

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 second day of January in the year of Our Lord two thousand and seven.

Volume 134, No. 23

Thursday, March 8, 2007

Twenty-third Day

The House of Representatives meets at the State House in Providence, Thursday, March 8, 2007 and is called to order at 4:07 o'clock P.M., by the Honorable Charlene M. Lima Speaker Tempore.

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 Tempore Lima and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

ABSENT -7: The Honorable Speaker Murphy and Representatives Crowley, Flaherty, McManus, Scott, Singleton, Williamson.

INVOCATION

The Honorable Speaker Tempore presents Representative Serpa 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, March 7, 2007 is approved as printed.

NEW BUSINESS**House Bill No. 6122****BY** Moffitt, Sullivan, Williamson, McNamara, Serpa**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -
REGISTRATION OF VEHICLES -- SECRETARY OF STATE EMERITUS - EDWARD S.
INMAN III {LC2501/1}

03/08/2007 Introduced, referred to House Constituent Services

House Bill No. 6123 (OHIC)**BY** Naughton, Slater, Williams, San Bento, Coderre E**ENTITLED**, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX
{LC2048/1}

03/08/2007 Introduced, referred to House Finance

House Bill No. 6124**BY** Coderre E, O'Neill, San Bento, Dennigan, Melo**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION {LC2526/1}

03/08/2007 Introduced, referred to House Finance

House Bill No. 6125**BY** Coderre E, Ajello, McNamara, Diaz, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND
COORDINATED HEALTH PLANNING ACT OF 2006 {LC1750/1}

03/08/2007 Introduced, referred to House Finance

House Bill No. 6126**BY** Coderre E, Kilmartin, San Bento, Rose, O'Neill**ENTITLED**, AN ACT RELATING TO TAXATION -- EXEMPTING FOR ARTISTIC
COMMUNITIES {LC1409/1}

03/08/2007 Introduced, referred to House Finance

House Bill No. 6127**BY** Singleton, Ehrhardt, Menard, Trillo, Gablinske**ENTITLED**, AN ACT RELATING TO EDUCATION {LC1191/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6128**BY** Palumbo, Ucci, Petrarca, Mattiello**ENTITLED**, AN ACT RELATING TO EDUCATION - ESTABLISHMENT OF CHARTER
PUBLIC SCHOOLS {LC2337/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6129**BY** Petrarca, Corvese, Ucci, Fellela, Giannini**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
PHYSICIANS {LC1853/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6130**BY** Palumbo, Jackson, McNamara, Williamson, Mattiello**ENTITLED**, AN ACT RELATING TO HEALTH & SAFETY - THE RHODE ISLAND
AUTISM SPECTRUM DISORDER EVALUATION AND TREATMENT ACT {LC2349/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6131**BY** Naughton, Slater, Williams, San Bento, Coderre E**ENTITLED**, AN ACT RELATING TO EDUCATION {LC2434/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6132**BY** Church, Pacheco, Melo, Fellela, Serpa**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RIGHTS OF NURSING
HOME PATIENTS {LC2509/1}

03/08/2007 Introduced, referred to House H.E.W.

House Bill No. 6133**BY** Lewiss, Pacheco, Kennedy, Gallison, Melo**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATIONS OF VOTERS
{LC2458/1}

03/08/2007 Introduced, referred to House Judiciary

House Bill No. 6134**BY** Palumbo, Malik, McNamara**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - GROCERY AND
LAUNDRY CARTS, MILK CASES, EGG BASKET, AND BAKERY CONTAINERS
{LC2338/1}

03/08/2007 Introduced, referred to House Judiciary

House Bill No. 6135**BY** Rice, Palumbo, Giannini, Caprio D, Jacquard**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION
{LC2071/1}

03/08/2007 Introduced, referred to House Judiciary

House Bill No. 6136**BY** Palumbo, Ucci, Petrarca**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - JOINT PARENTING
ACT {LC2430/1}

