

State of Rhode Island and Providence Plantations

JOURNAL
-OF THE-
HOUSE OF REPRESENTATIVES

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

Volume 132, No. 47

Thursday, May 12, 2005

Forty-seventh Day

The House of Representatives meets at the State House in Providence, Thursday, May 12, 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 69 members present and 6 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, 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, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 6: Representative Brien, Malik, Menard, Naughton, Schadone, Singleton.

INVOCATION

The Honorable Speaker presents Representative Savage 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, May 11, 2005 is approved as printed.

FROM THE DESK IS TAKEN**House Bill No. 5041** as amended**BY** Crowley, Rice, Jackson, Gallison**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU (reconstitute) {LC463/1} 05/12/2005 Placed on the top of the House Calendar for Tuesday, May 17, 2005.**NEW BUSINESS****House Resolution No. 6485****BY** Corvese**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$197.20 TO PAY THE CLAIM OF HELEN D'ORDINE OF 265 LEXINGTON AVENUE, NORTH PROVIDENCE, RHODE ISLAND 02904 {LC2649/1} 05/12/2005 Introduced, referred to House Finance**House Resolution No. 6486****BY** Corvese**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$118.73 TO PAY THE CLAIM OF JANET A. MURRAY OF 5 LINK STREET, NORTH PROVIDENCE, RHODE ISLAND 02911 {LC3174/1} 05/12/2005 Introduced, referred to House Finance**House Bill No. 6487****BY** Moura, Faria, Long, Schadone**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICES ACT (expand the definition of unfair claims practices in auto body repair insurance claims) {LC3264/1} 05/12/2005 Introduced, referred to House Corporations**House Bill No. 6488****BY** Naughton, Slater, Diaz, Williams, Dennigan**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - MANAGEMENT AND DISPOSAL OF PROPERTY (prohibit the land occupied by the RI training school from being leased, sold, or conveyed w/o general assembly approval) {LC3068/1} 05/12/2005 Introduced, referred to House Finance**House Resolution No. 6489****BY** Gemma, Dennigan**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MAY 17, 2005 AS "WINDWALKER HUMANE COALITION FOR PROFESSIONAL PET ASSISTED THERAPY DAY" IN THE STATE OF RHODE ISLAND {LC3258/1} Representative Gemma requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6490

BY Handy, Ajello, Slater, Diaz, Williams

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THAT THE RHODE ISLAND PUBLIC UTILITIES COMMISSION DEVELOP AN AFFORDABLE ENERGY PLAN TO INSURE THAT NO ONE GOES WITHOUT HEAT {LC3303/1}

Representative Handy requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Handy seconded by Representatives Carter, Laroche, Rice, Flaherty, Ajello, Kilmartin, O'Neill, and Almeida by unanimous consent, on a voice vote.

With the agreement of the majority and the minority, Representative Lima requests to place (05-H 6491) on the Calendar for Tuesday, May 17, 2005. There is no objection.

House Resolution No. 6491

BY Lima, Wasylyk, Gallison, Coderre E, Slater

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO EXAMINE THE ISSUE OF LICENSING BUILDERS AND CONTRACTORS {LC3307/1}
05/12/2005 Placed on House Calendar

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 311 (Business Regulation)

BY Blais, Gibbs, Breene

ENTITLED, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT (small employer and economy health insurance plans to provide the benefits of mastectomy reconstructive surgery) {LC1715/1}
05/12/2005 Referred to House Corporations

Senate Bill No. 421 SUB A

BY Cote, Paiva-Weed, Felag, Montalbano J, Perry

ENTITLED, AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE (amount of time in which a health insurance carrier may not provide coverage in the individual market after the carrier elects to discontinue coverage) {LC375/1/A}
05/12/2005 Referred to House Corporations

Senate Bill No. 778 SUB A

BY Roberts, Pichardo

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS (self-funded groups for excess losses incurred) {LC1956/1/A}

