

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. 43

Wednesday, May 2, 2007

Forty-third Day

The House of Representatives meets at the State House in Providence, Wednesday, May 2, 2007 and is called to order at 4:15 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

ABSENT -7: Representatives Lally, McCauley, O'Neill, Rice, San Bento, Singleton, Winfield.

INVOCATION

The Honorable Speaker presents Representative Ginaitt 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, May 1, 2007 is approved as printed.

ANNOUNCEMENTS

Representative Richard Singleton is out of state and will be unable to attend session Wednesday, May 2, 2007.

Representative Amy Rice is out of town and will be unable to attend session Wednesday, May 2, and Thursday, May 3, 2007.

REPORTS OF COMMITTEES**NEW BUSINESS****House Bill No. 6352**

BY Trillo, Loughlin, Long

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- UNIFORM BOAT TITLE ACT {LC2982/1}

05/02/2007 Introduced, referred to House Judiciary

House Bill No. 6353

BY Ucci, Mattiello, Lima, Palumbo, Jacquard

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE {LC2972/1}

05/02/2007 Introduced, referred to House Municipal Government

House Bill No. 6354 (by request)

BY Ucci, Petrarca

ENTITLED, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2006-2007 {LC2950/1}

05/02/2007 Introduced, referred to House Finance

House Resolution No. 6355

BY Diaz, Slater, Almeida, Gallison, Segal

ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$1,000,000 FOR AFTERSCHOOL PROGRAMS {LC2959/1}

05/02/2007 Introduced, referred to House Finance

House Bill No. 6356

BY Diaz, Slater, Almeida, Lima

ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE {LC2738/1}

05/02/2007 Introduced, referred to House Constituent Services

House Resolution No. 6357

BY Gemma, Trillo, Ginaitt, Naughton

ENTITLED, HOUSE RESOLUTION COMMEMORATING THE 42ND ANNUAL CELEBRATION OF GASPEE DAYS {LC3013/1}

Representative Gemma requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6358

BY Brien, Crowley, Picard, Baldelli-Hunt

ENTITLED, HOUSE RESOLUTION PROCLAIMING MAY 2, 2007 AS "RHODE ISLAND CHARTER SCHOOLS DAY" {LC2985/1}

Representative Brien requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Brien seconded by Representatives Savage, Loughlin, Picard, Ajello, Sullivan, Baldelli- Hunt by unanimous consent, on a voice vote.

House Resolution No. 6359 (Attorney General)

BY McNamara

ENTITLED, JOINT RESOLUTION RECOGNIZING NOVEMBER 26 THROUGH NOVEMBER 30, 2007 AS "ADVANCE CARE PLANNING AWARENESS WEEK" IN THE STATE OF RHODE ISLAND {LC2881/1}

Representative McNamara requests unanimous consent for immediate consideration.

There is no objection.

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

With the agreement of the Majority and the Minority, Representative Williamson requests to place (07-H 6360), (07-H 6361), (07-H 6362), (07-H 6363) and (07-H 6364) on the top of tomorrow's Calendar. There is no objection.

House Bill No. 6360

BY Williamson, Serpa

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION {LC2988/1}

05/02/2007 Placed on House Calendar

House Bill No. 6361

BY Williamson, Serpa

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION {LC2996/1}

05/02/2007 Placed on House Calendar

House Bill No. 6362**BY** Williamson, Serpa**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2992/1}

05/02/2007 Placed on House Calendar

House Bill No. 6363**BY** Williamson, Serpa**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2986/1}

05/02/2007 Placed on House Calendar

House Bill No. 6364**BY** Williamson, Serpa**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2994/1}

05/02/2007 Placed on House Calendar

RULE 17**The following bills were received pursuant to Rule 17:**

Representative Diaz-An Act relating to Days of Special Observance

Representative Diaz-An Act relating to Appropriation of \$1,000,000

Representative Ucci-An Act relating to Supplemental Tax

Representative Ucci-An Act relating to Probate Practice

Representative Trillo-An Act relating to Waters and Navigation

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 506**BY** Ruggerio, Goodwin, McCaffrey, Ciccone, Lanzi**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- MEDIATION (provide for the payment of certain costs pertaining to compulsory mediation) {LC147/1}

05/02/2007 Referred to House Finance

Senate Bill No. 507**BY** Ruggerio, McCaffrey, Connors, Badeau, Moura**ENTITLED**, AN ACT RELATING TO LABOR -- HOISTING ENGINEERS (better balance the membership of the board of examiners of hoisting engineers by including qualified individuals familiar with the hoisting trade. It would also clarify the qualifications necessary for the application for hoisting licenses) {LC414/1}

05/02/2007 Referred to House Labor

Senate Bill No. 181**BY** Issa, McBurney, DaPonte, Doyle**ENTITLED**, AN ACT RELATING TO THE PAWTUCKET WATER SUPPLY BOARD {LC1043/1}

05/02/2007 Referred to House Municipal Government

Senate Bill No. 725**BY** Ruggerio, McCaffrey, Goodwin, Tassoni, Metts**ENTITLED**, AN ACT RELATING TO ELECTIONS -- RHODE ISLAND CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING (limit political party committees from contributing more than \$25,000 to any group of candidates as opposed to present law which limits such amounts to any one candidate) {LC154/1}

05/02/2007 Referred to House Judiciary

Senate Bill No. 196 as amended**BY** Blais**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (provide that regulations promulgated through the Administrative Procedures Act are not effective until they are made available electronically to the public) {LC1033/1}

05/02/2007 Referred to House Judiciary

Senate Bill No. 740 SUB A as amended**BY** Raptakis, Paiva-Weed, Bates, McCaffrey, Metts**ENTITLED**, AN ACT RELATING TO ELECTIONS - PRIMARY ELECTIONS (move the primary date scheduled for March 18, 2008, to February 5, 2008, and all primaries held subsequent thereto) {LC2278/1/A}

05/02/2007 Referred to House Judiciary

Senate Bill No. 20**BY** Raptakis, Cote, Lenihan, Sheehan, Walaska**ENTITLED**, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS (reduce the waiting period required for disaffiliation with a political party from 90 days to 29 days) {LC14/1}

05/02/2007 Referred to House Judiciary

Senate Bill No. 189**BY** Felag, Paiva-Weed, Levesque C**ENTITLED**, AN ACT RELATING TO ELECTIONS - LOCAL CANVASSING AUTHORITY (prevent employees of local canvassing authorities from serving on local canvassing boards) {LC996/1}

05/02/2007 Referred to House Judiciary

Senate Bill No. 121**BY** McBurney**ENTITLED**, AN ACT RELATING TO ELECTIONS -- PARTY COMMITTEES AND CONVENTIONS (require the resignation of a removed resident from serving on a ward committee) {LC626/1}

05/02/2007 Referred to House Judiciary

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 2, 2007:

Majority Leader Fox with the agreement of the Minority request to take item # 18 (07-H 6005) next on the calendar. There is no objection.

