

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. 48

Wednesday, May 16, 2007

Forty-eighth Day

The House of Representatives meets at the State House in Providence, Wednesday, May 16, 2007 and is called to order at 4:13 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 70 members present and 5 members absent as follows:

PRESENT - 70: 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, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

ABSENT - 5: Representatives Crowley, Flaherty, O'Neill, Palumbo, Singleton.

INVOCATION

The Honorable Speaker presents Representative Moffitt 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 15, 2007 is approved as printed.

REPORTS OF COMMITTEES**COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

Representative Ginaitt, for the Committee on Environment and Natural Resources, reports back the following measure, with recommendation of passage:

Senate Bill No. 376 SUB A (Health)

BY Breene

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - PUBLIC DRINKING WATER SUPPLIES (require cross-connection control devices to be installed on multiple user water systems according to a specific schedule) {LC1460/1/A}
05/16/2007 Placed on House Calendar

COMMITTEE ON FINANCE

Representative Costantino, for the Committee on Finance, reports back the following measure, with recommendation of passage:

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 (authorize Johnston to impose a supplemental tax on property in Johnston, both real and personal, and an additional excise tax on registered motor vehicles and trailers) {LC2950/1}
05/16/2007 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

House Bill No. 5900

BY Dennigan, Shanley, Rose, Church, McManus

ENTITLED, AN ACT RELATING TO EDUCATION - CURRICULUM (establish a pilot program to encourage physical exercise and promote healthy weight levels in children.) {LC1671/1}
05/16/2007 Placed on House Calendar

NEW BUSINESS

House Bill No. 6395

BY Ginaitt, Walsh, Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY REDUCTION AND EDUCATION ACT {LC2863/1}
05/16/2007 Introduced, referred to House Environment and Natural Resources

House Bill No. 6396**BY** Ginaitt, Walsh, Naughton**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - MERCURY REDUCTION AND EDUCATION ACT {LC2864/1}

05/16/2007 Introduced, referred to House Environment and Natural Resources

House Bill No. 6397**BY** Malik, Gablinske**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RIGHTS OF NURSING HOME PATIENTS {LC3037/1}

05/16/2007 Introduced, referred to House H.E.W.

House Bill No. 6398**BY** Ginaitt**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3069/1}

05/16/2007 Introduced, referred to House Judiciary

House Bill No. 6399**BY** Lally**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF WICKFORD SERVICE, INC. {LC3041/1}

05/16/2007 Introduced, referred to House Corporations

House Resolution No. 6400**BY** Fox, Williams, Sullivan, Gallison**ENTITLED**, HOUSE RESOLUTION PROCLAIMING THE WEEK OF MAY 13TH - 20TH, 2007 TO BE "AMERICORPS WEEK" IN THE STATE OF RHODE ISLAND {LC3111/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representatives Ajello, Diaz, Naughton and Coderre by unanimous consent, on a voice vote.

House Resolution No. 6401**BY** Murphy, Malik, Schadone, Corvese, Giannini**ENTITLED**, JOINT RESOLUTION RECOGNIZING THE RHODE ISLAND SCHOLARSHIP ALLIANCE {LC3098/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Williams, Giannini, Gallison and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6402

BY Gemma, Naughton, Gorham, Trillo, Loughlin

ENTITLED, HOUSE RESOLUTION CONGRATULATING JOSHUA GARY CHRISTENSEN ON ATTAINING THE RANK OF EAGLE SCOUT {LC3101/1}

Representative Gemma requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gemma seconded by Representatives Naughton, Menard, McNamara, Ucci, Shanley, Loughlin and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6403

BY Lewiss, Kennedy, Walsh, Shanley, Silva

ENTITLED, HOUSE RESOLUTION CELEBRATING "NEIGHBOR DAY" ON MAY 20, 2007 IN THE STATE OF RHODE ISLAND AND MEMORIALIZING THE UNITED STATES CONGRESS TO ENACT SIMILAR LEGISLATION THROUGHOUT THE UNITED STATES {LC3073/1}

Representative Lewiss requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Lewiss seconded by Representatives Gallison, Silva, Jackson and Vaudreuil by unanimous consent, on a voice vote.

