

**State of Rhode Island and Providence Plantations**

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

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

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Volume 132, No. 39

Tuesday, April 26, 2005

Thirty-ninth Day

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The House of Representatives meets at the State House in Providence, Tuesday, April 26, 2005 and is called to order at 4:18 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 73 members present and 2 members absent as follows:

PRESENT - 73: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 2: Representatives Church, Rice.

**INVOCATION**

The Honorable Speaker presents Representative Menard 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, April 13, 2005 is approved as printed.

**ANNOUNCEMENTS**

Representative Amy Rice will be unable to attend session Tuesday, April 26, 2005. She is out of the country.

Representative Raymond Church will be unable to attend session Tuesday, April 26, 2005.

**REPORTS OF COMMITTEES  
COMMITTEE ON FINANCE**

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

**House Bill No. 5827**

**BY** Costantino, Sullivan, Pacheco, Jackson, Church

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY (program of all-inclusive care for the elderly) {LC2454/1}

04/26/2005 Placed on House Calendar

**NEW BUSINESS****House Bill No. 6386**

**BY** Schadone, Corvese, San Bento, Wasylyk

**ENTITLED**, AN ACT RELATING TO TAXATION - ELDERLY EXEMPTION - NORTH PROVIDENCE {LC3049/1}

04/26/2005 Introduced, referred to House Finance

**House Bill No. 6387**

**BY** Gallison

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3054/1}

04/26/2005 Introduced, referred to House Judiciary

**House Bill No. 6388**

**BY** Picard

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- GAMBLING AND LOTTERIES {LC3060/1}

04/26/2005 Introduced, referred to House Finance

**House Bill No. 6389**

**BY** Naughton, Malik, Gallison, Ginaitt, Carter

**ENTITLED**, AN ACT RELATING TO AQUACULTURE {LC3069/1}

04/26/2005 Introduced, referred to House Environment and Natural Resources

**House Bill No. 6390****BY** Landroche**ENTITLED**, AN ACT RELATING TO INSURANCE {LC3043/1}

04/26/2005 Introduced, referred to House Corporations

**House Bill No. 6391****BY** Landroche**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HOME INSPECTORS {LC3045/1}

04/26/2005 Introduced, referred to House Corporations

**House Resolution No. 6392****BY** Anguilla, Gallison**ENTITLED**, HOUSE RESOLUTION CONGRATULATING ELIZABETH AND THOMAS VENDITUOLI ON RECEIVING THE LA BELLA SICILIA SOCIETY'S "ITALIAN HERITAGE AWARD" {LC3147/1}

Representative Anguilla requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Anguilla seconded by Representatives Dennigan, McNamara, Corvese, and Gallison by unanimous consent, on a voice vote.

**House Resolution No. 6393****BY** Anguilla, Gallison**ENTITLED**, HOUSE RESOLUTION CONGRATULATING NATHAN DELL ON ATTAINING THE RANK OF EAGLE SCOUT {LC3149/1}

Representative Anguilla requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Anguilla seconded by Representatives Menard, Gallison, Loughlin and Moura by unanimous consent, on a voice vote.

**House Resolution No. 6394****BY** Almeida, Williams, Slater, Diaz, Fox**ENTITLED**, HOUSE RESOLUTION EXPRESSING ITS DEEPEST CONDOLENCES ON THE PASSING OF PROVIDENCE POLICE OFFICER DETECTIVE SERGEANT JAMES L. ALLEN {LC3142/1}

Representative Almeida requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Almeida seconded by Representatives McCauley, Jacquard, Giannini, Ajello, Slater, Menard, Ginaitt, Williams, Naughton, Crowley, Williamson, Caprio, Sullivan, Ucci, Jackson, Moran, Gallison, Pacheco, Picard, Gemma, Kennedy, Kilmartin, Lewiss, Malik, McNamara, Diaz, O'Neill, Moffitt, Moura, Petrarca, Shanley, Landroche, Lally, Faria and Long by unanimous consent, on a rising vote.

**House Resolution No. 6395**

**BY** Naughton, Malik, McNamara, Rose, Ginaitt

**ENTITLED**, HOUSE RESOLUTION PROCLAIMING APRIL, 2005 TO BE "EARTH MONTH" IN THE STATE OF RHODE ISLAND {LC3116/1}

Representative Naughton requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Naughton seconded by Representative Ginaitt and several other members of the House by unanimous consent, on a voice vote.

**House Resolution No. 6396**

**BY** Williamson

**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE JUSTICES OF THE SUPREME COURT TO GIVE A WRITTEN OPINION UPON CERTAIN QUESTIONS OF LAW {LC3113/1}

04/26/2005 Introduced, referred to House Judiciary

**House Bill No. 6397**

**BY** Gemma

**ENTITLED**, AN ACT RELATING TO PROPERTY --

**BY** POSSESSION AND PRESCRIPTION (repeal the chapter conferring the rights in property established through adverse possession and prescription in title 34 relating to property.)

{LC3143/1}

04/26/2005 Introduced, referred to House Judiciary

**House Bill No. 6398**

**BY** McHugh, Scott

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

ADMINISTRATION OF STATE DEPARTMENTS (exempt the Chariho School District from having bus monitors on those school buses where the youngest children on the bus are grade five students.) {LC3129/1}

04/26/2005 Introduced, referred to House H.E.W.

**House Bill No. 6399**

**BY** Scott, McHugh

**ENTITLED**, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX {LC3128/1}

04/26/2005 Introduced, referred to House Finance

**House Resolution No. 6400****BY** Scott**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$336.85 TO PAY THE CLAIM OF LYNN QUEVEDO OF 20 MACERA CIRCLE, WARWICK, RHODE ISLAND 02886 {LC2651/1}

04/26/2005 Introduced, referred to House Finance

**House Resolution No. 6401****BY** Scott**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$939.20 TO PAY THE CLAIM OF DAVID ST.GERMAIN OF 118 CARPENTER ROAD, FOSTER, RHODE ISLAND 02825 {LC2652/1}

04/26/2005 Introduced, referred to House Finance

**House Resolution No. 6402****BY** Moura**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$583.50 TO PAY THE CLAIM OF LIBERTY MUTUAL INSURANCE COMPANY, 6575 SNOWDRIFT ROAD, SUITE 101, ALLENTOWN, PA. 18106 AS SUBROGEE OF FREDERICK GOODWIN OF 375 SOUTH MAIN STREET, PROVIDENCE, RHODE ISLAND 02903 {LC2646/1}

04/26/2005 Introduced, referred to House Finance

**House Resolution No. 6403****BY** Lally**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$100.00 TO PAY THE CLAIM OF ALLEN J. TOBOJTEA OF 561 BRIDGETOWN ROAD, SAUNDERSTOWN, RHODE ISLAND 02874 {LC2647/1}

04/26/2005 Introduced, referred to House Finance

**House Resolution No. 6404****BY** Moran**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$211.64 TO PAY THE CLAIM OF JOANN LARSSON OF 1 EDGEMONT AVENUE, CUMBERLAND, RHODE ISLAND 02864 {LC2757/1}

04/26/2005 Introduced, referred to House Finance

**House Bill No. 6405****BY** Coderre E, Kilmartin, San Bento, Dennigan, O'Neill**ENTITLED**, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF BLACKSTONE VALLEY COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET {LC3103/1}

04/26/2005 Introduced, referred to House Corporations

**House Resolution No. 6406****BY** Kilmartin, San Bento, Coderre E, Dennigan, Rose**ENTITLED**, HOUSE RESOLUTION CONGRATULATING SANTA CLAUS ALMEIDA ON HIS RETIREMENT FROM THE CITY OF PAWTUCKET {LC3131/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representatives San Bento, Coderre, O'Neill, Rose, and Dennigan by unanimous consent, on a voice vote.