18 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.

Representative McNamara moves passage of the act, seconded by Representatives Slater, Fox, Handy, Pacheco, Almeida, Walsh, Lewiss, Lima, Diaz, Coderre, Gemma, Ajello and Moffitt.

By unanimous consent, Representative McNamara, seconded by Representative Slater offers a written motion to amend.

Representative Fox discusses the amendment.

Representative McNamara withdraws the amendment.

Read, and by unanimous consent, ordered to be placed on the Calendar for after item # 4 as item # 4A.

1 2007-H 5578 SUB A**BY Ginaitt****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING WATER SUPPLIES

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

Representative Ginaitt moves passage of the act, seconded by Representatives Walsh, Gemma and Naughton.

Representatives Gorham, Ginaitt and Gemma discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gemma, Ginaitt, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams.

NAYS - 2: Representatives Gorham, Watson.

REQUEST

Representative Gallison requests the journal to reflect that if he had voted on (07-H 5578 SUB A), he would have voted in the affirmative.

2 2007-H 6351**BY Lima****ENTITLED,** JOINT RESOLUTION HONORING ANTHONY V. ARICO, JR. FOR THIRTY YEARS OF DEDICATED SERVICE TO THE STATE OF RHODE ISLAND

Ordered on the Calendar

Read and passed immediate consideration on Tuesday, May 1, 2007.

3 2007-H 5731 SUB A**BY Ehrhardt****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS

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

Representative Ehrhardt moves passage of the act, seconded by Representatives Story and Caprio.

By unanimous consent, Representative Ehrhardt, seconded by Representative Story offers a written motion to amend.

**FLOOR AMENDMENT
TO
2007 -- H 5731 SUBSTITUTE A**

AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS

Mr. Speaker:

I hereby move to amend 2007 -- H 5731 SUBSTITUTE A, entitled "AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF BOATS", as follows:

On page 1, line 9, after the language "surfboard," by inserting the language "a tube,".

Respectfully submitted,

REPRESENTATIVE EHRHARDT

=====
LC01153/2
=====

Representatives Ehrhardt, Moffitt and Caprio discuss the amendment.

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, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Gablinske, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

REQUESTS

Representatives Ginaitt and Silva requests the journal to reflect that if they had voted on (07-H 5731 SUB A, as amended), they would have voted in the affirmative.

4 2007-H 6084**BY Picard****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Picard.

Read and passed, on a roll call vote, 59 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Long, Watson.

REQUEST

Representative Gallison requests the journal to reflect that if he had voted on (07-H 6084), he would have voted in the affirmative.

4 A 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.

The act has been moved and seconded supra.

By unanimous consent, Representative McNamara, seconded by Representative Slater offers a written motion to amend.

**FLOOR AMENDMENT
TO
2007 -- H 6005**

AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND
THOMAS C. SLATER MEDICAL MARIJUANA ACT

Mr. Speaker:

I hereby move to amend 2007 -- H 6005, entitled "AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT", as follows:

By deleting all of the language following the enactment clause and inserting in place thereof the following:

"SECTION 1. Sections 21-28.6-1, 21-28.6-2, 21-28.6-3, 21-28.6-4, 21-28.6-5, 21-28.6-6, 21-28.6-7, 21-28.6-8, 21-28.6-9 and 21-28.6-10 of the General Laws in Chapter 21-28.6 entitled "The Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act" are hereby amended to read as follows:

21-28.6-1. Short title. ~~[Repealed effective June 30, 2007.]~~ -- This chapter shall be known and may be cited as "The Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act."

21-28.6-2. Legislative findings. ~~[Repealed effective June 30, 2007.]~~ -- The general assembly finds and declares that:

(1) Modern medical research has discovered beneficial uses for marijuana in treating or alleviating pain, nausea and other symptoms associated with certain debilitating medical conditions, as found by the National Academy of Sciences' Institute of Medicine in March 1999.

(2) According to the U.S. Sentencing Commission and the Federal Bureau of Investigation, ninety-nine (99) out of every one hundred (100) marijuana arrests in the United States are made under state law, rather than under federal law. Consequently, changing state law will have the practical effect of protecting from arrest the vast majority of seriously ill people who have a medical need to use marijuana.

(3) Although federal law currently prohibits any use of marijuana, the laws of Alaska, California, Colorado, Hawaii, Maine, Montana, Nevada, Oregon, Vermont, and Washington permit the medical use and cultivation of marijuana. Rhode Island joins in this effort for the health and welfare of its citizens.

(4) States are not required to enforce federal law or prosecute people for engaging in activities prohibited by federal law. Therefore, compliance with this chapter does not put the state of Rhode Island in violation of federal law.

(5) State law should make a distinction between the medical and nonmedical use of marijuana. Hence, the purpose of this chapter is to protect patients with debilitating medical conditions, and their physicians and primary caregivers, from arrest and prosecution, criminal and other penalties, and property forfeiture if such patients engage in the medical use of marijuana.

(6) The general assembly enacts this chapter pursuant to its police power to enact legislation for the protection of the health of its citizens, as reserved to the state in the Tenth Amendment of the United States Constitution.