House Resolution No. 6404

BY Lewiss, Handy, Amaral, Lima, Segal

ENTITLED, HOUSE RESOLUTION PROCLAIMING MAY 18, 2007 AS "ENDANGERED SPECIES DAY" IN THE STATE OF RHODE ISLAND {LC3119/1}

Representative Lewiss requests unanimous consent for immediate consideration.

There is no objection.

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

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

Representative Ginaitt -An Act relating to Health and Safety

Representative Lally-An Act relating to Charter Wickford Service

Representative Ginaitt-An Act relating to Mercury Reduction

Representative Ginaitt-An Act relating to Solemnization of Marriage

Representative Malik-An Act relating to Nursing Home Patients

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 638 SUB A

BY Walaska, McCaffrey, Bates, Paiva-Weed, Goodwin

ENTITLED, AN ACT RELATING TO INSURANCE -- LONG-TERM CARE INSURANCE

(make various amendments to the statutes affecting long-term care insurance) {LC1773/1/A}

05/16/2007 Referred to House Corporations

Senate Bill No. 154 as amended

BY Raptakis, Maselli, McCaffrey, Cote, Breene

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF

SALES (holders of Class A licenses would maintain, and produce on demand, records of receipts and invoices for the purchase of alcoholic beverages) {LC716/1}

05/16/2007 Referred to House Corporations

Senate Bill No. 369

BY Walaska

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED

ACTIVITIES (allow the department of business regulations to participate in the Conference of State Bank Supervisors (CSBS) and the American Association of Residential Mortgage

Regulators (AARMR) national licensing system) {LC1337/1}

05/16/2007 Referred to House Corporations

Senate Bill No. 387 (Business Regulation)

BY Blais

ENTITLED, AN ACT RELATING TO INSURANCE --- CLAIM ADJUSTERS (define

"public adjusters" in accordance with the NAIC Model Act, and would allow the insurance commissioner to set the application fees and requirements by regulation) {LC1450/1}

05/16/2007 Referred to House Corporations

Senate Bill No. 445 SUB A**BY** Ciccone, Badeau, Maselli, Ruggerio**ENTITLED**, AN ACT RELATING TO INSURANCE -- ORTHOTIC AND PROSTHETIC SERVICES (require that health maintenance organization policies to provide orthotic and prosthetic devices at a reimbursement rate equal to those provided for under federal laws for aged and disabled persons) {LC1854/1/A}

05/16/2007 Referred to House Corporations

Senate Bill No. 230 SUB A**BY** Tassoni, Maselli, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- THE USE OF THE NAME OF FINANCIAL INSTITUTIONS (protect names of financial institutions) {LC1382/1/A}

05/16/2007 Referred to House Corporations

Senate Bill No. 944**BY** Walaska, Cote, Bates**ENTITLED**, AN ACT TO INCORPORATE NATIONAL GRID GAS COMPANY {LC2670/1}

05/16/2007 Referred to House Corporations

Senate Bill No. 493 as amended**BY** McCaffrey**ENTITLED**, AN ACT RELATING TO PROPERTY - LABOR AND LABOR RELATIONS - CONSTRUCTION TRUST (create the Rhode Island Construction Trust Act which would establish a special system for the compensation of businesses and contractors who expend labor and materials for construction projects) {LC1621/1}

05/16/2007 Referred to House Corporations

Senate Bill No. 43 SUB A**BY** McBurney**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- RETIREMENT OF JUDGES (provide that whenever any judge dies before retirement with no surviving spouse or minor child(ren), the accumulated contribution would be credited to a judicial retirement benefits account to be distributed to a designated beneficiary or to the estate) {LC441/1/A}