**House Bill No. 6407****BY** Menard, Moran, Singleton**ENTITLED**, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX (increase the amount of monies which municipalities receive from the real estate conveyance tax) {LC3071/1}

04/26/2005 Introduced, referred to House Finance

**House Bill No. 6408****BY** Kilmartin, Shanley, Carter, Gallison**ENTITLED**, AN ACT RELATING TO THE COASTAL RESOURCES MANAGEMENT COUNCIL (parking at CRMC) {LC3000/1}

04/26/2005 Introduced, referred to House Environment and Natural Resources

**House Resolution No. 6409****BY** Fox**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC3145/1}

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.

**TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and 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. 5133** as amended

**BY** Church

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (registration of businesses in the town of North Smithfield) {LC883/1}

04/26/2005 House held on desk

**Senate Bill No. 138** SUB A as amended

**BY** Raptakis, Damiani, Felag, Sosnowski, Paiva-Weed

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- REGULATION OF RECEIVERS AND VESSELS (Rhode Island operational standards) {LC1027/1/A}

04/26/2005 Referred to House Environmental and Natural Resources

**Senate Bill No. 565** SUB A

**BY** Roberts, Sosnowski, Gallo

**ENTITLED**, AN ACT RELATING TO EDUCATION (decrease obesity and to improve health and wellness of students through nutrition, physical activity, and education) {LC1792/1/A}

04/26/2005 Referred to House H.E.W.

**Senate Bill No. 866**

**BY** Gallo

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL (amend the Rhode Island Refuse Disposal Act) {LC2569/1}

04/26/2005 Referred to House Environmental and Natural Resources

**Senate Bill No. 304** as amended

**BY** Paiva-Weed, McCaffrey, Gibbs

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION {LC1437/1}

04/26/2005 Referred to House Environmental and Natural Resources

**Senate Bill No. 418**

**BY** Breene, Gibbs, Sosnowski, Blais, Algieri

**ENTITLED**, AN ACT RELATING TO MILK SANITATION CODE (add raw milk cheese to the milk sanitation code) {LC1406/1}

04/26/2005 Referred to House H.E.W.

**Senate Bill No. 928**

**BY** Ciccone, Badeau, Ruggerio

**ENTITLED**, AN ACT RELATING TO PARKING FACILITIES AND PRIVILEGES (renewal of a disability placard or motorcycle sticker) {LC2728/1}

04/26/2005 Referred to House Corporations

**Senate Bill** No. 929

**BY** Bates

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES (golf clubs/Class D license) {LC2711/1}

04/26/2005 Referred to House Corporations

**Senate Bill** No. 337 (Attorney General)

**BY** Polisena

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION (authorize the attorney general to bring an action/ban on dumping out of state waste at the Central Landfill) {LC1048/1}

04/26/2005 Referred to House Corporations

**Senate Bill** No. 815

**BY** Alves, McBurney, Doyle, Issa, Walaska

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- ALL-INCLUSIVE CARE FOR THE ELDERLY (authorize and initiate a state program for all-inclusive care for the elderly) {LC2383/1}

04/26/2005 Referred to House Finance

**Senate Bill** No. 812 SUB A

**BY** Roberts, Perry, Pichardo

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DENTISTS AND DENTAL HYGIENISTS (injectable oral local anesthesia) {LC1903/1/A}

04/26/2005 Referred to House Finance

**Senate Bill** No. 585 as amended

**BY** McCaffrey

**ENTITLED**, AN ACT RELATING TO CHILDREN (suspend the imposition of license suspension/retail tobacco dealer for selling to children if the dealer has taken measures to prevent the sale of tobacco to minors and can demonstrate that employees have received training) {LC1617/1}

04/26/2005 Referred to House Judiciary

**Senate Bill** No. 971

**BY** Montalbano J, Paiva-Weed, McCaffrey, Algieri

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2838/1}

04/26/2005 Referred to House Judiciary

**Senate Bill** No. 644

**BY** Ruggerio, DaPonte, Connors, Ciccone, Badeau

**ENTITLED**, AN ACT RELATING TO HOISTING ENGINEERS (licensing requirements) {LC525/1}

04/26/2005 Referred to House Labor



**Senate Bill** No. 348

**BY** Polisen, Damiani

**ENTITLED**, AN ACT RELATING TO CORRECTIONS DEPARTMENT ( prohibit the transfer or delegation of the supervision, custody & control of persons detained or confined by corrections to private persons or entities) {LC1782/1}

04/26/2005 Referred to House Labor

**Senate Bill** No. 309 SUB A (Elderly Affairs)

**BY** Gibbs, Blais, Breene

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - HOME AND COMMUNITY CARE SERVICES TO THE ELDERLY ( extend the date for development of a prescription drug program and the reporting date to June 1, 2005) {LC1509/1/A}

04/26/2005 Referred to House Finance

### CALENDAR

From the Calendar are taken:

#### **IN ORDER FOR TUESDAY, APRIL 26, 2005:**

##### **1 2005-H 5429**

**BY Slater**

**ENTITLED**, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO PROMOTE, DEVELOP AND ARTICULATE A PUBLIC SCIENCE SCHOOL FOR GRADES 6-12 ALIGNED WITH HIGHER EDUCATION

Committee on Health, Education & Welfare recommends passage.

Representative Handy moves passage of the resolution, seconded by Representatives Gemma and Slater.

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, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**2 2005-H 5280****BY Ginaitt****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --  
EMERGENCY MEDICAL TRANSPORTATION SERVICES**

Committee on Health, Education & Welfare recommends passage.

Representative Ginaitt moves passage of the act, seconded by Representatives Handy, Gemma, Naughton, McNamara, and Landroche.

Representatives Watson and Ginaitt discuss the act.

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, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Gorham, Watson.

**3 2005-H 5458****BY Ajello****ENTITLED, AN ACT RELATING TO THE AMBER ALERT PROGRAM**

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Gemma, Lima, Ajello, Handy, Almeida, Williams, Loughlin, Story, Savage, Moura, and Diaz.

