

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. 37

Wednesday, April 11, 2007

Thirty-seventh Day

The House of Representatives meets at the State House in Providence, Wednesday, April 11, 2007 and is called to order at 4:29 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 67 members present and 8 members absent as follows:

PRESENT - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

ABSENT - 8: Representatives Caprio, Diaz, Gemma, Lally, Loughlin, Malik, Wasyluk, Williamson.

INVOCATION

The Honorable Speaker presents Representative Lewiss 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 Tuesday, April 10, 2007 is approved as printed.

ANNOUNCEMENTS

Representative Jan Malik will be unable to attend session Wednesday, April 11 and Thursday, April 12, 2007.

Representative Grace Diaz is not feeling well and will be unable to attend session Wednesday, April 11, 2007.

REPORTS OF COMMITTEES**COMMITTEE ON HEALTH, EDUCATION AND WELFARE**

Representative McNamara, for the Committee on Health, Education and Welfare, reports back the following measures, with recommendation of passage:

House Bill No. 5671 SUB A

BY Baldelli-Hunt, Giannini, Pacheco, Brien, Wasylyk

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC1761/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 6095 SUB A

BY Naughton, Slater, Ginaitt, Dennigan, Pacheco

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PREVENTION AND SUPPRESSION OF CONTAGIOUS DISEASES (require HIV/AIDS screening for newborns and would establish an advisory committee to help prevent the transmission of the disease to newborn children) {LC2423/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 6005

BY Slater, Williamson, Lewiss, Costantino, Segal

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (remove the repeal date for the medical marijuana act and would expand the definition of primary caregiver) {LC1366/1}

04/11/2007 Placed on House Calendar

House Bill No. 5853

BY Church, Naughton, Corvese, Mattiello, Sullivan

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHARMACIES {LC1602/1}

04/11/2007 Placed on House Calendar

House Bill No. 5850 SUB A**BY** Sullivan, O'Neill, Jackson, Costantino, Corvese**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - UTILIZATION OF UNUSED PRESCRIPTION DRUGS ACT (extend to April 1, 2007 the date on which the department of health is required to implement a statewide program consistent with the utilization of unused prescription drugs act) {LC2346/2/A}

04/11/2007 Placed on House Calendar

House Bill No. 5771 (Children, Youth & Families)**BY** Watson**ENTITLED**, AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -- COURTS -- PROCEEDINGS IN FAMILY COURT (require a state and national criminal record check in the foster parent licensing process) {LC1796/1}

04/11/2007 Placed on House Calendar

House Bill No. 5763 SUB A**BY** Lewiss, Handy, Costantino, Kennedy, Ginaitt**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHYSICAL THERAPISTS (require that physical therapists and physical therapist assistants complete 12 hours of continuing education annually as a condition of licensure) {LC1774/2/A}

04/11/2007 Placed on House Calendar

House Resolution No. 5676**BY** Winfield, Pacheco, Caprio D, Kennedy, Menard**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY ALL ASPECTS OF LYME DISEASE IN THE STATE OF RHODE ISLAND {LC1930/1}

04/11/2007 Placed on House Calendar

House Bill No. 5946 (Health)**BY** Story, Long**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH (permit the department of health to establish annual license renewal dates for assisted living residences and health care facilities through the regulatory process) {LC1797/1}

04/11/2007 Placed on House Calendar

House Resolution No. 5766**BY** Slater, Naughton, Segal, Diaz, Lima**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CONSOLIDATION OF SCHOOL DISTRICTS IN RHODE ISLAND {LC540/1}

04/11/2007 Placed on House Calendar

House Bill No. 5862**BY** Slater, Almeida, Diaz, Dennigan, Naughton**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE DEPARTMENT OF HUMAN SERVICES (implement a voluntary quality rating system to increase the quality of early care and education of school-age child care) {LC2084/1}

04/11/2007 Placed on House Calendar

House Bill No. 5664**BY** McNamara**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (revise the minimum standards for bicycle helmets) {LC1693/1}

