING TO TOWNS AND CITIES -- WEST WARWICK HOME RULE
CHARTER**

Mr. Speaker:

I hereby move to amend 2009 -- H 6325, entitled "AN ACT RELATING TO TOWNS AND CITIES -- WEST WARWICK HOME RULE CHARTER", as follows:

1. By changing the title of this act from "AN ACT RELATING TO TOWNS AND CITIES -- WEST WARWICK HOME RULE CHARTER" to "AN ACT RELATING TO TOWNS AND CITIES -- SPECIAL ACTS OF THE TOWN OF WEST WARWICK CODE OF ORDINANCES".

2. On page 1, line 1, by deleting the words "Home Rule Charter" and inserting in place thereof the language "Special Acts".

3. On page 1, line 2, after the word "Warwick" by inserting the language "Code of Ordinances".

Respectfully submitted,

REPRESENTATIVE WILLIAMSON

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LC02890/2

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Representative Williamson discusses the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6325aa), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

2 2009-H 5900 SUB A

BY Diaz

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - SMALL
LOAN LENDERS**

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

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

By unanimous consent, Representative Diaz seconded by Representatives Lima and Slater.

FLOOR AMENDMENT TO 2009 -- H 5900 SUBSTITUTE A

AN ACT RELATING TO FINANCIAL INSTITUTIONS - SMALL LOAN LENDERS

Mr. Speaker:

I hereby move to amend 2009 -- H 5900 SUBSTITUTE A, entitled "AN ACT RELATING TO FINANCIAL INSTITUTIONS - SMALL LOAN LENDERS", as follows:

1. By deleting the all of the language after the enactment clause and inserting in place thereof the following language:

"SECTION 1. Sections 19-14-1 and 19-14-22 of the General Laws in Chapter 19-14 entitled "Licensed Activities" are hereby amended to read as follows:

19-14-1. Definitions. -- For purposes of this chapter and chapters 14.1, 14.2, 14.3, 14.4, 14.6 and 14.7 of this title:

(1) "Check" means any check, draft, money order, personal money order, or other instrument for the transmission or payment of money. For the purposes of check cashing, travelers checks or foreign denomination instruments shall not be considered checks. "Check cashing" means providing currency for checks;

(2) "Deliver" means to deliver a check to the first person who in payment for the check

makes or purports to make a remittance of or against the face amount of the check, whether or not the deliverer also charges a fee in addition to the face amount, and whether or not the deliverer signs the check;

(3) "Electronic money transfer" means receiving money for transmission within the United States or to locations abroad by any means including, but not limited to, wire, facsimile or other electronic transfer system;

(4) (i) "Lender" means any person who makes or funds a loan within this state with the person's own funds, regardless of whether the person is the nominal mortgagee or creditor on the instrument evidencing the loan;

(ii) A loan is made or funded within this state if any of the following conditions exist:

(A) The loan is secured by real property located in this state;

(B) An application for a loan is taken by an employee, agent, or representative of the lender within this state;

(C) The loan closes within this state;

(D) The loan solicitation is done by an individual with a physical presence in this state;

or

(E) The lender maintains an office in this state.

(iii) The term "lender" shall also include any person engaged in a transaction whereby the person makes or funds a loan within this state using the proceeds of an advance under a line of credit over which proceeds the person has dominion and control and for the repayment of which the person is unconditionally liable. This transaction is not a table funding transaction. A person is deemed to have dominion and control over the proceeds of an advance under a line of credit used to fund a loan regardless of whether:

(A) The person may, contemporaneously with or shortly following the funding of the loan, assign or deliver to the line of credit lender one or more loans funded by the proceeds of an advance to the person under the line of credit;

(B) The proceeds of an advance are delivered directly to the settlement agent by the line of credit lender, unless the settlement agent is the agent of the line of credit lender;

(C) One or more loans funded by the proceeds of an advance under the line of credit is purchased by the line of credit lender; or

(D) Under the circumstances as set forth in regulations adopted by the director or the director's designee pursuant to this chapter;

(5) "Licensee" means an entity licensed under this chapter and incorporated in the state or qualified to do business in the state;

(6) "Loan" means any advance of money or credit including, but not limited to:

(i) Loans secured by mortgages;

(ii) Insurance premium finance agreements;

(iii) The purchase or acquisition of retail installment contracts or advances to the holders of those contracts;

(iv) Educational loans;

(v) Any other advance of money; or

(vi) Any transaction such as those commonly known as "pay day loans," "pay day advances," or "deferred presentment loans," in which a cash advance is made to a customer in exchange for the customer's personal check, or in exchange for the customer's authorization to debit the customer's deposit account, and where the parties agree either that the check will not be cashed or deposited, or that customer's deposit account will not be debited, until a designated

future date.

(7) "Loan broker" means any person who, for compensation or gain, or in the expectation of compensation or gain, either directly or indirectly, solicits, processes, negotiates, places or sells a loan within this state for others in the primary market, or offers to do so. A loan broker shall also mean any person who is the nominal mortgagee or creditor in a table funding transaction. A loan is brokered within this state if any of the following conditions exist:

- (i) The loan is secured by real property located in this state;
- (ii) An application for a loan is taken or received by an employee, agent or representative of the loan broker within this state;
- (iii) The loan closes within this state;
- (iv) The loan solicitation is done by an individual with a physical presence in this state;

or

- (v) The loan broker maintains an office in this state.

(8) "Personal money order" means any instrument for the transmission or payment of money in relation to which the purchaser or remitter appoints or purports to appoint the seller as his or her agent for the receipt, transmission, or handling of money, whether the instrument is signed by the seller or by the purchaser or remitter or some other person;

(9) "Primary market" means the market in which loans are made to borrowers by lenders, whether or not through a loan broker or other conduit;

(10) "Principal owner" means any person who owns, controls, votes or has a beneficial interest in, directly or indirectly, ten percent (10%) or more of the outstanding capital stock and/or equity interest of a licensee;

- (11) "Sell" means to sell, to issue, or to deliver a check;

(12) "Small loan" means a loan of less than five thousand dollars (\$5,000), not secured by real estate, made pursuant to the provisions of chapter 14.2 of this title;

(13) "Small loan lender" means a lender engaged in the business of making small loans within this state;

(14) "Table funding transaction" means a transaction in which there is a contemporaneous advance of funds by a lender and an assignment by the mortgagee or creditor of the loan to the lender;

(15) "Check casher" means a person or entity that, for compensation, engages, in whole or in part, in the business of cashing checks;

(16) "Deferred deposit transaction" means any transaction such as those commonly known as "pay-day loans," "pay-day advances," or "deferred presentment loans" in which a cash advance is made to a customer in exchange for the customer's personal check or in exchange for the customer's authorization to debit the customer's deposit account and where the parties agree either that the check will not be cashed or deposited, or that the customer's deposit account will not be debited until a designated future date;

(17) "Insurance premium finance agreement" means an agreement by which an insured, or prospective insured, promises to pay to an insurance premium finance company the amount advanced or to be advanced, under the agreement to an insurer or to an insurance producer, in payment of a premium or premiums on an insurance contract or contracts, together with interest and a service charge, as authorized and limited by this title;

(18) "Insurance premium finance company" means a person engaged in the business of making insurance premium finance agreements or acquiring insurance premium finance agreements from other insurance premium finance companies;

(19) "Simple interest" means interest computed on the principal balance outstanding immediately prior to a payment for the actual number of days between payments made on a loan over the life of a loan;

(20) "Nonprofit organization" means a corporation qualifying as a 26 U.S.C. section 501(c)(3) nonprofit organization, in the operation of which no member, director, officer, partner, employee, agent, or other affiliated person profits financially other than receiving reasonable salaries if applicable;

(21) "Mortgage loan originator" means a natural person employee of a lender or loan broker that is required to be licensed under Rhode Island general laws section 19-14-1 et seq., or a provisional employee as defined herein, and who for or with the expectation of a fee, commission or other valuable consideration (i) advises an applicant about different loan products and their terms and conditions in order to permit the applicant to select and apply for a particular loan product, or (ii) advises persons in completing loan applications by informing the applicant regarding the benefits, terms and/or conditions of a loan product or service, or (iii) negotiates or offers to negotiate the making of a loan with an applicant. A person whose activities are ministerial and clerical is not acting as a mortgage loan originator;

(22) "Mortgage loan" means a loan secured in whole or in part by real property located in this state;

(23) "Loan solicitation" shall mean an effectuation, procurement, delivery and offer, and advertisement of a loan. Loan solicitation also includes providing or accepting loan applications and assisting persons in completing loan applications and/or advising, conferring, or informing anyone regarding the benefits, terms and/or conditions of a loan product or service. Loan solicitation does not include loan processing or loan underwriting as defined in this section. Loan solicitation does not include telemarketing which is defined for purposes of this section to mean contacting a person by telephone with the intention of collecting such person's name, address and telephone number for the sole purpose of allowing a mortgage loan originator to fulfill a loan inquiry;

(24) "Loan processing" shall mean any of a series of acts or functions including the preparation of a loan application and supporting documents performed by a person which leads to or results in the acceptance, approval, denial, and/or withdrawal of a loan application, including, without limitation, the rendering of services including loan underwriting, taking or receiving loan applications, obtaining verifications, credit reports or appraisals, communicating with the applicant and/or the lender or loan broker, and/or other loan processing and origination services for consideration by a lender or loan broker. Loan processing does not include the following:

(A) The providing of title services, including title searches, title examinations, abstract preparation, insurability determinations, and the issuance of title commitments and title insurance policies, loan closings, preparation of loan closing documents when performed by or under the supervision of a licensed attorney, licensed title agency or licensed title insurance company;

(B) Rendering of credit reports by an authorized credit reporting agency; and

(C) Rendering of appraisal services.

(25) "Loan underwriting" shall mean a loan process that involves the analysis of risk with respect to the decision whether to make a loan to a loan applicant based on credit, employment, assets, and other factors including evaluating a loan applicant against a lender's various lending criteria for creditworthiness, making a determination for the lender as to whether

the applicant meets the lender's pre-established credit standards and/or making a recommendation regarding loan approval;

(26) "Negotiate a loan" shall mean to confer directly with or offer advice directly to a loan applicant or prospective loan applicant for a loan product or service concerning any of the substantive benefits, terms, or conditions of the loan product or service;

(27) "Natural person employee" shall mean any natural person performing services as a bona-fide employee for a person licensed under the provisions of Rhode Island general laws section 19-14-1, et. seq., in return for a salary, wage, or other consideration, where such salary, wage, or consideration is reported by the licensee on a federal form W-2 payroll record. The term does not include any natural person or business entity performing services for a person licensed under the provisions of Rhode Island general laws in return for a salary, wage, or other consideration, where such salary, wage, or consideration is reported by the licensee on a federal form 1099;

(28) "Bona-fide employee" shall mean an employee of a licensee who works under the oversight and supervision of the licensee;

(29) "Oversight and supervision of the licensee" shall mean that the licensee provides training to the employee, sets the employee's hours of work, and provides the employee with the equipment and physical premises required to perform the employee's duties;

(30) "Operating subsidiary" shall mean a majority-owned subsidiary of a financial institution or banking institution that engages only in activities permitted by the parent financial institution or banking institution;

(31) "Provisional employee" means a natural person who, pursuant to a written agreement between the natural person and a wholly owned subsidiary of a financial holding company, as defined in The Bank Holding Company Act of 1956, as amended, a bank holding company, savings bank holding company, or thrift holding company, is an exclusive agent for the subsidiary with respect to mortgage loan originations, and the subsidiary: (a) holds a valid loan broker's license and (b) enters into a written agreement with the director or the director's designee to include:

(i) An "undertaking of accountability" in a form prescribed by the director or the director's designee, for all of the subsidiary's exclusive agents to include full and direct financial and regulatory responsibility for the mortgage loan originator activities of each exclusive agent as if said exclusive agent was an employee of the subsidiary;

(ii) A business plan to be approved by the director or the director's designee, for the education of the exclusive agents, the handling of consumer complaints related to the exclusive agents, and the supervision of the mortgage loan origination activities of the exclusive agents;

(iii) A restriction of the exclusive agents' mortgage loan originators' activities to loans to be made only by the subsidiary's affiliated bank; and

(32) [Effective December 31, 2008; see contingent effective date note.] "Multi-state licensing system" a system involving one or more states, the District of Columbia, or the Commonwealth of Puerto Rico established to facilitate the sharing of regulatory information and the licensing, application, reporting and payment processes, by electronic or other means, for mortgage lenders and loan brokers, and other licensees required to be licensed under this chapter.

(33) "Negative equity" means the difference between the value of an asset and the outstanding portion of the loan taken out to pay for the asset, when the latter exceeds the former amount.

19-14-22. Reporting requirements. -- (a) Each licensee shall annually on or before March

31 file a report with the director or the director's designee giving any relevant information that the director or the director's designee may reasonably require concerning the business and operations during the preceding calendar year of each licensed place of business conducted by the licensee within the state. The information provided to the director or the director's designee shall include, without limitation, and as applicable to such licensee: (1) The total number and dollar amount of checks sold; (2) The total number and dollar amount of money transfers made; (3) The total number and dollar amount of checks cashed; (4) The total number and dollar amount of loans made; (5) The total number of branches or agents owned or operated by the licensee within the state; and (6) The total amount of fees generated by each branch or agent owned or operated by the licensee within the state. The report shall be made under oath and shall be in a form prescribed by the director or the director's designee. At the time of filing each report, the sum of fifty-five dollars (\$55.00) per license and fifty-five dollars (\$55.00) per branch certificate shall be paid by the licensee to the director for the use of the state. Any licensee who shall delay transmission of any report required by the provisions of this title beyond the limit, unless additional time is granted, in writing, for good cause, by the director or the director's designee, shall pay a penalty of twenty-five dollars (\$25) for each day of the delay.

(b) Any licensee shall, within twenty-four (24) hours after actual knowledge, notify the director or the director's designee, in writing, of the occurrence of any of the following events: the institution of bankruptcy, receivership, reorganization or insolvency proceedings regarding a licensee, the institution of any adverse government action against a licensee, or any felony indictment or conviction of any licensee or any officers, directors, owners, employees, members or partners thereof, as the case may be.

(c) Each mortgage loan originator licensee shall, on or before March 31, 2010 and every March 31st thereafter, file with the director or the director's designee evidence acceptable to the director or the director's designee that said loan originator licensee has successfully completed, during the twelve (12) months immediately preceding March 31, a minimum of eight (8) hours of continuing education relative to state and federal statutes, rules and regulations applicable to loans, mortgages, real property, deeds and contracts provided by an approved nationally recognized training facility or other facility including in-house programs, as determined by the director or the director's designee.

(d) Both the mortgage loan originator and the licensee shall promptly notify the director or the director's designee, in writing, within fifteen (15) business days of the termination of employment or services of a mortgage loan originator.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE DIAZ

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LC01022/2
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Representatives Diaz offers an written motion to amend.

Representatives Diaz, Watson, Baldelli- Hunt, Schadone, Almeida, Ehrhardt, Trillo, Fox, and Gemma discuss the amendment.

The motion to amend prevails on a roll call vote 39 members voting in the affirmative and 24 members voting in the negative as follows:

YEAS - 39: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Carnevale, Costantino, DaSilva, Dennigan, DeSimone, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Kennedy, Kilmartin, Lima, MacBeth, Mattiello, McNamara, Melo, Menard, Naughton, Pacheco, Rice, M., San Bento, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 24: Representatives Azzinaro, Carter, Corvese, Driver, Edwards, Ehrhardt, Gemma, Hearn, Jacquard, Lally, Loughlin, Marcello, Martin, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Ruggiero, Savage, Trillo, Ucci, Watson, Winfield.

REQUEST

Representative Jacquard requests the journal to reflect that he had voted incorrectly on (LC 01022/2), he should have voted in the affirmative.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 43 members voting in the affirmative and 24 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carnevale, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Mattiello, McNamara, Menard, Pacheco, Rice, M., San Bento, Schadone, Segal, Shallcross-Smith, Silva, Slater, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 24: Representatives Azzinaro, Carter, Corvese, Driver, Edwards, Ehrhardt, Gemma, Hearn, Loughlin, Marcello, Martin, Melo, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Ruggiero, Savage, Serpa, Trillo, Ucci, Watson, Winfield.

3 2009-H 5591

BY Serpa

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
WORKERS' COMPENSATION -- PROCEDURE

Committee on Labor recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

4 2009-H 6261 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

Committee on Constituent Services recommends indefinite postponement of the original

bill and passage of Substitute A.

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

By unanimous consent, Representative Lima seconded by Representatives Giannini and Ucci offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 6261 SUBSTITUTE A

**AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF
VEHICLES**

Mr. Speaker:

I hereby move to amend 2009 -- H 6261 SUBSTITUTE A, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES", as follows:

(1) On page 2, line 8, by deleting the word and number "twenty dollars (\$20.00)", and by inserting in place thereof the word and number "ten dollars (\$10.00)".

(2) On page 2, line 10, by deleting the period ".", and inserting in place thereof the following: ", and ten dollars (\$10.00) shall be distributed annually to the Rhode Island Hospital's Hasbro Children's Hospital Cancer Research Fund."

(3) On page 2, line 12, before the words "to the new", by inserting as follows: "five dollars (\$5.00)".

(4) On page 2, line 12, by deleting the period ".", and by inserting the following: "and five dollars (\$5.00) to the Rhode Island Hospital's Hasbro Children's Hospital Cancer Research Fund."

(5) On page 2, line 13, after the words "Universe Fund", by inserting the following: "and the Rhode Island Hospital's Hasbro Children's Hospital Cancer Research Fund."

Respectfully submitted,

REPRESENTATIVE LIMA

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LC02762/2

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Representatives Lima discusses the amendment.

NOW PRESIDING

At 3:30 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Deputy Speaker, J. Patrick O'Neill

Representatives Trillo, Watson, and Williamson continue discussion on the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Trillo, Watson.

Representatives Caprio, Melo, Ucci, Baldelli- Hunt, and Slater 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, 58 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kilmartin, Lima, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Brien, Carter, Costantino, Malik, Newberry, Trillo, Watson.

5 2009-H 5831

BY Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage.

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

Representatives Naughton and Ehrhardt discuss the act.

Read and placed on the Calendar for Monday, June 29, 2009.

6 2009-H 5082 SUB A

BY Carter

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

Committee on Veterans' Affairs recommends indefinite postponement of the original

bill and passage of Substitute A.

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

By unanimous consent, Representative Gallison offers Representative Carter's amendment, seconded by Representative Edwards.

F L O O R A M E N D M E N T
TO
2009 -- H 5082 SUBSTITUTE A

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

Mr. Speaker:

I hereby move to amend 2009 -- H 5082 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF VETERANS' AFFAIRS", as follows:

On page 2, lines 29 and 30, by deleting the following language "has resided in the state for at least two (2) consecutive years next prior to the date" and by inserting in place thereof the language "is a legal resident of the state at the time".

Respectfully submitted,

REPRESENTATIVE CARTER

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LC00209/2

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Representative Gallison discusses the amendment.

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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representative Watson discusses 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, 62 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 62: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, Pacheco, Palumbo, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

NOW PRESIDING

At 3:44 o'clock P.M. the Honorable Deputy Speaker J. Patrick O'Neill yields the rostrum to the Honorable Speaker Murphy

7 2009-H 5360 SUB A

BY Gallison

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PROGRAMS
FOR FIRE DEPARTMENTS**

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

Representative Gallison moves passage of the act, seconded by Representatives Pollard, McNamara, and Guthrie.

By unanimous consent, Representative Pollard seconded by Representatives Loughlin, Gallison, and Pacheco offers a written motion to amend.

**FLOOR AMENDMENT
TO**

2009 -- H 5360 SUBSTITUTE A

**AN ACT RELATING TO HEALTH AND SAFETY -- PROGRAMS FOR FIRE
DEPARTMENTS**

Mr. Speaker:

I hereby move to amend 2009 -- H 5360 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- PROGRAMS FOR FIRE DEPARTMENTS", as follows:

On page 1, line 17, after the word "department", by inserting the following language: "except volunteer fire departments,".

Respectfully submitted,

REPRESENTATIVE POLLARD

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LC01116/3

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Representatives Loughlin and Trillo discuss the amendment.

The motion to amend prevails on a roll call vote 66 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Gemma, Watson.

REQUEST

Representative Gemma requests the journal to reflect that he had voted incorrectly on (LC01116/3) he should have voted in the affirmative.

Representatives Trillo, Newberry, Gallison, Guthrie, Ehrhardt, and Ucci 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, 64 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero San Bento, Savage, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7 Representatives Ehrhardt, Loughlin, Martin, Newberry, Trillo, Walsh, Watson.

8 2009-H 5653 SUB A

BY McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED
LIVING RESIDENCE LICENSING ACT

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

Representative McNamara moves passage of the act, seconded by Representatives Fox, Gemma, and many other members of the House.

Representative Newberry discusses the act.

Representative Menard rises on a point of order for Representative Newberry to speak germane to the act.

The Honorable Speaker Murphy rules for Representative Newberry to speak germane to the act.

Representatives Watson, Newberry, McNamara, Ehrhardt, and Ferri continue to discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 10: Representatives Brien, Driver, Ehrhardt, Newberry, O'Neill, Petrarca, Trillo, Ucci, Walsh, Watson.

9 2009-H 6278 SUB A

BY Gablinske

**ENTITLED, AN ACT RELATING TO EDUCATION -- COOPERATIVE
SERVICE AMONG SCHOOL DISTRICTS**

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

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

Representative Watson, Gablinske, and Savage 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz,

Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Winfield.

NAYS - 0.

REQUEST

Representative DaSilva requests the journal to reflect that if he had voted on (09-H 6278 SUB A), he would have voted in the affirmative.

10 2009-H 5007

BY Almeida

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Almeida, Gemma, Williams, Ajello, O'Neill, Driver, and Petrarca.

By unanimous consent, Representative Almeida seconded by Representatives Lally, Williams, and O'Neill, offers a written motion to amend.

F L O O R A M E N D M E N T TO 2009 -- H 5007

AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES
ACT

Mr. Speaker:

I hereby move to amend 2009 -- H 5007, entitled "AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT", as follows:

1. On Page 2, line 9, by deleting the word and figure "twenty (20)" and by restoring the word and figure "fifty (50)".

2. On Page 3, line 7, by deleting the words and figure "thirty (30) years", and by restoring the word "life".

Respectfully submitted,

REPRESENTATIVE ALMEIDA

Representatives Almeida, Driver, and O' Neill 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 Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 5: Representatives Ajello, Corvese, Driver, Martin, Rice, M.

Representative Newberry discusses the act, as amended.

Read and passed, as amended, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives DaSilva, Kilmartin.

REQUESTS

Representatives Corvese and Fellela request the journal to reflect that they had voted incorrectly on (09-H 5007aa), they should have voted in the negative.

11 2009-H 5174

BY Flaherty

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE IN PARTICULAR ACTIONS

Committee on Judiciary recommends passage.

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

Representatives Lima, Marcello, Caprio, Mattiello, DaSilva, Flaherty, Schadone, Gemma, A. Rice, and Lally discuss the act.

Read and passed, on a roll call vote, 61 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Jackson, Kilmartin, Lally, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 4: Representatives Carnevale, Hearn, Lima, Marcello.

REQUEST

Representatives Giannini and Brien request the journal to reflect that if they had voted on (09-H 5174), they would have voted in the affirmative.

12 2009-H 5566 SUB A

BY Lally

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS --
COMMUNITY OBLIGATIONS AND BANKING OFFENSES**

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 Gemma, Walsh, Wasylyk, and Carter.

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, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Brien requests the journal to reflect that if he had voted on (09-H 5566 SUB A), he would have voted in the affirmative.

13 2009-H 5567

BY Lally

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
JUDICIAL SELECTION**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives O'Neill, Watson, and Newberry.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives Ajello, Walsh.

REQUEST

Representative Brien requests the journal to reflect that if he had voted on (09-H 5567), he would have voted in the affirmative.

TRANSMITTAL

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

With the agreement of the Majority and Minority, Majority Leader Fox moves to bundle numbers 14, 26, 97, 98, 99, 100, 101, and 102 seconded by Representative Watson. There is no objection.

14 2009-H 6279

BY Martin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

26 2009-H 6312

BY Fellela

ENTITLED, HOUSE RESOLUTION CONGRATULATING DENISE TURCOTTE
ON WINNING THE 2009 MRS. RHODE ISLAND AMERICA
PAGEANT

Ordered on the Calendar

97 2009-S 948

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

98 2009-S 949

BY Miller

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

99 2009-S 950

BY Maher

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

100 2009-S 979

BY Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

101 2009-S 987

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

102 2009-S 988

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves the bundle seconded by Representatives Watson and Fox.

The bundle prevails on a roll call vote with 69 members voting in the affirmative, and 0 members voting in the negative.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Brien requests the journal to reflect that if he had voted on the bundle, he would have voted in the affirmative.

15 2009-H 5127 SUB A

BY Pacheco

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOBILE AND MANUFACTURED HOMES

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

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

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: Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

REQUEST

Representative Giannini requests the journal to reflect that if she had voted on (09-H 5127 SUBA), she would have voted in the affirmative.

With agreement of the Majority and Minority, Majority Leader Fox moves to take item #113 (09- S 286 SUB B) on today's calendar next. There is no objection.

113 2009-S 286 SUB B

BY Ciccone

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
VIDEO LOTTERY TERMINAL**

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

Representative Costantino moves passage of the act, seconded by Representatives Corvese, Lima, Coderre, Almeida, Gemma, Carnevale, and San Bento.

By unanimous consent, Representative Jackson seconded by Representatives Loughlin, Ehrhardt, A. Rice, Martin, and Gallison offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- S 286 SUBSTITUTE B**

**AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY
TERMINAL**

Mr. Speaker:

I hereby move to amend 2009 -- S 286 SUBSTITUTE B, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY TERMINAL", as follows:

1. On page 1, line 7, by deleting the word "facilities" and inserting in place thereof the word "facility".

2. On page 1, line 8, by deleting the language ", and "Newport Grand" in Newport, Rhode Island, are" and inserting in place thereof the language "shall be".

3. On page 1, line 8, following the word "permitted" by deleting the word "their" and inserting in place thereof the word "its".

4. On page 1, line 9, by deleting the language "facilities are" and inserting in place thereof the language "facility is".

5. On page 1, line 11, by inserting the following language after the language "holidays.":
"Upon the effective date of this section, the facility known as "Newport Grand" in Newport, Rhode Island shall be permitted, at its discretion, to maintain and operate all video lottery games which the facility is authorized to conduct on a twenty-four (24) hour basis, three (3) days per week, including without limitations federal and state recognized holidays."

Respectfully submitted,

REPRESENTATIVE JACKSON

LC00997/3

Representatives Jackson and Martin discuss the amendment.

The motion to amend prevails on a roll call vote 70 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 70: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Representative Petrarca requests to vote lines 7-11 separately. The Honorable Speaker Murphy rules it is divisible.

Representatives Costantino, Watson, McNamara, Corvese, Trillo, Lima, Carnevale, Brien, San Bento, Driver, and Ehrhardt discuss the act, as amended.

Page 1, (General Law 4261.26) lines 3-11 prevails on a role call vote with 60 members voting in the affirmative and 11 members voting in the negative.

YEAS - 60: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 11: Representatives Driver, Ehrhardt, Hearn, Loughlin, Marcello, Martin, Menard, Petrarca, Shallcross, Trillo, Watson.

The Balance of the act prevails on a role call vote with 63 members voting in the affirmative and 9 members voting in the negative.

YEAS - 63: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone,

Diaz, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 9: Representatives Brien, Driver, Ehrhardt, Hearn, Marcello, Martin, Ruggiero, Serpa, Trillo.

16 2009-H 6096

BY Almeida

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Caprio and Almeida.

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 1: Representative Watson.

17 2009-H 6213

BY Shallcross Smith

ENTITLED, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND HOSPITALS -- MENTAL HEALTH FACILITIES

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Shallcross-Smith.

Read and passed, on a roll call vote, 68 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske,

Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 1: Representative Winfield.

18 2009-H 5083

BY Azzinaro

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
DIVISION OF MOTOR VEHICLES**

Committee on Municipal Government recommends passage.

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

By unanimous consent, Representative Azzinaro, 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
2009 -- H 5083**

**AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DIVISION OF MOTOR
VEHICLES**

Mr. Speaker:

I hereby move to amend 2009 -- H 5083, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DIVISION OF MOTOR VEHICLES", as follows:

1. On page 1, line 6, be deleting the words "those offices" and inserting in place thereof the words "the Warren office".

2. On page 1, line 7, after the word "week" and before the period "." by inserting the following language "and keep the Westerly office open at least one day per week".

Respectfully submitted,

REPRESENTATIVE AZZINARO

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LC00151/2

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Representative Azzinaro discusses the amendment.

The motion to amend prevails on a roll call vote 59 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Dennigan,

DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Williams.

NAYS - 1: Representative Driver.

Read and passed, as amended, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 2: Representatives Driver, Newberry.

19 2009-H 5267 SUB A as amended

BY Ruggiero

**ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY
ATTENDANCE**

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

Representative Gallison moves passage of the act, as amended, seconded by Representatives Ruggiero, Martin, and Lima.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

20 2009-H 5683 SUB A**BY Lally****ENTITLED,** AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER TREATMENT SYSTEM

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

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

By unanimous consent, Representative Lally, seconded by Representatives Palumbo, Ucci, and Gallison, offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 5683 SUBSTITUTE A

AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM
BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT
WASTEWATER TREATMENT SYSTEM

Mr. Speaker:

I hereby move to amend 2009 -- H 5683 SUBSTITUTE A, entitled "AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER TREATMENT SYSTEM", as follows:

On page 2, line 5, after the language "reduced, or" by inserting the word "negatively".

Respectfully submitted,

REPRESENTATIVE LALLY

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LC01869/3

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Representatives Lally discusses the amendment.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco,

Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

21 2009-H 6267

BY Azzinaro

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

Committee on Municipal Government recommends passage.

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

Read and passed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

With the agreement of the Majority and Minority, Majority Leader Fox moves to bundle numbers 36, 38 and 84 seconded by Representative Watson. There is no objection.

36 2009-H 5696

BY Handy

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE ESTABLISHMENT OF
UNIVERSAL VOLUNTARY RETIREMENT ACCOUNTS

Committee on Constituent Services recommends passage.

38 2009-H 6272

BY Diaz

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE
ESTABLISHMENT OF A HEALTH CARE CONSULTANT
PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE
STATE OF RHODE ISLAND

Committee on Constituent Services recommends passage.

84 2009-S 453

BY Walaska

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE ESTABLISHMENT OF
UNIVERSAL VOLUNTARY RETIREMENT ACCOUNTS

Committee on Constituent Services recommends passage in concurrence.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Mary Ann Shallcross Smith, State Representative, District 46, 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: (09-H 6272)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a child care owner.
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.

MARY ANN SHALLCROSS- SMITH
REPRESENTATIVE

STATE OF RHODE ISLAND

COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL EGAN
NOTARY PUBLIC

Representative Shallcross- Smith 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

Majority Leader Fox moves the bundle seconded by Minority Leader Watson.

The bundle prevails on a roll call vote with 68 members voting in the affirmative and 0 members voting in the negative.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

22 2009-H 6281

BY Pacheco

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
HAWKERS AND PEDDLERS

Committee on Municipal Government recommends passage.

Representative Pacheco moves passage of the act, seconded by Representatives Fox and Newberry.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo,

Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, 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, J. Russell Jackson, State Representative, District 73, 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: (09-H 6291)

2. (Nature of the potential conflict) I have the following interest in the matter:
I am the Newport Municipal Court Judge.

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.

J. RUSSELL JACKSON
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

JOHN. G. EDWARDS
NOTARY PUBLIC

Representative Jackson 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

23 2009-H 6291

BY Martin

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL
PROCEDURE--COURTS -- NEWPORT PROBATE COURT

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Martin.

Read and passed, on a roll call vote, 49 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carter, Coderre, Costantino, Dennigan, Diaz, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Mattiello, McCauley, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Wasylyk, Williams.

NAYS - 0.

REQUESTS

Representatives Corvese, DaSilva, Brien, Driver, Ferri, Martin and Newberry request the journal to reflect that if they had voted on (09-H 6291), they would have voted in the affirmative.

24 2009-H 6256

BY Pollard

ENTITLED, AN ACT RELATING TO THE TOWN OF GLOCESTER

Committee on Municipal Government recommends passage.

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

Read and passed, on a roll call vote, 51 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, Dennigan, Diaz, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gallison, Gemma, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, McCauley, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

REQUESTS

Representatives DaSilva, Brien, Driver, Newberry and Martin request the journal to reflect that if they had voted on (09-H 6256), they would have voted in the affirmative.

25 2009-H 6058 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - LOW AND MODERATE INCOME HOUSING

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

Representative Gallison moves passage of the act, seconded by Representatives Lally, Azzinaro, Caprio and Pacheco.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 1: Representative Loughlin.

REQUEST

Representative Azzinaro requests the journal to reflect that if he had voted on (09-H 6058 SUB A), he would have voted in the affirmative.

27 2009-H 5480 SUB A

BY Segal

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC
HEALTH AND WORKPLACE SAFETY ACT

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

Majority Leader Fox moves to recommit, seconded by Representative McNamara. There is no objection.

Read and recommitted to the Committee on Health, Education & Welfare.

28 2009-H 5135

BY Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
THE CIVIL RIGHTS ACT OF 1990

Committee on Judiciary recommends passage.

Representative Walsh moves passage of the act, seconded by Representatives Ajello, Almeida, Williams, and many other members of the house

Representatives Watson, Ajello, Marcello, and Newberry discuss the act.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Martin, Mattiello, McCauley, Melo, Menard, Naughton, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 9: Representatives Brien, Loughlin, Marcello, Newberry, Petrarca, Serpa, Shallcross-Smith, Trillo, Watson.

REQUESTS

Representative Jackson, McNamara, and Ucci request the journal to reflect that if they had voted on (09-H 5135), they would have voted in the affirmative.

29 2009-H 5115 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

Representative Lima moves passage of the act, seconded by Representatives Almeida and Gemma.

Representatives Trillo, Lima, Watson, Pollard, Almeida, Jacquard, San Bento, and Loughlin discuss the act.

Page 2, line 31 through Page 3 line 1 prevails on a roll call vote with 57 members voting in the affirmative and 11 members voting in the negative.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Martin, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 11: Representatives Baldelli-Hunt, Brien, Hearn, Marcello, Mattiello, O'Neill, Petrarca, Serpa, Trillo, Watson, Winfield.

The Balance of the bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 20 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Martin, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 20: Representatives Azzinaro, Baldelli-Hunt, Brien, Driver, Edwards, Ehrhardt, Hearn, Loughlin, MacBeth, Marcello, Mattiello, Menard, Newberry, Pollard, Savage, Schadone, Serpa, Trillo, Watson, Winfield.

30 2009-H 5056 SUB A

BY Gemma

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
REGULATORY POWERS OF ADMINISTRATION**

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

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

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

**F L O O R A M E N D M E N T
T O
2009 -- H 5056 SUBSTITUTE A**

**AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY
POWERS OF ADMINISTRATION**

Mr. Speaker:

I hereby move to amend 2009 -- H 5056 SUBSTITUTE A, entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF ADMINISTRATION", as follows:

On page 2, by deleting lines 10, 11, and 12, and inserting in place thereof the following language:

"may provide by enactment of an ordinance, and complying with the notice requirements of section 39-3-11.1, which provides that the rental fees for any fire hydrants within their respective cities shall be the responsibility of the ratepayer."

Respectfully submitted,

REPRESENTATIVE GALLISON

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LC00004/3

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Representatives Menard, Gallison, Watson, Fox and Gemma discuss the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 4: Representatives Carnevale, Gemma, Segal, Watson.

REQUEST

Representative M. Rice requests the journal to reflect that if he had voted on (LC 00004/3), he would have voted in the affirmative.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 41 members voting in the affirmative and 27 members voting in the negative as follows.

YEAS - 41: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, Dennigan, DeSimone, Driver, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Naughton, Pacheco, Pollard, Ruggiero, San Bento, Segal, Slater, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 27: Representatives Baldelli-Hunt, Brien, Corvese, DaSilva, Diaz, Edwards, Ehrhardt, Fierro, Guthrie, Jackson, Loughlin, MacBeth, Melo, Menard, Newberry, O'Neill, Palumbo, Petrarca, Savage, Schadone, Shallcross-Smith, Silva, Sullivan, Trillo, Ucci, Watson, Winfield.

REQUEST

Representative M. Rice requests the journal to reflect that if he had voted on (09-H 5056 SUB Aaa), he would have voted in the affirmative.

31 2009-H 5528

BY Jackson

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES -- NEWPORT

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Jackson, Martin, and Ruggiero.

Read and passed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 71: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

32 2009-H 5594 SUB A

BY Jackson

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES
-- LIABILITY AND COMPUTATION

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

Representative Gallison moves passage of the act, seconded by Representatives Jackson and Martin.

Representatives Watson and Jackson discuss the act.

Representative Watson requests to vote lines 17-20 separately. The Honorable Speaker Murphy rules it is divisible.

Lines 17-20 prevails, on a roll call vote, 66 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal,

Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Trillo, Watson.

The balance of 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 2 members voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Trillo, Watson.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 5594 SUB A), she would have voted in the affirmative.

33 2009-H 6301

BY Kilmartin

ENTITLED, AN ACT RELATING TO HIGHWAYS - ABANDONMENT BY TOWNS

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Kilmartin and Ehrhardt.

By unanimous consent, Representative Kilmartin seconded by Representative Gallison offers a written motion to amend.

FLOOR AMENDMENT TO

2009 -- H 6301

AN ACT RELATING TO HIGHWAYS - ABANDONMENT BY TOWNS

Mr. Speaker:

I hereby move to amend 2009 -- H 6301, entitled "AN ACT RELATING TO HIGHWAYS - ABANDONMENT BY TOWNS", as follows:

On page 2, line 15, after the word "contrary" by deleting all the language through line 18 and inserting in place thereof the language ", no city or town may transfer any highway or driftway to a private entity without prior approval of the general assembly if said highway or driftway is within two hundred feet (200') of a waterway subject to the jurisdiction of the coastal resources management council or the department of environmental management and said highway or driftway provides direct access to the shore."

Respectfully submitted,

REPRESENTATIVE KILMARTIN

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LC02835/2

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Representatives Kilmartin, Ucci, Gemma, Watson, and Loughlin discuss the amendment.

The motion to amend prevails on a roll call vote 67 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Gemma.

Representative Gemma discusses the act, as amended.

