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 sixth day of January in the year of Our Lord two thousand and four.

Volume 131, No. 67 Thursday, June 24, 2004 Sixty seventh Day

The House of Representatives meets at the State House in Providence, Thursday, June 24, 2004 and is called to order at 3:07 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 73 members present and 2 members absent as follows:

PRESENT – 73: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 2: Representatives Harwood, Palumbo.

INVOCATION

The Honorable Speaker presents Representative Cerra who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.).

CORRECTION

By unanimous consent, the House Journal of Wednesday, June 23, 2004 is hereby corrected by inserting the following on page 24, after line 13

COMMITTEE ON HIGHWAY SAFETY

Representative Williamson, for the Committee on Highway Safety, reports back the following measure, with recommendation of passage:

House Resolution No. 8236
BY Mumford
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A TRAFFIC LIGHT AT OR AROUND 251 DANIELSON PIKE, SCITUATE, AT THE TRINITY EPISCOPAL CHURCH {LC2818/1}
06/23/2004 Placed on House Calendar

House Resolution No. 7384
BY Tejada, Slater, Almeida, Williams, Kilmartin
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING TO MOVE THE TRAFFIC SIGNAL LOCATED AT ELMWOOD AVENUE AND SACKETT STREET TO ELMWOOD AVENUE AND LONGFELLOW STREET IN PROVIDENCE {LC745/1}
06/23/2004 Placed on House Calendar

House Bill No. 7096
BY McNamara, Kilmartin
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES {LC291/1}
06/23/2004 Placed on House Calendar

House Resolution No. 7095
BY Voccola, Cerra
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION INSTALL A TRAFFIC SIGNAL IN THE TOWN OF JOHNSTON {LC446/1}
06/23/2004 Placed on House Calendar

House Resolution No. 7094
BY Voccola, Cerra
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A PEDESTRIAN TRAFFIC LIGHT IN THE TOWN OF JOHNSTON {LC445/1}
06/23/2004 Placed on House Calendar

House Resolution No. 7093
BY Voccola, Cerra
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A TRAFFIC LIGHT IN THE TOWN OF JOHNSTON {LC444/1}
06/23/2004 Placed on House Calendar

APPROVAL OF RECORD

By unanimous consent, the House Journal of Wednesday, June 23, 2004, is approved as corrected.

COMMUNICATION FROM THE SENATE

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

Senate Resolution No. 3221
BY Paiva-Weed
ENTITLED, JOINT RESOLUTION CONGRATULATING IAN M. SHEPHERD ON ATTAINING THE RANK OF EAGLE SCOUT AND RECEIVING THE ROGERS HIGH SCHOOL "DR. PETER P. INTEGLIA PHYSICAL EDUCATION AWARD" {LC3726/1}

Representative Crowley requests unanimous consent for immediate consideration.

There is no objection.

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

Senate Bill No. 3193
BY Breene
ENTITLED, AN ACT CREATING THE EXETER FIRE DISTRICT {LC3634/1}

Representative Scott requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Scott seconded by Representatives Kennedy and Carter 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Gallison, Gemma, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

Senate Bill No. 2082 SUB A
BY Bates, Walaska, Paiva-Weed, Sosnowski, Roberts
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD {LC35/2/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2123 SUB A
BY Felag, Fogarty P, Polisena, Bates, Connors
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC575/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2133 SUB A as amended
BY Walaska, Gallo, Fogarty P, McCaffrey
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LONG-TERM CARE -- COMMUNITY LIVING OPTIONS {LC899/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2374 SUB A (Attorney General)
BY Alves, McBurney, Walaska
ENTITLED, AN ACT IMPLEMENTING AN AMENDMENT TO THE TOBACCO MASTER SETTLEMENT AGREEMENT AND RELATING TO ENFORCEMENT OF THE TOBACCO MANUFACTURERS' MASTER SETTLEMENT AGREEMENT AND FUNDS ESCROW {LC1042/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2495 as amended (Lt. Governor)
BY Fogarty P, Goodwin, Algiere, Caprio F, Alves
ENTITLED, AN ACT RELATING TO TAXATION -- THE RHODE ISLAND MILITARY FAMILY RELIEF FUND {LC2193/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2569 SUB A
BY Perry, Roberts, Paiva-Weed, Pichardo, Gibbs
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (ban on racial profiling) {LC2519/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2635 SUB A
BY Tassoni, Caprio F, Polisena, Perry, Roberts
ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES {LC2279/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 3175
BY Tassoni
ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING $20,850,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION AND LIBRARY CONSTRUCTION PROJECTS {LC3589/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3176 as amended
BY Lenihan
ENTITLED, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND TO ISSUE NOT MORE THAN $42,800,000 BONDS AND/OR NOTES THEREFOR {LC3630/1}
06/24/2004 Placed on House Calendar

Senate Resolution No. 3195 as amended
BY Perry
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE BENEFITS AND SUPPORT SYSTEM FOR ADOPTIONS IN THE STATE OF RHODE ISLAND {LC3657/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3202
BY Revens, Lenihan, McCaffrey, Walaska, Raptakis
ENTITLED, AN ACT RELATING TO THE CITY OF WARWICK TO PLACE ON THE BALLOT A QUESTION AUTHORIZING $2,000,000 IN BONDS TO PURCHASE OPEN SPACE {LC3643/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3216
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $4,500,000 FOR THE PURPOSE OF FINANCING THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY {LC3692/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3217
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE AND ACQUIRING, PRESERVING, RESTORING OR IMPROVING RECREATIONAL AREAS IN THE TOWN **BY** THE ISSUANCE OF NOT MORE THAN $2,000,000 BONDS AND/OR NOTES THEREFOR {LC3690/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3218
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,500,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND EXTENSION OF SEWERS AND SEWER LINES THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY {LC3714/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3219
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,000,000 FOR THE PURPOSE OF FINANCING WATERLINE EXTENSION THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY {LC3686/1}
06/24/2004 Placed on House Calendar

House Bill No. 7027 SUB A
BY Flaherty, Menard
ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE {LC518/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 3224
BY Revens
ENTITLED, AN ACT RELATING TO STATE AID TO LIBRARIES {LC3747/1}
06/24/2004 Placed on the House Calendar

Senate Bill No. 3225
BY Pichardo, Roberts, Paiva-Weed
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- SPECIAL PROGRAM FOR CARE OF SEVERELY DISABLED ELDERLY RESIDENTS WHO NEED NURSING FACILITY SERVICES {LC3754/1}
06/24/2004 Placed on the House Calendar

Senate Bill No. 3073
BY Revens
ENTITLED, AN ACT RELATING TO TAXATION -- EXEMPTIONS FOR WRITERS, COMPOSERS AND ARTISTS {LC3217/1}
06/24/2004 Referred to House Finance

Senate Bill No. 2279 SUB A
BY Alves, Walaska, Gallo, Perry, McCaffrey
ENTITLED, AN ACT RELATING TO HEALTH INSURANCE COVERAGE -- MANDATED HEARING AID COVERAGE {LC1231/2/A}
06/24/2004 Referred to House Finance

REPORTS OF COMMITTEES

COMMITTEE ON CORPORATIONS

Representative Kennedy, for the Committee on Corporations, reports back the following measure, with recommendation of passage:

Senate Bill No. 2081 SUB B (by request)
BY Sosnowski
ENTITLED, AN ACT RELATING TO REAL ESTATE SALES DISCLOSURES {LC277/1/B}
06/24/2004 Placed on House Calendar

Senate Bill No. 2415
BY Sheehan, Roberts, Paiva-Weed, Lenihan, Sosnowski
ENTITLED, AN ACT RELATING TO INSURANCE {LC1124/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2416 SUB A
BY Sheehan, Perry, Paiva-Weed, Roberts, Gibbs
ENTITLED, AN ACT RELATING TO INSURANCE - HEALTH MAINTENANCE ORGANIZATIONS {LC453/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2861 as amended (by request)
BY Felag
ENTITLED, AN ACT RELATING TO ELECTIONS -- LOCAL CANVASSING AUTHORITY {LC2587/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2987 SUB A
BY Alves
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- RESPONSIBILITY OF OWNERS OF RENTAL VEHICLES {LC1223/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 3150
BY Sosnowski, Paiva-Weed
ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER REGISTRATION {LC3468/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2154 SUB A
BY Walaska, Bates, McBurney
ENTITLED, AN ACT RELATING TO INSURANCE {LC973/1/A}
06/24/2004 Placed on House Calendar

COMMITTEE ON FINANCE

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

Senate Bill No. 2222 SUB A
BY Lanzi, Ciccone, Badeau, Polisena, DaPonte
ENTITLED, AN ACT RELATING TO DISABILITY BUSINESS ENTERPRISES {LC1346/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2725 as amended
BY Ciccone, Pichardo, DaPonte, Goodwin, Ruggerio
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - ABANDONED CARS (auctions) {LC2241/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2774 SUB A
BY Ruggerio, Ciccone, Felag, Goodwin
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2601/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2823
BY Felag
ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS -- MILITARY COMMISSIONS {LC1803/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 3132 SUB A
BY Bates, Felag, Parella
ENTITLED, AN ACT AUTHORIZING THE BRISTOL WARREN REGIONAL SCHOOL DISTRICT TO FINANCE PHASE ONE OF THE ELEMENTARY FACILITIES PROGRAM FOR CONSTRUCTION OF ADDITIONS, IMPROVEMENTS AND RENOVATIONS TO HUGH COLE ELEMENTARY SCHOOL IN WARREN, RHODE ISLAND AND TO COLT MEMORIAL, ANDREWS AND ROCKWELL SCHOOLS IN BRISTOL, RHODE ISLAND, INCLUDING SITE INFRASTRUCTURE AND IMPROVEMENTS, THE FURNISHING AND EQUIPPING THEREOF AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFOR, AND TO ISSUE NOT MORE THAN $22,800,000 BONDS AND NOTES THEREFOR {LC3415/1/A}
06/24/2004 Placed on House Calendar

House Bill No. 8549 SUB A
BY Gallison
ENTITLED, AN ACT AUTHORIZING THE BRISTOL WARREN REGIONAL SCHOOL DISTRICT TO FINANCE PHASE ONE OF THE ELEMENTARY FACILITIES PROGRAM FOR CONSTRUCTION OF ADDITIONS, IMPROVEMENTS AND RENOVATIONS TO HUGH COLE ELEMENTARY SCHOOL IN WARREN, RHODE ISLAND AND TO COLT MEMORIAL, ANDREWS AND ROCKWELL SCHOOLS IN BRISTOL, RHODE ISLAND, INCLUDING SITE INFRASTRUCTURE AND IMPROVEMENTS, THE FURNISHING AND EQUIPPING THEREOF AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFOR, AND TO ISSUE NOT MORE THAN $22,800,000 BONDS AND NOTES THEREFOR {LC3419/1/A}
06/24/2004 Placed on House Calendar

House Bill No. 7374 SUB A as amended
BY Moura, Anguilla, Long, Kilmartin, Giannini
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE RHODE ISLAND PRESCRIPTION DRUG PROGRAM FOR THE UNINSURED {LC887/3/A}
06/24/2004 Placed on House Calendar

House Bill No. 7436 SUB A
BY Naughton, Flaherty, Ginaitt, McNamara, Costantino
ENTITLED, AN ACT RELATING TO THE PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC1308/1/A}
06/24/2004 Placed on House Calendar

House Bill No. 7518 SUB A as amended
BY Naughton, Giannini, Lewiss, Slater, Moffitt
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR WORKING PEOPLE FOR WORKING PEOPLE WITH DISABILITIES {LC1183/3/A}
06/24/2004 Placed on House Calendar

House Bill No. 7698 SUB A (Lieutenant Governor)
BY Fox, Anderson R, Coderre E, Cerra, Benson
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE INFORMATION TECHNOLOGY AND INFRASTRUCTURE DEVELOPMENT FUND {LC2155/2/A}
06/24/2004 Placed on House Calendar

House Bill No. 7714 SUB A as amended
BY Anderson R, Ajello, Coderre E, Cerra
ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM {LC1958/3/A}
06/24/2004 Placed on House Calendar

House Bill No. 7991 SUB A as amended
BY Ajello, Kilmartin, Anguilla, Rose, Moura
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - AUDITS {LC2327/1/A}
06/24/2004 Placed on House Calendar

House Bill No. 8213
BY Lowe
ENTITLED, AN ACT RELATING TO REGISTRATION OF VEHICLES - FIREFIGHTER PLATES {LC2782/1}
06/24/2004 Placed on House Calendar

House Bill No. 8593 SUB A
BY Winfield, Petrarca
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES {LC3543/1/A}
06/24/2004 Placed on House Calendar

House Bill No. 8634 SUB A
BY Murphy, Fox
ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION - - PUBLICATION AND DISTRIBUTION OF ACTS {LC3628/1/A}
06/24/2004 Placed on House Calendar

House Resolution No. 8683
BY Williams
ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC3679/1}
06/24/2004 Placed on House Calendar

House Bill No. 8669 SUB A
BY Naughton, Slater, Giannini, Handy, Coderre E
ENTITLED, AN ACT RELATING TO HEALTH INSURANCE - - EARLY INTERVENTION SERVICES {LC3683/2/A}

06/24/2004 Placed on House Calendar

COMMITTEE ON HEALTH, EDUCATION AND WELFARE

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

Senate Bill No. 2280 SUB A
BY Gibbs, Goodwin, Roberts, Parella, Blais
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR WORKING PEOPLE FOR WORKING PEOPLE WITH DISABILITIES {LC1305/1/A}
06/24/2004 Placed on House Calendar

House Resolution No. 7732 SUB A
BY Dennigan, Malik, Anguilla, Almeida
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE CURRENT STRENGTHS AND WEAKNESSES OF LIBRARY SERVICES IN THE STATE OF RHODE ISLAND {LC2171/2/A}
06/24/2004 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Flaherty, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

Senate Bill No. 2347
BY Perry, Pichardo, Alves, Goodwin, McCaffrey
ENTITLED, AN ACT RELATING TO FAIR EMPLOYMENT PRACTICES ACT {LC1893/1}
06/24/2004 Placed on House Calendar

Senate Bill No. 2481 SUB A as amended
BY Goodwin
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC1657/1/A}
06/24/2004 Placed on House Calendar

Senate Bill No. 2853 SUB B as amended (Attorney General)
BY Montalbano J, Paiva-Weed, Algiere, McCaffrey, Polisena
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS {LC2749/1/B}
06/24/2004 Placed on House Calendar

House Bill No. 7290
BY Dennigan, Anguilla, Slater
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION OF FELONY OFFENDERS {LC368/1}

06/24/2004 Placed on House Calendar

House Bill No. 7449
BY Lima, Handy, Cerra, Wasylyk, Almeida
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- OPERATORS' AND CHAUFFEURS' LICENSES {LC1092/1}
06/24/2004 Placed on House Calendar

House Bill No. 7575
BY Williamson, Landroche, Anguilla
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EYEWITNESS IDENTIFICATION {LC935/1}
06/24/2004 Placed on House Calendar

House Bill No. 7710 SUB A
BY Lima
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC1502/3/A}
06/24/2004 Placed on House Calendar

House Bill No. 7937 (Attorney General)
BY Brien T, Laroche, Landroche, Menard, Gallison
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES {LC2464/1}
06/24/2004 Placed on House Calendar

House Bill No. 8338 SUB A as amended (Attorney General)
BY Brien T, Menard, Jacquard, Kilmartin, Trillo
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS {LC2929/2/A}
06/24/2004 Placed on House Calendar

House Resolution No. 8594 SUB A
BY Anguilla, Crowley, Gallison, Trillo, McHugh
ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY TAMPERING WITH OR ALTERING MOTORCYCLE BAFFLES OR EXHAUST SYSTEMS {LC3514/1/A}
06/24/2004 Placed on House Calendar

FROM THE DESK IS TAKEN

Senate Bill No. 2420 SUB B as amended
BY Lenihan, Sosnowski, Sheehan, Polisena, Cote
ENTITLED, AN ACT RELATING TO LOBBY ING {LC1443/1/B}
06/24/2004 Placed on House Calendar

NEW BUSINESS

House Resolution No. 8695
BY Lima, Giannini, Shavers, Cerra
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE BENEFITS AND SUPPORT SYSTEM FOR ADOPTIONS IN THE STATE OF RHODE ISLAND {LC3728/1}
06/24/2004 Introduced, referred to House H.E.W.

House Bill No. 8696
BY Cerra, Lima, Malik, Shavers, Gemma
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- SIZE, WEIGHT AND LOAD LIMITS {LC3727/1}
06/24/2004 Introduced, referred to Jt. Committee on Highway Safety

House Resolution No. 8697
BY Murphy, Kilmartin, Moran, Brien T, Fox
ENTITLED, HOUSE RESOLUTION HONORING MAJOR BRENDAN P. DOHERTY ON HIS RETIREMENT FROM THE RHODE ISLAND STATE POLICE AFTER TWENTY-FOUR YEARS OF COMMITTED SERVICE TO THE CITIZENS OF THE STATE OF RHODE ISLAND {LC3753/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representatives Naughton, Williamson, Menard, Faria, Carter, Moran, Brien, Ginaitt, McCauley, Corvese, Cerra, Shavers, Montanaro, San Bento, Fox, Benson, Watson, Scott, Mumford, Gorham, Amaral, McHugh, Caprio, Moura, DeSimone and by unanimous consent, on a voice vote.

House Bill No. 8698
BY Carter, Benson, Lally
ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE FIRE SUPPRESSION SYSTEMS, HEATING AND VENTILATION SYSTEMS, SEPTIC SYSTEMS AND OTHER REPAIRS AND RENOVATIONS AND/OR RELATED EQUIPMENT AT THE DAVISVILLE, FOREST PARK, FISHING COVE AND WICKFORD ELEMENTARY SCHOOLS AND THE WICKFORD MIDDLE SCHOOL AND TO ISSUE NOT MORE THAN $9,000,000 BONDS AND NOTES THEREFOR {LC3743/1}

Representative Carter requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Carter seconded by Representatives Benson and Lally on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Coogan, Corvese, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Tejada, Trillo, Watson, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 8699
BY Giannini
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- SPECIAL PROGRAM FOR CARE OF SEVERELY DISABLED ELDERLY RESIDENTS WHO NEED NURSING FACILITY SERVICES {LC3761/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by Representative Fox on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

CALENDAR

From the Calendar are taken:

IN ORDER FOR THURSDAY, JUNE 24, 2004 AT 3:00 PM

1 **2004-H 8604**
BY Jacquard
ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,000,000 BONDS AND NOTES TO FINANCE THE PURCHASE OF PUBLIC WORKS AND HIGHWAY EQUIPMENT FOR A TERM NOT TO EXCEED TEN (10) YEARS

Committee on Corporations recommends passage.

Representative Montanaro moves passage of the act, seconded by Representatives Handy, Cerra, and Jacquard.

By unanimous consent, Representative Montanaro offers Representative Kennedy's amendment, seconded by Representatives Handy, Cerra, Gemma, Picard, and Mumford.

F L O O R A M E N D M E N T
TO
2004 -- H 8604

AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,000,000 BONDS AND NOTES TO FINANCE THE PURCHASE OF PUBLIC WORKS AND HIGHWAY EQUIPMENT FOR A TERM NOT TO EXCEED TEN (10) YEARS

Mr. Speaker:

I hereby move to amend 2004 -- H 8604, entitled "AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,000,000 BONDS AND NOTES TO FINANCE THE PURCHASE OF PUBLIC WORKS AND HIGHWAY EQUIPMENT FOR A TERM NOT TO EXCEED TEN (10) YEARS", as follows:

(1) On page 5, by inserting the following language between lines 10 and 11:

"SECTION 11. The general assembly finds and declares that maintenance of strong financial credit in Rhode Island cities and towns is essential to the citizens of this state. The director of finance of the city of Cranston shall file an application with the auditor general to issue bonds or notes issued hereunder pursuant to the provisions of this act. Upon receipt of the application the auditor general shall cause a review of the application to be made, taking into consideration the purpose of the financing, the ability of the city to provide other essential public improvements and services and to pay when due the principal and interest on its debts, the reasonableness of the amounts to be expended for each of the purposes or improvements to be financed, the amount of state aid payments likely to be made to the city based on the amount of state aid paid to that city over the prior two (2) fiscal years, the payments to be made on the proposed bond, and such other factors as the auditor general may deem necessary or advisable. As a condition to approving any such application, the auditor general shall review the recommendations of the Cranston financial review commission. If the review shows to the satisfaction of the auditor general that the city should be entitled to issue bonds or notes issued hereunder, the auditor general may authorize the city to issue such bond. Within sixty (60) days after the submission to it of an application, the auditor general shall authorize the issuance of

bonds or notes issued hereunder, if the state auditor general is satisfied that the issuance of bonds or notes issued hereunder is appropriate and the city is taking appropriate fiscal actions to improve the financial conditions of the city. If the auditor general is satisfied, the auditor general shall so indicate by issuing an approval of the request within said sixty (60) day period. Failure to issue an approval of the request within this sixty (60) day period shall be a denial of the application.