05/16/2007 Referred to House Finance

Senate Bill No. 405**BY** McCaffrey, McBurney, Jabour**ENTITLED**, AN ACT RELATING TO JUDICIAL PENSIONS (provide that whenever a judge, justice or magistrate would be granted a leave of absence without pay, such absence would not be credited towards active service time for the purposes of retirement) {LC301/1}

05/16/2007 Referred to House Finance

Senate Bill No. 576**BY** Revens, McCaffrey, Walaska**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (increase the allowable tax exemption amount for Warwick's residents who are veterans) {LC2190/1}

05/16/2007 Referred to House Finance

Senate Bill No. 390 as amended**BY** Bates, Gibbs, Tassoni**ENTITLED**, AN ACT RELATING TO LIBRARIES - OFFICE OF STATE LIBRARY AND INFORMATION SERVICES (create the Library of Rhode Island Network (LORI) where public libraries would share catalogs, databases and services) {LC1928/1}

05/16/2007 Referred to House Finance

Senate Bill No. 934**BY** Alves**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (For West Warwick residents; provide tax exemptions for veterans and visually impaired, revise the tax exemptions for residents over the age of 65 and the tax rate freeze for elderly persons) {LC2876/1}

05/16/2007 Referred to House Finance

Senate Bill No. 952 as amended**BY** Alves**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2006-2007 {LC2934/1}

05/16/2007 Referred to House Finance

Senate Bill No. 914**BY** Felag**ENTITLED**, AN ACT RELATING TO TAXATION - HISTORIC RESIDENCE - TAX CREDIT (would allow owners of historic commercial structures in Warren to apply for tax credits even if the owner is depreciating the structure in accordance with federal law) {LC2758/1}

05/16/2007 Referred to House Finance

Senate Bill No. 842**BY** Fogarty P**ENTITLED**, AN ACT RELATING TO THE SAND DAM RESERVOIR ASSOCIATION -- TAXATION (grant an unlimited taxation exemption for the Sand Dam Reservoir Association) {LC2494/1}

05/16/2007 Referred to House Finance

Senate Bill No. 866**BY** Alves**ENTITLED**, AN ACT RELATING TO TAXATION -- HISTORIC STRUCTURES -- TAX CREDIT (require that additional information be provided in an application for a historic tax credit and that the information be available to the public) {LC2658/1}

05/16/2007 Referred to House Finance

Senate Resolution No. 361 SUB A as amended**BY** Tassoni, Bates, Jabour, Ciccone, Badeau**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO MAKE A COMPREHENSIVE STUDY OF THE IMPACT OF MANDATES ON RHODE ISLAND'S SCHOOL DISTRICTS {LC2040/2/A}

05/16/2007 Referred to House H.E.W.

Senate Bill No. 227 as amended (Business Regulation)**BY** Blais**ENTITLED**, AN ACT RELATING TO SPORTS, RACING, AND ATHLETICS - BOXING AND WRESTLING (safety concerns) {LC1121/1}

05/16/2007 Referred to House H.E.W.

Senate Bill No. 174 SUB A**BY** Felag, Alves, McCaffrey, Badeau**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- VITAL RECORDS (allow for the issuance of certificates of birth resulting in stillbirth) {LC499/1/A}

05/16/2007 Referred to House H.E.W.

Senate Bill No. 658 SUB A**BY** Jabour, Pichardo, Miller, Perry, McBurney**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DENTISTS AND DENTAL HYGIENISTS (create a special class of license for retired dentists and dental hygienists to allow them to practice dentistry or hygiene for no compensation in volunteer nonprofit situations) {LC1938/1/A}

05/16/2007 Referred to House H.E.W.