Representatives Trillo, McNamara, Moran, Giannini, Watson, Ajello, Ehrhardt, Lima, Caprio, Jacquard, and Sullivan discuss the act.

Read and passed on a roll call vote, 71 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran,

Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Ucci, Voccola, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

**4 2005-H 5657**

**BY Corvese**

**ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH  
MAINTENANCE ORGANIZATION

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Corvese and San Bento.

Representatives Scott, Corvese, and Gorham discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, April 27, 2005.

**5 2005-H 5186**

**BY Almeida**

**ENTITLED,** AN ACT RELATING TO EQUAL OPPORTUNITY AND  
AFFIRMATIVE ACTION

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Almeida, Fox, Ucci, Handy, Dennigan, Ginaitt, Story, Loughlin, Long, Williamson, Gemma, Faria and Ajello, and Sullivan.

Representative Moura discusses the act.

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, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williams, Williamson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

## AFFIDAVIT

I, Peter Ginaitt, State Representative, District 22, 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: 05 H-5321

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

I am currently employed at Rhode Island Hospital.

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 Ginaitt  
Representative, District 22

State of Rhode Island  
County of Providence

Subscribed and sworn to before me this 26<sup>th</sup> day of April AD, 2005

Frank Anzeveno  
Notary Public

Representative Ginaitt 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

**6 2005-H 5321**

**BY Sullivan**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH  
CARE QUALITY PROGRAM

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Sullivan, Pacheco, Ajello, Corvese, Lima, Dennigan, Gemma, Gallison, Kilmartin, Williams and Moura.

Representatives Sullivan, McNamara, McManus, Scott, Gorham, Smith, Dennigan, Crowley, Costantino, and Watson discuss the act. Representatives Fox and Moura rise on points of order

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

Representatives Watson, Petrarca, Trillo, Davey, Giannini, and Gemma continue discussion on the act.

Representative San Bento moves the question, seconded by Representative Moura.

The motion to move the question prevails 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 Almeida, Amaral, Anguilla, Carter, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Faria, Fox, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Melo, Moran, Moura, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Schadone, Shanley, Sullivan, Ucci, Voccola, Williams.

NAYS - 24: Representatives Ajello, Caprio, Davey, DeSimone, Ehrhardt, Giannini, Gorham, Long, Loughlin, McManus, Menard, Moffitt, Mumford, Naughton, Palumbo, Picard, Scott, Singleton, Smith, Story, Trillo, Wasylyk, Watson, Winfield.

Representatives Kilmartin, McNamara, Long, Davey, Costantino and Gorham discuss the act.

Read and passed, on a roll call vote, 62 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moffitt, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Sullivan, Ucci, Voccola, Wasylyk, Williams, Winfield.

NAYS - 8: Representatives Ehrhardt, Gorham, Loughlin, McManus, Mumford, Singleton, Trillo, Watson.

**7 2005-H 5279**

**BY Ginaitt**

**ENTITLED,** HOUSE RESOLUTION PROCLAIMING MAY 15-21 AS  
"NATIONAL EMS WEEK"

Committee on Health, Education & Welfare recommends passage.

Representative Ginaitt moves passage of the resolution, seconded by Representatives Landroche, Laroche, Pacheco, Gallison, Dennigan, Menard, McNamara, Naughton, Crowley, and San Bento.

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, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**8 2005-H 5734 as amended**

**BY Naughton**

**ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR ELDERLY AND DISABLED RESIDENTS ACT

Committee on Health, Education & Welfare recommends passage as amended.

Representative McNamara moves to recommit the act to Finance seconded by Representative Fox.

Read and recommitted to the committee on Finance.

**9 2005-H 5352 as amended**

**BY Dennigan**

**ENTITLED,** HOUSE RESOLUTION REQUESTING THE RHODE ISLAND DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION TO STUDY THE FEASIBILITY OF SPECIFIED TRANSPORTATION SYSTEMS

Committee on Health, Education & Welfare recommends passage as amended.

Representative McNamara moves passage of the resolution, seconded by Representatives Handy, Anguilla, Melo, Savage, Lewiss, and Ajello

Read and passed, as amended, 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, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran,

Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**10 2005-H 5744 SUB A**

**BY Diaz**

**ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE FEASIBILITY OF ENACTING LEGISLATION THAT WOULD CHANGE THE MANDATORY SCHOOL ATTENDANCE AGE FROM SIXTEEN (16) TO SEVENTEEN (17)

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

Representative Handy moves passage of the resolution, seconded by Representatives McNamara, Lima, Mumford, Ajello, Almeida, Slater, and Diaz.

Representatives Crowley, McNamara, Lima, Smith, Watson, Diaz, Gemma, Amaral, and Trillo discuss the resolution.

The bill marked Substitute "A" is read and passed, and the original bill 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 Ajello, Almeida, Anguilla, Brien, Carter, Coderre, Costantino, Crowley, Dennigan, DeSimone, Diaz, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Sullivan, Ucci, Wasyluk, Williams, Winfield.

NAYS - 10: Representatives Amaral, Caprio, Davey, Ehrhardt, Long, Loughlin, McManus, Petrarca, Trillo, Watson.

Representative Amaral requests to hold (05-H 5744 SUB A) on the desk. There is no objection.

**TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

**11 2005-H 5749 SUB A****BY Sullivan****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY THE FINANCING OF NECESSARY REPAIR AND RENOVATION FOR MUNICIPAL EDUCATIONAL FACILITIES

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

Representative Handy moves passage of the resolution, seconded by Representatives Sullivan, McNamara, and Fox.

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 1 member voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Watson.

**12 2005-H 6172 SUB A****BY Coderre E****ENTITLED,** AN ACT RELATING TO SEPARATION OF POWERS

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

Representative Coderre moves passage of the act, seconded by Representatives Crowley, Gemma, Kilmartin, Jackson, Almeida, Ginaitt, Kennedy, San Bento and Diaz.

By unanimous consent, Representative Davey, seconded by Representative Watson offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**TO**  
**2005 -- H 6172 SUBSTITUTE A**

AN ACT RELATING TO SEPARATION OF POWERS



Mr. Speaker:

I hereby move to amend 2005 -- H 6172 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

1. On page 4, line 17, by striking the language "No removal shall be made for any".
2. On page 4, lines 18 through 23, inclusive, by striking all the language on said lines.
3. On page 4, line 24, by striking the language "of the board during any fiscal year shall be subject to removal by the governor."

Respectfully submitted,

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REPRESENTATIVE DAVEY

Representative Davey discusses the amendment.

The motion to amend fails on a roll call vote 22 members voting in the affirmative and 41 members voting in the negative as follows:

YEAS - 22: Representatives Amaral, Caprio, Davey, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McCauley, McManus, Menard, Mumford, Palumbo, Savage, Scott, Smith, Story, Trillo, Wasyluk, Watson, Winfield.