Notwithstanding the foregoing, from and after the City obtaining an investment grade rating from a recognized rating agency, this section shall have no force or effect and thereafter no application to, or review or approval by the Auditor General shall be required."

(2) On page 5, line 11, by deleting the word and numeral "SECTION 11" and inserting in place thereof the word and numeral "SECTION 12".

(3) On page 5, line 21, by deleting the word and numeral "SECTION 12" and inserting in place thereof the word and numeral "SECTION 13".

Respectfully submitted,

REPRESENTATIVE KENNEDY

Representative Jacquard discusses the amendment.

The motion to amend prevails on a roll call vote 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Trillo, Voccola, Watson, Williams.

NAYS - 0.

Read and passed, as amended 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, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams.

NAYS - 0.

2 2004-H 8601
BY Handy
ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,500,000 BONDS AND NOTES TO FINANCE REPAIRS AND RENOVATIONS TO BUILDINGS OWNED BY THE CITY OF CRANSTON (UP TO $500,000 OF WHICH MAY BE USED FOR FIRE CODE UPGRADES

Committee on Corporations recommends passage.

Representative Montanaro moves passage of the act, seconded by Representatives Handy, Jacquard, Gemma, McNamara, Cerra, Shavers, and Lima.

By unanimous consent, Representative Montanaro offers Representative Kennedy's amendment, seconded by Representatives Williams, and Cerra.

F L O O R A M E N D M E N T
TO
2004 -- H 8601

AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,500,000 BONDS AND NOTES TO FINANCE REPAIRS AND RENOVATIONS TO BUILDINGS OWNED BY THE CITY OF CRANSTON (UP TO $500,000 OF WHICH MAY BE USED FOR FIRE CODE UPGRADES

Mr. Speaker:

I hereby move to amend 2004 -- H 8601, entitled "AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,500,000 BONDS AND NOTES TO FINANCE REPAIRS AND RENOVATIONS TO BUILDINGS OWNED BY THE CITY OF CRANSTON (UP TO $500,000 OF WHICH MAY BE USED FOR FIRE CODE UPGRADES", as follows:

(1) On page 5, by inserting the following language between lines 11 and 12:

"SECTION 11. The general assembly finds and declares that maintenance of strong financial credit in Rhode Island cities and towns is essential to the citizens of this state. The director of finance of the city of Cranston shall file an application with the auditor general to issue bonds or notes issued hereunder pursuant to the provisions of this act. Upon receipt of the application the auditor general shall cause a review of the application to be made, taking into consideration the purpose of the financing, the ability of the city to provide other essential public improvements and services and to pay when due the principal and interest on its debts, the reasonableness of the amounts to be expended for each of the purposes or improvements to be financed, the amount of state aid payments likely to be made to the city based on the amount of state aid paid to that city over the prior two (2) fiscal years, the payments to be made on the proposed bond, and such other factors as the auditor general may deem necessary or advisable. As a condition to approving any such application, the auditor general shall review the recommendations of the Cranston Financial Review Commission. If the review shows to the

satisfaction of the auditor general that the city should be entitled to issue bonds or notes issued hereunder, the auditor general may authorize the city to issue such bond. Within sixty (60) days after the submission to it of an application, the auditor general shall authorize the issuance of bonds or notes issued hereunder, if the state auditor general is satisfied that the issuance of bonds or notes issued hereunder is appropriate and the city is taking appropriate fiscal actions to improve the financial conditions of the city. If the auditor general is satisfied, the auditor general shall so indicate by issuing an approval of the request within said sixty (60) day period. Failure to issue an approval of the request within this sixty (60) day period shall be a denial of the application.

Notwithstanding the foregoing, from and after the City obtaining an investment grade rating from a recognized rating agency, this section shall have no force or effect and thereafter no application to, or review or approval by the Auditor General shall be required."

(2) On page 5, line 12, by deleting the word and numeral "SECTION 11" and inserting in place thereof the word and numeral "SECTION 12".

(3) On page 5, line 23, by deleting the word and numeral "SECTION 12" and inserting in place thereof the word and numeral "SECTION 13".

Respectfully submitted,

REPRESENTATIVE KENNEDY

The motion to amend prevails 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams.

NAYS - 0.

Read and passed, as amended on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

3 **2004-H 8603**
BY Montanaro
ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $2,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON

Committee on Corporations recommends passage.

Representative Montanaro moves passage of the act, seconded by Representatives Handy, Cerra, Shavers, and Mumford.

By unanimous consent, Representative Montanaro offers Representative Kennedy's amendment, seconded by Representatives Handy, and Williams.

F L O O R A M E N D M E N T
TO
2004 -- H 8603

AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $2,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON

Mr. Speaker:

I hereby move to amend 2004 -- H 8603, entitled "AN ACT AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $2,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON", as follows:

(1) On page 5, by inserting the following language between lines 11 and 12:

"SECTION 11. The general assembly finds and declares that maintenance of strong financial credit in Rhode Island cities and towns is essential to the citizens of this state. The director of finance of the city of Cranston shall file an application with the auditor general to issue bonds or notes issued hereunder pursuant to the provisions of this act. Upon receipt of the application the auditor general shall cause a review of the application to be made, taking into consideration the purpose of the financing, the ability of the city to provide other essential public improvements and services and to pay when due the principal and interest on its debts, the reasonableness of the amounts to be expended for each of the purposes or improvements to be financed, the amount of state aid payments likely to be made to the city based on the amount of state aid paid to that city over the prior two (2) fiscal years, the payments to be made on the proposed bond, and such other factors as the auditor general may deem necessary or advisable. As a condition to approving any such application, the auditor general shall review the recommendations of the Cranston financial review commission. If the review shows to the

satisfaction of the auditor general that the city should be entitled to issue bonds or notes issued hereunder, the auditor general may authorize the city to issue such bond. Within sixty (60) days after the submission to it of an application, the auditor general shall authorize the issuance of bonds or notes issued hereunder, if the state auditor general is satisfied that the issuance of bonds or notes issued hereunder is appropriate and the city is taking appropriate fiscal actions to improve the financial conditions of the city. If the auditor general is satisfied, the auditor general shall so indicate by issuing an approval of the request within said sixty (60) day period. Failure to issue an approval of the request within this sixty (60) day period shall be a denial of the application.

Notwithstanding the foregoing, from and after the City obtaining an investment grade rating from a recognized rating agency, this section shall have no force or effect and thereafter no application to, or review or approval by the Auditor General shall be required."

(2) On page 5, line 12, by deleting the word and numeral "SECTION 11" and inserting in place thereof the word and numeral "SECTION 12".

(3) On page 5, line 23, by deleting the word and numeral "SECTION 12" and inserting in place thereof the word and numeral "SECTION 13".

Respectfully submitted,

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REPRESENTATIVE KENNEDY

The motion to amend prevails on a roll call vote 67 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage,

Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

4 **2004-H 8205 SUB A**
BY Naughton
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- FAMILY INDEPENDENCE ACT

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

Representative Costantino moves passage of the act, seconded by Representatives Naughton, Crowley, Giannini, Tejada, Moran, Fox, Lima, Carter, Handy, Rose, Almeida, Anguilla, Dennigan, McNamara, Slater, Malik, Shavers, Ginaitt, San Bento, Corvese, Coderre, Laroche, Landroche, Smith, Moura,. Kilmartin, Montanaro, Anderson, Ajello, Williams, Menard, McCauley, Benson, Aubin, Gallison, Faria, Williamson, Brien, Picard, Schadone, Jacquard, Gemma, Lowe, Wasylyk, and several other members of the House.

Representative Watson discusses the act.

Representative Menard rises on a point of order for Representative Watson to speak germane to the, act.

The Honorable Speaker rules for Representative Watson to speak germane to the act.

Representatives Costantino and Watson continue discussion on the act.

Representative Kilmartin rises on a point of order for Representative Watson to speak germane to the act.

The Honorable Speaker rules for Representative Watson to speak germane to the act.

Representatives Long, and Gorham continue to discuss the act,

Representative Montanaro rises on a point of order for Representative Gorham to speak germane to the, act.

The Honorable Speaker rules for Representative Gorham to speak germane to the act.

Representative Trillo discusses the act.

Representative Montanaro makes a motion to move the question, seconded by Representatives Kilmartin, Moura, Menard, Lally, Slater, Cerra, San Bento, Schadone, Williamson, Faria and several other members of the House.

The motion to move the question prevails with 53 members voting in the affirmative and 18 voting in the negative.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Gallison, Gemma, Ginaitt, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Montanaro, Moran, Moura, Naughton, Petrarca, Rose, San Bento, Schadone, Shanley, Shavers, Slater, Smith, Tejada, Voccola, Williams, Williamson, Winfield.

NAYS - 18: Representatives Amaral, Callahan, DeSimone, Giannini, Gorham, Handy, Jacquard, Long, McManus, Moffitt, Mumford, Picard, Savage, Scott, Story, Trillo, Wasylyk, Watson.

Representatives Kilmartin, Almeida, Dennigan, Jacquard, Amaral, Ajello, Moura, Gemma, and Slater discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 12 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Schadone, Shanley, Shavers, Slater, Smith, Tejada, Voccola, Wasylyk, Williams, Williamson, Winfield.

NAYS - 12: Representatives Amaral, Callahan, Gorham, Long, McManus, Moffitt, Mumford, Savage, Scott, Story, Trillo, Watson.

Representatives Williams and Tejada discuss the previous act.

TRANSMITTAL

By unanimous consent, (04-H 8205 SUB A) on the Clerk's desk is, ordered to be transmitted to the Honorable Senate, forthwith.

5 <u>2004-H 8605</u>
BY Palumbo
ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,400,000 BONDS AND NOTES TO FINANCE BUILDING REPAIRS, CONSTRUCTION AND RENOVATIONS TO THE CRANSTON WEST AREA CAREER AND TECHNICAL CENTER

Committee on Corporations recommends passage.

Representative Montanaro moves passage of the act, seconded by Representative Handy.

By unanimous consent, Representative Montanaro offers Representative Kennedy's amendment, seconded by Representative Handy.

F L O O R A M E N D M E N T
TO
2004 -- H 8605

AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,400,000 BONDS AND NOTES TO FINANCE BUILDING REPAIRS, CONSTRUCTION AND RENOVATIONS TO THE CRANSTON WEST AREA CAREER AND TECHNICAL CENTER

Mr. Speaker:

I hereby move to amend 2004 -- H 8605, entitled "AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $1,400,000 BONDS AND NOTES TO FINANCE BUILDING REPAIRS, CONSTRUCTION AND RENOVATIONS TO THE CRANSTON WEST AREA CAREER AND TECHNICAL CENTER", as follows:

(1) On page 5, by inserting the following language between lines 10 and 11:

"SECTION 11. The general assembly finds and declares that maintenance of strong financial credit in Rhode Island cities and towns is essential to the citizens of this state. The director of finance of the city of Cranston shall file an application with the auditor general to issue bonds or notes issued hereunder pursuant to the provisions of this act. Upon receipt of the application the auditor general shall cause a review of the application to be made, taking into consideration the purpose of the financing, the ability of the city to provide other essential public improvements and services and to pay when due the principal and interest on its debts, the reasonableness of the amounts to be expended for each of the purposes or improvements to be financed, the amount of state aid payments likely to be made to the city based on the amount of state aid paid to that city over the prior two (2) fiscal years, the payments to be made on the proposed bond, and such other factors as the auditor general may deem necessary or advisable. As a condition to approving any such application, the auditor general shall review the recommendations of the Cranston Financial Review Commission. If the review shows to the satisfaction of the auditor general that the city should be entitled to issue bonds or notes issued hereunder, the auditor general may authorize the city to issue such bonds. Within sixty (60) days after the submission to it of an application, the auditor general shall authorize the issuance of bonds or notes issued hereunder, if the state auditor general is satisfied that the issuance of bonds or notes issued hereunder is appropriate and the city is taking appropriate fiscal actions to improve the financial conditions of the city. If the auditor general is satisfied, the auditor general shall so indicate by issuing an approval of the request within said sixty (60) day period. Failure to issue an approval of the request within this sixty (60) day period shall be a denial of the application.

Notwithstanding the foregoing, from and after the City obtaining an investment grade

rating from a recognized rating agency, this section shall have no force or effect and thereafter no application to, or review or approval by the Auditor General shall be required."

(2) On page 5, line 11, by deleting the word and numeral "SECTION 11" and inserting in place thereof the word and numeral "SECTION 12".

(3) On page 5, line 22, by deleting the word and numeral "SECTION 12" and inserting in place thereof the word and numeral "SECTION 13'.

Respectfully submitted,

REPRESENTATIVE KENNEDY

The motion to amend prevails on a roll call vote 67 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, Savage, Schadone, Scott, Shavers, Slater, Smith, Story, Trillo, Voccola, Wasylyk, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McCauley, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

6 <u>2004-H 8602 SUB A</u>
BY Jacquard
ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN $7,000,000 BONDS AND NOTES TO FINANCE REPAIRS, RENOVATIONS AND FIRE CODE UPGRADES TO SCHOOL BUILDINGS IN THE CITY OF CRANSTON

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

Representative Montanaro moves passage of the act, seconded by Representatives Lima and Cerra.

Representatives Lima and Montanaro discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

7 <u>2004-H 8614 SUB A as amended</u>
BY Picard
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION

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 Picard, and Lewiss.

By unanimous consent, Representative Kennedy, seconded by Representatives Picard, Coderre, Lowe, Gemma, and McHugh offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 8614 SUBSTITUTE A As Amended

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION

Mr. Speaker:

I hereby move to amend 2004 -- H 8614 SUBSTITUTE A As Amended, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION", as follows:

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

"SECTION 1. Section 23-24.6-17 of the General Laws in Chapter 23-24.6 entitled "Lead Poisoning Prevention Act" is hereby amended to read as follows:

23-24.6-17. Lead hazard reduction. [Effective until July 1, ~~2007~~ 2008.] -- (a) The director shall promulgate lead hazard reduction regulations. These regulations shall:

(1) Specify the circumstances under which owners of dwellings, dwelling units, or premises must undertake lead hazard reduction in order to remedy conditions that present a clear and significant health risk to occupants of the dwelling, dwelling unit, or premises;

(2) Define lead hazard reduction with respect to both the sources of lead that must be treated and acceptable and unacceptable treatment methods;

(3) Require owners to make all reasonable efforts to ensure that occupants are not present during the lead hazard reduction; variances may be granted according to regulations; provided, that the owners are not responsible for providing alternative housing. If the occupants refuse to vacate the premises after all reasonable efforts by the owner to ensure compliance within this section, then the owners are exempt from any liability arising out of the occupants' noncompliance. If the occupants are required to vacate the premises for a three (3) day period or longer, there shall be a pro-rata adjustment or abatement of the rent during the period of lead hazard reduction;

(4) Specify containment and clean up measures to be taken as part of lead hazard reduction activities;

(5) Contain measures to protect the occupational safety and health of lead inspectors, contractors, supervisors, workers, and other persons who perform lead hazard reduction which may be more, but not less, stringent than applicable federal standards; and

(6) Specify the circumstances under which owners of dwellings, dwelling units, or premises must undertake lead hazard reduction to at least the lead safe level of protect occupants and neighbors.

(b) (1) Until July 1, ~~2004~~ 2005, the owner of any dwelling, dwelling unit, or premises shall be considered as an "innocent owner", and liability as to lead poisoning is limited to the reduction of any lead hazard as determined by a comprehensive environmental lead inspection within the requirements of the Housing Maintenance and Occupancy Code, chapter 24.3 of title 45. The "innocent owner" provision will cease upon the owner's unreasonable failure to correct any lead paint violation within ninety (90) days of notice as provided in that chapter. Provided, any owner who has received notices on three (3) or more properties shall be presumed to be an unreasonable failure to correct.

(2) "Innocent owner" status, and the limits on liability set forth in this subsection, shall not apply to any incident of childhood lead poisoning reported to the department on or after July 1, ~~2004~~ 2005, and liability for lead poisonings after July 1, ~~2004~~ 2005, but shall include such correction of lead hazards as may be required by this chapter.

(c) The owner of any dwelling, dwelling unit, or premises who fails to provide for lead hazard reduction as required by department regulations shall be issued a notice of violation by the director in the manner provided by the Housing Maintenance and Occupancy Code, chapter 24.3 of title 45. In addition to any other enforcement authority granted under this chapter, the department shall have the authority to utilize pertinent provisions of that code in enforcing this section in the same manner as an enforcing officer under the code, including but not limited to the provisions of sections 45-24.3-17 -- 45-24.3-21, except that the director or his or her designee

may provide a reasonable time up to ninety (90) days for the correction of any violation alleged and, except where there exists a hardship as to financing the lead hazard reduction, or where material, personnel, or weather delays the reduction completion. Except as herein provided, if after ninety (90) days following the date of issuance of a notice of violation by the department, the owner has failed to correct the lead hazards, the department shall issue a second notice of violation.

(d) (1) One or more lead paint waste depositories shall be established and be in operation by January 1, 1993. The department of environmental management shall work with the solid waste management corporation to promulgate regulations governing these lead paint waste depositories.

(2) Each lead paint waste depository may set fees to cover the costs of lead paint waste storage, reduction, consolidation, incineration, and/or out of state disposal.

SECTION 2. Sections 42-128.1-8, 42-128.1-9, 42-128.1-10, 42-128.1-11 and 42-128.1-12 of the General Laws in Chapter 42-128.1 entitled "Lead Hazard Mitigation [Repealed effective July 1, 2007.]" are hereby amended to read as follows:

42-128.1-8. Duties of property owners of pre-1978 rental dwellings. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) Property owners of pre-1978 rental dwellings, which have not been made lead safe or have not been lead hazard abated, shall mitigate lead hazards and shall comply with all the following requirements:

(1) Learn about lead hazards by taking a lead hazard awareness seminar;

(2) Evaluate the dwelling unit and premises for lead hazards consistent with the requirements for a lead hazard control evaluation;

(3) Correct identified lead hazards by meeting and maintaining the lead hazard mitigation standard;

(4) Provide tenants: (i) basic information about lead hazard control; (ii) a copy of the independent clearance inspection; and (iii) information about how to give notice of deteriorating conditions;

(5) Correct lead hazards within thirty (30) days after notification from the tenant of a dwelling unit with an at risk occupant, or as provided for by section 34-18-22.

(b) New property owners of a pre-1978 rental dwelling that is occupied by an at risk occupant shall have up to sixty (60) days to meet requirements for lead hazard mitigation, if those requirements were not met by the previous owner at the time of transfer, provided that the new property owner has the property visually inspected within ten (10) business days after assuming ownership to determine conformity with the lead hazard control standard.

(c) The requirements for lead hazard mitigation shall apply to the first change in ownership or tenancy after July 1, ~~2004~~ 2005; provided further that unless requested and agreed to by an at-risk occupant, meeting the lead hazard mitigation standard shall not be construed to authorize a property owner to compel or cause a person, who is in tenancy on January 1, ~~2003~~ 2004, and remains in tenancy continuously thereafter, to vacate a rental unit temporarily or otherwise.

