

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

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Volume 133, No. 57

Tuesday, May 30, 2006

Fifty-seventh Day

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The House of Representatives meets at the State House in Providence, Tuesday, May 30, 2006 and is called to order at 4:20 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 68 members present and 7 members absent as follows:

PRESENT - 68: 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, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williamson, Winfield.

ABSENT – 7: Representatives Brien, Ginaitt, Landroche, Moffitt, Scott, Voccola, Williams.

**INVOCATION**

The Honorable Speaker presents Representative McHugh 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 Thursday, May 25, 2006 is approved as printed.

**NEW BUSINESS****House Bill No. 8154****BY** Almeida**ENTITLED**, AN ACT AUTHORIZING SUIT AGAINST THE CITY OF PROVIDENCE  
**BY** THE FAMILY AND ESTATE OF CAROL WALKER {LC3303/1}

05/30/2006 Introduced, referred to House Finance

**House Bill No. 8155****BY** Gallison, Rice, Malik, Jackson, Almeida**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- PUBLIC UTILITIES COMMISSION (no monitoring activities, detain individuals, or intercept vessels within designated maritime safety or security zones created by the Coast Guard for shipments of liquefied natural gas (LNG) through the navigable waters of the state of RI) {LC3301/1}

05/30/2006 Introduced, referred to House Corporations

**House Resolution No. 8156****BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC3354/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 8157****BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC3353/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 8158****BY** Corvese, Schadone**ENTITLED**, HOUSE RESOLUTION CONGRATULATING ALICE L. BRADY ON BEING NAMED THE "RHODE ISLAND CERTIFIED SCHOOL NURSE-TEACHER OF THE YEAR" {LC3337/1}

Representative Corvese requests unanimous consent for immediate consideration.

There is no objection.

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

## CALENDAR

From the Calendar are taken:

**IN ORDER FOR TUESDAY, MAY 30, 2006:****1 2006-H 7529 SUB A****BY Pacheco****ENTITLED,** AN ACT RELATING TO ELECTIONS - CAMPAIGN  
EXPENDITURES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 1, 2006.

**2 2006-H 8101****BY Voccola****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --  
PET WARRANTIES -- DOGS

Committee on Health, Education & Welfare recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 1, 2006.

**3 2006-H 8073****BY Corvese****ENTITLED,** AN ACT RELATING TO INFORMED CONSENT

Committee on Health, Education & Welfare recommends passage.

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

Read, and by unanimous consent, ordered to be placed on the Calendar after item 13 as 13A.

**4 2006-H 7732****BY Carter****ENTITLED,** AN ACT RELATING TO NAMING THE NEW FRENCHTOWN  
ROAD BRIDGE

Committee on Finance recommends passage.

Majority Leader Fox moves to recommit to the Committee on Finance, seconded by Representative McNamara.

Read and recommitted to the Committee on Finance.

**5 2006-H 8108**

**BY Mumford**

**ENTITLED,** AN ACT PROVIDING FOR THE CONSTRUCTION OF ADDITIONS AND RENOVATIONS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$5,000,000 IN BONDS THEREFOR

Committee on Finance recommends passage.

Representative Mumford moves passage of the act, seconded by Representatives Watson, Ehrhardt and Singleton.

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

NAYS - 0.

**6 2006-H 7948**

**BY Lally**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO FINANCE RENOVATIONS, REMODELING, ADDITIONS, IMPROVEMENTS AND/OR RELATED EQUIPMENT FOR SCHOOLS AND TO ISSUE NOT MORE THAN \$21,500,000 BONDS AND NOTES THEREFOR

Committee on Finance recommends passage.

Representative Shanley moves passage of the act, seconded by Representatives Lally, Caprio and Carter.

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, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill,

Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Williamson, Winfield.

NAYS - 0.

**7 2006-H 8117**

**BY Pacheco**

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

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Pacheco and Church.