Read and passed, as amended, on a roll call vote, 65 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Gemma, Petrarca, Serpa, Trillo, Watson.

34 2009-H 6315

BY Lally

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO

FINANCE THE ACQUISITION OF REAL ESTATE AND/OR
DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE
THAN \$2,000,000 BONDS AND NOTES THEREFOR

Committee on Municipal Government recommends passage.

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

Read and passed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, J. R. Jackson, State Representative, District 73, 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: (09-H 6316)
2. (Nature of the potential conflict) I have the following interest in the matter:
I provide legal services to Newport County Convention and Visitors Bureau.
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.

J. RUSSELL JACKSON
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL EGAN
NOTARY PUBLIC

Representative Jackson 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

35 2009-H 6316

BY Gallison

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
NEWPORT CONVENTION AND VISITORS' BUREAU

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Malik, Martin, Ruggiero, Melo, Hearn, Gablinske, Edwards, M. Rice, and Savage.

Representatives Watson, Melo, Savage, M. Rice, Martin, and DaSilva discuss the act.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Segal.

REQUEST

Representative Segal requests the journal to reflect that he had voted incorrectly on (09-H 6316), he should have voted in the affirmative.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Mary Ann Shallcross- Smith, State Representative, District 46, 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: (09-H 5967)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a child care owner.
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.

MARY ANN SHALLCROSS- SMITH
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

Michael Egan
NOTARY PUBLIC

Representative Shallcross- Smith 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

37 2009-H 5967

BY Pacheco

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO BE KNOWN AS "THE TASK FORCE ON
SUMMER LEARNING PROGRAMS"

Committee on Constituent Services recommends passage.

Representative Giannini moves passage of the resolution, seconded by Representative Pacheco.

By unanimous consent, Representative Pacheco seconded by Representatives Giannini offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 5967

JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE
KNOWN AS "THE TASK FORCE ON SUMMER LEARNING PROGRAMS"

Mr. Speaker:

I hereby move to amend 2009 -- H 5967, entitled "JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO BE KNOWN AS "THE TASK FORCE ON SUMMER LEARNING PROGRAMS", as follows:

1. On page 1, line 15, by deleting the language "thirteen (13)" and inserting in place thereof the language "fourteen (14)".

2. On page 2, line 9, by inserting the language "one of whom shall be from the Rhode Island department of education, or designee;" after the language "or designee;".

Respectfully submitted,

REPRESENTATIVE PACHECO

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LC02162/2

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Representative Pacheco 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Segal, Serpa, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry,

O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

TRANSMITTAL

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

RECESS

At 5:50 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess in order for certain Committees to meet.

ORDER

At 6:37 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-H 5197)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a license funeral director.
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.

THOMAS WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL A. RICE
NOTARY PUBLIC

Representative Winfield 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

39 2009-H 5197

BY Carter

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
FUNERAL DIRECTORS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Carter and Ucci.

Representatives Watson and Ucci discuss the act.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 67: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Gemma, Watson.

40 2009-H 6225 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF
HEALTH CARE FACILITIES

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 Naughton, Coderre, Wasylyk, Guthrie, M. Rice, Malik, and Corvese.

The bill marked Substitute "A" is read and passed 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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representatives A. Rice, Ucci and Lima request the journal to reflect that if they had voted on (09-H 6225 SUB A), they would have voted in the affirmative.

41 2009-H 6305

BY O'Neill JP

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
SCHOOL BUS SAFETY ENFORCEMENT

Committee on Finance recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Costantino, Sullivan, and Petrarca.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

42 2009-H 5782 SUB A

BY Jackson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR FUEL TAX

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

Representative Jackson moves passage of the act, seconded by Representatives Costantino, A. Rice, Ehrhardt, and Ruggiero.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Marcello requests the journal to reflect that if he had voted on (09-H 5782 SUB A), he would have voted in the affirmative.

TRANSMITTAL

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

RECESS

At 7:51 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 9:23 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

43 2009-H 6194

BY Azzinaro

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$30,000,000 BONDS BY THE TOWN OF WESTERLY TO FINANCE THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT, FURNISHING AND EQUIPPING OF THE WESTERLY HIGH SCHOOL

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Azzinaro, Kennedy, and many other members of the House.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS - 0.

44 2009-H 6276

BY Mattiello

ENTITLED, AN ACT RELATING TO EDUCATION

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representative Azzinaro.

Read and passed, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Hearn, Jackson, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross-Smith, Slater, Trillo, Vaudreuil, Walsh, Williamson, Winfield.

NAYS - 1: Representative Wasylyk.

REQUESTS

Representatives Lima and Kennedy request the journal to reflect that if they had voted on (09-H 6276), they would have voted in the affirmative.

Representative Wasylyk requests the journal to reflect that he had voted incorrectly on (09-H 6276), he should have voted in the affirmative.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Michael Rice, State Representative, District 35, 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: (09-H 5155 SUB A)
2. (Nature of the potential conflict) I have the following interest in the matter:
URI mentioned and affected
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.

MICHAEL RICE
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

T. WINFIELD
NOTARY PUBLIC

Representative M. Rice 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

45 2009-H 5155 SUB A

BY Costantino

**ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
RETIREMENT SYSTEM**

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

Representative Costantino moves passage of the act, seconded by Representatives M. Rice, Fierro, and Silva.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Trillo, Watson.

46 2009-H 5914 SUB A

BY Costantino

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

Representative Costantino moves passage of the act, seconded by Representatives Handy, Ucci, and many other members of the House.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 2: Representatives Loughlin, Newberry.

47 2009-H 5686 SUB A

BY San Bento

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

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

The bill marked Substitute "A" is read and passed and the original bill 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 Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

48 2009-H 5074 SUB A

BY Gemma

**ENTITLED, AN ACT RELATING TO MOTOR VEHICLES AND OTHER
VEHICLES-- PASSING, USE OF LANES, AND RULES OF THE ROAD**

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 Newberry.

Representative Newberry discusses the act.

By unanimous consent, Representative Newberry, seconded by Representative Loughlin offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5074 SUBSTITUTE A**

**AN ACT RELATING TO MOTOR VEHICLES AND OTHER VEHICLES -- PASSING, USE
OF LANES, AND RULES OF THE ROAD**

Mr. Speaker:

I hereby move to amend 2009 -- H 5074 SUBSTITUTE A, entitled "AN ACT RELATING TO MOTOR VEHICLES AND OTHER VEHICLES -- PASSING, USE OF LANES, AND RULES OF THE ROAD", as follows:

1. On page 2, by deleting lines 7 through 10.
2. On page 2, line 11, by deleting the language "(d)" and inserting in place thereof the language "(c)".

Respectfully submitted,

REPRESENTATIVE NEWBERRY

=====

LC00098/4

=====

Representative Newberry discusses the amendment.

The motion to amend prevails on a roll call vote 59 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Trillo, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 3: Representatives Diaz, Edwards, Silva.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, Newberry, Pacheco, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Trillo, Vaudreuil, Walsh, Williams.

NAYS - 7: Representatives Diaz, Edwards, Menard, O'Neill, Petrarca, Pollard, Silva.

49 2009-H 5613 SUB A

BY McNamara

**ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH
INSURANCE**

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

Representative McNamara moves passage of the act, seconded by Representatives Lima and Savage.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

50 2009-H 5355 SUB A

BY Dennigan

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
ESTABLISHING A GREEN BUILDINGS ACT

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

Representative Malik moves passage of the act, seconded by Representatives Dennigan, Edwards, A. Rice, Gemma, and Walsh.

Representatives Driver, Dennigan, Trillo, M. Rice, Malik, and Edwards discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Trillo.

51 2009-H 5218 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - OUTDOOR
WOOD-FIRED HYDRONIC HEATERS

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Carnevale, DaSilva, Newberry, Trillo, Watson.

52 2009-H 5908

BY Fellela

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - HAZARDOUS
WASTE CLEANUP - IMMUNITY EXCEPTIONS

Committee on Environment and Natural Resources recommends passage.

Representative Malik moves passage of the act, seconded by Representatives Giannini, Fox, Almeida, and many other members of the House.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

53 2009-H 5168 SUB A

BY Mattiello

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

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

Representative Baldelli- Hunt moves passage of the act, seconded by Representatives Brien, Mattiello, Corvese, Walsh, and many other members of the House.

Representatives Guthrie, A. Rice, Mattiello, Brien, Menard and Ucci discuss the act.

Representative Ucci moves the question seconded by Representative Petrarca.

The motion prevails on a roll call vote, 42 members voting in the affirmative and 29 members voting in the negative as follows:

YEAS - 42: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Carnevale, Carter, Corvese, Costantino, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fox, Gablinske, Gallison, Hearn, Jackson, Kennedy, Kilmartin, Lally, Malik, Marcello, Mattiello, McCauley, McNamara, Menard, O'Neill, Palumbo, Petrarca, Pollard, Rice, M., San Bento, Segal, Shallcross-Smith, Slater, Ucci, Vaudreuil, Walsh, Williamson.

NAYS - 29: Representatives Ajello, Brien, Caprio, Coderre, DaSilva, Ehrhardt, Fierro, Gemma, Giannini, Guthrie, Handy, Lima, Loughlin, MacBeth, Martin, Melo, Naughton, Newberry, Pacheco, Rice, A., Ruggiero, Savage, Schadone, Serpa, Silva, Wasyluk, Watson, Williams, Winfield.

Representatives Williams, Pacheco, DaSilva, Kilmartin, Almeida, and Gemma continue to discuss the act.

By unanimous consent, Representative Fox moves to recommit seconded by Representative Pacheco. There is no objection.

Read and recommitted to the Committee on Health, Education, and Welfare

54 2009-H 6205

BY Fox

ENTITLED, AN ACT RELATING TO EDUCATION - HIGHER EDUCATION ASSISTANCE AUTHORITY

Committee on Finance recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

55 2009-H 6294

BY Silva

ENTITLED, AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO PROVIDE FOR THE RENOVATION, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND EQUIPPING OF PUBLIC

SCHOOL BUILDINGS AND SCHOOL FACILITIES IN THE CITY
OF CENTRAL FALLS AND AUTHORIZING THE FINANCING
THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN
\$5,000,000 BONDS, NOTES AND OTHER EVIDENCES OF
INDEBTEDNESS THEREFOR

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representative Silva.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fox, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

56 2009-H 6328

BY Slater

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$22,338,000 LEASE REVENUE BONDS OR OTHER EVIDENCES OF INDEBTEDNESS BY THE PROVIDENCE PUBLIC BUILDINGS AUTHORITY TO PROVIDE FUNDING FOR "WARM, SAFE AND DRY" PROJECTS IN PROVIDENCE PUBLIC SCHOOLS

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Slater, Almeida, Williams, Carnevale, McCauley, Ajello, and Fox.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage,

Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

57 2009-H 6206

BY San Bento

ENTITLED, AN ACT RELATING TO TAXATION - SETOFF OF REFUND OF PERSONAL INCOME TAX

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives San Bento and many other members of the House.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

58 2009-H 5913 SUB A

BY Fox

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - FEES

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

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

The bill marked Substitute "A" is read and passed 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, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma,

Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, Lima, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 7: Representatives Brien, Kilmartin, Loughlin, MacBeth, Menard, Newberry, Trillo.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Peter Petrarca, State Representative, District 44, 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: (09-H 5892 SUB A)
2. (Nature of the potential conflict) I have the following interest in the matter:
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.

PETER PETRARCA
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL EGAN
NOTARY PUBLIC

Representative Petrarca 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

59 2009-H 5892 SUB A

BY Corvese

ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS
SETTLEMENT PRACTICE ACT

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

Representative Costantino moves passage of the act, seconded by Representative Corvese.

Representatives Marcello, Loughlin, Caprio, and Corvese discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 17 members voting in the negative as follows.

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Corvese, Costantino, Dennigan, DeSimone, Diaz, Edwards, Ferri, Fox, Gablinske, Gallison, Giannini, Guthrie, Jackson, Lima, Malik, Martin, Mattiello, McCauley, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Ruggiero, Schadone, Segal, Serpa, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Winfield.

NAYS - 17: Representatives Carter, DaSilva, Driver, Ehrhardt, Fierro, Hearn, Kilmartin, Lally, Loughlin, MacBeth, Marcello, Menard, Newberry, Rice, M., Savage, Shallcross, Walsh.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Peter Petrarca, State Representative, District 44, 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: (09-H 5893 SUB A)

2. (Nature of the potential conflict) I have the following interest in the matter:

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.

PETER PETRARCA
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL EGAN

NOTARY PUBLIC

Representative Petrarca 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

60 2009-H 5893 SUB A**BY Corvese****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AUTOMOBILE BODY REPAIR SHOPS

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

Representative Costantino moves passage of the act, seconded by Representatives Corvese, Wasylyk, and Caprio.

Representatives Newberry, Corvese, Marcello, and Gemma discuss the act..

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 19 members voting in the negative as follows.

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Caprio, Carnevale, Corvese, Costantino, Dennigan, DeSimone, Edwards, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 19: Representatives Almeida, Baldelli-Hunt, Brien, Carter, DaSilva, Diaz, Driver, Ehrhardt, Fellela, Ferri, Fierro, Hearn, Kilmartin, Marcello, Newberry, Rice, M., Ruggiero, Savage, Watson.

TRANSMITTAL

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

61 2009-H 5372 SUB A**BY Pollard****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY

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 Pollard, Brien, Gemma, Lima, Fellela, Baldelli-Hunt, Ajello, and Palumbo.

Representatives Newberry, Lima, and Trillo discuss the act.

The bill marked Substitute "A" is read and passed 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

62 2009-H 5329

BY Menard

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND SEPARATION

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Menard, Naughton, and Ajello.

Representatives Watson and Lally 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

63 2009-H 6242 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

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

Representatives Driver, O'Neill, Mattiello, Almeida, and Fox discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

64 2009-H 6210 SUB A**BY Martin****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
INTERNET SERVICE PROVIDERS -- DUTY TO DISCLOSE
INFORMATION

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 Martin, Brien, Corvese, and Gallison.

Representatives Martin, Handy, and Palumbo discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, Newberry, Pacheco, Palumbo, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 9: Representatives Ajello, Almeida, Driver, Edwards, Handy, O'Neill, Petrarca, Pollard, Segal.

REQUEST

Representative Menard requests the journal to reflect that if he had voted on (09-H 6210 SUB A), he would have voted in the affirmative.

TRANSMITTAL

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

65 2009-H 6165

BY Vaudreuil

ENTITLED, AN ACT RELATING TO PUBLIC RECORDS - ACCESS TO
PUBLIC RECORDS

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Vaudreuil, Pollard, Silva, and many other members of the House.

Representatives Driver, Almeida, Carnevale, Gemma, Vaudreuil, Palumbo, Corvese, and Caprio discuss the act.

Read and passed, on a roll call vote, 59 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Williamson, Winfield.

NAYS - 9: Representatives Ajello, Driver, Gemma, Handy, Marcello, Rice, A., Ruggiero, Segal, Walsh.

RECESS

At 11:05 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 11:29 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

66 2009-H 5936

BY Almeida

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Ajello, Almeida, Williams, Ucci, Palumbo, Diaz, and Driver.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

67 2009-H 5732

BY Lally

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOTOR VEHICLE OFFENSES

Committee on Judiciary recommends passage.

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

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

68 2009-H 5737

BY Ajello

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL

ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Ajello, Ruggerio, A. Rice, and Handy.

Representatives DaSilva, O'Neill, Ajello, Kilmartin, Corvese, Mattiello, A. Rice, and Ucci discuss the act.

By unanimous consent, Representative Ucci moves to recommit, seconded by Representative Palumbo. Representative Ajello objects.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-H 5294)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a licensed funeral director.
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.

T. WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL RICE
NOTARY PUBLIC

Representative Winfield 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

69 2009-H 5294

BY Segal

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE
ESTABLISHMENTS

Committee on Judiciary recommends passage.

Representative O' Neill moves passage of the act, seconded by Representatives Segal, M. Rice, Pacheco, Fox, Ruggiero, Ajello, Ferri, Dennigan, Diaz, Driver, Fierro, Edwards, Trillo Lima, Almeida, Williams, A. Rice, Martin and Gemma

Read and passed, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 1: Representative Corvese.

70 2009-H 6266

BY Jackson

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT
MANAGEMENT AUTHORITIES

Committee on Judiciary recommends passage.

Representative O' Neill moves passage of the act, seconded by Representatives Jackson.

Read and passed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone,

Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams.

NAYS - 0.

REQUESTS

Representatives Brien, Lima, and DaSilva request the journal to reflect that if they had voted on (09-H 6266), they would have voted in the affirmative.

71 2009-H 5743

BY Palumbo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Palumbo, Ucci, and Brien.

Read and passed, on a roll call vote, 55 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Mattiello, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Wasylyk, Williamson, Winfield.

NAYS - 8: Representatives Ajello, Driver, Gemma, Marcello, Martin, O'Neill, Pollard, Walsh.

72 2009-H 5323

BY Kilmartin

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -
APPOINTMENT, QUALIFICATION AND TENURE OF OFFICERS

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Kilmartin.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 0.

73 2009-H 6111 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

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

By unanimous consent, Representative Fox moves to recommit. There is no objection.

Read and recommitted to the Committee on Corporations.

74 2009-H 6313

BY McCauley

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- SMOKE AND
CARBON MONOXIDE DETECTORS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Trillo, Menard, and many other members of the House.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

75 2009-H 6318 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SMALL BUSINESS REGULATORY FAIRNESS IN
ADMINISTRATIVE PROCEDURES

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 Williamson

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

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS – 0

TRANSMITTAL

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

76 2009-S 51**BY Pichardo****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED
ACTIVITIES

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

78 2009-S 211 as amended**BY Ciccone****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --

RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES

Committee on Judiciary recommends passage as amended in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

79 2009-S 378**BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
REAL ESTATE SALES DISCLOSURES

Committee on Judiciary recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

80 2009-S 760 SUB A**BY Blais****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
JUDICIAL SELECTION

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

Representative Lally moves passage of the act, seconded by Representatives Kilmartin and Newberry.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Ajello.

81 2009-S 246 SUB A**BY Maher****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES

Committee on Municipal Government 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 Monday, June 29, 2009.

83 2009-S 927

BY Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS -- TOWN OF WESTERLY

Committee on Municipal Government recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

85 2009-S 456 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

87 2009-S 387 as amended

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- EXAMINATIONS

Committee on Corporations recommends passage as amended in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

91 2009-S 953

BY Fogarty P

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HOME PROPANE GAS SALES

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

95 2009-S 910**BY Algieri**

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$30,000,000 BONDS BY THE TOWN OF WESTERLY TO FINANCE THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT, FURNISHING AND EQUIPPING OF THE WESTERLY HIGH SCHOOL

Committee on Finance recommends passage in concurrence.

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

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

96 2009-S 457**BY Algieri**

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

103 2009-S 543 SUB A as amended**BY Perry**

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

107 2009-S 713

BY Perry

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
CERTIFIED SCHOOL TEACHERS ARBITRATION

Committee on Labor recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

109 2009-S 732 SUB A as amended

BY Sosnowski

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - THE
WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

110 2009-S 493

BY Walaska

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

111 2009-S 381

BY Maselli

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RHODE
ISLAND RESOURCE RECOVERY CORPORATION

Committee on Environment and Natural Resources recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

112 2009-S 351 as amended**BY Sosnowski****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

Committee on Environment and Natural Resources recommends passage as amended in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

114 2009-S 413 SUB A**BY Lenihan****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

116 2009-S 999**BY Crowley****ENTITLED,** AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO PROVIDE FOR THE RENOVATION, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS AND SCHOOL FACILITIES IN THE CITY OF CENTRAL FALLS AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$5,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR

Committee on Finance recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representatives Vaudreuil and Silva.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 1: Representative DeSimone.

118 2009-S 572

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

120 2009-S 930 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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 Monday, June 29, 2009.

121 2009-S 614 as amended

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOTOR VEHICLE OFFENSES

Committee on Judiciary recommends passage as amended in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

134 2009-S 589 SUB A

BY Raptakis

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

136 2009-S 290 SUB B

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SMALL BUSINESS REGULATORY FAIRNESS IN
ADMINISTRATIVE PROCEDURES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

139 2009-S 229 SUB B

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

140 2009-S 160

BY Connors

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
TRAFFIC CONTROL DEVICES

Committee on Constituent Services recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

SUPPLEMENTAL CALENDAR IN ORDER FOR FRIDAY, JUNE 26, 2009

141 2009-S 990

BY O'Neill E

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND
PERSONAL PROPERTY OF RING RETIREES ASSOCIATION

Committee on Veterans' Affairs recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

142 2009-S 681

BY Felag

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

- PRACTICE IN PROBATE COURTS

Committee on Veterans' Affairs recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

143 2009-H 5496

BY Rice A

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - PASSIVE
VOLUNTARY ADOPTION MUTUAL CONSENT REGISTRY

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives A. Rice, Menard, Ferri, Edwards, Martin, Lima, Shallcross-Smith, Hearn, Walsh and Driver.

Representatives A. Rice and Shallcross-Smith discuss the act.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

144 2009-H 6334

BY Costantino

ENTITLED, AN ACT AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT
OF THE STATE FOR FISCAL YEAR ENDING JUNE 30, 2010

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Pacheco, Fox and Carter.

Representatives Watson and Costantino discuss the act.

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Trillo.

REQUESTS

Representative Trillo requests the journal to reflect that he had voted incorrectly on (09-H 6334), he should have voted in the affirmative.

Representative Coderre requests the journal to reflect that if she had voted on (09-H 6334), she would have voted in the affirmative.

TRANSMITTAL

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

145 2009-S 1020

BY Connors

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF BLACKSTONE RIVER THEATRE

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

146 2009-S 1010

BY Paiva-Weed

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF RIVEN ROCK, INC.

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

147 2009-S 471 SUB A as amended

BY Doyle

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29,
2009.

148 2009-S 540 SUB A

BY Perry

ENTITLED, AN ACT RELATING TO INSURANCE

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29,
2009.

149 2009-S 548 SUB A

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK
CONTRACT ARRANGEMENTS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29,
2009.

150 2009-H 6335

BY Costantino

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY
CERTAIN CLAIMS

Committee on Finance recommends passage.

Representative Fox moves passage of the act, seconded by Representatives Kilmartin and
Costantino.

Representatives Menard, Fox and Newberry discuss the resolution.

Read and passed, on a roll call vote, 66 members voting in the affirmative and 1 member voting
in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Newberry.

151 2009-H 6034

BY Williamson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Carter and Williamson.

Representatives Loughlin and Williamson discuss the act.

Read and passed, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Driver.

152 2009-H 6188 SUB A

BY Brien

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ECONOMIC DEVELOPMENT

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

Representative Costantino moves passage of the act, seconded by Representative Brien.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

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

153 2009-S 855 SUB A

BY Ruggerio

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

154 2009-S 734 SUB A as amended

BY Algieri

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF
ACCOUNTS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Monday, June 29, 2009.

155 2009-S 994

BY Felag

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY
CERTAIN CLAIMS

Committee on Finance recommends passage in concurrence.

Representative Costantino moves passage of the resolution, seconded by Representative Fox.

Representative Menard discusses the resolution.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Edwards, Fierro.

**BUNDLE OF SENATE BILLS
(WITH HOUSE COMPANIONS)**

By unanimous consent, Majority Leader Fox moves to bundle the following Senate bills with House Companions-items 77, 82, 86, 88, 89, 90, 92, 93, 94, 104, 105, 106, 108, 115, 117, 119, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 135, 137, 138, seconded by Minority Whip Loughlin. There is no objection.

Majority Leader Fox requests the journal to reflect the House companions along with the House vote. There is no objection.

Representatives Fox, Corvese and Gablinske discuss the motion to bundle.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-S 125) & (09-S 195 SUB B)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am a licensed funeral director.
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.

T. WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 26th day of June, 2009.

MICHAEL RICE
NOTARY PUBLIC

Representative Winfield 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

77 2009-S 560 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS

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

House passed (09H-5824 SUB A) on 5-5-09

House Bill No. 5824 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS

{LC1934/1/A}

Read and passed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

82 2009-S 906 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION

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

House passed (09H-6144aa) on 6-3-09

House Bill No. 6144 as amended Chapter 54

BY Pacheco, Newberry

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION {LC2417/1}

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams.

NAYS - 0.

86 2009-S 125

BY McCaffrey

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS

Committee on Corporations recommends passage in concurrence.

House passed (09H-5197) on 6-26-09

House Bill No. 5197

BY Carter, Gallison, Walsh

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS (would exempt funeral directors/embalmers from continuing education requirements if they are sixty-five (65) years of age and have forty (40) years of experience.) {LC723/1}

Representative Winfield filed a conflict of interest form.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 67: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Gemma, Watson.

88 2009-S 461 SUB A

BY Bates

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS

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

House passed (09H-5704 SUB A) on 5-5-09

House Bill No. 5704 SUB A (Business Regulation)

BY Kennedy

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS (would amend existing requirements for the licensing of mortgage loan originators in order to effect the provisions of the Secure and Fair Enforcement for Mortgage Licensing Act) {LC2048/2/A}

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 62: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 1: Representative Newberry.

REQUEST

Representative Palumbo requests the journal to reflect that if he had voted on (09-H 5704 SUB A), he would have voted in the affirmative.

89 2009-S 462 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE - RHODE ISLAND LIFE
AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT

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

House passed (09H-5771 SUB A) on 5-20-09

House Bill No. 5771 SUB A (Business Regulation)

BY Watson

ENTITLED, AN ACT RELATING TO INSURANCE - RHODE ISLAND LIFE AND
HEALTH INSURANCE GUARANTY ASSOCIATION ACT {LC1674/1/A}

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, Azzinaro,
Baldelli-Hunt, Brien, Caprio, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver,
Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie,
Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik,
Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Petrarca,
Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-
Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS – 0.

90 2009-S 475

BY Walaska

ENTITLED, AN ACT RELATING TO FIDUCIARIES - UNIFORM
MANAGEMENT OF INSTITUTIONAL FUNDS

Committee on Corporations recommends passage in concurrence.

House passed (09H-5244) on 5-5-09

House Bill No. 5244

BY Corvese

ENTITLED, AN ACT RELATING TO FIDUCIARIES - UNIFORM MANAGEMENT OF
INSTITUTIONAL FUNDS {LC681/1}

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Walsh, Williams, Winfield.

NAYS - 0.

92 2009-S 968

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS
-- BROADBAND DEPLOYMENT AND INVESTMENT ACT

Committee on Corporations recommends passage in concurrence.

House passed (09H-5975 SUB A) on 5-14-09

House Bill No. 5975 SUB A

BY Corvese

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
BROADBAND DEPLOYMENT AND INVESTMENT ACT (would create the broadband
deployment and investment act designed to implement proper regulations and oversight thereof)
{LC2156/1/A}

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

93 2009-S 525 as amended

BY DiPalma

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR FUEL TAX**

Committee on Finance recommends passage as amended in concurrence.

House passed (09H-5782 SUB A) on 6-26-09

House Bill No. 5782 SUB A

BY Jackson, Martin, Rice A, Sullivan, Edwards

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR FUEL
TAX {LC2073/1/A}**

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Marcello requests the journal to reflect that if he had voted on (09-H 5782 SUB A), he would have voted in the affirmative.

94 2009-S 944 as amended

BY Gallo

ENTITLED, AN ACT RELATING TO EDUCATION

Committee on Finance recommends passage as amended in concurrence.

House passed (09H-6276) on 6-26-09

House Bill No. 6276

BY Mattiello

ENTITLED, AN ACT RELATING TO EDUCATION {LC2766/1}

Read and passed, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Hearn, Jackson, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross-Smith, Slater, Trillo, Vaudreuil, Walsh, Williamson, Winfield.

NAYS - 1: Representative Wasylyk.

REQUESTS

Representatives Lima and Kennedy request the journal to reflect that if they had voted on (09-H 6276), they would have voted in the affirmative.

Representative Wasylyk requests the journal to reflect that he had voted incorrectly on (09-H 6276), he should have voted in the affirmative.

104 2009-S 777 SUB A as amended

BY Gallo

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH
INSURANCE

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

House passed (09H-5613 SUB A) on 6-25-09

House Bill No. 5613 SUB A

BY McNamara, Gallison, Malik

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH
INSURANCE {LC1289/1/A}

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

105 2009-S 925**BY Fogarty P****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD ESTABLISHMENTS

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

House passed (09H-5252) on 3-25-09**House Bill No. 5252****BY Pacheco****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- SANITATION IN FOOD ESTABLISHMENTS {LC863/1}

Read and passed, on a roll call vote, 68 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 68: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

REQUEST

Representative Giannini requests the journal to reflect that if she had voted on (09-H 5252), she would have voted in the affirmative.

106 2009-S 752 SUB A**BY Doyle****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009

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

House passed (09H-5798 SUB Aaa) on 5-26-09**House Bill No. 5798 SUB A as amended****BY Naughton, McNamara, Watson, Rice M****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009 {LC1508/2/A}

The bill marked Substitute "A" is read and passed, as amended 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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

108 2009-S 854

BY Sosnowski

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO DEVELOP RECOMMENDATIONS FOR ESTABLISHING A COMPREHENSIVE PRODUCT STEWARDSHIP APPROACH TO REDUCING ENVIRONMENTAL AND HEALTH RISKS POSED BY THE USE OR DISPOSAL OF PRODUCTS

Committee on Environment and Natural Resources recommends passage in concurrence.

House passed (09H-5616) on 6-4-09

House Resolution No. 5616

BY Walsh, Ferri, Segal, Rice M

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO DEVELOP RECOMMENDATIONS FOR ESTABLISHING A COMPREHENSIVE PRODUCT STEWARDSHIP APPROACH TO REDUCING ENVIRONMENTAL AND HEALTH RISKS POSED BY THE USE OR DISPOSAL OF PRODUCTS {LC1662/1}

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo,

Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams.

NAYS - 0.

REQUEST

Representative DaSilva requests the journal to reflect that if he had voted on (09-H 5616), he would have voted in the affirmative.

115 2009-S 311 SUB A

BY Lynch

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - FEES

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

House passed (09H-5913 SUB A) on 6-26-09

House Bill No. 5913 SUB A

BY Fox, Ajello, Williamson, Mattiello, Marcello

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - FEES (would provide that a portion of the fees collected in district court and family court would be forwarded to Rhode Island legal services)
{LC1626/1/A}

The bill marked Substitute "A" is read and passed 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, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, Lima, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 7: Representatives Brien, Kilmartin, Loughlin, MacBeth, Menard, Newberry, Trillo.

117 2009-S 450 as amended

BY Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AUTOMOBILE BODY REPAIR SHOPS

Committee on Finance recommends passage as amended in concurrence.

House passed (09H-5893 SUB A) on 6-26-09**House Bill No. 5893 SUB A****BY** Corvese, Silva**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
AUTOMOBILE BODY REPAIR SHOPS {LC1679/1/A}

Representative Petrarca filed a conflict of interest form.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 19 members voting in the negative as follows.

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Caprio, Carnevale, Corvese, Costantino, Dennigan, DeSimone, Edwards, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 19: Representatives Almeida, Baldelli-Hunt, Brien, Carter, DaSilva, Diaz, Driver, Ehrhardt, Fellela, Ferri, Fierro, Hearn, Kilmartin, Marcello, Newberry, Rice, M., Ruggiero, Savage, Watson.

119 2009-S 82**BY** Bates**ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND
SEPARATION

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5329) on 6-26-09**House Bill No. 5329****BY** Menard, Winfield, Naughton, Schadone**ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND
SEPARATION {LC960/1}

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-

Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

122 2009-S 591 SUB A

BY Bates

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CHILD RESTRAINTS

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

House passed (09H-5786 SUB A) on 6-25-09

House Bill No. 5786 SUB A (Transportation)

BY Watson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CHILD RESTRAINTS {LC1550/1/A}

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 2 members voting in the negative as follows:

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Ucci, Watson.

REQUEST

Representative Serpa requests the journal to reflect that if she had voted on (09-H 5786 SUB A), she would have voted in the affirmative.

123 2009-S 318

BY Ciccone

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - APPOINTMENT, QUALIFICATION AND TENURE OF OFFICERS

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5323) on 6-26-09**House Bill No. 5323****BY** Kilmartin**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - APPOINTMENT, QUALIFICATION AND TENURE OF OFFICERS {LC980/1}

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 0.

124 2009-S 430**BY** Metts**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5936) on 6-26-09**House Bill No. 5936 (Corrections)****BY** Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would permit the department of corrections to release an inmate on the prior business day of their prison release date or completion of sentence if such date falls on a weekend or on a holiday) {LC1617/1}

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M.,

Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

125 2009-S 195 SUB B

BY Perry

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE
ESTABLISHMENTS

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

House passed (09H-5294) on 6-26-09

House Bill No. 5294

BY Segal, Edwards, Sullivan, Fierro

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL
DIRECTOR/EMBALMER FUNERAL SERVICE ESTABLISHMENTS (would define
"domestic partner" for the purpose of granting authority to domestic partners of deceased for
funeral arrangements of deceased.) {LC824/1}

Representative Winfield filed a conflict of interest form.

Read and passed, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 1: Representative Corvese.

126 2009-S 261

BY DiPalma

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5490) on 5-27-09

House Bill No. 5490**BY** Lally, Jackson

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES (would allow any executor or administrator of an estate to donate a conservation easement on real estate to obtain the benefit of a federal state tax exclusion) {LC989/1}

Read and passed 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Watson, Winfield.

NAYS - 0.

127 2009-S 270**BY DiPalma**

ENTITLED, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5488) on 5-27-09

House Bill No. 5488**BY** Lally, Jackson

ENTITLED, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS (would expand the powers of a trustee to allow them to donate a conservation easement on any real property in order to obtain the benefit of the state tax exclusion) {LC987/1}

Read and passed 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento,

Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS - 0.

128 2009-S 323

BY Goodwin

ENTITLED, AN ACT RELATING TO ELECTIONS -- ADDRESS
CONFIDENTIALITY OF DOMESTIC VIOLENCE VICTIMS

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5370) on 5-6-09

House Bill No. 5370

BY Coderre E, Naughton, Serpa, Williams, Giannini

ENTITLED, AN ACT RELATING TO ELECTIONS -- ADDRESS CONFIDENTIALITY OF DOMESTIC VIOLENCE VICTIMS (would expand the list of those persons/voters who may protect the confidentiality of their addresses from the recipients of domestic violence restraining orders to include members of their household.) {LC972/1}

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

YEAS - 57: Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Dennigan, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Kennedy requests the journal to reflect that if he had voted on (09-H 5370), he would have voted in the affirmative.

129 2009-S 272

BY Doyle

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND
FALSE DEALING

Committee on Judiciary recommends passage in concurrence.

House passed (09H-5006 SUB A) on 1-28-09

House Bill No. 5006 SUB A**BY** Mattiello**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND FALSE DEALING (would create the misdemeanor criminal offense of "defrauding the administration of a drug or alcohol test.") {LC183/1/A}

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Driver, Ehrhardt, Flaherty, Gemma, Loughlin, Newberry, Savage, Trillo, Watson, Winfield.

130 2009-S 783 SUB A**BY** McCaffrey**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - PERSONS WITH DISABILITIES

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

House passed (09H-5949 SUB A) on 5-7-09**House Bill No. 5949 SUB A****BY** Lally**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - PERSONS WITH DISABILITIES (would amend the state's civil rights laws so as to incorporate definitions and other changes made by the federal ADA Amendments Act) {LC2085/1/A}

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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie,

Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Segal, Serpa, Shallcross, Silva, Slater, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

131 2009-S 496

BY Sosnowski

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT COMMISSION

Committee on Corporations recommends passage in concurrence.

House passed (09H-5611) on 6-16-09

House Bill No. 5611

BY Lally, Brien

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE -- STATE INVESTMENT COMMISSION (would expand the powers of the state investment commission to the extent of authorizing public funds investments in accordance with the prescribed conditions) {LC1866/1}

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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0

REQUESTS

Representatives Brien and Watson request the journal to reflect that if they had voted on (09-H 5611), they would have voted in the affirmative.

132 2009-S 991 SUB A

BY Lanzi

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES

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

House passed (09H-6225 SUB A) on 6-26-09

House Bill No. 6225 SUB A**BY** Kilmartin, Wasylyk, Lally, Kennedy**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES (when a hospital provides a surgical procedure by a non employee physician, it must provide that patient with the same care, education and resources provided to patients of employee physicians) {LC2682/1/A}

The bill marked Substitute "A" is read and passed 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: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representatives A. Rice, Ucci and Lima request the journal to reflect that if they had voted on (09-H 6225 SUB A), they would have voted in the affirmative.

133 2009-S 970**BY** Algiere**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE

Committee on Corporations recommends passage in concurrence.

House passed (09H-6096) on 6-26-09**House Bill No. 6096****BY** Almeida, DaSilva, Carnevale, Shallcross Smith, Guthrie**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE (would create the interoperable communications committee (ICC) which would deal with statewide communications interoperability) {LC2367/1}

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin,

Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

135 2009-S 294 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
HOME HEATING OIL SALES

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

House passed (09H-5905 SUB A) on 5-14-09

House Bill No. 5905 SUB A (Attorney General)

BY Williams, Kilmartin, Silva, Ajello, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HOME
HEATING OIL SALES {LC1780/1/A}

The bill marked Substitute "A" is read and passed, and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

137 2009-S 283

BY Maher

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES -
BOXING

Committee on Corporations recommends passage in concurrence.

House passed (09H-5769) on 5-19-09

House Bill No. 5769 (Business Regulation)

BY Loughlin

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING
{LC1520/1}

Read and passed, on a roll call vote, 53 members voting in the affirmative and 13 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Trillo, Vaudreuil, Watson, Winfield.

NAYS - 13: Representatives Baldelli-Hunt, Driver, Gemma, Guthrie, Hearn, Jacquard, Marcello, Martin, Naughton, Rice, A., Serpa, Walsh, Williams.

REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (09-H 5769), he would have voted in the affirmative.

138 2009-S 134 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOBILE AND MANUFACTURED HOMES

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

House passed (09H-5127 SUB A) on 6-26-09

House Bill No. 5127 SUB A

BY Pacheco, Guthrie, Sullivan, Ruggiero, Newberry

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOBILE AND
MANUFACTURED HOMES {LC285/1/A}

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: Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco,

Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

REQUEST

Representative Giannini requests the journal to reflect that if she had voted on (09-H 5127 SUBA), she would have voted in the affirmative.

The Bundle prevails, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

156 2009-H 6051 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

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

The bill marked Substitute "A" is read and passed 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

157 2009-H 6009

BY Naughton

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - NAMING THE
NEW KENT COUNTY COURTHOUSE

Committee on Constituent Services recommends passage.

