

**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. 41

Thursday, April 28, 2005

Forty-first Day

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The House of Representatives meets at the State House in Providence, Thursday, April 28, 2005 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 73 members present and 2 members absent as follows:

PRESENT - 73: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, 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, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 2: Representatives Faria, Jacquard.

**INVOCATION**

The Honorable Speaker presents Representative Palumbo 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 27, 2005 is approved as printed.

**REPORTS OF COMMITTEES  
COMMITTEE ON JUDICIARY**

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

**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}

04/28/2005 Placed on House Calendar

**COMMITTEE ON SEPARATION OF POWERS**

Representative Coderre, for the Committee on Separation of Powers, reports back the following measure, with recommendation of passage:

**House Bill No. 6164 SUB A****BY** Coderre E, Crowley, Almeida, Gemma, Kilmartin**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions in accord with the recent amendments to the state constitution) {LC2689/3/A}

04/28/2005 Placed on House Calendar

**NEW BUSINESS****House Resolution No. 6428****BY** McNamara, Dennigan, Trillo**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MAY 1 - 7, 2005 AS "BRAIN TUMOR AWARENESS WEEK" {LC3121/1}

Representative McNamara requests unanimous consent for immediate consideration.

There is no objection.

Representative McNamara discusses the resolution.

Read and passed, on a motion of Representative McNamara seconded by Representatives Dennigan, Ginaitt and Trillo by unanimous consent, on a voice vote.

**House Bill No. 6429****BY** Williamson**ENTITLED**, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- AND EXTENSION OF GAMBLING ACTIVITIES TO INCLUDE A STATE-OPERATED CASINO (new chapter) {LC3187/1}

04/28/2005 Introduced, referred to House Finance

Representative Malik, with the agreement of the majority and the minority, requests to place (05-H 6430) on the Calendar for Tuesday, May 3, 2005. There is no objection.

**House Bill No. 6430****BY** Malik, Carter, Scott, Gallison, Moffitt**ENTITLED**, AN ACT RELATING TO VETERANS' AFFAIRS (increase the membership of the Persian Gulf War Information Relief Commission) {LC3178/1}

04/28/2005 Placed on House Calendar

**House Bill No. 6431****BY** Slater, Diaz, Williams, Almeida, Dennigan**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND BUSINESS REGULATION (consumer protection advocacy commission) {LC2809/1}

04/28/2005 Introduced, referred to House Finance

**House Bill No. 6432****BY** Lewiss, Kennedy, McHugh**ENTITLED**, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX (increase the amount of monies which municipalities receive) {LC3173/1}

04/28/2005 Introduced, referred to House Finance

**House Bill No. 6433****BY** Gallison, Almeida, Moura, Anguilla, Malik**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES (5000' clearance form any LNG tank) {LC3157/1}

04/28/2005 Introduced, referred to House Environment and Natural Resources

**House Bill No. 6434****BY** Menard, Malik, Brien T, Winfield, Ucci**ENTITLED**, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX CREDIT (comply with the 2003 amendments to the fire safety code) {LC3162/1}

04/28/2005 Introduced, referred to House Finance

**House Bill No. 6435****BY** Anguilla**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE (eliminate the requirement that the joint tortfeasor release be the same as the culpabilities of the released tortfeasor) {LC3091/1}

04/28/2005 Introduced, referred to House Judiciary

**House Bill No. 6436****BY** McManus**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3167/1}

04/28/2005 Introduced, referred to House Judiciary

**House Bill No. 6437****BY** Trillo, Carter, Scott**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- FIRE SAFETY CODE -  
- GENERAL PROVISIONS (create an exemption to the fire safety code for buildings which can  
provide a direct means of egress from its area and provide for evacuation) {LC3094/1}

04/28/2005 Introduced, referred to House Corporations

**House Bill No. 6438** (by request)**BY** McHugh, Lewiss**ENTITLED**, AN ACT RELATING TO VOTING**BY** NONRESIDENT PROPERTY OWNERS IN THE TOWN OF WESTERLY {LC3130/1}

04/28/2005 Introduced, referred to House Corporations

**House Resolution No. 6439****BY** Slater, Almeida, Diaz, Williams**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION TO STUDY THE CONSOLIDATION OF SCHOOL DISTRICTS IN RHODE  
ISLAND {LC3184/1}

04/28/2005 Introduced, referred to House H.E.W.