05/12/2005 Referred to House Corporations

Senate Bill No. 423 SUB A

BY Cote, Paiva-Weed, Montalbano J, Perry, Badeau

ENTITLED, AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES (deductible and coinsurance factor may be applied to early intervention services) {LC1126/1/A}

05/12/2005 Referred to House Finance

Senate Bill No. 680 SUB A

BY Goodwin, Montalbano J, Paiva-Weed

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY --OFFICE OF THE STATE MEDICAL EXAMINERS (complete reports relative to pending autopsies within 90 days) {LC617/1/A}

05/12/2005 Referred to House Finance

Senate Bill No. 682

BY Goodwin, Montalbano J, Paiva-Weed

ENTITLED, AN ACT RELATING TO THE OFFICE OF THE STATE MEDICAL EXAMINERS (state medical examiners to maintain accreditation by the National Association of Medical Examiners) {LC73/1}

05/12/2005 Referred to House Finance

Senate Bill No. 817 SUB A

BY Roberts, Gallo, Alves

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE HEALTH INSURANCE PRUDENT PURCHASING ACT (utilize specialized health benefits expertise to design a request for proposal for state employee benefit contracts with health insurers) {LC1870/1/A}

05/12/2005 Referred to House Finance

Senate Bill No. 267 SUB A

BY Alves, DaPonte

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSING SERVICE AGENCIES (nursing pool licensure and provide new provisions) {LC1016/1/A}

05/12/2005 Referred to House H.E.W.

Senate Bill No. 552

BY Roberts, Polisena, Ruggerio, Tassoni

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM (licensed hospital to submit a staffing report) {LC1901/1}

05/12/2005 Referred to House H.E.W.

Senate Bill No. 555 SUB A (Lieutenant Governor)
BY Roberts, Goodwin, Levesque C, Pichardo, Polisena
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES (reporting of certain hospital events and incidents.) {LC1764/1/A}
05/12/2005 Referred to House H.E.W.

Senate Bill No. 557 SUB A (Health)
BY Blais
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RELATING TO LICENSING OF HEALTH CARE FACILITIES (change in owner / operator) {LC1527/2/A}
05/12/2005 Referred to House H.E.W.

Senate Bill No. 562 (Health)
BY Blais
ENTITLED, AN ACT RELATING TO EMERGENCY MEDICAL TRANSPORTATION SERVICES {LC1502/1}
05/12/2005 Referred to House H.E.W.

Senate Bill No. 804 SUB A
BY Gallo, Walaska, Fogarty P, Felag, Levesque C
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM (to the department of health) {LC2045/1/A}
05/12/2005 Referred to House H.E.W.

Senate Bill No. 903 SUB A
BY Fogarty P, Tassoni, Gallo, Caprio F, Connors
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES (add 1 member to the ambulance service coordinating advisory board) {LC2568/1/A}
05/12/2005 Referred to House H.E.W.

CALENDAR

From the Calendar are taken:

IN ORDER FOR THURSDAY, MAY 12, 2005:

1 2005-H 5827

BY Costantino

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE ELDERLY

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Crowley, Carter, Ginaitt, Gemma, San Bento, Diaz, Rose, Corvese, and Slater.

Representative Watson discusses the act.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Loughlin, McHugh, McManus, McNamara, Melo, Moffitt, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Watson, Williams, Winfield.

NAYS - 0.

REQUESTS

Representatives Amaral and Long request the journal to reflect that if they had voted on (05-H 5827), they would have voted in the affirmative.

2 2005-H 5753

BY Lewiss

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

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Pacheco, Corvese and Lewiss.

Representative Lewiss, seconded by Representatives Gemma, McNamara, Slater, Mumford and Corvese offers a written motion to amend.

FLOOR AMENDMENT TO 2005 -- H 5753

AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS

Mr. Speaker:

I hereby move to amend 2005 -- H 5753, entitled "AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS", as follows:

On page 1, line 18, by inserting the following language and numerals:

"The foregoing usage of the United States Postal Services Post Office Boxes shall be

limited to the following zip codes: 02801, 02802, 02804, 02807, 02808, 02814, 02815, 02823, 02824, 02825, 02826, 02827, 02829, 02831, 02832, 02833, 02839, 02872, 02873, 02876, 02877, and 02898." after the word "mail."