21-28.6-3. Definitions. ~~[Repealed effective June 30, 2007.]~~ -- The purposes of this chapter:

- (1) "Debilitating medical condition" means:
- (i) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, Hepatitis C, or the treatment of these conditions;
 - (ii) A chronic or debilitating disease or medical condition or its treatment that produces one or more of the following: cachexia or wasting syndrome; severe, debilitating, chronic pain; severe nausea; seizures, including but not limited to, those characteristic of epilepsy; or severe and persistent muscle spasms, including but not limited to, those characteristic of multiple sclerosis or Crohn's disease; or agitation of Alzheimer's Disease; or
 - (iii) Any other medical condition or its treatment approved by the department, as provided for in section 21-28.6-5.
- (2) "Department" means the Rhode Island department of health or its successor agency.
- (3) "Marijuana" has the meaning given that term in section 21-28-1.02(26).
- (4) "Medical use" means the acquisition, possession, cultivation, manufacture, use, delivery, transfer, or transportation of marijuana or paraphernalia relating to the consumption of marijuana to alleviate a registered qualifying patient's debilitating medical condition or symptoms associated with the medical condition.
- (5) "Practitioner" means a person who is licensed with authority to prescribe drugs pursuant to chapter 37 of title 5.
- (6) "Primary caregiver" means a person who is at least twenty-one (21) years old and who has agreed to assist with a person's medical use of marijuana and who doesn't have a felony drug conviction. A primary caregiver may assist no more than five (5) qualifying patients with their medical use of marijuana.
- (7) "Qualifying patient" means a person who has been diagnosed by a physician as having a debilitating medical condition and is a resident of Rhode Island.
- (8) "Registry identification card" means a document issued by the department that identifies a person as a qualifying patient or primary caregiver.
- (9) "Usable marijuana" means the dried leaves and flowers of the marijuana plant, and any mixture or preparation thereof, but does not include the seeds, stalks, and roots of the plant.
- (10) "Written certification" means the qualifying patient's medical records, and a statement signed by a practitioner, stating that in the practitioner's professional opinion the potential benefits of the medical use of marijuana would likely outweigh the health risks for the qualifying patient. A written certification shall be made only in the course of a bona fide practitioner-patient relationship after the practitioner has completed a full assessment of the qualifying patient's medical history. The written certification shall specify the qualifying patient's debilitating medical condition or conditions.
- 21-28.6-4. Protections for the medical use of marijuana. [Repealed effective June 30, 2007.] -- (a) A qualifying patient who has in his or her possession a registry identification card shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to, civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, for the medical use of marijuana; provided, that the qualifying patient possesses an amount of marijuana that does not exceed twelve (12) marijuana plants and two and one-half (2.5) ounces of usable marijuana. Said plants shall be stored in an indoor facility.
- (b) No school, employer or landlord may refuse to enroll, employ or lease to or otherwise penalize a person solely for his or her status as a registered qualifying patient or a registered primary caregiver.

(c) A primary caregiver, who has in his or her possession, a registry identification card shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to, civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, for assisting a qualifying patient to whom he or she is connected through the department's registration process with the medical use of marijuana; provided, that the primary caregiver possesses an amount of marijuana which does not exceed twelve (12) marijuana plants and two and one-half (2.5) ounces of usable marijuana for each qualifying patient to whom he or she is connected through the department's registration process.

(d) There shall exist a presumption that a qualifying patient or primary caregiver is engaged in the medical use of marijuana if the qualifying patient or primary caregiver:

(1) Is in possession of a registry identification card; and

(2) Is in possession of an amount of marijuana that does not exceed the amount permitted under this chapter. Such presumption may be rebutted by evidence that conduct related to marijuana was not for the purpose of alleviating the qualifying patient's debilitating medical condition or symptoms associated with the medical condition.

(e) A primary caregiver may receive reimbursement for costs associated with assisting a registered qualifying patient's medical use of marijuana. Compensation shall not constitute sale of controlled substances.

(f) A practitioner shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by the Rhode Island Board of Medical Licensure and Discipline or by any another business or occupational or professional licensing board or bureau solely for providing written certifications or for otherwise stating that, in the practitioner's professional opinion, the potential benefits of the medical marijuana would likely outweigh the health risks for a patient.

(g) Any interest in or right to property that is possessed, owned, or used in connection with the medical use of marijuana, or acts incidental to such use, shall not be forfeited.

(h) No person shall be subject to arrest or prosecution for constructive possession, conspiracy, aiding and abetting, being an accessory, or any other offense for simply being in the presence or vicinity of the medical use of marijuana as permitted under this chapter or for assisting a registered qualifying patient with using or administering marijuana.

(i) A practitioner nurse or pharmacist shall not be subject to arrest, prosecution or penalty in any manner, or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau solely for discussing the benefits or health risks of medical marijuana or its interaction with other substances with a patient.

(j) A registry identification card, or its equivalent, issued under the laws of another state, U.S. territory, or the District of Columbia to permit the medical use of marijuana by a qualifying patient, or to permit a person to assist with a qualifying patient's medical use of marijuana, shall have the same force and effect as a registry identification card issued by the department.

(k) Notwithstanding the provisions of subsection 21-28.6-3(6) or subsection 21-28.6-4(c), no primary caregiver shall possess an amount of marijuana in excess of twenty-four (24) marijuana plants and five (5) ounces of usable marijuana for qualifying patients to whom he or she is connected through the department's registration process.

21-28.6-5. Department to issue regulations. [Repealed effective June 30, 2007.] -- (a) Not later than ninety (90) days after the effective date of this chapter, the department shall

promulgate regulations governing the manner in which it shall consider petitions from the public to add debilitating medical conditions to those included in this chapter. In considering such petitions, the department shall include public notice of, and an opportunity to comment in a public hearing, upon such petitions. The department shall, after hearing, approve or deny such petitions within one hundred eighty (180) days of submission. The approval or denial of such a petition shall be considered a final department action, subject to judicial review. Jurisdiction and venue for judicial review are vested in the superior court. The denial of a petition shall not disqualify qualifying patients with that condition, if they have a debilitating medical condition. The denial of a petition shall not prevent a person with the denied condition from raising an affirmative defense.

(b) Not later than ninety (90) days after the effective date of this chapter, the department shall promulgate regulations governing the manner in which it shall consider applications for and renewals of registry identification cards for qualifying patients and primary caregivers. The department's regulations shall establish application and renewal fees that generate revenues sufficient to offset all expenses of implementing and administering this chapter. The department may vary the application and renewal fees along a sliding scale that accounts for a qualifying patient's or caregiver's income. The department may accept donations from private sources in order to reduce the application and renewal fees.

21-28.6-6. Administration of regulations. ~~[Repealed effective June 30, 2007.]~~ -- (a) The department shall issue registry identification cards to qualifying patients who submit the following, in accordance with the department's regulations:

- (1) Written certification as defined in section 23-28.6-3(10) of this chapter;
- (2) Application or renewal fee;
- (3) Name, address, and date of birth of the qualifying patient; provided, however, that if the patient is homeless, no address is required;
- (4) Name, address, and telephone number of the qualifying patient's practitioner; and
- (5) Name, address, and date of birth of each primary caregiver of the qualifying patient, if any.