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

NAYS - 0.

**8 2006-H 8074**

**BY Ehrhardt**

**ENTITLED, AN ACT RELATING TO GENERAL POWERS**

Committee on Judiciary recommends passage.

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

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

NAYS - 0.

**9 2006-H 7744 SUB A****BY Malik****ENTITLED, AN ACT RELATING TO VETERANS' AFFAIRS**

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 Malik, Naughton, Moran, Gemma, Almeida, Loughlin, Rose, Savage, Faria, Carter and McCauley.

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

NAYS - 0.

**10 2006-H 7440 as amended****BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

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

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Davey requests the journal to reflect that if he had voted on (06H 7440, as amended), he would have voted in the affirmative.

**11 2006-H 6889 SUB B****BY Coderre E****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION**

Ordered on the Calendar

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

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

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Church, Coderre, Corvese, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Williamson, Winfield.

NAYS - 0.

**12 2006-H 7157 as amended****BY Coderre E****ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- MUNICIPAL EMPLOYEES BENEFITS**

Ordered on the Calendar

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

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco,

Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Williamson, Winfield.

NAYS - 0.

**13 2006-S 2604 SUB A as amended**

**BY Blais**

**ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- TRAUMATIC  
BRAIN INJURIES**

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

Representative Coderre moves passage of the act, seconded by Representatives McNamara, Story, Savage and Diaz.

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

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Williamson, Winfield.

NAYS - 0.

**13A. 2006-H 8073**

**BY Corvese**

**ENTITLED, AN ACT RELATING TO INFORMED CONSENT**

Committee on Health, Education & Welfare recommends passage.

The act has been moved and seconded supra.

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

**FLOOR AMENDMENT  
TO  
2006 -- H 8073**

**AN ACT RELATING TO INFORMED CONSENT**

Mr. Speaker:



I hereby move to amend 2006 -- H 8073, entitled "AN ACT RELATING TO INFORMED CONSENT", as follows:

1. On page 2, line 14, by deleting the word "If" and inserting in place thereof the following: "(a) Except as otherwise provided in this subparagraph, if".

2. On page 2, line 16, by restoring the punctuation "." after the word "project" and striking all the underlined language appearing thereafter.

3. On page 2, lines 17 through 25, inclusive, by striking all the language appearing on said lines and by substituting therefor the following language:

"(b) Provided, however, the facility shall not be required to inform prospectively the patient of the proposal and the patient's right to refuse to participate when: (i) the facility's human subjects research involves the investigation of devices, medications and/or treatments with the potential to prevent injury or loss of life and the patient is unable to grant consent due to incapacitation; and consent is not available from the agent pursuant to title 23, chapter 4.10 of the general laws or the patient's surrogate decision maker if an agent has not been designated or an applicable advanced directive has not been executed by the patient; and (ii) the facility's institutional review board approves the human subjects research pursuant to the requirements of 21 CFR Part 50 and/or 45 CFR Part 46 (relating to the informed consent of human subjects). Any health care facility engaging in research pursuant to the requirements of subparagraph (b) herein shall file a copy of the relevant research protocol with the department of health, which filing shall be publicly available."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE CORVESE

=====  
LC03146/2  
=====

The motion to amend prevails 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, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson.

NAYS - 0.

Read and passed, as amended, 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, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McManus, McNamara,

Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

**14 2006-S 2278 SUB A**

**BY Caprio F**

**ENTITLED, AN ACT RELATING TO FIDUCIARIES -- POWERS OF FIDUCIARIES**

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

Representative Lally moves passage of the act, seconded by Representatives Jackson and Gemma.

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 Ajello, Almeida, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson.

NAYS - 0.

**15 2006-S 2331 SUB A**

**BY Levesque C**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES**

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

Representative Coderre moves passage of the act, seconded by Representatives Handy, Ajello, Gemma, Lima and Rice.

Representatives Watson, Coderre and Davey discuss the act.