Respectfully submitted,

REPRESENTATIVE LEWISS

Representatives Ucci, Gemma, Lewiss and Fox discuss the amendment.

Representative Fox moves to recommit to the committee on Judiciary, seconded by Representative Kilmartin.

Read and recommitted to the Committee on Judiciary.

3 2005-H 5319 SUB A

BY Jacquard

**ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- DECEPTIVE
TRADE PRACTICES**

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, 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, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Al Gemma, State Representative, District 20, 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 6348 SUB A
 2. (Nature of the potential conflict) I have the following interest in the matter:
I own an Auto Body Shop
 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.

Al Gemma
Representative, District 20

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 12th day of May AD, 2005

David W. Dumas
Notary Public

Representative Gemma 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

4 2005-H 6248 SUB A

BY Moura

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
AUTOMOBILE BODY REPAIR SHOPS**

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

Representative Kennedy moves passage of the act, seconded by Representatives Moura and Long.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Winfield.

NAYS - 0.

REQUEST

Representative Ajello request the journal to reflect that if she had voted on (05-H 6248 SUB A), she would have voted in the affirmative.

5 2005-H 5759 SUB A**BY Kilmartin****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
SUNDAY BUSINESS**

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 Thursday, May 26, 2005.

6 2005-H 5158 SUB A**BY Gemma****ENTITLED, AN ACT RELATING TO INSURANCE -- UNINSURED MOTORIST
COVERAGE**

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Winfield.

NAYS - 0.

7 2005-H 5756 SUB A**BY Melo****ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND
TENANT ACT**

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

Representative Kennedy moves passage of the act, seconded by Representatives Pacheco, Savage, Ajello, Almeida, Handy, Laroche, Faria, Rose, Melo, Church, Carter and Diaz.

Representative Melo, seconded by Representative Pacheco offers a written motion to amend.

F L O O R A M E N D M E N T
T O
2005 -- H 5756 SUBSTITUTE A

AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT ACT

Mr. Speaker:

I hereby move to amend 2005 -- H 5756 SUBSTITUTE A, entitled "AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT ACT", as follows:

1. On page 1, line 8, by deleting the language "in an amount greater than the Consumer Price Index." and by inserting a period "." after the wording "rent."

Respectfully submitted,

REPRESENTATIVE Helio MELO

Representative Melo discusses the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson, Winfield.

NAYS - 1: Representative Mumford.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson, Winfield.

NAYS - 3: Representatives Gorham, Mumford, Scott.

8 2005-H 6233 SUB A**BY Kennedy****ENTITLED, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT**

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

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

Representative Kennedy, seconded by Representative Gemma offers a written motion to amend.

**FLOOR AMENDMENT
TO
2005 -- H 6233 SUBSTITUTE A**

AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT

Mr. Speaker:

I hereby move to amend 2005 -- H 6233 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT", as follows:

(1) On page 2, line 22, by adding the following language after the word "section", "directly or through an affiliate".

Respectfully submitted,

REPRESENTATIVE KENNEDY

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

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Watson, Williamson, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson, Winfield.

NAYS - 0.

9 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.

Representative Faria moves passage of the act, seconded by Representatives Lima, Giannini, Amaral, McNamara, Slater, Diaz, Coderre, Melo, Ajello, Handy, Fox, Pacheco, Moura, Almeida, San Bento, Kennedy, Sullivan, Gemma and Jacquard.

Representative Trillo, seconded by Representative Mumford offers a written motion to amend.

**FLOOR AMENDMENT
TO
2005 -- H 5420 SUBSTITUTE A**

AN ACT RELATING TO LABOR -- MINIMUM WAGES

Mr. Speaker:

I hereby move to amend 2005 -- H 5420 SUBSTITUTE A, entitled "AN ACT RELATING TO LABOR -- MINIMUM WAGES", as follows:

On page 1, line 9, by inserting after the figure "2006," the words "for those employees eighteen (18) years of age or older".