(b) The department shall not issue a registry identification card to a qualifying patient under the age of eighteen (18) unless:

(1) The qualifying patient's practitioner has explained the potential risks and benefits of the medical use of marijuana to the qualifying patient and to a parent, guardian or person having legal custody of the qualifying patient; and

- (2) A parent, guardian or person having legal custody consents in writing to:
- (i) Allow the qualifying patient's medical use of marijuana;
 - (ii) Serve as one of the qualifying patient's primary caregivers; and
 - (iii) Control the acquisition of the marijuana, the dosage, and the frequency of the medical use of marijuana by the qualifying patient.

(c) The department shall verify the information contained in an application or renewal submitted pursuant to this section, and shall approve or deny an application or renewal within ~~thirty (30)~~ fifteen (15) days of receiving it. The department may deny an application or renewal only if the applicant did not provide the information required pursuant to this section, or if the department determines that the information provided was falsified. Rejection of an application or renewal is considered a final department action, subject to judicial review. Jurisdiction and venue for judicial review are vested in the superior court.

(d) The department shall issue a registry identification card to each primary caregiver, if

any, who is named in a qualifying patient's approved application, up to a maximum of two (2) primary caregivers per qualifying patient.

(e) The department shall issue registry identification cards within five (5) days of approving an application or renewal, which shall expire ~~one~~ two (2) years after the date of issuance. Registry identification cards shall contain:

~~(1) Name, address, and date of birth of the qualifying patient;~~

~~(2) Name, address, and date of birth of the each primary caregiver of the qualifying patient, if any;~~

~~(3) (1) The date of issuance and expiration date of the registry identification card;~~

~~(4) (2) A random registry identification number; and~~

~~(5) (3) A photograph; and~~

~~(4) Any additional information as required by regulation or the department.~~

(f) Persons issued registry identification cards shall be subject to the following:

(1) A qualifying patient who has been issued a registry identification card shall notify the department of any change in the qualifying patient's name, address, or primary caregiver; or if the qualifying patient ceases to have his or her debilitating medical condition, within ten (10) days of such change.

(2) A registered qualifying patient who fails to notify the department of any of these changes is responsible for a civil infraction, punishable by a fine of no more than one hundred fifty dollars (\$150). If the person has ceased to suffer from a debilitating medical condition, the card shall be deemed null and void and the person shall be liable for any other penalties that may apply to the person's nonmedical use of marijuana.

(3) A registered primary caregiver shall notify the department of any change in his or her name or address within ten (10) days of such change. A primary caregiver who fails to notify the department of any of these changes is responsible for a civil infraction, punishable by a fine of no more than one hundred fifty dollars (\$150).

(4) When a qualifying patient or primary caregiver notifies the department of any changes listed in this subsection, the department shall issue the registered qualifying patient and each primary caregiver a new registry identification card within ten (10) days of receiving the updated information and a ten dollar (\$10.00) fee.

(5) When a qualifying patient who possesses a registry identification card changes his or her primary caregiver, the department shall notify the primary caregiver within ten (10) days. The primary caregiver's protections as provided in this chapter shall expire ten (10) days after notification by the department.

(6) If a registered qualifying patient or a primary caregiver loses his or her registry identification card, he or she shall notify the department and submit a ten dollar (\$10.00) fee within ten (10) days of losing the card. Within five (5) days, the department shall issue a new registry identification card with new random identification number.

(7) If a qualifying patient and/or primary caregiver willfully violates any provision of this chapter as determined by the department, his or her registry identification card may be revoked.

(g) Possession of, or application for, a registry identification card shall not constitute probable cause or reasonable suspicion, nor shall it be used to support the search of the person or property of the person possessing or applying for the registry identification card, or otherwise subject the person or property of the person to inspection by any governmental agency.

(h) (1) Applications and supporting information submitted by qualifying patients,

including information regarding their primary caregivers and practitioners, are confidential and protected under the federal Health Insurance Portability and Accountability Act of 1996.

(2) The department shall maintain a confidential list of the persons to whom the department has issued registry identification cards ~~and shall notify local and state law enforcement of the number of qualified patients in any given city or town.~~ Individual names and other identifying information on the list shall be confidential, exempt from the provisions of Rhode Island Access to Public Information, chapter 2 of title 38, and not subject to disclosure, except to authorized employees of the department as necessary to perform official duties of the department.

(i) The department shall verify to law enforcement personnel whether a registry identification card is valid solely by confirming the random registry identification number.

(j) It shall be a crime, punishable by up to one hundred eighty (180) days in jail and a one thousand dollar (\$1,000) fine, for any person, including an employee or official of the department or another state agency or local government, to breach the confidentiality of information obtained pursuant to this chapter. Notwithstanding this provision, the department employees may notify law enforcement about falsified or fraudulent information submitted to the department.

(k) On or before January 1, ~~2007~~ of each odd numbered year, the department shall report to the House Committee on Health, Education and Welfare and to the Senate Committee on the Judiciary on the use of marijuana for symptom relief. The report shall provide:

(1) The number of applications for registry identification cards, the number of qualifying patients and primary caregivers approved, the nature of the debilitating medical conditions of the qualifying patients, the number of registry identification cards revoked, and the number of practitioners providing written certification for qualifying patients;

(2) An evaluation of the costs permitting the use of marijuana for symptom relief, including any costs to law enforcement agencies and costs of any litigation;

(3) Statistics regarding the number of marijuana-related prosecutions against registered patients and caregivers, and an analysis of the facts underlying those prosecutions;

(4) Statistics regarding the number of prosecutions against physicians for violations of this chapter; and

(5) Whether the United States Food and Drug Administration has altered its position regarding the use of marijuana for medical purposes or has approved alternative delivery systems for marijuana.

21-28.6-7. Scope of chapter. ~~Repealed effective June 30, 2007.~~ -- (a) This chapter shall not permit:

(1) Any person to undertake any task under the influence of marijuana, when doing so would constitute negligence or professional malpractice;

(2) The smoking of marijuana:

(i) In a school bus or other form of public transportation;

(ii) On any school grounds;

(iii) In any correctional facility;

(iv) In any public place; or

(v) In any licensed drug treatment facility in this state.

(3) Any person to operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of marijuana. However, a registered qualifying patient shall not be considered to be under the influence solely for having marijuana

metabolites in his or her system.

(b) Nothing in this chapter shall be construed to require:

(1) A government medical assistance program or private health insurer to reimburse a person for costs associated with the medical use of marijuana; or

(2) An employer to accommodate the medical use of marijuana in any workplace.