(d) If the tenant receives no response to the notification, if the response is in the tenant's opinion unsatisfactory, or if the remedy performed is in the tenant's opinion unsatisfactory, the tenant may request a review of the matter by the housing resources commission. After its review of the matter, the housing resources commission shall either send notice to the property owner in which notice shall be issued in a manner substantially similar to a notice of violation issued by the director pursuant to the Housing Maintenance Code, chapter 24.3 of title 45, or promptly

inform the tenant of the reasons why the notice is not being issued.

42-128.1-9. Insurance coverage. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) The department of business regulation shall by January 1, 2003, establish a uniform policy with regard to exclusion for lead poisoning and shall adopt any rules and requirements that may be necessary to assure the availability of insurance coverage for losses and damages caused by lead poisoning, in accordance with the provisions of this chapter, which policy and rules shall apply to liability coverage available to property owners. The department of business regulation shall have the authority and is empowered, consistent with the requirements of chapter 35 of this title, to promulgate rules and regulations which shall enable it to compile and analyze data and to make determinations with regard to the availability of and rates for lead liability coverage.

(b) Except as otherwise provided by this chapter, no insurance company licensed or permitted by the department of business regulation to provide liability coverage to rental property owners shall exclude, after June 30, ~~2004~~ 2005, coverage for losses or damages caused by lead poisoning. The department of business regulation shall not permit, authorize or approve any exclusion for lead poisoning, except as specifically provided for by this chapter, that was not in effect as of January 1, 2000, and all previously approved exclusions shall terminate June 30, ~~2004~~ 2005. As of July 1, ~~2004~~ 2005, coverage for lead poisoning shall be included in the policy or offered by endorsement, as set forth in this section.

(c) All insurers issuing commercial lines insurance policies and personal lines insurance policies covering pre-1978 rental housing in compliance with the requirements of this chapter for lead hazard mitigation or with the requirements of chapter 24.6 of title 23 for lead safe housing, within the state of Rhode Island, shall, effective July 1, ~~2004~~ 2005, include in the policy coverage for liability for injury, damage, or death resulting from occurrences of lead poisoning in an amount equal to and no less than the underlying policy limits for personal injury/bodily injury coverage provided under the policy so issued to a residential rental property owner. The property owner shall, if requested by the insurer, present to the insurance company, either: (1) proof of certificate of compliance of an independent clearance inspection and of any affidavit of visual inspection required to maintain the validity of the independent clearance inspection; (2) proof of meeting the mitigation standard in the form of a clearance exam showing that lead hazards are mitigated; or (3) proof of abatement. This proof shall be prima facie evidence of compliance with the requirements of this chapter. In any subsequent renewal, the insurer may require any continuing proof whenever the certificate is expiring, has expired, or is otherwise invalidated.

(d) For residential rental properties that have not been brought into compliance with the requirements for lead hazard mitigation pursuant to this chapter or for lead hazard reduction pursuant to chapter 24.6 of title 23, effective July 1, ~~2004~~ 2005, for residential rental property owners who own or owned a substantial legal or equitable interest in one property and have had no more than one unremediated dwelling unit at which a child was poisoned prior to July 1, ~~2004~~ 2005, and for residential property owners who own or owned more than one property and have had no more than two unremediated dwelling units at which a child was poisoned prior to July 1, ~~2004~~ 2005, an insurance company, which provides liability insurance to a residential rental property owner, shall either offer lead liability coverage for bodily injury, which shall be equal to the underlying limits of liability coverage for the property, by endorsement, or shall assist the insured in placing lead liability coverage through the program commonly known as the Rhode Island FAIR Plan either directly or through one of the insurance company's agents or brokers, and the Rhode Island FAIR Plan shall make available liability coverage for damages caused by lead poisoning to the class of property owners described in this subsection. If the insured seeks

lead liability coverage with the FAIR Plan, the FAIR Plan may use reasonable underwriting guidelines, as approved by the department of business regulation to underwrite the property. Any property owner, who fails to remediate a property, after a notice of violation subsequent to June 30, ~~2004~~ 2005, and any property which is not remediated after notice of a violation subsequent to June 30, ~~2004~~ 2005, shall not be eligible to receive an offer of coverage and shall be subject to cancellation and non-renewal of that coverage if the property is not found to be in compliance with the lead law within ninety (90) days of the date of issuance of the notice by the director, or the housing resources commission, as applicable.

(e) Rates for lead poisoning liability coverage, as specified in subsections (c) and (d) of this section, shall be approved by the department of business regulation, notwithstanding any limits on rate approval authority established by the provisions of chapter 65 of title 27 and subject to the provisions of sections 27-44-6 and 27-44-7, using the following standards:

(1) That they are not excessive, inadequate, or unfairly discriminatory;

(2) That consideration is given to:

(i) Past and prospective loss experience within the state of Rhode Island;

(ii) A reasonable margin for profits and contingencies;

(iii) Past and prospective expenses specifically applicable to the state of Rhode Island:

(iv) Any other data, including data compiled in other states, especially regarding experience data for lead liability coverages, that the department may deem necessary; and

(v) Past history of the owner with regard to lead poisoning or any associated violations.

(f) The department of business regulation shall have the authority and is empowered, consistent with the requirements of chapter 35 of this title, to promulgate rules and regulations to enable it to compile and analyze data and to make determinations with regard to the availability of and rates for lead liability coverage. In order to effect the purposes of this section insurers shall file, on or before October 1, ~~2003~~ 2004, the proposed language of endorsements for lead liability coverage and the proposed rates for that coverage with the department.

(g) All endorsements, rates, forms and rules for lead liability coverage approved by the department of business regulation to be effective on or after July 1, 2004 are hereby extended to be effective July 1, 2005. Prior to July 1, 2005, insurers and advisory organizations shall continue to utilize all endorsements, rates, forms and rules in effect on June 30, 2004 for lead liability coverage. The department shall not approve any new endorsements, rates, forms or rules for lead liability coverage in pre-1978 residential rental properties unless the filings are submitted in accordance with the provisions of this act. The department is hereby authorized to promulgate reasonable rules and regulations to carry out the provisions of this section.

42-128.1-10. Right to housing where lead hazards are corrected. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) Pregnant women and families with children under six (6) years of age shall be deemed to have a right, to housing in which lead hazards have been mitigated or abated.

(b) Injunctive Relief. - Effective July 1, ~~2004~~ 2005, if the property owner of a rental dwelling fails to comply with such standards for lead hazard mitigation, or abatement, as applicable, a right of private action shall exist that allows households that include an at risk occupant to seek injunctive relief from a court with jurisdiction against the property owner in the form of a court order to compel compliance with requirements for lead hazard control or mitigation. A person who prevails is entitled to an award of the costs of the litigation and reasonable attorneys' fees in an amount to be fixed by the court. Cases brought before the court under this section shall be granted an accelerated hearing.

42-128.1-11. Enforcement. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) The standards

for lead hazard control and for lead hazard mitigation in pre-1978 housing shall be considered basic housing standards and shall be enforceable through the provisions of this chapter and through procedures established in chapter 24.2 of title 45 and chapter 24.3 of title 45.

(b) Minimum Housing Standards and Housing Maintenance and Occupancy Code. - In order to establish consistency between state and local programs pertaining to enforcement of standards for housing and housing occupancy and to provide for broadly available, multiple means of identifying instances of noncompliance with this chapter and enforcing the requirements of this chapter, the following provisions regarding Minimum Housing Standards and Housing Maintenance and Occupancy Code shall be effective:

(1) The ordinances, rules, and regulations for "Minimum Housing Standards" adopted pursuant to section 45-24.2-3 shall on or before July 1, ~~2004~~ 2005, include provisions for lead hazard control.

(2) The Housing Maintenance and Occupancy Code, established by chapter 24.3 of title 23, shall, effective July 1, ~~2004~~ 2005, include provisions consistent with a continuing and ongoing responsibility for lead hazard mitigation as required by the department of health standards.

42-128.1-12. Independent evaluation. [Repealed effective July 1, ~~2007~~ 2008.] -- In order to assure the effectiveness of the lead hazard awareness mitigation program established by this chapter and to recommend any changes, which may be necessary to appropriate, the auditor general shall:

(1) (i) Conduct a performance audit for the period ending December 31, 2003, of the duties and responsibilities assigned to the state agencies and to political subdivisions by this chapter and by the Lead Poisoning Prevention Act, chapter 24.6 of title 23, and of the effectiveness of this chapter in meeting its purposes. The auditor general may contract with independent firms and organizations with expertise in lead poisoning prevention and lead hazard mitigation to assist with the evaluation of matters set forth in this subsection.

(ii) The auditor general's report shall be submitted to the governor, the speaker of the house, the president of the senate, the chairperson of the housing resources commission and the director of health, on or before March 31, ~~2004~~ 2005, and shall contain, as appropriate, recommendations: (A) to make the programs established by this chapter and by the Lead Poisoning Prevention Act more effective in achieving their respective purposes; and (B) to address any unreasonable hardships caused by this chapter or likely to be caused by this chapter with its full implementation July 1, ~~2004~~ 2005.

(iii) The performance audit required by this subdivision shall, in addition to the examination of effectiveness of administration and the efficiency and adequacy of state agencies and political subdivisions in the performance of their duties under this chapter and the Lead Poisoning Prevention Act, include consideration of the following matters:

(A) The number and type and date of public service announcements required by section 42-128.1-6(1);

(B) The availability and distribution of education materials specified by section 42-128.1-6(2)(i);

(C) The number, date and location of lead hazard awareness seminars and the number of persons who have participated in those seminars;

(D) The number of "mitigation inspectors," average length of time necessary to conduct the inspections, the cost of meeting standards per inspection, and the availability of inspectors to conduct the inspections, at a reasonable cost needed in the various geographic areas of the state;

(E) The availability of programs to assist property owners, especially low and moderate income property owners;

(2) Conduct a performance audit for the period ending June 30, 2006, of the duties and responsibilities, as assigned by this chapter, to state agencies and political subdivisions and of the effectiveness of this chapter in meeting its purposes, especially with regard to increasing the supply of housing in which lead hazards have been mitigated and in reducing the incidence and severity of lead poisoning in Rhode Island. The auditor general may contract with independent firms and organizations with expertise in lead poisoning prevention and lead hazard mitigation to assist with the evaluation of matters set forth in this chapter. The auditor general's report shall be submitted to the governor, the speaker of the house, the president of the senate, the chairperson of the housing resources commission and the director of health, on or before January 1, 2007, and shall contain, as appropriate, recommendations: (i) to make the programs established by this chapter more effective in achieving the respective purposes; and (ii) to redress any unreasonable hardships caused by this chapter or likely to be caused by this chapter.

SECTION 3. Notwithstanding any provisions of this act to the contrary, if an insurer, the Fair plan or an insurance producer has acted in good faith reliance on the July 1, 2004 effective date set forth in the act prior to its amendment, such insurer, insurance producer, or the Fair plan shall be immune from any and all liability arising out of such act; provided, however, that any proceeds received by any insurer, the Fair plan or by any insurance producer as the result of any increase in premiums charged in anticipation of said July 1, 2004 effective date shall be refunded in full not later than sixty (60) days after the effective date of this act.

SECTION 4. Section 6 of Chapter 187 of the Public Laws of 2002, and Section 6 of Chapter 188 of the Public Laws of 2002 are hereby amended to read as follows:

SECTION 6. Sunset provision. – This act shall be and is hereby repealed effective July 1, ~~2007~~ 2008.

SECTION 5. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE KENNEDY

Representatives Trillo, Almeida, Handy, Williams, Lally, Watson, McNamara, San Bento, Benson, and Picard discuss the amendment.

The motion to amend prevails on a roll call vote 56 members voting in the affirmative and 13 members voting in the negative as follows:

YEAS - 56: Representatives Ajello, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Kennedy, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Smith, Story, Voccola, Wasylyk, Williamson, Winfield.

NAYS - 13: Representatives Almeida, Dennigan, Ginaitt, Gorham, Jacquard, Kilmartin, Lally, Moffitt, Montanaro, Mumford, Scott, Trillo, Watson.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Winfield.

NAYS - 2: Representatives Almeida

8 2004-S 3170 SUB A as amended
BY Montalbano J
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION

Ordered on the Calendar

Representative Kennedy moves passage of the act, seconded by Representatives Lewiss, Picard, McHugh, Gemma, San Bento, and Coderre.

By unanimous consent, Representative Kennedy, seconded by Representatives Lewiss, Picard, McHugh, Gemma, San Bento and Coderre offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- S 3170 SUBSTITUTE A As Amended

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION

Mr. Speaker:

I hereby move to amend 2004 -- S 3170 SUBSTITUTE A As Amended, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION", as follows:

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

"SECTION 1. Section 23-24.6-17 of the General Laws in Chapter 23-24.6 entitled "Lead Poisoning Prevention Act" is hereby amended to read as follows:

23-24.6-17. Lead hazard reduction. [Effective until July 1, ~~2007~~ 2008.] -- (a) The director shall promulgate lead hazard reduction regulations. These regulations shall:

(1) Specify the circumstances under which owners of dwellings, dwelling units, or

premises must undertake lead hazard reduction in order to remedy conditions that present a clear and significant health risk to occupants of the dwelling, dwelling unit, or premises;

(2) Define lead hazard reduction with respect to both the sources of lead that must be treated and acceptable and unacceptable treatment methods;

(3) Require owners to make all reasonable efforts to ensure that occupants are not present during the lead hazard reduction; variances may be granted according to regulations; provided, that the owners are not responsible for providing alternative housing. If the occupants refuse to vacate the premises after all reasonable efforts by the owner to ensure compliance within this section, then the owners are exempt from any liability arising out of the occupants' noncompliance. If the occupants are required to vacate the premises for a three (3) day period or longer, there shall be a pro-rata adjustment or abatement of the rent during the period of lead hazard reduction;

(4) Specify containment and clean up measures to be taken as part of lead hazard reduction activities;

(5) Contain measures to protect the occupational safety and health of lead inspectors, contractors, supervisors, workers, and other persons who perform lead hazard reduction which may be more, but not less, stringent than applicable federal standards; and

(6) Specify the circumstances under which owners of dwellings, dwelling units, or premises must undertake lead hazard reduction to at least the lead safe level of protect occupants and neighbors.

(b) (1) Until July 1, ~~2004~~ 2005, the owner of any dwelling, dwelling unit, or premises shall be considered as an "innocent owner", and liability as to lead poisoning is limited to the reduction of any lead hazard as determined by a comprehensive environmental lead inspection within the requirements of the Housing Maintenance and Occupancy Code, chapter 24.3 of title 45. The "innocent owner" provision will cease upon the owner's unreasonable failure to correct any lead paint violation within ninety (90) days of notice as provided in that chapter. Provided, any owner who has received notices on three (3) or more properties shall be presumed to be an unreasonable failure to correct.

(2) "Innocent owner" status, and the limits on liability set forth in this subsection, shall not apply to any incident of childhood lead poisoning reported to the department on or after July 1, ~~2004~~ 2005, and liability for lead poisonings after July 1, ~~2004~~ 2005, but shall include such correction of lead hazards as may be required by this chapter.

(c) The owner of any dwelling, dwelling unit, or premises who fails to provide for lead hazard reduction as required by department regulations shall be issued a notice of violation by the director in the manner provided by the Housing Maintenance and Occupancy Code, chapter 24.3 of title 45. In addition to any other enforcement authority granted under this chapter, the department shall have the authority to utilize pertinent provisions of that code in enforcing this section in the same manner as an enforcing officer under the code, including but not limited to the provisions of sections 45-24.3-17 -- 45-24.3-21, except that the director or his or her designee may provide a reasonable time up to ninety (90) days for the correction of any violation alleged and, except where there exists a hardship as to financing the lead hazard reduction, or where material, personnel, or weather delays the reduction completion. Except as herein provided, if after ninety (90) days following the date of issuance of a notice of violation by the department, the owner has failed to correct the lead hazards, the department shall issue a second notice of violation.

(d) (1) One or more lead paint waste depositories shall be established and be in operation

by January 1, 1993. The department of environmental management shall work with the solid waste management corporation to promulgate regulations governing these lead paint waste depositories.

(2) Each lead paint waste depository may set fees to cover the costs of lead paint waste storage, reduction, consolidation, incineration, and/or out of state disposal.

SECTION 2. Sections 42-128.1-8, 42-128.1-9, 42-128.1-10, 42-128.1-11 and 42-128.1-12 of the General Laws in Chapter 42-128.1 entitled "Lead Hazard Mitigation [Repealed effective July 1, 2007.]" are hereby amended to read as follows:

42-128.1-8. Duties of property owners of pre-1978 rental dwellings. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) Property owners of pre-1978 rental dwellings, which have not been made lead safe or have not been lead hazard abated, shall mitigate lead hazards and shall comply with all the following requirements:

(1) Learn about lead hazards by taking a lead hazard awareness seminar;

(2) Evaluate the dwelling unit and premises for lead hazards consistent with the requirements for a lead hazard control evaluation;

(3) Correct identified lead hazards by meeting and maintaining the lead hazard mitigation standard;

(4) Provide tenants: (i) basic information about lead hazard control; (ii) a copy of the independent clearance inspection; and (iii) information about how to give notice of deteriorating conditions;

(5) Correct lead hazards within thirty (30) days after notification from the tenant of a dwelling unit with an at risk occupant, or as provided for by section 34-18-22.

(b) New property owners of a pre-1978 rental dwelling that is occupied by an at risk occupant shall have up to sixty (60) days to meet requirements for lead hazard mitigation, if those requirements were not met by the previous owner at the time of transfer, provided that the new property owner has the property visually inspected within ten (10) business days after assuming ownership to determine conformity with the lead hazard control standard.

(c) The requirements for lead hazard mitigation shall apply to the first change in ownership or tenancy after July 1, ~~2004~~ 2005; provided further that unless requested and agreed to by an at-risk occupant, meeting the lead hazard mitigation standard shall not be construed to authorize a property owner to compel or cause a person, who is in tenancy on January 1, ~~2003~~ 2004, and remains in tenancy continuously thereafter, to vacate a rental unit temporarily or otherwise.

(d) If the tenant receives no response to the notification, if the response is in the tenant's opinion unsatisfactory, or if the remedy performed is in the tenant's opinion unsatisfactory, the tenant may request a review of the matter by the housing resources commission. After its review of the matter, the housing resources commission shall either send notice to the property owner in which notice shall be issued in a manner substantially similar to a notice of violation issued by the director pursuant to the Housing Maintenance Code, chapter 24.3 of title 45, or promptly inform the tenant of the reasons why the notice is not being issued.

42-128.1-9. Insurance coverage. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) The department of business regulation shall by January 1, 2003, establish a uniform policy with regard to exclusion for lead poisoning and shall adopt any rules and requirements that may be necessary to assure the availability of insurance coverage for losses and damages caused by lead poisoning, in accordance with the provisions of this chapter, which policy and rules shall apply to liability coverage available to property owners. The department of business regulation shall

have the authority and is empowered, consistent with the requirements of chapter 35 of this title, to promulgate rules and regulations which shall enable it to compile and analyze data and to make determinations with regard to the availability of and rates for lead liability coverage.

(b) Except as otherwise provided by this chapter, no insurance company licensed or permitted by the department of business regulation to provide liability coverage to rental property owners shall exclude, after June 30, ~~2004~~ 2005, coverage for losses or damages caused by lead poisoning. The department of business regulation shall not permit, authorize or approve any exclusion for lead poisoning, except as specifically provided for by this chapter, that was not in effect as of January 1, 2000, and all previously approved exclusions shall terminate June 30, ~~2004~~ 2005. As of July 1, ~~2004~~ 2005, coverage for lead poisoning shall be included in the policy or offered by endorsement, as set forth in this section.

(c) All insurers issuing commercial lines insurance policies and personal lines insurance policies covering pre-1978 rental housing in compliance with the requirements of this chapter for lead hazard mitigation or with the requirements of chapter 24.6 of title 23 for lead safe housing, within the state of Rhode Island, shall, effective July 1, ~~2004~~ 2005, include in the policy coverage for liability for injury, damage, or death resulting from occurrences of lead poisoning in an amount equal to and no less than the underlying policy limits for personal injury/bodily injury coverage provided under the policy so issued to a residential rental property owner. The property owner shall, if requested by the insurer, present to the insurance company, either: (1) proof of certificate of compliance of an independent clearance inspection and of any affidavit of visual inspection required to maintain the validity of the independent clearance inspection; (2) proof of meeting the mitigation standard in the form of a clearance exam showing that lead hazards are mitigated; or (3) proof of abatement. This proof shall be prima facie evidence of compliance with the requirements of this chapter. In any subsequent renewal, the insurer may require any continuing proof whenever the certificate is expiring, has expired, or is otherwise invalidated.