04/11/2007 Placed on House Calendar

House Bill No. 5661**BY** Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (authorize elected school committees to retain the services of independent legal counsel as it may deem necessary and convenient for the performance of its duties) {LC2145/1}

04/11/2007 Placed on House Calendar

House Resolution No. 5498**BY** Story, Rice, Diaz, Slater**ENTITLED**, JOINT RESOLUTION AMENDING THE JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE COMMISSION ON CHILD CARE IN RHODE ISLAND {LC2062/1}

04/11/2007 Placed on House Calendar

House Bill No. 5461**BY** Loughlin, McNamara, Ginaitt, Menard, Singleton**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS' AND CHAUFFEURS' LICENSES (limited instruction permit expire sixty (60) days after the eighteenth (18th) birthday of the permit holder) {LC244/1}

04/11/2007 Placed on House Calendar

House Bill No. 5457**BY** Ginaitt, Lewiss, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES (increase the number of people on the ambulance service coordinating advisory board from 20 to 21 including one member from the Rhode Island chapter of the American Academy of Pediatrics) {LC1553/1}

04/11/2007 Placed on House Calendar

House Bill No. 5231 SUB A**BY** Melo, Rose, Story, Savage, Dennigan**ENTITLED**, AN ACT RELATING TO EDUCATION - RESIDENCE OF CHILDREN FOR SCHOOL PURPOSES {LC631/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 5383**BY** Handy, Pacheco, Ajello, Lewiss, Church**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DENTISTS AND DENTAL HYGIENISTS {LC1323/1}

04/11/2007 Placed on House Calendar

House Bill No. 5382**BY** Naughton, Lewiss**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (amend the definition of "unprofessional conduct" relative to the treatment of a beneficiary of health insurance and the charges resulting from said treatment) {LC1055/1}

04/11/2007 Placed on House Calendar

House Bill No. 5284 SUB A**BY** Fellela, Lewiss, Giannini, Ucci, Lima**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- CRUELTY TO ANIMALS (extend the duties and responsibilities of animal control officers to be the same as those of an officer or agent of the Rhode Island society of the prevention of cruelty to animals in the care of neglected animals) {LC1042/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 5179**BY** Lewiss, Gallison, Handy, Lima, Diaz**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- DOGS {LC204/1}

04/11/2007 Placed on House Calendar

House Resolution No. 5672**BY** Naughton, Handy, Ginaitt, Sullivan, O'Neill**ENTITLED**, HOUSE RESOLUTION CREATING THE RHODE ISLAND HOUSE OF REPRESENTATIVES REGENERATIVE MEDICINE AND RESEARCH ADVISORY STUDY COMMISSION {LC2280/1}

04/11/2007 Placed on House Calendar

House Bill No. 5177**BY** Fellela, Serpa, Melo, Giannini, Ucci**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PET WARRANTIES -- DOGS (create a new chapter extensively covering the sale of dogs, warranties, remedies and notices pertaining thereto) {LC613/1}

04/11/2007 Placed on House Calendar

House Bill No. 5674**BY** Winfield**ENTITLED**, AN ACT BUSINESSES AND PROFESSIONS -- SPEECH PATHOLOGY AND AUDIOLOGY (make various changes regarding the licensing requirements for speech language pathologist and audiologists) {LC777/1}

04/11/2007 Placed on House Calendar

House Bill No. 5020**BY** Gemma, Ginaitt, Lally, Scott, Serpa**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - SCHOOL BUS SAFETY (require that school bus emergency brakes, commencing year 2009, be equipped with an interlock brake system that, once applied, may only be released when brake pedal is depressed and key is in the ignition) {LC172/1}

04/11/2007 Placed on House Calendar

House Resolution No. 5121 SUB A**BY** Rice, Crowley, Jackson**ENTITLED**, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY REGIONALIZING AND/OR COMBINING ADMINISTRATIVE AND OTHER FUNCTIONS OF THE NEWPORT, PORTSMOUTH AND MIDDLETOWN SCHOOL SYSTEMS {LC664/1/A}