**House Bill No. 6440****BY** Carter**ENTITLED**, AN ACT RELATING TO THE FIRE SAFETY CODE (exempt existing  
properties with hard wired alarm systems from changes required by the latest fire code)  
{LC3093/1}

04/28/2005 Introduced, referred to House Corporations

**House Bill No. 6441****BY** Naughton, Slater, Diaz, Carter, Melo**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- STOPPING,  
STANDING AND PARKING RESTRICTIONS (prohibit parking upon any crosshatched access  
aisle adjacent to disability parking spaces) {LC3188/1}

04/28/2005 Introduced, referred to Jt. Committee on Highway Safety

**House Bill No. 6442****BY** Moura, McCauley, Smith, Petrarca, Williamson**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- POLICE OFFICERS AND  
FIRE FIGHTERS (invalidate provisions of any municipal ordinance or home rule charter that  
imposes residency requirements upon police officers or fire fighters) {LC2883/1}

04/28/2005 Introduced, referred to House Labor

**COMMUNICATION FROM THE SENATE**

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

**Senate Bill** No. 41 SUB A

**BY** Walaska, Bates, Alves

**ENTITLED**, AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS (permit experienced adjusters not licensed in RI to engage in emergency insurance adjustment work for losses in RI) {LC518/1/A}

04/28/2005 Referred to House Corporations

**Senate Bill** No. 329 SUB A

**BY** Paiva-Weed, Ruggiero

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES (powers of municipalities to jointly establish an insurance corporation) {LC1494/1/A}

04/28/2005 Referred to House Corporations

**Senate Bill** No. 550

**BY** Perry, Goodwin, McCaffrey, Tassoni, McBurney

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (definition of "renewable energy resources ") {LC2100/1}

04/28/2005 Referred to House Corporations

**Senate Bill** No. 265

**BY** Lanzi, Damiani, Badeau, Ciccone, Ruggiero

**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- GOVERNMENT OVERSIGHT AND FISCAL ACCOUNTABILITY REVIEW ACT (increase the reporting requirements of government agencies) {LC822/1}

04/28/2005 Referred to House Finance

**Senate Bill** No. 369 SUB A (Secretary of State)

**BY** Ruggiero, McCaffrey, Tassoni, Cote, Polisena

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DISCLOSURE OF NAMES OF STATE GOVERNMENT CONSULTANTS {LC1072/1/A}

04/28/2005 Referred to House Finance

**Senate Bill** No. 117 SUB A as amended

**BY** Lenihan, Cote, Sheehan, Sosnowski, Polisena

**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (abolish the unclassified pay plan board) {LC879/2/A}

04/28/2005 Referred to House Finance

**Senate Bill** No. 759 as amended (Administration)

**BY** Blais, Gibbs

**ENTITLED**, AN ACT RELATING TO THE OFFICE OF LIBRARY AND INFORMATION SERVICES {LC1846/1}

04/28/2005 Referred to House Finance

**Senate Bill** No. 416 SUB A (Health)

**BY** Gibbs

**ENTITLED**, AN ACT RELATING TO BARBERS, COSMETICIANS, MANICURISTS AND ESTHETICIANS (license) {LC1507/1/A}

04/28/2005 Referred to House Finance

**Senate Bill** No. 952

**BY** Breene

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS (establish a municipal court in the town of Exeter) {LC2794/1}

04/28/2005 Referred to House Judiciary

## CALENDAR

From the Calendar are taken:

### IN ORDER FOR THURSDAY, APRIL 28, 2005:

#### **1 2005-H 5994**

**BY** Rose

**ENTITLED**, AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLY

Committee on Environment and Natural Resources recommends passage.

