

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 third day of January in the year of Our Lord two thousand and six.

Volume 133, No. 3

Thursday, January 5, 2006

Third Day

The House of Representatives meets at the State House in Providence, Thursday, January 5, 2006 and is called to order at 4:12 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 66 members present and 9 members absent as follows:

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

ABSENT – 9: Representative Church, Landroche, Laroche, Menard, Moffitt, San Bento, Shanley, Singleton, Wasylyk.

INVOCATION

The Honorable Speaker presents Representative Picard 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, January 4, 2006 is approved as printed.

ANNOUNCEMENT

Representative Rene Menard will be unable to attend session Thursday, January 5, 2006 due to an illness.

NEW BUSINESS**House Bill No. 6717**

BY Fox, Coderre E, Lally, Shanley

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (operators of motor scooters to have a valid operators license when on a highway) {LC311/1}
01/05/2006 Introduced, referred to House Corporations

House Bill No. 6718

BY Lima, Moura, Slater, Almeida, Diaz

ENTITLED, AN ACT RELATING TO LABOR -- MINIMUM WAGES (increase the minimum wage from \$6.75 to \$7.10 then effective 3/1/06/ to \$7.40) {LC432/1}
01/05/2006 Introduced, referred to House Labor

House Bill No. 6719

BY McHugh

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES (permit patrons to leave a restaurant with a partially consumed bottle of wine if a full course meal purchased/securely packages the unsealed bottle) {LC130/1}
01/05/2006 Introduced, referred to House Corporations

House Bill No. 6720

BY Kennedy, Ucci, Moran, Gallison

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- DECEPTIVE TRADE PRACTICES (cannot advertise the price of the item after the rebate has been deducted from the item's price unless the amount of the manufacturer's rebate is provided) {LC439/1}
01/05/2006 Introduced, referred to House Corporations

House Bill No. 6721

BY Loughlin, Carter, Gallison, Moffitt, Ehrhardt

ENTITLED, AN ACT RELATING TO REGISTRATION OF VEHICLES - VETERANS' PLATES (allow qualified active duty armed forces personnel to apply for a "War Veteran", "Purple Heart" or "Ex-POW" plates) {LC121/1}
01/05/2006 Introduced, referred to House Veterans Affairs

House Bill No. 6722

BY McHugh

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Sarah Curran Voigt and Timothy Edgars Savage) {LC140/1}
01/05/2006 Introduced, referred to House Judiciary

House Bill No. 6723**BY** Moran, Williams, Ucci, Kilmartin**ENTITLED**, AN ACT RELATING TO VITAL RECORDS (recognize foreign adoption and the United States "Child Citizenship Act" in issuing new birth certificates) {LC25/1}

01/05/2006 Introduced, referred to House Judiciary

House Bill No. 6724**BY** McHugh**ENTITLED**, AN ACT RELATING TO EDUCATION -- BOARD OF GOVERNORS FOR HIGHER EDUCATION (restore the power to allocate appropriations) {LC136/1}

01/05/2006 Introduced, referred to House Finance

House Bill No. 6725**BY** McHugh**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - EMINENT DOMAIN (prohibit towns and cities and their political subdivision from using their eminent domain powers to acquire private residential property for economic development by private developers) {LC132/1}

01/05/2006 Introduced, referred to House Finance

House Bill No. 6726**BY** Melo, San Bento, Rose, Lewiss, Moura**ENTITLED**, AN ACT RELATING TO SALES AND USE TAXES -- LIABILITY AND COMPUTATION (prohibit the lessor of a leased motor vehicle from charging a lessee any sales or use tax on that portion of lease payment that is comprised of taxes payable by the lessor) {LC146/1}

01/05/2006 Introduced, referred to House Finance

House Resolution No. 6727**BY** Melo, San Bento, Savage, Rose, Dennigan**ENTITLED**, HOUSE RESOLUTION SUPPORTING A CAP OF \$20,000 ON THE COST OF EDUCATING EACH INDIVIDUAL SPECIAL EDUCATION STUDENT AT THE LOCAL LEVEL {LC246/1}

01/05/2006 Introduced, referred to House Finance

House Bill No. 6728**BY** Carter, Gallison, Rose, Loughlin**ENTITLED**, AN ACT RELATING TO TAXATION -- VETERANS' EXEMPTION {LC393/1}

Representative Carter requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Carter seconded by Representatives Gallison, Brien, and Loughlin 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, Anguilla, Caprio, Carter, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williams, Williamson, Winfield.

NAYS - 0.

House Resolution No. 6729

BY Carter, Gallison, Rose, Loughlin

ENTITLED, HOUSE RESOLUTION {LC381/1}

Representative Carter requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Carter seconded by Representatives Gallison, Malik, Rose, Loughlin, Brien, Pacheco, Almeida, Faria, Schadone, and Lally by unanimous consent, on a voice vote.

House Resolution No. 6730

BY Murphy, Fox, Watson, Faria, Costantino

ENTITLED, HOUSE RESOLUTION EXPRESSING PROFOUND SYMPATHIES ON THE TRAGIC LOSS OF TWELVE LIVES AT THE SAGO MINE IN WEST VIRGINIA {LC513/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

TRANSMITTAL

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

ANNOUNCEMENT

Representative Giannini congratulates Alex Devers on attaining the rank of Eagle Scout.

GUESTS

Representative Naughton welcome to the House as a guest Allesandra Czupreyna French, granddaughter of Representative Crowley.

Representative Naughton welcomes to the House Chamber as a guest Ashley Kelm from the American Heart Association.

ADJOURNMENT

At 4:25 o'clock P.M. on motion of Representative Moran, and as a further mark of respect to the memory of Mary Cattaral; on motion of Representative Coderre, and as a further mark of respect to the memory of Maryann Zbyr; on motion of Representative Voccola and as a further mark of respect to the memory of Joseph Polisen, father of Senator Polisen; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ROGER A. PICARD

Thank you God for your presence here with us and your blessings on this Assembly today and ever day. Amen