03/08/2007 Introduced, referred to House Judiciary

House Bill No. 6137 (OHIC)**BY** Naughton, Singleton, Corvese, Church**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS {LC1929/1}

03/08/2007 Introduced, referred to House Labor

House Bill No. 6138**BY** Malik, Gablinske, Rose, Corvese, Gemma**ENTITLED**, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (direct the general assembly to negotiate a statewide wage and benefit package for teachers and other school department employees) {LC687/1}

03/08/2007 Introduced, referred to House Finance

House Resolution No. 6139**BY** Giannini, Lima, Coderre E, Walsh, Williams**ENTITLED**, HOUSE RESOLUTION RECOGNIZING MARCH 8, 2007 AS "WOMEN'S HISTORY DAY" IN THE STATE OF RHODE ISLAND {LC2429/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by Representatives Coderre, Ajello, Caprio, Rice, Pacheco, Ucci, Gemma, Brien, Picard, Mattiello, Wasylyk, Walsh, Kennedy, Petrarca, Corvese, Schadone, Mumford and Diaz by unanimous consent, on a voice vote.

House Resolution No. 6140**BY** Lewiss, Costantino, Kilmartin, Naughton, Diaz**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MARCH 12TH-13TH, 2007 AS "ARTS ADVOCACY DAYS" IN THE STATE OF RHODE ISLAND {LC2496/1}

Representative Lewiss requests unanimous consent for immediate consideration.

There is no objection.

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

House Bill No. 6141**BY** Ajello, Melo, Savage**ENTITLED**, AN ACT RELATING TO EDUCATION -- EDUCATION EQUITY AND PROPERTY TAX RELIEF ACT {LC2529/1}

Representative Ajello requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Ajello seconded by Representatives Fox, Gallison, and Carter on a roll call vote, 46 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 46: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, Melo, Mumford, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Serpa, Silva, Slater, Story, Ucci, Vaudreuil, Watson, Winfield.

NAYS - 0.

REQUESTS

Representatives Moffitt and Walsh request the journal to reflect that if they had voted on (07-H 6141), they would have voted in the affirmative.

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.

RULE 17

The following bills were received pursuant to Rule 17:

Representative Rose-An Act relating to East Providence

Representative Sullivan-An Act relating to towns and cities

Representative Trillo-An Act relating to Health and Safety

ANNOUNCEMENT

Representative Coderre wishes Representative John McCauley a Happy Birthday on March 11th.

GUESTS

Representative Ucci welcomes to the House Chamber as guests his parents, Mr. & Mrs. Thomas L. Ucci, Sr.

ADJOURNMENT

At 4:25 o'clock P.M. on motion of Representative Ucci, and as a further mark of respect to the memories of Adele Jackvony, Jean Place, Lynn Robinson; on motion of Representatives Ucci and Lima, and as a further mark of respect to the memory of Anna Martino; on motion of Representative Fox and as a further mark of respect to the memory of Helen McKinnon Harwood, mother of former Representative and Speaker John Harwood; seconded by Representatives Kilmartin and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE PATRICIA A. SERPA

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

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, MARCH 13, 2007:

1 2007-H 5640**BY Palumbo****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO UNDERTAKE A COMPREHENSIVE STUDY OF SEX OFFENDER LEGISLATION IN THE STATE OF RHODE ISLAND

Committee on Judiciary recommends passage.

2 2007-H 5631**BY McManus****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

3 2007-H 5523**BY Kennedy****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Judiciary recommends passage.

4 2007-H 5390**BY Lally****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE

Committee on Judiciary recommends passage.

5 2007-H 5184**BY Fox****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

6 2007-S 780

BY Sosnowski

ENTITLED, AN ACT TO VACATE FOR THE FORFEITURE OR REVOCATION
OF THE CHARTER OF VIEIRA MARINE CONSTRUCTION, INC.

Committee on Corporations recommends passage in concurrence.

Francis P. McCabe
Clerk of the House

Thursday, March 8, 2007