(c) Fraudulent representation to a law enforcement official of any fact or circumstance relating to the medical use of marijuana to avoid arrest or prosecution shall be punishable by a fine of five hundred dollars (\$500) which shall be in addition to any other penalties that may apply for making a false statement for the nonmedical use of marijuana.

~~21-28.6-8. Affirmative defense and dismissal. [Repealed effective June 30, 2007.]~~ -- (a) Except as provided in section 21-28.6-7, a person and a person's primary caregiver, if any, may assert the medical purpose for using marijuana as a defense to any prosecution involving marijuana, and such defense shall be presumed valid where the evidence shows that:

(1) The qualifying patient's ~~medical records indicate and a~~ practitioner has stated that, in the practitioner's professional opinion, after having completed a full assessment of the person's medical history and current medical condition made in the course of a bona fide practitioner-patient relationship, the potential benefits of using marijuana for medical purposes would likely outweigh the health risks for the qualifying patient; and

(2) The person and the person's primary caregiver, if any, were collectively in possession of a quantity of marijuana that was not more than what is permitted under this chapter to ensure the uninterrupted availability of marijuana for the purpose of alleviating the person's medical condition or symptoms associated with the medical condition.

(b) A person may assert the medical purpose for using marijuana in a motion to dismiss, and the charges shall be dismissed following an evidentiary hearing where the defendant shows the elements listed in subsection (a) of this section.

(c) Any interest in or right to property that was possessed, owned, or used in connection with a person's use of marijuana for medical purposes shall not be forfeited if the person or the person's primary caregiver demonstrates the person's medical purpose for using marijuana pursuant to this section.

~~21-28.6-9. Enforcement. [Repealed effective June 30, 2007.]~~ -- (a) If the department fails to adopt regulations to implement this chapter within one hundred twenty (120) days of the effective date of this act, a qualifying patient may commence an action in a court of competent jurisdiction to compel the department to perform the actions mandated pursuant to the provisions of this chapter.

(b) If the department fails to issue a valid registry identification card in response to a valid application submitted pursuant to this chapter within thirty-five (35) days of its submission, the registry identification card shall be deemed granted and a copy of the registry identification application shall be deemed valid registry identification card.

~~21-28.6-10. Severability. [Repealed effective June 30, 2007.]~~ -- Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

SECTION 2. Section 21-28.6-11 of the General Laws in Chapter 21-28.6 entitled "The Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act" is hereby repealed.

~~21-28.6-11. Sunset provision. — The provisions of this chapter shall be repealed effective June 30, 2007.~~

SECTION 3. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE MCNAMARA

=====
LC01366/5
=====

Representative McNamara discusses the amendment.

The motion to amend prevails on a roll call vote 47 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Fellela, Fox, Gablinske, Gemma, Ginaitt, Handy, Jackson, Kennedy, Lewiss, Lima, Long, McNamara, Melo, Moffitt, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 10: Representatives Amaral, Brien, Ehrhardt, Gorham, Loughlin, McManus, Menard, Mumford, Trillo, Ucci.

Representatives McNamara, Ehrhardt, Trillo, Costantino, Gemma, Lima, Fellela, Gorham, Walsh, McManus, Ucci, Slater, Baldelli-Hunt, Caprio, Mattiello and DeSimone discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 50 members voting in the affirmative and 12 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carter, Church, Coderre, Costantino, Crowley, Dennigan, DeSimone, Fellela, Fox, Gablinske, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Long, Malik, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 12: Representatives Amaral, Baldelli-Hunt, Brien, Corvese, Ehrhardt, Gorham, Loughlin, McManus, Menard, Mumford, Trillo, Ucci.

REQUEST

Representative Diaz request the journal to reflect that if she had voted on (07-H 6005 as amended), she would have voted in the affirmative.

5 2007-H 5991 SUB A as amended**BY Caprio D****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES**

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

Representative Kennedy moves passage of the act, seconded by Representatives Caprio, Pacheco and many other members of the House.

Representatives Watson and Caprio discuss the act.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Gablinske, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Serpa, Shanley, Silva, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

6 2007-H 5543**BY McManus****ENTITLED, AN ACT RELATING TO INSURANCE - RHODE ISLAND
INSURERS' INSOLVENCY FUND**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative McManus.

By unanimous consent, Representative McManus, seconded by Representatives Kennedy and Watson offers a written motion to amend.

**FLOOR AMENDMENT
TO
2007 -- H 5543****AN ACT RELATING TO INSURANCE - RHODE ISLAND INSURERS' INSOLVENCY
FUND**

Mr. Speaker:

I hereby move to amend 2007 -- H 5543, entitled "AN ACT RELATING TO INSURANCE - RHODE ISLAND INSURERS' INSOLVENCY FUND", as follows:

On page 1, line 15, by inserting after the word "claims" the following language: "for insolvencies occurring on or after January 1, 2008. An amount not exceeding three hundred thousand dollars (\$300,000) per claimant for all other covered claims for insolvencies occurring prior to January 1, 2008".

Respectfully submitted,

REPRESENTATIVE MCMANUS

=====
LC01786/2
=====

Representative McManus discusses the amendment.

The motion to amend prevails 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fox, Gablinske, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Naughton, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

REQUEST

Representative Gorham requests the journal to reflect that if he had voted on (07-H 5543 as amended), he would have voted in the affirmative.

7 2007-H 5514 SUB A**BY Fox****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES**

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 Wednesday, May 16, 2007.

8 2007-H 5486**BY Serpa****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS**

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 17, 2007.

9 2007-H 5485 SUB A**BY McCauley****ENTITLED, AN ACT RELATING TO PROPERTY -- RHODE ISLAND HOME LOAN PROTECTION 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 Representative Williams.

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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

10 2007-H 5436**BY Shanley****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
DUTIES OF UTILITIES AND CARRIERS**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Fox, Williamson and Shanley.

Representatives Loughlin, Shanley, Gorham and Trillo discuss the act.

Read and passed, on a roll call vote, 52 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Fox, Gablinske, Gallison, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Malik, Mattiello, McNamara, Melo, Menard, Moffitt, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 10: Representatives Ehrhardt, Gemma, Gorham, Long, Loughlin, McManus, Mumford, Story, Trillo, Watson.

11 2007-H 5434**BY Malik****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL
REGULATORY PROVISIONS -- DECEPTIVE TRADE PRACTICES**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Malik.

Representatives Ucci, Caprio, Gorham and Trillo discuss the act

Read and passed, on a roll call vote, 44 members voting in the affirmative and 19 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jackson, Jacquard, Kennedy, Lewiss, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Naughton, Palumbo, Picard, Rose, Schadone, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Vaudreuil, Williams, Williamson.