Representative Davey requests to vote Section D, Page 1, line 19-5 on page 2 separately. The Honorable Speaker Murphy rules it is divisible.

Representatives Ajello, Gorham, Loughlin and Lewiss continue discussion on the act.

Section D, Page 1, line 19-5 on page 2, prevails on a roll call vote, 46 members voting in the affirmative and 16 members voting in the negative as follows:

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Slater, Smith, Sullivan, Ucci, Williamson.

NAYS - 16: Representatives Caprio, Davey, Ehrhardt, Faria, Flaherty, Gorham, Loughlin, McHugh, McManus, Menard, Mumford, Savage, Singleton, Story, Trillo, Watson.

The remainder of the bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 17 members voting in the negative as follows:

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Slater, Smith, Sullivan, Ucci, Williamson.

NAYS - 17: Representatives Caprio, Davey, Ehrhardt, Faria, Flaherty, Gorham, Laroche, Loughlin, McHugh, McManus, Menard, Mumford, Savage, Singleton, Story, Trillo, Watson.

#### **16 2006-S 2496**

**BY Blais**

**ENTITLED, AN ACT RELATING TO EDUCATION -- ADULT EDUCATION COMMISSION**

Committee on Separation of Powers recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williamson.

NAYS - 0.

**17 2006-S 2593 SUB B**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
EAST BAY ECONOMIC INITIATIVE**

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

Representative Coderre moves passage of the act, seconded by Representatives Rose, Savage, Rice, Gallison, Loughlin and Story.

The bill marked Substitute "B" is read and passed, and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 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, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasylyk, Williamson.

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 bills being held on the desk.

**ANNOUNCEMENTS**

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

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

Representative Kennedy announces that the Committee on Corporations will meet today, at the rise of the House, in Room 203 of the State House.

Representative Costantino wishes Representative Paul Crowley and his wife Diane a Happy Anniversary.

Representative Ajello announces that the Joint Committee on Education Aid Formula will meet today, at 6 o'clock P.M. in Room 201 of the State House.

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

On behalf of Representative Todd Brien and his family, Representative Menard extends thanks to the members of the House for their expression of sympathy in the passing of Representative Brien's mother, Irene.

### ADJOURNMENT

At 5:00 o'clock P.M. on motion of Representative Jackson, and as a further mark of respect to the memory of Dolores Alice McGinn; on motion of Representatives Carter, Shanley and Lally, and as a further mark of respect to the memory of Joe Monroe; on motion of Representative Menard and as a further mark of respect to the memory of Irene Brien, mother of Representative Brien; on motion of Representative Ucci, and as a further mark of respect to the memory of Eleutorio "Larry" Torti, Jr.; seconded by Representatives Fox and the entire Democratic Delegation the House adjourns, on a unanimous rising vote.

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

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE MATTHEW J. McHUGH**

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

**House Bill No. 6889** SUB B

**BY** Coderre E, Crowley, Gemma, Gallison, Lima

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION (extensive technical changes to the laws relating to the RI resource recovery corporation in order to bring it into compliance with the separation of powers as well as providing detailed annual reporting requirements for the corporation) {LC924/2/B}

**House Bill No. 7157** as amended

**BY** Coderre E, Crowley, Gallison

**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- MUNICIPAL EMPLOYEES BENEFITS {LC1824/1}

**House Bill No. 7440** as amended

**BY** Coderre E, Almeida, Jackson, Gemma, Lima

**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from the state crime laboratory commission) {LC2491/1}

## APPENDIX

## CALENDAR

## IN ORDER FOR WEDNESDAY, MAY 31, 2006:

**1 2006-H 7815 SUB A****BY McCauley****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS --  
LENDERS AND LOAN BROKERS

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

**2 2006-H 7395 SUB A****BY Schadone****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS --  
CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS  
AND INFORMATION

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

**3 2006-H 7106****BY Moran****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH  
WARRANTS

Committee on Judiciary recommends passage.