Representative Ginaitt moves passage of the act, seconded by Representatives Rose, Dennigan, Melo, Story, Pacheco, Gemma, Ajello, Coderre, San Bento, Sullivan, Savage and Moura.

Read and passed, 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, Anguilla, Brien, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kilmartin, Landroche, Lewiss, Lima, Loughlin, McCauley, McHugh, McManus, Melo, Menard, Moffitt, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Williams, Winfield.

NAYS - 0.

**2 2005-H 5364****BY Moura****ENTITLED, JOINT RESOLUTION MEMORIALIZING CONGRESS TO OPPOSE  
PRIVATIZATION OF SOCIAL SECURITY**

Committee on Finance recommends passage.

Read, and by unanimous consent, ordered to be placed on the bottom of page 3 as item # 18A.

**3 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 4,  
2005.

**4 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 4,  
2005.

**5 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.

Representative Naughton moves passage of the act, seconded by Representatives Lima, Ginaitt,  
Carter, Gemma, Church, San Bento, Anguilla, Costantino, Coderre, Diaz, Slater, Lewiss,  
Mumford, Story, and Amaral.

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

NAYS - 0.

**6 2005-H 5343 as amended**

**BY Flaherty**

**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION

Committee on Judiciary recommends passage as amended.

Representative Flaherty moves passage of the act, seconded by Representatives Lima, Palumbo, and Anguilla.

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, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kilmartin, Lally, Landroche, 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, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**7 2005-H 5539**

**BY Flaherty**

**ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF CORRECTIONS

Committee on Judiciary recommends passage.

Representative Flaherty moves to recommit the act to Finance seconded by Representative Fox. There is no objection.



Read and recommitted to the Committee on Finance.

Majority Leader Fox, with the agreement of the minority, requests to vote as a bundle, Calendar item #'s 8-14 and item # 27. There is no objection.

**8 2005-H 5050**

**BY Amaral**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**9 2005-H 5623**

**BY Story**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**10 2005-H 6213**

**BY Trillo**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**11 2005-H 6189**

**BY Crowley**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**12 2005-H 6126**

**BY Jackson**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE

Committee on Judiciary recommends passage.

**13 2005-H 6061**

**BY Mumford**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**14 2005-H 5145**

**BY Gallison**

**ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

**27 2005-H 6356****BY Church****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Representative Flaherty moves passage of item #'s 8-14 and item # 27, seconded by Representatives Gemma, Palumbo, Lally, Church, Menard, Amaral, Mumford, Giannini, Loughlin, Ehrhardt, Moura, Story, and Corvese.

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

NAYS - 0.

**REQUEST**

Representative Pacheco requests the journal to reflect that if he had voted on item #'s 8-14 and item # 27, as a bundle, he would have voted in the affirmative.

**15 2005-H 6279****BY Moura****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 5 2005.

**16 2005-H 5349****BY Anguilla****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 5 2005.

**17 2005-H 5274****BY Almeida****ENTITLED,** HOUSE RESOLUTION MEMORIALIZING THE PRESIDENT TO  
PARDON JOHN ARTHUR JOHNSON

Committee on Judiciary recommends passage.

Representative Anguilla moves passage of the act, seconded by Representatives Kilmartin, Ajello, Almeida, Diaz, and McNamara.

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

NAYS - 0., SUPERIOR, AND FAMILY

**18 2005-H 5344****BY Flaherty****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -  
COURTS - JUSTICES OF SUPREME  
COURTS

Committee on Judiciary recommends passage.

Representative Anguilla moves passage of the act, seconded by Representatives Gemma, Caprio and Rice.

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

NAYS - 0.

**18A 2005-H 5364****BY Moura****ENTITLED, JOINT RESOLUTION MEMORIALIZING CONGRESS TO OPPOSE  
PRIVATIZATION OF SOCIAL SECURITY**

Committee on Finance recommends passage.