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

Read and passed, on a roll call vote, 54 members voting in the affirmative and 8 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 8: Representatives Ajello, Driver, Ehrhardt, Fierro, Fox, Menard, Newberry, Trillo.

158 2009-H 6286 SUB A

BY Caprio D

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES -- THE TOWERS LICENSE PLATES

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

Representative Giannini moves passage of the act, seconded by Representatives Caprio, Lally and Walsh.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Newberry, Trillo.

159 2009-H 5261**BY Rice A****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- GREEN JOBS TASK FORCE

Committee on Constituent Services recommends passage.

Representative Giannini moves passage of the act, seconded by Representative A. Rice.

Read and passed, on a roll call vote, 62 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Trillo.

160 2009-S 919**BY McCaffrey****ENTITLED,** AN ACT RELATING TO NAMING THE NEW KENT COUNTY COURTHOUSE

Committee on Constituent Services recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 8 members voting in the negative as follows:

YEAS - 53: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Ucci, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 8: Representatives Ajello, Driver, Handy, Menard, Newberry, Savage, Trillo, Walsh.

REQUEST

Representative Fierro requests the journal to reflect that he had voted incorrectly on (09-S 919), he should have voted in the negative.

161 2009-H 5039 SUB A**BY Gablinske****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS -- MOTOR VEHICLE OFFENSES

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 Gablinske, Gallison, Menard, Pollard, McNamara, Corvese, Brien and Giannini.

The bill marked Substitute "A" is read and passed 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 Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Wasylyk, Winfield.

NAYS - 7: Representatives Ajello, Almeida, Gemma, Handy, Petrarca, Walsh, Williams.

REQUEST

Representative A. Rice requests the journal to reflect that if she had voted on (09-H 5039 SUB A), she would have voted in the affirmative.

162 2009-H 5749 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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 Monday, June 29, 2009.

163 2009-H 6245**BY Walsh****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Walsh,

Representatives Trillo and Walsh discuss the act.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

164 2009-H 5537 SUB A

BY Dennigan

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES

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

Representative Kennedy moves passage of the act, seconded by Representative Dennigan.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

165 2009-H 5273 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --
DETERMINATION OF NEED FOR NEW HEALTH CARE
EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES

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 McNamara, Pacheco, Walsh, Baldelli-Hunt, Brien and Kilmartin.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1: Representative Coderre.

REQUEST

Representative Naughton requests the journal to reflect that if she had voted on (09-H 5273 SUB A), she would have voted in the affirmative.

166 2009-H 6053 SUB A

BY Kilmartin

**ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY --
ENERGY**

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A.,

Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

167 2009-S 933 SUB B

BY Ruggiero

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY --
ENERGY

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

Representative Kilmartin moves passage of the resolution, seconded by Representatives Corvese and Kennedy.

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 1 member voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Naughton.

168 2009-S 1013

BY Tassoni

ENTITLED, AN ACT RELATING TO AUTHORIZATION FOR SANITARY
SEWER LINE FROM BONNET SHORES BEACH CLUB
CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER
TREATMENT SYSTEM

Committee on Municipal Government recommends passage in concurrence.

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

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva,

Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Peter Kilmartin, State Representative, District 61, 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: (09-S 0685aa)
2. (Nature of the potential conflict) I have the following interest in the matter:
My law firm was hired in the past on this issue.
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.

PETER F. KILMARTIN
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 27th day of June, 2009.

MICHAEL R. EGAN
NOTARY PUBLIC

Representative Kilmartin 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

169 2009-S 685 as amended

BY O'Neill E

ENTITLED, AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE

TO TAKE LAND BY EMINENT DOMAIN

Committee on Municipal Government recommends passage as amended in concurrence.

Representative Gallison moves passage of the act, as amended, seconded by Representative Corvese.

Read and passed, as amended, in concurrence, on a roll call vote, 55 members voting in the affirmative and 7 members voting in the negative as follows:

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Lally, MacBeth, Marcello, Martin, Mattiello, Melo, Naughton, O'Neill, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Baldelli-Hunt, Driver, Kennedy, Loughlin, Menard, Newberry, Pacheco.

170 2009-S 952**BY Miller****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - TRANSFER OF VEHICLES**

Committee on Corporations recommends passage in concurrence.

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

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

171 2009-S 485 SUB A**BY Miller****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 in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives M. Rice.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

172 2009-H 5112 SUB C

BY Costantino

ENTITLED, AN ACT RELATING TO CENTERS FOR MEDICARE AND
MEDICAID SERVICES WAIVER AND EXPENDITURE
AUTHORITY

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

Representative Costantino moves passage of the act, seconded by Representatives Fox, Gemma, Corvese, McNamara, Silva and many other members of the House.

Representative Costantino discusses the act.

The bill marked Substitute "C" is read and passed and the original bill and the bills marked Substitute "A" and Substitute "B" indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Loughlin, Newberry.

TRANSMITTAL

By unanimous consent, (09-H 5112 SUB C) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

173 2009-S 867 SUB A as amended

BY Levesque C

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

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

Representative Costantino moves passage of the act, as amended seconded by Representative Fox.

Representative Driver discusses the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, Marcello, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Ucci, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 2: Representatives Martin, Trillo.

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 Kenneth Vaudreuil and his wife Joy a Happy Anniversary.

The Honorable Speaker Murphy wishes Representative Deborah Fellela and her husband Henry a Happy Anniversary.

Representative Costantino congratulates Sharon Reynolds Ferland, Deputy House Fiscal Advisor, on winning one of the two NCSL annual National Association of Legislative Fiscal Offices awards.

Representative Loughlin thanks Richard Fleury, attorney for the Minority Office.

Representative Corvese wishes his sister-in-law, Linda Connors a Happy 50th Birthday.

Majority Leader Fox announces that the House will reconvene for a day in July.

GUESTS

Representatives Kilmartin and Coderre welcome John Hadaidemenos, Jr.-Principal, Dr. Hans Delith, Superintendent, Bethany Araujo, Kari-Melo Pena, Kelsey Ahmed, Kaylessa Elliss, Jackie Bertini, Alyssa Labera, Alexandra Maynard, Benjamin Kicie, Chris Masse, Philip Marchese, Erika Sherry, Catia Carvalho, Britany Hennigan, Jessica-Jeich Charles, Elyssa Cipriano, Arianna Allessandro, Keisha Fordham, Javier Lopez, Evelyn Menendez, Elizabeth McLaughlin, Chantel Baptista, and Rachel Poatbriard of the JMW Arts High School to the House Chamber as guests.

Representative McNamara also welcomes Dr. Hans Delith and students to the Chamber.

Representatives Baldelli-Hunt and Williams welcome Emily Luther, Miss Rhode Island Outstanding Teen 2009. to the House as a guest.

Representative Martin welcomes Bill Pendergast, his wife, Sophia Pendergast and Kathy Brady to the House Chamber as guests.

Representative DaSilva welcomes Kara Foley and friends to the House Chamber as guests.

Representative Malik welcomes his son, Mike Malik and his girlfriend Michele Dellegrazie to the House Chamber as guests.

Representative Ferri welcomes to the Chamber John Green.

RECESS

At 12:51 o'clock A.M. on motion of Representative Lima, and as a further mark of respect to the memory of Mary Cannata; on motion of Representative Carter, and as a further mark of respect to the memory of Sharon L. Cole; seconded by Representatives Fox and Loughlin the House is in recess, on a unanimous rising vote.

COMMUNICATION FROM THE SENATE

Senate Bill No. 463 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (would add policy standards for group life ins. contracts issued in RI. The bill is based upon the Nat. Ass. of Ins. Comm. Group Life Insurance Model Act. These or substantially similar standards have been adopted in 48 states.) {LC1324/1/A}

07/14/2009 Referred to House Corporations

Senate Bill No. 465 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE {LC1413/1/A}

07/14/2009 Referred to House Corporations

Senate Bill No. 479

BY Sheehan, Picard, O'Neill E, Cote, Lenihan

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - INTEREST AND USURY (would reinstate usury limits for credit cards by rejecting the 2003 credit card chapter and would cap interest on credit cards at 21% on 9% the domestic prime rate.) {LC1460/1}

07/14/2009 Referred to House Corporations

Senate Bill No. 667 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (omnibus bill which clarifies and amends certain sections of insurance law) {LC1325/1/A}

07/14/2009 Referred to House Corporations

Senate Bill No. 380

BY Doyle, Connors, Tassoni, McBurney

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (require any person having a duty to register as a sex offender, who has temporarily resided in this state for a period of 14 days, to register by appearing in person within 24 hours at the law enforcement agency in the city/town which they reside) {LC996/1}

07/14/2009 Referred to House Judiciary

Senate Bill No. 569

BY Levesque C

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS {LC1861/1}

07/14/2009 Referred to House Finance

Senate Bill No. 1012 SUB A as amended

BY DaPonte, Connors, DeVall

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS (would mandate that every town, city and school district consolidate certain functions by January 1, 2011.) {LC2867/3/A}

07/14/2009 Referred to House Finance

Senate Resolution No. 1030 SUB A

BY Bates, Levesque C, Felag

ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND 530 WOOD STREET ASSOCIATES, LP {LC2916/1/A}

07/14/2009 Referred to House Finance

Senate Resolution No. 1039 SUB A

BY Sheehan, Lenihan

ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND BAKERFORD PROPERTIES, LLC {LC2921/1/A}

07/14/2009 Referred to House Finance

Senate Resolution No. 1040 SUB A

BY Levesque C

ENTITLED, JOINT RESOLUTION RELATING TO THE RHODE ISLAND PUBLIC CORPORATION DEBT MANAGEMENT ACT AND APPROVING THE LEASE AGREEMENT BETWEEN THE STATE OF RHODE ISLAND ACTING THROUGH THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES AND PUI O, INC. {LC2920/1/A}

07/14/2009 Referred to House Finance

Senate Bill No. 1041

BY Maselli

ENTITLED, AN ACT RELATING TO EDUCATION {LC2951/1}

07/14/2009 Referred to House Finance

Senate Bill No. 825

BY Tassoni, Paiva-Weed, Connors

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORK-- SHARING BENEFITS {LC2211/1}

07/14/2009 Referred to House Labor

Senate Bill No. 1043

BY Gallo, Lanzi, Miller

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2953/1}

07/14/2009 Referred to House Municipal Government

Senate Bill No. 501 SUB A

BY Felag, Tassoni, Bates, Levesque C, Ciccone

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF VETERANS' AFFAIRS {LC1950/1/A}

07/14/2009 Referred to House Veterans Affairs

Linda M. McElroy
Recording Clerk

APPENDIX**INVOCATION****REPRESENTATIVE DEBORAH RUGGIERO**

Dear God, soon this legislative session will be over. Grant that we may be able to look back upon it with pride in what we accomplished, and satisfaction that we did our best. Grant us wisdom, courage and the votes. Amen.

REPRESENTATIVE PETER F. MARTIN

God, grant us the serenity to accept the things we cannot change, the courage to change the things we can, and the wisdom to know the difference.

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 919**BY** McCaffrey, Lynch, Walaska, Ruggerio**ENTITLED**, AN ACT RELATING TO NAMING THE NEW KENT COUNTY COURTHOUSE (would name the new Kent County Courthouse "The Governor Philip W. Noel Judicial Complex.") {LC2567/1}**Senate Bill No. 50****BY** Felag, Paiva-Weed, Metts, Sosnowski, Pichardo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL PROPERTY REMEDIATION AND REUSE ACT {LC178/1}**Senate Bill No. 867** SUB A as amended**BY** Levesque C**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (would provide that no new licenses for nursing facilities nor an increase in licensed bed capacity would be issued until after July 1, 2012. Current law allows these licenses & the capacity to be issued/increased after July 1, 2009.) {LC2291/1/A}**Senate Bill No. 948****BY** DiPalma**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Jay Tanzman to join Jodie Paglia and Glenn Tanzman in marriage within the City of Newport, Rhode Island on or about August 1, 2009.) {LC2664/1}**Senate Bill No. 949****BY** Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Sarah Elisabeth Paquet to join Lee Ann Scotto and Robert G. Adams, Jr. in marriage within the Town of Tiverton, Rhode Island on or about August 1, 2009.) {LC2656/1}**Senate Bill No. 950****BY** Maher, Blais, Algiere**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Benjamin Joseph Reddish, III to join Karen Grimes and Craig Carrigan in marriage within the Town of Narragansett, Rhode Island on or about June 27, 2009.) {LC2661/1}**Senate Bill No. 979****BY** Sosnowski**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Marcia Reback to join Maureen G. Martin and Kevin W. Ryan in marriage within the Town of Narragansett, Rhode Island on or about August 1, 2009.) {LC2770/1}

Senate Bill No. 987**BY** Paiva-Weed**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2752/1}**Senate Bill No. 988****BY** DiPalma**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2765/1}**Senate Bill No. 221****BY** Sosnowski**ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF WHALE ROCK LAND COMPANY {LC835/1}**Senate Bill No. 996****BY** Lenihan**ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF OPPORTUNITIES INDUSTRIALIZATION CENTER OF RHODE ISLAND INCORPORATED {LC2852/1}**Senate Bill No. 760** SUB A (Governor)**BY** Blais**ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - JUDICIAL SELECTION (would make any individual whose name was publicly submitted to the governor by the judicial nominating commission, eligible for subsequent nomination by the governor until June 30, 2010) {LC1312/1/A}**Senate Bill No. 475****BY** Walaska**ENTITLED,** AN ACT RELATING TO FIDUCIARIES - UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS (would update Rhode Island's "Uniform Management of Institutional Funds Act" which was enacted in 1972.) {LC1283/1}**Senate Bill No. 591** SUB A**BY** Bates**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CHILD RESTRAINTS {LC1330/1/A}**Senate Bill No. 560** SUB A Chapter 180**BY** Walaska**ENTITLED,** AN ACT RELATING TO INSURANCE - MANDATED BENEFITS (would repeal the section of law imposing a sunset provision on mandated benefits for health plans.) {LC1829/1/A}**House Bill No. 5267** SUB A as amended Chapter 36**BY** Ruggiero**ENTITLED,** AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE (would allow the town of Jamestown to establish a juvenile hearing board) {LC911/1/A}

APPENDIX

CALENDAR

IN ORDER FOR MONDAY, JUNE 29, 2009:

1. **2009-H 5582**

BY Lally

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS

Committee on Labor recommends passage.

2. **2009-H 5591**

BY Serpa

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
WORKERS' COMPENSATION -- PROCEDURE

Committee on Labor recommends passage.

3. **2009-H 5831**

BY Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage.

4. **2009-H 6205**

BY Fox

ENTITLED, AN ACT RELATING TO EDUCATION - HIGHER EDUCATION
ASSISTANCE AUTHORITY

Committee on Finance recommends passage.

5. **2009-H 6242 SUB A**

BY Mattiello

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATIONCommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.6. **2009-H 5737**

BY Ajello

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage.

7. 2009-H 5749 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

8. 2009-S 51**BY Pichardo****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED
ACTIVITIES

Committee on Corporations recommends passage in concurrence.

9. 2009-S 211 as amended**BY Ciccone****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES

Committee on Judiciary recommends passage as amended in concurrence.

10. 2009-S 378**BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
REAL ESTATE SALES DISCLOSURES

Committee on Judiciary recommends passage in concurrence.

11. 2009-S 246 SUB A**BY Maher****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES

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

12. 2009-S 927**BY Algieri****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM
HOUSING STANDARDS -- TOWN OF WESTERLY

Committee on Municipal Government recommends passage in concurrence.

13. 2009-S 456 SUB A**BY Goodwin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION

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

14. 2009-S 387 as amended**BY Bates****ENTITLED,** AN ACT RELATING TO INSURANCE -- EXAMINATIONS

Committee on Corporations recommends passage as amended in concurrence.

15. 2009-S 953**BY Fogarty P****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HOME PROPANE GAS SALES

Committee on Corporations recommends passage in concurrence.

16. 2009-S 457**BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage in concurrence.

17. 2009-S 543 SUB A as amended**BY Perry****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT

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

18. 2009-S 713**BY Perry****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS - CERTIFIED SCHOOL TEACHERS ARBITRATION

Committee on Labor recommends passage in concurrence.

19. 2009-S 732 SUB A as amended**BY Sosnowski****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009

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

20. 2009-S 493

BY Walaska

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage in concurrence.

21. 2009-S 381

BY Maselli

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RHODE
ISLAND RESOURCE RECOVERY CORPORATION

Committee on Environment and Natural Resources recommends passage in concurrence.

22. 2009-S 351 as amended

BY Sosnowski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Environment and Natural Resources recommends passage as amended in concurrence.

23. 2009-S 413 SUB A

BY Lenihan

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND
EDUCATION BUILDING CORPORATION

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

24. 2009-S 572

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage in concurrence.

25. 2009-S 930 SUB A

BY Gallo

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

26. 2009-S 614 as amended

BY McCaffrey

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOTOR VEHICLE OFFENSES

Committee on Judiciary recommends passage as amended in concurrence.

27. 2009-S 589 SUB A

BY Raptakis

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS

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

28. 2009-S 290 SUB B

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SMALL BUSINESS REGULATORY FAIRNESS IN
ADMINISTRATIVE PROCEDURES

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

29. 2009-S 229 SUB B

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

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

30. 2009-S 160

BY Connors

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
TRAFFIC CONTROL DEVICES

Committee on Constituent Services recommends passage in concurrence.

31. 2009-S 990

BY O'Neill E

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND
PERSONAL PROPERTY OF RING RETIREES ASSOCIATION

Committee on Veterans' Affairs recommends passage in concurrence.

32. 2009-S 681**BY Felag****ENTITLED,** AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- PRACTICE IN PROBATE COURTS

Committee on Veterans' Affairs recommends passage in concurrence.

33. 2009-S 1020**BY Connors****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF BLACKSTONE RIVER THEATRE

Committee on Corporations recommends passage in concurrence.

34. 2009-S 1010**BY Paiva-Weed****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF RIVEN ROCK, INC.

Committee on Corporations recommends passage in concurrence.

35. 2009-S 471 SUB A as amended**BY Doyle****ENTITLED,** AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIESCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A as amended in concurrence.**36. 2009-S 540 SUB A****BY Perry****ENTITLED,** AN ACT RELATING TO INSURANCECommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A in concurrence.**37. 2009-S 548 SUB A****BY Bates****ENTITLED,** AN ACT RELATING TO INSURANCE -- RENTAL NETWORK
CONTRACT ARRANGEMENTSCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A in concurrence.

38. 2009-S 855 SUB A**BY Ruggerio****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

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

39. 2009-S 734 SUB A as amended**BY Algieri****ENTITLED,** AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF
ACCOUNTS

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

Francis P. McCabe
Clerk of the House

Friday, June 26, 2009

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Representative Lally, for the Committee on Judiciary, reports back the following measure, with recommendation of transfer to the Committee on Corporations:

Senate Bill No. 598

BY Jabour, McCaffrey, Lynch, Maselli

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY {LC1286/1}

10/27/2009 Committee transferred to House Corporations

Representative Costantino, for the Committee on Finance, reports back the following measure, with recommendation of transfer to the Committee on Environment and Natural Resources:

House Bill No. 6332

BY Gallison, Gablinske, Malik, McNamara, Azzinaro

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT (would expand the number of solar domestic hot water heaters eligible for a residential renewable energy tax credits by qualifying solar capacity domestic hot water heaters with a minimum collector area of 34 square feet, reduced from 60 square feet.) {LC2934/1}

10/26/2009 Committee transferred to House Environment and Natural Resources

COMMITTEE ON JUDICIARY

Representative Lally, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

Senate Bill No. 596 SUB B

BY Jabour, O'Neill E, Lynch, Cote, Picard

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS (define the crime of prostitution to include any location, would create punishments for individuals who would attempt to procure the services of a prostitute, would define the crime of permitting prostitution within a premise) {LC1591/1/B}

10/27/2009 Placed on House Calendar

Senate Resolution No. 701

BY Metts, Pichardo, Jabour, Perry, Miller

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH, AND SUBMIT THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (CHANGE THE NAME OF THE STATE) {LC913/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 605 SUB B**BY** Perry, Crowley, Gallo, Sosnowski, Lanzi**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE (would mandate a fine of no less than \$40,000 and imprisonment for up to life for anyone found guilty of sex trafficking of a minor) {LC1530/1/B}

10/27/2009 Placed on House Calendar

Senate Bill No. 383 as amended**BY** Walaska, McBurney, Raptakis, McCaffrey, Bates**ENTITLED**, AN ACT RELATING TO ELECTIONS (act would identify and include communication access expenses to ensure participation by deaf and hard of hearing individuals as a permitted use of campaign funds) {LC1315/1}

10/27/2009 Placed on House Calendar

House Bill No. 5570**BY** Handy, Naughton, Jacquard, Walsh**ENTITLED**, AN ACT RELATING TO ELECTIONS (would identify and include communication access expenses to ensure participation by deaf and hard of hearing individuals as a permitted use of campaign funds) {LC1867/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 39 as amended**BY** Metts, Pichardo, Jabour, Levesque C, Perry**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would reduce the minimum sentences for crimes involving controlled substances.) {LC298/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 201**BY** Jabour, Levesque C, DeVall, Crowley, Cote**ENTITLED**, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE OFFICERS {LC868/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 260 SUB A**BY** McCaffrey, Walaska, Crowley**ENTITLED**, AN ACT RELATING TO ELECTIONS - VOTING DISTRICTS AND OFFICIALS (would consolidate various provisions of the general laws regarding the election or appointment of moderators and clerks in various municipalities) {LC852/1/A}

10/27/2009 Placed on House Calendar

Senate Bill No. 324**BY** Maselli, Tassoni, Ciccone**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS

BY AND AGAINST TOWNS (would require cities, towns, and fire districts to indemnify officials for claims arising out of the performance of their official duties.) {LC1179/1}
10/27/2009 Placed on House Calendar

Senate Bill No. 416 SUB A (Attorney General)

BY Sosnowski, Maselli, Sheehan, Algiere, Felag

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SEARCH WARRANTS - MOTOR VEHICLE OFFENSES (would allow a peace officer to request a search warrant which would allow the taking of blood, breath or urine, or perform a chemical test if probable cause exists to believe that an individual has been driving under the influence) {LC412/1/A}
10/27/2009 Placed on House Calendar

Senate Bill No. 932

BY Tassoni

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND VANDALISM (would make it a criminal offense to willfully cover or keep covered any public statue or monument.) {LC2632/1}
10/27/2009 Placed on House Calendar

Senate Bill No. 1002 SUB A

BY Crowley, Metts, Pichardo, Levesque C, Perry

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (would require foreclosing lenders to offer mediation to their mortgagors. It would take effect upon passage & would apply to all foreclosure sales for which the first publication of the notice of sale has not occurred.) {LC2851/1/A}
10/27/2009 Placed on House Calendar

House Bill No. 5492

BY Segal, Fierro, Giannini, DaSilva, Almeida

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE {LC1009/1}
10/27/2009 Placed on House Calendar

House Bill No. 5040 SUB A

BY Segal, Rice A, O'Neill JP, Ajello, Schadone

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - - SENTENCE AND EXECUTION {LC242/2/A}
10/27/2009 Placed on House Calendar

Senate Bill No. 86 SUB B

BY Perry, Miller, Sosnowski, Metts, Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION {LC315/1/B}
10/27/2009 Placed on House Calendar

Senate Bill No. 249 (Secretary of State)**BY** Jabour, Perry, Paiva-Weed, Bates, McBurney**ENTITLED**, AN ACT RELATING TO ELECTIONS - PARTY COMMITTEES AND CONVENTIONS (would require state committees of political parties to nominate candidates, when none had filed before the deadline, in the same location where the original declaration of candidacy should have filed) {LC1171/1}

10/27/2009 Placed on House Calendar

House Bill No. 5297**BY** Melo, Gablinske, Loughlin, Savage, Marcello**ENTITLED**, AN ACT RELATING TO ELECTIONS - PARTY COMMITTEES AND CONVENTIONS (would require state committees of political parties to nominate candidates, when none had filed before the deadline, in the same location where the original declaration of candidacy should have filed) {LC976/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 373 as amended**BY** Lynch, Connors**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- ACCIDENTS AND ACCIDENT REPORTS (would include in the sanctions for failing to stop for an accident resulting in property damage a sentence of up to one year in prison, in addition to the sanctions currently in effect) {LC1449/1}

10/27/2009 Placed on House Calendar

Senate Bill No. 253 SUB B**BY** O'Neill E, Jabour, Cote, Maher, Pinga**ENTITLED**, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS (would provide a procedure for arguments for and against ballot measures to be printed in the voter handbooks distributed to each resident's address prior to each general election) {LC1125/2/B}

10/27/2009 Placed on House Calendar

House Bill No. 5008 SUB A**BY** Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION {LC111/1/A}

10/27/2009 Placed on House Calendar

Senate Bill No. 212 SUB A**BY** Levesque C**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would require the electronic recording of custodial interrogations in their entirety in cases where the potential sentence is one of life imprisonment.) {LC166/1/A}

10/27/2009 Placed on House Calendar

House Bill No. 5134 SUB A**BY** Walsh, Almeida, Ajello, Williams, Handy**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST (would require the electronic recording of custodial interrogations in their entirety in cases where the potential sentence is one of life imprisonment.) {LC312/1/A}

A 10/27/2009 Placed on House Calendar

House Bill No. 5368 SUB A**BY** Driver, Segal, MacBeth, Gablinske, Brien**ENTITLED**, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS (provide a procedure for arguments for and against ballot measures to be printed in the voter handbooks distributed to each resident's address prior to each general election.) {LC747/1/A}

10/28/2009 Placed on House Calendar

COMMUNICATION FROM THE SENATE

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

House Bill No. 5088 SUB A**BY** Costantino, Fox, Slater, Ajello, Williams**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - LOCATION OF GAS REGULATORS AND GAS METERS {LC47/1/A}

10/26/2009 Placed on House Calendar

House Bill No. 5199 SUB A as amended**BY** Kennedy, San Bento, Gemma, Lima, Coderre E**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT {LC252/1/A}

10/26/2009 Placed on House Calendar

House Bill No. 5415 SUB B**BY** Naughton, McNamara**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (would add a new chapter on the prevention and supervision of contagious diseases, specifically HIV/AIDS and make technical amendments affected by that new chapter) {LC1238/2/B}

10/26/2009 Placed on House Calendar

House Bill No. 5479 SUB B**BY** McNamara, Guthrie, Ehrhardt**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would allow practitioners to write up to 3 separate prescriptions in Schedule II for up to a one-month supply and allow for a 90 day supply for prescriptions in Schedules IV and V) {LC1287/1/B}

10/26/2009 Placed on House Calendar

House Bill No. 5797 SUB A as amended
BY Carnevale, Dennigan, Azzinaro, Gablinske, Newberry
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH {LC2003/1/A}
10/26/2009 Placed on House Calendar

House Bill No. 5819 SUB A (Labor & Training)
BY Newberry
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL SCHEDULES {LC1608/1/A}
10/26/2009 Placed on House Calendar

House Bill No. 5824 SUB A
BY Kilmartin
ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS {LC1934/1/A}
10/26/2009 Placed on House Calendar

The House of Representatives meets at the State House in Providence, Wednesday, October 28, 2009 and is called to order at 4:14 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 69 members present and 4 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 4: Representatives Naughton, Palumbo, Shallcross-Smith, Ucci.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

ANNOUNCEMENTS

Representative Eileen Naughton will be unable to attend session on Wednesday, October 28, 2009.

Representative Peter Palumbo has the Swine Flu and will be unable to attend session Wednesday, October 28 and Thursday, October 29, 2009.

Representative Mary Ann Shallcross Smith is out of the country and will be unable to attend session on Wednesday, October 28 and Thursday, October 29, 2009.

Representative Stephen Ucci will be unable to attend session on Wednesday, October 28 and Thursday, October 29, 2009.

TRIBUTE TO FORMER REPRESENTATIVE THOMAS SLATER

Majority Leader Fox rises to pay tribute to former Representative Thomas Slater. Majority Leader Fox welcomes former Representative Slater's family-Jodi Slater, Gary Slater, Ellen Gopalakrishnan, Paari Gopalakrishnan, Kylie Gopalakrishnan and Daven Gopalakrishnan to the House of Representatives and presents a slide presentation in Representative Slater's memory.

REPORTS OF COMMITTEES

TRANSFER OF BILLS

Representative Lally, for the Committee on Judiciary, reports back the following measures, with recommendation of transfer to the Committee on Finance:

Senate Bill No. 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC1197/1}

10/28/2009 Committee transferred to House Finance

COMMITTEE ON CORPORATIONS

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

House Bill No. 6111 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS {LC2397/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 542 SUB A

BY Levesque C, Blais, Miller, Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED UNIFORM ANATOMICAL GIFT ACT (would prohibit any physician, hospital or other health care

provider from charging the donor's estate or family for any cost incurred in testing or removing a human organ or tissue from a donor.) {LC1469/1/A}
10/28/2009 Placed on House Calendar

House Bill No. 6331 SUB A

BY Naughton, Silva, Giannini

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED UNIFORM ANATOMICAL GIFT ACT {LC2935/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 463 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (would add policy standards for group life ins. contracts issued in RI. The bill is based upon the Nat. Ass. of Ins. Comm. Group Life Insurance Model Act. These or substantially similar standards have been adopted in 48 states.) {LC1324/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 465 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE {LC1413/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 622 SUB A

BY Ruggerio, Ciccone, McBurney, Doyle, Tassoni

ENTITLED, AN ACT RELATING TO SPORTS RACING AND ATHLETICS -- MIXED MARTIAL ARTS (would permit mixed martial arts matches in Rhode Island and provides the rules, regulations and guidelines for such matches) {LC1089/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 667 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (omnibus bill which clarifies and amends certain sections of insurance law) {LC1325/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 998

BY Pichardo, Paiva-Weed

ENTITLED, AN ACT RELATING TO THE COMMUNITY COLLEGE OF RHODE ISLAND FOUNDATION {LC2797/1}

10/28/2009 Placed on House Calendar

House Bill No. 5823 SUB B

BY Slater, Segal, Diaz

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES {LC2063/1/B}

10/28/2009 Placed on House Calendar

Senate Bill No. 204 SUB B**BY** Sosnowski, Perry, Tassoni, DiPalma**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES (would make unlawful the use of a non-hands-free mobile telephone while operating a motor vehicle, except for public safety personnel.) {LC469/1/B}
10/28/2009 Placed on House Calendar**House Bill No. 5150 SUB A****BY** Kilmartin, McNamara, Giannini**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES (would prohibit taxicab operators, public motor vehicle operators, and public transit authority operators from using a cellular telephone while in the operation of said vehicle, except in the case of an emergency. {LC512/2/A}
10/28/2009 Placed on House Calendar**Senate Bill No. 598 SUB A****BY** Jabour, McCaffrey, Lynch, Maselli**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY {LC1286/2/A}
10/28/2009 Placed on House Calendar**Senate Bill No. 853 SUB A****BY** Ruggerio, Maselli, DaPonte, Doyle, Ciccone**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS (would amend various sections of the motor vehicle laws with respect to regulation of business practices among motor vehicle manufacturers, distributors and dealers.) {LC2393/2/A}
10/28/2009 Placed on House Calendar**Senate Bill No. 872****BY** Raptakis, Blais, Maher, Walaska, Maselli**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE SAFETY CODE -- GENERAL PROVISIONS {LC2380/1}
10/29/2009 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. 6014**BY** Winfield, Petrarca**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION {LC2191/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 235 SUB A

BY DiPalma, Paiva-Weed, Walaska, McBurney, Levesque C

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--LIABILITY AND COMPUTATION {LC1120/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 330 SUB B (Labor and Training)

BY Maher

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL SCHEDULES {LC1432/1/B}

10/28/2009 Placed on House Calendar

Senate Bill No. 405 (by request)

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION (would provide that any abatement of uncollectable taxes be approved by the director of revenue) {LC1458/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 408 as amended

BY Pichardo, Sosnowski, Gallo, Crowley, Doyle

ENTITLED, AN ACT RELATING TO TAXATION - CIGARETTE TAX (would provide that no license or permit to sell cigarettes would be issued or renewed unless the licensee has paid all current, fees, fines or other outstanding charges) {LC1740/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 611

BY Levesque C

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS (would remove outdated language relating to the election of spousal benefits/presently, surviving spouses of justices who retire pursuant to this section are already entitled to the same allowance irrespective of an election) {LC1994/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 818

BY Tassoni

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION {LC2195/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 969 SUB A

BY Lenihan, Sosnowski

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE {LC2701/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 1024**BY** Lenihan, Sheehan, Levesque C, Sosnowski, O'Neill E**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES -- CONTRACTORS BONDS -- LABOR AND PAYMENT OF DEBTS BY CONTRACTORS {LC2913/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 510**BY** Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC1197/1}

10/28/2009 Placed on House Calendar

COMMITTEE ON CONSTITUENT SERVICES

Representative Giannini, for the Committee on Constituent Services, reports back the following measures, with recommendation of passage:

House Bill No. 5697 as amended**BY** Ruggiero, Gallison, Rice M, DaSilva, Pacheco**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE CENTER {LC1899/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 997 SUB A**BY** Tassoni**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING (would extend the expiration date for the Housing Act of 2004 Implementation Oversight Commission to March 31, 2010.) {LC2834/1/A}

10/28/2009 Placed on House Calendar

Senate Resolution No. 1019**BY** Crowley**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE ESTABLISHMENT OF A HEALTH CARE CONSULTANT PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE STATE OF RHODE ISLAND {LC2900/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 455**BY** Paiva-Weed, Ciccone**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE CENTER (would rename the department of corrections intake service center as "The Anthony P. Trivisano Building.") {LC1897/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 715**BY** Maselli, Connors, Ruggerio**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- HISTORIAN LAUREATE OF RHODE ISLAND (would establish the position of historian laureate in Rhode Island) {LC1860/1}
10/28/2009 Placed on House Calendar**Senate Bill No. 920****BY** Paiva-Weed, Tassoni, Algieri, Sosnowski, Bates**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (would create a special registration plate for the Audubon Society of Rhode Island/Save the Bay.) {LC2568/1}
10/28/2009 Placed on House Calendar**COMMITTEE ON HEALTH, EDUCATION AND WELFARE**

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

House Bill No. 5647**BY** Sullivan, Petrarca, O'Neill JP**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE-- LONG-TERM CARE AND FINANCE REFORM (would amend certain provisions relative to medical assistance, long-term care service and finance reform) {LC1088/1}
10/28/2009 Placed on House Calendar**Senate Bill No. 553****BY** Walaska, Bates, Maselli, Lynch**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HEARING AID DEALERS AND FITTERS (would require that a receipt for a hearing aid includes language that the client has been informed about other technologies and services for the deaf and hard of hearing.) {LC1310/1}
10/28/2009 Placed on House Calendar**Senate Bill No. 242** SUB A as amended**BY** Perry, Miller, Sheehan, Crowley, Sosnowski**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE-- LONG-TERM CARE AND FINANCE REFORM (would amend certain provisions relative to medical assistance, long-term care service and finance reform.) {LC1087/1/A}
10/28/2009 Placed on House Calendar**Senate Bill No. 728****BY** Pichardo, Jabour, Metts, Gallo**ENTITLED**, AN ACT RELATING TO EDUCATION (would require the adoption and implementation of a formula to calculate information about "on-time" graduation from students in Rhode Island public high schools) {LC1566/1}
10/28/2009 Placed on House Calendar

COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

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

House Bill No. 6332

BY Gallison, Gablinske, Malik, McNamara, Azzinaro

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT {LC2934/1}

10/28/2009 Placed on House Calendar

House Bill No. 5027 SUB A

BY Rice M, Rice A, Kennedy

ENTITLED, AN ACT RELATING TO THE STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT -- DIVISIONS {LC226/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 232 SUB B

BY DiPalma, Felag, Levesque C, Connors, DeVall

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ESTABLISHING A GREEN BUILDINGS ACT {LC984/1/B}

10/28/2009 Placed on House Calendar

Senate Bill No. 905

BY Walaska, Bates, Algieri, Blais

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT {LC2394/1}

10/28/2009 Placed on House Calendar

COMMITTEE ON LABOR

Representative Corvese for the Committee on Labor, reports back the following measures, with recommendation of passage:

Senate Resolution No. 1035

BY Maselli

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2927/1}

10/29/2009 Placed on House Calendar

House Resolution No. 6329

BY Corvese, Gablinske, Newberry

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2928/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 937

BY Tassoni

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - OVERTIME CALCULATION (would create the "Rhode Island Construction Fair Remedy Act" in order to encourage the resolution of construction claims prior to litigation.) {LC2543/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 395 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION (would repeal certain provisions regarding the language associated with the ôRights and Duties of Teachers Generallyö regarding the dismissal of teachers in the towns of Woonsocket and Cumberland) {LC1783/4/A}

10/29/2009 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

House Bill No. 6317

BY Martin, Rice A, Edwards

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL AREA ZONING {LC2876/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 13 SUB A

BY Bates, Levesque C, Felag

ENTITLED, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING \$10,000,000 {LC56/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 42

BY Ciccone, Jabour, Ruggerio

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - NORTH PROVIDENCE JUVENILE HEARING BOARD {LC88/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 754 SUB A as amended

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would address expiration periods pertaining to any approval, permit, variance or license issued pursuant to any state statute or municipal ordinance) {LC1482/1/A}

10/28/2009 Placed on House Calendar

Senate Bill No. 971**BY** Sheehan, Lenihan**ENTITLED**, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE GILBERT STUART MEMORIAL, INC. (would increase the Gilbert Stuart Memorial, Inc.'s property tax exemption to eight million dollars (\$8,000,000).) {LC2757/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 973**BY** Algieri, Maher**ENTITLED**, AN ACT RELATING TO THE CHARLESTOWN FIRE DISTRICT (would make certain changes to the charter of the Charlestown fire district.) {LC2646/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 976**BY** Algieri**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would provide that the Class B tavern liquor lic. of the Weekapaug Inn would not lapse during the period when the Inn is closed for renovations.) {LC2746/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 985**BY** O'Neill E, Connors**ENTITLED**, AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930,**ENTITLED** "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED {LC2795/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 986**BY** Sheehan, Lenihan**ENTITLED**, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE COCUMCUSOC ASSOCIATION {LC2702/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1000**BY** Paiva-Weed, DiPalma**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT MANAGEMENT AUTHORITIES {LC2817/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1001**BY** DiPalma, Paiva-Weed**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL AREA ZONING (would reduce the number of members of the historic district commission of

Newport from 9 to 7 members. It would allow Newport to appoint 2 auxiliary members to its commission.) {LC2818/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1008 as amended

BY Bates, Felag, DiPalma, Paiva-Weed, Levesque C

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

NEWPORT CONVENTION AND VISITORS' BUREAU (would expand the composition of the Newport County Convention and Visitors' Bureau to include representatives from Warren, Bristol and Barrington. It would also expand its jurisdiction to include Bristol County.)