Respectfully submitted,

REPRESENTATIVE TRILLO

Representatives Trillo, Lima, Gemma, Faria, Pacheco, Slater, Watson, Corvese, Williams, Scott, Winfield, Moffitt, McNamara, Mumford, Gorham, San Bento, Ajello, Amaral, and Moura discuss the amendment.

The motion to amend fails on a roll call vote 14 members voting in the affirmative and 53 members voting in the negative as follows:

YEAS - 14: Representatives Caprio, Crowley, Davey, Gorham, Moura, Mumford, Palumbo, Petrarca, Scott, Shanley, Story, Trillo, Watson, Winfield.

NAYS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, O'Neill, Pacheco, Picard, Rice, Rose, San Bento, Savage, Slater, Smith, Sullivan, Ucci, Voccola, Wasylyk, Williams.

Representatives Ucci, Savage, San Bento, Moura, Williams, Smith, and Diaz discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McNamara, Melo, Moffitt, Moran, Moura, O'Neill, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Shanley, Slater, Smith, Story, Sullivan, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 6: Representatives Gorham, Loughlin, McManus, Mumford, Scott, Trillo.

REQUEST

Representative Pacheco request the journal to reflect that if he had voted on (05-H 5420 SUB A), he would have voted in the affirmative.

10 2005-H 6211 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES

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

Representative Kennedy moves passage of the act, seconded by Representatives Melo, Church, Diaz, Anguilla, Pacheco, and Gemma.

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 0 members voting in the negative as follows:

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McManus, McNamara, Melo, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Williams.

NAYS - 0.

REQUEST

Representative Kilmartin request the journal to reflect that if he had voted on (05-H 6211 SUB A), he would have voted in the affirmative.

11 2005-H 6232 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- ELECTRONIC MAIL FRAUD

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

Representative Kennedy moves passage of the act, seconded by Representatives Anguilla, Caprio, San Bento, Melo, Pacheco, Church, and Gemma.

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 0 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Watson, Williams.

NAYS - 0.

12 2005-H 5414 SUB A

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moura, Mumford, O'Neill, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Raymond Church, State Representative, District 48, 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 5412 SUB A
2. (Nature of the potential conflict) I have the following interest in the matter:
dealing with RI Accountancy Statute
3. (Complete and (A.) or (B.) and cross out whichever does not apply

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Raymond Church
Representative, District 48

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 12th day of May AD, 2005

David W. Dumas
Notary Public

Representative Church 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

13 2005-H 5412 SUB A**BY Anguilla****ENTITLED, AN ACT RELATING TO PUBLIC ACCOUNTANCY**

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

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

Representative Anguilla, seconded by Representatives Rose and Kilmartin offers a written motion to amend.

**FLOOR AMENDMENT
TO
2005 -- H 5412 SUBSTITUTE A**

AN ACT RELATING TO PUBLIC ACCOUNTANCY

Mr. Speaker:

I hereby move to amend 2005 -- H 5412 SUBSTITUTE A, entitled "AN ACT RELATING TO PUBLIC ACCOUNTANCY", as follows:

1. On page 1, line 7, by restoring the stricken language: "and who are in public practice as certified public".

2. On page 1, line 8, by restoring the stricken language and punctuation: "accountants in this state,".

Respectfully submitted,

REPRESENTATIVE ANGUILLA

Representatives Lima and Anguilla discuss the amendment.

Read, and by unanimous consent, ordered to be placed on the Calendar after item #21 as item #21A.

14 2005-H 5304**BY McNamara****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
BOARD OF MEDICAL LICENSURE AND DISCIPLINE**

Committee on Corporations recommends passage.

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

Read and passed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Winfield.

NAYS - 0.

15 2005-H 5027 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - - UNFAIR SALES PRACTICES

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

Representative Kennedy moves passage of the act, seconded by Representatives Coderre, Diaz, Wasylyk, Ucci, Gallison, and Costantino.