NAYS - 41: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Coderre, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McHugh, McNamara, Melo, Moura, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rose, San Bento, Schadone, Shanley, Slater, Sullivan, Ucci, Williams.

By unanimous consent, Representative Gorham, seconded by Representative Watson offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**T O**  
**2005 -- H 6172 SUBSTITUTE A**

**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. Speaker:

I hereby move to amend 2005 -- H 6172 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 3, lines 6 through 25, by deleting the language beginning with the words "as herein provided" and ending with the word "Plan." and inserting in place thereof the language:

"In making said appointments, the governor shall give due consideration to the following criteria and qualifications: whether the person has experience with agriculture, conservation, environmental issues, geology, hydrology, engineering, public water systems (large and small),

water uses (large and small), financial planning and investment, and it is the desire of the general assembly that drought regions of the state (as delineated in the RI Drought Management Plan) should have fair representation, as far as is reasonably practicable, on said board."

(2) On page 4, lines 25 through 34, by deleting the language beginning with the words "Those member of the board" and ending with the words "or her term,".

(3) On page 5, by deleting lines 1 through 5.

Respectfully submitted,

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REPRESENTATIVE GORHAM

Representatives Gorham, Crowley, Davey, Caprio, Gemma, Ehrhardt, Watson, Fox, Lally, and Ginaitt discuss the amendment.

The motion to amend fails on a roll call vote 23 members voting in the affirmative and 41 members voting in the negative as follows:

YEAS - 23: Representatives Amaral, Brien, Caprio, Davey, Ehrhardt, Giannini, Gorham, Lally, Long, Loughlin, McManus, Menard, Mumford, Palumbo, Savage, Scott, Singleton, Smith, Story, Trillo, Ucci, Wasylyk, Watson.

NAYS - 41: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Carter, Coderre, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moura, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rose, San Bento, Schadone, Shanley, Slater, Sullivan, Williams.

### REQUEST

Representative Lally requests the journal to reflect that he had voted incorrectly on Representative Gorham's amendment to (05-H 6172 SUB A), he should have voted in the negative.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McNamara, Melo, Menard, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Sullivan, Trillo, Ucci, Wasylyk, Williams.

NAYS - 8: Representatives Davey, Ehrhardt, Gorham, McManus, Mumford, Singleton, Story, Watson.

### TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

#### **13 2005-H 5819 SUB A**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

Representative Coderre moves passage of the act, seconded by Representatives Kilmartin, Gallison, Gemma, Crowley, Jackson, Almeida, Schadone, Lally, Diaz, and San Bento.

By unanimous consent, Representative Gorham, seconded by Representative Watson offers a written motion to amend.

### FLOOR AMENDMENT TO 2005 -- H 5819 SUBSTITUTE A

#### AN ACT RELATING TO SEPARATION OF POWERS

Mr. Speaker:

I hereby move to amend 2005 -- H 5819 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On Page 1, line 12, by deleting on line 12, the language: ", and shall each be qualified by" and inserting in place thereof the language: ". In making said appointments, the governor and director shall give due consideration to the candidate's";

(2) On Page 4, lines 1 through 3, by deleting the language "an active teacher, state, or municipal employee member of the retirement system or official from the teacher, state, or municipal employee unions to be appointed by the general treasurer,";

(3) On Page 4, line 4, by deleting the language: "two (2)" and inserting in place thereof the language: "three (3)";

(4) On Page 4, lines 7 and 8, by deleting the language: "The members of the general public that are appointed by the governor and general treasurer shall be qualified by" and inserting in place thereof the language: "In making said appointments, the governor and treasurer shall give due consideration to the candidate's";

(5) On Page 7, lines 1 through 3, by deleting the language "The members appointed by the governor and two (2) of the members appointed by the general treasurer shall be qualified

by" and inserting in place thereof the language: "In making said appointments, the governor and treasurer shall give due consideration to the candidate's";

(6) On Page 9, line 19, by deleting the language "five (5)" and inserting in place thereof the language: "nine (9)";

(7) On Page 9, line 20, by deleting the language ", who are qualified by" and inserting in place thereof ".";

(8) On Page 9, lines 21 through 31, by deleting all language appearing on lines 21 through 31, inclusive;

(9) On Page 9, line 32, by deleting the language: "Higher Education Association." and inserting in place thereof the following language:

"In making said appointments, the governor shall give due consideration to the following criteria and qualifications: education finance or personal investment consulting. The state general treasurer ex-officio or his or her designee, who shall be a subordinate from within the office of the general treasurer, shall serve as the tenth member of said board.";

(10) On Page 13, lines 6 through 11, by deleting all language appearing on lines 6 through 11, inclusive, and inserting in place thereof the following language:

~~(6)~~ (3) Three (3) members of the general public appointed by the governor. In making said appointments, the governor shall give due consideration to the following criteria and qualifications: training and experience in the fields of finance or banking. The terms of each member appointed by the governor shall be for two years and shall be with the advice and consent of the senate.";

(11) On Page 15, lines 25 through 33, by deleting all of the language appearing on said lines and inserting in place thereof the following language:

"(4) Two (2) of whom shall be appointed by the general treasurer with the advice and consent of the senate, and five (5) of whom shall be appointed by the governor with the advice and consent of the senate. In making said appointments, the governor and general treasurer shall give due consideration to the following criteria and qualifications: experience in the issuance and sale of bonds by public agencies or other training or experience in the field of finance and investment.";

(12) On Page 15 and 16, by adjusting subsection numbers (6), (7), (8), (9), and (10) to subsection numbers (5), (6), (7), (8), and (9).

Respectfully submitted,

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REPRESENTATIVE GORHAM

Representative Gorham discusses the amendment.

The motion to amend fails on a roll call vote 23 members voting in the affirmative and 37 members voting in the negative as follows:

YEAS - 23: Representatives Amaral, Brien, Caprio, Davey, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McManus, Menard, Mumford, Palumbo, Savage, Scott, Singleton, Smith, Story, Trillo, Ucci, Wasylyk, Watson.

NAYS - 37: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Carter, Coderre, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moura, Naughton, O'Neill, Pacheco, Picard, Rose, San Bento, Schadone, Shanley, Slater, Sullivan.

By unanimous consent, Representative Davey, seconded by Representative Watson offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2005 -- H 5819 SUBSTITUTE A**

AN ACT RELATING TO SEPARATION OF POWERS

Mr. Speaker:

I hereby move to amend 2005 -- H 5819 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

(1) On page 2, lines 15-22 by deleting all the language beginning with the words "No removal" and ending with the words "appointing authority."

(2) On page 4, lines 20-27, by deleting all the language beginning with the words "No removal" and ending with the words "appointing authority."

(3) On page 7, lines 13-20, by deleting all the language beginning with the words "No removal" and ending with the words "appointing authority."