{LC2849/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1014

BY Sheehan, Felag, Lenihan, Sosnowski

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE ACQUISITION OF REAL ESTATE AND/OR DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE THAN \$2,000,000 BONDS AND NOTES THEREFOR

{LC2891/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1016

BY DiPalma, Paiva-Weed

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS -- NEWPORT PROBATE COURT (would change the back-up Newport Probate Judge from the city solicitor to the city's municipal court judge.) {LC2892/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1028

BY Fogarty P

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HAWKERS

AND PEDDLERS (would enable Burrillville the power, by ordinance, to issue & revoke hawkers & peddlers licenses, & would also authorize the town council to establish a penalty, by ordinance, for any violation thereof.) {LC2931/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1029

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE OAKLAND - MAPLEVILLE NUMBER 4 FIRE DISTRICT {LC2932/1}

10/28/2009 Placed on House Calendar

Senate Bill No. 1043

BY Gallo, Lanzi, Miller

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO

TAXATION (would raise the minimum income required for freezing the tax rate for Cranston

residents who are 65 years of age & older, or totally and permanently disabled, from \$16,200 to \$20,000 & from \$18,400 to \$23,000 for homes with two or more residents.) {LC2953/1}
10/28/2009 Placed on House Calendar

COMMITTEE ON VETERANS AFFAIRS

Representative Carter, for the Committee on Veterans Affairs, reports back the following measures, with recommendation of passage:

Senate Bill No. 501 SUB A

BY Felag, Tassoni, Bates, Levesque C, Ciccone

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF VETERANS' AFFAIRS {LC1950/1/A}

10/28/2009 Placed on House Calendar

NEW BUSINESS

House Bill No. 6441

BY Giannini, Coderre E, Rice A, DaSilva, Watson

ENTITLED, AN ACT RELATING TO LABOR -- THE EMPLOYMENT OF MINORS --
ADULT ENTERTAINMENT (would prohibit minors from working in adult entertainment establishments) {LC3001/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by Representatives Coderre, Lima, Watson, Fox, Corvese, Ehrhardt, A. Rice, Carnevale, Fellela, Ajello, Handy, Hearn, Diaz, Savage and many other members of the House 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6441) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Bill No. 6442**BY** Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO FORFEITURE OR REVOCATION OF THE CHARTER OF NORTHERN INDUSTRIES, INC. {LC3000/1}

Representative Baldelli-Hunt requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Baldelli-Hunt seconded by Representatives Fox, Watson and Fierro 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6442) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Bill No. 6443**BY** Almeida, Fox, Williams, Diaz, Flaherty**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE OPPORTUNITIES INDUSTRIALIZATION CENTER OF RHODE ISLAND INCORPORATED {LC3026/1}

Representative Almeida requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Almeida seconded by Representatives Williams, Diaz, Fox and many other members of the House 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca,

Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6443) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Bill No. 6444

BY Rice A, Edwards, Gallison, Loughlin

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$350,000 BONDS

BY THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION {LC2968/1}

Representative A. Rice requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative A. Rice seconded by Representatives Gallison, Edwards, Ruggiero, Martin and Loughlin 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6444) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Bill No. 6445

BY Edwards

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (to join Carol Ann Anderson and John Viera, Jr. in marriage within the Town of Tiverton, Rhode Island) {LC3020/1}

Representative Edwards requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Edwards seconded by Representative Loughlin on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives Hearn, Marcello.

TRANSMITTAL

By unanimous consent, (09-H 6445) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Bill No. 6446

BY Rice M, Walsh, Caprio D, Lally

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$2,200,000 BONDS

BY THE TOWN OF SOUTH KINGSTOWN TO FINANCE IMPROVEMENTS TO SCHOOLS AND SCHOOL FACILITIES {LC2995/1}

Representative M. Rice requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative M. Rice seconded by Representatives Walsh, Lally, Caprio and many other members of the House 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, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6446) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Resolution No. 6447

BY Gallison, Ruggiero, Martin, Rice A, Gablinske

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES COAST GUARD TO RECONSIDER ITS LETTER OF RECOMMENDATION REGARDING THE WATERWAY SUITABILITY ANALYSIS FOR THE WEAVERÆS COVE ENERGY PROPOSAL {LC3016/1}

Representative Gallison requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representatives Ruggiero, Martin, A. Rice, Loughlin, Edwards, Savage, Jackson, Kilmartin, Gablinske and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6448

BY Gablinske, Gallison, Malik

ENTITLED, HOUSE RESOLUTION HONORING DR. EDWARD MARA ON HIS RETIREMENT AS SUPERINTENDENT OF SCHOOLS FOR THE BRISTOL-WARREN REGIONAL SCHOOL DISTRICT {LC3025/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Gallison, Gablinske, Martin and many other members of the House by unanimous consent, on a voice vote.

By unanimous consent, Representative Menard request to place (09H-6449) on the top of tomorrow's Calendar. There is no objection.

House Bill No. 6449

BY Menard, Fox, O'Neill JP, Petrarca, Lally

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND SEPARATION (allow the family court to order child support if the child has a severe physical or mental impairment, beyond an average child's emancipation event) {LC3022/1}

10/28/2009 Placed on House Calendar

House Resolution No. 6450**BY** Kilmartin, Coderre E, San Bento, O'Neill JP, Silva**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF HENRY J. WALLACE {LC3027/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representative Coderre, O'Neill, DaSilva and many other members of the House by unanimous consent, on a voice vote.

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, OCTOBER 28, 2009:**1 2009-H 5088 SUB A****BY** Costantino**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
LOCATION OF GAS REGULATORS AND GAS METERS

Ordered on the Calendar

Representative Kennedy moves passage of the act, seconded by Representatives Costantino, Gemma, 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, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

2 2009-H 5199 SUB A as amended**BY** Kennedy**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

Ordered on the Calendar

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

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 59: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

3 2009-H 5415 SUB B

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representatives Diaz and many other members of the House.

The bill marked Substitute “B” is read and passed, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

4 2009-H 5479 SUB B

BY McNamara

**ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representatives A. Rice, Carter, Guthrie, Gemma and Diaz.

The bill marked Substitute “B” is read and passed, in concurrence 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

5 2009-H 5797 SUB A as amended

BY Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representatives Carnevale, Caprio, and many other members of the House.

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

6 2009-H 5819 SUB A

BY Newberry

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -

TRADE LICENSE RENEWAL SCHEDULES

Ordered on the Calendar

Representative Corvese moves passage of the act, seconded by Representatives Costantino, Newberry, and many other members of the House.

Representative Costantino discusses the act.

By unanimous consent, Representative Costantino seconded by Representatives Newberry and many other members of the House, offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- H 5819 SUBSTITUTE A

AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE
RENEWAL SCHEDULES

Mr. Speaker:

I hereby move to amend 2009 -- H 5819 SUBSTITUTE A, entitled "AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL SCHEDULES", as follows:

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

"SECTION 1. Section 5-20-23 of the General Laws in Chapter 5-20 entitled "Plumbers and Irrigators" is hereby amended to read as follows:

5-20-23. Expiration and renewal of licenses -- Penalties for violation of section. -- (a) All licenses of master plumbers and master irrigators and journeyperson plumbers or journeyperson irrigators issued by the division of professional regulation shall expire on the birthday of the individual qualifying for the license and may be renewed on or before that date for a period of one year, upon payment of the appropriate renewal fee.

All licenses issued by the division of professional regulation for master plumbers and master irrigators and journeyperson plumbers or journeyperson irrigators born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses of master plumbers and master irrigators and journeyperson plumbers or journeyperson irrigators born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date upon payment of the appropriate renewal fee.

(b) Any master plumber or master irrigator who fails to renew his or her license as provided in subsection (a) of this section may be reinstated by the department on or after the renewal date for a period of ~~one year~~ two (2) years, upon payment of the current biennial renewal fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) plus outstanding license fees and a twelve dollar (\$12.00) per month administrative assessment fee for the delinquency period.

(c) Every certificate of license of a journeyperson plumber or journeyperson irrigator

issued by the department is renewed on or before the licensee's second birthday ~~next~~ following the date of issuance upon payment of a biennial renewal fee of ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00).

(d) Any journeyperson plumber or journeyperson irrigator who fails to renew his or her license as provided in subsection (a) of this section may be reinstated by the department on or after the renewal date for a period of ~~one year~~ two (2) years upon payment of the current biennial renewal fee of ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) plus outstanding license fees and a twelve dollar (\$12.00) per month administrative assessment fee for the delinquency period.

(e) Notwithstanding any other provisions of this chapter, any license issued under this chapter which is not renewed within two (2) years of the date of its expiration is deemed to be forfeited, and the person to whom the license has been issued is required to make written application for an examination prior to the issuance of a new license.

SECTION 2. Sections 5-70-14 and 5-70-16 of the General Laws in Chapter 5-70 entitled "Telecommunications" are hereby amended to read as follows:

5-70-14. Renewal of licenses. -- (a) Application for renewal of a license must be received by the licensing authority, through the department of labor and training, division of professional regulation, on a form provided by the licensing authority no less than thirty (30) days prior to the expiration date of the license, subject to the right of the licensing authority to permit late filing upon good cause shown.

(b) The licensing authority may refuse to renew a license for any of the grounds stated in this chapter and it shall promptly notify the licensee of its intent to refuse to renew the license. The licensee may, within fifteen (15) days after receipt of the notice of intent to refuse to renew a license, request a hearing on that refusal in the manner prescribed in this chapter. A licensee shall be permitted to continue to engage in the business permitted by the license while its renewal application is pending.

(c) Every certificate ~~shall expire on the anniversary of the applicant's birth the year following its issuance~~ issued by the division of professional regulation to license holders born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses issued by the division of professional regulation to license holders born in even years shall expire on the birthday of the individual qualifying for the license in even years. An individual may renew his or her license by payment of the required biennial renewal fee. An individual who fails to renew his or her license prior to the date may not renew his or her license after this except upon payment of the biennial renewal fee and the additional fee required by this chapter.

5-70-16. Fees. -- (a) The fees shall be paid by an applicant for filing an application for examination, for the examination, for ~~annual~~ biennial renewal, for renewal of an expired certificate, or for issuance of a duplicate certificate shall be in accordance with a section entitled "Fees", of the ~~bylaws of the board~~ regulations of the department of labor and training.

(b) All fee or other monies collected under the provisions of this chapter shall be paid to and received by the general treasurer who shall keep those monies in a separate fund administered by the department of labor and training pursuant to section 28-22-1.1. All monies in the fund shall be used to reimburse the board for expenses incurred in the administration and enforcement of this chapter. The controller is authorized and directed to draw his or her orders upon the general treasurer for payment from the fund, upon receipt by the controller of vouchers authenticated by the chairperson or secretary of the board.

(c) A holder of an electrical contractor's license, certificate A issued by this state who has submitted the appropriate application shall be issued a TSC license without an additional license fee other than that assessed for the electrical contractor's license, certificate A. This shall remain an ongoing practice and does not have any grandfathering restrictions placed on it. The TSC license shall run concurrent with the electrical contractor's license. The TSC license shall be separable from and is subject to enforcement by this board.

SECTION 3. Section 28-27-17 of the General Laws in Chapter 28-27 entitled "Mechanical Trades" is hereby amended to read as follows:

28-27-17. Test fees -- License fees -- Expiration and renewal of licenses. -- (a) All licenses issued to the pipefitters/refrigeration technicians and fire protection sprinkler contractor/sprinkler fitters and sheet metal contractor or journeyman sheet metal worker detailed in this section shall be paid for as follows:

	TEST	<u>TWO YEAR LICENSE</u>	<u>RENEWAL</u>
Master Mechanical Contractor	-	240.00 <u>480.00</u>	480.00
	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Pipefitter Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Pipefitter Master II	75.00	48.00 <u>96.00</u>	48.00 <u>96.00</u>
Refrigeration Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Refrigeration Master II	75.00	48.00 <u>96.00</u>	48.00 <u>96.00</u>
Pipefitter Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Pipefitter Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
Refrigeration Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Refrigeration Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
Apprentices (<u>annual fee</u>)	-	24.00	24.00
Fire Protection Sprinkler Fitters Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Fire Protection Sprinkler Fitters Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Sheet Metal Contractor	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Sheet Metal Worker Journeyman	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>

(b) Apprenticeship renewal fees shall be paid on an annual basis.

(c) Every license issued by the division of professional regulation is ~~renewable on the licensee's birthdate~~ to license holders born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses issued by the division of professional regulation to license holders born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date, upon payment of the appropriate fee. If any credit is due in the initial changeover year the amount of credit is determined by the chief administrator of the division.

SECTION 4. Section 5-6-16 of the General Laws in Chapter 5-6 entitled "Electricians" is hereby amended to read as follows:

5-6-16. License fees. -- (a) All licenses issued by the division of professional regulation for master electricians, all limited license electricians and all journeyman electricians born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all license of master electricians, all limited license electricians and all journeyman

electricians born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date upon payment of the appropriate biennial renewal fee.

(b) A fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) shall be paid by each applicant for an electrical contractor's license Class A; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a journeyman electrician's license Class B; ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for a limited premises license Class C; ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for an oil burner contractor's license Class E; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an oil burnerperson's license Class F; ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for a fire alarm contractor's license Class AF; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a fire alarm installer's license Class BF; ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for an electrical sign contractor's license SCF; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a sign installer's license Class CF; and ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for a limited maintenance license Class D.

A fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) shall be paid by each applicant for a lightning protection contractor's license Class LPC.

A fee of ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) shall be paid by each applicant for a lightning protection installer's license LPI.

SECTION 5. Sections 28-26-9 and 28-26-10 of the General Laws in Chapter 28-26 entitled "Hoisting Engineers" are hereby amended to read as follows:

28-26-9. Renewal of license. -- Licenses shall expire ~~annually or biannually~~ biennially on a fixed date or on the licensee's birthday, as the board may provide in rules and regulations. Upon application, the person to whom a license is issued under this chapter shall be entitled to a renewal, unless the division for a cause named in section 28-26-8 and upon notice and hearing shall refuse renewal. Refusal shall have approval of the director.

28-26-10. License fees. -- Each applicant for an examination for a license as an engineer shall pay to the division at the time of application a fee of seventy-five dollars (\$75.00), and for each license or renewal of a license a fee at the annual biennial rate of ~~forty-eight dollars (\$48.00)~~ ninety-six dollars (\$96.00) for a full license, ~~forty-two dollars (\$42.00)~~ eighty-four dollars (\$84.00) for a hoisting license, ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an excavating license, and ~~thirty (\$30.00)~~ sixty dollars (\$60.00) for a limited license, these fees to be deposited as general revenues.

SECTION 6. This act shall take effect upon passage; provided, that for persons born in an even year, the provisions of sections 1 through 5 inclusive shall be applied to such persons as of January 1, 2010; for persons born in an odd year, the provisions of sections 1 through 5 inclusive shall be applied to such persons as of January 1, 2011. "

Respectfully submitted,

REPRESENTATIVE COSTANTINO

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LC01608/3
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The motion to amend prevails on a roll call vote 61 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Loughlin.

The bill marked Substitute "A" is read and passed, as amended and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

7 2009-H 5824 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS

Ordered on the Calendar

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

Representatives Watson, Menard, and Kennedy, discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

8 2009-H 5831

BY Ehrhardt

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage.

Representative Ehrhardt moves passage of the act, seconded by Representatives Watson, Newberry, Savage, Fox, and many other members of the House.

By unanimous consent, Representative Ehrhardt seconded by Representatives Fox, Newberry, and Savage offers Representative Naughton's written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5831**

AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Mr. Speaker:

I hereby move to amend 2009 -- H 5831, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES", as follows:

1. On page 2, between lines 1 and 2, by inserting the following language: "being regularly monitored, that the person's condition is stable and under control, and that the person is otherwise".

2. On page 2, line 2 by deleting the word "able" and by inserting in place thereof the word "qualified".

3. On page 2, line 3, after the word "use" by deleting the language "in the case of an insulin-dependent person".

4. On page 2, line 5 after the word "license" by deleting the language "to an insulin-" and inserting in place thereof the following language: "as long as all federal regulations are met."

5. On page 2, by deleting all of the language in line 6.

6. On page 8, line 12, after the word "disqualification" by deleting the word "or" and by inserting in place thereof the words "and the".

Respectfully submitted,

REPRESENTATIVE NAUGHTON

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LC01654/3

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Representative Ehrhardt discusses the amendment.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Coderre and Ehrhardt discuss the act, as amended.

Read and passed, as amended, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

9 2009-H 5570

BY Handy

ENTITLED, AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Handy, Ajello, Sullivan, and many other members of the House.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

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

10 2009-H 5008 SUB A**BY Almeida****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION

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 Thursday, October 29, 2009.

11 2009-H 5040 SUB A**BY Segal****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE - - SENTENCE
AND EXECUTION

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 Thursday, October 29, 2009.

12 2009-H 5134 SUB A**BY Walsh****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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 Thursday, October 29, 2009.

13 2009-H 5297**BY Melo****ENTITLED,** AN ACT RELATING TO ELECTIONS - PARTY COMMITTEES
AND CONVENTIONS

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Melo and Loughlin.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

14 2009-H 5492

BY Segal

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE
FORECLOSURE AND SALE

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

15 2009-S 51

BY Pichardo

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED
ACTIVITIES

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

16 2009-S 160

BY Connors

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
TRAFFIC CONTROL DEVICES

Committee on Constituent Services recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 59 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 6: Representatives Baldelli-Hunt, Brien, Caprio, Gemma, Trillo, Watson.

17 2009-S 211 as amended

BY Ciccone

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

Committee on Judiciary recommends passage as amended in concurrence.

Representative O'Neill moves passage of the act, seconded by Representatives Carter.

Read and passed, as amended, in concurrence, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 2: Representatives Trillo, Watson.

18 2009-S 229 SUB B

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

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 Costantino.

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, 64 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz,

Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1. Representative Watson.

19 2009-S 246 SUB A

BY Maher

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M. Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 3: Representatives Loughlin, Trillo, Watson.

20 2009-S 290 SUB B

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SMALL BUSINESS REGULATORY FAIRNESS IN
ADMINISTRATIVE PROCEDURES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

21 2009-S 351 as amended**BY Sosnowski****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

Committee on Environment and Natural Resources recommends passage as amended in concurrence.

Representative Malik moves passage of the act, seconded by Representatives McNamara and many other members of the House.

Read and passed, as amended, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

22 2009-S 378**BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
REAL ESTATE SALES DISCLOSURES

Committee on Judiciary recommends passage in concurrence.

Representative O'Neill moves passage of the act, seconded by Representatives Loughlin and many other members of the House.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

23 2009-S 381**BY Maselli****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION

Committee on Environment and Natural Resources recommends passage in concurrence.

Representative Malik moves passage of the act, seconded by Representative Fellela.

By unanimous consent, Representative Ehrhardt seconded by Representative Malik offers a written motion to amend.

F L O O R A M E N D M E N T
T O

2009 -- S 381

AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION

Mr. Speaker:

I hereby move to amend 2009 -- S 381, entitled "AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION", as follows:

(1) On page 2, line 8, by deleting the language "any and all" and inserting in place thereof the word "reasonable".

(2) On page 2, line 10, by adding after the word "collected" the words "for that violation".

Respectfully submitted,

REPRESENTATIVE EHRHARDT

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LC00402/2

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The motion to amend prevails 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Watson, Baldelli-Hunt, Malik, and Costantino discuss the act as amended.

Read and passed, as amended, on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

24 2009-S 387 as amended

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- EXAMINATIONS

Committee on Corporations recommends passage as amended in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives O'Neill, Fox, and many other members of the House.

Representatives Watson, Kennedy, and Trillo discuss the act.

Read and passed, as amended, in concurrence, on a roll call vote, 61 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Driver, Loughlin, Malik, Newberry, Schadone, Trillo, Watson.

25 2009-S 456 SUB A

BY Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION

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

Representative Giannini moves passage of the act, seconded by Representatives Lima, Pacheco and other members of the House.

Representative Trillo discusses the act.

The bill marked Substitute "A" is read and passed in concurrence and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Driver, Newberry, Trillo, Watson.

26 2009-S 457

BY Algieri

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Finance recommends passage in concurrence.

Representative Ehrhardt moves passage of the act, seconded by Representative Watson

By unanimous consent, Representative Ehrhardt seconded by Representatives Watson and Savage offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- S 457**

AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Mr. Speaker:

I hereby move to amend 2009 -- S 457, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES", as follows:

1. On page 2, between lines 1 and 2, by inserting the following language: "being regularly monitored, that the person's condition is stable and under control, and that the person is otherwise".

2. On page 2, line 2 by deleting the word "able" and by inserting in place thereof the word "qualified".

3. On page 2, line 3, after the word "use" by deleting the language "in the case of an insulin-dependent person".

4. On page 2, line 5 after the word "license" by deleting the language "to an insulin-" and

inserting in place thereof the following language: "as long as all federal regulations are met."

5. On page 2, by deleting all of the language in line 6.

6. On page 8, line 12, after the word "disqualification" by deleting the word "or" and by inserting in place thereof the words "and the".

Respectfully submitted,

REPRESENTATIVE NAUGHTON

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LC01454/2
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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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Read and passed, as amended, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

27 2009-S 471 SUB A as amended

BY Doyle

**ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES**

Committee on Corporations recommends indefinite postponement of the original bill

and passage of Substitute A as amended in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Fox and many other members of the House.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

28 2009-S 493

BY Walaska

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage in concurrence.

Representative Malik moves passage of the act, seconded by Representatives McNamara, Gallison and many other members of the House.

Representatives Trillo and Malik discuss the act.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 7: Representatives Edwards, Flaherty, Loughlin, Petrarca, Trillo, Watson, Winfield.

29 2009-S 540 SUB A**BY Perry****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 Representatives Gemma, Fox, Ajello and many other members of the House.

Representatives Watson, Newberry, Kennedy, Wasylyk, Handy, Trillo, and Lima discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Baldelli-Hunt, Brien, Ehrhardt, Jacquard, Loughlin, Newberry, Savage, Trillo, Watson, Winfield.

30 2009-S 543 SUB A as amended**BY Perry****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED
LIVING RESIDENCE LICENSING ACT**

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

Representative McNamara moves passage of the act, seconded by Representatives Fox and many other members of the House.

Representatives Petrarca, Watson, and McNamara discuss the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 47 members voting in the affirmative and 20 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Pacheco,

Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Silva, Vaudreuil, Williamson.

NAYS - 20: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Flaherty, Gemma, Jacquard, Lima, Loughlin, Newberry, O'Neill, Petrarca, Savage, Sullivan, Trillo, Walsh, Wasylyk, Watson, Williams, Winfield.

31 2009-S 548 SUB A

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK
CONTRACT ARRANGEMENTS

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 Representative Carter.

By unanimous consent, Representative Kennedy seconded by Representative Carter offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- S 548 SUBSTITUTE A**

AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT
ARRANGEMENTS

Mr. Speaker:

I hereby move to amend 2009 -- S 548 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS", as follows:

(1) On page 6, by deleting the language on lines 10 through 13 in their entirety and inserting in place thereof the following language:

"(b) Contracting entities and third-parties are obligated to comply with subdivisions 27-20.10-4(b)(2) or 27-20.10-5(c)(1) and (2) concerning the services referenced on a remittance advice (RA) or explanation of payment (EOP). A provider may refuse the discount taken on the (RA) or (EOP) if the discount is taken without a contractual basis or in violation of these sections. However, an error in the (RA) or (EOP) may be corrected within thirty (30) days following notice by the provider."

(2) On page 6, line 25, by deleting the words "upon passage" and inserting in place thereof the language "as of January 1, 2010."

Respectfully submitted,

REPRESENTATIVE KENNEDY

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Driver, Loughlin, Trillo, Watson.

32 2009-S 589 SUB A

BY Raptakis

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS

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 Sullivan, Guthrie, Williamson and Serpa.

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 2 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 2: Representatives Carter, Watson.

33 2009-S 614 as amended

BY McCaffrey

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
MOTOR VEHICLE OFFENSES**

Committee on Judiciary recommends passage as amended in concurrence.

Representative Lally moves passage of the act, seconded by Representative O'Neill.

By unanimous consent, Representative Lally seconded by Representative O'Neill offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- S 614, As Amended**

**AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE
OFFENSES**

Mr. Speaker:

I hereby move to amend 2009 -- S 614, As Amended entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES", as follows:

(1) By deleting all of the language following the enactment clause and inserting in place thereof the following language:

"SECTION 1. Section 31-41.1-6 of the General Laws in Chapter 31-41.1 entitled "Adjudication of Traffic Offenses" is hereby amended to read as follows:

31-41.1-6. Hearings. -- (a) Every hearing for the adjudication of a traffic violation, as provided by this chapter, shall be held before a judge or magistrate of the traffic tribunal or a judge of the municipal court, where provided by law. The burden of proof shall be upon the state, city, or town and no charge may be established except by clear and convincing evidence. A verbatim recording shall be made of all proceedings. The chief magistrate of the traffic tribunal may prescribe, by rule or regulation, the procedures for the conduct of the hearings and for pre-hearing discovery.

(b) After due consideration of the evidence and arguments, the judge or magistrate shall determine whether the charges have been established, and appropriate findings of fact shall be made on the record. If the charges are not established, an order dismissing the charges shall be

entered. If a determination is made that a charge has been established or if an answer admitting the charge has been received, an appropriate order shall be entered in the records of the traffic tribunal.

(c) An order entered after the receipt of an answer admitting the charge or where a determination is made that the charge has been established shall be civil in nature, and shall be treated as an adjudication that a violation has been committed. A judge or magistrate may include in the order the imposition of any penalty authorized by any provisions of this title for the violation, including, but not limited to, license suspension and/or in the case of a motorist under the age of twenty (20), community service, except that no penalty for it shall include imprisonment. A judge or magistrate may order the suspension or revocation of a license or of a registration in the name of the defendant in accordance with any provisions of this title which authorize the suspension or revocation of a license or of a registration, or may order the suspension of the license and the registration of the defendant for the willful failure to pay a fine previously imposed. In addition, after notice and opportunity to be heard, a judge or magistrate may order the suspension of the registration of the vehicle with which the violation was committed, if the defendant has willfully failed to pay a fine previously imposed.

(d) A judge or magistrate may, as authorized by law, order a motorist to attend a rehabilitative driving course operated under the jurisdiction of a college or university accredited by the state of Rhode Island, or the trained personnel of the department of revenue. An order to attend a course may also include a provision to pay reasonable tuition for the course to the institution in an amount not to exceed twenty-five dollars (\$25.00). The order shall contain findings of fact. Failure to comply with an order of attendance may, after notice and hearing, result in the suspension or revocation of a person's license or registration.

(e) Unless a judge or magistrate shall determine that a substantial traffic safety hazard would result from it, he or she shall, pursuant to the regulations of the traffic tribunal, delay for a period of thirty (30) days the effective date of any suspension or revocation of a driver's license or vehicle registration imposed pursuant to this chapter. However, the regulations may provide for the immediate surrender of any item to be suspended or revoked and the issuance of appropriate temporary documentation to be used during the thirty (30) day period. Any order for immediate surrender of a driver's license or vehicle registration shall contain a statement of reasons for it.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE LALLY

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LC01995/4
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Representative Lally discusses the amendment.

The motion to amend prevails 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 Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Guthrie, Handy,

Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representative Watson discusses the act, as amended.

Read and passed, as amended, on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

34 2009-S 681

BY Felag

**ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- PRACTICE IN PROBATE COURTS**

Committee on Veterans' Affairs recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Sullivan, Watson.

35 2009-S 732 SUB A as amended**BY Sosnowski****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION - THE
WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009

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

Representative Malik moves passage of the act, seconded by Representatives McNamara.

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

F L O O R A M E N D M E N T
TO
2009 -- S 732 SUBSTITUTE A, AS AMENDED

AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND
GOVERNMENT EFFICIENCY ACT OF 2009

Mr. Speaker:

I hereby move to amend 2009 -- S 732 SUBSTITUTE A, AS AMENDED, entitled "AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009", as follows:

1. On page 2, line 5, by deleting all the language on line 5 and by inserting in place thereof the following language:

"(4) "Water supplier" shall mean all water supply systems regulated by the public utilities commission, including the Kent County Water Authority, Newport Water Department, Pawtucket Water Supply Board, Providence Water Supply Board, United Water Rhode Island, Woonsocket Water Department and any future water supply system that meets the definition established in subdivision 39-1-2(20) pertaining to public utilities employed for the distribution of water to the consuming public."

2. On page 5, line 26, by deleting the language "45-39.1-6" and inserting in place thereof the language "45-39.1-5".

3. On page 16, line 8, by deleting the language "45-22.3-6(6)" and inserting in place thereof the language "45-22.2-6(6)".

Respectfully submitted,

REPRESENTATIVE FERRI

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LC01344/7

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Representative Driver discusses the amendment.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Diaz requests the journal to reflect that if she had voted on (LC01344/7), she would have voted in the affirmative.

Representatives Gemma, Watson, M. Rice, Serpa, Loughlin, Ferri, and A. Rice 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, 47 members voting in the affirmative and 14 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 14: Representatives Carter, Driver, Gemma, Loughlin, MacBeth, Melo, Menard, O'Neill, Petrarca, Savage, Schadone, Serpa, Trillo, Watson.

36 2009-S 855 SUB A

BY Ruggiero

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

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

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

Representatives Watson, Newberry, Costantino, Loughlin, Williamson, Trillo, and Kilmartin discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 5: Representatives Driver, Loughlin, Rice, M., Trillo, Watson.

37 2009-S 927

BY Algieri

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS -- TOWN OF WESTERLY

Committee on Municipal Government recommends passage in concurrence.

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

By unanimous consent, Representative Gallison, seconded by Representative Kennedy, offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- S 927**

AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS --
TOWN OF WESTERLY

Mr. Speaker:

I hereby move to amend 2009 -- S 927, entitled "AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS -- TOWN OF WESTERLY", as follows:

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

"SECTION 1. Section 45-24.2-5 of the General Laws in Chapter 45-24.2 entitled "Minimum Housing Standards" is hereby amended to read as follows:

45-24.2-5. Housing board of review. -- (a) The city and town councils authorized to adopt standards relating to minimum housing may provide for the selection and organization of a housing board of review consisting of five (5) members; provided, that in the case of the housing board of review of the city of Providence, there shall be seven (7) members, five (5) of whom shall be appointed by the mayor and two (2) of whom shall be members of the city council

elected by the city council from its members to serve for a term ending the first Monday in January, 1975, and, thereafter, to be elected for a term of four (4) years; and provided, further, that in the case of the housing board of review of the town of Westerly there shall be three (3) members, with two (2) members constituting a quorum. The city and town councils are authorized to designate the board of appeals as the housing board of review in the cities and towns where these boards of appeal now exist or may be authorized by law. The chairperson or, in the chairperson's absence, the acting chairperson, may administer oaths and compel the attendance of witnesses. All hearings of the board are open to the public.

(b) Any housing board of review established pursuant to this chapter is governed by the following procedure:

(1) The board shall keep minutes of its proceedings, showing the vote upon each question, and shall keep records of its decisions and findings and the reasons therefor, and of its examinations and other official actions, all of which shall be filed immediately in the office of the board and are a public record.

(2) Appeals to the board may be taken by any person upon whom a compliance order has been issued by the enforcing officer. The period in which the appeal may be taken shall be prescribed by ordinance or by the rules of the board. The appeals shall be filed with the board and shall specify the grounds of the appeal. The board shall immediately transmit a copy of the appeal to the enforcing officer. Upon receipt by the enforcing officer of the appeal, he or she shall immediately transmit to the board all the papers constituting the record upon which the compliance order was based.

(3) An appeal shall stay all proceedings in furtherance of the action appealed from unless the enforcing officer from whom the appeal is taken certifies to the board, after notice of the appeal has been transmitted to the officer, that, by reason of facts stated in the certificate, a stay would, in his or her opinion, cause a serious hazard or immediate peril to the health or safety of the occupants of a dwelling or of the public. In that case proceedings shall not be stayed except by a restraining order which may be granted by a court of competent jurisdiction on application and upon notice of the enforcing officer from whose order the appeal is taken and on due cause shown.

(4) The board shall fix a reasonable time for the hearing of the appeal, give due notice to the party making the appeal and the enforcing officer, and decide the appeal within a reasonable time. At the hearing any party may appear in person or by agent or attorney.

(c) The housing board of review has the following powers:

(1) The housing board of review has the power to hear and decide appeals where it is alleged that there is error in any order, requirement, decision, or determination made by an enforcing officer in the enforcement of this chapter or any ordinance, rule, or regulation adopted pursuant to the authority of this chapter.

(2) Where, by reason of an extraordinary and exceptional condition or situation unique to the property involved, the strict application of any ordinance, rule, or regulation adopted pursuant to the authority of this chapter would result in peculiar and exceptional difficulties to, or exceptional and undue hardship upon, the person upon whom a compliance order has been issued, the housing board of review has the power to vary from this strict application to the least extent necessary to relieve difficulties or hardship; provided, that relief may be granted without substantial detriment to public health, safety, morals, and general welfare, and without substantial impairment of the intent and purpose of the ordinance, rule, or regulation.

(3) In exercising the powers established by this section, the board may, in conformity

with the provisions of this chapter, reverse or affirm, wholly or partly, or may modify any order, requirement, decision, or determination of the enforcing officer, and may make an order, requirement, decision, or determination that ought to be made, and to that end has all the powers of the enforcing officer from whom the appeal was taken.

(4) In order to hear an appeal, a quorum of three (3) members of the board must be present. A concurring vote of a majority of the members of the board present at the hearing is necessary to reverse or modify any order or decision of the enforcing officer and to authorize a variance or modification in the application of any provisions of any ordinance, rule, or regulation adopted pursuant to the authority of this chapter. In the event of a tie vote, the order of the enforcing officer is deemed to be sustained. Except as provided in section 45-24.2-6 of this chapter, the findings of the board are conclusive with respect to questions of fact and may be reviewed only as to questions of law.

SECTION 2. Section 45-24.3-16 of the General Laws in Chapter 45-24.3 entitled "Housing Maintenance and Occupancy Code" is hereby amended to read as follows:

45-24.3-16. Rules and regulations -- Enforcement agencies -- Housing board of review. --

(a) The local authority is authorized to make, adopt, revise, and amend rules and regulations that it deems necessary for the carrying out of the purposes of this chapter.

(b) Establishment of enforcement agencies. The local authority will further provide for the creation and establishment of divisions, offices, departments, bureaus, and agencies and their respective officers, deputies, and agencies that may be required to enforce and administer the powers and duties authorized by this chapter.

(c) Housing board of review. The local authority will provide for the selection and organization of a housing board of review consisting of five (5) members, provided that the Westerly housing board of review shall have three (3) members, with two (2) members constituting a quorum. The local authority is authorized to designate the board of appeals as the housing board of review in the cities and towns where these boards of appeal now exist or may be authorized by law. The chairperson or, in his or her absence, the acting chairperson, may administer oaths and compel the attendance of witnesses. All hearings of the board are open to the public. Any housing board of review established pursuant to this chapter shall be governed by the following procedure:

(1) The board shall keep minutes of its proceedings, showing the vote upon each question, and keep records of its decisions and findings and the reasons therefor, and of its examinations and other official actions, all of which shall be filed immediately in the office of the board and be a public record.

(2) The housing board of review is governed by section 45-24.3-21 pertaining to appeals.

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

Respectfully submitted,

REPRESENTATIVE GALLISON

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LC02576/2
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The motion to amend prevails on a roll call vote 64 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Trillo, Watson.

Read and passed, as amended, on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 1: Representative Trillo.

38 2009-S 1010

BY Paiva-Weed

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF RIVEN ROCK, INC.

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Corvese.

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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williamson.

NAYS - 0.

39 2009-S 1020**BY Connors****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF BLACKSTONE RIVER THEATRE

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Corvese.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 0.

TRANSMITTAL

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

40 2009-S 596 SUB B**BY Jabour****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION
AND LEWDNESS

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

Representative Lally moves passage of the act, seconded by Representatives Giannini, Coderre, DaSilva, Costantino, Carnevale, Hearn, A. Rice, Fellela, Corvese, Melo, Ehrhardt, Lima, and many other members of the House.

Representative Giannini discusses the act.

By unanimous consent, Representative Giannini, seconded by Representative Coderre, offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- S 596 SUBSTITUTE B**

AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS

Mr. Speaker:

I hereby move to amend 2009 -- S 596 SUBSTITUTE B, entitled "AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS", as follows:

1. On page 10, line 32, after the language "subsection 11-34.1-6(a)," by deleting the word "and".

2. On page 10, line 33, by deleting the language "of this chapter;" and by inserting in place thereof the language "and subsection 11-34.1-7 of this chapter;"

Respectfully submitted,

REPRESENTATIVE GIANNINI

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LC01591/7
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The motion to amend prevails on a roll call vote 60 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williamson.

NAYS - 4: Representatives Ajello, Gemma, Segal, Walsh.

Representative Driver discusses the act, as amended.

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

F L O O R A M E N D M E N T
TO
2009 -- S 596 SUBSTITUTE B

AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS

Mr. Speaker:

I hereby move to amend 2009 -- S 596 SUBSTITUTE B, entitled "AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS", as follows:

(1) On page 11, line 11, by deleting the words "upon passage", and by inserting in place thereof the language "on July 1, 2010".

Respectfully submitted,

REPRESENTATIVE DRIVER

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LC01591/6

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Representatives Driver, Giannini and Corvese discuss the amendment.

The motion to amend fails on a roll call vote 11 members voting in the affirmative and 50 members voting in the negative as follows:

YEAS - 11: Representatives Ajello, Carter, Driver, Ferri, Handy, MacBeth, O'Neill, Petrarca, Segal, Trillo, Walsh.

NAYS - 50: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Sullivan, Vaudreuil, Wasyluk, Watson, Winfield.

Representatives Gemma, Williams, Handy, Fierro, A. Rice, Kilmartin and Trillo discuss the act, as amended.

NOW PRESIDING

At 6:35 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Deputy Speaker O'Neill.

Representative Driver discusses the act, as amended.