04/11/2007 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Lally, for the Committee on Judiciary, reports back the following measures, with recommendation of passage:

Senate Bill No. 473 SUB A**BY** Gallo**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow and empower a number of named individuals to join other named persons in matrimony on the specified dates and in the specified places) {LC1662/1/A}

04/11/2007 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

Representative Gallison, for the Committee on Municipal Government, reports back the following measures, with recommendation of passage:

House Bill No. 5333 SUB A**BY** Malik, Gablinske**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (require that new lots created in the town of Warren after the assessment date be assessed and prorated as of the date of approval by the planning board) {LC897/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 5217**BY** Gallison, Rice, Loughlin, Amaral**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE THE ACQUISITION AND INSTALLATION OF A WIND TURBINE AT PORTSMOUTH HIGH SCHOOL AND/OR A WIND TURBINE AT PORTSMOUTH MIDDLE SCHOOL {LC691/1}

04/11/2007 Placed on House Calendar

House Bill No. 6030 SUB A**BY** Rice**ENTITLED**, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX (require every city and town to set aside fifty cents of the balance of the real estate conveyance tax retained by the municipality for the preservation of open space) {LC108/1/A}

04/11/2007 Placed on House Calendar

House Bill No. 5092**BY** Lewiss, Walsh, Kennedy**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS (authorize the town council of the town of Westerly to convey and/or 1 transfer certain municipal real estate without payment of consideration into the Westerly Municipal Land Trust) {LC555/1}

04/11/2007 Placed on House Calendar

House Bill No. 5396**BY** Lally**ENTITLED**, AN ACT RELATING TO TOWN AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES {LC788/1}

04/11/2007 Placed on House Calendar

House Bill No. 5696**BY** San Bento, Schadone**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT (delete provisions of the general laws which authorize municipalities in certain instances to continuing to assess and/or collecting a Development Impact Fee prior to the issuance of a certificate of occupancy) {LC2140/1}

04/11/2007 Placed on House Calendar

House Bill No. 5787**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (permit cities and towns to defer a portion of property taxes for 20 year residents over 65 years of age/taxes so deferred would operate as a lien upon the real estate) {LC848/1}

04/11/2007 Placed on House Calendar

House Bill No. 6169**BY** Church, Fellela, Vaudreuil, Naughton, Winfield**ENTITLED**, AN ACT RELATING TO TAXATION -- COLLECTION OF TAXES
GENERALLY {LC2623/1}

04/11/2007 Placed on House Calendar

House Bill No. 6170**BY** Vaudreuil, Silva**ENTITLED**, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE
CHARTER OF THE CITY OF CENTRAL FALLS {LC2643/1}

04/11/2007 Placed on House Calendar

House Bill No. 5265**BY** Silva, Vaudreuil, O'Neill, Coderre E, Kilmartin**ENTITLED**, AN ACT RELATING TO THE PAWTUCKET WATER SUPPLY BOARD
{LC685/1}

04/11/2007 Placed on House Calendar

House Bill No. 5426**BY** Kennedy, Coderre E, Naughton**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE
INCOME HOUSING (extend the expiration date of the Housing Act of 2004 Implementation
Oversight Commission to March 31, 2009) {LC1335/1}

04/11/2007 Placed on House Calendar

Senate Bill No. 180 SUB A**BY** Felag**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF
LOCAL TAXES (require that new lots created in the town of Warren after the assessment date
be assessed and prorated as of the date of approval by the planning board) {LC898/1/A}

04/11/2007 Placed on House Calendar

NEW BUSINESS**House Bill No. 6276 (Secretary of State)****BY** Schadone, Gemma, Melo, O'Neill, Brien**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY
PROVISIONS - REGISTRATION AND PROTECTION OF TRADEMARKS {LC2896/1}

04/11/2007 Introduced, referred to House Corporations

House Bill No. 6277**BY** Menard, Petrarca, Ucci, Winfield**ENTITLED**, AN ACT RELATING TO EDUCATION - STATE AID FOR SCHOOL
CONSTRUCTION {LC2859/1}