(4) On page 10, lines 16-23 by deleting all the language beginning with the words "No removal" and ending with the words "the governor."

(5) On page 13, lines 19-26, by deleting all the language beginning with the words "No removal" and ending with the words "the governor."

(6) On page 16, lines 15-22, by deleting all the language beginning with the words "No removal" and ending with the words "appointing authority."

Respectfully submitted,

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REPRESENTATIVE DAVEY

The motion to amend fails on a roll call vote 22 members voting in the affirmative and 37 members voting in the negative as follows:

YEAS - 22: Representatives Amaral, Brien, Caprio, Davey, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McManus, Menard, Mumford, Palumbo, Savage, Scott, Singleton, Smith, Story, Ucci, Wasylyk, Watson.

NAYS - 37: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Carter, Coderre, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moura, Naughton, O'Neill, Pacheco, Picard, Rose, San Bento, Schadone, Shanley, Slater, Sullivan.

Representatives Gorham, Davey, Fox, and Crowley discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Dennigan, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McNamara, Melo, Menard, Moura, Naughton, O'Neill, Pacheco, Palumbo, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Sullivan, Trillo, Ucci, Wasylyk.

NAYS - 8: Representatives Davey, Ehrhardt, Gorham, McManus, Mumford, Singleton, Story, Watson.

### TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

#### **14 2005-H 6217 SUB A**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

Representative Coderre moves passage of the act, seconded by Representatives Ginaitt, Kennedy, San Bento, Crowley, Jackson, Ajello, Gallison, Gemma, Kilmartin and Lima.

By unanimous consent, Representative Gorham, seconded by Representative Watson offers a written motion to amend.

### **FLOOR AMENDMENT TO 2005 -- H 6217 SUBSTITUTE A**

**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. Speaker:

I hereby move to amend 2005 -- H 6217 SUBSTITUTE A, entitled "AN ACT RELATING TO SEPARATION OF POWERS", as follows:

1. Page 1, line 8, by deleting the language "the president of the R.I. Police Chiefs

Association," and by further deleting the language "two (2)" and inserting in place thereof the language "three (3)";

2. Page 4, lines 4-8, by deleting the language "any recommendations for nominations submitted to him or her by the president of the Rhode Island Medical Society, the president of the Rhode Island Society of Pathologists, the president of the Rhode Island Bar Association, the vice president of Brown University Division of Biological and Medical Sciences and the president of the Rhode Island Funeral Directors Association." and inserting in place thereof the following:

"qualifications and experience in the following profession and fields: the practice of medicine as a licensed medical doctor, including, but not limited to, practice in the field of pathology, the practice of law, practice in the field of mortuary science, also known as "funeral directing," and affiliations with any professional society or societies in such fields and academic appointments or offices held in academic institutions located in Rhode Island in such fields or professions."

3. Page 5, lines 27-31, by deleting the language "any recommendations for nominations submitted to him by the Rhode Island Medical Society; the Rhode Island Health Center Association; the dean of the Brown University Medical School; the dean of the College of Nursing at the University of Rhode Island; the Hospital Association of Rhode Island; the Rhode Island higher education assistance authority; and the director of health.", and inserting in place thereof the following:

"qualifications and experience in the following profession and fields: the practice of medicine as a licensed medical doctor, hospital administration, health center administration, nursing, education in the fields of nursing and medicine, affiliations with any professional society or societies in such fields and academic appointments or offices held in academic institutions located in Rhode Island in such fields or professions, and education finance."

4. Page 7, lines 14-25, by deleting the language "Two (2) members shall be architects registered in the state; three (3) shall be professional engineers registered in the state, one specializing in mechanical, one specializing in structural, and one specializing in electrical engineering; one landscape architect, registered in the state, one full-time certified electrical inspector; two (2) shall be builders or superintendents of building construction; one shall be a public health official; one shall be a qualified fire code official; two (2) shall be from the Rhode Island building trades council; one shall be a holder of Class "A" electrician's license; one shall be a master plumber; two (2) shall be from the general public; three (3) shall be building officials in office, one from a municipality with a population of sixty thousand (60,000) persons or more, one from a municipality with a population of over twenty thousand (20,000) persons but less than sixty thousand (60,000), and one from a municipality with a population of less than twenty thousand (20,000) persons;"

5. Page 7, lines 27-34, by deleting the language "and one shall be a minimum housing official in office from one of the local municipalities. Within thirty (30) days of May 25, 1988, the governor shall appoint, with the advice and consent of the senate, two (2) residents of the state who shall be persons with disabilities as defined in section 28-5-6(4), one of whom shall be appointed for a term of one year, and one of whom shall be appointed for a term of two (2) years. Within thirty (30) days of May 25, 1988, the governor shall appoint, with the advice and consent of the senate, one landscape architect in the state who shall be appointed for a term of three (3) years.

(b) All members,"

6. Page 8, lines 1-2, by deleting the language "shall have no less than five (5) years practical experience in his or her profession or business." and inserting in place thereof the following:

"in making said appointments, the governor shall give due consideration to the following experience or qualifications with the following fields, professions and/or applications: architecture, engineering (structural, mechanical or electrical), work as a licensed plumber, work as a licensed electrician, landscape architecture, building inspection, electrical inspection, public health administration and enforcement, fire code administration and enforcement, minimum housing and administration and enforcement."

7. Page 13, lines 9-12, by deleting the language "recommendations for nominations from the National Federation of the Blind of Rhode Island, the Gray Panthers of Rhode Island, the Sierra Club of Rhode Island, the Rhode Island AFL-CIO, the RIPTA Transportation Advisory Committee, and the Rhode Island business community." and inserting in place thereof the following:

"the following qualifications and experience: familiarity with and knowledge of individuals having disabilities, including, but not limited to, visual impairment or blindness, elderly affairs, environmental issues, labor and management issues."

Respectfully submitted,

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REPRESENTATIVE GORHAM

Representatives Gorham, Coderre, Davey, Watson, Gemma, and Crowley discuss the amendment.

The motion to amend fails on a roll call vote 21 members voting in the affirmative and 40 members voting in the negative as follows:

YEAS - 21: Representatives Amaral, Brien, Caprio, Davey, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McManus, Menard, Palumbo, Savage, Scott, Singleton, Story, Trillo, Ucci, Wasylyk, Watson.

NAYS - 40: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Carter, Coderre, Costantino, Crowley, Dennigan, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moura, Naughton, O'Neill, Pacheco, Picard, Rose, San Bento, Schadone, Shanley, Slater, Smith, Sullivan, Williamson.

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 6 members voting in the negative as follows.



YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Coderre, Costantino, Crowley, Dennigan, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McNamara, Melo, Menard, Moura, Naughton, O'Neill, Pacheco, Palumbo, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Sullivan, Trillo, Ucci, Wasylyk, Williamson.

NAYS - 6: Representatives Davey, Gorham, McManus, Singleton, Story, Watson.

### TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

**15 2005-H 6160**

**BY Faria**

**ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE  
COMMISSION TO STUDY AUTO BODY AND SALVAGE SHOPS

Committee on Labor recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 10, 2005.

**16 2005-S 967**

**BY Lenihan**

**ENTITLED,** AN ACT RELATING TO SEPARATION OF POWERS

Committee on Separation of Powers recommends passage in concurrence.

Representative Coderre moves passage of the act, seconded by Representatives San Bento, Crowley, Carter, Almeida, Kilmartin, Jackson, Kennedy, Gemma, Sullivan, and McNamara.

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 Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Coderre, Costantino, Crowley, Davey, Dennigan, Ehrhardt, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Menard, Moura, Naughton, O'Neill, Pacheco, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk.

NAYS - 0.

**TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

Majority Leader Fox requests to place item #'s 1-5 on the Calendar for Wednesday, April 27, 2005 to the Calendar for Thursday, May 12, 2005. There is no objection.

**IN ORDER FOR WEDNESDAY, APRIL 27, 2005:****1 2005-H 5191****BY Lima****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS**

Committee on Labor recommends passage.

**2 2005-H 5420 SUB A****BY Lima****ENTITLED, AN ACT RELATING TO LABOR -- MINIMUM WAGES**

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

**3 2005-H 5553****BY Diaz****ENTITLED, HOUSE RESOLUTION HONORING CESAR ESTRADA CHAVEZ  
(1927-1993)**

Committee on Labor recommends passage.

**4 2005-H 5718****BY Carter****ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --  
MECHANICAL TRADES**

Committee on Labor recommends passage.

**5 2005-H 5849****BY Moura****ENTITLED, AN ACT RELATING TO LABOR - PRIVACY PROTECTION**

Committee on Labor recommends passage.

Read and placed on the Calendar for Thursday, May 12, 2005.

**FROM THE DESK IS TAKEN**

**Senate Bill** No. 977

**BY** Blais

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- TOWN MEETINGS (Foster hold its financial town meeting in Scituate or Gloucester if a larger facility is needed) {LC2888/1}

Representative Gorham requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Gorham seconded by Representative Fox, 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, Almeida, Amaral, Brien, Caprio, Carter, Costantino, Crowley, Davey, Dennigan, Ehrhardt, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Lally, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Ucci.

NAYS - 3: Representatives Kilmartin, Moura, San Bento.

**TRANSMITTAL**

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of # 10 (05-H 5744 SUB A).

**ANNOUNCEMENTS**

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

Representative Dennigan announces two events scheduled for tomorrow. The first at 3 o'clock P.M. is the annual Books are Wings Celebration in the Bell Area of the State House, and also the Metro YMCA scheduled in the Rotunda.

Representative Savage acknowledges and thanks the city of Pawtucket and the town of Barrington for their help in the East Providence water crisis.

**GUESTS**

Representative Davey welcomes to the House Chamber as guests Albert Drexel.

Representative Brien welcomes to the House as guests from the Woonsocket Police Department Sgt. Daniel Pion and Patrolman Mark Cabral.

**ADJOURNMENT**

At 7:40 o'clock P.M. on motion of Representative Almeida and the entire House of Representatives, and as a further mark of respect to the memory of Sergeant James L. Allen; on motion of Representative Ginaitt, and as a further mark of respect to the memory of Joseph Joyce; on motion of Representative Carter, and as a further mark of respect to the memory of Domenic DiCarlo; on motion of Representative McManus and as a further mark of respect to the memory of William Shellcross III; on motion of Representative Loughlin, and as a further mark of respect to the memory of Bruce Bettencourt; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

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

APPENDIX

INVOCATION

**REPRESENTATIVE RENE R. MENARD**

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

**TRANSMITTED TO THE GOVERNOR**

**Senate Bill** No. 977

**BY** Blais

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- TOWN MEETINGS (Foster hold its financial town meeting in Scituate or Gloucester if a larger facility is needed) {LC2888/1}

**Senate Bill** No. 967

**BY** Lenihan

**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (abolish several boards and commissions) {LC2824/1}

## APPENDIX

## CALENDAR

## IN ORDER FOR WEDNESDAY, APRIL 27, 2005:

**1 2005-H 5657****BY Corvese****ENTITLED,** AN ACT RELATING TO INSURANCE -- HEALTH  
MAINTENANCE ORGANIZATION

Committee on Health, Education &amp; Welfare recommends passage.

**2 2005-H 5023****BY Lewiss****ENTITLED,** AN ACT RELATING TO TAXATION -- VETERANS' EXEMPTIONS  
-- WESTERLY

Committee on Veterans' Affairs recommends passage.

**3 2005-H 5449****BY Malik****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
REGISTRATION OF VEHICLES

Committee on Veterans' Affairs recommends passage.

**4 2005-H 5456****BY Gallison****ENTITLED,** AN ACT RELATING TO THE NATIONAL GUARD

Committee on Veterans' Affairs recommends passage.

**5 2005-H 6175****BY Carter****ENTITLED,** AN ACT RELATING TO TAXATION -- VETERANS' EXEMPTION

Committee on Veterans' Affairs recommends passage.

**6 2005-H 6176 SUB A****BY Gallison****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --  
TEMPORARY DISABILITY INSURANCE -- NATIONAL GUARDCommittee on Veterans' Affairs recommends indefinite postponement of the original  
bill and passage of Substitute A.

**7 2005-H 5318****BY Shanley****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --  
REGULATION OF VICIOUS DOGS

Committee on Corporations recommends passage.

**8 2005-H 5305****BY Ginaitt****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

**9 2005-H 5161****BY Gallison****ENTITLED,** AN ACT RELATING TO DISTRIBUTION OF CREDIT CARDS

Committee on Corporations recommends passage.

**10 2005-H 5160****BY Schadone****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- CREDIT CARD  
SOLICITATION

Committee on Corporations recommends passage.

**11 2005-H 5123****BY Shanley****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --  
DUTIES OF UTILITIES AND CARRIERS

Committee on Corporations recommends passage.

**12 2005-H 6214****BY Lewiss****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

**13 2005-H 6191****BY Gemma****ENTITLED,** AN ACT RELATING TO IDENTITY THEFT PROTECTION

Committee on Corporations recommends passage.



**14 2005-H 5360****BY McNamara****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES

Committee on Corporations recommends passage.

**15 2005-H 5359****BY San Bento****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - INSPECTIONS

Committee on Corporations recommends passage.

**16 2005-H 5770****BY Kennedy****ENTITLED,** AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY

Committee on Corporations recommends passage.

**17 2005-H 5504****BY Kennedy****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - CONSUMER ENFORCEMENT OF MOTOR VEHICLE WARRANTIES

Committee on Corporations recommends passage.