NOW PRESIDING

At 6:38 o'clock P.M. the Honorable Deputy Speaker O'Neill yields the rostrum to the Honorable Speaker Murphy

Representatives Lally, Ajello, O'Neill, Giannini, DaSilva, and Jacquard discuss the act as amended.

Representative Ajello requests to vote in sections on page2, lines 4-6. The Honorable Speaker rules it is divisible.

PERSONAL PRIVILEGE

Representative Williams rises on a point of personal privilege in regards to phone calls.

The sub-section "C", page two lines 4-6 prevails on a roll call vote, 55 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fox, Gallison, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williamson, Winfield.

NAYS - 10: Representatives Ajello, Driver, Fierro, Handy, Lima, Petrarca, Rice, M., Segal, Walsh, Williams.

The bill marked Substitute "B" is read and passed as amended and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williamson, Winfield.

NAYS - 10: Representatives Ajello, Driver, Ferri, Fierro, Gemma, Handy, Petrarca, Segal, Walsh, Williams.

41 2009-S 39 as amended

BY Metts

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage as amended in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

42 2009-S 86 SUB B

BY Perry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09S-201)

2. (Nature of the potential conflict) I have the following interest in the matter:
Recent employment by Fairvote.

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.

DAVID SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 28th day of October, 2009.

J. RUSSELL JACKSON
NOTARY PUBLIC

Representative Segal 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

43 2009-S 201

BY Jabour

ENTITLED, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE
OFFICERS

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves passage of the act, seconded by Representatives Fierro, Pacheco, Diaz, and Ajello.

Representatives Watson, Trillo, Brien, and Marcello discuss the act.

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Sullivan, Vaudreuil, Wasylyk, Williamson, Winfield.

NAYS - 8: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Gemma, Menard, Trillo, Watson.

44 2009-S 212 SUB A

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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 Thursday, October 29, 2009.

45 2009-S 249

BY Jabour

ENTITLED, AN ACT RELATING TO ELECTIONS - PARTY COMMITTEES
AND CONVENTIONS

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves passage of the act, seconded by Representatives Ajello, A. Rice, and O'Neill.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Silva, Trillo, Vaudreuil, Wasylyk, Watson, Winfield.

NAYS - 0.

46 2009-S 253 SUB B

BY O'Neill E

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA
ELECTIONS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

47 2009-S 260 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTING DISTRICTS AND
OFFICIALS

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 Kilmartin and O'Neill.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Wasylyk, Watson, Winfield.

NAYS - 0.

48 2009-S 324

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS BY
AND AGAINST TOWNS

Committee on Judiciary recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

49 2009-S 373 as amended**BY Lynch****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
ACCIDENTS AND ACCIDENT REPORTS

Committee on Judiciary recommends passage as amended in concurrence.

Representative Lally moves passage of the act, seconded by Representatives O'Neill, Fox, and many other members of the House.

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

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

50 2009-S 383 as amended**BY Walaska****ENTITLED,** AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage as amended in concurrence.

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

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

51 2009-S 416 SUB A**BY Sosnowski****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE - SEARCH
WARRANTS - MOTOR VEHICLE OFFENSES

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 Gablinske, Fox, and many other members of the House.

Representatives Menard and Fox discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Silva, Sullivan, Vaudreuil, Wasylyk, Watson, Winfield.

NAYS - 3: Representatives Fellela, Handy, Petrarca.

TRANSMITTAL

By unanimous consent, (09S 416 SUB A), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

52 2009-S 605 SUB B**BY Perry****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING
OF PERSONS AND INVOLUNTARY SERVITUDE

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

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

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, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson.

NAYS - 0.

53 2009-S 701

BY Metts

ENTITLED, JOINT RESOLUTION TO APPROVE AND PUBLISH, AND SUBMIT THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (CHANGE THE NAME OF THE STATE)

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves passage of the resolution, seconded by Representatives Almeida, Diaz, Williams, Driver, and many other members of the House.

Representatives Gemma and M. Rice discuss the resolution.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, Melo, Menard, O'Neill, Pacheco, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson.

NAYS - 5 Representatives Ehrhardt, Gemma, Newberry, Pollard, Watson.

54 2009-S 932

BY Tassoni

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND VANDALISM

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves passage of the act, seconded by Representatives Corvese, Gallison, Almeida, and many other members of the House.

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

YEAS - 54: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson.

NAYS - 0.

55 2009-S 1002 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE
FORECLOSURE AND SALE

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

56 2009-H 5368 SUB A

BY Driver

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA
ELECTIONS

Ordered on the Calendar.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, October 29, 2009.

Representative Gallison moves to bundle items 57, 58, 59, 60, 61, 63, 65, 66, 67, 69 and 71 seconded by Representatives Fox, Watson.

57. 2009-H 6317

BY Martin

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL
AREA ZONING

Committee on Municipal Government recommends passage.

58. 2009-S 13 SUB A

BY Bates

ENTITLED, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION
AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO
INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING
\$10,000,000

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

59. 2009-S 42

BY Ciccone

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - NORTH PROVIDENCE JUVENILE HEARING BOARD

Committee on Municipal Government recommends passage in concurrence.

60. 2009-S 754 SUB A as amended

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

61. 2009-S 971

BY Sheehan

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN
OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE
GILBERT STUART MEMORIAL, INC.

Committee on Municipal Government recommends passage in concurrence.

63. 2009-S 976

BY Algieri

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

Committee on Municipal Government recommends passage in concurrence.

65. 2009-S 986

BY Sheehan

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN
OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE
COCUMCUSSOC ASSOCIATION

Committee on Municipal Government recommends passage in concurrence.

66. 2009-S 1000

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT
MANAGEMENT AUTHORITIES

Committee on Municipal Government recommends passage in concurrence.

67. 2009-S 1001**BY DiPalma****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL
AREA ZONING

Committee on Municipal Government recommends passage in concurrence.

69. 2009-S 1014**BY Sheehan****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO
FINANCE THE ACQUISITION OF REAL ESTATE AND/OR
DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE
THAN \$2,000,000 BONDS AND NOTES THEREFOR

Committee on Municipal Government recommends passage in concurrence.

71. 2009-S 1028**BY Fogarty P****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
HAWKERS AND PEDDLERS

Committee on Municipal Government recommends passage in concurrence.

The bundle is read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Watson, Williamson, Winfield.

NAYS - 0.

62. 2009-S 973**BY Algieri****ENTITLED,** AN ACT RELATING TO THE CHARLESTOWN FIRE DISTRICT

Committee on Municipal Government recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 1: Representative Watson.

64. 2009-S 985

BY O'Neill E

ENTITLED, AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930, ENTITLED "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Menard, Azzinaro, and many other members of the House.

Representative Watson discusses the act.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Petrarca, Watson.

REQUEST

Representative Trillo requests the journal to reflect that if he had voted on (09-S 985, in concurrence), he would have voted in the affirmative.

68. 2009-S 1008

BY Bates

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

NEWPORT CONVENTION AND VISITORS' BUREAU

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Fox, Malik, Gablinske, Hearn, and Martin.

By unanimous consent, Representative Gallison, seconded by Representative Fox, Martin, Gablinske, and many other members of the House offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- S 1008

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT
CONVENTION AND VISITORS' BUREAU

Mr. Speaker:

I hereby move to amend 2009 -- S 1008, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT CONVENTION AND VISITORS' BUREAU", as follows:

1. On page 2, line 5, by restoring the stricken word "to".
2. On page 2, line 5, by deleting the underlined language "shall have its own district and shall".
3. On page 2, lines 6 through 8, by deleting the language: "provided, further, that all funds generated in East Providence by the entity representing East Providence shall accumulate for the benefit and use of the East Providence chamber of commerce and their proper activities;" and inserting in place thereof the language: "provided, that all funds generated in the city of East Providence shall be held by the Rhode Island division of taxation until such time as the city of East Providence elects to become a member of a regional tourism district at which time the monies held by the Rhode Island division of taxation shall be transferred to the tourism district or convention visitors' bureau selected by the city of East Providence;"

Respectfully submitted,

REPRESENTATIVE GALLISON

=====
LC02849/2
=====

Representatives Gallison and Watson discuss the amendment.

The motion to amend prevails on a roll call vote 59 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 3: Representatives Ehrhardt, McNamara, Watson.

Read and passed, as amended, on a roll call vote, 62 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, J. Russell Jackson, State Representative, District 73 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: (09S-1016)

2. (Nature of the potential conflict) I have the following interest in the matter.

I am the Newport Municipal Court Judge.

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.

J. RUSSELL JACKSON
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 28th October 2009

JOHN EDWARDS
NOTARY PUBLIC

Representative Jackson 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

70. 2009-S 1016

BY DiPalma

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL
PROCEDURE--COURTS -- NEWPORT PROBATE COURT

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives O'Neill and Martin.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

72. 2009-S 1029

BY Fogarty P

ENTITLED, AN ACT RELATING TO THE OAKLAND - MAPLEVILLE NUMBER
4 FIRE DISTRICT

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Pacheco and many other members of the House.

Representative Watson discusses the act.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

73. 2009-S 1043

BY Gallo

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Fox, McNamara and many other members of the House.

Representatives Watson, Lima, Jacquard, Trillo and Corvese discuss the act.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Driver, Watson.

HOLD ON DESK

The Honorable Speaker Murphy announces item # 40 (09 S-596 SUB B) on the Calendar is held on the desk.

TRANSMITTAL

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

ANNOUNCEMENTS

Representative A. Rice announces that October is Breast Cancer Awareness Month.

Representative A. Rice wishes former Representative Dennigan good wishes in her endeavors.

Also, Representative A. Rice congratulates Representative Donna Walsh on receiving the Woman of Achievement Award from the Northern RI YWCA.

Majority Leader Fox announces session will reconvene tomorrow at 3 o'clock P.M.

RECESS

At 7:57 o'clock P.M. on motion of Majority Leader Fox and the entire House of Representatives and as a further mark of respect to the memory of Representative Thomas Slater; on motion of Representatives Gablinske and A. Rice, and as a further mark of respect to the memory of Victoria Sousa; on motion of Representative Kilmartin and as a further mark of respect to the memory of Mary F. Carr; on motion of Representative Azzinaro, and as a further mark of respect to the memory of Sadie MacDonald; seconded by Representatives Williamson and Watson the House is in recess, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX**INVOCATION****REPRESENTATIVE EDWIN R. PACHECO**

Dear Lord, bestow your blessings on all assembled in this chamber. Help us to always bear in mind that the people who elected us to serve them have placed their in us. May we serve them well in the ways in which you have taught us. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

House Bill No. 5088 SUB A

BY Costantino, Fox, Slater, Ajello, Williams

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - LOCATION OF GAS REGULATORS AND GAS METERS {LC47/1/A}

House Bill No. 5199 SUB A as amended

BY Kennedy, San Bento, Gemma, Lima, Coderre E

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT {LC252/1/A}

House Bill No. 5415 SUB B

BY Naughton, McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (would add a new chapter on the prevention and supervision of contagious diseases, specifically HIV/AIDS and make technical amendments affected by that new chapter) {LC1238/2/B}

House Bill No. 5479 SUB B

BY McNamara, Guthrie, Ehrhardt

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would allow practitioners to write up to 3 separate prescriptions in Schedule II for up to a one-month supply and allow for a 90 day supply for prescriptions in Schedules IV and V) {LC1287/1/B}

House Bill No. 5797 SUB A as amended

BY Carnevale, Dennigan, Azzinaro, Gablinske, Newberry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH {LC2003/1/A}

House Bill No. 5824 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS {LC1934/1/A}

CALENDAR

IN ORDER FOR THURSDAY, OCTOBER 29, 2009 AT 3:00 PM:

1 2009-H 6449

BY Menard

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND SEPARATION

Ordered on the Calendar

2 2009-H 5150 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR VEHICLE OFFENSES

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

3 2009-H 5823 SUB B

BY Slater

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES

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

4 2009-H 6111 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

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

5 2009-H 6331 SUB A

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED
UNIFORM ANATOMICAL GIFT ACT

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

6 2009-H 6014**BY Winfield**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION

Committee on Finance recommends passage.

7 2009-H 5697 as amended**BY Ruggiero**

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE CENTER

Committee on Constituent Services recommends passage as amended.

8 2009-H 5647**BY Sullivan**

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE--LONG-TERM CARE AND FINANCE REFORM

Committee on Health, Education & Welfare recommends passage.

9 2009-H 5027 SUB A**BY Rice M**

ENTITLED, AN ACT RELATING TO THE STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT -- DIVISIONS

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

10 2009-H 6332**BY Gallison**

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT

Committee on Environment and Natural Resources recommends passage.

11 2009-H 5008 SUB A**BY Almeida**

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION

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

12 2009-H 5040 SUB A

BY Segal

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION

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

13 2009-H 5134 SUB A

BY Walsh

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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

14 2009-H 5368 SUB A

BY Driver

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS

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

15 2009-H 5492

BY Segal

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE

Committee on Judiciary recommends passage.

16 2009-S 204 SUB B

BY Sosnowski

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES

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

17 2009-S 463 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends indefinite postponement of the original bill

and passage of Substitute A in concurrence.

18 2009-S 465 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE

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

19 2009-S 542 SUB A

BY Levesque C

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED
UNIFORM ANATOMICAL GIFT ACT

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

20 2009-S 622 SUB A

BY Ruggerio

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.

21 2009-S 598 SUB A

BY Jabour

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY

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

22 2009-S 667 SUB A

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE

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

23 2009-S 853 SUB A

BY Ruggerio

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

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

24 2009-S 998

BY Pichardo

ENTITLED, AN ACT RELATING TO THE COMMUNITY COLLEGE OF RHODE ISLAND FOUNDATION

Committee on Corporations recommends passage in concurrence.

25 2009-S 235 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--LIABILITY AND COMPUTATION

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

26 2009-S 330 SUB B

BY Maher

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL SCHEDULES

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

27 2009-S 405

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION

Committee on Finance recommends passage in concurrence.

28 2009-S 408 as amended

BY Pichardo

ENTITLED, AN ACT RELATING TO TAXATION - CIGARETTE TAX

Committee on Finance recommends passage as amended in concurrence.

29 2009-S 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION

Committee on Finance recommends passage in concurrence.

30 2009-S 611**BY Levesque C****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL
PROCEDURE--COURTS

Committee on Finance recommends passage in concurrence.

31 2009-S 818**BY Tassoni****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE
NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS
OR NOTES FOR LAND ACQUISITION

Committee on Finance recommends passage in concurrence.

32 2009-S 969 SUB A**BY Lenihan****ENTITLED,** AN ACT RELATING TO FISH AND WILDLIFECommittee on Finance recommends indefinite postponement of the original bill and
passage of Substitute A.**33 2009-S 1024****BY Lenihan****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
STATE PURCHASES -- CONTRACTORS BONDS -- LABOR AND
PAYMENT OF DEBTS BY CONTRACTORS

Committee on Finance recommends passage in concurrence.

34 2009-S 455**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING
THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE
CENTER

Committee on Constituent Services recommends passage in concurrence.

35 2009-S 715**BY Maselli****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
HISTORIAN LAUREATE OF RHODE ISLAND

Committee on Constituent Services recommends passage in concurrence.

36 2009-S 920**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Constituent Services recommends passage in concurrence.

37 2009-S 997 SUB A**BY Tassoni****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING

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

38 2009-S 1019**BY Crowley****ENTITLED,** JOINT RESOLUTION RESPECTFULLY REQUESTING THE ESTABLISHMENT OF A HEALTH CARE CONSULTANT PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE STATE OF RHODE ISLAND

Committee on Constituent Services recommends passage in concurrence.

39 2009-S 242 SUB A as amended**BY Perry****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE--LONG-TERM CARE AND FINANCE REFORM

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

40 2009-S 553**BY Walaska****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HEARING AID DEALERS AND FITTERS

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

41 2009-S 728**BY Pichardo****ENTITLED,** AN ACT RELATING TO EDUCATION

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

42 2009-S 232 SUB B**BY DiPalma****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
ESTABLISHING A GREEN BUILDINGS ACT

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

43 2009-S 905**BY Walaska****ENTITLED,** AN ACT RELATING TO TAXATION - RESIDENTIAL
RENEWABLE ENERGY SYSTEM TAX CREDIT

Committee on Environment and Natural Resources recommends passage in concurrence.

44 2009-S 501 SUB A**BY Felag****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF VETERANS' AFFAIRS

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

45 2009-S 39 as amended**BY Metts****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage as amended in concurrence.

46 2009-S 86 SUB B**BY Perry****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION

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

47 2009-S 212 SUB A**BY Levesque C****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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

48 2009-S 253 SUB B**BY O'Neill E****ENTITLED,** AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS

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

49 2009-S 290 SUB B**BY Blais****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES

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

50 2009-S 324**BY Maselli****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS BY AND AGAINST TOWNS

Committee on Judiciary recommends passage in concurrence.

51 2009-S 1002 SUB A**BY Crowley****ENTITLED,** AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE

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

52 2009-H 6329**BY Corvese****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION

Committee on Labor recommends passage.

53 2009-H 5582**BY Lally****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS

Committee on Labor recommends passage.

54 2009-H 5591**BY Serpa****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --
WORKERS' COMPENSATION -- PROCEDURE

Committee on Labor recommends passage.

55 2009-H 5737**BY Ajello****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage.

56 2009-H 5749 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATIONCommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.**57 2009-H 6205****BY Fox****ENTITLED,** AN ACT RELATING TO EDUCATION - HIGHER EDUCATION
ASSISTANCE AUTHORITY

Committee on Finance recommends passage.

58 2009-H 6242 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATIONCommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.**59 2009-S 395 SUB A****BY DiPalma****ENTITLED,** AN ACT RELATING TO EDUCATIONCommittee on Labor recommends indefinite postponement of the original bill and
passage of Substitute A in concurrence.

60 2009-S 937**BY Tassoni****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -
OVERTIME CALCULATION

Committee on Labor recommends passage in concurrence.

61 2009-S 1035**BY Maselli****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING DATE OF
THE SPECIAL JOINT COMMISSION TO STUDY THE
UNDERGROUND ECONOMY AND EMPLOYEE
MISCLASSIFICATION

Committee on Labor recommends passage in concurrence.

62 2009-S 413 SUB A**BY Lenihan****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND
EDUCATION BUILDING CORPORATIONCommittee on Finance recommends indefinite postponement of the original bill and
passage of Substitute A in concurrence.**63 2009-S 572****BY Perry****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS

Committee on Judiciary recommends passage in concurrence.

64 2009-S 713**BY Perry****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -
CERTIFIED SCHOOL TEACHERS ARBITRATION

Committee on Labor recommends passage in concurrence.

65 2009-S 734 SUB A as amended**BY Algieri****ENTITLED,** AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF
ACCOUNTSCommittee on Finance recommends indefinite postponement of the original bill and
passage of Substitute A as amended in concurrence.

66 2009-S 930 SUB A**BY Gallo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

67 2009-S 953**BY Fogarty P****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
HOME PROPANE GAS SALES

Committee on Corporations recommends passage in concurrence.

68 2009-S 990**BY O'Neill E****ENTITLED,** AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND
PERSONAL PROPERTY OF RING RETIREES ASSOCIATION

Committee on Veterans' Affairs recommends passage in concurrence.

69 2009-S 872**BY Raptakis****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE
SAFETY CODE -- GENERAL PROVISIONS

Committee on Corporations recommends passage in concurrence.

70 2009-H 6110 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

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

71 2009-S 945 SUB A**BY Felag****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ECONOMIC DEVELOPMENT CORPORATION

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

72 2009-S 1060

BY Connors

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
VIDEO LOTTERY TERMINAL

Committee on Finance recommends passage in concurrence.

73 2009-S 237 as amended

BY Algieri

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
DIVISION OF MOTOR VEHICLES

Committee on Municipal Government recommends passage as amended.

Francis P. McCabe
Clerk of the House

Wednesday, October 28, 2009

The House of Representatives meets at the State House in Providence, Thursday, October 29, 2009 and is called to order at 3:42 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 69 members present and 4 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 4: Representatives Naughton, Palumbo, Shallcross Smith, Ucci.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

ANNOUNCEMENT

Representative Eileen Naughton will be unable to attend session Thursday October 29, 2009.

REPORTS OF COMMITTEES

COMMITTEE ON CORPORATIONS

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

Senate Bill No. 872

BY Raptakis, Blais, Maher, Walaska, Maselli

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE SAFETY CODE -- GENERAL PROVISIONS {LC2380/1}

10/29/2009 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. 6110 SUB A**BY** Kilmartin, Lima, Almeida**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS (would authorize the director of the Rhode Island department of transportation to sell, transfer and convey certain parcels of real property to Brown University and Johnson and Wales University) {LC2346/4/A}

10/29/2009 Placed on House Calendar

Senate Bill No. 945 SUB A**BY** Felag, Paiva-Weed, Connors, Algieri, Bates**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION (would increase the number of the members of the economic development corporation from nine (9) to thirteen (13). It would also create a permanent joint oversight committee on economic development.) {LC2650/1/A}

10/29/2009 Placed on House Calendar

Senate Bill No. 1060**BY** Connors, O'Neill E**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY TERMINAL {LC3038/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 76**BY** Blais, Miller, Maher**ENTITLED**, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (would allow an individual to subtract from federal adjusted gross income up to \$10,000 if he/she, while living, donates one of his/her organs to another human being for human organ transplantation. This act would take effect upon passage.) {LC360/1}

10/29/2009 Placed on House Calendar

COMMITTEE ON LABOR

Representative Corvese, for the Committee on Labor, reports back the following measures, with recommendation of passage:

Senate Resolution No. 1035**BY** Maselli**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2927/1}

10/29/2009 Placed on House Calendar

House Resolution No. 6329**BY** Corvese, Gablinske, Newberry**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2928/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 937

BY Tassoni

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - OVERTIME CALCULATION (would create the "Rhode Island Construction Fair Remedy Act" in order to encourage the resolution of construction claims prior to litigation.) {LC2543/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 395 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION (would repeal certain provisions regarding the language associated with the ôRights and Duties of Teachers Generallyö regarding the dismissal of teachers in the towns of Woonsocket and Cumberland) {LC1783/4/A}

10/29/2009 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

Senate Bill No. 237 as amended

BY Algieri, Maher

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DIVISION OF MOTOR VEHICLES (would require the administrator of the division of motor vehicles to maintain an office in Westerly and that it be open for at least three (3) days per week.) {LC375/1}

10/29/2009 Placed on House Calendar

NEW BUSINESS

House Resolution No. 6451

BY Fox

ENTITLED, HOUSE RESOLUTION CONGRATULATING RAJIV KUMAR FOR RECEIVING THE ROBERT WOOD JOHNSON FOUNDATION'S 2009 "COMMUNITY HEALTH LEADERS AWARD" {LC3032/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Watson by unanimous consent, on a voice vote.

House Bill No. 6452

BY Ferri

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Representative Frank G. Ferri to join Dawn Anne Fravala and Robert Raynor

Beagan in marriage within the Town of East Greenwich, Rhode Island, on or about November 14, 2009) {LC3029/1}

Representative Ferri requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Ferri seconded by Representatives Fox and Watson on a roll call vote, 47 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carter, Costantino, DaSilva, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Jackson, Jacquard, Lally, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, Pacheco, Pollard, Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson.

NAYS - 0.

REQUEST

Representative A. Rice requests the journal to reflect that if she had voted on (09-H 6452), she would have voted in the affirmative.

House Resolution No. 6453

BY Fox, Gablinske, Costantino, Watson, McNamara

ENTITLED, JOINT RESOLUTION SUPPORTING THE FEDERAL "RACE TO THE TOP" GRANT PROGRAM AND URGING THE GOVERNOR AND THE RHODE ISLAND DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO SUBMIT A COMPETITIVE APPLICATION TO PURSUE THE FOUR REFORMS AS OUTLINED BY THE UNITED STATES DEPARTMENT OF EDUCATION {LC3008/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Costantino by unanimous consent, on a voice vote.

House Bill No. 6454

BY Serpa

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Sherry Watts to join Karen Neal and Michael Arneson in marriage within the Town of North Kingstown, Rhode Island on or about January 23, 2010) {LC2999/1}

Representative Serpa requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Serpa seconded by Representative Fox and Watson on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 58: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Costantino, DaSilva, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Corvese requests the journal to reflect that if he had voted on (09-H 6454), he would have voted in the affirmative.

TRANSMITTAL

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

House Resolution No. 6455

BY Murphy, Fox, Watson, Kennedy, Williamson

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO DEVELOP ALTERNATIVES TO THE CURRENT PROVISION OF HEALTH CARE BENEFITS TO GOVERNMENTAL EMPLOYEES WITHIN THE STATE OF RHODE ISLAND {LC3040/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Kennedy and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6456

BY Sullivan, Guthrie, Murphy, Serpa, Pollard

ENTITLED, HOUSE RESOLUTION CONGRATULATING RAY GANDY ON BECOMING THE FIRST RHODE ISLANDER TO SWIM THE ENGLISH CHANNEL {LC2987/1}

Representative Sullivan and Guthrie request unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6457

BY Pollard

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF STEVEN L. HOROVITZ {LC2982/1}

Representative Pollard requests unanimous consent for immediate consideration.

There is no objection.

Representatives Pollard and Jacquard extend their condolences to the family.

Read and passed, on a motion of Representative Pollard seconded by Representative Jacquard and many other members of the House by unanimous consent, on a rising vote.

With the agreement of the Minority, Majority Leader Fox requests to place (09H- 6458) on the Calendar. There is no objection.

House Bill No. 6458

BY Fox, Ehrhardt, Walsh, Ruggiero, Rice A

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (would amend certain provisions of the general laws pertaining to long-term contracting standards for the development of renewable energy relative to contracts with the town of New Shoreham) {LC3037/1}

10/29/2009 Placed on Calendar

House Resolution No. 6459

BY Costantino, Watson, Carter, Melo, San Bento

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR TO SUBMIT A RECOMMENDED CORRECTIVE ACTION PLAN FOR FY 2010 BY NOVEMBER 16, 2009 {LC3045/1}

Representative Costantino requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Costantino seconded by Representatives Watson, Carter, McNamara, Savage, Kennedy, Mattiello, Melo, Gemma, Coderre, Martin, Ruggiero, M. Rice, Almeida, San Bento, Silva and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6460

BY Fellela, Ferri, Corvese, Carnevale, Schadone

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JULIE POLISENA {LC3035/1}

Representative Fellela requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fellela, seconded by Representatives Petrarca, Pacheco, Carnevale, Ferri, Gemma and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6461

BY Gemma

ENTITLED, HOUSE RESOLUTION HONORING MAJ-EN, A THERAPY WORKING DOG {LC3051/1}

Representative Gemma requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6462

BY Murphy, Fox, Watson, Costantino, Carter

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF OUR VENERATED COLLEAGUE, THE HONORABLE THOMAS C. SLATER {LC3030/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Fox seconded by Representatives Costantino, Williamson, Malik, Trillo, Savage, Ehrhardt, M. Rice and the entire House of Representatives by unanimous consent, on a rising vote.

House Resolution No. 6463

BY Handy

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY A HOME ENERGY RATE AFFORDABILITY PROGRAM {LC3041/1}

Representative Handy requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Handy seconded by Representatives Ajello, Fierro and many other members of the House by unanimous consent, on a voice vote.

TRANSMITTAL

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

COMMUNICATION

The Honorable Speaker announces the receipt of the following communication:

Representative Kilmartin gives notice that he has to leave session at 6:45 P.M. because he is teaching a law class at 7:00 P.M. at Providence College.

Received and placed on file.

COMMUNICATION FROM THE SENATE

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

Senate Resolution No. 1051

BY Ruggerio, DaPonte, Goodwin, Tassoni

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC3005/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1052

BY Lanzi, Connors, Paiva-Weed, Gallo

ENTITLED, AN ACT RELATING TO EDUCATION -- HIGHER EDUCATION {LC3011/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1053

BY Goodwin, Paiva-Weed, Sosnowski, Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BLOOD BANK SERVICES {LC3006/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1054

BY Pichardo

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- TEMPORARY EMPLOYEES {LC3015/1}

10/29/2009 Placed on House Calendar

Senate Resolution No. 1055

BY Gallo, Connors

ENTITLED, JOINT RESOLUTION SUPPORTING THE FEDERAL "RACE TO THE TOP" GRANT PROGRAM AND URGING THE GOVERNOR AND THE RHODE ISLAND

DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO SUBMIT A COMPETITIVE APPLICATION TO PURSUE THE FOUR REFORMS AS OUTLINED BY THE UNITED STATES DEPARTMENT OF EDUCATION {LC3009/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1056

BY Crowley

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF CHRISTIAN BRETHERN OF PAWTUCKET {LC2962/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1059

BY Goodwin

ENTITLED, AN ACT RELATING TO LABOR -- THE EMPLOYMENT OF MINORS -- ADULT ENTERTAINMENT {LC3047/1}

10/29/2009 Placed on House Calendar

Senate Resolution No. 1061

BY DaPonte, Connors, Ruggerio, DiPalma, Ciccone

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR TO SUBMIT A RECOMMENDED CORRECTIVE ACTION PLAN FOR FY 2010

BY NOVEMBER 16, 2009 {LC3046/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1063

BY Pinga

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3043/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1064

BY Maher

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3044/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1065

BY Maher

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3039/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1066

BY Sosnowski, Miller, Ruggerio, Paiva-Weed, Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC3042/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1060**BY** Connors, O'Neill E**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY TERMINAL {LC3038/1}

10/29/2009 Referred to House Finance

Senate Bill No. 866 SUB A as amended**BY** Perry, Miller, Sosnowski, Sheehan, Pichardo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC2303/2/A}

10/29/2009 Placed on House Calendar

Senate Bill No. 1069**BY** Sosnowski**ENTITLED**, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$2,200,000 BONDS BY THE TOWN OF SOUTH KINGSTOWN TO FINANCE IMPROVEMENTS TO SCHOOLS AND SCHOOL FACILITIES {LC3049/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 1071**BY** Blais, Perry**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - TRAFFICKING IN DEXTROMETHORPHAN {LC3055/1}

10/29/2009 Placed on House Calendar

Senate Bill No. 290 SUB B as amended**BY** Blais, Cote, Maselli, Walaska**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES {LC695/1/B}

10/29/2009 Placed on House Calendar

CALENDAR**IN ORDER FOR THURSDAY, OCTOBER 29, 2009 AT 3:00 PM:**

From the Calendar are taken:

RECOMMITTAL

Majority Leader Fox moves to recommit items 14, 48, 54, 56, 57, 58, 64, and 66, seconded by Representative Kilmartin.

14 2009-H 5368 SUB A**BY Driver****ENTITLED,** AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS

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

48 2009-S 253 SUB B**BY O'Neill E****ENTITLED,** AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA ELECTIONS

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

54 2009-H 5591**BY Serpa****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION -- PROCEDURE

Committee on Labor recommends passage.

56 2009-H 5749 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

57 2009-H 6205**BY Fox****ENTITLED,** AN ACT RELATING TO EDUCATION - HIGHER EDUCATION ASSISTANCE AUTHORITY

Committee on Finance recommends passage.

58 2009-H 6242 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

64 2009-S 713**BY Perry****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -
CERTIFIED SCHOOL TEACHERS ARBITRATION

Committee on Labor recommends passage in concurrence.

66 2009-S 930 SUB A**BY Gallo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

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

Representative Driver objects to item number 14 being recommitted.

Representatives Fox and Driver discuss the recommitment. Representative Fox moves item # 14 back on Calendar.

Items 48, 54, 56, 57, 58, 64 and 66 are recommitted to their original committees.

1 2009-H 6449**BY Menard****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS-DIVORCE AND
SEPARATION

Ordered on the Calendar

Representative Menard moves passage of the act, seconded by Representatives Fox, O'Neill, and many other members of the House.

Representative Watson discusses the act.

Read and passed, on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

TRANSMITTAL

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

2 2009-H 5150 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR VEHICLE OFFENSES

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 Kilmartin, McNamara, Giannini, Almeida, Carter, A. Rice, Gemma, Corvese, Ehrhardt, and Ajello.

Representatives Lima, Trillo, Driver, Gemma, McNamara, Williams, Kilmartin, Martin, and Kennedy 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

3 2009-H 5823 SUB B

BY Slater

ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES

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

Representative Kennedy moves passage of the act, seconded by Representatives Segal, Diaz, Menard, Sullivan, Almeida, Lima, Williams, San Bento, Handy, Ajello, Mattiello, Walsh, Gemma, Kennedy, Coderre, M. Rice, and many other members of the House.

The bill marked Substitute “B” is read and passed, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 6: Representatives Ehrhardt, Jacquard, Loughlin, Newberry, Trillo, Watson.

4 2009-H 6111 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

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 Kilmartin, Gemma, Ruggiero, Walsh, and many other members of the House.

Representatives Watson, Gemma, Driver, Trillo, Kilmartin, and Kennedy discuss the act.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 4: Representatives Ehrhardt, Trillo, Watson, Winfield.

5 2009-H 6331 SUB A**BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - REVISED
UNIFORM ANATOMICAL GIFT ACT

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 McNamara and many other members of the House.

Representative Watson discusses the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 5: Representatives Ehrhardt, Marcello, Savage, Watson, Winfield.

6 2009-H 6014**BY Winfield****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE
NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS
OR NOTES FOR LAND ACQUISITION

Committee on Finance recommends passage.

Representative Winfield moves passage of the act, seconded by Representative Petrarca.

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, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco,

Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

7 2009-H 5697 as amended

BY Ruggiero

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING
THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE
CENTER

Committee on Constituent Services recommends passage as amended.

Representative Giannini moves passage of the act, seconded by Representatives Ruggiero, Walsh, Mattiello, and many other members of the House.

Read and passed, as amended, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

8 2009-H 5647

BY Sullivan

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL
ASSISTANCE--LONG-TERM CARE AND FINANCE REFORM

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Sullivan, Diaz, and many other members of the House.

Representative Watson discusses the act.

Read and passed, on a roll call vote, 61 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Baldelli-Hunt, Driver, Ehrhardt, Loughlin, Newberry, Trillo, Watson.

9 2009-H 5027 SUB A

BY Rice M

ENTITLED, AN ACT RELATING TO THE STATE AFFAIRS AND
GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT -- DIVISIONS

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

Representative Malik moves passage of the act, seconded by Representatives M. Rice, and many other members of the House.

The bill marked Substitute "A" is read and passed and the original bill 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

HOLD ON DESK

Representative Sullivan requests to hold (09 H 5027 SUB A) on the desk. There is no objection.

10 2009-H 6332

BY Gallison

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL
RENEWABLE ENERGY SYSTEM TAX CREDIT

Committee on Environment and Natural Resources recommends passage.

Representative Malik moves passage of the act, seconded by Representatives Gallison and many other members of the House.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

11 2009-H 5008 SUB A

BY Almeida

**ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION**

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

Representative Lally moves passage of the act, seconded by Representatives Almeida, Williams, Diaz, Ajello, and many other members of the House.

Representatives Newberry, O'Neill, and DaSilva discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 9: Representatives Baldelli-Hunt, Brien, DaSilva, Gablinske, Kilmartin, Marcello, Menard, Rice, A., Schadone.

12 2009-H 5040 SUB A**BY Segal****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE - - SENTENCE AND EXECUTION

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

Representative Lally moves passage of the act, seconded by Representatives Almeida, Carnevale, Driver, Segal, O'Neill, Williams, Gemma, Walsh, Ajello, and many other members of the House.

Representatives Watson, Fox, Gemma, Kilmartin, Segal, Carnevale, Fellela, Caprio, and Schadone discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 42 members voting in the affirmative and 25 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Costantino, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Guthrie, Handy, Jackson, Jacquard, Kennedy, Lally, MacBeth, Mattiello, McCauley, McNamara, Melo, O'Neill, Pacheco, Petrarca, Rice, A., Ruggiero, San Bento, Segal, Sullivan, Walsh, Wasylyk, Williams, Williamson.

NAYS - 25: Representatives Brien, Corvese, DaSilva, Edwards, Ehrhardt, Flaherty, Gablinske, Hearn, Kilmartin, Loughlin, Malik, Marcello, Martin, Menard, Newberry, Pollard, Rice, M., Savage, Schadone, Serpa, Silva, Trillo, Vaudreuil, Watson, Winfield.

REQUESTS

Representative Lima requests the journal to reflect that if she had voted on (09-H 5040 SUB A), she would have voted in the affirmative.

Representative Giannini requests the journal to reflect that if she had voted on (09-H 5040 SUB A), she would have voted in the negative.

13 2009-H 5134 SUB A**BY Walsh****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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 Almeida and many other members of the House.

Representatives Walsh, Loughlin, Kilmartin, A. Rice, Petrarca, Almeida, Watson, Carnevale, and DaSilva discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 37 members voting in the affirmative and 32 members voting in the negative as follows.

YEAS - 37: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Coderre, Costantino, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gemma, Guthrie, Handy, Hearn, Kennedy, Lally, Lima, Marcello, Mattiello, McCauley, McNamara, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Sullivan, Walsh, Wasylyk, Williams, Williamson.

NAYS - 32: Representatives Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Corvese, DaSilva, Edwards, Ehrhardt, Flaherty, Gablinske, Gallison, Giannini, Jackson, Jacquard, Kilmartin, Loughlin, MacBeth, Malik, Martin, Melo, Menard, Newberry, Pollard, Savage, Schadone, Serpa, Silva, Trillo, Vaudreuil, Watson, Winfield.

14 2009-H 5368 SUB A

BY Driver

ENTITLED, AN ACT RELATING TO ELECTIONS -- STATEWIDE REFERENDA
ELECTIONS

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

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

Representatives Driver discusses the act.

Representative Williamson moves to recommit seconded by Representative Costantino. There is no objection.

The motion to recommit prevails on a roll call vote, 43 members voting in the affirmative and 18 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Jackson, Jacquard, Kilmartin, Lally, Loughlin, Malik, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Serpa, Silva, Vaudreuil, Williams, Williamson.

NAYS - 18: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Flaherty, Gablinske, Hearn, Lima, MacBeth, Marcello, O'Neill, Rice, A., Savage, Schadone, Segal, Trillo, Wasylyk, Winfield.

Read and recommitted to Committee on Judiciary.

REQUEST

Representative Walsh requests the journal to reflect that if she had voted on the motion to recommit, she would have voted in the negative.

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES**

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

I, Doug Gablinske, State Representative, District 68, 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: (09-H 5492 and 09-S 1002 SUB A)
2. (Nature of the potential conflict) I have the following interest in the matter:
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.