(d) For residential rental properties that have not been brought into compliance with the requirements for lead hazard mitigation pursuant to this chapter or for lead hazard reduction pursuant to chapter 24.6 of title 23, effective July 1, ~~2004~~ 2005, for residential rental property owners who own or owned a substantial legal or equitable interest in one property and have had no more than one unremediated dwelling unit at which a child was poisoned prior to July 1, ~~2004~~ 2005, and for residential property owners who own or owned more than one property and have had no more than two unremediated dwelling units at which a child was poisoned prior to July 1, ~~2004~~ 2005, an insurance company, which provides liability insurance to a residential rental property owner, shall either offer lead liability coverage for bodily injury, which shall be equal to the underlying limits of liability coverage for the property, by endorsement, or shall assist the insured in placing lead liability coverage through the program commonly known as the Rhode Island FAIR Plan either directly or through one of the insurance company's agents or brokers, and the Rhode Island FAIR Plan shall make available liability coverage for damages caused by lead poisoning to the class of property owners described in this subsection. If the insured seeks lead liability coverage with the FAIR Plan, the FAIR Plan may use reasonable underwriting guidelines, as approved by the department of business regulation to underwrite the property. Any property owner, who fails to remediate a property, after a notice of violation subsequent to June 30, ~~2004~~ 2005, and any property which is not remediated after notice of a violation subsequent to June 30, ~~2004~~ 2005, shall not be eligible to receive an offer of coverage and shall be subject to cancellation and non-renewal of that coverage if the property is not found to be in compliance with the lead law within ninety (90) days of the date of issuance of the notice by the director, or

the housing resources commission, as applicable.

(e) Rates for lead poisoning liability coverage, as specified in subsections (c) and (d) of this section, shall be approved by the department of business regulation, notwithstanding any limits on rate approval authority established by the provisions of chapter 65 of title 27 and subject to the provisions of sections 27-44-6 and 27-44-7, using the following standards:

(1) That they are not excessive, inadequate, or unfairly discriminatory;

(2) That consideration is given to:

(i) Past and prospective loss experience within the state of Rhode Island;

(ii) A reasonable margin for profits and contingencies;

(iii) Past and prospective expenses specifically applicable to the state of Rhode Island:

(iv) Any other data, including data compiled in other states, especially regarding experience data for lead liability coverages, that the department may deem necessary; and

(v) Past history of the owner with regard to lead poisoning or any associated violations.

(f) The department of business regulation shall have the authority and is empowered, consistent with the requirements of chapter 35 of this title, to promulgate rules and regulations to enable it to compile and analyze data and to make determinations with regard to the availability of and rates for lead liability coverage. In order to effect the purposes of this section insurers shall file, on or before October 1, ~~2003~~ 2004, the proposed language of endorsements for lead liability coverage and the proposed rates for that coverage with the department.

(g) All endorsements, rates, forms and rules for lead liability coverage approved by the department of business regulation to be effective on or after July 1, 2004 are hereby extended to be effective July 1, 2005. Prior to July 1, 2005, insurers and advisory organizations shall continue to utilize all endorsements, rates, forms and rules in effect on June 30, 2004 for lead liability coverage. The department shall not approve any new endorsements, rates, forms or rules for lead liability coverage in pre-1978 residential rental properties unless the filings are submitted in accordance with the provisions of this act. The department is hereby authorized to promulgate reasonable rules and regulations to carry out the provisions of this section.

42-128.1-10. Right to housing where lead hazards are corrected. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) Pregnant women and families with children under six (6) years of age shall be deemed to have a right, to housing in which lead hazards have been mitigated or abated.

(b) Injunctive Relief. - Effective July 1, ~~2004~~ 2005, if the property owner of a rental dwelling fails to comply with such standards for lead hazard mitigation, or abatement, as applicable, a right of private action shall exist that allows households that include an at risk occupant to seek injunctive relief from a court with jurisdiction against the property owner in the form of a court order to compel compliance with requirements for lead hazard control or mitigation. A person who prevails is entitled to an award of the costs of the litigation and reasonable attorneys' fees in an amount to be fixed by the court. Cases brought before the court under this section shall be granted an accelerated hearing.

42-128.1-11. Enforcement. [Repealed effective July 1, ~~2007~~ 2008.] -- (a) The standards for lead hazard control and for lead hazard mitigation in pre-1978 housing shall be considered basic housing standards and shall be enforceable through the provisions of this chapter and through procedures established in chapter 24.2 of title 45 and chapter 24.3 of title 45.

(b) Minimum Housing Standards and Housing Maintenance and Occupancy Code. - In order to establish consistency between state and local programs pertaining to enforcement of standards for housing and housing occupancy and to provide for broadly available, multiple means of identifying instances of noncompliance with this chapter and enforcing the

requirements of this chapter, the following provisions regarding Minimum Housing Standards and Housing Maintenance and Occupancy Code shall be effective:

(1) The ordinances, rules, and regulations for "Minimum Housing Standards" adopted pursuant to section 45-24.2-3 shall on or before July 1, ~~2004~~ 2005, include provisions for lead hazard control.

(2) The Housing Maintenance and Occupancy Code, established by chapter 24.3 of title 23, shall, effective July 1, ~~2004~~ 2005, include provisions consistent with a continuing and ongoing responsibility for lead hazard mitigation as required by the department of health standards.

42-128.1-12. Independent evaluation. [Repealed effective July 1, ~~2007~~ 2008.] -- In order to assure the effectiveness of the lead hazard awareness mitigation program established by this chapter and to recommend any changes, which may be necessary to appropriate, the auditor general shall:

(1) (i) Conduct a performance audit for the period ending December 31, 2003, of the duties and responsibilities assigned to the state agencies and to political subdivisions by this chapter and by the Lead Poisoning Prevention Act, chapter 24.6 of title 23, and of the effectiveness of this chapter in meeting its purposes. The auditor general may contract with independent firms and organizations with expertise in lead poisoning prevention and lead hazard mitigation to assist with the evaluation of matters set forth in this subsection.

(ii) The auditor general's report shall be submitted to the governor, the speaker of the house, the president of the senate, the chairperson of the housing resources commission and the director of health, on or before March 31, ~~2004~~ 2005, and shall contain, as appropriate, recommendations: (A) to make the programs established by this chapter and by the Lead Poisoning Prevention Act more effective in achieving their respective purposes; and (B) to address any unreasonable hardships caused by this chapter or likely to be caused by this chapter with its full implementation July 1, ~~2004~~ 2005.

(iii) The performance audit required by this subdivision shall, in addition to the examination of effectiveness of administration and the efficiency and adequacy of state agencies and political subdivisions in the performance of their duties under this chapter and the Lead Poisoning Prevention Act, include consideration of the following matters:

(A) The number and type and date of public service announcements required by section 42-128.1-6(1);

(B) The availability and distribution of education materials specified by section 42-128.1-6(2)(i);

(C) The number, date and location of lead hazard awareness seminars and the number of persons who have participated in those seminars;

(D) The number of "mitigation inspectors," average length of time necessary to conduct the inspections, the cost of meeting standards per inspection, and the availability of inspectors to conduct the inspections, at a reasonable cost needed in the various geographic areas of the state;

(E) The availability of programs to assist property owners, especially low and moderate income property owners;

(2) Conduct a performance audit for the period ending June 30, 2006, of the duties and responsibilities, as assigned by this chapter, to state agencies and political subdivisions and of the effectiveness of this chapter in meeting its purposes, especially with regard to increasing the supply of housing in which lead hazards have been mitigated and in reducing the incidence and severity of lead poisoning in Rhode Island. The auditor general may contract with independent

firms and organizations with expertise in lead poisoning prevention and lead hazard mitigation to assist with the evaluation of matters set forth in this chapter. The auditor general's report shall be submitted to the governor, the speaker of the house, the president of the senate, the chairperson of the housing resources commission and the director of health, on or before January 1, 2007, and shall contain, as appropriate, recommendations: (i) to make the programs established by this chapter more effective in achieving the respective purposes; and (ii) to redress any unreasonable hardships caused by this chapter or likely to be caused by this chapter.

SECTION 3. Notwithstanding any provisions of this act to the contrary, if an insurer, the Fair plan or an insurance producer has acted in good faith reliance on the July 1, 2004 effective date set forth in the act prior to its amendment, such insurer, insurance producer, or the Fair plan shall be immune from any and all liability arising out of such act; provided, however, that any proceeds received by any insurer, the Fair plan or by any insurance producer as the result of any increase in premiums charged in anticipation of said July 1, 2004 effective date shall be refunded in full not later than sixty (60) days after the effective date of this act.

SECTION 4. Section 6 of Chapter 187 of the Public Laws of 2002, and Section 6 of Chapter 188 of the Public Laws of 2002 are hereby amended to read as follows:

SECTION 6. Sunset provision. – This act shall be and is hereby repealed effective July 1, ~~2007~~ 2008.

SECTION 5. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE KENNEDY

The motion to amend prevails on a roll call vote 59 members voting in the affirmative and 3 members voting in the negative as follows:

YEAS - 59: Representatives Ajello, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Enos, Faria, Flaherty, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 3: Representatives Almeida, Gorham, Mumford.

REQUESTS

Representatives Trillo and Moffitt request the journal to reflect that they had voted incorrectly on the amendment, they should have voted in the negative.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Amaral, Anderson, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Enos, Faria, Flaherty, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Winfield.

NAYS - 2: Representatives Almeida, Dennigan.

9 2004-H 7425
BY Kennedy
ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Gemma and McNamara.

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

F L O O R A M E N D M E N T
TO
2004 -- H 7425

AN ACT RELATING TO INSURANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 7425, entitled "AN ACT RELATING TO INSURANCE", as follows:

On page 2, line 24, by deleting the figure "2007" and substituting in place thereof the figure "2005".

Respectfully submitted,
REPRESENTATIVE WASYLYK

The motion to amend prevails on a roll call vote 69 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 69: Representatives Ajello, Almeida, Amaral, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Scott and Kennedy discuss the act as amended.

By unanimous consent, Representative McNamara, seconded by Representatives Naughton, Corvese, Benson, McHugh, Ginaitt, Savage, Carter and several other members of the House offers a written motion to amend. .

F L O O R A M E N D M E N T
TO
2004 -- H 7425

AN ACT RELATING TO INSURANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 7425, entitled "AN ACT RELATING TO INSURANCE", as follows:

(1) On Page 4, between lines 20 and 21, by inserting the following language:

"SECTION 2. – Joint Study Commission –

There shall be established a joint study commission comprised of nine (9) members, five (5) from the house of representatives, four (4) from the majority party and one (1) from the minority party, to be appointed by the speaker of the house; and four (4) members from the senate, three (3) from the majority party and one (1) from the minority party to be appointed by the president of the senate, that shall study and examine the stabilization, fiscal health, and proper functioning of the Rhode Island Workers' Compensation system and the Rhode Island Insurers' Insolvency Fund. The committee shall file their report to the general assembly by June 1, 2005."

(2) On Page 4, line 21, by deleting the figure "2" and inserting the figure "3".

Respectfully submitted,
REPRESENTATIVE MCNAMARA

The motion to amend prevails on a roll call vote 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: Representatives Ajello, Almeida, Amaral, Anderson, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUESTS

Representative Coogan requests the journal to reflect that if he had voted on the last amendment to (04-H 7425aa), he would have voted in the affirmative.

Read and passed, as amended, on a roll call vote, 61 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McManus, McNamara, Menard, Montanaro, Moran, Moura, Mumford, Naughton, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 6: Representatives Gorham, McHugh, Moffitt, Petrarca, Picard, Reilly.

10 2004-H 8021 as amended
BY Wasylyk
ENTITLED, AN ACT RELATING TO INSURANCE

Ordered on the Calendar

Representative Wasylyk moves passage of the act, seconded by Representatives Gemma, McNamara, Naughton, and Ajello.

Read and passed, as amended, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

11 2004-H 7701
BY Menard
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Judiciary recommends passage.

Representative Flaherty moves to recommit to the committee on Judiciary, seconded by Representatives Fox.

The motion to recommit prevails on a roll call vote 52 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 52: Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, DeSimone, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Lowe, McCauley, McHugh, McNamara, Montanaro, Moran, Moura, Naughton, Picard, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Winfield.

NAYS - 10: Representatives Laroche, Long, Malik, McManus, Menard, Moffitt, Mumford, Petrarca, Reilly, Scott.

Read and recommitted to the committee on Judiciary.

12 <u>2004-H 8412 SUB A</u>
BY Murphy
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

Representative Coderre moves passage of the act, seconded by Representatives Crowley, Gallison, and Gemma.

Representatives Gemma and Coderre 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 12 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Menard, Montanaro, Moran, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Schadone, Shanley, Slater, Smith, Tejada, Voccola, Wasylyk, Williams, Winfield.

NAYS - 12: Representatives Amaral, Callahan, Gorham, Long, McManus, Moffitt, Mumford, Savage, Scott, Story, Trillo, Watson.

13 2004-H 7817 SUB A
BY Brien T
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

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

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Jan Malik, State Representative, District 67, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H- 7817 SUB A

2. (Nature of the potential conflict) I have the following interest in the matter:

I own a Liquor store.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Jan Malik
Representative, District 67

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Malik is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Picard moves passage of the act, seconded by Representatives McHugh, Benson, Gallison, Brien, Caprio, Carter, Menard, Tejada, Gemma, Crowley, Lewiss, Cerra, San Bento, Coderre, Reilly, Slater, Corvese, McNamara, Dennigan, Almeida, Rose, Montanaro, Ajello, Moura, Enos, Laroche, Smith, Long, Amaral, Kilmartin, Moffitt, Coogan and several other members of the House.

By unanimous consent, Representative Brien, seconded by Representatives Picard and Gallison offers a written motion to amend

F L O O R A M E N D M E N T
TO
2004 -- H 7817 SUBSTITUTE A

AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

Mr. Speaker:

I hereby move to amend 2004 -- H 7817 SUBSTITUTE A, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES", as follows:

On page 3, line 12, by replacing the word “March” with the word “April”.

Respectfully submitted,

REPRESENTATIVE BRIEN

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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

By unanimous consent, Representative Trillo, seconded by Representative Scott offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7817 SUBSTITUTE A

AN ACT RELATING TO ALCOHOLIC BEVERAGES – LICENSES

Mr. Speaker:

I hereby move to amend 2004 -- H 7817 SUBSTITUTE A, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES", as follows:

(1) On page 1, line 5, by deleting the underscored language in its entirety.

(2) On page 1, line 9, after the word "state", by inserting the following:

"; provided, however, that a "franchise" as defined in section 19-28.1-3 is not a "chain

store organization" as defined herein".

(3) On page 1, between lines 9 and 10, by inserting the following:

"(b) No more than twenty-five percent (25%) of the total Class A licenses authorized by this title shall be granted, issued, or transferred to or for the use of any liquor franchisor or franchisee."

(4) On page 1, line 10, by deleting "(b)", and inserting in place thereof "(c)".

(5) On page 1, line 16, by deleting "(c)", and inserting in place thereof "(d)".

(6) On page 1, line 19, by deleting "(d)", and inserting in place thereof "(e)".

(7) On page 2, line 1, following the word "licenses," by inserting ", not subject to section 19-28.1-3,".

(8) On page 2, by deleting all of the language, beginning with the word "order" on line 23, and ending with the word "chapter" on line 25, inclusive.

(9) On page 2, line 23, following the words "the power to" by inserting the words "revoke the license of any violator".

Respectfully submitted,

REPRESENTATIVE TRILLO

Representatives Trillo, McNamara, Montanaro, San Bento, Gemma, Benson, Long and McHugh discuss the amendment.

The motion to amend fails on a roll call vote 3 members voting in the affirmative and 31 members voting in the negative as follows:

YEAS - 3: Representatives Gorham, Mumford, Trillo.

NAYS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, Enos, Fox, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Voccola, Wasylyk, Watson, Williamson, Winfield.

The bill marked Substitute “A” is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, Enos, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Voccola, Wasylyk, Watson, Williamson, Winfield.

NAYS - 2: Representatives Gorham, Trillo.

14 2004-H 8418
BY Landroche
ENTITLED, AN ACT RELATING TO SALES AND USE TAXES --LIABILITY AND COMPUTATION

Committee on Finance recommends passage.

Representative Malik moves passage of the act, seconded by Representative Carter.
Read and passed, on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Winfield.

NAYS - 1: Representative Long.

15 2004-H 8491 SUB A
BY Crowley
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

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

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

Representatives Amaral, Crowley, Long, Watson, and Enos discuss the act.

Representatives Amaral and Enos request to place the act after item 45 on today's Calendar as 45A.

16 2004-H 8513 SUB A
BY Giannini
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE

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

Representative Costantino moves passage of the act, seconded by Representative Carter and several other members of the House.

By unanimous consent, Representative Costantino, seconded by Representatives Giannini, Naughton, Slater, and Lewiss offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 8513 SUBSTITUTE A
AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 8513 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE", as follows:

On page 2, line 9, after the word “established” by adding the following “, within the department of business regulation,”.

Respectfully submitted,

_____
REPRESENTATIVE COSTANTINO

The motion to amend prevails on a roll call vote 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Trillo, Wasylyk, Williams, Winfield.

NAYS - 0.

By unanimous consent, Representative Costantino, seconded by Representatives Naughton, Giannini, and Lewiss offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 8513 SUBSTITUTE A

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 8513 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE", as follows:

(1) On page 2, line 13, by deleting the comma "(,)" after the word "insurance".

(2) On page 2, line 13, by deleting the language "42-14-5" and inserting, in place thereof the language "27-20.6-1(1)".

(3) On page 2, line 23, by deleting the language "27-19-6", and inserting in place thereof the language "42-62-13".

Respectfully submitted,

_____
REPRESENTATIVE COSTANTINO

The motion to amend prevails on a roll call vote 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Representative Wasylyk discusses the act as amended.

By unanimous consent, Representative Wasylyk, seconded by Representative Benson offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 8513 SUBSTITUTE A

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 8513 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEPARTMENT OF BUSINESS REGULATION -- HEALTH INSURANCE", as follows:

(1) On page 3, between lines 25 and 26 the following:

"42-14.5-4. Funding. – The office of the health insurance commissioner, including any necessary support staff, and such attorneys, accountants, actuaries or advisors as the commissioner may retain by contract, shall be funded by assessments of HMO's and other health insurers and nonprofit hospital and/or medical service corporations. Such expenses are to be limited and/or apportioned reasonably and fairly in a manner to be established by regulation adopted forthwith by the director of business regulation, and in concert with assessments under section 27-19-24."

Respectfully submitted,

REPRESENTATIVE WASYLYK

Representatives Costantino, Gemma, and Wasylyk discuss the amendment.

The motion to amend fails on a roll call vote 9 members voting in the affirmative and 51 members voting in the negative as follows:

YEAS - 9: Representatives Benson, Callahan, Caprio, DeSimone, Lima, Moffitt, Trillo, Wasylyk, Watson.

NAYS - 51: Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Williams, Winfield.

Representative Giannini discusses the act as amended.

The bill marked Substitute “A” is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

17 2004-H 8663 SUB A
BY Almeida
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- RACIAL PROFILING

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

Representative Almeida moves passage of the act, seconded by Representatives Faria, Fox, Benson, Lima, Tejada, Gemma, Cerra, Dennigan, Anguilla, McNamara, Slater, Williams, Ajello, and Anderson.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Slater, Story, Tejada, Wasylyk, Watson, Williams, Winfield.

NAYS - 6: Representatives Brien, Corvese, Kilmartin, Moran, Reilly, Trillo.

18 2004-H 7628
BY Costantino
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE

Committee on Finance recommends passage.