Senate Bill No. 21 SUB A as amended**BY** Walaska**ENTITLED**, AN ACT RELATING TO ELECTIONS -- TELEPHONE POLITICAL SOLICITATION ACT ("do not call" list for political-oriented telephone calls) {LC58/2/A}

05/16/2007 Referred to House Judiciary

Senate Bill No. 519 SUB A**BY** Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - GROCERY AND LAUNDRY CARTS, MILK CASES, EGG BASKET, AND BAKERY CONTAINERS (would regulate the use, possession and transportation of plastic bulk merchandise containers) {LC1908/1/A}

05/16/2007 Referred to House Judiciary

Senate Bill No. 724 (Secretary of State)

BY Pichardo, Goodwin, Gallo, Paiva-Weed

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF STATE (repeal the state central registration registry) {LC2276/1}
05/16/2007 Referred to House Judiciary

Senate Bill No. 229

BY Connors

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING
(security measures) {LC961/1}
05/16/2007 Referred to House Labor

Senate Bill No. 171 as amended

BY Montalbano J, Connors

ENTITLED, AN ACT RELATING TO TAXATION VETERANS EXEMPTIONS --
LINCOLN (increase the veterans exemptions on property form \$4,000 to \$10,000 in the town
of Lincoln. {LC673/1}
05/16/2007 Referred to House Municipal Government

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 16, 2007:

1 2007-H 6394

BY Picard

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE
TRAFFIC COMMISSION TO INSTALL A SEQUENCED ARROW
TURN SIGNAL IN THE CITY OF WOONSOCKET

Ordered on the Calendar

Representative Picard moves passage of the resolution, seconded by Representatives Baldelli-Hunt and Brien.

Representatives Trillo, Picard and Ginaitt discuss the resolution.

Read and passed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San

Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

2 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 Tuesday, May 22, 2007.

3 2007-H 6077

BY Kilmartin

**ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --
REGULATION OF SALES**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Williamson, McNamara and Malik.

By unanimous consent, Representative Lally, seconded by Representative Kilmartin offers a written motion to amend.

**FLOOR AMENDMENT
TO
2007 -- H 6077**

AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

Mr. Speaker:

I hereby move to amend 2007 -- H 6077, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES", as follows:

(1) On page 1, line 17, by deleting the words "criminal records" and inserting in place thereof the word "violations".

(2) On page 1, line 17, by deleting the word "court" and inserting in place thereof the word "violation".

(3) On page 1, line 17, by deleting the words "conviction or".

(4) On page 1, line 18, by deleting the words "convicted or".

(5) On page 1, line 19, by deleting the language "the court or" and inserting in place thereof the language "the traffic tribunal."

(6) On page 2, by deleting line 1 and inserting in place thereof the language "Requests for

expungement shall be made by motion to the traffic tribunal".

Respectfully submitted,

REPRESENTATIVE KILMARTIN

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LC00070/2
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Representative Lally discusses the amendment.

The motion to amend prevails on a roll call vote 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, 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, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

4 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 23, 2007.

5 2007-H 5696**BY San Bento****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT
IMPACT FEE ACT

Committee on Municipal Government recommends passage.

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item #
10 A.**6 2007-H 5724****BY Moffitt****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- CAUSES OF ACTION

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Moffitt, Gemma,
Scott, Sullivan and many other members of the House.Read and passed, on a roll call vote, 64 members voting in the affirmative and 0 members voting
in the negative as follows.YEAS - 64: 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, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello,
McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard,
Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan,
Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

7 2007-H 5780**BY Ajello****ENTITLED,** AN ACT RELATING TO CRIMINALS -- CORRECTIONAL
INSTITUTIONS

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 23,
2007.

8 2007-H 5420**BY Melo****ENTITLED, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS**

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 23, 2007.

9 2007-H 5385**BY Jacquard****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - POLICE OFFICERS**

Committee on Judiciary recommends passage.

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

Representatives Gorham and Lally discuss the act.

By unanimous consent, Representative Lally offers Representative Jacquard's written motion to amend, seconded by Representative Williamson.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 22, 2007.