04/11/2007 Introduced, referred to House Finance

House Bill No. 6278**BY** Sullivan, Church, Silva, O'Neill**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - LONG-TERM CARE SERVICE AND FINANCE REFORM {LC2698/1}

04/11/2007 Introduced, referred to House Finance

House Bill No. 6279 (by request)**BY** Mumford, Loughlin, Ehrhardt, Savage**ENTITLED**, AN ACT RELATING TO EDUCATION -- TRANSPORTATION {LC2852/1}

04/11/2007 Introduced, referred to House H.E.W.

House Bill No. 6280**BY** McNamara, Palumbo, Corvese, Flaherty, Malik**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT {LC2820/1}

04/11/2007 Introduced, referred to House Labor

House Bill No. 6281**BY** Vaudreuil, Silva, Gallison, Kilmartin**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - RELIEF OF FIREFIGHTERS AND POLICE OFFICERS {LC2819/1}

04/11/2007 Introduced, referred to House Municipal Government

House Bill No. 6282**BY** Walsh, Lewiss**ENTITLED**, AN ACT RELATING TO INCORPORATION OF THE DUNN'S CORNERS FIRE DISTRICT {LC2843/1}

04/11/2007 Introduced, referred to House Municipal Government

House Bill No. 6283**BY** DeSimone, Melo, Rose, Dennigan**ENTITLED**, AN ACT RELATING TO SPECIAL DEVELOPMENT DISTRICTS - EAST PROVIDENCE {LC2815/1}

04/11/2007 Introduced, referred to House Separation of Powers

House Bill No. 6284**BY** DeSimone, Slater, Almeida, Giannini, Segal**ENTITLED**, AN ACT RELATING TO THE CAPITAL CENTER COMMISSION {LC2811/1}

04/11/2007 Introduced, referred to House Separation of Powers

House Bill No. 6285**BY** DeSimone, Slater, Almeida, Giannini, Segal**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS {LC2814/1}

04/11/2007 Introduced, referred to House Separation of Powers

House Resolution No. 6286**BY** Trillo, Fox, Gorham, Corvese, Schadone**ENTITLED**, HOUSE RESOLUTION CONGRATULATING DANIELLE LACOURSE ON BEING NAMED THE FIRST RUNNER-UP IN THE MISS USA PAGEANT {LC2773/1}

Representative Trillo requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Trillo seconded by Representatives Fox, Watson, Gorham and the entire House of Representatives by unanimous consent, on a voice vote.

House Resolution No. 6287**BY** Lewiss, Segal, Long, Kilmartin, Fox**ENTITLED**, HOUSE RESOLUTION COMMEMORATING "HOLOCAUST REMEMBRANCE DAY" ON APRIL 15, 2007 {LC2801/1}

Representative Lewiss requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Lewiss seconded by Representatives Segal, Long, Amaral, Kilmartin, Naughton, Silva and Almeida by unanimous consent, on a voice vote.

House Resolution No. 6288**BY** Ginaitt, Fox, Trillo, Murphy, McCauley**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND ATTORNEY GENERAL TO CONDUCT AN INVESTIGATION INTO IMPROPER PRICE INFLATION REGARDING THE IMPLEMENTATION AND INSTALLATION OF FIRE CODE SAFETY SYSTEMS {LC2895/1}

Representative Ginaitt requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Ginaitt seconded by Representatives Almeida, Brien and many other members of the House by unanimous consent, on a voice vote.

RULE 17

The following bills were received pursuant to Rule 17:

Representative DeSimone-An Act relating to Separation of Powers

Representative McNamara-An Act relating to Corrections Department

Representative Vaudreuil-An Act relating to Towns and Cities

Representative Sullivan-An Act relating to Long Term Care

Representative Mumford-An Act relating to Education

Representative DeSimone-An Act relating to Capital Center Commission

Representative DeSimone-An Act relating to Special Development Districts

Representative Schadone-An Act relating to Trademarks

Representative Walsh-An Act relating to Incorporation Dunn's Corners

Representative Menard-An Act relating to State Aid School Construction

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, APRIL 11, 2007:

Majority Leader Fox requests items 1-8 on today's Calendar be placed on the Calendar for Tuesday, April 24, 2007.