Representative Slater moves passage of the act, seconded by Representatives Lewiss, Naughton, Gemma, Carter, Faria, Aubin, Mumford, Cerra, Moffitt, and Malik.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

19 2004-H 7630
BY Costantino
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - PHARMACEUTICAL ASSISTANCE TO THE ELDERLY

Committee on Finance recommends passage.
Representative Slater moves passage of the act, seconded by Representatives Anguilla, Dennigan, Naughton, Cerra, Lewiss, Aubin, Benson, and McNamara.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

20 2004-H 7554 SUB A
BY McNamara
ENTITLED, AN ACT CREATING A SPECIAL HOUSE COMMISSION TO STUDY RHODE ISLAND AIRPORT CORPORATION'S MANAGEMENT AND GOVERNANCE OF RHODE ISLAND'S AIRPORTS

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

Representative Naughton moves passage of the act, seconded by Representatives McNamara, Ginaitt, Gemma, Trillo, Landroche, Slater, Cerra and Lewiss.

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

YEAS - 59: Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Picard, Reilly, Rose, Savage,

Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

By unanimous consent, Representative Costantino moves to reconsider # 18 (04-H 7628) seconded by Representative Corvese.

18. 2004-H 7628
BY Costantino
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE

Committee on Finance recommends passage.

By unanimous consent, Representative Costantino, seconded by Representatives Carter and Naughton offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7628

AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE

Mr. Speaker:

I hereby move to amend 2004 -- H 7628, entitled "AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE", as follows:

(1) By deleting all language following the enactment clause and inserting in place thereof the following:

"SECTION 1. Chapter 40-8 of the General Laws entitled "Medical Assistance" is hereby amended by adding thereto the following section:

40-8-25. Nursing facility pharmaceutical waste reduction. – The department shall implement one or more methods to reduce the disposal of unused pharmaceuticals paid for by the medical assistance program for residents of nursing facilities licensed pursuant to chapter 17 of title 23. The department shall make a report to the permanent joint legislative committee on health care oversight on or before March 1, 2005 regarding the methods employed and any resulting cost savings anticipated.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

_____
REPRESENTATIVE COSTANTINO

The motion to amend prevails on a roll call vote 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Wasylyk, Watson, Williams, Winfield.
NAYS - 0.

Read and passed, as amended, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

21 2004-H 7650
BY Winfield
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Naughton, Ajello, Corvese, Slater, Cerra, and Benson.

By unanimous consent, Representative Handy, seconded by Representative Wasylyk offers a written motion to amend:

F L O O R A M E N D M E N T
TO
2004 -- H 7650

AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN

Mr. Speaker:

I hereby move to amend 2004 -- H 7650, entitled "AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN", as follows:

(1) On page 2, line 13, after the word "regulations." by adding the following language "The measures to train employees under this section shall be defined by the department of mental health, retardation and hospitals in their rules and regulations."

(2) On page 2, line 14, by deleting the language "This act shall take effect upon passage" and inserting in place thereof the following language: "This act shall take effect on March 1, 2005."

Respectfully submitted,

_____
REPRESENTATIVE HANDY

The motion to amend fails on a roll call vote 20 members voting in the affirmative and 34 members voting in the negative as follows:

YEAS - 20: Representatives Ajello, Amaral, Benson, Callahan, Gemma, Giannini, Handy, Long, McManus, McNamara, Moffitt, Moura, Naughton, Picard, Savage, Smith, Story, Trillo, Wasylyk, Williams.

NAYS - 34: Representatives Anderson, Anguilla, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, DeSimone, Enos, Faria, Gallison, Gorham, Jacquard, Kennedy, Landroche, Laroche, Lowe, Malik, McCauley, McHugh, Menard, Moran, Mumford, Petrarca, Reilly, Rose, San Bento, Schadone, Scott, Shanley, Slater, Watson, Winfield.

Representatives Handy and Wasylyk discuss the act.

Read and passed, on a roll call vote, 41 members voting in the affirmative and 20 members voting in the negative as follows.

YEAS - 41: Representatives Anderson, Anguilla, Aubin, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, DeSimone, Enos, Faria, Fox, Gallison, Giannini, Gorham, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McCauley, McHugh, Menard, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Rose, San Bento, Schadone, Scott, Shanley, Slater, Smith, Winfield.

NAYS - 20: Representatives Ajello, Amaral, Benson, Callahan, Dennigan, Gemma, Ginaitt, Handy, Jacquard, Long, McManus, McNamara, Moffitt, Picard, Reilly, Savage, Story, Trillo, Wasylyk, Watson.

22 <u>2004-H 8311</u>
BY Crowley
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - EAST BAY ECONOMIC INITIATIVE

Committee on Finance recommends passage.

Representative Rose moves passage of the act, seconded by Representatives Slater, and Savage.

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

YEAS - 61: Representatives Ajello, Amaral, Anderson, Anguilla, Aubin, Benson, Callahan, Caprio, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith with the exception of # 13 (04-H 7817 SUB Aaa)

RECESS

At 6 o'clock P.M., the Honorable Deputy Speaker declares the House to be in recess.

ORDER

At 7:23 o'clock P.M. the Honorable Speaker calls the House to order.

23 2004-H 7975 SUB A
BY Slater
ENTITLED, AN ACT RELATING TO MEDICAL ASSISTANCE -- DENTISTS, DENTAL HYGIENISTS AND DENTAL ASSISTANTS

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

Representative Slater moves passage of the act, seconded by Representatives Gallison, Brien, Cerra and Almeida.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, Enos, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy,

Landroche, Laroche, Lewiss, Lima, Malik, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Rose, Savage, Scott, Slater, Story, Tejada, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Watson requests the journal to reflect that if he had voted on (04-H 7975 SUB A), he would have voted in the affirmative.

24 2004-H 8577
BY McHugh
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE CAPITAL COSTS ASSOCIATED WITH THE TOWN'S WITHDRAWAL FROM THE CHARIHO REGIONAL SCHOOL DISTRICT INCLUDING THE ACQUISITION OF LAND FOR AND THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF A MIDDLE SCHOOL/HIGH SCHOOL COMPLEX AND THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT AND EQUIPPING OF AND/OR ADDITIONS TO EXISTING SCHOOLS AND SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $34,900,000 BONDS AND/OR NOTES THEREFOR

Committee on Finance recommends passage.

Representative Lewiss moves passage of the act, seconded by Representatives Tejada, Carter, Gemma, Slater, and Scott.

Read and passed, on a roll call vote, 51 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Landroche, Laroche, Lewiss, Lima, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Slater, Story, Tejada, Trillo, Voccola, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Kennedy requests the journal to reflect that if he had voted on (04-H 8577), he would have voted in the affirmative.

25 2004-H 8578
BY McHugh
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF AN AUDITORIUM AT THE MIDDLE SCHOOL/HIGH SCHOOL IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $3,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Finance recommends passage.
Representative Lewiss moves passage of the act, seconded by Representatives Scott, Faria, Carter, McHugh, Shanley, and Slater.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coogan, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Corvese, and Kennedy, and requests the journal to reflect that if they had voted on (04-H 8578), they would have voted in the affirmative.

26 2004-H 7336 SUB A
BY Lewiss
ENTITLED, AN ACT RELATING TO LIBRARIES - STATE AID

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

Representative Lewiss moves passage of the act, seconded by Representatives Winfield, Gemma, Ajello, Landroche, Anguilla, Benson, Giannini, and Cerra.

The bill marked Substitute “A” is read and passed, and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coogan, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham,

Handy, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Shanley, Slater, Story, Tejada, Williams, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representatives Corvese, Kennedy, Long and Trillo request the journal to reflect that if they had voted on (04-H 7336A), they would have voted in the affirmative.

27 2004-H 7406 SUB A
BY Dennigan
ENTITLED, AN ACT IMPLEMENTING AN AMENDMENT TO THE TOBACCO MASTER SETTLEMENT AGREEMENT AND RELATING TO ENFORCEMENT OF THE TOBACCO MANUFACTURERS' MASTER SETTLEMENT AGREEMENT AND FUNDS ESCROW

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

Representative Dennigan moves passage of the act, seconded by Representatives Rose, Anguilla, Almeida, Ginaitt, Lewiss, Gemma, Gallison, and Aubin.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 50 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coogan, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Landroche, Lewiss, Lima, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Shanley, Slater, Story, Williams, Williamson, Winfield.

NAYS - 1: Representative Gorham.

REQUESTS

Representatives Kennedy, and Corvese, request the journal to reflect that if they had voted on (04-H 7406 SUB A), they would have voted in the affirmative.

Representative Gorham requests the journal to reflect that he voted incorrectly on (04-H 7406 SUB A), he should have voted in the affirmative.

28 2004-H 7883
BY Fox
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MILITARY SERVICE AND VETERANS

Committee on Finance recommends passage.

Representative Carter moves passage of the act, seconded by Representatives Slater, Landroche, Faria, Benson, Gemma, Moffitt, Gallison, Brien, Ginaitt, and Cerra.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.
YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Landroche, Laroche, Lewiss, Lima, Lowe, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representative Kennedy, and Long request the journal to reflect that if they had voted on (04-H 7883), they would have voted in the affirmative.

29 2004-H 8661
BY Costantino
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF TRANSPORTATION

Committee on Finance recommends passage.

Representative Malik moves passage of the act, seconded by Representatives Mumford, Carter, San Bento, and Faria.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Cerra, Coogan, Corvese, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Costantino requests the journal to reflect that if he had voted on (04-H 8661), he would have voted in the affirmative.

30 2004-H 7239 SUB A as amended
BY Fox
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

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

Representative Ajello moves passage of the act, seconded by Representatives Benson, Fox and Gemma.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Winfield.

NAYS - 0.

REQUESTS

Representatives Mumford and Kilmartin request the journal to reflect that if they had voted on (04-H 7239Aaa), they would have voted in the affirmative.

31 2004-H 7716 SUB A
BY Shanley
ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY

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 Representatives Carter, Faria, Shanley, Giannini, and Gemma.

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, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Kilmartin requests the journal to reflect that if he had voted on (04-H 7716 SUB A), he would have voted in the affirmative.

32 2004-H 8445 SUB A
BY Fox
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 Flaherty moves passage of the act, seconded by Representatives Anguilla, Carter, and Faria.

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

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Winfield.

NAYS - 0.

33 2004-H 8668
BY Kennedy
ENTITLED, AN ACT RELATING BUSINESSES AND PROFESSIONS -- SUNDAY BUSINESS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Gemma, San Bento, Enos, and McHugh.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Slater, Story, Tejada, Williams, Winfield.

NAYS - 5: Representatives Corvese, Gorham, Moffitt, Shanley, Trillo.

34 2004-H 7384
BY Tejada
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING TO MOVE THE TRAFFIC SIGNAL LOCATED AT ELMWOOD AVENUE AND SACKETT STREET TO ELMWOOD AVENUE AND LONGFELLOW STREET IN PROVIDENCE

Committee on Highway Safety recommends passage.

Representative Tejada moves passage of the resolution, seconded by Representatives Corvese, Slater, and Shanley,

Read and passed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Voccola, Winfield.

NAYS - 0.

35 2004-H 7096
BY McNamara
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES

Committee on Highway Safety recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Gemma, and Faria.

Read and passed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Story, Tejada, Trillo, Voccola, Winfield.

NAYS - 0.

36 2004-H 7095
BY Voccola
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION INSTALL A TRAFFIC SIGNAL IN THE TOWN OF JOHNSTON

Committee on Highway Safety recommends passage.

Representative Cerra moves passage of the resolution, seconded by Representatives Giannini, Carter, Laroche, Enos, and Landroche.

Read and passed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Shanley, Story, Trillo, Voccola, Wasylyk, Winfield.

NAYS - 0.

37 2004-H 7094
BY Voccola
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A PEDESTRIAN TRAFFIC LIGHT IN THE TOWN OF JOHNSTON

Committee on Highway Safety recommends passage.

Representative Cerra moves passage of the resolution, seconded by Representatives McNamara, Gemma, Giannini, Laroche, Landroche, Enos and Lally.

Read and passed, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Story, Tejada, Voccola, Winfield.

NAYS - 1: Representative Trillo.

38 2004-H 7093
BY Voccola
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A TRAFFIC LIGHT IN THE TOWN OF JOHNSTON

Committee on Highway Safety recommends passage.

Representative Cerra moves passage of the resolution, seconded by Representatives Lewiss, Tejada, Giannini, Gemma, Enos, Lally, Laroche, and Landroche.

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, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Story, Tejada, Trillo, Voccola, Wasylyk, Williams, Winfield.

NAYS - 0.

39 2004-H 8260
BY Moura
ENTITLED, AN ACT RELATING TO THE INDEBTEDNESS OF TOWNS AND CITIES

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Faria, Tejada, Carter, Gemma, Landroche, Laroche, Enos, Lally, and Moura.

Representatives McHugh and Costantino discuss the act.

Read and passed, on a roll call vote, 52 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McNamara, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Scott, Shanley, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Amaral, Caprio, Long, McHugh, McManus, Moffitt, Story.

40 2004-H 7948
BY Carter
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS

Committee on Finance recommends passage.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, John A. Savage, State Representative, District 65, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H- 7948

2. (Nature of the potential conflict) I have the following interest in the matter:

I am a retired educator.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

John A. Savage
Representative, District 65

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

Joseph N. Amaral
Notary Public

Representative Savage is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Carol Mumford, State Representative, District 41, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H- 7948

2. (Nature of the potential conflict) I have the following interest in the matter:

I am a retired teacher and could benefit.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Carol Mumford
Representative, District 41

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Mumford is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Carter moves passage of the act, seconded by Representatives Rose, Lewiss, Faria, and Gemma.

By unanimous consent, Representative Carter, seconded by Representatives Rose, Lewiss, and Faria, offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7948

AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS

Mr. Speaker:

I hereby move to amend 2004 -- H 7948, entitled "AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS", as follows:

(1) On page 2, line 25, by striking the word "eighteen" and figure "($18,000)" and inserting in place thereof the word "fifteen" and figure "($15,000)".

(2) On page 3, line 2, by deleting the word "eighteen" and inserting in place thereof the word "fifteen".

(3) On page 3, line 3, by deleting the figure "($12,000)".

(4) On page 3, line 3, by deleting the figure "($18,000)" and inserting in place thereof the figure "($15,000)".

Respectfully submitted,

REPRESENTATIVE CARTER

The motion to amend prevails on a roll call vote 53 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0

TRANSMITTAL

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

41 2004-H 8527
BY Lima
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE

Committee on Finance recommends passage.

Representative Naughton moves passage of the act, seconded by Representatives Gemma, Gallison, Faria, and Lewiss,

By unanimous consent, Representative Naughton offers Representative Costantino's amendment, seconded by Representatives Lewiss, Giannini, Faria, Gallison, and Gemma.

F L O O R A M E N D M E N T
TO
2004 -- H 8527

AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE

Mr. Speaker:

I hereby move to amend 2004 -- H 8527, entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE", as follows:

(1) On page 3, line 14, by deleting the words and numbers, "fifty thousand dollars ($50,000)" and inserting in its place thereof the following words and numbers "an additional ten thousand dollars ($10,000)".

(2) On page 3, line 15, by deleting the first "the" and by inserting in its place thereof the following words and numbers, "forty thousand dollars ($40,000) to the Department of Human Services for the establishment of a new".

(3) On page 6, line 13, by deleting the word "state" and by inserting in its place thereof the word "governor's".

(4) On page 6, line 13, by deleting the word "on" and by inserting in its place thereof the word "for".

Respectfully submitted,

REPRESENTATIVE COSTANTINO

The motion to amend 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0

42 <u>2004-H 7156</u>
BY McNamara
ENTITLED, AN ACT RELATING TO HEALTH - DEFIBRILLATORS

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Coogan, Landroche, Ginaitt, Laroche, Giannini, Naughton, Wasylyk, and Gemma.

By unanimous consent, Representative McNamara, seconded by Representatives Giannini, Handy, Cerra, Naughton, Gemma, and Ginaitt, offers a written motion to amend.

Representatives Long, McNamara, Trillo, Ginaitt, and Faria, discuss the amendment.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

43 2004-H 7444
BY Lima
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- MILK CONTENT

Committee on Health, Education & Welfare recommends passage.

Read, and by unanimous consent, ordered to be placed after item # 55 as #55A.

44 2004-H 7403 SUB A
BY Dennigan
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES

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

Representative Giannini moves passage of the act, seconded by Representatives Dennigan, Lewiss, Cerra, Williams, and Almeida.

By unanimous consent, Representative Dennigan, seconded by Representatives Cerra, Handy, Giannini Lewiss, Williams Ajello, and San Bento offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7403 SUBSTITUTE A

AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES

Mr. Speaker:

I hereby move to amend 2004 -- H 7403 SUBSTITUTE A, entitled "AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES", as follows:

(1) On page 1, between line 8 and 9, add the following new language: "This data shall remain confidential and can be released only in the aggregate."

Respectfully submitted,

REPRESENTATIVE DENNIGAN

The motion to amend 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Lowe, Malik, McHugh, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

45 <u>2004-H 8515 SUB A as amended</u>
BY Crowley
ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS -- THE RI HEALTHCARE REFORM ACT OF 2004 -- NONPROFIT INSURERS' MISSION AND GOVERNANCE

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

45A <u>2004-H 8491 SUB A</u>
BY Crowley
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

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

The act has been moved and seconded supra.

By unanimous consent, Representative Crowley, seconded by Representatives Long, Enos, and Amaral offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 8491 SUBSTITUTE A

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

Mr. Speaker:

I hereby move to amend 2004 -- H 8491 SUBSTITUTE A, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU", as follows:

1. On page 1, line 4, by deleting the word and numeral "thirteen (13)" and inserting in place thereof the word and numeral "sixteen (16)".

2. On page 2, line 3, by deleting the word and numeral "Two (2)" and inserting in place thereof the word and numeral "Three (3)".

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

4. On page 2, by deleting all of the language on lines 7 through 11, inclusive; and inserting in place thereof the following language:

"(F) One member shall be appointed by the Tiverton Town Council;

(G) One member shall be appointed by the Little Compton Town Council; and"

5. On page 2, line 12, by deleting the letter "(G)" and inserting in place thereof the letter "(H)".

6. On page 2, line 12, by deleting the letter "(F)" and inserting in place thereof the letter "(G)".

7. On page 2, line 20, by deleting the word "except".

8. On page 2, by deleting all of the language on lines 21 through 23, inclusive.

9. On page 2, line 24, by deleting the language "(a)(ii)(G)(V) shall serve initial terms of one year".

Respectfully submitted,

REPRESENTATIVE CROWLEY

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, Anguilla, Aubin, Brien, Callahan, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Lowe, Malik, McHugh,

McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, 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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Winfield.

NAYS - 0.

REQUESTS

Representative Lally and Rose request the journal to reflect that if they had voted on (04-H 8491 SUB Aaa), they would have voted in the affirmative

46 2004-H 8673
BY Moura
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ENERGY FACILITY SITING ACT

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Faria, Savage, Story, Rose, Coogan, Ajello, Moura, Kilmartin, Cerra, Anguilla and Gemma.

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, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representatives Giannini and Rose requests the journal to reflect that if she had voted on (04-H 8673), she would have voted in the affirmative.

47 2004-H 8017
BY Schadone
ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTION

Committee on Corporations recommends passage.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Peter Lewiss, State Representative, District 37, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-8017

2. (Nature of the potential conflict) I have the following interest in the matter:

My law firm is legal counsel for Westerly Community Credit Union.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Peter Lewiss
Representative, District 37

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

Robert Flaherty
Notary Public

Representative Lewiss is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Henry Rose, State Representative, District 63, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-8017

2. (Nature of the potential conflict) I have the following interest in the matter:

I own a financial institution.(Loan and Investment)

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Henry Rose
Representative, District 63

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June, 2004

David Dumas
Notary Public

Representative Rose is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Kennedy moves passage of the act, seconded by Representatives Dennigan, Cerra, Carter, and Gemma.

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Trillo, Watson, Williams.

NAYS - 0.

48 2004-H 8570 SUB A
BY Crowley
ENTITLED, AN ACT RELATING TO PUB CRAWLS

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

Representative Kennedy moves passage of the act, seconded by Representatives San Bento, Lally, Shanley, Callahan, McHugh, Fox, Caprio, Crowley, Gemma, and Cerra.