**18 2005-H 6167****BY Kilmartin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- CERTIFICATES OF TITLE AND SECURITY INTERESTS

Committee on Corporations recommends passage.

**19 2005-H 5512****BY Dennigan****ENTITLED,** AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE

Committee on Corporations recommends passage.

**20 2005-H 6101 SUB A****BY Kilmartin****ENTITLED,** AN ACT RELATING TO UNFAIR SALES PRACTICES

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

**21 2005-H 5496 SUB A****BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

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

**22 2005-H 5500 SUB A****BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- GENERAL PROVISIONS

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

**23 2005-H 5503 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO PROPERTY - RHODE ISLAND REAL ESTATE TIME-SHARE ACT

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

**24 2005-H 5205 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS

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

**25 2005-H 5302 SUB A****BY Flaherty****ENTITLED,** AN ACT RELATING TO INSURANCE -- CONTINUING EDUCATION REQUIREMENTS

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

**26 2005-H 5204 SUB A****BY San Bento****ENTITLED,** AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES

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

**27 2005-H 5406 SUB A****BY Mumford****ENTITLED,** AN ACT RELATING TO LEVY AND ASSESSMENT OF LOCAL TAXES

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

**28 2005-H 5464 SUB A****BY Schadone****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS

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

**29 2005-H 5364****BY Moura****ENTITLED,** JOINT RESOLUTION MEMORIALIZING CONGRESS TO OPPOSE PRIVATIZATION OF SOCIAL SECURITY

Committee on Finance recommends passage.

**30 2005-H 5228 SUB A****BY Naughton****ENTITLED,** AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES

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

**31 2005-H 5343 as amended****BY Flaherty****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION

Committee on Judiciary recommends passage as amended.

**32 2005-H 5539****BY Flaherty****ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF CORRECTIONS

Committee on Judiciary recommends passage.

**33 2005-H 5050****BY Amaral****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**34 2005-H 5623****BY Story****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**35 2005-H 6213****BY Trillo****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**36 2005-H 6189****BY Crowley****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**37 2005-H 6126****BY Jackson****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE**

Committee on Judiciary recommends passage.

**38 2005-H 6061****BY Mumford****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**39 2005-H 5145****BY Gallison****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**40 2005-H 6279****BY Moura****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**41 2005-H 5349****BY Anguilla****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST**

Committee on Judiciary recommends passage.

**42 2005-H 5274****BY Almeida****ENTITLED,** HOUSE RESOLUTION MEMORIALIZING THE PRESIDENT TO PARDON JOHN ARTHUR JOHNSON

Committee on Judiciary recommends passage.

**43 2005-H 5344****BY Flaherty****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - JUSTICES OF SUPREME, SUPERIOR, AND FAMILY COURTS

Committee on Judiciary recommends passage.

**44 2005-H 5097****BY Gallison****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

**45 2005-H 5435 as amended****BY Flaherty****ENTITLED,** AN ACT RELATING TO WEAPONS -- PERSONS EXEMPT FROM RESTRICTIONS

Committee on Judiciary recommends passage as amended.

**46 2005-H 5624****BY Lewiss****ENTITLED,** AN ACT RELATING TO PROPERTY -- MORTGAGE RELEASES

Committee on Judiciary recommends passage.

**47 2005-H 5887****BY Lally****ENTITLED,** AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

Committee on Judiciary recommends passage.

**48 2005-H 5543****BY Sullivan****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

Committee on Judiciary recommends passage.

**49 2005-H 6171 SUB A****BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

**50 2005-H 5327****BY Lally****ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT**

Committee on Judiciary recommends passage.

**51 2005-H 5891****BY Moura****ENTITLED, AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS**

Committee on Judiciary recommends passage.

**52 2005-H 6356****BY Church****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**53 2005-H 6079 SUB A****BY Ajello****ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT ACT**

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

**54 2005-H 5724 SUB A****BY Lewiss****ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --- ANIMAL CARE**

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

**55 2005-H 6300****BY Scott****ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL DEPARTMENT EMPLOYEES**

Committee on Health, Education & Welfare recommends passage.

**56 2005-H 5954****BY McNamara****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

Committee on Health, Education &amp; Welfare recommends passage.

**57 2005-H 5183****BY McNamara****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- ASSISTED LIVING RESIDENCE LICENSING ACT

Committee on Health, Education &amp; Welfare recommends passage.

**58 2005-H 5350****BY Williams****ENTITLED,** AN ACT RELATING TO ADOPTION OF CHILDREN

Committee on Health, Education &amp; Welfare recommends passage.

**59 2005-H 5563 SUB A****BY McNamara****ENTITLED,** AN ACT RELATING TO EDUCATION

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

**60 2005-H 6193****BY Naughton****ENTITLED,** HOUSE RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL HOUSE COMMISSION TO PROMOTE AND DEVELOP A COMPREHENSIVE SYSTEM OF EDUCATION FOR THE VISUALLY IMPAIRED CHILDREN

Committee on Health, Education &amp; Welfare recommends passage.

**IN ORDER FOR THURSDAY, APRIL 28, 2005:****1 2005-H 5881****BY Anguilla****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Committee on Corporations recommends passage.

**2 2005-H 5750****BY Anguilla****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Committee on Corporations recommends passage.

**3 2005-H 6140 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -- MOTOR VEHICLE REPAIR SHOPS

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

**4 2005-H 5775 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION -- SMALL BUSINESS ADVOCATE

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

**5 2005-H 5773 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES

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

**6 2005-H 5752 SUB A****BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS

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

**7 2005-H 5876 SUB A****BY Savage****ENTITLED,** AN ACT RELATING TO INSURANCE

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



**8 2005-H 6250 SUB A****BY Flaherty****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

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

**9 2005-H 5499 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
MOTOR VEHICLE REPARATIONS ACT

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

**10 2005-H 6251 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -  
ELECTRICIANS

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

**11 2005-H 5089 SUB A****BY Gallison****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

**12 2005-H 5754****BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- REGISTRATION OF  
VOTERS

Committee on Corporations recommends passage.

**13 2005-H 5753****BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- REGISTRATION OF  
VOTERS

Committee on Corporations recommends passage.

**14 2005-H 5583****BY Fox****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -- LAND SURVEYORS

Committee on Corporations recommends passage.

**15 2005-H 5508****BY Lewiss****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- OPTOMETRISTS

Committee on Corporations recommends passage.

**16 2005-H 5776****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

**17 2005-H 5778****BY Costantino****ENTITLED,** AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Committee on Corporations recommends passage.

**18 2005-H 6145****BY Costantino****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

**19 2005-H 6249****BY Flaherty****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

**20 2005-H 5965****BY Long****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT

Committee on Corporations recommends passage.

**21 2005-H 5877****BY Moura****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --  
DUTIES OF UTILITIES AND CARRIERS

Committee on Corporations recommends passage.

**22 2005-H 5883****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL  
SERVICE CORPORATIONS

Committee on Corporations recommends passage.