**4 2006-H 7020****BY Giannini****ENTITLED,** AN ACT RELATING TO HEALTH INSURANCE COVERAGE --  
ORTHOTIC AND PROSTHETIC SERVICES

Committee on Corporations recommends passage.

**5 2006-H 8115****BY Naughton****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE  
COMMISSION TO STUDY AND ESTABLISH AN OLMSTEAD  
DECISION TASK FORCE IN THE STATE OF RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.



**6 2006-H 7386 SUB A****BY Diaz****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- SAFE PATIENT HANDLING LEGISLATION

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

**7 2006-H 7233 SUB A****BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - LONG-TERM CARE

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

**8 2006-H 8104****BY Malik****ENTITLED,** AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES - TOWN OF WARREN

Committee on Corporations recommends passage.

**9 2006-H 8062****BY Watson****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO IMPLEMENT A TAX INCREASE DEFERRAL PROGRAM FOR SENIOR RESIDENT HOMEOWNERS

Committee on Corporations recommends passage.

**10 2006-H 8017****BY Pacheco****ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION

Committee on Corporations recommends passage.

**11 2006-H 7951****BY Rice****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- AUTHORIZING THE TOWN OF MIDDLETOWN TO CONSTRUCT AND MAINTAIN A STORMWATER CONTROL SYSTEM

Committee on Corporations recommends passage.

**12 2006-H 8020 SUB A****BY Church**

**ENTITLED,** AN ACT IN AMENDMENT OF CHAPTER 218 OF THE PUBLIC LAWS OF 1993 ENTITLED "AN ACT RELATING TO THE TOWN OF NORTH SMITHFIELD TO CREATE THE NORTH SMITHFIELD WATER AUTHORITY AND TO PROVIDE FOR ITS POWERS AND DUTIES"

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

**13 2006-S 2992****BY Sosnowski**

**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- GASOLINE SPECIFICATIONS

Committee on Environment and Natural Resources recommends passage in concurrence.

**14 2006-S 2991 SUB A as amended****BY Paiva-Weed**

**ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION

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

**15 2006-S 2510 SUB A****BY Blais**

**ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- INSPECTIONS OF DAMS AND RESERVOIRS

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

**16 2006-S 2048 SUB A as amended****BY Sosnowski**

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

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

**17 2006-S 2499 SUB A as amended****BY Sosnowski**

**ENTITLED,** AN ACT RELATING TO AGRICULTURE AND FORESTRY

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

**18 2006-S 2615 SUB A as amended****BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO LONG-TERM HEALTH CARE

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

**19 2006-S 2732 SUB B****BY Bates****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- COUNCILS AND GOVERNING BODIES

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

**IN ORDER FOR THURSDAY, JUNE 1, 2006:****1 2006-H 7529 SUB A****BY Pacheco****ENTITLED,** AN ACT RELATING TO ELECTIONS - CAMPAIGN EXPENDITURES

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

**2 2006-H 8101****BY Voccola****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PET WARRANTIES -- DOGS

Committee on Health, Education & Welfare recommends passage.

**3 2006-H 7577 SUB A****BY Corvese****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS

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

**4 2006-H 7344 SUB A****BY Long****ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

**5 2006-H 7842 SUB A****BY Ginaitt****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

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

**6 2006-S 2085 SUB A****BY Gallo****ENTITLED, AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF  
CHARTER PUBLIC SCHOOLS**

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

**IN ORDER FOR TUESDAY, JUNE 6, 2006:****1 2006-H 7455 SUB A as amended****BY Kilmartin****ENTITLED, AN ACT RELATING TO PUBLIC OFFICES AND EMPLOYEES --  
PUBLIC ACCOUNTABILITY AND REFORM**

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

**Francis P. McCabe**  
**Clerk of the House**

**Tuesday, May 30, 2006**