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 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Lally, Landroche, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

49 2004-H 8517
BY Costantino
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2004 -- RESTRUCTURING STATE GOVERNMENT REGULATION OF HEALTH INSURANCE

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Giannini, Gemma, Story, Ginaitt, and San Bento.

Read and passed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

50 2004-H 7766 SUB B
BY Lewiss
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES
Committee on Corporations recommends indefinite postponement of the original bill and the Substitute A and passage of Substitute B in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Carter, San Bento, Lewiss, and McNamara.

The bill marked Substitute "B" is read and passed, in concurrence, and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 4: Representatives Coogan, Gorham, Mumford, Watson.

51 2004-H 8499 as amended
BY Winfield
ENTITLED, AN ACT EXEMPTING FROM TAXATION PROPERTY OF HARMONY HILL SCHOOL, INC. TO AN AMOUNT NOT EXCEEDING TEN MILLION DOLLARS ($10,000,000)

Committee on Corporations recommends passage as amended in concurrence.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, William Enos, State Representative, District 71, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-8499aa

2. (Nature of the potential conflict) I have the following interest in the matter:

I am employed by Harmony Hill School Inc.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

William Enos
Representative, District 71

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Enos is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Kennedy moves passage of the act, seconded by Representatives Winfield, Ginaitt, Giannini, and Mumford

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

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

52 <u>2004-H 8256</u>
BY Costantino
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- TOWING STORAGE ACT

Committee on Corporations recommends passage.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Alfred Gemma, State Representative, District 20, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-8256
2. (Nature of the potential conflict) I have the following interest in the matter:

I own an auto body shop.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Alfred Gemma
Representative, District 20

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Gemma is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Kennedy moves passage of the act, seconded by Representatives San Bento, and Slater.

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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 2: Representatives Enos, Picard.

53 2004-H 8148
BY Moffitt
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DISPOSITION OF BODIES TO BE BURIED WITH PUBLIC FUNDS

Committee on Finance recommends passage.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Thomas Winfield, State Representative, District 53, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-8148

2. (Nature of the potential conflict) I have the following interest in the matter:

I am President of Anderson-Winfield Funeral Home.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Thomas Winfield
Representative, District 53

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

Brian Patrick Kennedy
Notary Public

Representative Winfield is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Slater moves passage of the act, seconded by Representatives Carter and Gemma.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Williams.

NAYS - 0.

54 2004-H 8650
BY Scott
ENTITLED, AN ACT CREATING THE EXETER FIRE DISTRICT

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Carter and Gemma.

Representative Scott discusses the act.

Read and passed, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

55 2004-H 8236
BY Mumford
ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A TRAFFIC LIGHT AT OR AROUND 251 DANIELSON PIKE, SCITUATE, AT THE TRINITY EPISCOPAL CHURCH

Committee on Highway Safety recommends passage.

Representative Mumford moves passage of the act, seconded by Representatives Trillo, Williamson, and Gorham.

Read and passed, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Shanley, Slater, Story, Tejada, Wasylyk, Williams, Williamson.
NAYS - 1: Representative Lally.

55A 2004-H 7444
BY Lima
ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- MILK CONTENT

Committee on Health, Education & Welfare recommends passage.

Representative Lewiss moves passage of the act, seconded by Representatives Ajello, Cerra, Wasylyk, McHugh, Giannini, Handy, Fox, Lewiss, McCauley, Gemma, Williams and Jacquard.

By unanimous consent, Representative Lima, seconded by Representatives Dennigan, Ajello, Williams, Wasylyk, Gemma, Handy, Giannini, Cerra, and Anderson offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7444

AN ACT RELATING TO FOOD AND DRUGS -- MILK CONTENT

Mr. Speaker:

I hereby move to amend 2004 -- H 7444, entitled "AN ACT RELATING TO FOOD AND DRUGS -- MILK CONTENT", as follows:

1. On page 1, line 4, by deleting the word "containing" and inserting in place thereof the following language "produced by cows treated with".

2. On page 1, line 7, by inserting the following language immediately following the word "milk": "produced by cows".

Respectfully submitted,

_____
REPRESENTATIVE LIMA

Representatives Watson and Lima discuss the amendment.

Representative Winfield moves to recommit the act, seconded by Representatives Shanley and Gorham.

Majority Leader Fox discusses the motion.

The motion to recommit fails on a roll call vote 27 members voting in the affirmative and 34 members voting in the negative as follows:

YEAS - 27: Representatives Amaral, Brien, Carter, Cerra, DeSimone, Enos, Flaherty, Ginaitt, Gorham, Kennedy, Kilmartin, Lally, Laroche, Long, Lowe, McHugh, McManus, Menard, Mumford, Petrarca, Reilly, Savage, Scott, Shanley, Story, Trillo, Winfield.

NAYS - 34: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Callahan, Caprio, Coderre, Corvese, Costantino, Crowley, Dennigan, Fox, Gallison, Gemma, Giannini, Handy, Jacquard, Lewiss, Lima, Malik, McCauley, McNamara, Moffitt, Moran, Naughton, Picard, Rose, San Bento, Slater, Wasylyk, Watson, Williams.

Representatives Trillo, Lima, Gorham, and Gemma discuss the amendment.

By unanimous consent, Representative Crowley moves the question, seconded by Representative San Bento.

Representatives Enos, Williams, Amaral, Shanley, Giannini, Carter, Lima discuss the amendment. Representative Savage rises on a point of order for Representative Lima to speak germane to the amendment. The Honorable Speaker rules for Representative Lima to speak germane to the amendment.

The motion to amend prevails on a roll call vote 47 members voting in the affirmative and 17 members voting in the negative as follows:

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, Faria, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Landroche, Lewiss, Lima, Malik, McCauley, McHugh, McNamara, Moffitt, Moran, Moura, Mumford, Naughton, Picard, Rose, San Bento, Schadone, Slater, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson.

NAYS - 17: Representatives Callahan, DeSimone, Enos, Ginaitt, Kennedy, Kilmartin, Lally, Laroche, Long, Lowe, McManus, Reilly, Savage, Scott, Shanley, Story, Winfield
.
Representative Trillo discusses the act as amended.

Read and passed, as amended, on a roll call vote 45 members voting in the affirmative and 23 members voting in the negative as follows:

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Caprio, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Fox, Gallison, Gemma, Giannini, Handy, Jacquard, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Rose, San Bento, Schadone, Slater, Tejada, Wasylyk, Watson, Williams, Williamson.

NAYS - 23: Representatives Amaral, Callahan, Carter, Enos, Flaherty, Ginaitt, Gorham, Kennedy, Kilmartin, Lally, Laroche, Long, Lowe, McHugh, McManus, Mumford, Reilly, Savage, Scott, Shanley, Story, Trillo, Winfield.

Upon suggestion of House Majority Leader Fox, seconded by Minority Leader Watson and without objection, the following acts will be considered in one vote:

56 2004-H 8687
BY Long
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,500,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND EXTENSION OF SEWERSAND SEWER LINES THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Ordered on the Calendar

57 2004-H 8688
BY Long
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $4,500,000 FOR THE PURPOSE OF FINANCING THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

58 2004-H 8689
BY Long
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,000,000 FOR THE PURPOSE OF FINANCING WATERLINE EXTENSION THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

59 2004-H 8690
BY Long
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE AND ACQUIRING, PRESERVING, RESTORING OR IMPROVING RECREATIONAL AREAS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $2,000,000 BONDS AND/OR NOTES THEREFOR

60 2004-H 8477
BY Gorham
ENTITLED, AN ACT PROVIDING FOR THE CONSTRUCTION OF A NEW MIDDLE SCHOOL AND THE ACQUISITION OF LAND THEREFOR AND FOR THE RENOVATION OF THE PONAGANSET HIGH SCHOOL AND PONAGANSET MIDDLE SCHOOL BY THE FOSTER-GLOCESTER REGIONAL SCHOOL DISTRICT AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN $45,720,000.00 IN BONDS THEREFOR

76 2004-S 3200
BY Sheehan
ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE THE CONSTRUCTION, REPLACEMENT, INSTALLATION AND/OR IMPROVEMENT OF AN IRRIGATION SYSTEM AT THE NORTH KINGSTOWN MUNICIPAL GOLF COURSE AND TO ISSUE NOT MORE THAN $1,100,000 BONDS AND NOTES THEREFOR

78 **2004-S 3085**
BY Fogarty P
ENTITLED, AN ACT PROVIDING FOR THE CONSTRUCTION OF A NEW MIDDLE SCHOOL AND THE ACQUISITION OF LAND THEREFOR AND FOR THE RENOVATION OF THE PONAGANSET HIGH SCHOOL AND PONAGANSET MIDDLE SCHOOL BY THE FOSTER-GLOCESTER REGIONAL SCHOOL DISTRICT AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN $45,720,000.00 IN BONDS THEREFOR

105 **2004-S 3185**
BY McBurney
ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF CITY HALL IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN $3,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

106 **2004-S 3164**
BY Felag
ENTITLED, AN ACT AUTHORIZING THE TOWN OF TIVERTON TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, THREE PUBLIC ELEMENTARY SCHOOLS IN THE TOWN INCLUDING, BUT NOT LIMITED TO, ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN $30,700,000 BONDS AND/OR NOTES THEREFOR INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION

107 **2004-S 3154**
BY Algiere
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE CAPITAL COSTS ASSOCIATED WITH THE TOWN'S WITHDRAWAL FROM THE CHARIHO REGIONAL SCHOOL DISTRICT INCLUDING THE ACQUISITION OF LAND FOR AND THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF A MIDDLE SCHOOL/HIGH SCHOOL COMPLEX AND THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT AND EQUIPPING OF AND/OR ADDITIONS TO EXISTING SCHOOLS AND SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $34,900,000 BONDS AND/OR NOTES THEREFOR

108 **2004-S 3153**
BY Algiere
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF AN AUDITORIUM AT THE MIDDLE SCHOOL/HIGH SCHOOL IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $3,000,000 BONDS AND/OR NOTES THEREFOR

111 **2004-S 3143**
BY Breene
ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 55 OF THE PUBLIC LAWS, 1958, AS AMENDED, ENTITLED "AN ACT AUTHORIZING THE TOWNS OF CHARLESTOWN, RICHMOND AND HOPKINTON, TO JOIN A REGIONAL SCHOOL DISTRICT, INCORPORATING SAID REGIONAL SCHOOL DISTRICT, AND PROVIDING FOR THE ISSUANCE OF BONDS, CONSTRUCTION AND OPERATION OF A REGIONAL SCHOOL SYSTEM FOR THE JOINT USE OF THE PARTICIPATING TOWNS, WITHIN SAID REGIONAL SCHOOL DISTRICT ESTABLISHED BY THIS ACT." STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Fausto Anguilla, State Representative, District 68, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-S-3164

2. (Nature of the potential conflict) I have the following interest in the matter:

I am solicitor for town of Warren.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Fausto Anguilla
Representative, District 68

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David W. Dumas
Notary Public

Representative Anguilla is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representatives Wasylyk, Costantino and Long discuss the previous motion.

Read and passed, items 76,78,105-108 and 111 are all in concurrence, 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, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, San Bento, Savage, Scott, Shanley, Slater, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

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

61 <u>2004-S 3148 SUB A</u>
BY Tassoni
ENTITLED, AN ACT RELATING TO HOUSING

Ordered on the Calendar

Representative Kennedy moves passage of the act, seconded by Representatives Kilmartin, Carter, and Reilly.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage,

Schadone, Scott, Shanley, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representatives Gorham and Watson requests the journal to reflect that they had voted incorrectly on (04-S 3148 SUB A), they should have voted in the negative.

62 2004-S 2554 SUB B
BY Goodwin
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

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

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Jan Malik, State Representative, District 67, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-S-2554

2. (Nature of the potential conflict) I have the following interest in the matter:

I own a Liquor Store.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Jan Malik
Representative, District 67

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David W. Dumas
Notary Public

Representative Malik is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Picard moves passage of the act, seconded by Representatives San Bento, Coderre, Rose, Long, Carter, McHugh, Faria, Gallison, Tejada, Gemma, Brien, and Landroche, By unanimous consent, Representative Brien, seconded by Representatives Rose, Laroche, Giannini, Picard, Faria, McHugh, Gallison, and Carter offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- S 2554 SUBSTITUTE B

AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

Mr. Speaker:

I hereby move to amend 2004 -- S 2554 SUBSTITUTE B, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES", as follows:

(1) On page 3, line 12, change the word “March” to the word “April”.

Respectfully submitted,

_____
REPRESENTATIVE BRIEN

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: Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Schadone, Scott, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Williamson.

NAYS - 0.

The bill marked Substitute “B” is read and passed, as amended, and the original bill and the bill marked Substitute “A”, indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Story, Tejada, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 2: Representatives Gorham, Trillo.

Representative Picard moves to reconsider # 13 (04-H 7817 SUBA) seconded by Representative Fox, by unanimous consent on a voice vote.

Representative Picard moves passage of the act, seconded by Representatives San Bento, Rose, Carter, Gallison, Brien, and Laroche

By unanimous consent, Representative Brien, seconded by Representatives Rose, Gallison, Carter and several other members of the House offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- H 7817 SUBSTITUTE A AS AMENDED

AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES

Mr. Speaker:

I hereby move to amend 2004 -- H 7817 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- LICENSES", as follows:

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

"SECTION 1. Section 3-5-11 of the General Laws in Chapter 3-5 entitled "Licenses Generally" is hereby amended to read as follows:

3-5-11. Licensing of chain stores. -- (a) Licenses, except retailer's Class E, Class B, Class B-H, Class B-L, Class B-M, and Class B-V licenses, authorized by this title shall not be granted, issued, or transferred to or for the use of any "chain store organization," which term shall ~~mean~~ consist of any chain of retail or wholesale business or business organizations, and more specifically defined herein, including, without limitation, grocery stores, markets, department stores, and convenience stores, as well as retailers of alcoholic beverages, and which include chains in which one or more stores are located outside of the state.

(b) ~~What is a chain store organization is declared to be a question of fact, and the department is empowered to determine finally whether any applicant for the issuance, grant or transfer of a license is acting for or on behalf of a chain store organization or a store unit of a chain store organization.~~ The term "chain store organization" is defined to include, but not limited to:

(1) Any group of one or more holders of Class A liquor licenses who engage in one or more of the following practices with respect to the business conducted under such licenses, either directly or indirectly, or have any direct or indirect beneficial interest in the following practices:

(a) Common, group, centralized or coordinated purchases of wholesale merchandise.

(b) Common billing or utilization of the services of the same person or the same entity in the management or operation of more than one liquor licensed business.

(c) Participation in a coordinated or common advertisement with one or more liquor licensed business in any advertising media.

(d) Coordinated or common planning or implementation of marketing strategies.

(e) Participation in agreed upon or common pricing of products.

(f) Any term or name identified as a chain or common entity.

(2) Any group of one or more liquor license holders who share any of the following common features, either directly or indirectly or acquire any direct or indirect beneficial interest in the following practices:

(a) The same director of a corporation, member of a LLC, LLP, partner in a general or limited partnership, trustee or beneficiary of a trust.

(b) The same individual or corporate owners.

(3) Any group of one or more license holders that is found to be a "chain store organization" as a factual matter by the department, as a result of an evidentiary hearing in connection with any application for the issuance, grant or transfer of a license, or upon the filing of a complaint by any member of the public.

(4) Upon a finding of violation of this section, the department shall be empowered to set a fine up to the amount of ten thousand dollars ($10,000) per violating licensee, revoke the license of the violator, or suspend the license of the violator for a period of time to be determined by the department. Additionally, the department shall issue a cease and desist order against the violating chain store entity(s) and may further order the dissolution of the violating chain store entity(s).

SECTION 2. Chapter 3-5 of the General Laws entitled "Licenses Generally" is hereby amended by adding thereto the following section:

3-5-11.1. Liquor franchises prohibited. – (a) To promote the effective and reasonable control and regulation of the Rhode Island alcoholic beverage industry and to help the consumer by protecting their choices and ensuring equitable pricing. Class A liquor license authorized by this title shall not be granted, issued, renewed or transferred to or for the use of any liquor franchisor or franchisee. Class A liquor license holders are expressly prohibited from utilizing the provisions of the Franchise Investor Act, 19-28-1 et seq.

(b) Any franchise agreements involving the retail sales of alcoholic beverages are hereby declared null and void and illegal as of the effective date of this section.

(c) Any franchise agreements involving the retail sales of alcoholic beverages shall be terminated by the franchisor or the franchisee within thirty (30) days of the effective date of this section.

(d) Upon finding of a violation of this section by either the franchisor or the licensee, the department shall be empowered to set a fine up to the amount of ten thousand dollars ($10,000) per violating franchisor or licensee, revoke the license of the violator or suspend the license of the violator for a period of time to be determined by the department. Additionally, the department shall have the power to revoke or suspend the franchise registration in accordance with section 19-28.1-18 and to order it to cease and desist from all operations that are violative of the provisions of this section.

Notwithstanding anything contained in this chapter to the contrary, this act shall not be construed as to prevent the utilization of duly licensed professionals rendering services as independent contractors.

SECTION 3. This act shall take effect on April 1, 2005."

Respectfully submitted,

_____
REPRESENTATIVE BRIEN

The motion to amend prevails on a roll call vote 58 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Trillo.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Wasylyk, Williams, Williamson, Winfield.

NAYS - 2: Representatives Gorham, Trillo.

63 <u>2004-S 2541 as amended</u>
BY Alves
ENTITLED, AN ACT RELATING TO MEDICAL ASSISTANCE -- DENTISTS, DENTAL HYGIENISTS AND DENTAL ASSISTANTS

Committee on Finance recommends passage as amended in concurrence.

Representative Slater moves passage of the act, seconded by Representatives Gemma and Faria.

Read and passed, as amended, in concurrence, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Corvese, Costantino,

Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.
NAYS - 0.

64 2004-S 2737
BY McCaffrey
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN

Committee on Finance recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

65 2004-S 3000
BY Paiva-Weed
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - EAST BAY ECONOMIC INITIATIVE

Committee on Finance recommends passage in concurrence.

Representative Rose moves passage of the act, seconded by Representatives Carter, Faria, and Savage.

Read and passed, in concurrence, 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, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Williams, Winfield.

NAYS - 0.

NOW PRESIDING

At 9:05 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Deputy Speaker Winfield.

TRANSMITTAL

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

66 2004-S 3108 as amended
BY Paiva-Weed
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

Committee on Finance recommends passage as amended in concurrence.

Representative Crowlel moves passage of the act, seconded by Representatives Enos, Amaral, and San Bento.

By unanimous consent, Representative Crowley, seconded by Representatives Enos, and Amaral offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- S 3108 AS AMENDED

AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU

Mr. Speaker:

I hereby move to amend 2004 -- S 3108 AS AMENDED, entitled "AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - NEWPORT COUNTY CONVENTION AND VISITORS' BUREAU", as follows:

1. On page 1, line 4, by deleting the word and numeral "thirteen (13)" and inserting in place thereof the word and numeral "sixteen (16)".

2. On page 2, line 3, by deleting the word and numeral "Two (2)" and inserting in place thereof the word and numeral "Three (3)".

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

4. On page 2, by deleting all of the language on lines 7 through 11, inclusive; and inserting in place thereof the following language:

"(F) One member shall be appointed by the Tiverton Town Council;

(G) One member shall be appointed by the Little Compton Town Council; and"

5. On page 2, line 12, by deleting the letter "(g)" and inserting in place thereof the letter "(H)".

6. On page 2, line 12, by deleting the letter "(f)" and inserting in place thereof the letter "(G)".

7. On page 2, line 20, by deleting the word "except".

8. On page 2, by deleting all of the language on lines 21 through 23, inclusive.

9. On page 2, line 24, by deleting the language "(a)(ii)(g)(v) shall serve initial terms of one year".

Respectfully submitted,

_____
REPRESENTATIVE CROWLEY

The motion to amend prevails 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, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Williamson.

NAYS - 0.

Read and passed, as amended, 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, Anguilla, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Williamson, Winfield.

NAYS - 0.

67 <u>2004-S 3001 SUB A</u>
BY Alves
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE

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

Representative Fox moves passage of the act, seconded by Representative Watson.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives Moffitt, Trillo.