Representative Moura moves passage of the resolution, seconded by Representatives Kilmartin, Corvese, San Bento, Pacheco, Rice, Moran, Naughton, Coderre, Diaz, Ginaitt, Lima, Schadone, Melo, Handy, Carter, Gemma, Wasylyk, Sullivan, Williamson, Slater, Scott and McNamara.

Representative Moura discusses the resolution. Representative Gorham rises on a point of order for Representative Moura to speak germane to the resolution. The Honorable Speaker rules for Representative Moura to speak germane to the resolution.

Representatives Sullivan, Almeida, Corvese, Slater, and Trillo continue discussion on the resolution. Representative Williamson rises on a point of order for Representative Trillo to speak germane to the resolution. The Honorable Speaker rules for Representative Trillo to speak germane to the resolution.

Representative Davey continues discussion on the resolution. Representative San Bento rises on a point of order for Representative Davey to speak germane to the resolution. The Honorable Speaker rules for Representative Davey to speak germane to the resolution.

Representative Lima continues discussion on the resolution. Representative Trillo rises on a point of order for Representative Lima to speak germane to the resolution. The Honorable Speaker rules for Representative Lima to speak germane to the resolution.

Representatives Crowley, Gemma, Naughton, Moffitt, McHugh, Smith, Diaz, and Story continue discussion on the resolution.

Read and passed, on a roll call vote, 59 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Sullivan, Ucci, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Gorham, Long, Loughlin, McManus, Moffitt, Mumford, Story.

**19 2005-H 5097****BY Gallison****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM  
CONTROLLED SUBSTANCES ACT

Committee on Judiciary recommends passage.

Representative Flaherty moves passage of the act, seconded by Representatives Gallison, Moran, Corvese, Rice, San Bento, Mumford, Williams and Giannini.

Representative Almeida discusses the act.

Read and passed, 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 Brien, Caprio, Carter, Church, Coderre, Corvese, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Ucci, Wasylyk, Williams, Winfield.

NAYS - 4: Representatives Ajello, Almeida, Handy, Williamson.

**20 2005-H 5435 as amended****BY Flaherty****ENTITLED,** AN ACT RELATING TO WEAPONS -- PERSONS EXEMPT FROM  
RESTRICTIONS

Committee on Judiciary recommends passage as amended.

Representative Flaherty moves passage of the act, seconded by Representatives Corvese, Menard, Giannini, Shanley, Loughlin, Ehrhardt, Moran, and Brien.

Read and passed as amended, 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, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

**21 2005-H 5624****BY Lewiss****ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE RELEASES**

Committee on Judiciary recommends passage.

Representative Flaherty moves passage of the act, seconded by Representatives Rice, Scott, Jackson, Carter, Diaz, and Lewiss.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Williamson, Winfield.

NAYS - 3: Representatives Giannini, Menard, Picard.

**22 2005-H 5887****BY Lally****ENTITLED, AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION**

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 5, 2005.

**23 2005-H 5543****BY Sullivan****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS**

Committee on Judiciary recommends passage.

Representative Flaherty moves passage of the act, seconded by Representatives Sullivan, Moran, Rice, McNamara, and Brien.

Representatives Picard and Flaherty discuss the act.

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, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Gallison, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Williamson, Winfield.

NAYS - 1: Representative Gemma.

### REQUEST

Representative Gemma requests the journal to reflect that he had voted incorrectly on (05-H 5543), he should have voted in the affirmative.

#### **24 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.

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

Representative Davey discusses the act.

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

### **FLOOR AMENDMENT TO 2005 -- H 6171 SUBSTITUTE A**

**AN ACT RELATING TO SEPARATION OF POWERS**

Mr. Speaker:

I hereby move to amend 2005 -- H 6171 SUBSTITUTE A, entitled "AN ACT AN ACT RELATING TO SEPARATION OF POWERS", as follows:

- (1) On page 8, line 13, by deleting all of the language after the word "appoint".
- (2) On page 8, by deleting lines 14-30 and inserting in place thereof the following: "twelve (12) members of the general public with the advice and consent of the senate, giving due consideration to the appointees' knowledge of firefighting issues (professional and volunteer), management issues, labor issues and environmental issues."
- (3) On page 10, line 33, by deleting all the language after the word "to".