1 2007-H 5964

BY McCauley

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

Committee on Judiciary recommends passage.

2 2007-H 5525

BY Lally

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
SUPREME COURT

Committee on Judiciary recommends passage.

3 2007-H 5524 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COURTS

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

4 2007-H 5387**BY Lally****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - LAW PRACTICE

Committee on Judiciary recommends passage.

5 2007-H 5357 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION

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

6 2007-H 5286 SUB A**BY Silva****ENTITLED,** AN ACT RELATING TO EDUCATION

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

7 2007-H 5351 SUB A**BY McNamara****ENTITLED,** AN ACT RELATING TO EDUCATION

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

8 2007-H 5050 SUB A**BY McNamara****ENTITLED,** AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF
PUPILS

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

Read, and placed on the Calendar for Tuesday, April 24, 2007.

9 2007-H 6183**BY Gablinske****ENTITLED,** HOUSE RESOLUTION RESPECTFULLY REQUESTING THE
DEPARTMENT OF TRANSPORTATION TO INSTITUTE
IMMEDIATE CORRECTIVE MEASURES TO ALLEVIATE THE
FLOODING OF HOPE STREET IN THE SILVER CREEK AREA IN
THE TOWN OF BRISTOL

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the resolution, seconded by Representatives Gablinske, Williams, Amaral and almost the entire House of Representatives.

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, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 0.

TRANSMITTAL

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

ANNOUNCEMENTS

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

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

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

Representative Corvese announces that the Committee on Labor will meet at the rise of the House, in Room 201 of the State House.

Representative DeSimone announces that the Committee on Separation of Powers will meet at the rise of the House, in Room 313 of the State House.

Representative Carter gives an update on Representative Gemma and announces he is home and feeling better.

Representative Lima announces Representative Wasylyk is out due to his mother's illness.

GUESTS

At 4:33 o'clock P.M. the Honorable Speaker yields the rostrum to Representatives Fellela and Ucci.

By unanimous consent, Fellela addresses the members of the House and welcomes to the House former Representative Paul D. Santilli and his son Paul A. Santilli, a Senior Airman home from a tour of duty.

Representative Fellela presents Paul A. Santilli with a citation and also welcomes his Aunt Sylvia.

By unanimous consent, former Representative Santilli addresses the members of the House.

At 4:35 o'clock P.M. the Honorable Speaker returns to the rostrum.

The Honorable Speaker Murphy welcomes to the House and congratulates Danielle Lacourse, a former House Page, on being named the first runner-up in the Miss USA Pageant.

At 4:36 o'clock P.M. the Honorable Speaker yields the rostrum to Representative Trillo.

By unanimous consent, Trillo addresses the members of the House and congratulates Danielle and presents her with a citation.

By unanimous consent, Danielle addresses the members of the House.

At 4:42 o'clock P.M. the Honorable Speaker returns to the rostrum.

Representatives Winfield and Petrarca welcomes to the House Chamber as guests the Smithfield High School Hockey Division II State Champions as follows: Nathan York, Mike Giuliani, Joe Gonsalves, John Delpadre, Thomas Gerlach, Tim Judge, John Chakuroff, Ian Brissette, Ryan Maloney, Colby Fugere, Robert Reall, Mitchell Votaloto, Cody Lange, Cory Nangle, Dan Sleboda, Kyle Boyle, Steve Smith, Nick Dicarlo, Paul Harrison, Nick Powers, Kevin Brown along with their Head Coach-Reynolds Lillibridge, Assistant Coach-Adam Smith, and Manager-Nathan Iannuccillo.