NAYS - 19: Representatives Almeida, Baldelli-Hunt, Caprio, Diaz, Fellela, Handy, Long, Menard, Mumford, Pacheco, Petrarca, Savage, Scott, Segal, Smith, Ucci, Walsh, Wasylyk, Watson.

12 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.

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: The Honorable Speaker Murphy 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, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

13 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.

Representative McNamara moves passage of the act, seconded by Representative Savage and many other members of the House.

By unanimous consent, Representative McNamara, seconded by Representative Williamson offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2 0 0 7 -- H 5 3 5 1 S U B S T I T U T E A
A N A C T R E L A T I N G T O E D U C A T I O N**

Mr. Speaker:

I hereby move to amend 2007 -- H 5351 SUBSTITUTE A, entitled "AN ACT RELATING TO EDUCATION", as follows:

(1) On page 2, line 34, by deleting the words "A student".

(2) On page 3, by deleting lines 1 through 16 in their entirety and inserting the following language in place thereof:

"(a) Children who have completed sixteen (16) years of life and who have not yet attained eighteen (18) years of age may not withdraw from school before graduation unless:

(1) The student, the student's parent(s)/guardian and an administrator agree to the withdrawal;

(2) At the exit interview, the student and the student's parent(s)/guardian provide written acknowledgement of the withdrawal that meets the requirements of subsection (D);

(3) The school principal provides written consent for the student to withdraw from school; and/or

(4) The withdrawal is due to:

(A) Documented financial hardship and the need of the individual to be employed to support the individual's family or a dependent;

(B) Documented illness;

(C) By order of a court that has jurisdiction over the student; and

(D) Accompanied by a written acknowledgement of a withdrawal under subsection (b)(2) which must include a statement that the student and the student's parent(s)/guardian understand that withdrawal from school is likely to reduce the student's future earnings and increase the student's likelihood of being unemployed in the future;

(b) If a child of the age described in (a) is habitually absent from school and the school is unable to contact the parent(s)/guardian. the school may withdraw the child from enrollment provided that its attempts to contact the parent(s)/guardian by telephone, regular and registered mail, and home visit are documented. If a child who has been withdrawn from enrollment under this subsection returns to school, or if the school mistakenly withdraws the child from enrollment, the child shall promptly be re-enrolled."

(3) On page 3, by inserting the following language immediately following line 32:

"SECTION 2. Section 16-19-1 of the General Laws in Chapter 16-19 entitled "Compulsory Attendance" is hereby amended to read as follows:

16-19-1. Attendance required. -- (a) Every child who has completed or will have completed six (6) years of life on or before September 1 of any school year and has not completed sixteen (16) years of life shall regularly attend some public day school during all the days and hours that the public schools are in session in the city or town in which the child resides. Every person having under his or her control a child as described in this section shall cause the child to attend school as required by this section, and for every neglect of this duty the person having control of the child shall be fined not exceeding fifty dollars (\$50.00) for each day or part of a day that the child fails to attend school, and if the total of these days is more than thirty (30) school days during any school year, then the person shall, upon conviction, be imprisoned not exceeding six (6) months or shall be fined not more than five hundred dollars (\$500), or both; provided, that if the person so charged shall prove that the child has attended for the required period of time a private day school approved by the commissioner of elementary and secondary education pursuant to section 16-60-6(10), or a course of at-home instruction approved by the school committee of the town where the child resides, or that the physical or

mental condition of the child was such as to render his or her attendance at school inexpedient or impracticable, or that the child was excluded from school by virtue of some general law or regulation, then attendance shall not be obligatory nor shall the penalty be incurred.

(b) Every child enrolled in school who completes or has completed sixteen (16) years of life and who has not yet attained eighteen (18) years of age shall regularly attend school during all the days and hours that the public schools are in session in the city or town in which the child resides unless the person having control of the child ~~provides written permission to the school department of the city or town to terminate the child's enrollment.~~ withdraws the child from enrollment in accordance with section 16-67.1-3. Provided, however, that nothing in this subsection or in subsection (a) of this section shall prohibit or limit cities or towns from enacting programs of early intervention and/or mediation in an effort to address the problems of students who are habitually late or absent from school.

(c) Nothing in this section shall be deemed to limit or otherwise interfere with the rights of teachers and other school employees to collectively bargain pursuant to chapters 9.3 and 9.4 of title 28 or to allow any school committee to abrogate any agreement reached by collective bargaining."

(4) On page 4, line 1 by deleting the numeral "2" and inserting in place thereof the numeral "3".

(5) On page 4, line 1, by deleting the words "upon passage" and by inserting in place thereof the following words "on September 1, 2007".

Respectfully submitted,

REPRESENTATIVE MCNAMARA

=====
LC01053/3
=====

Representative McNamara discusses the amendment.

The motion to amend prevails 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, 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, Lewiss, Lima, Long, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

Representative Lima discusses the act, as amended and requests to vote the act in sections. The Honorable Speaker rules it is divisible.

Representatives Smith, Trillo, Ehrhardt, McNamara, Watson, Fox, Mumford, Amaral and Ucci discuss the act, as amended.

Title Chapter Section 16-67.1-3., as amended prevails on a roll call vote, 44 members voting in the affirmative and 17 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Long, Malik, Mattiello, McNamara, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Sullivan, Vaudreuil, Williamson.

NAYS - 17: Representatives Amaral, Caprio, Ehrhardt, Lima, Loughlin, McManus, Melo, Menard, Moffitt, Mumford, Smith, Story, Trillo, Ucci, Wasylyk, Watson, Williams.

The remainder of the bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 17 members voting in the negative as follows.

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Malik, Mattiello, McNamara, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Vaudreuil, Wasylyk, Williamson.

NAYS - 17: Representatives Amaral, Caprio, Ehrhardt, Lima, Long, Loughlin, McManus, Melo, Menard, Moffitt, Mumford, Shanley, Trillo, Ucci, Walsh, Watson, Williams.

21 2007-H 5432 SUB A

BY Picard

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
RESIDENTIAL REAL ESTATE TRANSACTIONS**

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 Wednesday, May 9, 2007.

30 2007-H 5909 SUB A

BY Handy

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

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 Wednesday, May 9, 2007.

39 2007-H 5912 as amended**BY Lewiss****ENTITLED, AN ACT RELATING TO INSURANCE - HEALTH INSURANCE - -
COPAYMENTS**

Committee on Corporations recommends passage as amended.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 9, 2007.