(4) On page 10, by deleting line 34.

(5) On page 11, by deleting lines 1 – 5.

(6) On page 11, line 6, by deleting all the language before the word "and" and inserting in place thereof the following: "the following qualifications: experience in medical issues, legal issues, psychological issues, and social service issues and an aptitude for child advocacy issues."

Respectfully submitted,

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REPRESENTATIVE GORHAM

Representatives Gorham, Coderre, Trillo, and Long discuss the amendment.

The motion to amend fails on a roll call vote 19 members voting in the affirmative and 48 members voting in the negative as follows:

YEAS - 19: Representatives Almeida, Caprio, Davey, Ehrhardt, Gorham, Long, Loughlin, McHugh, McManus, Moffitt, Mumford, Palumbo, Picard, Savage, Scott, Singleton, Story, Trillo, Winfield.

NAYS - 48: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Menard, Moran, Moura, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Schadone, Shanley, Slater, Smith, Sullivan, Ucci, Voccola, Williams.

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 13 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Shanley, Slater, Smith, Sullivan, Ucci, Voccola, Williams, Winfield.

NAYS - 13: Representatives Davey, Ehrhardt, Gorham, Long, Loughlin, McManus, Moffitt, Mumford, Savage, Scott, Singleton, Story, Trillo.

**25 2005-H 5327**

**BY Lally**

**ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT**

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 5, 2005.



**26 2005-H 5891****BY Moura****ENTITLED, AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS**

Committee on Judiciary recommends passage.

Representative Flaherty moves passage of the act, seconded by Representatives Anguilla, Moran, and Moura.

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

**F L O O R   A M E N D M E N T**  
**TO**  
**2005 -- H 5891**

AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS

Mr. Speaker:

I hereby move to amend 2005 -- H 5891, entitled "AN ACT RELATING TO LABOR -- EMPLOYMENT SECURITY -- BENEFITS", as follows:

(1) On page 1, line 12, by inserting the following language after the word "proceedings" at the end of said line:

"provided however, that nothing herein shall be construed to limit the powers of the judicial branch as provided in Article X of the Rhode Island Constitution to decide what effect such findings of fact and conclusions of law may have in any judicial proceeding pending before any court established pursuant to Article X".

Respectfully submitted,

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REPRESENTATIVE GORHAM

Representatives Gorham, Flaherty, Davey, and Gemma discuss the amendment.

The motion to amend fails on a roll call vote 13 members voting in the affirmative and 47 members voting in the negative as follows:

YEAS - 13: Representatives Caprio, Davey, DeSimone, Ehrhardt, Gorham, Long, Loughlin, Menard, Moffitt, Mumford, Singleton, Story, Trillo.

NAYS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Carter, Church, Coderre, Costantino, Crowley, Dennigan, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca,

Picard, Rose, San Bento, Savage, Schadone, Shanley, Smith, Sullivan, Ucci, Voccola, Williams, Williamson, Winfield.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Caprio, Carter, Church, Coderre, Costantino, Crowley, Dennigan, DeSimone, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Menard, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Sullivan, Ucci, Voccola, Williams, Williamson, Winfield.

NAYS - 9: Representatives Davey, Gorham, Long, Loughlin, Moffitt, Mumford, Singleton, Story, Trillo.

**28 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.

Representative Ajello moves passage of the act, seconded by Representatives Handy, Williams, McNamara, Almeida, and Moran.

Representatives Trillo, Rice, and Loughlin discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 50 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Carter, Church, Coderre, Costantino, Davey, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Picard, Rice, San Bento, Savage, Schadone, Singleton, Smith, Story, Sullivan, Ucci, Voccola, Williams, Williamson.

NAYS - 9: Representatives Caprio, Menard, Moffitt, Petrarca, Rose, Scott, Shanley, Trillo, Winfield.