Representatives Ucci and Kennedy discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Gorham.

16 2005-H 5962

BY Ehrhardt

ENTITLED, AN ACT RELATING TO INSURANCE AND REPORTING REQUIREMENTS

Committee on Corporations recommends passage.

Representative Kennedy moves to recommit to the Committee on Corporations, seconded by Representative Fox.

Read, and recommitted to the Committee on Corporations.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Al Gemma, State Representative, District 20, 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 5494 SUB A

2. (Nature of the potential conflict) I have the following interest in the matter:
Out of an abundance of caution I cannot vote, although I have no interest in any auto rental company.

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.

Al Gemma
Representative, District 20

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 12th day of May AD, 2005

David W. Dumas
Notary Public

Representative Gemma 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

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Peter Petrarca, State Representative, District 44, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 05-H 5494 SUB A
2. (Nature of the potential conflict) I have the following interest in the matter:
I am counsel to a Rental/Leasing Company.
3. (Complete and (A.) or (B.) and cross out whichever does not apply

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Peter Petrarca
Representative, District 44

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 12th day of May AD, 2005

David D. Dumas
Notary Public

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

WILLIAM J. MURPHY
Speaker of the House of Representatives

17 2005-H 5494 SUB A

BY Moura

**ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS
SETTLEMENT PRACTICES ACT**

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

Representative Kennedy moves passage of the act, seconded by Representatives Corvese, Diaz, Long, and Moura.

Representative Moura discusses the act.

Representative Moura seconded by Representatives Corvese, Kennedy, Long and San Bento offers a written motion to amend.

Representatives Gorham, Fox, and Moura discuss the amendment.

Representative Moura withdraws his amendment.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Representative Moura requests to hold (05-H 5494 SUB A) on the desk. There is no objection.

18 2005-H 5640

BY Lewiss

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - UNDERAGE POSSESSION

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 19, 2005.

19 2005-H 5305

BY Ginaitt

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

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 19, 2005.

20 2005-H 5451

BY McNamara

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- BICYCLE FACILITIES

Committee on Highway Safety recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Ginaitt, Handy, Diaz, Smith and Ajello.

Representatives Watson, McNamara, Trillo, Gorham, and Ehrhardt discuss the act.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Williams, Winfield.

NAYS - 2: Representatives Gorham, Watson.

21 2005-H 5648

BY Church

ENTITLED, AN ACT RELATING TO HIGHWAYS -- DIRECTING THE DEPARTMENT OF TRANSPORTATION TO ERECT A SCHOOL ZONE TRAFFIC SIGNS

Committee on Highway Safety recommends passage.

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

Read and passed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

21A 2005-H 5412 SUB A

BY Anguilla

ENTITLED, AN ACT RELATING TO PUBLIC ACCOUNTANCY

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

The act has been moved and seconded supra. The amendment has been moved and seconded supra.

The motion to amend prevails on a roll call vote 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

22 2005-H 6173

BY Long

ENTITLED, AN ACT RELATING TO HIGHWAYS

Committee on Highway Safety recommends passage.

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

Representatives Kilmartin and Rice discuss the act.

Read and passed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

23 2005-H 6205

BY Gemma

ENTITLED, AN ACT RELATING TO THE PAINTING OF TRAFFIC LINES ON GREENWICH AVENUE AND PONTIAC AVENUE IN THE CITY OF WARWICK

Committee on Highway Safety recommends passage.

Representative Fox moves passage of the act, seconded by Representatives McNamara, Ginaitt, Trillo, Landroche, Flaherty and Naughton.

Read and passed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

24 2005-H 6174

BY Gemma

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO MOVE THE EXISTING TRAFFIC SIGNAL BETWEEN NORWOOD AVENUE AND WELFARE AVENUE IN THE CITY OF WARWICK

Committee on Highway Safety recommends passage.

Representative Fox moves passage of the resolution, seconded by Representatives Trillo, McNamara, Ginaitt, Landroche, Ucci, and Flaherty.

Read and passed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

25 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.