10 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 23, 2007.

10A 2007-H 5696**BY San Bento****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT**

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives San Bento and Kilmartin.

By unanimous consent, Representative Gallison, seconded by Representative Kilmartin offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2007 -- H 5696

AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT

Mr. Speaker:

I hereby move to amend 2007 -- H 5696, entitled "AN ACT RELATING TO TOWNS AND CITIES - DEVELOPMENT IMPACT FEE ACT", as follows:

On page 1, line 17 by deleting all of the language after the words "development and" and inserting in place thereof the following language "shall be collected in full upon the issuance of the certificate of".

Respectfully submitted,

REPRESENTATIVE GALLISON

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LC02140/4

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Representative Gorham discusses the amendment.

The motion to amend prevails on a roll call vote 62 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 1: Representative Watson.

Read and passed, as amended, on a roll call vote, 63 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 63: 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, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Segal, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 2: Representatives Gorham, Watson.

TRANSMITTAL

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

ANNOUNCEMENTS

Representative Diaz 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 Lally announces that the Committee on Judiciary will meet at the rise of the House, in Room 313 of the State House.

The Honorable Speaker Murphy and Representatives McNamara and Walsh commend and congratulate Representative Naughton on her tireless work in getting aquaculture legislation passed for the state of Rhode Island.

Representative Coderre congratulates Representative Bill San Bento and his wife Joann on the birth of their grandson Seth. Seth was born today at Women and Infants Hospital and weighed 7lbs. 14 oz. His proud parents are Todd and Shannon San Bento.

Representative Ucci wishes Representative Nicholas Mattiello a Happy Birthday.

GUESTS

Representatives Malik, Lima and Giannini welcome to the House Chamber as guests the children from the Rhode Island Scholarship Alliance-St. Paul's School, Bishop Keough, Woodlawn Regional, St. Ann's, St. Thomas, St. Brendan School, Jewish Community Day School, Providence Hebrew Day School, Barrington Christian Academy and West Bay Christian Academy.

Representative Lima also welcomes former Councilwoman of Cranston, Ellen O'Hara and students-Devin Biondi, Yabi Diaz and Check Huong.

Representative Giannini also welcomes from the Community Preparatory School, 7th grade teacher Angie Koine Flynn, along with students Lexi, Karen and Jenise.

Representative Church welcomes to the House as a guest North Smithfield's Town Administrator former State Representative Robert Lowe.

ADJOURNMENT

At 4:55 o'clock P.M. on motion of Representative Amaral, and as a further mark of respect to the memory of Leo Massey; on motion of Representative Diaz, and as a further mark of respect to the memory of Ena Jimenez; on motion of Representative Williamson and as a further mark of respect to the memory of Donald Christy; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE VICTOR G. MOFFITT

Heavenly Father, look with favor on our deliberation and assist us by your grace to do what is just and wise. Amen.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MAY 17, 2007:

1 2007-H 6354**BY Ucci****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2006-2007

Committee on Finance recommends passage.

2 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.

3 2007-H 5988**BY Kilmartin****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- PRECIOUS METALS

Committee on Corporations recommends passage.

IN ORDER FOR TUESDAY, MAY 22, 2007:

1 2007-H 5912 as amended**BY Lewiss****ENTITLED,** AN ACT RELATING TO INSURANCE - HEALTH INSURANCE - - COPAYMENTS

Committee on Corporations recommends passage as amended.

2 2007-H 5385**BY Jacquard****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES - POLICE OFFICERS

Committee on Judiciary recommends passage.

3 2007-H 6191**BY Williamson****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- NOTICE AND HEARING ON LICENSES

Committee on Corporations recommends passage.

4 2007-H 6332**BY Church****ENTITLED,** AN ACT RELATING TO THE GLENDALE ASSOCIATION, INC.

Committee on Corporations recommends passage.