On suggestion of Representative Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Tuesday, May 3, 2005.

**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.

Representative Scott, with the agreement of the majority and the minority requests to take up #30 (05-H 6300) on today's Calendar next. There is no objection.

**30     2005-H 6300****BY Scott****ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL DEPARTMENT  
EMPLOYEES**

Committee on Health, Education & Welfare recommends passage.

Representative Menard rises on a point of order to inquire whether bill (05-H 6300) is properly on the Calendar. Representatives Moura and McNamara discuss the travel of the bill in committee and the apparent compliance with Rule 26(c). The Honorable Speaker rules that the bill is properly on the Calendar.

Representative McNamara moves passage of the act, seconded by Representatives Scott, Davey, Story, Savage, Smith, Moura, Shanley, Coderre, Lima, Carter, Kilmartin, Voccola, Giannini, Long, Flaherty and Mumford.

Representatives Moura and Scott discuss the act.

Read and passed, 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 Almeida, Anguilla, Brien, Caprio, Carter, Church, Coderre, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Story, Sullivan, Trillo, Ucci, Voccola, Williamson, Winfield.

NAYS - 1: Representative Costantino.

**HOLD ON THE DESK**

Representative Menard requests to hold (05-H 5359) on the desk.

**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 bill (05-H 5359).

**FROM THE DESK IS TAKEN****Senate Bill No. 1001**

**BY** Sosnowski, Lenihan, Issa, Roberts, Montalbano J

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE SAFETY ACT (remove the exemption for Class C and D liquor license holders) {LC3020/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Fox seconded by Representatives Long, Malik, Ginaitt, Handy, Ajello, Rice, Savage, Kilmartin, Sullivan and Gemma on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative

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

NAYS - 1: Representative Corvese.

**Senate Bill No. 1026**

**BY** Sheehan

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2703/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Fox seconded by Representatives Kilmartin, Long, and Mumford on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Caprio, Carter, Church, Coderre, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Williams, Williamson, Winfield.

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 bill (05-H 5359).

### ANNOUNCEMENTS

Representative Fox announces that the Committee on Judiciary will meet today, at the rise of the House, in Room 205 of the State House.

Representative Fox announces the desk will remain open in order to receive Committee reports.

### GUESTS

Representative McNamara welcomes to the House Chamber as guests Bill and Doreen Paola.

Representative Ucci congratulates Eagle Scout, Carl Eric Hoffman.

### ADJOURNMENT

At 6:12 o'clock P.M. on motion of Representative McCauley, and as a further mark of respect to the memory of John Joseph Young; on motion of Representative Williamson, and as a further mark of respect to the memory of Joseph Farias; on motion of Representative Lewiss and as a further mark of respect to the memory of Agnes Centracchio seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

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

APPENDIX

INVOCATION

**REPRESENTATIVE PETER G. PALUMBO**

Heavenly Father, look with favor on our deliberation and assist us by your grace to do what is just and wise. Amen.

APPENDIX

TRANSMITTED TO THE GOVERNOR

**Senate Bill No. 1001**

**BY** Sosnowski, Lenihan, Issa, Roberts, Montalbano J

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- WORKPLACE SAFETY ACT (remove the exemption for Class C and D liquor license holders) {LC3020/1}

**Senate Bill No. 1026**

**BY** Sheehan

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2703/1}

## APPENDIX

## CALENDAR

## IN ORDER FOR TUESDAY, MAY 3, 2005:

**1 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.

**2 2005-H 5954****BY McNamara****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY  
CONSTRUCTION

Committee on Health, Education & Welfare recommends passage.

**3 2005-H 5183****BY McNamara****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- ASSISTED  
LIVING RESIDENCE LICENSING ACT

Committee on Health, Education & Welfare recommends passage.

**4 2005-H 5350****BY Williams****ENTITLED,** AN ACT RELATING TO ADOPTION OF CHILDREN

Committee on Health, Education & Welfare recommends passage.