**DOUGLAS W. GABLINSKE
REPRESENTATIVE**

**STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE**

Subscribed and sworn to under the penalties for perjury before me this 29th day of October, 2009.

**MICHAEL EGAN
NOTARY PUBLIC**

Representative Gablinske 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**

15 2009-H 5492**BY Segal****ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE
FORECLOSURE AND SALE**

Committee on Judiciary recommends passage.

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

By unanimous consent, Representative Lally, seconded by Representative Segal, offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5492**

AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE

Mr. Speaker:

I hereby move to amend 2009 -- H 5492, entitled "AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE", as follows:

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

"SECTION 1. Chapter 34-27 of the General Laws entitled "Mortgage Foreclosure and Sale" is hereby amended by adding thereto the following section:

34-27-3.1. Foreclosure counseling. – (a) No less than forty-five (45) days prior to initiating any foreclosure of real estate pursuant to subsection 34-27-4(b), the mortgagee shall provide to an individual consumer mortgagor written notice of default and the mortgagee’s right to foreclose by first class mail at the address of the real estate and, if different, at the address designated by the mortgagor by written notice to the mortgagee as the mortgagor’s address for receipt of notices.

(b) The written notice required by this section shall be in English and Spanish and, provided the same is then available, shall advise the mortgagor of the availability of counseling through HUD-approved mortgage counseling agencies and, the toll-free telephone number and website address maintained to provide information regarding no-cost HUD-approved mortgage counseling agencies in Rhode Island. The written notice may also contain any other information required under federal law. A form of written notice meeting the requirements of this section shall be promulgated by the department of business regulation for use by mortgagees at least thirty (30) days prior to the effective date of this section. Counseling shall be provided at no cost to the mortgagee.

(c) Failure of the mortgagee to provide notice to the mortgagor as provided herein shall render the foreclosure void, without limitation of the right of the mortgagee thereafter to reexercise its power of sale or other means of foreclosure upon compliance with this section. The mortgagee shall include in the foreclosure deed an affidavit of compliance with this section.

(d) As used herein and in this chapter, the term “HUD” means the United States Department of Housing and Urban Development and any successor to such department.

SECTION 2. This act shall take effect sixty (60) days after passage"

Respectfully submitted,

REPRESENTATIVE LALLY

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LC01009/2

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Representatives Lally discusses the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 2: Representatives Ehrhardt, Newberry.

Representatives Lally, Newberry, Ehrhardt, Trillo, Schadone, Marcello, Lima, Jacquard, Newberry and Segal discuss the act as amended.

Read and passed, on a roll call vote, 48 members voting in the affirmative and 19 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lima, MacBeth, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 19: Representatives Baldelli-Hunt, Brien, Carnevale, Carter, Corvese, Ehrhardt, Hearn, Lally, Loughlin, Malik, Marcello, Martin, Mattiello, Newberry, Pollard, Savage, Serpa, Trillo, Watson.

47 2009-S 212 SUB A

BY Levesque C

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 37 members voting in the affirmative and 32 members voting in the negative as follows.

YEAS - 37: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Coderre, Costantino, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gemma, Guthrie, Handy, Hearn, Kennedy, Lally, Lima, Marcello, Mattiello, McCauley, McNamara, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Sullivan, Walsh, Wasylyk, Williams, Williamson.

NAYS - 32: Representatives Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Corvese, DaSilva, Edwards, Ehrhardt, Flaherty, Gablinske, Gallison, Giannini, Jackson, Jacquard, Kilmartin, Loughlin, MacBeth, Malik, Martin, Melo, Menard, Newberry, Pollard, Savage, Schadone, Serpa, Silva, Trillo, Vaudreuil, Watson, Winfield.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Doug Gablinske, State Representative, District 68, 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: (09-H 5492 and 09-S 1002 SUB A)

2. (Nature of the potential conflict) I have the following interest in the matter:

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.

DOUGLAS W. GABLINSKE
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 29th day of October, 2009.

MICHAEL EGAN
NOTARY PUBLIC

Representative Gablinske 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

51 2009-S 1002 SUB A

BY Crowley

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE
FORECLOSURE AND SALE

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

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 48 members voting in the affirmative and 18 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lima, MacBeth, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 18: Representatives Baldelli-Hunt, Brien, Carnevale, Corvese, Ehrhardt, Hearn, Lally, Loughlin, Malik, Marcello, Martin, Mattiello, Newberry, Pollard, Savage, Serpa, Trillo, Watson.

52 2009-H 6329

BY Corvese

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF
THE SPECIAL JOINT COMMISSION TO STUDY THE
UNDERGROUND ECONOMY AND EMPLOYEE
MISCLASSIFICATION

Committee on Labor recommends passage.

Representative Corvese moves passage of the resolution, seconded by Representatives Newberry, Gablinske, Fox, and many other members of the House.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

53 2009-H 5582

BY Lally

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS

Committee on Labor recommends passage.

Representative Corvese moves passage of the act, seconded by Representatives Lally, McNamara, Fox, Walsh, and many other members of the House.

Representative Edward moves to recommit, seconded by Representative Gablinske.
Representative Williamson objects.

The motion to recommit fails on a roll call vote, 18 members voting in the affirmative and 47 members voting in the negative as follows.

YEAS - 18: Representatives Baldelli-Hunt, Brien, Coderre, Edwards, Ehrhardt, Flaherty, Gablinske, Jackson, Loughlin, MacBeth, Newberry, Rice, M., Schadone, Silva, Trillo, Watson, Williams, Winfield.

NAYS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Lally, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, O'Neill, Pacheco, Rice, A., Ruggiero, San Bento, Savage, Segal, Serpa, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson.

Representatives Driver, Menard, Trillo, Baldelli-Hunt, Almeida, Brien, Fox, Williams, Mattiello, Corvese, Edwards, M. Rice, Lima, Loughlin, and Lally discuss the act.

Read and passed, on a roll call vote, 39 members voting in the affirmative and 28 members voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Kennedy, Lally, Lima, Martin,

Mattiello, McCauley, McNamara, Melo, Pacheco, Rice, A., Rice, M., Ruggiero, San Bento, Segal, Sullivan, Walsh, Wasylyk, Williamson.

NAYS - 28: Representatives Baldelli-Hunt, Brien, Coderre, Driver, Edwards, Ehrhardt, Gablinske, Hearn, Jackson, Jacquard, Loughlin, MacBeth, Malik, Marcello, Menard, Newberry, O'Neill, Petrarca, Pollard, Savage, Schadone, Serpa, Silva, Trillo, Vaudreuil, Watson, Williams, Winfield.

REQUEST

Representative Kilmartin requests the journal to reflect that if he had voted on (09-H 5582), he would have voted in the affirmative.

55 2009-H 5737

BY Ajello

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS**

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Lally, Fox, Sullivan, Almeida, Mattiello, Ajello, Gemma, Handy, and Walsh.

Representatives DaSilva, O'Neill, Mattiello, Fox discuss the act.

NOW PRESIDING

At 6:34 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

Representatives A. Rice, Guthrie, Walsh, Petrarca, and Ajello continue discussion on the act.

At 6:46 o'clock P.M. the Honorable Speaker Pro Tempore Lima yields the rostrum to the Honorable Speaker Murphy

Read and passed, on a roll call vote, 48 members voting in the affirmative and 16 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carnevale, Carter, Coderre, Costantino, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Kennedy, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 16: Representatives Baldelli-Hunt, Brien, Corvese, DaSilva, Edwards, Ehrhardt, Flaherty, Gemma, Jacquard, Lally, Malik, Menard, Pollard, Schadone, Watson, Winfield.

REQUEST

Representative Kilmartin requests the journal to reflect that if he had voted on (09-H 5737), he would have voted in the affirmative.

TRANSMITTAL

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

63 2009-S 572**BY Perry****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL
ASSAULT PROTECTIVE ORDERS**

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 48 members voting in the affirmative and 14 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carnevale, Carter, Coderre, Costantino, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Kennedy, Lima, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams.

NAYS - 14: Representatives Baldelli-Hunt, Brien, Corvese, DaSilva, Edwards, Ehrhardt, Flaherty, Gemma, Jacquard, Lally, Menard, Schadone, Watson, Winfield.

ANNOUNCEMENT

Representative Costantino announces that the Committee on Finance will meet during recess.

RECESS

At 7:56 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

ORDER

At 8:49 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

16 2009-S 204 SUB B**BY Sosnowski****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
MOTOR VEHICLE OFFENSES**

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 Marcello 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, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A. Rice, M., Ruggiero, Savage, Schadone, Serpa, Trillo, Vaudreuil, Walsh, Wasyluk, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Segal requests the journal to reflect that if he had voted on (09-S 204 SUB B), he would have voted in the affirmative.

17 2009-S 463 SUB A

BY Blais

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 Representatives Newberry, Gemma, 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, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Trillo, Vaudreuil, Walsh, Wasyluk, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Segal requests the journal to reflect that if he had voted on (09-S 463 SUB A in concurrence), he would have voted in the affirmative.

18 2009-S 465 SUB A

BY Blais

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 Representatives Watson.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Segal requests the journal to reflect that if he had voted on (09-S 465 SUB A in concurrence), he would have voted in the affirmative.

19 2009-S 542 SUB A

BY Levesque C

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED
UNIFORM ANATOMICAL GIFT ACT

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 Representative Carter.

The bill marked Substitute “A” is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Serpa, Trillo, Vaudreuil, Walsh, Wasylyk, Williamson.

NAYS - 5: Representatives Edwards, Ehrhardt, Savage, Watson, Winfield.

REQUESTS

Representatives Corvese, Segal, and Gemma request the journal to reflect that if they had voted on (09-S 542 SUB A, in concurrence), they would have voted in the affirmative.

20 2009-S 622 SUB A

BY Ruggiero

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.

Representative Kennedy moves passage of the act, seconded by Representatives McCauley, Coderre, Caprio, Carter, and Williamson.

Representatives Trillo, Driver, Watson, Baldelli-Hunt, Williamson, and DaSilva discuss the act.

The bill marked Substitute “A” is read and passed and the original bill indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 18 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Mattiello, McCauley, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Schadone, Segal, Silva, Vaudreuil, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 18: Representatives Ajello, Baldelli-Hunt, Driver, Edwards, Ehrhardt, Fierro, Gemma, Guthrie, Handy, Hearn, Loughlin, Marcello, Martin, Ruggiero, Savage, Serpa, Trillo, Walsh.

21 2009-S 598 SUB A**BY Jabour****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY

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

Representative Kennedy moves passage of the act, seconded by Representative Corvese.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

22 2009-S 667 SUB A**BY Blais****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 Representative Watson.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 4: Representatives Loughlin, Newberry, Trillo, Watson.

23 2009-S 853 SUB A**BY Ruggiero****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGULATION OF BUSINESS PRACTICES AMONG MOTOR
VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS

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 Representative Fox.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Vaudreuil, Walsh, Wasyluk, Williams.

NAYS - 8: Representatives Driver, Ehrhardt, Loughlin, Newberry, Savage, Trillo, Watson, Winfield.

24 2009-S 998**BY Pichardo****ENTITLED,** AN ACT RELATING TO THE COMMUNITY COLLEGE OF RHODE
ISLAND FOUNDATION

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

25 2009-S 235 SUB A**BY DiPalma****ENTITLED,** AN ACT RELATING TO TAXATION -- SALES AND USE
TAX--LIABILITY AND COMPUTATION

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

Representative Jackson moves passage of the act, seconded by Representative Martin.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Trillo, Watson.

26 2009-S 330 SUB B**BY Maher****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
TRADE LICENSE RENEWAL SCHEDULES

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

Representative Costantino moves passage of the act, seconded by Representative Newberry.

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, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

27 2009-S 405

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION

Committee on Finance recommends passage in concurrence.

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

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

28 2009-S 408 as amended

BY Pichardo

ENTITLED, AN ACT RELATING TO TAXATION - CIGARETTE TAX

Committee on Finance recommends passage as amended in concurrence.

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

Read and passed, as amended, in concurrence, on a roll call vote, 54 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Vaudreuil, Walsh, Wasyluk, Williams.

NAYS - 4: Representatives Loughlin, Trillo, Watson, Winfield.

29 2009-S 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE

AND EXECUTION

Committee on Finance recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

30 2009-S 611**BY Levesque C****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL
PROCEDURE--COURTS**

Committee on Finance recommends passage in concurrence.

Representative Lally moves passage of the act, seconded by Representative O'Neill.

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

31 2009-S 818**BY Tassoni****ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE
NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS
OR NOTES FOR LAND ACQUISITION**

Committee on Finance recommends passage in concurrence.

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

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

32 2009-S 969 SUB A

BY Lenihan

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE

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

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

By unanimous consent, Representative Costantino offers Representative Kilmartin's written motion to amend, seconded by Representative Carter.

**F L O O R A M E N D M E N T
TO
2009 -- S 969 SUBSTITUTE A**

AN ACT RELATING TO FISH AND WILDLIFE

Mr. Speaker:

I hereby move to amend 2009 -- S 969 SUBSTITUTE A, entitled "AN ACT RELATING TO FISH AND WILDLIFE", as follows:

1. On page 5, line 5, by deleting all of the language appearing on said line, and by inserting in place thereof the following language:

"be guilty of a civil violation and subject to a fine, as follows:

(1) For a first offense, a fine of ten dollars (\$10.00);

(2) For a second offense, a fine of fifty dollars (\$50.00); and

(3) For a third or subsequent offense, a fine of one hundred dollars (\$100)."

2. On page 5, lines 10 and 11 by deleting the language "with the general treasurer and appropriated to the department of environmental management", and inserting in place thereof the

following language:

"in a restricted receipt account, hereby created and known as the Recreational Saltwater Fishing License Restricted Receipt Account".

Respectfully submitted,

REPRESENTATIVE KILMARTIN

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LC02701/3

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The motion to amend prevails on a roll call vote 49 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, MacBeth, Malik, Marcello, Mattiello, McNamara, Menard, O'Neill, Pacheco, Pollard, Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Vaudreuil, Williams, Winfield.

NAYS - 5 Representatives Loughlin, Newberry, Petrarca, Trillo, Watson.

Representatives Gemma, Watson, Trillo, Menard, M. Rice, Malik, Jacquard, Walsh, Martin, Gallison, and Costantino 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, 33 members voting in the affirmative and 29 members voting in the negative as follows.

YEAS - 33: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, Diaz, Driver, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Hearn, Kennedy, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Pacheco, Rice, M., Savage, Serpa, Sullivan, Vaudreuil.

NAYS - 29: Representatives Baldelli-Hunt, Brien, DaSilva, DeSimone, Edwards, Ehrhardt, Fierro, Giannini, Guthrie, Jackson, Jacquard, Lally, Loughlin, MacBeth, Menard, Newberry, O'Neill, Petrarca, Pollard, Rice, A., Ruggiero, Schadone, Silva, Trillo, Walsh, Wasylyk, Watson, Williams, Winfield.

REQUEST

Representatives Segal and Kilmartin request the journal to reflect that if they had voted on (09-S 969 SUB A), they would have voted in the affirmative.

33 2009-S 1024

BY Lenihan

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

STATE PURCHASES -- CONTRACTORS BONDS -- LABOR AND
PAYMENT OF DEBTS BY CONTRACTORS

Committee on Finance recommends passage in concurrence.

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

Representatives Trillo, Costantino, Fierro, and Gemma discuss the act.

Representative Menard rises on a point of order for Representative Gemma to speak germane to the act.

The Honorable Speaker Murphy rules for Representative Gemma to speak germane to the act.

Representative Gemma continues the discussion on the act.

Read and passed, in concurrence, on a roll call vote, 49 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk.

NAYS - 4: Representatives Driver, Edwards, Ehrhardt, Trillo.

34 2009-S 455

BY Paiva-Weed

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING
THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE
CENTER

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the act, seconded by Representatives Ruggiero, Coderre, Menard, and many other members of the House.

By unanimous consent, Representative Ruggiero seconded by Representatives Giannini offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- S 455

AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE DEPARTMENT OF
CORRECTIONS INTAKE SERVICE CENTER

Mr. Speaker:

I hereby move to amend 2009 -- S 455, entitled "AN ACT RELATING TO GENERAL ASSEMBLY - RENAMING THE DEPARTMENT OF CORRECTIONS INTAKE SERVICE CENTER", as follows:

1. On page 1, line 4, by deleting the name "Travisano" and inserting in place thereof the name "Travisono".

2. On page 1, line 5, by deleting the name "Travisano" and inserting in place thereof the name "Travisono".

3. On page 1, line 6, by deleting the name "Travisano" and inserting in place thereof the name "Travisono".

Respectfully submitted,

REPRESENTATIVE RUGGIERO

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LC01897/2
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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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

35 2009-S 715**BY Maselli****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
HISTORIAN LAUREATE OF RHODE ISLAND

Committee on Constituent Services recommends passage in concurrence.

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

Representatives Trillo, Giannini, Petrarca, Caprio, Almeida, and M. Rice discuss the act.

Representative Fox moves to recommit, seconded by Representative Trillo. There is no objection.

Read and recommitted to the Committee on Constituent Services.

36 2009-S 920**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the act, seconded by Representatives Corvese, Caprio, and Walsh.

Representatives Trillo and Menard discuss the act.

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williamson.

NAYS - 4: Representatives Driver, Newberry, Trillo, Winfield.

37 2009-S 997 SUB A**BY Tassoni****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- LOW AND
MODERATE INCOME HOUSING

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

Majority Leader Fox moves to recommit, seconded by Representative Williamson. There is no objection.

Read and recommitted to the Committee on Constituent Services.

38 2009-S 1019

BY Crowley

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE
ESTABLISHMENT OF A HEALTH CARE CONSULTANT
PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE
STATE OF RHODE ISLAND

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the resolution, seconded by Representative Gallison.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williamson, Winfield.

NAYS - 0.

39 2009-S 242 SUB A as amended

BY Perry

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL
ASSISTANCE--LONG-TERM CARE AND FINANCE REFORM

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

Representative McNamara moves passage of the act, seconded by Representative Sullivan.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie,

Handy, Hearn, Jackson, Kennedy, MacBeth, Malik, Marcello, Mattiello, McNamara, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 2: Representatives Driver, Ehrhardt.

40 2009-S 553

BY Walaska

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
HEARING AID DEALERS AND FITTERS

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

Representative McNamara moves passage of the act, seconded by Representatives Carter and Handy.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 1: Representative Trillo.

41 2009-S 728

BY Pichardo

ENTITLED, AN ACT RELATING TO EDUCATION

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

Representative McNamara moves passage of the act, seconded by Representatives Fox and Ruggiero.

Representatives Driver, McNamara, and Menard discuss the act.

Read and passed, in concurrence, on a roll call vote, 50 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie,

Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Segal, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Driver, Menard, O'Neill, Schadone, Trillo.

REQUESTS

Representatives Corvese and Serpa requests the journal to reflect that if they had voted on (09-S 728 in concurrence), they would have voted in the affirmative.

42 2009-S 232 SUB B

BY DiPalma

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
ESTABLISHING A GREEN BUILDINGS ACT

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 Edwards, A. Rice, M. Rice, Wasylyk, Martin, Walsh, and many other members of the House.

Representatives Trillo and A. Rice discuss the act.

NOW PRESIDING

At 10:10 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Deputy Speaker O'Neill.

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, 54 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Driver, Serpa, Trillo.

43 2009-S 905

BY Walaska

ENTITLED, AN ACT RELATING TO TAXATION - RESIDENTIAL
RENEWABLE ENERGY SYSTEM TAX CREDIT

Committee on Environment and Natural Resources recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 54: Representatives Ajello, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Trillo.

44 2009-S 501 SUB A

BY Felag

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

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

Representative Carter moves passage of the act, seconded by Representatives Fellela, MacBeth, Edwards and Malik.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

45 2009-S 39 as amended

BY Metts

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage as amended in concurrence.

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

Read and passed, as amended, in concurrence, on a roll call vote, 51 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 51: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Fierro, Fox, Gallison, Gemma, Guthrie, Handy, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Carnevale, DaSilva, Gablinske.

46 2009-S 86 SUB B

BY Perry

**ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE
AND EXECUTION**

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

Representative Lally moves passage of the act, seconded by Representative Segal

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, 47 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 47: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Guthrie, Handy, Jackson, Kennedy, Lally, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 9: Representatives Brien, DaSilva, Ehrhardt, Gablinske, Hearn, Marcello, Newberry, Trillo, Winfield.

49 2009-S 290 SUB B

BY Blais

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
SMALL BUSINESS REGULATORY FAIRNESS IN
ADMINISTRATIVE PROCEDURES**

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 Representative Pacheco.

By unanimous consent, Representative Kennedy, seconded by Representative Pacheco, offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2009 -- S 290 SUBSTITUTE B
RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS
REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES

Mr. Speaker:

I hereby move to amend 2009 -- S 290 SUBSTITUTE B, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES", as follows:

"SECTION 1. Title 42 of the General Laws entitled "STATE AFFAIRS AND GOVERNMENT" is hereby amended by adding thereto the following chapter:

CHAPTER 35.1

SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES

42-35.1-1. Legislative findings. – The general assembly finds and declares that:

(1) A vibrant and growing small business sector is critical to creating jobs in a dynamic economy;

(2) Small businesses bear a disproportionate share of regulatory costs and burdens;

(3) Fundamental changes that are needed in the regulatory and enforcement culture of state agencies to make them more responsive to small business can be made without compromising the statutory missions of the agencies;

(4) When adopting regulations to protect the health, safety, and economic welfare of Rhode Island state agencies should seek to achieve statutory goals as effectively and efficiently as possible without imposing unnecessary burdens on small employers;

(5) Uniform regulatory and reporting requirements can impose unnecessary and disproportionately burdensome demands including legal, accounting and consulting costs upon small businesses with limited resources;

(6) The failure to recognize differences in the scale and resources of regulated businesses can adversely affect competition in the marketplace, discourage innovation, and restrict improvements in productivity;

(7) Unnecessary regulations create entry barriers in many industries and discourage potential entrepreneurs from introducing beneficial products and processes;

(8) The practice of treating all regulated businesses as equivalent may lead to inefficient use of regulatory agency resources, enforcement problems, and in some cases, to actions inconsistent with the legislative intent of health, safety, environmental, and economic welfare legislation;

(9) Alternative regulatory approaches which do not conflict with the stated objective of applicable statutes may be available to minimize the significant economic impact of rules on small businesses;

(10) The process by which state regulations are developed and adopted should be reformed to require agencies to solicit the ideas and comments of small businesses, to examine

the impact of proposed and existing rules on such businesses, and to review the continued need for existing rules.

42-35.1-2. Definitions. – As used in this section:

(1) "Agency" means each state board, commission, department, or officer authorized by law to make regulations or to determine contested cases;

(2) "Proposed regulation" means a proposal by an agency for a new regulation or for a change in, addition to, or repeal of an existing regulation;

(3) "Regulation" means each agency statement of general applicability, without regard to its designation, that implements, interprets, or prescribes law or policy, or describes the organization, procedure, or practice requirements of agency. The term includes the amendment or repeal of a prior regulation but does not include: (i) Statements concerning only the internal management of any agency and not affecting private rights of procedures available to the public, (ii) Declaratory ruling; (iii) Intra-agency or interagency memoranda; (iv) An order;

(4) "Small business" shall have the same meaning as in section 42-35-1.

42-35.1-3. Economic Impact statements. – (a) Prior to the adoption of any proposed regulation that may have an adverse impact on small businesses, each agency shall prepare an economic impact statements that includes the following:

(1) An identification and estimate of the number of the small businesses subject to the proposed regulation;

(2) The projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record;

(3) A statement of the probable effect on impacted small businesses;

(4) A description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation.

(b) The economic impact statement required herein shall be published in guide form as well as posted on the department of administration and the of economic development corporation websites. The guide should be published and/or posted on or around the same date as the regulation change and shall include a description of actions need by the small business to meet the requirement of the regulation.

42-35.1-4. Regulatory flexibility – Flexibility analysis required. – (a) Notwithstanding any general or public law to the contrary, prior to the adoption of any proposed regulation on and after January 1, 2010, each agency shall prepare a regulatory flexibility analysis in which the agency shall, where consistent with health, safety, environmental, and economic welfare consider utilizing regulatory methods that will accomplish the objectives of applicable statutes while minimizing adverse impact on small businesses. The agency shall consider, without limitation, each of the following methods of reducing the impact of the proposed regulation on small businesses:

(1) The establishment of less stringent compliance or reporting requirements for small businesses;

(2) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;

(3) The consolidation or simplification of compliance or reporting requirements for small businesses;

(4) The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and

(5) The exemption of small businesses from all or any part of the requirements contained in the proposed regulation.

(b) Prior to the adoption of any proposed regulation that may have an adverse impact on small businesses each agency shall notify the economic development corporation of its intent to adopt the proposed regulation. The economic development corporation shall advise and assist agencies in complying with the provisions of this section.

42-35.1-5. Small business enforcement ombudsman. – (a) The director of the economic development corporation shall designate an existing staff member as a "small business regulatory enforcement ombudsman", who shall report directly to the director.

(b) The ombudsman shall:

(1) Work with each agency with regulatory authority over small businesses to ensure that small business concerns that receive or are subject to an audit, on-site inspection, compliance assistance effort, or other enforcement related communication or contact by agency personnel are provided with a means to comment on the enforcement activity conducted by such personnel;

(2) Establish means to receive comments from small business concerns regarding actions by agency employees conducting compliance or enforcement activities;

(3) Within six (6) months of appointment, work with each regulating entity to develop and publish reporting policies;

(4) Based on substantiated comments received from small business concerns the ombudsman shall annually report to the general assembly and affected agencies evaluating the enforcement activities of agency personnel including a rating of the responsiveness of the regulatory agencies policies;

(5) Coordinate and report annually on the activities, findings and recommendations to the general assembly and the directors of affected agencies; and

(6) Provide the affected agency with an opportunity to comment on reports prepared pursuant to this chapter, and include a section of the final report in which the affected agency may make such comments as are not addressed by the ombudsman.

42-35.1-6. Judicial review. – For any regulation subject to this section, a small business that is adversely affected or aggrieved by final agency action is entitled to judicial review of agency compliance with the requirements of this section. Proceedings for review shall be conducted in accordance with section 42-35-15.

42-35.1-7. Expenses. – The director of administration shall annually appropriate such sums as it may deem necessary to carry out the provisions of this chapter.

42-35.1-8. Severability. – If any clause, sentence, paragraph, or part of this chapter or the application thereof to any person or circumstance shall, for any reason, be judged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this chapter or its application to other persons or circumstances.

SECTION 2. Section 42-91-3 of the General Laws in Chapter 42-91 entitled "Small Business Advocacy Council" is hereby amended to read as follows:

42-91-3. Purpose and duties. -- (a) The purpose of the council shall be to develop those specific and comprehensive recommendations for executive and legislative action as may be necessary and proper to maintain and encourage the continued viability of small businesses in the state. To enable it to carry out that purpose, the council shall study the following matters and any others it deems appropriate:

(1) The problems and needs of small businesses.

(2) The role of small businesses in creating jobs, and what will assist small businesses in

carrying out that role.

(3) The status of women and minorities as small business owners.

(4) The rules and regulations of the various departments, boards, and agencies of state and local government that affect small businesses.

(5) The policies, practices, and procedures of governmental bodies in dealing with small businesses.

(6) The communication of information concerning state and federal programs that may provide assistance to small businesses.

(7) The promotion of a continuing dialogue between government and small business.

(b) The council is empowered to appoint subcommittees to study specialized areas of concern and to report their findings to the council.

(c) The council is empowered to seek the advice and assistance of the United States Small Business Association, the United States Small Business Development Center, members of local small business associations, and members of small business councils of chambers of commerce.

(d) All departments, boards, and agencies of the state shall cooperate with the council and furnish any advice and information, documentary and otherwise, that may be necessary or desirable to facilitate the purposes of this chapter.

(e) The council shall:

(1) Advise the ombudsman established pursuant to section 42-35.1-5 on matters of concern to small businesses relating to the enforcement activities of agencies;

(2) Report to the ombudsman on substantiated instances of enforcement actions of agencies against small business concerns including any findings or recommendations of the council as to agency enforcement policies or practices;

(3) Prior to publication, provide comment on the annual report of the ombudsman prepared under section 42-35.1-3.

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

Respectfully submitted,

REPRESENTATIVE KENNEDY

=====

LC00695/4

=====

Representative Kennedy discusses the amendment.

The motion to amend prevails on a roll call vote 53 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 53: Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 0.

The bill marked Substitute “B” is read and passed, as amended and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 1: Representative Trillo.

50 2009-S 324

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS BY
AND AGAINST TOWNS

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

59 2009-S 395 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION

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

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

The bill marked Substitute “A” is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

60 2009-S 937

BY Tassoni

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS -
OVERTIME CALCULATION

Committee on Labor recommends passage in concurrence.

Representative Corvese moves passage of the act, seconded by Representatives Gablinske and Guthrie.

Read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

61 2009-S 1035

BY Maselli

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF
THE SPECIAL JOINT COMMISSION TO STUDY THE
UNDERGROUND ECONOMY AND EMPLOYEE
MISCLASSIFICATION

Committee on Labor recommends passage in concurrence.

Representative Corvese moves passage of the resolution, seconded by Representatives Newberry and Gablinske.

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

YEAS - 57: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

62 2009-S 413 SUB A

BY Lenihan

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND
EDUCATION BUILDING CORPORATION

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

Majority Leader Fox moves to recommit, seconded by Representative Williamson. There is no objection.

Read and recommitted to the Committee on Finance.

65 2009-S 734 SUB A as amended

BY Algieri

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF
ACCOUNTS

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

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

67 2009-S 953**BY Fogarty P****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
HOME PROPANE GAS SALES

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 57: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Newberry.

68 2009-S 990**BY O'Neill E****ENTITLED,** AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND
PERSONAL PROPERTY OF RING RETIREES ASSOCIATION

Committee on Veterans' Affairs recommends passage in concurrence.

Representative Carter moves passage of the act, seconded by Representatives Gemma, Gallison, Edwards, and Giannini.

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

YEAS - 58: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

69 2009-S 872**BY Raptakis****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE
SAFETY CODE -- GENERAL PROVISIONS

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Marcello, Serpa, MacBeth and Carter.

Read and passed, in concurrence, on a roll call vote, 49 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 49: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Edwards, Fierro, Segal.

REQUEST

Representative Segal requests the journal to reflect that he had voted incorrectly on (09-S 872 in concurrence), he should have voted in the affirmative.

70 2009-H 6110 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, October 30, 2009.

71 2009-S 945 SUB A

BY Felag

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

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

Representative Costantino moves passage of the act, seconded by Representatives Malik, Carter, Fox, Ehrhardt, M. Rice and many other members of the House.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Silva, Sullivan, Trillo, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

HOLD ON DESK

The Honorable Speaker Murphy request to hold # 71. (09S-945 SUB A) on the desk. There is no objection.

72 2009-S 1060

BY Connors

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
VIDEO LOTTERY TERMINAL

Committee on Finance recommends passage in concurrence.

Representative Costantino moves passage of the act, seconded by Representatives Menard, Petrarca, Gemma, Carnevale, McNamara and many other members of the House.

Representatives Petrarca, Driver, Costantino and Trillo discuss the act.

Representative Menard rises on point of order for Representative Trillo to speak germane to the act. The Honorable Speaker Murphy rules for Representative Trillo to speak germane to the act.

Representative Trillo continues discussion on the act.

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 3: Representatives Driver, Trillo, Williamson.

REQUEST

Representative Newberry requests the journal to reflect that if he had voted on (09-S 1060 in concurrence), he would have voted in the affirmative.

HOLD ON DESK

The Honorable Speaker Murphy request to hold # 72. (09S-1060 in concurrence) on the desk. There is no objection.

73 2009-S 237 as amended**BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
DIVISION OF MOTOR VEHICLES

Committee on Municipal Government recommends passage as amended.

Representative Gallison moves passage of the act, seconded by Representatives Caprio, Kennedy, Malik and Azzinaro.

Representatives Newberry discusses the act.

NOW PRESIDING

At 10:22 o'clock P.M. the Honorable Deputy Speaker O'Neill yields the rostrum to the Honorable Speaker Murphy

Representatives Azzinaro, Malik, Gemma, Driver, M. Rice, Kennedy, Carter, Walsh and Trillo discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 54 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 5: Representatives Driver, Ehrhardt, Loughlin, Newberry, Trillo.

HOUSE ADDITIONAL BUSINESS**House Bill No. 6458****BY** Fox, Ehrhardt, Walsh, Ruggiero, Rice A**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (would amend certain provisions of the general laws pertaining to long-term contracting standards for the development of renewable energy relative to contracts with the town of New Shoreham) {LC3037/1}

Majority Leader Fox moves passage of the act, seconded by Representatives Ehrhardt, M. Rice, Gablinske, Malik, DaSilva, A. Rice, Kilmartin, Gemma, Ruggiero, Walsh, Giannini and many other members of the House.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09H 6458), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

COMMUNICATION FROM THE SENATE

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

House Bill No. 6226 as amended

BY Kilmartin, Rice M, Gallison, Naughton, Malik

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE (would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the state without first obtaining a license) {LC2693/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, as amended, in concurrence on a motion of Majority Leader Fox seconded by Representative Kilmartin on a roll call vote, 38 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Handy, Hearn, Kennedy, Kilmartin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, O'Neill, Pacheco, Pollard, Rice, M., Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 9: Representatives Jackson, Loughlin, Menard, Newberry, Petrarca, Rice, A., Schadone, Trillo, Walsh.

REQUESTS

Representatives MacBeth and Wasylyk requests the journal to reflect that they had voted incorrectly on (09-H 6226, as amended, in concurrence), they should have voted in the negative.

Representative Ruggiero requests the journal to reflect that if she had voted on (09-H 6226, as amended, in concurrence), she would have voted in the negative.

TRANSMITTAL

By unanimous consent, (09H 6226 as amended, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 6245 SUB A as amended

BY Walsh, Fox, Gallison, Malik, Ferri

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION (would increase the number of the members of the economic development corporation & would also create a permanent joint oversight committee on economic development) {LC2745/1/A}

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

Representative Newberry discusses the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Azzinaro, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09H 6245 SUB A as amended, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 6309 as amended

BY Kennedy

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING (would extend the expiration date for the Housing Act of 2004 Implementation Oversight Commission to March 31, 2010.) {LC2858/1}

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

Read and passed, as amended, in concurrence, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Edwards, Fellela.

House Bill No. 6195 SUB B as amended

BY Azzinaro, Walsh, Kennedy

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS -- TOWN OF WESTERLY (would reduce the membership of the housing board of review of the town of Westerly to three members) {LC2597/1/B}

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

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09H 6195 SUB B as amended, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 6316 SUB A**BY** Gallison, Gablinske, Malik, Rice A, Martin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT CONVENTION AND VISITORS' BUREAU (would expand the composition of the Newport County Convention and Visitors' Bureau to include representatives from Warren, Bristol and Barrington. It would also expand its jurisdiction to include Bristol County.) {LC2853/2/A}

Majority Leader Fox moves passage of the act, seconded by Representatives Gallison, Jackson, Martin 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, 55 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Trillo.

TRANSMITTAL

By unanimous consent, (09H 6316 SUB A in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 5451 SUB B**BY** Pacheco, McCauley, Ehrhardt, Williams, Fierro**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION {LC1303/1/B}

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

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello,

Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Driver, Newberry, Trillo.

TRANSMITTAL

By unanimous consent, (09H 5451 SUB B, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 5657 SUB B

BY Ruggiero, Gallison, Rice M, Pacheco, Ajello

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- REAL ESTATE SALES DISCLOSURES (would amend the real estate sales disclosure requirements to make specific reference to conservation and preservation easements and restrictions) {LC1571/1/B}

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

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09H 5657 SUB B, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 5453 SUB B as amended

BY Kennedy, Naughton, Gemma

ENTITLED, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS (would allow for the rental of health care providers' services and contractual discounts, while ensuring that network access information is available to health care providers) {LC1039/1/B}

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

The bill marked Substitute “B” is read and passed, as amended, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

REQUEST

Representative A. Rice requests the journal to reflect that if she had voted on (09-H 5453 SUB B as amended, in concurrence), she would have voted in the affirmative.

TRANSMITTAL

By unanimous consent, (09H 5453 SUB B, as amended, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

House Bill No. 5653 SUB A as amended

BY McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT (would establish minimum standards for the licensing of "assisted living residences- adult foster care") {LC1902/1/A}

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

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Ehrhardt, Loughlin, Newberry, Trillo.

TRANSMITTAL

By unanimous consent, (09H 5653 SUB A, as amended, in concurrence), on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

Senate Bill No. 76

BY Blais, Miller, Maher

ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (would allow an individual to subtract from federal adjusted gross income up to \$10,000 if he/she, while living, donates one of his/her organs to another human being for human organ transplantation. This act would take effect upon passage.) {LC360/1}

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

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-76 in concurrence) on the desk. There is no objection.

HOUSE ADDITIONAL BUSINESS**Senate Resolution No. 1051**

BY Ruggerio, DaPonte, Goodwin, Tassoni

ENTITLED, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC3005/1}

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

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo,

Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Williams, Williamson, Winfield.

NAYS - 2: Representatives Driver, Newberry.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1051 in concurrence) on the desk. There is no objection.

Senate Bill No. 1052

BY Lanzi, Connors, Paiva-Weed, Gallo

ENTITLED, AN ACT RELATING TO EDUCATION -- HIGHER EDUCATION {LC3011/1}

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

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

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Gemma requests the journal to reflect that if he had voted on (09-S 1052, in concurrence), he would have voted in the affirmative.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1052 in concurrence) on the desk. There is no objection.

Senate Bill No. 1053

BY Goodwin, Paiva-Weed, Sosnowski, Perry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BLOOD BANK SERVICES {LC3006/1}

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

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Corvese requests the journal to reflect that if he had voted on (09-S 1053, in concurrence), he would have voted in the affirmative.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1053 in concurrence) on the desk. There is no objection.

Senate Bill No. 1054

BY Pichardo

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
TEMPORARY EMPLOYEES {LC3015/1}

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

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Brien, Loughlin, Newberry, Trillo.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1054 in concurrence) on the desk. There is no objection.

Senate Resolution No. 1055**BY** Gallo, Connors

ENTITLED, JOINT RESOLUTION SUPPORTING THE FEDERAL "RACE TO THE TOP" GRANT PROGRAM AND URGING THE GOVERNOR AND THE RHODE ISLAND DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO SUBMIT A COMPETITIVE APPLICATION TO PURSUE THE FOUR REFORMS AS OUTLINED **BY** THE UNITED STATES DEPARTMENT OF EDUCATION {LC3009/1}

Majority Leader Fox moves passage of the resolution, seconded by Representative Giannini.