ADJOURNMENT

At 4:55 o'clock P.M. on motion of Representative McManus, and as a further mark of respect to the memory of Helen Rouille; on motion of Representative Amaral, and as a further mark of respect to the memory of Lester Doster; on motion of Representative Mattiello and as a further mark of respect to the memory of Angelina Neri; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE PETER L. LEWISS

In the Jewish tradition, we are commanded to remember (zachor) and not to forget (lo tishkach). Sunday is Yom HaShoah, the Day of Holocaust Remembrance. On this solemn occasion, 62 years after the end of World War II:

We shall never forget those who perished.

We shall never forget those who saved even a single life. As it is written in the Talmud:

"He who saves one life has saved the world."

We shall never forget the importance of speaking out against intolerance, whenever and wherever it occurs.

We shall never forget the inextricable link among democracy, the rule of law, and protection of human rights.

We shall never forget the age old prophetic vision of a world of justice, harmony and peace.

And we shall never forget that each of us, in ways large and small, can help bring us closer to the realization of that prophetic vision.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, APRIL 12, 2007:

1 2007-S 473 SUB A**BY Gallo****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

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

IN ORDER FOR TUESDAY, APRIL 24, 2007:

1 2007-H 5964**BY McCauley****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS**

Committee on Judiciary recommends passage.

2 2007-H 5525**BY Lally****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
SUPREME COURT**

Committee on Judiciary recommends passage.

3 2007-H 5524 SUB A**BY Lally****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
COURTS**

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

4 2007-H 5387**BY Lally****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - LAW PRACTICE**

Committee on Judiciary recommends passage.

5 2007-H 5357 SUB A**BY Kilmartin****ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION**

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

6 2007-H 5286 SUB A**BY Silva****ENTITLED, AN ACT RELATING TO EDUCATION**

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

7 2007-H 5351 SUB A**BY McNamara****ENTITLED, AN ACT RELATING TO EDUCATION**

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

8 2007-H 5050 SUB A**BY McNamara****ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS**

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

9 2007-H 6124**BY Coderre E****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION**

Committee on Finance recommends passage.

10 2007-H 6187 SUB A**BY Mumford****ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- PHARMACEUTICALS**

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

11 2007-H 6186**BY Mumford****ENTITLED, AN ACT RELATING TO HOSPITALS - REIMBURSEMENT RATES**

Committee on Finance recommends passage.

IN ORDER FOR WEDNESDAY, APRIL 25, 2007:**1 2007-H 5671 SUB A****BY Baldelli-Hunt****ENTITLED,** AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

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

2 2007-H 6095 SUB A**BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- PREVENTION AND SUPPRESSION OF CONTAGIOUS DISEASES

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

3 2007-H 6005**BY Slater****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

Committee on Health, Education & Welfare recommends passage.

4 2007-H 5853**BY Church****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHARMACIES

Committee on Health, Education & Welfare recommends passage.

5 2007-H 5850 SUB A**BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - UTILIZATION OF UNUSED PRESCRIPTION DRUGS ACT

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

6 2007-H 5771**BY Watson****ENTITLED,** AN ACT RELATING TO DELINQUENT AND DEPENDENT CHILDREN -- COURTS -- PROCEEDINGS IN FAMILY COURT

Committee on Health, Education & Welfare recommends passage.

7 2007-H 5763 SUB A**BY Lewiss****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
PHYSICAL THERAPISTS

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

8 2007-H 5676**BY Winfield****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY ALL ASPECTS OF LYME DISEASE IN
THE STATE OF RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.

9 2007-H 5946**BY Story****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT
OF HEALTH

Committee on Health, Education & Welfare recommends passage.

10 2007-H 5766**BY Slater****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY THE CONSOLIDATION OF SCHOOL
DISTRICTS IN RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.

11 2007-H 5862**BY Slater****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
THE DEPARTMENT OF HUMAN SERVICES

Committee on Health, Education & Welfare recommends passage.

12 2007-H 5664**BY McNamara****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Health, Education & Welfare recommends passage.

13 2007-H 5661**BY Corvese****ENTITLED,** AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS

Committee on Health, Education & Welfare recommends passage.