**5 2005-H 5563 SUB A****BY McNamara****ENTITLED,** AN ACT RELATING TO EDUCATION

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

**6 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 & Welfare recommends passage.



**7 2005-H 5881****BY Anguilla****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Committee on Corporations recommends passage.

**8 2005-H 5750****BY Anguilla****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Committee on Corporations recommends passage.

**9 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.

**10 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.

**11 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.

**12 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.

**13 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.

**14 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.

**15 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.

**16 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.

**17 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.

**18 2005-H 5754****BY Lewiss****ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF  
VOTERS**

Committee on Corporations recommends passage.

**19 2005-H 5753****BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS

Committee on Corporations recommends passage.

**20 2005-H 5583****BY Fox****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -- LAND SURVEYORS

Committee on Corporations recommends passage.

**21 2005-H 5508****BY Lewiss****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- OPTOMETRISTS

Committee on Corporations recommends passage.

**22 2005-H 5776****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

**23 2005-H 5778****BY Costantino****ENTITLED,** AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Committee on Corporations recommends passage.

**24 2005-H 6145****BY Costantino****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

**25 2005-H 6249****BY Flaherty****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

**26 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.

**27 2005-H 5877****BY Moura****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --  
DUTIES OF UTILITIES AND CARRIERS

Committee on Corporations recommends passage.

**28 2005-H 5883****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL  
SERVICE CORPORATIONS

Committee on Corporations recommends passage.

**29 2005-H 5884****BY Costantino****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL  
AND MEDICAL SERVICE CORPORATIONS

Committee on Corporations recommends passage.

**30 2005-H 5885****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER  
HEALTH INSURANCE

Committee on Corporations recommends passage.

**31 2005-H 5962****BY Ehrhardt****ENTITLED,** AN ACT RELATING TO INSURANCE AND REPORTING  
REQUIREMENTS

Committee on Corporations recommends passage.

**32 2005-H 5777 as amended****BY Gallison****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES  
PRACTICES

Committee on Corporations recommends passage as amended.

**33 2005-H 5307 SUB A****BY Handy****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --  
ENERGY AND CONSUMER SAVINGS ACT OF 2005

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

**34 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.

**35 2005-H 6192****BY Jacquard****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE  
DISPOSAL

Committee on Environment and Natural Resources recommends passage.

**36 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.

**37 2005-H 5991****BY Ehrhardt****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION --  
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage.

**38 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.

**39 2005-H 5446****BY Shanley****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ORDINANCES

Committee on Environment and Natural Resources recommends passage.

**40 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.

**41 2005-H 5308****BY Ginaitt****ENTITLED,** HOUSE RESOLUTION PROMOTING GOALS TO REDUCE  
GLOBAL WARMING POLLUTION

Committee on Environment and Natural Resources recommends passage.

**42 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.

**43 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.

**44 2005-H 5430****BY Lewiss****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY  
-- ANIMAL TRUSTS

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

**45 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.

**46 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.

**47 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.

**48 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.

**49 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.

**50 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.

**51 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.

**52 2005-H 5640****BY Lewiss****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - UNDERAGE POSSESSION**

Committee on Judiciary recommends passage.

**53 2005-H 5167****BY Church****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- FAILURE TO PAY CHILD SUPPORT**

Committee on Judiciary recommends passage.

**54 2005-H 5461****BY Fox****ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION PUBLICATION OF DISTRIBUTION OF ACTS**

Committee on Judiciary recommends passage.

**55 2005-H 5631****BY Lewiss****ENTITLED, AN ACT RELATING TO PROPERTY -- POWERS**

Committee on Judiciary recommends passage.

**56 2005-H 6103****BY Ajello****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Judiciary recommends passage.

**57 2005-H 5548 as amended****BY Rice****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE**

Committee on Judiciary recommends passage as amended.



**58 2005-H 5333****BY Kilmartin****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
OPEN MEETINGS

Committee on Judiciary recommends passage.