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Scott, Slater, Smith, Story, Sullivan, Trillo, Ucci, Williams, Winfield.

NAYS - 0.

REQUESTS

Representatives Watson and Loughlin request the journal to reflect that if they had voted on (05-H 6104 SUB A), they would have voted in the affirmative.

26 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 24, 2005.

27 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 19, 2005.

On suggestion of Representative Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Tuesday, May 17, 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, with the exception of any bills being held.

ANNOUNCEMENTS

Representative Watson announces that Representative Singleton is out of the hospital and convalescing at home. The Honorable Speaker wishes him well.

GUEST

Representative Corvese welcomes to the House Chamber as guest former North Providence Town Councilman for 22 years, Peter Simone.

ADJOURNMENT

At 6:23 o'clock P.M. on motion of Representatives Watson, Crowley, Scott, Long, Kennedy, Gemma, Ajello, Fox and the entire House of Representatives, and as a further mark of respect to the memory of former Representative and Minority Leader Frederick Lippitt; on motion of Representative Rice, and as a further mark of respect to the memory of Mildred D. Viera seconded by Representatives Kilmartin and Mumford the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE JOHN A. SAVAGE

Dear God, Almighty Father, we ask Your blessing upon us today. Bless us individually and bless us collectively. Lead us and guide us in all that we do. Help us to make our decisions the correct ones for the people of Rhode Island.

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, MAY 17, 2005:

1 2005-H 5041 as amended**BY Crowley****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

Ordered on the Calendar

2 2005-H 6249**BY Flaherty****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

3 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.

4 2005-H 5191**BY Lima****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Labor recommends passage.

5 2005-H 5553**BY Diaz****ENTITLED,** HOUSE RESOLUTION HONORING CESAR ESTRADA CHAVEZ
(1927-1993)

Committee on Labor recommends passage.

6 2005-H 5718**BY Carter****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MECHANICAL TRADES

Committee on Labor recommends passage.

7 2005-H 5849**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR - PRIVACY PROTECTION

Committee on Labor recommends passage.

8 2005-H 5327**BY Lally****ENTITLED,** AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT

Committee on Judiciary recommends passage.

9 2005-H 6491**BY Lima****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE
COMMISSION TO EXAMINE THE ISSUE OF LICENSING
BUILDERS AND CONTRACTORS

Ordered on the Calendar

IN ORDER FOR WEDNESDAY, MAY 18, 2005:**1 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.

IN ORDER FOR THURSDAY, MAY 19, 2005:**1 2005-H 5640****BY Lewiss****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - UNDERAGE
POSSESSION

Committee on Judiciary recommends passage.

2 2005-H 5305**BY Ginaitt****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

3 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.

4 2005-H 6430**BY Malik****ENTITLED,** AN ACT RELATING TO VETERANS' AFFAIRS

Ordered on the Calendar

5 2005-H 5717**BY Malik****ENTITLED,** AN ACT RELATING TO LABOR RELATIONS ACT

Committee on Labor recommends passage.

6 2005-H 5850**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY
CONTRACTORS

Committee on Labor recommends passage.

7 2005-H 5650**BY Moura****ENTITLED,** AN ACT RELATING TO EMPLOYMENT OF WOMEN AND
CHILDREN

Committee on Labor recommends passage.

8 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.

IN ORDER FOR TUESDAY, MAY 24, 2005:**1 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.

IN ORDER FOR WEDNESDAY, MAY 25, 2005:**1 2005-H 5349****BY Anguilla****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

2 2005-H 5316 SUB A**BY O'Neill****ENTITLED,** AN ACT RELATING TO THE PUBLIC UTILITIES AND CARRIERS

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

3 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.

4 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.

IN ORDER FOR THURSDAY, MAY 26, 2005:**1 2005-H 5759 SUB A****BY Kilmartin****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
SUNDAY BUSINESS

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

2 2005-H 6192

BY Jacquard

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE
DISPOSAL

Committee on Environment and Natural Resources recommends passage.

Louis D'Antuono
Clerk of the House

Thursday, May 12, 2005