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

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 0.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1055, in concurrence) on the desk. There is no objection.

Senate Bill No. 1056**BY** Crowley

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF CHRISTIAN BROTHERS OF PAWTUCKET {LC2962/1}

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

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Bill No. 1059**BY** Goodwin**ENTITLED**, AN ACT RELATING TO LABOR -- THE EMPLOYMENT OF MINORS -- ADULT ENTERTAINMENT {LC3047/1}

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

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Resolution No. 1061**BY** DaPonte, Connors, Ruggerio, DiPalma, Ciccone**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR TO SUBMIT A RECOMMENDED CORRECTIVE ACTION PLAN FOR FY 2010**BY** NOVEMBER 16, 2009 {LC3046/1}

Majority Leader Fox moves passage of the resolution, seconded by Representative Costantino.

Representative Trillo discusses the resolution.

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Ehrhardt, Loughlin, Trillo.

Senate Bill No. 1063**BY** Pinga**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3043/1}

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

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Bill No. 1064

BY Maher

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3044/1}

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

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Bill No. 1065

BY Maher

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3039/1}

Majority Leader Fox moves passage of the act, seconded by Representatives Driver, Carter and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Loughlin.

HOLD ON DESK

The Honorable Speaker Murphy request to hold (09S-1065, in concurrence) on the desk. There is no objection.

REQUEST

Representative Trillo requests the journal to reflect that he had incorrectly voted on (09-S 1065), he should have voted in the negative.

Senate Bill No. 1066

BY Sosnowski, Miller, Ruggerio, Paiva-Weed, Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC3042/1}

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

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Bill No. 866 SUB A as amended

BY Perry, Miller, Sosnowski, Sheehan, Pichardo

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC2303/2/A}

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 2: Representatives Loughlin, Newberry.

Senate Bill No. 1069

BY Sosnowski

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS
SECTION 16-7-44 APPROVING THE ISSUANCE OF \$2,200,000 BONDS

BY THE TOWN OF SOUTH KINGSTOWN TO FINANCE IMPROVEMENTS TO SCHOOLS
AND SCHOOL FACILITIES {LC3049/1}

Majority Leader Fox moves passage of the act, seconded by Representatives Carter, Walsh and many other members of the House.

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

COMMUNICATION FROM THE SENATE

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

House Bill No. 5906 SUB A as amended

BY Serpa, Silva, Mattiello, Vaudreuil

ENTITLED, AN ACT RELATING TO PROPERTY - CONDOMINIUM MANAGEMENT
{LC1818/1/A}

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

Representatives Loughlin, Newberry and Fox discuss the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 52: Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williamson, Winfield.

NAYS - 3: Representatives Ehrhardt, Loughlin, Newberry.

House Bill No. 6034 as amended

BY Williamson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES {LC2307/1}

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

Read and passed, as amended, in concurrence, on a roll call vote, 55 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 1: Representative Trillo.

House Bill No. 5044 SUB B

BY Giannini, Coderre E, Melo, Gemma, Fellela

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS (define the crime of prostitution to include any location, would create punishments for individuals who would attempt to procure the services of a prostitute, would define the crime of permitting prostitution within a premise) {LC32/2/B}

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

Representative Driver discusses the act.

The bill marked Substitute “B” is read and passed, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 46: Representatives Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Serpa, Silva, Sullivan, Trillo, Wasylyk, Williamson.

NAYS - 9: Representatives Ajello, Driver, Ferri, Fierro, Gemma, Petrarca, Segal, Walsh, Williams.

REQUEST

Representative Handy requests the journal to reflect that he had incorrectly voted on (09-H 5044 SUB B, in concurrence), he should have voted in the negative.

House Bill No. 5289 as amended

BY Gallison, Gablinske, Hearn, Malik, O'Neill JP

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - ALCOHOL BOATING SAFETY (would increase the penalties for persons under the age of 21 who operate watercraft while under the influence of intoxicating liquor.) {LC909/1}

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

Read and passed, as amended, in concurrence, on a roll call vote, 51 members voting in the affirmative and 0 member voting in the negative as follows.

YEAS - 51: Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williamson.

NAYS - 0.

House Bill No. 5661 SUB B

BY Giannini, DaSilva, Corvese, Petrarca, Gablinske

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE (would mandate a fine of no less than forty thousand dollars (\$40,000) and imprisonment for up to life for anyone found guilty of sex trafficking of a minor) {LC1936/1/B}

Majority Leader Fox moves passage of the act, seconded by Representatives Giannini and Gemma.

The bill marked Substitute “B” is read and passed, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Winfield.

NAYS - 0.

House Bill No. 6318 SUB A as amended

BY Kennedy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES (would create the small business regulatory fairness in administrative procedures chapter designed to reduce the burden of unfair regulations on small business.) {LC2917/1/A}

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

Representatives Driver and Fox discuss the act.

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 50 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 50: Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Pollard, Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 5895 SUB A

BY Corvese, Brien, Melo

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- UNIFORM FOREIGN MONEY CLAIMS ACT {LC683/1/A}

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

The bill marked Substitute “A” is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 5902 SUB A (Attorney General)

BY Sullivan, Kilmartin, Guthrie

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS {LC1782/2/A}

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

The bill marked Substitute “A” is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 6013 SUB A as amended

BY Azzinaro, Walsh, Kennedy

ENTITLED, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS OF THE TOWN OF WESTERLY {LC2140/1/A}

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

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 45: Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie,

Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Martin, Mattiello, Melo, Menard, Newberry, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Winfield.

NAYS - 0.

REQUEST

Representative Ferri requests the journal to reflect that if he had voted on (09-S6013 SUB A, as amended), he would have voted in the affirmative.

AT EASE

At 11:41 o'clock P.M. the Honorable Speaker Murphy declares the House to be at ease.

ORDER

At 11:50 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

ADDITIONAL BUSINESS

Senate Bill No. 1071

BY Blais, Perry

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - TRAFFICKING IN DEXTROMETHORPHAN {LC3055/1}

Representative McNamara moves passage of the act, seconded by Representative DeSimone.

Representatives MacBeth and McNamara discuss the act.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 52: Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk.

NAYS - 1: Representative Costantino.

Senate Bill No. 290 SUB B as amended

BY Blais, Cote, Maselli, Walaska

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES {LC695/1/B}

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

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

YEAS - 53: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gallison, Gemma, Giannini, Handy, Hearn, Kennedy, Kilmartin, Loughlin, MacBeth, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

COMMUNICATION FROM THE SENATE

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

House Bill No. 5273 SUB B as amended

BY Kennedy, Lally, Azzinaro, Caprio D, Rice M

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC844/1/B}

Representative Kennedy moves passage of the act, seconded by Representatives DaSilva, McNamara and many other members of the House.

The bill marked Substitute “B” is read and passed, in concurrence and the original bill and the bill marked Substitute “A” indefinitely postponed, on a roll call vote, 49 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 49: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Hearn, Jackson, Kennedy, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Pollard, Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Kilmartin, Winfield.

TRANSMITTAL

By unanimous consent, (09-H 5273 SUB B, as amended) on the Clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

FROM THE DESK**Senate Bill No. 1065****BY** Maher**ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3039/1}

Representative Menard moves to reconsider, seconded by Representative Carter.

The motion to reconsider prevails on a roll call vote, 56 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Driver.

Representative Menard moves to recommit seconded by Representatives Carter and Gallison.

Representatives Driver, Menard, Carter and Gemma discuss the motion to recommit.

Representative Menard withdraws his motion to recommit.

Representative Menard moves passage of the act, seconded by Representative Driver. The act prevails on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

COMMUNICATION FROM THE SENATE

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

House Bill No. 6304 SUB A**BY** Sullivan, Watson, Guthrie**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - BIG RIVER RESERVOIR MORATORIUM {LC2836/1/A}

Representative Sullivan moves passage of the act, seconded by Representatives Guthrie, Handy, Rice, Winfield, Gemma, Serpa and many other members of the House.

Representatives Driver and Sullivan discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Serpa, Silva, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

By unanimous consent, (09H 6304 SUB A, in concurrence), on the Clerk's desk is, ordered to be transmitted to the His Excellency the Governor, forthwith.

Senate Resolution No. 1072**BY** Connors, Algieri**ENTITLED**, JOINT RESOLUTION DECLARING AND CONSENTING TO A RECESS OF THE GENERAL ASSEMBLY {LC3052/1}

Majority Leader Fox moves passage of the resolution, seconded by Representatives Trillo, Loughlin and many other members of the House by unanimous consent on a voice vote.

ANNOUNCEMENTS

Representative Serpa congratulates Representative Williamson on being inducted to the West Warwick High School Hall of Fame.

Representative McNamara congratulates Aine McLaughlin on becoming a semi-finalist as a Merit Scholar.

Representative Costantino announces tonight will be Cynthia Needham's last night at the State House. She has a new assignment in Economic Development for the State of Rhode Island with the Providence Journal.

Representative Winfield wishes Alisa Sarkisian goodbye and good luck. Majority Leader Fox thanks Alisa for her many dedicated and pleasurable years of service and wishes her the best.

The Honorable Speaker Murphy, Majority Leader Fox and Representative Martin congratulate Representative Jackson on receiving the Democrat of the Year Award in Newport.

Majority Leader Fox announces the retirement of Representative Coderre.

GUESTS

Representative Ruggiero welcomes Ruth Joseph of the Met School in Newport to the House Chamber as a guest.

Representative O'Neill welcomes Olivia Davis-Wilson and her mother Jennifer Davis to the House as guests.

At 4:18 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to Representatives Sullivan and Guthrie.

By unanimous consent, Representative Sullivan addresses the members of the House and welcomes to the House Ray Gandy and his family. Representatives Sullivan and Guthrie congratulate Ray Gandy on becoming the 1st Rhode Islander to swim the English Channel.

By unanimous consent, Ray Gandy addresses the members of the House.

At 4:25 o'clock P.M. the Honorable Speaker Murphy returns to the rostrum.

RECESS

At 12:32 o'clock A.M. on Friday, October 30, 2009 on motion of Representative Williamson, and as a further mark of respect to the memory of William A. Sassi, Jr.; on motion of Representative Mattiello, and as a further mark of respect to the memory of Alfredo Montalvo; on motion of Representative San Bento and as a further mark of respect to the memory of Pearl Yacavone; on motion of Representative Martin, and as a further mark of respect to the memory of Detective John "Okie" Connell ; on motion of Representative Ruggiero, and as a further mark of respect to the memory of Susan Foote; on motion of Representative Williamson, and as a further mark of respect to the memory of Steven Johanson; on motion of Representative Giannini, and as a further mark of respect to the memory of Robert Doorley; on motion of Representative Corvese, and as a further mark of respect to the memory of Stephen Evangelista; on motion of Representatives Jackson and Fox and as a further mark of respect to the memory of Mark Weed, husband of Senate President Senator M. Teresa Paiva Weed seconded by Representatives Carter and Trillo the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX**INVOCATION****REPRESENTATIVE DEBORAH A. FELLELA**

Dear God, bless our efforts as we labor in this chamber to solve the problems and meet the needs of the people of Rhode Island. Strengthen our resolve to do that which is best for all the people, even though it may not be popular. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

House Bill No. 5088 SUB A

BY Costantino, Fox, Slater, Ajello, Williams

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - LOCATION OF GAS REGULATORS AND GAS METERS {LC47/1/A}

House Bill No. 5199 SUB A as amended

BY Kennedy, San Bento, Gemma, Lima, Coderre E

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT {LC252/1/A}

House Bill No. 5415 SUB B

BY Naughton, McNamara

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY (would add a new chapter on the prevention and supervision of contagious diseases, specifically HIV/AIDS and make technical amendments affected by that new chapter) {LC1238/2/B}

House Bill No. 5479 SUB B

BY McNamara, Guthrie, Ehrhardt

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would allow practitioners to write up to 3 separate prescriptions in Schedule II for up to a one-month supply and allow for a 90 day supply for prescriptions in Schedules IV and V) {LC1287/1/B}

House Bill No. 5797 SUB A as amended

BY Carnevale, Dennigan, Azzinaro, Gablinske, Newberry

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH {LC2003/1/A}

House Bill No. 5824 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE - MANDATED BENEFITS {LC1934/1/A}

House Bill No. 6034 as amended

BY Williamson

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES {LC2307/1}

House Bill No. 5289 as amended

BY Gallison, Gablinske, Hearn, Malik, O'Neill JP

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - ALCOHOL BOATING SAFETY (would increase the penalties for persons under the age of 21 who operate watercraft while under the influence of intoxicating liquor.) {LC909/1}

House Bill No. 5451 SUB B**BY** Pacheco, McCauley, Ehrhardt, Williams, Fierro**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION {LC1303/1/B}**House Bill No. 5453 SUB B as amended****BY** Kennedy, Naughton, Gemma**ENTITLED**, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS (would allow for the rental of health care providers' services and contractual discounts, while ensuring that network access information is available to health care providers) {LC1039/1/B}**House Bill No. 5653 SUB A as amended****BY** McNamara**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT (would establish minimum standards for the licensing of "assisted living residences- adult foster care") {LC1902/1/A}**House Bill No. 5657 SUB B****BY** Ruggiero, Gallison, Rice M, Pacheco, Ajello**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- REAL ESTATE SALES DISCLOSURES (would amend the real estate sales disclosure requirements to make specific reference to conservation and preservation easements and restrictions) {LC1571/1/B}**House Bill No. 5661 SUB B****BY** Giannini, DaSilva, Corvese, Petrarca, Gablinske**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - TRAFFICKING OF PERSONS AND INVOLUNTARY SERVITUDE (would mandate a fine of no less than forty thousand dollars (\$40,000) and imprisonment for up to life for anyone found guilty of sex trafficking of a minor) {LC1936/1/B}**House Bill No. 5823 SUB B****BY** Slater, Segal, Diaz**ENTITLED**, AN ACT RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES {LC2063/1/B}**House Bill No. 5895 SUB A****BY** Corvese, Brien, Melo**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- UNIFORM FOREIGN MONEY CLAIMS ACT {LC683/1/A}**House Bill No. 5902 SUB A (Attorney General)****BY** Sullivan, Kilmartin, Guthrie**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS {LC1782/2/A}

House Bill No. 5906 SUB A as amended
BY Serpa, Silva, Mattiello, Vaudreuil
ENTITLED, AN ACT RELATING TO PROPERTY - CONDOMINIUM MANAGEMENT {LC1818/1/A}

House Bill No. 6013 SUB A as amended
BY Azzinaro, Walsh, Kennedy
ENTITLED, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS OF THE TOWN OF WESTERLY {LC2140/1/A}

House Bill No. 6195 SUB B as amended
BY Azzinaro, Walsh, Kennedy
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- MINIMUM HOUSING STANDARDS -- TOWN OF WESTERLY (would reduce the membership of the housing board of review of the town of Westerly to three members) {LC2597/1/B}

House Bill No. 6226 as amended
BY Kilmartin, Rice M, Gallison, Naughton, Malik
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE (would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the state without first obtaining a license) {LC2693/1}

House Bill No. 6309 as amended
BY Kennedy
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING (would extend the expiration date for the Housing Act of 2004 Implementation Oversight Commission to March 31, 2010.) {LC2858/1}

House Bill No. 6316 SUB A
BY Gallison, Gablinske, Malik, Rice A, Martin
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT CONVENTION AND VISITORS' BUREAU (would expand the composition of the Newport County Convention and Visitors' Bureau to include representatives from Warren, Bristol and Barrington. It would also expand its jurisdiction to include Bristol County.) {LC2853/2/A}

House Bill No. 5044 SUB B
BY Giannini, Coderre E, Melo, Gemma, Fellela
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS (define the crime of prostitution to include any location, would create punishments for individuals who would attempt to procure the services of a prostitute, would define the crime of permitting prostitution within a premise) {LC32/2/B}

Senate Bill No. 456 SUB A
BY Goodwin, Connors
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION (would create a special registration plate for the New England Patriots Charitable Foundation.) {LC2016/2/A}

House Bill No. 6245 SUB A as amended

BY Walsh, Fox, Gallison, Malik, Ferri

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION (would increase the number of the members of the economic development corporation & would also create a permanent joint oversight committee on economic development) {LC2745/1/A}

House Bill No. 6318 SUB A as amended

BY Kennedy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES (would create the small business regulatory fairness in administrative procedures chapter designed to reduce the burden of unfair regulations on small business.) {LC2917/1/A}

Senate Bill No. 13 SUB A

BY Bates, Levesque C, Felag

ENTITLED, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING \$10,000,000 {LC56/1/A}

Senate Bill No. 39 as amended

BY Metts, Pichardo, Jabour, Levesque C, Perry

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would reduce the minimum sentences for crimes involving controlled substances.) {LC298/1}

Senate Bill No. 42

BY Ciccone, Jabour, Ruggerio

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - NORTH PROVIDENCE JUVENILE HEARING BOARD (would allow the town of North Providence to establish a juvenile hearing board.) {LC88/1}

Senate Bill No. 76

BY Blais, Miller, Maher

ENTITLED, AN ACT RELATING TO TAXATION - PERSONAL INCOME TAX (would allow an individual to subtract from federal adjusted gross income up to \$10,000 if he/she, while living, donates one of his/her organs to another human being for human organ transplantation. This act would take effect upon passage.) {LC360/1}

Senate Bill No. 160

BY Connors, Miller, Goodwin

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES (would permit buses and other motor vehicles owned & operated by the RI public transit authority to use traffic control signal preemption devices to prolong green traffic signals. {LC300/1}

Senate Bill No. 201**BY** Jabour, Levesque C, DeVall, Crowley, Cote**ENTITLED**, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE OFFICERS {LC868/1}**Senate Bill No. 211** as amended**BY** Ciccone, Tassoni, Ruggerio, Jabour**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES (would restrict the use of radio frequency identification devices for the purpose of tracking the movement or identity of a student while on school grounds, at school functions or while being transported to and from school grounds or functions.) {LC323/1}**Senate Bill No. 235** SUB A**BY** DiPalma, Paiva-Weed, Walaska, McBurney, Levesque C**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAX--LIABILITY AND COMPUTATION (would authorize Newport to pursue collection against delinquent hotel & motel taxpayers in the same manner as the city is permitted to collect delinquent property taxes.) {LC1120/1/A}**Senate Bill No. 242** SUB A as amended**BY** Perry, Miller, Sheehan, Crowley, Sosnowski**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE--LONG-TERM CARE AND FINANCE REFORM (would amend certain provisions relative to medical assistance, long-term care service and finance reform.) {LC1087/1/A}**Senate Bill No. 249** (Secretary of State)**BY** Jabour, Perry, Paiva-Weed, Bates, McBurney**ENTITLED**, AN ACT RELATING TO ELECTIONS - PARTY COMMITTEES AND CONVENTIONS (would require state committees of political parties to nominate candidates, when none had filed before the deadline, in the same location where the original declaration of candidacy should have filed) {LC1171/1}**Senate Bill No. 290** SUB B as amended**BY** Blais, Cote, Maselli, Walaska**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SMALL BUSINESS REGULATORY FAIRNESS IN ADMINISTRATIVE PROCEDURES {LC695/1/B}**Senate Bill No. 324****BY** Maselli, Tassoni, Ciccone**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS**BY AND AGAINST TOWNS** (would require cities, towns, and fire districts to indemnify officials for claims arising out of the performance of their official duties.) {LC1179/1}

Senate Bill No. 351 as amended

BY Sosnowski, Felag, Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY {LC1375/1}

Senate Bill No. 373 as amended

BY Lynch, Connors

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- ACCIDENTS AND ACCIDENT REPORTS (would include in the sanctions for failing to stop for an accident resulting in property damage a sentence of up to one year in prison, in addition to the sanctions currently in effect) {LC1449/1}

Senate Bill No. 378

BY Sosnowski, Felag, Walaska

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL ESTATE SALES DISCLOSURES (would clarify sellers disclosure requirements regarding conservation easements) {LC953/1}

Senate Bill No. 383 as amended

BY Walaska, McBurney, Raptakis, McCaffrey, Bates

ENTITLED, AN ACT RELATING TO ELECTIONS (act would identify and include communication access expenses to ensure participation by deaf and hard of hearing individuals as a permitted use of campaign funds) {LC1315/1}

Senate Bill No. 387 as amended (Business Regulation)

BY Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- EXAMINATIONS (would update the insurance laws to the most recent revision to the National Association of Insurance Commissioner Model Act and would add additional clarification to the financial analysis process) {LC1423/1}

Senate Bill No. 395 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO EDUCATION (would repeal certain provisions regarding the language associated with the ôRights and Duties of Teachers Generallyö regarding the dismissal of teachers in the towns of Woonsocket and Cumberland) {LC1783/4/A}

Senate Bill No. 405 (by request)

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION (would provide that any abatement of uncollectable taxes be approved by the director of revenue) {LC1458/1}

Senate Bill No. 408 as amended

BY Pichardo, Sosnowski, Gallo, Crowley, Doyle

ENTITLED, AN ACT RELATING TO TAXATION - CIGARETTE TAX (would provide that no license or permit to sell cigarettes would be issued or renewed unless the licensee has paid all current, fees, fines or other outstanding charges) {LC1740/1}

Senate Bill No. 463 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (would add policy standards for group life ins. contracts issued in RI. The bill is based upon the Nat. Ass. of Ins. Comm. Group Life Insurance Model Act. These or substantially similar standards have been adopted in 48 states.) {LC1324/1/A}

Senate Bill No. 465 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE {LC1413/1/A}

Senate Bill No. 472 Chapter 79 (Public Utilities)

BY Blais

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - REGULATORY POWERS OF ADMINISTRATION (would add two (2) months to the time prescribed for adjudicating rate filings.) {LC1331/1}
07/01/2009 Effective without Governor's signature

Senate Bill No. 493

BY Walaska

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS (would eliminate the requirement that Class 2 or 3 motorboats, as defined in the general laws, be provided with a bell.) {LC1319/1}

Senate Bill No. 501 SUB A

BY Felag, Tassoni, Bates, Levesque C, Ciccone

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF VETERANS' AFFAIRS {LC1950/1/A}

Senate Bill No. 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC1197/1}

Senate Bill No. 540 SUB A

BY Perry, Metts, Tassoni, Sosnowski, Miller

ENTITLED, AN ACT RELATING TO INSURANCE (would provide for mandatory coverage of FDA approved smoking cessation prescription medications and any generic substitute.) {LC1385/1/A}

Senate Bill No. 542 SUB A

BY Levesque C, Blais, Miller, Walaska

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REVISED UNIFORM ANATOMICAL GIFT ACT (would prohibit any physician, hospital or other health care provider from charging the donor's estate or family for any cost incurred in testing or removing a human organ or tissue from a donor.) {LC1469/1/A}

Senate Bill No. 543 SUB A as amended
BY Perry, Sosnowski, Miller, Levesque C, Sheehan
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - ASSISTED LIVING RESIDENCE LICENSING ACT (would establish minimum standards for the licensing of "assisted living residences- adult foster care.") {LC1509/3/A}

Senate Bill No. 546 as amended
BY Doyle
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH (would require the department of health to provide wallet license cards to health care professionals through its online license renewal service.) {LC1406/1}

Senate Bill No. 552 SUB A
BY Perry, Miller, McCaffrey, McBurney, Picard
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would allow practitioners to write up to three (3) separate prescriptions in Schedule II for up to a one-month supply and allow for a ninety (90) day supply for prescriptions in Schedules IV and V.) {LC1470/1/A}

Senate Bill No. 553
BY Walaska, Bates, Maselli, Lynch
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HEARING AID DEALERS AND FITTERS (would require that a receipt for a hearing aid includes language that the client has been informed about other technologies and services for the deaf and hard of hearing.) {LC1310/1}

Senate Bill No. 566 (State Police)
BY Blais, Tassoni
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMPUTER CRIME {LC1496/1}
03/26/2009 Committee recommended measure be held for further study

Senate Bill No. 572
BY Perry, Goodwin, Crowley, Lynch, Sosnowski
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT PROTECTIVE ORDERS (would create the parameters relative to sexual assault protective orders, including forms for such orders, penalties and appeals.) {LC1079/1}

Senate Bill No. 589 SUB A (Attorney General)
BY Raptakis, McBurney, Felag, Walaska, Maselli
ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS {LC413/2/A}

Senate Bill No. 611
BY Levesque C
ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS (would remove outdated language relating to the election of spousal benefits/presently, surviving

spouses of justices who retire pursuant to this section are already entitled to the same allowance irrespective of an election) {LC1994/1}

Senate Bill No. 667 SUB A (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE (omnibus bill which clarifies and amends certain sections of insurance law) {LC1325/1/A}

Senate Bill No. 681 (General Treasurer)

BY Felag, Bates, Walaska, Raptakis, Lynch

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - PRACTICE IN PROBATE COURTS (would provide that any medals awarded to United States military personnel and delivered to the general treasurer would not be offered for public sale, and would be returned to the owner or heirs of the owner) {LC1631/1}

Senate Bill No. 728

BY Pichardo, Jabour, Metts, Gallo

ENTITLED, AN ACT RELATING TO EDUCATION (would require the adoption and implementation of a formula to calculate information about "on-time" graduation from students in Rhode Island public high schools) {LC1566/1}

Senate Bill No. 734 SUB A as amended (Administration)

BY Algieri

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE - POST AUDIT OF ACCOUNTS (would provide that the bureau of audits would be responsible for performing audits and investigations of agencies based on risk assessment methodology) {LC1333/1/A}

Senate Bill No. 754 SUB A as amended

BY Maselli

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES (would address expiration periods pertaining to any approval, permit, variance or license issued pursuant to any state statute or municipal ordinance) {LC1482/1/A}

Senate Bill No. 818

BY Tassoni

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING \$1,000,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION {LC2195/1}

Senate Bill No. 853 SUB A

BY Ruggerio, Maselli, DaPonte, Doyle, Ciccone

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGULATION OF BUSINESS PRACTICES AMONG MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS, AND DEALERS (would amend various sections of the motor vehicle laws with respect to regulation of business practices among motor vehicle manufacturers, distributors and dealers.) {LC2393/2/A}

Senate Bill No. 855 SUB A**BY** Ruggerio, Lynch, Walaska, Felag**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --

REGISTRATION OF VEHICLES (would require that commencing on January 1, 2010, vehicle owners would be issued new reflective plates & that reissuance would be conducted no less than every 10 years. It would further delete the reference to "general issuance wave plate.")

{LC2396/1/A}

Senate Bill No. 872**BY** Raptakis, Blais, Maher, Walaska, Maselli**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - THE FIRE SAFETY CODE -- GENERAL PROVISIONS {LC2380/1}**Senate Bill No. 905****BY** Walaska, Bates, Algieri, Blais**ENTITLED**, AN ACT RELATING TO TAXATION - RESIDENTIAL RENEWABLE ENERGY SYSTEM TAX CREDIT {LC2394/1}**Senate Bill No. 920****BY** Paiva-Weed, Tassoni, Algieri, Sosnowski, Bates**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (would create a special registration plate for the Audubon Society of Rhode Island/Save the Bay.) {LC2568/1}**Senate Bill No. 926 (By Request)****BY** Algieri**ENTITLED**, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS OF THE TOWN OF WESTERLY {LC2629/1}**Senate Bill No. 932****BY** Tassoni**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND

VANDALISM (would make it a criminal offense to willfully cover or keep covered any public statue or monument.) {LC2632/1}

Senate Bill No. 937**BY** Tassoni**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - OVERTIME

CALCULATION (would create the "Rhode Island Construction Fair Remedy Act" in order to encourage the resolution of construction claims prior to litigation.) {LC2543/1}

Senate Bill No. 952**BY** Miller, Connors**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - TRANSFER OF VEHICLES {LC2691/1}

Senate Bill No. 953**BY** Fogarty P, Gallo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - HOME PROPANE GAS SALES (regulate retail contracts for the home sale of propane gas that offer guaranteed price plans/It would require that the contract clearly define in plain language the terms and conditions of the price plans and not cover a period longer than 12 months) {LC2675/1}

Senate Bill No. 971**BY** Sheehan, Lenihan

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE GILBERT STUART MEMORIAL, INC. (would increase the Gilbert Stuart Memorial, Inc.'s property tax exemption to eight million dollars (\$8,000,000).) {LC2757/1}

Senate Bill No. 973**BY** Algieri, Maher

ENTITLED, AN ACT RELATING TO THE CHARLESTOWN FIRE DISTRICT (would make certain changes to the charter of the Charlestown fire district.) {LC2646/1}

Senate Bill No. 976**BY** Algieri

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would provide that the Class B tavern liquor lic. of the Weekapaug Inn would not lapse during the period when the Inn is closed for renovations.) {LC2746/1}

Senate Bill No. 985**BY** O'Neill E, Connors

ENTITLED, AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930,

ENTITLED "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED {LC2795/1}

Senate Bill No. 986**BY** Sheehan, Lenihan

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE COCUMCUSSOC ASSOCIATION (would increase the Cocumcussoc Association's property tax exemption to eight million dollars (\$8,000,000).) {LC2702/1}

Senate Bill No. 990**BY** O'Neill E, Maher, Raptakis, Connors, Paiva-Weed

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF RING RETIREES ASSOCIATION {LC2794/1}

Senate Bill No. 998**BY** Pichardo, Paiva-Weed**ENTITLED**, AN ACT RELATING TO THE COMMUNITY COLLEGE OF RHODE ISLAND FOUNDATION {LC2797/1}**Senate Bill No. 1000****BY** Paiva-Weed, DiPalma**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- DISTRICT MANAGEMENT AUTHORITIES {LC2817/1}**Senate Bill No. 1001****BY** DiPalma, Paiva-Weed**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL AREA ZONING (would reduce the number of members of the historic district commission of Newport from 9 to 7 members. It would allow Newport to appoint 2 auxiliary members to its commission.) {LC2818/1}**Senate Bill No. 1002 SUB A****BY** Crowley, Metts, Pichardo, Levesque C, Perry**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (would require foreclosing lenders to offer mediation to their mortgagors. It would take effect upon passage & would apply to all foreclosure sales for which the first publication of the notice of sale has not occurred.) {LC2851/1/A}**Senate Bill No. 1010****BY** Paiva-Weed**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF RIVEN ROCK, INC. {LC2899/1}**Senate Bill No. 1014****BY** Sheehan, Felag, Lenihan, Sosnowski**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE THE ACQUISITION OF REAL ESTATE AND/OR DEVELOPMENT RIGHTS THERETO AND TO ISSUE NOT MORE THAN \$2,000,000 BONDS AND NOTES THEREFOR {LC2891/1}**Senate Bill No. 1016****BY** DiPalma, Paiva-Weed**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS -- NEWPORT PROBATE COURT (would change the back-up Newport Probate Judge from the city solicitor to the city's municipal court judge.) {LC2892/1}**Senate Resolution No. 1019****BY** Crowley**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE ESTABLISHMENT OF A HEALTH CARE CONSULTANT PROGRAM FOR LICENSED CHILD CARE CENTERS IN THE STATE OF RHODE ISLAND {LC2900/1}

Senate Bill No. 1020**BY** Connors**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF BLACKSTONE RIVER THEATRE {LC2909/1}**Senate Bill No. 1024****BY** Lenihan, Sheehan, Levesque C, Sosnowski, O'Neill E**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES -- CONTRACTORS BONDS -- LABOR AND PAYMENT OF DEBTS**BY** CONTRACTORS (would amend various sections of law by prohibiting the waiver of bonding requirements for contracts which exceed \$50,000. It would take effect upon passage.) {LC2913/1}**Senate Bill No. 1028****BY** Fogarty P**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HAWKERS AND PEDDLERS (would enable Burrillville the power, by ordinance, to issue & revoke hawkers & peddlers licenses, & would also authorize the town council to establish a penalty, by ordinance, for any violation thereof.) {LC2931/1}**Senate Bill No. 1029****BY** Fogarty P**ENTITLED**, AN ACT RELATING TO THE OAKLAND - MAPLEVILLE NUMBER 4 FIRE DISTRICT {LC2932/1}**Senate Resolution No. 1035****BY** Maselli**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC2927/1}**Senate Bill No. 1043****BY** Gallo, Lanzi, Miller**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (would raise the minimum income required for freezing the tax rate for Cranston residents who are 65 years of age & older, or totally and permanently disabled, from \$16,200 to \$20,000 & from \$18,400 to \$23,000 for homes with two or more residents.) {LC2953/1}**Senate Resolution No. 1051****BY** Ruggerio, DaPonte, Goodwin, Tassoni**ENTITLED**, JOINT RESOLUTION RELATING TO HEALTH AND SAFETY -- ENERGY {LC3005/1}**Senate Bill No. 1052****BY** Lanzi, Connors, Paiva-Weed, Gallo**ENTITLED**, AN ACT RELATING TO EDUCATION -- HIGHER EDUCATION {LC3011/1}

Senate Bill No. 1053**BY** Goodwin, Paiva-Weed, Sosnowski, Perry**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- BLOOD BANK SERVICES {LC3006/1}**Senate Bill No. 1054****BY** Pichardo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- TEMPORARY EMPLOYEES {LC3015/1}**Senate Resolution No. 1055****BY** Gallo, Connors**ENTITLED**, JOINT RESOLUTION SUPPORTING THE FEDERAL "RACE TO THE TOP" GRANT PROGRAM AND URGING THE GOVERNOR AND THE RHODE ISLAND DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO SUBMIT A COMPETITIVE APPLICATION TO PURSUE THE FOUR REFORMS AS OUTLINED **BY** THE UNITED STATES DEPARTMENT OF EDUCATION {LC3009/1}**Senate Bill No. 1056****BY** Crowley**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF CHRISTIAN BROTHERS OF PAWTUCKET {LC2962/1}**Senate Bill No. 1059****BY** Goodwin**ENTITLED**, AN ACT RELATING TO LABOR -- THE EMPLOYMENT OF MINORS -- ADULT ENTERTAINMENT {LC3047/1}**Senate Bill No. 1060****BY** Connors, O'Neill E**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - VIDEO LOTTERY TERMINAL {LC3038/1}**Senate Resolution No. 1061****BY** DaPonte, Connors, Ruggerio, DiPalma, Ciccone**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE GOVERNOR TO SUBMIT A RECOMMENDED CORRECTIVE ACTION PLAN FOR FY 2010 **BY** NOVEMBER 16, 2009 {LC3046/1}**Senate Bill No. 1063****BY** Pinga**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3043/1}**Senate Bill No. 1064****BY** Maher**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3044/1}

Senate Bill No. 1065**BY** Maher**ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3039/1}**Senate Bill No. 1066****BY** Sosnowski, Miller, Ruggerio, Paiva-Weed, Walaska**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC3042/1}**Senate Bill No. 1069****BY** Sosnowski**ENTITLED,** AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$2,200,000 BONDS**BY** THE TOWN OF SOUTH KINGSTOWN TO FINANCE IMPROVEMENTS TO SCHOOLS AND SCHOOL FACILITIES {LC3049/1}**Senate Bill No. 1071****BY** Blais, Perry**ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS - TRAFFICKING IN DEXTROMETHORPHAN {LC3055/1}

ORDER

At 2:30 o'clock P.M. on Tuesday, January 5, 2010 the Honorable Speaker Murphy calls the House to order.

INVOCATION

The Honorable Speaker Murphy presents the Monsignor John J. Darcy, the vicar general of the Diocese of Providence who delivers the Invocation.

(For Invocation, see Appendix, this Journal.)

PLEDGE OF ALLEGIANCE

The Honorable Speaker Murphy presents Representative Scott Slater to lead the membership in the Pledge of Allegiance to the Flag.

NATIONAL ANTHEM

The Honorable Speaker Murphy calls on Inspector Luis Del Rio of the Providence Police Department Mounted Command to sing the National Anthem.

COMMUNICATION

The Honorable Speaker Murphy announces the receipt of the following communication:

State of Rhode Island and Providence Plantations

A. Ralph Mollis

Secretary of State

January 5, 2010

To the Honorable House of Representatives:

I, A. Ralph Mollis, Secretary of State, hereby certify the following member elected to the House of Representatives in the General Assembly, in accordance with the certificate of election filed in this office by the Board of Elections on the twelfth day of November as provided by Section 22-3-13 of the General Laws of 1956:

Scott A. Slater – District 10, sworn in on November 23, 2009

In Testimony Whereof, I have hereunto
Set my hand and affixed the seal of the
State of Rhode Island and Providence Plantations
this, fifth day of January, A.D. 2010

A. Ralph Mollis
Secretary of State

Received and ordered to be placed on file.

OATH OF OFFICE

Secretary of State A. Ralph Mollis administers the Oath of Office to Representative-elect Mary Duffy Messier

COMMUNICATION

The Honorable Speaker Murphy announces the receipt of the following communication:

State of Rhode Island and Providence Plantations

A. Ralph Mollis

Secretary of State

January 5, 2010

To the Honorable House of Representatives:

I, A. Ralph Mollis, Secretary of State, hereby certify the following member elected to the House of Representatives in the General Assembly, in accordance with the certificate of election filed in this office by the Board of Elections on the fifth day of January as provided by Section 22-3-13 of the General Laws of 1956:

Mary Duffy Messier – District 62, sworn in on January 5, 2010

In Testimony Whereof, I have hereunto
Set my hand and affixed the seal of the
State of Rhode Island and Providence Plantations
this, fifth day of January, A.D. 2010
A. Ralph Mollis
Secretary of State

Received and ordered to be placed on file.

The Honorable Speaker Murphy, Majority Leader Fox and Minority Leader Watson congratulate and welcome Representative Duffy Messier to the House of Representatives.

At 2:41 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to Representative Mary Duffy Messier.

By unanimous consent, Representative Duffy Messier addresses the members of the House.

At 2:42 o'clock P.M. the Honorable Speaker returns to the rostrum.

ROLL CALL

The roll is called and a quorum is declared present with 74 members present and 1 member absent as follows:

PRESENT - 74: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 1: Representative Petrarca.

VETOS BY THE GOVERNOR

The Honorable Speaker announces the receipt of the following acts from His Excellency the Governor, with his disapproval recorded thereon:

1. 2009-H 5005

BY Pacheco

ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS (would authorize persons 16 and 17 years of age who preregister to vote to automatically be registered upon reaching age 18.) {LC112/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-H 5005)

2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by fairvote earlier in session

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.

DAVID SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.
JOHN EDWARDS
NOTARY PUBLIC

Representative Segal 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Pacheco.