FROM THE DESK IS TAKEN

Majority Leader Fox moves to take from the desk (07-H 6030 SUB A as amended) seconded by Representative Pacheco and many other members of the House.

The motion prevails 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lima, Long, Loughlin, Malik, Mattiello, McManus, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

House Bill No. 6030 SUB A as amended**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}**

Majority Leader Fox moves to reconsider (07-H 6030 SUB A as amended) seconded by Representative Pacheco.

The motion to reconsider prevails 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, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rose, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

REQUEST

Representative Smith requests the journal to reflect that if he had voted on the previous motion to reconsider, he would have voted in the affirmative.

By unanimous consent, Representative Fox, seconded by Representative Pacheco offers a written motion to amend for Representative Rice.

Representatives Fox and Loughlin discuss the amendment.

Read, and by unanimous consent, ordered to be placed as item # 1 on the Calendar for Thursday, May 3, 2007.

On suggestion of Majority Leader Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Thursday, May 3, 2007..

TRANSMITTAL

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

ANNOUNCEMENTS

Representative Naughton announces today is the last day for her intern, Maria Rice, a student at University of Rhode Island in the College of Environment and Life Science.

Representative Amaral announces today is the last day for his legislative intern, Greg Kerr, a student at Providence College.

GUESTS

At 4:17o'clock P.M. the Honorable Speaker yields the rostrum to Representative Baldelli-Hunt.

By unanimous consent, Representative Baldelli-Hunt addresses the members of the House and welcomes to the House the Rhode Island Division 1 State Basketball State Champions from Bishop Hendricken High School.

By unanimous consent, Representative Baldelli-Hunt presents citations to the following: Brandon Akinsulire, William Baron, Branford Sowah, Nicholas Maglio, Sean Murray, David DelFino, Gary Hunt, David Rufful, Devin De La Cruz, Nicholas Manning, Brendan Degnan, Matthew Barboza, Kevin McCartney, Brendan O'Brien, John Yeaman along with their Head Coach- Jamal Gomes; Assistants-Robert Stephenson, John Smith, James Silva; Managers-James Black, Mark McPhillips; and Statistics-John Henseler.

At 4:24 o'clock P.M. the Honorable Speaker returns to the rostrum and congratulates the Hawks.

ADJOURNMENT

At 6:23 o'clock P.M. on motion of Representative Lima, and as a further mark of respect to the memory of Jose Alves; on motion of Representative Williamson and as a further mark of respect to the memory of Michael Maglioli seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE PETER T. GINAITT

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 THURSDAY, MAY 3, 2007:

1 2007-H 6030 SUB A as amended**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.

2 2007-H 6360**BY Williamson****ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO
TAXATION**

Ordered on the Calendar

3 2007-H 6361**BY Williamson****ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO
TAXATION**

Ordered on the Calendar

4 2007-H 6362**BY Williamson****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION**

Ordered on the Calendar

5 2007-H 6363**BY Williamson****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION**

Ordered on the Calendar

6 2007-H 6364**BY Williamson****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION**

Ordered on the Calendar

7 2007-H 5529**BY Lally****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COMMISSION ON JUDICIAL TENURE AND DISCIPLINE

Committee on Separation of Powers recommends passage.

8 2007-H 6032**BY Ajello****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND
GOVERNMENT--TRADE

Committee on Separation of Powers recommends passage.

9 2007-H 5903**BY Loughlin****ENTITLED,** AN ACT RELATING TO TAXATION - EXCISE ON MOTOR
VEHICLES AND TRAILERS

Committee on Separation of Powers recommends passage.

10 2007-H 5700**BY McManus****ENTITLED,** AN ACT RELATING TO LIBRARIES -- THE RHODE ISLAND
INFORMATION RESOURCES MANAGEMENT BOARD

Committee on Separation of Powers recommends passage.

11 2007-H 5696**BY San Bento****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT
IMPACT FEE ACT

Committee on Municipal Government recommends passage.

12 2007-H 5572 SUB A**BY Jackson****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONSCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**13 2007-H 5564****BY Lewiss****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- THE UNIFORM COMMERCIAL
CODE

Committee on Corporations recommends passage.

14 2007-H 5800 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- MOTOR VEHICLES -- DECEPTIVE TRADE PRACTICES

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

15 2007-H 5565**BY Silva****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- RETAIL SALE OF GASOLINE

Committee on Corporations recommends passage.

16 2007-H 6038 SUB A**BY McNamara****ENTITLED,** AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE

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

17 2007-H 5801 SUB A**BY Mattiello****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - DECEPTIVE TRADE PRACTICES

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

18 2007-H 5549 SUB A**BY Corvese****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.

19 2007-H 5303 SUB A**BY Pacheco****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - PASCOAG UTILITY DISTRICT

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

20 2007-H 5566 SUB A as amended**BY Segal****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
RENEWABLE ELECTRIC GENERATION

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

21 2007-H 5742**BY Story****ENTITLED,** AN ACT RELATING TO INSURANCE -- LIFE INSURANCE

Committee on Corporations recommends passage.

22 2007-H 5734 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE
USE OF THE NAME OF FINANCIAL INSTITUTIONS

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

23 2007-H 5735 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- RADON
CONTROL

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

24 2007-H 5550**BY Corvese****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
AUTOMOBILE BODY REPAIR SHOPS

Committee on Corporations recommends passage.

25 2007-H 5741 SUB A**BY Ehrhardt****ENTITLED,** AN ACT RELATING TO INSURANCE - INSURANCE PRODUCERS
- PRODUCER LICENSING ACT

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

26 2007-H 5370 SUB A**BY Jacquard****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- DECEPTIVE TRADE PRACTICES

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

27 2007-H 5732**BY Lally****ENTITLED,** AN ACT RELATING TO PROPERTY - LABOR AND LABOR RELATIONS - CONSTRUCTION TRUST

Committee on Corporations recommends passage.

28 2007-H 5805 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- PROMOTION OF PAPER BAG USE

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

29 2007-H 5712 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- INDIVIDUAL HEALTH INSURANCE COVERAGE

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

30 2007-H 5569 SUB A**BY Williamson****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS

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

31 2007-H 5778**BY O'Neill****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- CORRECTIONS DEPARTMENT

Committee on Judiciary recommends passage.

32 2007-H 5724**BY Moffitt****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- CAUSES OF ACTION

Committee on Judiciary recommends passage.