14 2007-H 5498**BY Story****ENTITLED,** JOINT RESOLUTION AMENDING THE JOINT RESOLUTION CREATING A PERMANENT LEGISLATIVE COMMISSION ON CHILD CARE IN RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.

15 2007-H 5461**BY Loughlin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS' AND CHAUFFEURS' LICENSES

Committee on Health, Education & Welfare recommends passage.

16 2007-H 5457**BY Ginaitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES

Committee on Health, Education & Welfare recommends passage.

17 2007-H 5231 SUB A**BY Melo****ENTITLED,** AN ACT RELATING TO EDUCATION - RESIDENCE OF CHILDREN FOR SCHOOL PURPOSES

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

18 2007-H 5383**BY Handy****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DENTISTS AND DENTAL HYGIENISTS

Committee on Health, Education & Welfare recommends passage.

19 2007-H 5382**BY Naughton****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Health, Education & Welfare recommends passage.

20 2007-H 5284 SUB A**BY Fellela****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- CRUELTY TO ANIMALS

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

21 2007-H 5179**BY Lewiss****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- DOGS

Committee on Health, Education & Welfare recommends passage.

22 2007-H 5672**BY Naughton****ENTITLED,** HOUSE RESOLUTION CREATING THE RHODE ISLAND HOUSE
OF REPRESENTATIVES REGENERATIVE MEDICINE AND
RESEARCH ADVISORY STUDY COMMISSION

Committee on Health, Education & Welfare recommends passage.

23 2007-H 5177**BY Fellela****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
PET WARRANTIES -- DOGS

Committee on Health, Education & Welfare recommends passage.

24 2007-H 5674**BY Winfield****ENTITLED,** AN ACT BUSINESSES AND PROFESSIONS -- SPEECH
PATHOLOGY AND AUDIOLOGY

Committee on Health, Education & Welfare recommends passage.

25 2007-H 5020**BY Gemma****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - SCHOOL BUS
SAFETY

Committee on Health, Education & Welfare recommends passage.

26 2007-H 5121 SUB A**BY Rice**

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY REGIONALIZING AND/OR COMBINING ADMINISTRATIVE AND OTHER FUNCTIONS OF THE NEWPORT, PORTSMOUTH AND MIDDLETOWN SCHOOL SYSTEMS

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

27 2007-H 5333 SUB A**BY Malik**

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

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

28 2007-H 5217**BY Gallison**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE THE ACQUISITION AND INSTALLATION OF A WIND TURBINE AT PORTSMOUTH HIGH SCHOOL AND/OR A WIND TURBINE AT PORTSMOUTH MIDDLE SCHOOL

Committee on Municipal Government recommends passage.

29 2007-H 6030 SUB A**BY Rice**

ENTITLED, AN ACT RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX

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

30 2007-H 5092**BY Lewiss**

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Municipal Government recommends passage.

31 2007-H 5396**BY Lally****ENTITLED,** AN ACT RELATING TO TOWN AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES

Committee on Municipal Government recommends passage.

32 2007-H 5696**BY San Bento****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT

Committee on Municipal Government recommends passage.

33 2007-H 5787**BY Kilmartin****ENTITLED,** AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Municipal Government recommends passage.

34 2007-H 6169**BY Church****ENTITLED,** AN ACT RELATING TO TAXATION -- COLLECTION OF TAXES GENERALLY

Committee on Municipal Government recommends passage.

35 2007-H 6170**BY Vaudreuil****ENTITLED,** AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE CITY OF CENTRAL FALLS

Committee on Municipal Government recommends passage.

36 2007-H 5265**BY Silva****ENTITLED,** AN ACT RELATING TO THE PAWTUCKET WATER SUPPLY BOARD

Committee on Municipal Government recommends passage.

37 2007-H 5426**BY Kennedy****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING

Committee on Municipal Government recommends passage.

38 2007-S 180 SUB A

BY Felag

**ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT
OF LOCAL TAXES**

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

Francis P. McCabe
Clerk of the House

Wednesday, April 11, 2007