Representative Watson discusses the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 56 members voting in the affirmative and 13 members voting in the negative as follows:

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Diaz, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Mattiello, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 13: Representatives Baldelli-Hunt, Brien, Carter, Driver, Ehrhardt, Gemma, Loughlin, MacBeth, Martin, Menard, Newberry, Trillo, Watson.

2. 2009-H 5094

BY Fierro, Pacheco, Gablinske, Sullivan, Savage

ENTITLED, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE OFFICERS
{LC274/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-H 5094)

2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by fairvote earlier in session

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.

DAVID SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

JOHN EDWARDS
NOTARY PUBLIC

Representative Segal 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

Representative Fierro moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Fierro and Watson discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 59 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Gemma, Martin, Menard, Trillo, Watson, Winfield.

Representative Menard and the Honorable Speaker Murphy discuss the voting records of item number 10 (09-H 6226aa).

3. 2009-H 5135

BY Walsh, Ajello, Almeida, Williams, Handy

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE CIVIL RIGHTS ACT OF 1990 (would set a three (3) year statute of limitations on any alleged violation of this chapter.) {LC371/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Walsh moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representative Watson discusses the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 58 members voting in the affirmative and 11 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Martin, Mattiello, McNamara, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 11: Representatives Baldelli-Hunt, Brien, Ehrhardt, Hearn, Loughlin, Marcello, Newberry, Savage, Serpa, Trillo, Watson.

TRANSMITTAL

By unanimous consent, (09-H 5005), (09-H 5094) & (09-H 5135), on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

4. 2009-H 5227 SUB A

BY Coderre E, Giannini, Serpa, Shallcross Smith

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC486/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Coderre moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representative Watson discusses the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 67 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone,

Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Ehrhardt, Trillo, Watson.

By unanimous consent, (09-H 5227 SUB A), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

5. 2009-H 5294

BY Segal, Edwards, Sullivan, Fierro

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE ESTABLISHMENTS (would define "domestic partner" for the purpose of granting authority to domestic partners of deceased for funeral arrangements of deceased.) {LC824/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-H 5294)

2. (Nature of the potential conflict) I have the following interest in the matter:
I am President of the Anderson-Winfield Funeral Home.

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.

THOMAS WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

MICHAEL RICE
NOTARY PUBLIC

Representative Winfield 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

Representative Segal moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Fox and Watson discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 67 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 3: Representatives Baldelli-Hunt, Brien, Corvese.

TRANSMITTAL

By unanimous consent, (09-H 5227 SUB A) & (09-H 5294), on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

6. 2009-H 5613 SUB A

BY McNamara, Gallison, Malik

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH
INSURANCE {LC1289/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative McNamara moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and McNamara discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 47 members voting in the affirmative and 22 members voting in the negative as follows:

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Coderre, Costantino, DaSilva, DeSimone, Diaz, Duffy Messier, Fellela, Ferri, Flaherty, Fox, Gallison, Giannini, Guthrie, Handy, Kilmartin, Lally, Lima, MacBeth, Martin, Mattiello, McNamara, Menard, Naughton, O'Neill, Pacheco, Palumbo, Rice, M., San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 22: Representatives Baldelli-Hunt, Brien, Corvese, Driver, Edwards, Ehrhardt, Fierro, Gablinske, Gemma, Hearn, Jackson, Loughlin, Malik, Marcello, Melo, Newberry, Pollard, Rice, A., Ruggiero, Serpa, Trillo, Watson.

7. 2009-H 5738 SUB A

BY Caprio D, Petrarca, Silva, Edwards, Lally

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURES -
PROCEDURE IN PARTICULAR ACTIONS - WRONGFUL DEATH (would allow for the
recovery of punitive damages in a wrongful death suit) {LC1852/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Caprio moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and Caprio discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 68 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard,

Naughton, Newberry, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Marcello, Trillo, Watson.

TRANSMITTAL

By unanimous consent, (09-H 5613 SUB A) & (09-H 5738 SUB A), on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

8. 2009-H 5913 SUB A

BY Fox, Ajello, Williamson, Mattiello, Marcello

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - FEES (would provide that a portion of the fees collected in district court and family court would be forwarded to Rhode Island legal services)
{LC1626/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representatives Williamson and Kilmartin.

Representative Watson discusses the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 61 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 10: Representatives Brien, DaSilva, Driver, Ehrhardt, Loughlin, MacBeth, Menard, Newberry, Trillo, Watson.

9. 2009-H 5950**BY** Diaz, Slater, Almeida, Williams, Segal**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
TEMPORARY EMPLOYEES {LC2068/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Diaz moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and Fox discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 67 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Brien, Ehrhardt, Hearn, Marcello, Watson.

TRANSMITTAL

By unanimous consent, (09-H 5913 SUB A) & (09-H 5950), on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

10. 2009-H 6226 as amended**BY** Kilmartin, Rice M, Gallison, Naughton, Malik**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE (would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the state without first obtaining a license) {LC2693/1}

The act is accompanied by a communication.

The message read and is ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Kilmartin moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and Kilmartin discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 52 members voting in the affirmative and 19 members voting in the negative as follows:

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Duffy Messier, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, M., Ruggiero, San Bento, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Williams.

NAYS - 19: Representatives Brien, DaSilva, Ehrhardt, Fierro, Flaherty, Guthrie, Lima, Loughlin, MacBeth, Menard, Newberry, Rice, A., Savage, Schadone, Trillo, Ucci, Wasylyk, Watson, Winfield.

TRANSMITTAL

By unanimous consent, (09-H 6226aa), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

11. 2009-H 6304 SUB A

BY Sullivan, Watson, Guthrie

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - BIG RIVER RESERVOIR MORATORIUM {LC2836/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Watson moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Sullivan.

Representative Watson discusses the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6304 SUB A), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

12. 2009-H 5197

BY Carter, Gallison, Walsh

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS (would exempt funeral directors/embalmers from continuing education requirements if they are sixty-five (65) years of age and have forty (40) years of experience.) {LC723/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-H 5197)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am President of the Anderson-Winfield Funeral Home.
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.

THOMAS WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

MICHAEL RICE
NOTARY PUBLIC

Representative Winfield 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

Representative Carter moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and Carter discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 64 members voting in the affirmative and 7 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 7: Representatives Brien, Corvese, Ehrhardt, Schadone, Trillo, Wasylyk, Watson.

TRANSMITTAL

By unanimous consent, (09-H 5197), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

13. 2009-H 5492 as amended**BY** Segal, Fierro, Giannini, DaSilva, Almeida**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE {LC1009/1}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Douglas W. Gablinske State Representative, District 68, 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: (09-H 5492aa)

2. (Nature of the potential conflict) I have the following interest in the matter:
Provide professional services to mortgage industry

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.

DOUGLAS W. GABLINSKE
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

SCOTT GUTHRIE
NOTARY PUBLIC

Representative Gablinske 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

Representative Segal moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Watson and Segal discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 51 members voting in the affirmative and 18 members voting in the negative as follows:

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Kilmartin, Lima, MacBeth, Martin, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 18: Representatives Baldelli-Hunt, Brien, Corvese, Ehrhardt, Hearn, Lally, Loughlin, Malik, Marcello, Mattiello, Newberry, Pollard, San Bento, Savage, Serpa, Trillo, Watson, Winfield.

TRANSMITTAL

By unanimous consent, (09-H 5492aa), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

14. 2009-H 6059 SUB A

BY Lima, Williams

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES (would restrict the use of radio frequency identification devices for the purpose of tracking the movement or identity of a student while on school grounds, at school functions or while being transported to and from school grounds or functions.) {LC327/1/A}

The act is accompanied by a communication.

The message is read and ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Lima moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Lima and Watson discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 65 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 6: Representatives Brien, Ehrhardt, Gablinske, Martin, Trillo, Watson.

TRANSMITTAL

By unanimous consent, (09-H 6059 SUB A), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

15. 2009-H 5083 as amended

BY Azzinaro, Guthrie, Pollard, Kennedy, Walsh

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DIVISION OF MOTOR VEHICLES (would require the administrator of the division of motor vehicles to maintain an office in Westerly.) {LC151/1}

The act is accompanied by a communication.

The message is read ordered to be placed on file.

(For message, see Appendix, this Journal.)

Representative Azzinaro moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fox.

Representatives Azzinaro and Watson discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 63 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill,

Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 6: Representatives Ehrhardt, Loughlin, Newberry, Savage, Trillo, Watson.

TRANSMITTAL

By unanimous consent, (09-H 5083aa), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

COMMUNICATION FROM THE SENATE

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

1. 2009-S 85

BY Perry, Sosnowski, Miller, DeVall, Doyle

ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS

(would authorize persons sixteen (16) and seventeen (17) years of age who preregister to vote to automatically be registered upon reaching age eighteen (18).) {LC302/1}

The act is accompanied by a communication.

By unanimous consent, Majority Leader Fox moves to dispense with the reading of the veto messages on the Senate duplicate bills. There is no objection.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5005))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-S 0085)
2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by fairvote
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.

DAVID SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 20010.

JOHN EDWARDS
NOTARY PUBLIC

Representative Segal 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Pacheco.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 58 members voting in the affirmative and 12 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 12: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Gemma, Loughlin, MacBeth, Martin, Menard, Newberry, Trillo, Watson.

2. 2009-S 125

BY McCaffrey

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTORS (would exempt funeral directors/embalmers from continuing education requirements if they are sixty-five (65) years of age and have forty (40) years of experience.) {LC494/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5197))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-S 0125)
2. (Nature of the potential conflict) I have the following interest in the matter:
I am President of the Anderson-Winfield Funeral Home.
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.

THOMAS WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

ROBERT FLAHERTY
NOTARY PUBLIC

Representative Winfield 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Carter.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 63 members voting in the affirmative and 7 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Williams.

NAYS - 7: Representatives Brien, Corvese, Ehrhardt, Schadone, Trillo, Wasylyk, Watson.

3. 2009-S 162

BY Connors, Perry, Goodwin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE CIVIL RIGHTS ACT OF 1990 (would set a three (3) year statute of limitations on any alleged violation of this chapter.) {LC322/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5135))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Walsh.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 62 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 10: Representatives Baldelli-Hunt, Brien, Ehrhardt, Loughlin, Marcello, Newberry, Savage, Serpa, Trillo, Watson.

4. 2009-S 195 SUB B

BY Perry, Jabour, Miller, Levesque C, Pichardo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- FUNERAL DIRECTOR/EMBALMER FUNERAL SERVICE ESTABLISHMENTS (would define "domestic partner" for the purpose of granting authority to domestic partners of deceased for funeral arrangements of deceased.) {LC823/1/B}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5294))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Thomas Winfield, State Representative, District 53, 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: (09-S 0195)

2. (Nature of the potential conflict) I have the following interest in the matter:
I am President of the Anderson-Winfield Funeral Home.

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.

THOMAS WINFIELD
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

ROBERT FLAHERTY
NOTARY PUBLIC

Representative Winfield 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Segal.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 66 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams.

NAYS - 3: Representatives Baldelli-Hunt, Brien, Corvese.

5. 2009-S 201

BY Jabour, Levesque C, DeVall, Crowley, Cote

ENTITLED, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE OFFICERS
{LC868/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5094))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-S 0201)
2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by fairvote
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.

DAVID SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.
JOHN EDWARDS
NOTARY PUBLIC

Representative Segal 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Fierro.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 62 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Baldelli-Hunt, Brien, Driver, Ehrhardt, Gemma, Jacquard, Martin, Menard, Trillo, Watson.

6. 2009-S. 211 as amended

BY Ciccone, Tassoni, Ruggerio, Jabour

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

RESTRICTING RADIO FREQUENCY IDENTIFICATION DEVICES (would restrict the use of radio frequency identification devices for the purpose of tracking the movement or identity of a student while on school grounds, at school functions or while being transported to and from school grounds or functions.) {LC323/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-6059SUB A))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Lima.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 65 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams.

NAYS - 6: Representatives Brien, Ehrhardt, Gablinske, Martin, Trillo, Watson.

7. 2009-S 311 SUB A

BY Lynch, Connors, McCaffrey, Paiva-Weed, DaPonte

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
PROCEDURE GENERALLY - FEES (would provide that a portion of the fees collected in district court and family court would be forwarded to Rhode Island legal services.)
{LC1853/1/A}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5913 SUB A))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Williamson.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 62 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard,

Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Brien, DaSilva, Driver, Ehrhardt, Loughlin, MacBeth, Menard, Newberry, Trillo, Watson.

8. 2009-S 510

BY Goodwin

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SENTENCE AND EXECUTION {LC1197/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5227 SUB A))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Coderre.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 69 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Ehrhardt, Watson.

9. 2009-S 777 SUB A as amended

BY Gallo, DiPalma, Lynch, Goodwin, Crowley

ENTITLED, AN ACT RELATING TO INSURANCE -- TEACHERS' HEALTH INSURANCE (would provide a mechanism for group purchasing of health, dental and vision insurance for all Rhode Island teachers.) {LC2146/1/A}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5613 SUB A))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative McNamara.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 47 members voting in the affirmative and 21 members voting in the negative as follows:

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, DeSimone, Diaz, Duffy Messier, Edwards, Fellela, Ferri, Fox, Gallison, Giannini, Guthrie, Handy, Jacquard, Kilmartin, Lally, MacBeth, Martin, Mattiello, McCauley, McNamara, Menard, Naughton, O'Neill, Pacheco, Palumbo, Rice, M., Savage, Schadone, Segal, Shallcross, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 21: Representatives Baldelli-Hunt, Brien, Corvese, Driver, Ehrhardt, Fierro, Gablinske, Gemma, Hearn, Jackson, Loughlin, Malik, Marcello, Melo, Newberry, Pollard, Rice, A., Ruggiero, Serpa, Trillo, Watson.

10. 2009-S 969 SUB A as amended

BY Lenihan, Sosnowski

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE (would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the state without first obtaining a license.) {LC2701/1/A}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-6226aa))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Douglas W. Gablinske State Representative, District 68, 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: (09-S 0969 SUB A)
2. (Nature of the potential conflict) I have the following interest in the matter:
Provide appraisal services to mortgage industry
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.

DOUGLAS W. GABLINSKE
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

SCOTT GUTHRIE
NOTARY PUBLIC

Representative Gablinske 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Kilmartin.

Representatives Watson and Kilmartin discuss the motion to override the veto.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 54 members voting in the affirmative and 18 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Driver, Duffy Messier, Fellela, Ferri, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Palumbo, Pollard, Rice, M., Ruggiero, San Bento, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 18: Representatives Brien, DaSilva, Ehrhardt, Fierro, Guthrie, Jacquard, Loughlin, MacBeth, Menard, Newberry, Rice, A., Savage, Schadone, Trillo, Ucci, Walsh, Wasyluk, Watson.

11. 2009-S 1002 SUB A

BY Crowley, Metts, Pichardo, Levesque C, Perry

ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (would require foreclosing lenders to offer mediation to their mortgagors. It would take

effect upon passage & would apply to all foreclosure sales for which the first publication of the notice of sale has not occurred.) {LC2851/1/A}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5492aa))

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, Douglas W. Gablinske State Representative, District 68, 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: (09-S 1002)
2. (Nature of the potential conflict) I have the following interest in the matter:
Provide professional services to mortgage industry
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.

DOUGLAS W. GABLINSKE
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 5th day of January, 2010.

SCOTT GUTHRIE
NOTARY PUBLIC

Representative Gablinske 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

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Segal.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 54 members voting in the affirmative and 15 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, MacBeth, Malik, Martin, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Rice, A., Rice, M., Ruggiero, Schadone, Segal, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 15: Representatives Baldelli-Hunt, Brien, Corvese, Lally, Loughlin, Marcello, Mattiello, Newberry, Pollard, San Bento, Savage, Serpa, Trillo, Watson, Winfield.

12. 2009-S 1054

BY Pichardo

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
TEMPORARY EMPLOYEES {LC3015/1}

The act is accompanied by a communication.

The message is ordered to be placed on file.

(For message, see Appendix, this Journal (09H-5950))

Representative Fox moves passage of the act, notwithstanding the veto of His Excellency, the Governor, seconded by Representative Diaz.

The motion to override the veto of His Excellency, the Governor prevails, needing a 3/5 vote to override, on a roll call vote, 67 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy, Messier, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Brien, Ehrhardt, Hearn, Marcello, Watson.

NEW BUSINESS**House Resolution No. 7001****BY** Fox, Watson**ENTITLED,** JOINT RESOLUTION OF ADJOURNMENT {LC238/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Fox seconded by Minority Leader Watson, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Duffy Messier, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Naughton, Newberry, O'Neill, Pacheco, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

The 2009 Session is adjourned, Sine Die.

ADJOURNMENT

At 4:39 o'clock P.M. on motion of Majority Leader Fox seconded by Minority Leader Watson the House adjourns, on a voice vote.

Linda M. McElroy
Recording Clerk

APPENDIX**INVOCATION**

Monsignor John J. Darcy

Let us offer this prayer in the spirit of our various faith traditions.

Almighty and Eternal God, source of all wisdom and holiness, we invoke your presence in this Legislative Chamber that strives to serve all people in the State of Rhode Island. As these elected women or men from throughout this State prepare for a new legislative session, we ask you to inspire them in the pursuit the cause of justice, equity, and mercy for those they represent.

We acknowledge before You the many challenges confronting all the citizens of this State. These women and men, our fellow citizens, have been elected to serve, not be served; to inspire, not to discourage, and to seek justice for all, not privilege for the few.

Dispel any darkness from our minds and hearts as we commence this legislative year. Grant us the grace of courage and fortitude to be faithful to your natural law, but respectful to each other in all serious dialogue and debate.

May the spirit of Hope, the motto of our State, be the virtue that tempers all our decisions. May humility be the quality of service that distinguishes the members of this distinguished body. Finally, but most importantly, may the deliberations undertaken in this chamber ever protect those whose voice is weak, whose presence goes unnoticed, but whose lives are equally cherished in your undivided heart. We pray in your Holy Name. Amen.



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

July 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5005, "An Act Relating to Elections—Registration of Voters."

In 2006, 2007, and again in 2008, the General Assembly passed identical legislation, and each time I disapproved explaining my rationale in veto messages. Let me take the time to do so again.

Rhode Island law already enables people younger than eighteen to register to vote, as long as they will be eligible by the date of the next election. To my knowledge, current law has served this State well. It creates no impediment, nor dissuades anyone eligible to participate in the political process from doing so.

Unfortunately, as is often the case when the government decides to fix what is not broken, there are unintended consequences. If this legislation were to become law the State would be forced to prematurely add thousands of names—all people ineligible to vote—to the voter rolls. This strikes me as both counter-intuitive and counter-productive, especially considering the fact that the State spent time and money to clean up voter lists and create a state-wide central voter registry.

Adding people to a voter list who are not eligible to vote defeats the purpose of having the list in the first place. Accordingly, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri".

Donald L. Carcieri
Governor

**State of Rhode Island and Providence Plantations**

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5083, as amended, "An Act Relating to Motor and Other Vehicles—Division of Motor Vehicles."

If enacted into law, this legislation would require the administrator of the Division of Motor Vehicles ("DMV") to maintain a branch office in the Town of Westerly and keep that branch open for business at least one (1) day per week.

As you are aware, the State of Rhode Island is currently facing a severe fiscal crisis. Rhode Island taxpayers are unable to afford initiatives that would increase an already significant strain on State resources. In December 2008, a management decision was made to close the Westerly DMV branch office. Westerly was selected because of its location, the amount of customers served and its proximity to the DMV Wakefield branch. Based on a business decision, employees from the Westerly branch were re-assigned to provide additional service for customers at the Wakefield and Pawtucket branches. Consequently, the waiting area in the Wakefield DMV branch was expanded to provide additional seating for customers.

In addition to start up and operating expenses for items such as new information technology systems, electrical set-up and furniture, there would be personnel costs associated with reengaging the operations of a DMV facility in Westerly. These start-up costs would be the same regardless of how many days the branch would be open. Additionally, to operate a DMV branch office in Westerly, DMV staff would have to be reassigned from other DMV offices to provide services which would result in further reducing staff coverage at other key locations. In addition, the establishment of a DMV branch in Westerly will not result in any corresponding increase in revenue being generated because any revenues collected in Westerly would simply represent a shift from other branch offices.

Management decisions, such as where to locate DMV branches and the hours of operation, should be left in the hands of the Executive Branch. As demographics change and as

2009 H 5083, as amended
November 9, 2009
Page Two

new technology and opportunities present themselves, my Administration is fully willing to reevaluate operations on a continuous basis in an effort to improve the level of service for all of our citizens, including the residents of Westerly. However, in order to do so, management flexibility is required and the General Assembly should refrain from imposing statutory mandates such as this on the Executive Branch.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in dark ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 II 5094, "An Act Relating to Elections – Federal Elective Officers."

This act would provide for a special election to fill a vacancy in the United States Senate that occurs prior to the expiration of a term. In doing so, this act revokes the Governor's authority as it presently exists under the current statute to appoint an interim Senator until the time of the next general election.

The current Rhode Island statute provides for an interim appointment by the Governor until the next general election. At the next general election, Rhode Island voters would select the interim appointment to serve out the remainder of the vacant Senate term. However, if the vacancy occurs within seventy (70) days from the time of the next general election, the temporary interim appointment would serve until the following general election. The purpose of providing this grace period is to allow for a fair and competitive election. The process in Rhode Island is consistent with the practice followed by the majority of the states and is inherently reasonable.

While I am wholly supportive of the proposition that the people of the State of Rhode Island should elect those who represent them in Congress, this proposal is unfortunately flawed because it fails to properly address the possibility that a vacancy could occur within a window of time just before or just after a previously scheduled general election.

Consider, for example, a vacancy occurring 60 days prior to a general election or when changing the ballot could not logistically occur. Under those circumstances, convening another special election (which would presumably be held within several months *after* the general election) would not only saddle the State with the significant additional cost of another election – perhaps during a time of fiscal crisis and estimated to be \$3 Million or more – but, more significantly, would result in confusion, poor voter turnout, insufficient time to provide a fair and

2009 H 5094
November 9, 2009
Page Two

equal opportunity for all candidates to be considered and other problems associated with trying to hold two elections within a short period of time.

During this time, of course, the State would be without important representation in Congress, a problem that would be further exacerbated if an election became contested, something that has occurred recently in other states. The result of recounts and legal challenges could cause a vacancy for an extended period of time and Rhode Island would be with one less voice in Congress. I firmly believe the citizens of Rhode Island must be represented to the greatest extent possible in Congress, but also with minimal disruption during these important times, a concern that is not adequately addressed by this proposal.

Finally, it should be pointed out that Massachusetts recently amended their laws to provide its Governor with interim appointment authority similar to Rhode Island in an effort to make sure the Bay State is fully represented in the Senate with minimal disruption following the death of Senator Kennedy. Clearly this was done in recognition of the problem of leaving their state without representation, a situation which ironically resulted from an earlier change put into place for political reasons during Governor Romney's tenure. I do not want Rhode Island to make the same mistake.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,



Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

July 1, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5135, "An Act Relating to State Affairs and Government—The Civil Rights Act of 1990."

This legislation would extend the statute of limitations on any alleged violation of the Rhode Island Civil Rights Act ("Act") to three years. In 2007, the Rhode Island Supreme Court held in Lynore Horn v. Southern Union Co., 927 A.2d 292 (R.I. 2007), that a one-year statute of limitations found in the Rhode Island Fair Employment Act is also applicable to allegations of discrimination brought under the Act.

This is the second year in a row that I voice my opposition to this bill and the reasons remain the same. The statute of limitations for similar actions related to employment matters in accordance with two independent statutes should be consistent and should be limited to one year. Employment discrimination cases often involve fact intensive evidence and require the recollection of everyday conversations and events that occur daily in the workplace.

Limiting the amount of time to bring a lawsuit to one year ensures that individuals will receive prompt notice and, as a result, will be able to take steps to preserve evidence. Id. at 295-96. (citing Roadway Express, Inc. v. R.I. Comm'n for Human Rights, 416 A.2d 673, 676 (R.I. 1980) ("The time limit . . . also ensures that persons charged with violating the Act will receive notice of those charges within one year of the alleged violation. Prompt notification will enable such persons to investigate alleged violations and to preserve evidence . . ."); Ferguson Perforating and Wire Co. v. R.I. Comm'n for Human Rights, 415 A.2d 1055, 1056 (R.I. 1980) ("These procedural protections are designed to provide respondents with adequate time for such matters as scheduling witnesses, hiring lawyers, and gathering and compiling evidence of the alleged violations before witnesses' memories of the incidents become too obscure.")). Therefore, a three-year statute of

2009 II 5135

July 1, 2009

Page Two

limitations for this type of action is not reasonable, and the limit should remain a one-year.

For the reasons stated above, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri

Governor

July 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5197, "An Act Relating to Businesses and Professions—Funeral Directors."

This bill would exempt funeral directors and embalmers who are sixty-five years of age or older and have forty years of experience from continuing education as a condition for license renewal.

Funeral directors and embalmers are health professionals who provide a number of services that directly affect the physical and emotional welfare of Rhode Island citizens. They provide grief counseling, arrange the details and logistics of funeral ceremonies, and prepare bodies for interment. Funeral directors also secure information for legal documents, apply for transfers of insurance policies, pensions, or annuities, and assist in the preplanning and prepayment of a person's own funeral.

All of these services require specialized knowledge in mortuary arts and sciences as well as an understanding of the grief and mourning processes. Funeral directors and embalmers must also be fully aware of and in compliance with the moral, legal, and ethical obligations that accompany those duties. I appreciate the wisdom that comes with age and experience. However, funeral directors and embalmers, like other health professionals regulated by the state, must maintain and improve their professional skills for as long as they are actively practicing to ensure the safety and well-being of the people they serve.

Accordingly, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri".

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2030

Donald L. Carcieri
Governor
November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 II 5227, Substitute A, "Relating to Criminal Procedure – Sentence and Execution."

This act would increase the assessment from twenty-five dollars (\$25) to one hundred twenty-five dollars (\$125) for individuals convicted of a domestic violence crime. Further, this bill would redirect eighty percent (80%), or one hundred dollars (\$100), of the fine to the Rhode Island Coalition Against Domestic Violence ("RICADV"), a nonprofit organization, for programs to assist victims of domestic violence, while twenty percent (20%) or twenty-five dollars (\$25) would be deposited as general revenue.

At face value, this legislation appears to support a worthy and noble cause. While I have absolutely no problem with increasing fines and penalties against criminals who have committed crimes of domestic violence, I have great concern about the precedent of directly allocating funds to a nonprofit organization, without a bid process, and without specific grant requirements on how these funds will be used. Unlike a grant issued by the State or federal government, this legislation provides no parameters on how this money should be spent or managed other than generally to state that the funds are for "programs to assist victims of domestic violence."

Regardless of whether the intent of the RICADV is entirely altruistic, this legislation provides no control or oversight on how these funds should be spent. Directly allocating funds to a nonprofit organization is akin to awarding a no bid contract or grant. Instead, the General Assembly should increase the fine, but then should provide for a process, under the purview of the Executive Branch, to allocate and oversee the granting of these funds.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 10, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitutional of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5294, "An Act Relating to Businesses and Professions- Funeral Director/Embalmer Funeral Service Establishments."

This bill would allow persons in a relationship of one (1) year regardless of sexual orientation to dictate funeral arrangements and disposal of human remains for their deceased domestic partner. After proving a one (1) year relationship, the surviving partner would also have to prove at least two (2) of the following:

- (A) Domestic partnership agreement or relationship contract;
- (B) Joint mortgage or joint ownership of primary residence;
- (C) Two (2) of the following:
 - (I) Joint Ownership of motor vehicle;
 - (II) Joint checking account;
 - (III) Joint credit account;
 - (IV) Joint lease; and/or
- (D) That the domestic partner had been designated as a beneficiary for the decedent's will, retirement contract or life insurance.

Notwithstanding the fact that there are a number of other sections in the Rhode Island General Laws that define a domestic partnership in the same manner, I believe the standard set forth deserves reconsideration by the General Assembly.

A one (1) year time period for any relationship is not a sufficient length of duration to establish a serious, lasting bond between two (2) individuals to supplant the surviving individual over traditional family members relative to the sensitive personal traditions and issues regarding funeral arrangement, burial rights, and disposal of human remains. Many casual relationships last for longer than a year.

2009 H 5294
November 10, 2009
Page Two

Secondly, it is uncertain how it would be ascertained in many circumstances whether couples had been in a relationship for a year. There is no official or recognized form of domestic agreement in Rhode Island. What constitutes a domestic partnership agreement or "relationship contract" is vague and ill-defined.

Finally, this bill represents a disturbing trend over the past few years of the incremental erosion of the principles surrounding traditional marriage, which is not the preferred way to approach this issue. If the General Assembly believes it would like to address the issue of domestic partnership, it should place the issue on the ballot and let the people of the State of Rhode Island decide.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri", with a long horizontal flourish extending to the right.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations
State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5492, as amended, "An Act Relating to Property-- Mortgage Foreclosure and Sale."

This bill would require lenders to give borrowers at least seventy-five (75) days notice before commencing a foreclosure proceeding. It would also mandate that borrowers be made aware of free mortgage counseling services available to them.

It's often the case that well-intentioned legislation has unintended consequences. That may or may not be true in this case, but what is not debatable is that the General Assembly had the opportunity, but failed, to pass legislation that afforded protections not only to those facing foreclosure, but to tenants affected by foreclosure and to persons who may one day want to buy a home and therefore need access to banks and credit unions for the purposes of providing a loan.

Cities and towns throughout Rhode Island are debating or enacting ordinances of dubious legality in an attempt to curtail the ability of lenders to foreclose on homes where owners have ceased making mortgage loan payments. Such ordinances may be popular, but could push some lenders out of the local marketplace entirely. Banks and credit unions are unlikely to lend in Rhode Island if city and town councils force them to comply with as many as thirty-nine (39) different, and ever changing, sets of rules.

A family trying to sell their home or a family hoping to buy a home are both ill-served by this legislation. It represents a piecemeal approach to a complicated problem and makes Rhode Island a less attractive lending environment. The General Assembly should have passed legislation to provide the same protections to tenants and those facing foreclosure as contained herein, while also including language that gives some certainty to lenders by establishing a uniform approach to this problem.

2009 H 5492, as amended
November 9, 2009
Page Two

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in dark ink, appearing to read "D. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

July 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5613, Substitute A, "An Act Relating to Insurance – Teacher's Health Insurance."

This act would establish a board of directors of the Rhode Island Uniform Public School Employees' Health Care Benefit Program, and empower this board to create "uniform medical and prescription drug benefit plan designs" for all public school teachers in Rhode Island.

While I have long supported and championed the cause of consolidating health care plans for teachers and other municipal workers in order to decrease costs for Rhode Island's taxpayers, this legislation is seriously flawed.

First, the Board consists of twelve (12) members, at least ten (10) of whom are potentially direct beneficiaries of whatever benefit plans are negotiated. Additionally, none of the proposed membership represents municipal or state government or Rhode Island's taxpayers. Municipal officials and the people elected by the voters to balance budgets, fund education and set property tax rates should have more control over school budgets, not less. While health care plans need to be sufficiently robust to provide a significant benefit to the employee, they also must be affordable.

Second, this legislation does nothing to establish a minimum co-share or a standardized buy-back provision for teacher health care contracts. My supplemental budget proposed a minimum co-share of twenty-five (25) percent, and a maximum buy-back payment not to exceed ten (10) percent of the working rate in any year. Inclusion of these provisions would have saved cities and towns millions of dollars a year.

Again, while taxpayers and local governments can achieve significant cost savings through the creation of uniform health care benefit plans for public school

2009 H 5613, Substitute A

Page Two

July 9, 2009

teachers and municipal employees, I am not convinced this legislation provides an effective mechanism or sufficient incentive to do so.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 II 5738, Substitute A, "Relating to Courts and Civil Procedures – Procedure in Particular Actions -- Wrongful Death."

This act would allow for the recovery of punitive damages in a wrongful death lawsuit. Punitive damages are damages above and beyond what is required to compensate a plaintiff for his or her loss, when the "wrong done to him [or her] was aggravated by circumstances of violence, oppression, malice, fraud, or wanton and wicked conduct on the part of the defendant," and are imposed to make an example and punish the defendant. Black's Law Dictionary 390 (6th ed. 1990).

Although I am cognizant that there may be times when an individual or entity acts so egregiously that civil punitive damages may be appropriate, I have concerns with the passage of this legislation. First, this bill does not specify the level of culpability or limit what would be required when punitive damages would be imposed. It appears most other states do not allow punitive damages in wrongful death actions, but those who do, such as Massachusetts, require "gross negligence" and have other limitations.

Secondly, without any limitation or culpability requirement, increasing potential liability for wrongful death suits may serve to deter economic development in Rhode Island. In this current economic crisis, exposing businesses to further liability, with damages above and beyond mere restoration, would provide additional reason for businesses to avoid operating in Rhode Island or move elsewhere.

Finally, if this change was implemented with appropriate limitations and requirements and was part of a larger tort and medical malpractice reform legislative package, I would be amenable to give further consideration to this issue.

2009 II 5738, Substitute A
November 9, 2009
Page Two

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5913, Substitute A, "Relating to Courts and Civil Procedure—Procedure Generally—Fees."

This act would increase the fees collected in the district and family courts. A portion of the increased fees would then be directed to Rhode Island Legal Services, a nonprofit organization.

Although increasing the fees in order to sufficiently cover costs for small claims and family matters may be appropriate, I have concern about directing some of the increased revenue to a nonprofit organization without a bid process and without specific grant requirements on how these funds will be used. Regardless of whether the intent of the Rhode Island Legal Services is entirely altruistic, this legislation provides no control or oversight on how these funds should be used.

Directly allocating taxpayer funds to a nonprofit organization is akin to awarding a no bid contract and sets a bad precedent. Rhode Island Legal Services already received a community service grant of approximately \$135,000. Instead, the General Assembly should provide for a process, under the purview of the Judicial or Executive Branch, to competitively allocate these funds, with appropriate oversight and spending requirements in place.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in dark ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-7080

Donald L. Carcieri
Governor
November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 5950, "An Act Relating to Labor and Labor Relations – Temporary Employees."

This act would require temporary employment agencies to provide employees a written notice that includes a "job description with classification requirements, estimated longevity of the assignment, information concerning any job hazards, anticipated pay rate, benefits and work schedules" all prior to sending someone on assignment.

Current law mandates that an agency provide a prospective employee with the "opportunity to see and have a written notice" without requiring actual delivery. The proposed mandate makes it a condition of employment. The agency is not in a position to even offer the position unless someone is ready and able to accept written notice of the aforementioned items.

Temporary employment agencies and those they serve operate in dynamic environments. It may not be practical to provide someone notice prior to engagement or assignment for very practical reasons, including timing. A temp agency may receive a call from a business that needs one or more persons immediately. It is next to impossible to give prior notification in writing if the would-be temporary employee does not have access to email, fax or relies on public transportation.

A possible alternative solution that would relieve employment agencies of unnecessary and impractical administrative burdens, while also providing protections to employees, may be to allow a reasonable period of time for written notification after the engagement commences.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in dark ink, appearing to read "Donald L. Carcieri", followed by a horizontal line.

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations
State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 9, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 6059, Substitute A, "An Act Relating to State Affairs and Government-Restricting Radio Frequency Identification Devices Act."

This Act would prohibit the State and any political subdivision from using Radio Frequency Identification Devices ("RFID") for the purpose of tracking the movement of or identity of any student on school grounds, at school functions, or while being transported to or from school grounds or school functions with the exception of a student with special needs that has such tracking included in their Individual Education Plan and with parental permission. RFID is a data capture technology that allows for identification using microchips.

While such technology should be used with caution when applied to individuals, H 6059, Substitute A, recognizes the potential value of RFID for students with special needs. Why would the General Assembly therefore place restrictions on the use of this technology as an option for all students? Local community and school officials should be able to decide if they need this tracking device. All parents also should have the choice to allow such devices to be used.

Education institutions today face a broad range of facts and circumstances at all levels regarding the security and safety of their students. In certain circumstances, it may be helpful for schools to have the ability to quickly identify where each of their students is located, not only those students with special needs. Such circumstances may include weather related natural disasters, terrorist or criminal events or even a need for use during field trips and outside school activities.

2009 II 6059, Substitute A
November 9, 2009
Page Two

Officials should have the option to use these devices if deemed necessary to insure each of their students is being transported to and from school and school functions safely and that the school setting and school activities represent a safe environment for learning.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri".

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 4, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 6226, as amended, "An Act Relating to Fish and Wildlife."

This act would create a recreational saltwater fishing license and would make it unlawful to fish in the marine waters of the State without first obtaining a license.

To be able to fish in the saltwaters of Rhode Island is a birthright. This is the Ocean State. It is a place where people have been free, up to now, to cast a line into Narragansett Bay without government intrusion. Why the proposed change? The federal government wants a "more accurate and efficient means for acquiring recreational catch and effort data." This is hardly a compelling reason or exigent circumstance warranting the imposition of any fee and licensing requirement on a Rhode Island citizen who occasionally takes his or her children fishing.

I understand that Congress frequently imposes mandates on the states. However, the Tenth Amendment also provides, "[t]he powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people." Mandating that all persons seeking to cast a fishing line in Narragansett Bay for purposes of recreational fishing should be required to pay an annual licensing fee and register with the government is excessively intrusive.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in dark ink, appearing to read "Donald L. Carcieri".

Donald L. Carcieri
Governor



State of Rhode Island and Providence Plantations

State House
Providence, Rhode Island 02903-1196
401-222-2080

Donald L. Carcieri
Governor

November 4, 2009

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In accordance with the provisions of Section 14, Article IX of the Constitution of the State of Rhode Island and Section 43-1-4 of the Rhode Island General Laws, I transmit, with my disapproval, 2009 H 6304, Substitute A, "An Act Relating to Public Property and Works—Big River Reservoir Moratorium."

This act would permit bicycles up and along the Big River Management Area ("BRMA"). It would also require the Water Resources Board ("WRB") and the Department of Environmental Management ("DEM") to adopt rules and regulations governing the use of bicycles in the BRMA.

This area of our State was set aside in statute as a viable and abundant source of water. Our water supply is a valuable resource and its protection and proper management are critical for the improvement of our State's infrastructure. Passage of this legislation could potentially inhibit the State's ability in the future to responsibly tap the water resources available in the BRMA.

The rules and regulations currently in place govern the responsible use of the BRMA and they not only afford a vast array of public recreational opportunities, but also safeguard our future water supply. I see no reason to statutorily change these policies.

For these reasons, I disapprove of this legislation and respectfully urge your support of this veto.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald L. Carcieri".

Donald L. Carcieri
Governor