**23 2005-H 5884****BY Costantino****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL  
AND MEDICAL SERVICE CORPORATIONS

Committee on Corporations recommends passage.

**24 2005-H 5885****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER  
HEALTH INSURANCE

Committee on Corporations recommends passage.

**25 2005-H 5962****BY Ehrhardt****ENTITLED,** AN ACT RELATING TO INSURANCE AND REPORTING  
REQUIREMENTS

Committee on Corporations recommends passage.

**26 2005-H 5777 as amended****BY Gallison****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES  
PRACTICES

Committee on Corporations recommends passage as amended.

**27 2005-H 5307 SUB A****BY Handy****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --  
ENERGY AND CONSUMER SAVINGS ACT OF 2005Committee on Environment and Natural Resources recommends indefinite postponement  
of the original bill and passage of Substitute A.

**28 2005-H 5911 SUB A****BY Ginaitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY  
REDUCTION AND EDUCATION ACT

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

**29 2005-H 5994****BY Rose****ENTITLED,** AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLY

Committee on Environment and Natural Resources recommends passage.

**30 2005-H 6192****BY Jacquard****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE  
DISPOSAL

Committee on Environment and Natural Resources recommends passage.

**31 2005-H 5992 SUB A****BY Long****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- DAM  
MANAGEMENT DISTRICTS

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

**32 2005-H 5991****BY Ehrhardt****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION --  
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage.

**33 2005-H 5534****BY Lewiss****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE  
COMMISSION TO STUDY THE ECONOMIC VIABILITY AND  
FEASIBILITY OF MANDATING AND REGULATING THE  
INSTALLATION AND USAGE OF MORE EFFICIENT  
INDUSTRIAL, COMMERCIAL AND HOME CENTRAL-HEATING  
BOILERS

Committee on Environment and Natural Resources recommends passage.

**34 2005-H 5446****BY Shanley****ENTITLED,** AN ACT RELATING TO TOWNS AND CITES -- ORDINANCES

Committee on Environment and Natural Resources recommends passage.

**35 2005-H 5362 SUB A****BY Gallison****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -  
REGULATION OF LIQUEFIED NATURAL GAS RECEIVERS AND  
VESSELS

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

**36 2005-H 5308****BY Ginaitt****ENTITLED,** HOUSE RESOLUTION PROMOTING GOALS TO REDUCE  
GLOBAL WARMING POLLUTION

Committee on Environment and Natural Resources recommends passage.

**37 2005-H 5190****BY Moffitt****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE  
COMMISSION TO STUDY LAWS AND REGULATIONS RELATING  
TO HUNTING AND FISHING IN RHODE ISLAND AND THE  
LICENSING TO PARTICIPATE THEREIN

Committee on Environment and Natural Resources recommends passage.

**38 2005-H 6117 SUB A****BY Ginaitt****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT  
-- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

**39 2005-H 5430****BY Lewiss****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY  
-- ANIMAL TRUSTS

Committee on Health, Education & Welfare recommends passage.

**40 2005-H 5729 SUB A****BY Jackson****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY PROHIBITING THE USE OF THIMEROSAL IN IMMUNIZATIONS

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

**41 2005-H 5742 SUB A****BY Jacquard****ENTITLED,** AN ACT RELATING TO HEALTH INSURANCE COVERAGE -- MANDATED HEARING AID COVERAGE

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

**42 2005-H 5569 SUB A****BY Slater****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSING SERVICE AGENCIES

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

**43 2005-H 5736 SUB A as amended****BY Dennigan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES

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

**44 2005-H 6104 SUB A****BY Fox****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

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

**45 2005-H 5896 SUB A****BY Petrarca****ENTITLED,** AN ACT RELATING TO CAUSES OF ACTION -- GOOD SAMARITAN IMMUNITY FROM LIABILITY

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

**46 2005-H 5627 SUB A****BY Lima****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

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

**47 2005-H 5640****BY Lewiss****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - UNDERAGE POSSESSION**

Committee on Judiciary recommends passage.

**48 2005-H 5167****BY Church****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- FAILURE TO PAY CHILD SUPPORT**

Committee on Judiciary recommends passage.

**49 2005-H 5461****BY Fox****ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION PUBLICATION OF DISTRIBUTION OF ACTS**

Committee on Judiciary recommends passage.

**50 2005-H 5631****BY Lewiss****ENTITLED, AN ACT RELATING TO PROPERTY -- POWERS**

Committee on Judiciary recommends passage.

**51 2005-H 6103****BY Ajello****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Judiciary recommends passage.

**52 2005-H 5548 as amended****BY Rice****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE**

Committee on Judiciary recommends passage as amended.

**53 2005-H 5333****BY Kilmartin****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
OPEN MEETINGS

Committee on Judiciary recommends passage.

**54 2005-H 5712****BY Jacquard****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage.

**55 2005-H 5045****BY Kilmartin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Judiciary recommends passage.

**56 2005-H 5634****BY Lewiss****ENTITLED,** AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

Committee on Judiciary recommends passage.

**57 2005-H 5622 SUB A****BY Malik****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -  
REGULATION OF SALESCommittee on Judiciary recommends indefinite postponement of the original bill and  
passage of Substitute A.**58 2005-H 5717****BY Malik****ENTITLED,** AN ACT RELATING TO LABOR RELATIONS ACT

Committee on Labor recommends passage.

**59 2005-H 5850****BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY  
CONTRACTORS

Committee on Labor recommends passage.



**60 2005-H 5650****BY Moura****ENTITLED,** AN ACT RELATING TO EMPLOYMENT OF WOMEN AND CHILDREN

Committee on Labor recommends passage.

**61 2005-H 5649 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EMPLOYMENT OF WOMEN AND CHILDREN

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

**62 2005-H 5827****BY Costantino****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY

Committee on Finance recommends passage.

**IN ORDER FOR TUESDAY, MAY 10, 2005:****1 2005-H 6160****BY Faria****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY AUTO BODY AND SALVAGE SHOPS

Committee on Labor recommends passage.

**IN ORDER FOR THURSDAY, MAY 12, 2005:****1 2005-H 5191****BY Lima****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Labor recommends passage.

**2 2005-H 5420 SUB A****BY Lima****ENTITLED,** AN ACT RELATING TO LABOR -- MINIMUM WAGES

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

**3 2005-H 5553**

**BY Diaz**

**ENTITLED,** HOUSE RESOLUTION HONORING CESAR ESTRADA CHAVEZ  
(1927-1993)

Committee on Labor recommends passage.

**4 2005-H 5718**

**BY Carter**

**ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --  
MECHANICAL TRADES

Committee on Labor recommends passage.

**5 2005-H 5849**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO LABOR - PRIVACY PROTECTION

Committee on Labor recommends passage.

**Louis D'Antuono**  
**Clerk of the House**

Tuesday, April 26, 2005