68 2004-S 2016 SUB A
BY Roberts
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PHARMACEUTICAL ASSISTANCE TO THE ELDERLY ACT

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

Representative Fox moves passage of the act, seconded by Representative Watson.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

69 2004-S 2317 SUB B as amended
BY Perry
ENTITLED, AN ACT RELATING TO DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES

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

concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

The bill marked Substitute "B" is read and passed, as amended, in concurrence, and the original bill and the bill marked Subsititue 'A", indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Kennedy requests the journal to reflect that if he had voted on (04-S 2317 SUB Baa), he would have voted in the affirmative.

70 2004-S 3100 as amended
BY Perry
ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF BUSINESS REGULATION TO CONDUCT A COMPREHENSIVE STUDY OF HEALTH INSURANCE MARKET REFORM - THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2004: EVALUATION OF INSURANCE REFORMS

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

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, as amended, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

71 2004-S 2854
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES

Committee on Judiciary recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

72 2004-S 2855
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- RECOUNTS

Committee on Judiciary recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

73 2004-S 2856
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS AND PRIMARY ELECTIONS

Committee on Judiciary recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

74 2004-S 2858
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- TABULATION AND CERTIFICATION OF RETURNS

Committee on Judiciary recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

75 2004-S 2140 SUB B
BY Polisena
ENTITLED, AN ACT RELATING TO INSURANCE -- PHARMACY FREEDOM OF CHOICE -- FAIR COMPETITION AND PRACTICES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2001.

77 2004-S 2749 SUB A as amended
BY Badeau
ENTITLED, AN ACT RELATING TO WORKERS' COMPENSATION -- PROCEDURE

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

Representative Corvese moves passage of the act, seconded by Representatives Brien, Picard, Carter, and Faria.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Watson, Williams, Winfield.

NAYS - 0.

79 2004-S 3047 as amended
BY Tassoni
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - - REGISTRATION OF VEHICLES

Committee on Finance recommends passage as amended in concurrence.

Representative Malik moves passage of the act, seconded by Representatives Gemma and Gallison.

Read and passed, as amended, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

80 2004-S 2760
BY Goodwin
ENTITLED, AN ACT RELATING TO THE INDEBTEDNESS OF TOWNS AND CITIES

Committee on Finance recommends passage in concurrence.

.Representative Fox moves passage of the act, seconded by Representative Watson.

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

81 2004-S 2709 as amended
BY Issa
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - RETIREMENT SYSTEM - CONTRIBUTIONS AND BENEFITS

Committee on Finance recommends passage as amended in concurrence.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Carol Mumford, State Representative, District 41, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-2709aa

2. (Nature of the potential conflict) I have the following interest in the matter:

I am a retired teacher who could benefit if I so choose.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Carol Mumford
Representative, District 41

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Mumford is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, John A. Savage, State Representative, District 6, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-2709aa

2. (Nature of the potential conflict) I have the following interest in the matter:

I am a retired educator.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

John A Savage
Representative, District 6

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

Joseph N. Amaral
Notary Public

Representative Savage is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY

Speaker of the House of Representatives

Representative Costantino moves passage of the act, seconded by Representatives Anguilla, Gallison, Faria, Reilly, McNamara and Carter.

By unanimous consent, Representative Costantino offers Representative Carter's amendment, seconded by Representative Reilly.

F L O O R A M E N D M E N T
TO
2004 -- S 2709, AS AMENDED

AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS

Mr. Speaker:

I hereby move to amend 2004 -- S 2709, AS AMENDED, entitled "AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS", as follows:

On page 3, line 3, by deleting the figure "($12,000)".

Respectfully submitted,

_____
REPRESENTATIVE CARTER

The motion to amend prevails on a roll call vote 55 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley,

McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Rose, San Bento, Schadone, Scott, Slater, Story, Tejada, Trillo, Watson, Williams.

NAYS - 0.

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

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Schadone, Scott, Shanley, Slater, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

82 <u>2004-S 2687 as amended</u>
BY Roberts
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE

Committee on Finance recommends passage as amended in concurrence.

Representative Naughton moves passage of the act, seconded by Representatives Cerra, Gallison, Handy, and Faria.

By unanimous consent, Representative Naughton offers Representative Costantino's amendment, seconded by Representatives Fox.

F L O O R A M E N D M E N T
TO
2004 -- S 2687 As Amended

AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE

Mr. Speaker:

I hereby move to amend 2004 -- S 2687, As Amended entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE", as follows:

(1) On page 3, line 9, by deleting the words and numbers, "fifty thousand dollars ($50,000)" and inserting in its place thereof the following words and number "an additional ten

thousand dollars ($10,000)".

(2) On page 3, line 10, by deleting the first "the" and by inserting in its place thereof the following words and number, "forty thousand dollars ($40,000) to the Department of Human Services for the establishment of a new".

(3) On page 6, line 4, by deleting the word "state" and by inserting in its place thereof the word "governor's".

(4) On page 6, line 4, by deleting the word "on" and by inserting in its place thereof the word "for".

Respectfully submitted,

_____
REPRESENTATIVE COSTANTINO

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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Carter, Cerra, Coderre, Corvese, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anderson, Aubin, Callahan, Caprio, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

83 <u>2004-S 2273</u>
BY Tassoni
ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- DEPARTMENT OF TRANSPORTATION

Committee on Finance recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 66: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

84 2004-S 2040
BY Issa
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES

Committee on Finance recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Faria, Giannini, Aubin, Moran, Gemma, Carter, Naughton, Lewiss, Cerra, San Bento, Malik, Kennedy, Rose, McNamara, Corvese, Coderre, De Simone, Enos, and Anguilla.

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

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

85 2004-S 2048
BY Roberts
ENTITLED, AN ACT RELATING TO HEALTH CARE FOR FAMILIES

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

Representative Giannini moves passage of the act, seconded by Representatives Fox, and Faria.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Williams, Winfield.

NAYS - 0.

86 2004-S 2315 SUB A
BY Pichardo
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES

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

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

87 2004-S 2948 SUB A
BY Polisena
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HEALTH CLUBS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

88 2004-S 2341 SUB A as amended
BY Sosnowski
ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY

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

Representative Fox moves passage of the act, seconded by Representative Watson.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

89 2004-S 2115 as amended
BY Walaska
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY – SANITATION STANDARDS FOR BATHING BEACHES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

90 2004-S 2637 SUB A
BY Polisena
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE FACILITIES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

91 2004-S 3015
BY Goodwin
ENTITLED, JOINT RESOLUTION RESPECTFULLY URGING THE UNITEDSTATES CONGRESS TO REVISE CERTAIN PROVISIONS OF THE MEDICARE PRESCRIPTION DRUG, IMPROVEMENT AND MODERNIZATION ACT OF 2003 (HR-1)

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

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

92 2004-S 2160 SUB A
BY Badeau
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHARMACIES

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

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Roger Picard, State Representative, District 51, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-S-2160

2. (Nature of the potential conflict) I have the following interest in the matter:

Wife works for a pharmacy distribution company.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Roger Picard
Representative, District 51

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Picard is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

THOMAS WINFIELD
Deputy Speaker of the House of Representatives

Representative Kennedy moves passage of the act, seconded by Representatives Faria, Gallison, Gemma, Lowe, Lewiss, Wasylyk, Dennigan, Anguilla, McNamara, Coogan, Laroche, Trillo, Moffitt, Savage, Amaral, Long, Ajello, and Anderson.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative a

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

93 <u>2004-S 2791</u>
BY Goodwin
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- TOWING STORAGE ACT

Committee on Corporations recommends passage in concurrence.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES
AFFIDAVIT

I, Alfred A. Gemma, State Representative, District 20, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04 S 2791

2. (Nature of the potential conflict) I have the following interest in the matter:

I own a related business.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Alfred A. Gemma
Representative, District 20

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David W. Dumas
Notary Public

Representative Gemma is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

Thomas Winfield
Deputy Speaker of the House of Representatives

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives Enos, Picard.

94 2004-S 2753 SUB A
BY McCaffrey
ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - - COMMUNITY OBLIGATIONS AND BANKING OFFENSES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 25, 2004.

95 2004-S 2333 SUB A
BY Walaska
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- CREDIT COUNSELORS

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

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 1: Representative Jacquard.

REQUEST

Representative Lima requests the journal to reflect that if she had voted on (04-H 2333 SUB A), she would have voted in the affirmative.

96 2004-S 2121
BY Walaska
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES

Committee on Corporations recommends passage in concurrence.

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

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

97 <u>2004-S 2881 SUB A</u>
BY DaPonte
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF ADMINISTRATION

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

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Joseph Scott, State Representative, District 39, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-S-2881 SUB A

2. (Nature of the potential conflict) I have the following interest in the matter:

I have contracts with an interested party.

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Joseph Scott
Representative, District 39

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Scott is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

THOMAS WINFIELD
Deputy Speaker of the House of Representatives

Representative Kennedy moves passage of the act, seconded by Representatives San Bento, McHugh, and Caprio.

Representatives Caprio, Kennedy, McHugh, and Gemma discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Smith, Story, Tejada, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Caprio.

Representative Caprio requests to hold on the desk (04 S 2881 SUB A).

98 2004-S 2366
BY Cote
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - REAL ESTATE BROKERS AND SALESPERSONS

Committee on Corporations recommends passage in concurrence.

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

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard,

Reilly, Rose, San Bento, Savage, Schadone, Scott, Smith, Story, Tejada, Voccola, Watson, Williams, Williamson, Winfield.

NAYS - 0.

99 2004-S 2975
BY Sosnowski
ENTITLED, AN ACT RELATING TO AGRICULTURE AND FORESTRY -- AGRICULTURAL FUNCTIONS

Committee on Environment and Natural Resources recommends passage in concurrence.

Representative Ginaitt moves passage of the act, seconded by Representatives Fox and Savage.

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

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

100 2004-S 2097 SUB A
BY Sosnowski
ENTITLED, AN ACT RELATING TO GROUND WATER PROTECTION

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

Representative Ginaitt moves passage of the act, seconded by Representatives Fox and Malik.

Representatives Watson and Ginaitt discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus,

McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

101 2004-S 3039 SUB A
BY Sosnowski
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE

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 Fox and Malik

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

YEAS - 60: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Trillo, Watson, Williams, Williamson, Winfield.

NAYS - 0.

102 2004-S 2902 SUB A
BY DaPonte
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES

Ordered on the Calendar

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard,

Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

103 2004-S 3222
BY Connors
ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

Ordered on the Calendar

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

104 2004-S 3192
BY Alves
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF TRANSPORTATION

Ordered on the Calendar

Representative Fox moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

109 2004-S 3146 as amended
BY Felag
ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE -- SHELLFISH AND AQUACULTURE

Ordered on the Calendar

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

By unanimous consent, Representative Malik, seconded by Representatives Carter, Lewiss, and Savage, offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2004 -- S 3146 AS AMENDED

AN ACT RELATING TO FISH AND WILDLIFE -- SHELLFISH AND AQUACULTURE

Mr. Speaker:

I hereby move to amend 2004 -- S 3146 AS AMENDED, entitled "AN ACT RELATING TO FISH AND WILDLIFE -- SHELLFISH AND AQUACULTURE", as follows:

(1) On page 2, line 2, by deleting the language "licensed food warehouse" and inserting in place thereof the language "department of health licensed food processing".

(2) On page 2, line 27, by deleting the language "licensed food warehouse" and inserting in place thereof the language "department of health licensed food processing".

(3) On page 2, line 28, by inserting the word "bay" after the word "governing".

Respectfully submitted,

REPRESENTATIVE MALIK

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: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

110 2004-S 3089 as amended
BY Fogarty P
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - MILL BUILDING AND ECONOMIC REVITALIZATION ACT

Ordered on the Calendar

Representative Menard moves passage of the act, seconded by Representatives Gemma, Lowe, and Aubin.

Read and passed, as amended, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

NOW PRESIDING

At 9:48 o'clock P.M. the Honorable Deputy Speaker Winfield yields the rostrum to the Honorable Speaker Murphy.

112 2004-S 2649
BY Gibbs
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DISPOSITION OF BODIES TO BE BURIED WITH PUBLIC FUNDS

Committee on Finance recommends passage in concurrence.

STATE OF RHODE ISLANDAND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Thomas Winfield, State Representative, District 53, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 04-H-2649

2. (Nature of the potential conflict) I have the following interest in the matter:

I am the President of Anderson and Winfield Funeral Home

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Thomas Winfield
Representative, District 53

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 24th day of June AD, 2004

David Dumas
Notary Public

Representative Winfield is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

WILLIAM J. MURPHY
Speaker of the House of Representatives

Representative Costantino moves passage of the act, seconded by Representatives Moffitt, San Bento and several other members of the House.

Representatives Lima, Moffitt, Scott, and Costantino discuss the act.

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese,

Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Williamson.

NAYS - 1: Representative Lima.

113 2004-S 2032 SUB A as amended
BY Blais
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN

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

Representative Fox moves passage of the act, seconded by Representative Watson.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 66: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Majority Leader Fox requests to hold (04 S 2032 SUB A as amended) on the desk.

114 2004-S 2973
BY Breene
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Finance recommends passage in concurrence.

Representative Fox moves passage of the act, seconded by Representative Watson,

Read and passed, in concurrence, on a roll call vote, 66 members voting in the affirmative and 0 member voting in the negative as follows.

YEAS - 66: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

COMMUNICATION FROM THE SENATE

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

House Bill No. 7945 SUB A as amended
BY Anguilla, Williamson, Kilmartin, Schadone, Jacquard
ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS {LC1122/1/A}

Representative Fox requests unanimous consent for immediate consideration, seconded by Representative Costantino.

There is no objection.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, 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, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson.

NAYS - 0.

House Bill No. 7000 SUB B (PREFILED)
BY Landroche, Laroche, Kilmartin, Montanaro, Williamson
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS {LC392/1/B}

Representative Fox requests unanimous consent for immediate consideration, seconded by Representative Landroche**.**

There is no objection.

The bill marked Substitute "B" is read and passed, in concurrence, and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Lowe, McCauley, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Watson.

House Bill No. 8322 as amended
BY Moura, Slater, McCauley, Ajello, Williams
ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2954/1}

Representative Fox requests unanimous consent for immediate consideration**.**

There is no objection.

Read and passed, as amended, in concurrence, on a motion of Representative Fox seconded by Representatives Moura, Costantino and several other members of the House, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McManus, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Giannini requests the journal to reflect that if she had voted on (04-H 8322aa), she would have voted in the affirmative.

House Bill No. 7585 SUB A as amended
BY Giannini, Dennigan, Petrarca, Wasylyk, Voccola
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN {LC1407/1/A}

Representative Fox requests unanimous consent for immediate consideration**,** seconded by Representatives Giannini, Williams, Cerra and Gemma.

There is no objection.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

House Bill No. 7462 SUB A
BY Anguilla, Brien T, Ajello, Malik, McNamara
ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH COVERAGE {LC1294/1/A}

Representative Fox requests unanimous consent for immediate consideration**,** seconded by Representatives Brien, Giannini, Picard, and Kennedy

There is no objection.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

House Bill No. 7964 SUB A as amended
BY Jacquard
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2574/1/A}
06/24/2004 Transmitted to Governor

Representative Fox requests unanimous consent for immediate consideration**,** seconded by Representative Gemma.

There is no objection.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

House Bill No. 7590 SUB A
BY Menard, Winfield, Corvese, Lowe, Gallison
ENTITLED, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER HEALTH INSURANCE {LC2250/1/A}

Representative Fox requests unanimous consent for immediate consideration**,** second by Representative Menard.

There is no objection.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard,

Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 3: Representatives Amaral, Gorham, Mumford.

REQUEST

Representative Mumford requests the journal to reflect that she had voted incorrectly on (04-H 7590 SUB A), she should have voted in the affirmative.

House Bill No. 7655 SUB A (Attorney General)
BY Lally, Lima, Shanley, Enos, Caprio D
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES {LC1309/1/A}

Representative Fox requests unanimous consent for immediate consideration, seconded by Representative Lally and several other members of the House.

There is no objection.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 7870 SUB B
BY Winfield
ENTITLED, AN ACT RELATING TO WORKERS' COMPENSATION -- PROCEDURE {LC2137/1/B}

Representative Fox requests unanimous consent for immediate consideration, seconded Representatives Winfield, Faria, Gemma, Lima, and Corvese.

There is no objection.

The bill marked Substitute "B" is read and passed, in concurrence, and the original bill and the bill marked Substitute "A", indefinitely postponed, 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, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Watson, Williams, Williamson, Winfield.

NAYS - 0.

House Bill No. 8481 as amended
BY Aubin, Lowe
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- MILL BUILDING AND ECONOMIC REVITALIZATION ACT {LC3301/1}

Representative Fox requests unanimous consent for immediate consideration, seconded by Representatives Aubin, Lowe and Gemma.

There is no objection.

Read and passed, as amended, in concurrence, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Landroche, Laroche, Lewiss, Lima, Long, Lowe, McCauley, McHugh, McManus, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Williams, Williamson.

NAYS - 2: Representatives Gorham, Winfield.

REQUEST

Representative Amaral requests the journal to reflect that if he had voted on (04-H 8481aa), he would have voted in the affirmative.

House Bill No. 7726 SUB A as amended (Lieutenant Governor)
BY Ginaitt, McNamara, Lewiss, Long, Dennigan
ENTITLED, AN ACT RELATING TO HUMAN SERVICES {LC1265/1/A}

Representative Fox requests unanimous consent for immediate consideration, seconded by Representative Ginaitt.

There is no objection.

Read and passed, as amended, in concurrence, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

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

GUESTS

Representative Smith welcomes to the House Chamber as a guest his nephew Andrew DiMitri-Chair of St. Rocco's Student Council.

Representative Cerra also welcomes Andrew to the House.

Representative Carter welcome to the House as a guest his grandson, Michael Kenneth Carter.

Representative Landroche wishes his daughter Brighton Clark Landroche a Happy 7th Birthday.

Representative Lima welcomes to the House Al DiFilippo.

Representative Trillo welcomes to the Chamber Richard Colr, Frank Sullivan and Nancy Sullivan.

At 3:12 o'clock P.M. the Honorable Speaker yields the rostrum to Representative Kilmartin.

By unanimous consent, Representative Kilmartin addresses the members of the House and welcomes to the House Major Brendan Doherty and congratulates him on his retirement.

Representative Kilmartin also welcomes to the Chamber, Magistrate Edward Doherty and Captain Steve Lynch.

At 3:20 o'clock P.M. the Honorable Speaker returns to the rostrum.

ANNOUNCEMENTS

Representative Costantino announces that the Committee on Finance will meet tomorrow, at 11 o'clock A.M., in Room 35 of the State House.

The Honorable Speaker congratulates Representative Schadone and his wife Tina on their ninth wedding anniversary.

Representative Winfield announces to the members that Brenton Thurston, a House page who took ill yesterday during session is doing well, and wishes him well.

Majority Leader Fox announces tomorrow's session will reconvene at 1 o'clock P.M.

Representative Jacquard announces and congratulates Representative Moran on being selected by the National Academy of the FBI.

The Honorable Speaker Murphy also congratulates Representative Moran.