5 2007-H 5678 SUB A**BY Serpa****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS - PHARMACIES

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

6 2007-H 5956**BY Lewiss****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS - NURSES

Committee on Health, Education & Welfare recommends passage.

7 2007-H 5072 SUB A**BY McNamara****ENTITLED,** HOUSE RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF HEALTH TO CREATE AN INCENTIVE PROGRAM TO ENCOURAGE THE VOLUNTARY ELIMINATION OF TRANS FATS IN RETAIL FOOD ESTABLISHMENTS

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

8 2007-H 6326**BY Kennedy****ENTITLED,** AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO ISSUE NOT TO EXCEED \$26,000,000 GENERAL OBLIGATION BONDS AND/OR NOTES TO FINANCE IMPROVEMENTS TO THE SWITCH ROAD CAMPUS INCLUDING, BUT NOT LIMITED TO THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR,

FURNISHING AND EQUIPPING OF NEW CONSTRUCTION AND ADDITIONS TO THE HIGH SCHOOL, THE MIDDLE SCHOOL, THE RYSE SCHOOL, A MAINTENANCE FACILITY, A RUNNING TRACK, PARKING, PAVING AND LANDSCAPING AND (II) AMENDING THE CHARHO REGIONAL SCHOOL DISTRICT ENABLING ACT TO PROVIDE THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THESE PROJECTS WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL AMOUNTS, WITH EACH MEMBER TOWN PAYING ONE-THIRD

Committee on Municipal Government recommends passage.

9 2007-H 5483 SUB A

BY Ginaitt

ENTITLED, AN ACT RELATING TO PROPERTY

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

10 2007-H 5124

BY Carter

ENTITLED, AN ACT RELATING TO DISTURBANCE OF PUBLIC ASSEMBLY

Committee on Judiciary recommends passage.

11 2007-H 5326

BY Walsh

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ADMINISTRATIVE PROCEDURES

Committee on Judiciary recommends passage.

12 2007-H 5235

BY Brien

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- IMPERSONATION AND IDENTITY FRAUD

Committee on Judiciary recommends passage.

13 2007-H 6161 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES

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

14 2007-H 6344**BY Slater****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

15 2007-H 5900**BY Dennigan****ENTITLED,** AN ACT RELATING TO EDUCATION - CURRICULUM

Committee on Municipal Government recommends passage.

16 2007-S 300**BY Badeau****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS

Committee on Corporations recommends passage in concurrence.

17 2007-S 39 SUB A**BY Walaska****ENTITLED,** JOINT RESOLUTION SUPPORTING THE APPLICATION OF THE REPUBLIC OF CHINA (TAIWAN) FOR OBSERVER STATUS AT THE WORLD HEALTH ORGANIZATION

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

18 2007-S 224**BY Bates****ENTITLED,** JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES AND AMENDING THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CURRENT STRENGTHS AND WEAKNESSES OF LIBRARY SERVICES IN THE STATE OF RHODE ISLAND

Committee on Health, Education & Welfare recommends passage in concurrence.

19 2007-S 804 SUB A**BY Issa****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY YOUTH FINANCIAL EDUCATION

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

20 2007-S 873**BY Lenihan****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

21 2007-S 890**BY Lenihan****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

IN ORDER FOR WEDNESDAY, MAY 23, 2007:**1 2007-H 5780****BY Ajello****ENTITLED,** AN ACT RELATING TO CRIMINALS -- CORRECTIONAL INSTITUTIONS

Committee on Judiciary recommends passage.

2 2007-H 5420**BY Melo****ENTITLED,** AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

Committee on Judiciary recommends passage.

3 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.

4 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.

5 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.

6 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 THURSDAY, MAY 24, 2007:**1 2007-S 376 SUB A****BY Breene****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 in concurrence.

IN ORDER FOR TUESDAY, MAY 29, 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.

Francis P. McCabe
Clerk of the House

Wednesday, May 16, 2007