**59 2005-H 5712****BY Jacquard****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage.

**60 2005-H 5045****BY Kilmartin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Judiciary recommends passage.

**61 2005-H 5634****BY Lewiss****ENTITLED,** AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

Committee on Judiciary recommends passage.

**62 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.**63 2005-H 5717****BY Malik****ENTITLED,** AN ACT RELATING TO LABOR RELATIONS ACT

Committee on Labor recommends passage.

**64 2005-H 5850****BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY  
CONTRACTORS

Committee on Labor recommends passage.

**65 2005-H 5650****BY Moura****ENTITLED,** AN ACT RELATING TO EMPLOYMENT OF WOMEN AND CHILDREN

Committee on Labor recommends passage.

**66 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.

**67 2005-H 5827****BY Costantino****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY

Committee on Finance recommends passage.

**68 2005-H 5161****BY Gallison****ENTITLED,** AN ACT RELATING TO DISTRIBUTION OF CREDIT CARDS

Committee on Corporations recommends passage.

**69 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.

**70 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.

**71 2005-H 6002****BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION

Committee on Corporations recommends passage.

**72 2005-H 5999 SUB A****BY Gemma****ENTITLED,** AN ACT RELATING TO ACCIDENT AND SICKNESS INSURANCE POLICIES

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

**73 2005-H 5107 SUB A****BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

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

**74 2005-H 5985 SUB A****BY Lima****ENTITLED,** AN ACT RELATING TO DECEPTIVE TRADE PRACTICES --MODEL FAIR CONSUMER CONTRACTS ACT

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

**75 2005-H 5774 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -- HAWKERS AND PEDDLERS

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

**76 2005-H 6001 SUB A****BY McCauley****ENTITLED,** AN ACT RELATING TO PROPERTY -- RESIDENTIAL LANDLORD AND TENANT ACT

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

**77 2005-H 5320 SUB A****BY Jacquard****ENTITLED,** AN ACT RELATING TO BANKING AND INSURANCE  
CONSUMER PROTECTION

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

**78 2005-H 5100 SUB A****BY Coderre E****ENTITLED,** AN ACT RELATING TO INSURANCE -- MEDICARE  
SUPPLIMENT INSURANCE

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

**79 2005-H 5816 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.

**80 2005-H 6206 as amended****BY Crowley****ENTITLED,** AN ACT RELATING TO SEPARATION OF POWERS --  
EDUCATION

Committee on Separation of Powers recommends passage as amended.

**81 2005-H 6430****BY Malik****ENTITLED,** AN ACT RELATING TO VETERANS' AFFAIRS

Ordered on the Calendar

**IN ORDER FOR WEDNESDAY, MAY 4, 2005:****1 2005-H 6396****BY Williamson****ENTITLED,** HOUSE RESOLUTION RESPECTFULLY REQUESTING THE  
JUSTICES OF THE SUPREME COURT TO GIVE A WRITTEN  
OPINION UPON CERTAIN QUESTIONS OF LAW

Committee on Judiciary recommends passage.

**2 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.

**3 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.

**4 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.

**5 2005-H 6164 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.

**IN ORDER FOR THURSDAY, MAY 5, 2005:****1 2005-H 6279****BY Moura****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

**2 2005-H 5349****BY Anguilla****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST**

Committee on Judiciary recommends passage.

**3 2005-H 5887****BY Lally****ENTITLED, AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION**

Committee on Judiciary recommends passage.

**4 2005-H 5327**

**BY Lally**

**ENTITLED,** AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT

Committee on Judiciary 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 WEDNESDAY, MAY 11, 2005:**

**1 2005-H 5305**

**BY Ginaitt**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

**IN ORDER FOR THURSDAY, MAY 12, 2005:**

**1 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.

**2 2005-H 5191**

**BY Lima**

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Labor recommends passage.

**3 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.

**4 2005-H 5553**

**BY Diaz**

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

Committee on Labor recommends passage.

**5 2005-H 5718**

**BY Carter**

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

Committee on Labor recommends passage.

**6 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**

Thursday, April 28, 2005