33 2007-H 5620**BY Menard****ENTITLED,** AN ACT RELATING TO ELECTIONS -- RHODE ISLAND
CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING

Committee on Judiciary recommends passage.

34 2007-H 5328**BY Lally****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PARTY COMMITTEES
AND CONVENTIONS

Committee on Judiciary recommends passage.

35 2007-H 5654**BY Ajello****ENTITLED,** AN ACT RELATING TO PROPERTY -- RESIDENTIAL
LANDLORD AND TENANT ACT

Committee on Judiciary recommends passage.

36 2007-H 5780**BY Ajello****ENTITLED,** AN ACT RELATING TO CRIMINALS -- CORRECTIONAL
INSTITUTIONS

Committee on Judiciary recommends passage.

37 2007-H 6350**BY Lima****ENTITLED,** HOUSE RESOLUTION RESPECTFULLY REQUESTING THAT ALL
RHODE ISLAND CITY AND TOWN POLICE DEPARTMENTS
ENFORCE CURRENT HANDICAPPED PARKING LAWS

Ordered on the Calendar

38 2007-H 5972**BY Sullivan****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - COMPUTER
CRIME

Committee on Judiciary recommends passage.

39 2007-H 5025**BY Melo****ENTITLED, AN ACT RELATING TO PROPERTY -- FENCES**

Committee on Judiciary recommends passage.

40 2007-H 5104 SUB A**BY Corvese****ENTITLED, AN ACT RELATING TO FUNERAL SERVICE ESTABLISHMENTS**

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

41 2007-H 5674**BY Winfield****ENTITLED, AN ACT BUSINESSES AND PROFESSIONS -- SPEECH
PATHOLOGY AND AUDIOLOGY**

Committee on Health, Education & Welfare recommends passage.

42 2007-H 6077**BY Kilmartin****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALES**

Committee on Judiciary recommends passage.

43 2007-H 5211 SUB A**BY Rice****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES**

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

44 2007-H 5093**BY Petrarca****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO
TAXATION**

Committee on Veterans' Affairs recommends passage.

45 2007-H 5094**BY Petrarca****ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO
TAXATION**

Committee on Veterans' Affairs recommends passage.

46 2007-H 5219**BY Winfield****ENTITLED,** AN ACT RELATING TO TAXATION

Committee on Veterans' Affairs recommends passage.

47 2007-H 5902 SUB A**BY Loughlin****ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --
DECORATIONS

Committee on Veterans' Affairs recommends indefinite postponement of the original bill and passage of Substitute A.

48 2007-H 5135**BY Carter****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

Committee on Veterans' Affairs recommends passage.

49 2007-H 6144**BY Slater****ENTITLED,** HOUSE RESOLUTION URGING THE GOVERNOR TO PROVIDE
MEANINGFUL ASSISTANCE TO HELP IDENTIFY AND ENROLL
CHILDREN WHO QUALIFY FOR MEDICAID AND RITECARE
PROGRAMS

Committee on Finance recommends passage.

50 2007-H 6255**BY Fox****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
ENERGY FACILITY SITING ACT

Committee on Corporations recommends passage.

51 2007-H 6256**BY Fox****ENTITLED,** AN ACT TO INCORPORATE NATIONAL GRID GAS COMPANY

Committee on Corporations recommends passage.

52 2007-S 105**BY Walaska****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- THE UNIFORM COMMERCIAL
CODE

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR TUESDAY, MAY 8, 2007:**1 2007-H 5120 SUB A****BY Carter****ENTITLED,** AN ACT RELATING TO SPECIAL LICENSE FOR
MOTORCYCLES, MOTOR SCOOTERS AND OTHER DRIVEN
CYCLES

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

2 2007-H 5666 SUB A**BY San Bento****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS -
OPTOMETRISTS

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

3 2007-H 5052**BY San Bento****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PRIMARIES

Committee on Judiciary recommends passage.

4 2007-H 5262**BY Amaral****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSE -- WEAPONS

Committee on Judiciary recommends passage.

5 2007-H 6227 SUB A**BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- STATE BOARD OF
ELECTIONS

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

6 2007-H 6215**BY Pacheco****ENTITLED,** AN ACT RELATING TO ELECTIONS -- REGISTRATION OF
VOTERS

Committee on Judiciary recommends passage.

7 2007-H 6228**BY Lewiss****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF STATE

Committee on Judiciary recommends passage.

8 2007-H 6229 SUB A**BY Lewiss****ENTITLED,** AN ACT RELATING TO ELECTIONS -- PRIMARIES FOR
ELECTION OF DELEGATES TO NATIONAL CONVENTIONS AND
FOR PRESIDENTIAL PREFERENCECommittee on Judiciary recommends indefinite postponement of the original bill and
passage of Substitute A.**9 2007-H 5385****BY Jacquard****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - POLICE
OFFICERS

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, MAY 9, 2007:**1 2007-H 5432 SUB A****BY Picard****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
RESIDENTIAL REAL ESTATE TRANSACTIONSCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**2 2007-H 5909 SUB A****BY Handy****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERSCommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**3 2007-H 5912 as amended****BY Lewiss****ENTITLED,** AN ACT RELATING TO INSURANCE - HEALTH INSURANCE - -
COPAYMENTS

Committee on Corporations recommends passage as amended.

4 2007-H 5556 SUB A**BY San Bento****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE BUILDING CODE

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

5 2007-H 5739 SUB A**BY Singleton****ENTITLED,** AN ACT RELATING TO PROPERTY - REVERSE MORTGAGES

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

IN ORDER FOR THURSDAY, MAY 10, 2007:**1 2007-H 5567****BY Winfield****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- EQUIPMENT AND ACCESSORIES GENERALLY

Committee on Corporations recommends passage.

2 2007-H 6182 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - LABOR AND PAYMENT OF DEBTS BY CONTRACTORS

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

IN ORDER FOR TUESDAY, MAY 15, 2007:**1 2007-H 5767****BY Lewiss****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- CRUELTY TO ANIMALS

Committee on Health, Education & Welfare recommends passage.

IN ORDER FOR WEDNESDAY, MAY 16, 2007:**1 2007-H 5514 SUB A****BY Fox****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

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

IN ORDER FOR THURSDAY, MAY 17, 2007:

1 2007-H 5486

BY Serpa

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS

Committee on Corporations recommends passage.

2 2007-H 5988

BY Kilmartin

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- PRECIOUS METALS

Committee on Corporations recommends passage.

Francis P. McCabe
Clerk of the House

Wednesday, May 2, 2007