ADJOURNMENT

At 10:10 o'clock P.M. on motion of Representative Lima, and as a further mark of respect to the memory of Bambino Ventresca; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE MARY CERRA

Dear God, look with favor, we pray, on the results of our work in this session. Grant that the actions we have taken will serve the people well. Amen

APPENDIX

TRANSMITTED TO THE GOVERNOR

House Bill No. 7000 SUB B (PREFILED)
BY Landroche, Laroche, Kilmartin, Montanaro, Williamson
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- ASSAULTS {LC392/1/B}

House Bill No. 7239 SUB A as amended
BY Fox, Lima, Costantino, Ajello, Almeida
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY {LC847/1/A}

House Bill No. 7462 SUB A
BY Anguilla, Brien T, Ajello, Malik, McNamara
ENTITLED, AN ACT RELATING TO INSURANCE -- HEALTH COVERAGE {LC1294/1/A}

House Bill No. 7585 SUB A as amended
BY Giannini, Dennigan, Petrarca, Wasylyk, Voccola
ENTITLED, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN {LC1407/1/A}

House Bill No. 7590 SUB A
BY Menard, Winfield, Corvese, Lowe, Gallison
ENTITLED, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER HEALTH INSURANCE {LC2250/1/A}

House Bill No. 7655 SUB A (Attorney General)
BY Lally, Lima, Shanley, Enos, Caprio D
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES {LC1309/1/A}

House Bill No. 7726 SUB A as amended (Lieutenant Governor)
BY Ginaitt, McNamara, Lewiss, Long, Dennigan
ENTITLED, AN ACT RELATING TO HUMAN SERVICES {LC1265/1/A}

House Bill No. 7870 SUB B
BY Winfield
ENTITLED, AN ACT RELATING TO WORKERS' COMPENSATION -- PROCEDURE {LC2137/1/B}

House Bill No. 7964 SUB A as amended
BY Jacquard
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES {LC2574/1/A}

House Bill No. 8322 as amended
BY Moura, Slater, McCauley, Ajello, Williams
ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC2954/1}

House Bill No. 8481 as amended
BY Aubin, Lowe
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- MILL BUILDING AND ECONOMIC REVITALIZATION ACT {LC3301/1}

House Bill No. 8499 as amended
BY Winfield
ENTITLED, AN ACT EXEMPTING FROM TAXATION PROPERTY OF HARMONY HILL SCHOOL, INC. TO AN AMOUNT NOT EXCEEDING TEN MILLION DOLLARS ($10,000,000) {LC3353/1}

House Bill No. 7766 SUB B
BY Lewiss, Malik, Anguilla, Fox, Ginaitt
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES {LC2144/1/B}

House Bill No. 7945 SUB A as amended
BY Anguilla, Williamson, Kilmartin, Schadone, Jacquard
ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS {LC1122/1/A}

Senate Bill No. 2273
BY Tassoni, Issa, Roberts, Gibbs
ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- DEPARTMENT OF TRANSPORTATION {LC1548/1}

Senate Bill No. 2315 SUB A
BY Pichardo, DaPonte, Polisena, Goodwin
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES {LC1695/1/A}

Senate Bill No. 2317 SUB B as amended
BY Perry, Goodwin, Caprio F, DaPonte, Pichardo
ENTITLED, AN ACT RELATING TO DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES {LC1577/1/B}

Senate Bill No. 2341 SUB A as amended
BY Sosnowski
ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY {LC2038/1/A}

Senate Bill No. 2541 as amended
BY Alves, McBurney, Goodwin, Roberts
ENTITLED, AN ACT RELATING TO MEDICAL ASSISTANCE -- DENTISTS, DENTAL HYGIENISTS AND DENTAL ASSISTANTS {LC2624/1}

Senate Bill No. 2649 (Dept. of Human Services)
BY Gibbs
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- DISPOSITION OF BODIES TO BE BURIED WITH PUBLIC FUNDS {LC2062/1}

Senate Bill No. 2749 SUB A as amended
BY Badeau
ENTITLED, AN ACT RELATING TO WORKERS' COMPENSATION -- PROCEDURE {LC2329/1/A}

Senate Bill No. 2760
BY Goodwin, Ruggerio, Perry
ENTITLED, AN ACT RELATING TO THE INDEBTEDNESS OF TOWNS AND CITIES (interest rates cities over 125,000) {LC1880/1}

Senate Bill No. 2791
BY Goodwin, Perry, Ciccone, Pichardo, DaPonte
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- TOWING STORAGE ACT {LC2467/1}

Senate Bill No. 2854
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES {LC2534/1}

Senate Bill No. 2855
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- RECOUNTS {LC2533/1}

Senate Bill No. 2856
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS AND PRIMARY ELECTIONS {LC2531/1}

Senate Bill No. 2858
BY Lenihan
ENTITLED, AN ACT RELATING TO ELECTIONS -- TABULATION AND CERTIFICATION OF RETURNS {LC2536/1}

Senate Bill No. 2902 SUB A (Attorney General)
BY DaPonte, Tassoni, McCaffrey, Ruggerio, Damiani
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES {LC2689/1/A}

Senate Bill No. 2973
BY Breene
ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2940/1}

Senate Bill No. 3000
BY Paiva-Weed, Felag, Bates, Parella, Gibbs
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - EAST BAY ECONOMIC INITIATIVE {LC2971/1}

Senate Bill No. 3001 SUB A
BY Alves, Ruggerio
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- MEDICAL ASSISTANCE {LC3036/1/A}

Senate Resolution No. 3015
BY Goodwin
ENTITLED, JOINT RESOLUTION RESPECTFULLY URGING THE UNITED STATES CONGRESS TO REVISE CERTAIN PROVISIONS OF THE MEDICARE PRESCRIPTION DRUG, IMPROVEMENT AND MODERNIZATION ACT OF 2003 (HR-1) {LC3024/1}

Senate Bill No. 3085
BY Fogarty P, Blais, Breene, Tassoni, Gallo
ENTITLED, AN ACT PROVIDING FOR THE CONSTRUCTION OF A NEW MIDDLE SCHOOL AND THE ACQUISITION OF LAND THEREFOR AND FOR THE RENOVATION OF THE PONAGANSET HIGH SCHOOL AND PONAGANSET MIDDLE SCHOOL
BY THE FOSTER-GLOCESTER REGIONAL SCHOOL DISTRICT AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN $45,720,000.00 IN BONDS THEREFOR {LC3307/1}

Senate Bill No. 3089 as amended
BY Fogarty P, Algiere
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - MILL BUILDING AND ECONOMIC REVITALIZATION ACT {LC2879/1}
06/24/2004 Transmitted to Governor

Senate Resolution No. 3100 as amended
BY Perry, Sheehan, Cote, Felag, Blais
ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF BUSINESS REGULATION TO CONDUCT A COMPREHENSIVE STUDY OF HEALTH INSURANCE MARKET REFORM - THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2004: EVALUATION OF INSURANCE REFORMS {LC3370/1}

Senate Bill No. 3143
BY Breene, Algiere
ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 55 OF THE PUBLIC LAWS, 1958, AS AMENDED, ENTITLED "AN ACT AUTHORIZING THE TOWNS OF CHARLESTOWN, RICHMOND AND HOPKINTON, TO JOIN A REGIONAL SCHOOL DISTRICT, INCORPORATING SAID REGIONAL SCHOOL DISTRICT, AND PROVIDING FOR THE ISSUANCE OF BONDS, CONSTRUCTION AND OPERATION OF A REGIONAL SCHOOL SYSTEM FOR THE JOINT USE OF THE PARTICIPATING TOWNS, WITHIN SAID REGIONAL SCHOOL DISTRICT ESTABLISHED
BY THIS ACT." {LC3518/1}

Senate Bill No. 3148 SUB A
BY Tassoni, Caprio F, Polisena, Fogarty P, Connors
ENTITLED, AN ACT RELATING TO HOUSING {LC3509/1/A}

Senate Bill No. 3153
BY Algiere, Breene
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF AN AUDITORIUM AT THE MIDDLE SCHOOL/HIGH SCHOOL IN THE TOWN
BY THE ISSUANCE OF NOT MORE THAN $3,000,000 BONDS AND/OR NOTES THEREFOR {LC3507/1}

Senate Bill No. 3154
BY Algiere, Breene
ENTITLED, AN ACT AUTHORIZING THE TOWN OF CHARLESTOWN TO FINANCE CAPITAL COSTS ASSOCIATED WITH THE TOWN'S WITHDRAWAL FROM THE CHARIHO REGIONAL SCHOOL DISTRICT INCLUDING THE ACQUISITION OF LAND FOR AND THE DESIGN, CONSTRUCTION, FURNISHING AND EQUIPPING OF A MIDDLE SCHOOL/HIGH SCHOOL COMPLEX AND THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT AND EQUIPPING OF AND/OR ADDITIONS TO EXISTING SCHOOLS AND SCHOOL FACILITIES IN THE TOWN
BY THE ISSUANCE OF NOT MORE THAN $34,900,000 BONDS AND/OR NOTES THEREFOR {LC3506/1}

Senate Bill No. 3164
BY Felag, Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF TIVERTON TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, THREE PUBLIC ELEMENTARY SCHOOLS IN THE TOWN INCLUDING, BUT NOT LIMITED TO, ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN $30,700,000 BONDS AND/OR NOTES THEREFOR INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION {LC3583/1}

Senate Bill No. 3185
BY McBurney, Issa
ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF CITY HALL IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN $3,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3567/1}

Senate Bill No. 3192
BY Alves
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - - DEPARTMENT OF TRANSPORTATION {LC3651/1}

Senate Bill No. 3193
BY Breene
ENTITLED, AN ACT CREATING THE EXETER FIRE DISTRICT {LC3634/1}

Senate Bill No. 3200
BY Sheehan, Lenihan
ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE THE CONSTRUCTION, REPLACEMENT, INSTALLATION AND/OR IMPROVEMENT OF AN IRRIGATION SYSTEM AT THE NORTH KINGSTOWN MUNICIPAL GOLF COURSE AND TO ISSUE NOT MORE THAN $1,100,000 BONDS AND NOTES THEREFOR {LC3678/1}

Senate Bill No. 3222
BY Connors, Montalbano J
ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3703/1}

Senate Bill No. 2016 SUB A (Lt. Governor)
BY Roberts, Paiva-Weed, Perry, Goodwin, Gibbs
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PHARMACEUTICAL ASSISTANCE TO THE ELDERLY ACT {LC513/1/A}

APPENDIX

CONSENT CALENDAR

IN ORDER FOR FRIDAY, JUNE 25, 2004 AT 2:00 PM

1 2004-H 8579
BY Faria
ENTITLED, AN ACT AUTHORIZING THE CITY OF CENTRAL FALLS TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED $10,000,000 FOR FINANCING CAPITAL IMPROVEMENTS TO VARIOUS CITY BUILDINGS INCLUDING SUCH IMPROVEMENTS AS ARE NECESSARY IN ORDER TO COMPLY WITH THE STATE MANDATED FIRE/BUILDING CODE REGULATIONS

Committee on Corporations recommends passage.

2 2004-H 8590
BY Scott
ENTITLED, AN ACT IN AMENDMENT OF CHAPTER 55 OF THE PUBLIC LAWS, 1958, AS AMENDED, ENTITLED "AN ACT AUTHORIZING THE TOWNS OF CHARLESTOWN, RICHMOND AND HOPKINTON, TO JOIN A REGIONAL SCHOOL DISTRICT, INCORPORATING SAID REGIONAL SCHOOL DISTRICT, AND PROVIDING FOR THE ISSUANCE OF BONDS, CONSTRUCTION AND OPERATION OF A REGIONAL SCHOOL SYSTEM FOR THE JOINT USE OF THE PARTICIPATING TOWNS, WITHIN SAID REGIONAL SCHOOL DISTRICT ESTABLISHED BY THIS ACT."

Committee on Corporations recommends passage.

Louis D'Antuono
Clerk of the House

Thursday, June 24, 2004

APPENDIX

CALENDAR

IN ORDER FOR FRIDAY, JUNE 25, 2004 AT 1:00 PM

1 2004-H 8550
BY Aubin
ENTITLED, AN ACT AUTHORIZING THE TOWN OF BURRILLVILLE TO FINANCE THE CONSTRUCTION, EQUIPPING AND FURNISHING OF AN ADDITION TO AND REMODELING, RECONSTRUCTING AND MAKING EXTRAORDINARY REPAIRS TO THE W.L. CALLAHAN ELEMENTARY SCHOOL AND TO ISSUE NOT MORE THAN $7,500,000 BONDS THEREFOR

Committee on Finance recommends passage.

2 2004-H 8507
BY Gallison
ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED $3,500,000 TO CONSTRUCT A GYMNASIUM, FOR PORTSMOUTH HIGH SCHOOL

Committee on Finance recommends passage.

3 2004-H 8619 as amended
BY Watson
ENTITLED, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND TO ISSUE NOT MORE THAN $42,800,000 BONDS AND/OR NOTES THEREFOR

Committee on Finance recommends passage as amended.

4 2004-H 8549 SUB A
BY Gallison
ENTITLED, AN ACT AUTHORIZING THE BRISTOL WARREN REGIONAL SCHOOL DISTRICT TO FINANCE PHASE ONE OF THE ELEMENTARY FACILITIES PROGRAM FOR CONSTRUCTION OF ADDITIONS, IMPROVEMENTS AND RENOVATIONS TO HUGH COLE ELEMENTARY SCHOOL IN WARREN, RHODE ISLAND AND TO COLT MEMORIAL, ANDREWS AND ROCKWELL SCHOOLS IN BRISTOL, RHODE ISLAND, INCLUDING SITE

INFRASTRUCTURE AND IMPROVEMENTS, THE FURNISHING AND EQUIPPING THEREOF AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFOR, AND TO ISSUE NOT MORE THAN $22,800,000 BONDS AND NOTES THEREFOR

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

5 2004-S 2059
BY Issa
ENTITLED, AN ACT RELATING TO LEVY AND SALE ON EXECUTION

Committee on Judiciary recommends passage in concurrence.

6 2004-S 2574
BY Paiva-Weed
ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

Committee on Judiciary recommends passage in concurrence.

7 2004-S 2082 SUB A
BY Bates
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD

Ordered on the Calendar

8 2004-S 2123 SUB A
BY Felag
ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Ordered on the Calendar

9 2004-S 2133 SUB A as amended
BY Walaska
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LONG-TERM CARE -- COMMUNITY LIVING OPTIONS

Ordered on the Calendar

10 2004-S 2495 as amended
BY Fogarty P
ENTITLED, AN ACT RELATING TO TAXATION -- THE RHODE ISLAND MILITARY FAMILY RELIEF FUND

Ordered on the Calendar

11 2004-S 2569 SUB A
BY Perry
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Ordered on the Calendar

12 2004-S 2635 SUB A
BY Tassoni
ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Ordered on the Calendar

13 2004-S 3175
BY Tassoni
ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING $20,850,000 GENERAL OBLIGATION BONDS OR NOTES FOR LAND ACQUISITION AND LIBRARY CONSTRUCTION PROJECTS

Ordered on the Calendar

14 2004-S 3219
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,000,000 FOR THE PURPOSE OF FINANCING WATERLINE EXTENSION THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Ordered on the Calendar

15 2004-H 8011 SUB A
BY McCauley
ENTITLED, AN ACT APPROVING THE ISSUANCE OF REVENUE BONDS BY THE RHODE ISLAND CONVENTION CENTER AUTHORITY

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

16 2004-H 7844 SUB A
BY Williamson
ENTITLED, AN ACT RELATING TO SPORTS, RACING AND ATHLETICS -- AND EXTENSION OF GAMBLING ACTIVITIES AND OTHER FACILITIES

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

17 2004-H 7156
BY McNamara
ENTITLED, AN ACT RELATING TO HEALTH - DEFIBRILLATORS

Committee on Health, Education & Welfare recommends passage.

18 2004-H 8515 SUB A as amended
BY Crowley
ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS -- THE RI HEALTHCARE REFORM ACT OF 2004 -- NONPROFIT INSURERS' MISSION AND GOVERNANCE

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

19 2004-H 8516 SUB A
BY Kennedy
ENTITLED, AN ACT RELATING TO HEALTH INSURANCE -- THE RHODE ISLAND HEALTH CARE REFORM ACT OF 2004 -- HEALTH INSURANCE REGULATION

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

20 2004-H 7119
BY McNamara
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- TRAFFIC CONTROL DEVICES

Committee on Judiciary recommends passage.

21 2004-H 8407
BY Faria
ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS

Committee on Finance recommends passage.

22 2004-H 8285 SUB A as amended
BY Naughton
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY OF PUPILS

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

23 2004-H 7696 SUB A
BY Fox
ENTITLED, AN ACT RELATING TO TAXATION - BUSINESS CORPORATION TAX

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

24 2004-H 7834
BY Winfield
ENTITLED, AN ACT RELATING TO TAXATION -- THE RHODE ISLAND MILITARY FAMILY RELIEF FUND

Committee on Finance recommends passage.

25 2004-H 7515 SUB A
BY Costantino
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PHARMACEUTICAL ASSISTANCE TO THE ELDERLY ACT

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

26 2004-H 8318 SUB A
BY Fox
ENTITLED, AN ACT RELATING TO EDUCATION -- EDUCATION EQUITY AND PROPERTY TAX RELIEF

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

27 2004-H 7211 as amended
BY Brien T
ENTITLED, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES -- LIABILITY AND COMPUTATION

Committee on Finance recommends passage as amended.

28 2004-H 7732 SUB A
BY Dennigan
ENTITLED, JOINT RESOLUTION CREATING A 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 indefinite postponement of the original bill and passage of Substitute A in concurrence.

29 2004-H 7374 SUB A
BY Moura
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE RHODE ISLAND PRESCRIPTION DRUG PROGRAM FOR THE UNINSURED

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

30 2004-H 7436 SUB A
BY Naughton
ENTITLED, AN ACT RELATING TO THE PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

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

31 2004-H 7518 SUB A
BY Naughton
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR WORKING PEOPLE FOR WORKING PEOPLE WITH DISABILITIES

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

32 2004-H 7698 SUB A
BY Fox
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE INFORMATION TECHNOLOGY AND INFRASTRUCTURE DEVELOPMENT FUND

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

33 2004-H 7714 SUB A
BY Anderson R
ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM

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

34 2004-H 7991 SUB A
BY Ajello
ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - AUDITS

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

35 2004-H 8213
BY Lowe
ENTITLED, AN ACT RELATING TO REGISTRATION OF VEHICLES - FIREFIGHTER PLATES

Committee on Finance recommends passage.

36 2004-H 8593 SUB A
BY Winfield
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RETIREMENT OF MUNICIPAL EMPLOYEES

Committee on Finance recommends indefinite postponement of the original bill and

passage of Substitute A.

37 2004-H 8634 SUB A
BY Murphy
ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION -- PUBLICATION AND DISTRIBUTION OF ACTS

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

38 2004-H 8683
BY Williams
ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS

Committee on Finance recommends passage.

39 2004-H 8669 SUB A
BY Naughton
ENTITLED, AN ACT RELATING TO HEALTH INSURANCE -- EARLY INTERVENTION SERVICES

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

40 2004-H 8338 SUB A as amended
BY Brien T
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS

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

41 2004-H 7937
BY Brien T
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES

Committee on Judiciary recommends passage.

42 2004-H 7710 SUB A
BY Lima
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

43 2004-H 7575
BY Williamson
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EYEWITNESS IDENTIFICATION

Committee on Judiciary recommends passage.

44 2004-H 7290
BY Dennigan
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION OF FELONY OFFENDERS

Committee on Judiciary recommends passage.

45 2004-H 7449
BY Lima
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- OPERATORS' AND CHAUFFEURS' LICENSES

Committee on Judiciary recommends passage.

46 2004-H 8594 SUB A
BY Anguilla
ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY TAMPERING WITH OR ALTERING MOTORCYCLE BAFFLES OR EXHAUST SYSTEMS

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

47 2004-H 7027 SUB A
BY Flaherty
ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE

Ordered on the Calendar

48 2004-S 2737
BY McCaffrey
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN

Committee on Finance recommends passage in concurrence.

49 2004-S 2140 SUB B
BY Polisena
ENTITLED, AN ACT RELATING TO INSURANCE -- PHARMACY FREEDOM OF CHOICE -- FAIR COMPETITION AND PRACTICES

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

50 2004-S 2948 SUB A
BY Polisena
ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HEALTH CLUBS

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

51 2004-S 2637 SUB A
BY Polisena
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE FACILITIES

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

52 2004-S 2753 SUB A
BY McCaffrey
ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - - COMMUNITY OBLIGATIONS AND BANKING OFFENSES

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

53 2004-S 2115 as amended
BY Walaska
ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- SANITATION STANDARDS FOR BATHING BEACHES

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

54 2004-S 2482 SUB A
BY Raptakis
ENTITLED, AN ACT RELATING TO ELECTIONS

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

55 2004-S 2581
BY Polisena
ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES

Committee on Judiciary recommends passage in concurrence.

56 2004-S 2667 SUB A
BY Paiva-Weed
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- CODE OF ETHICS

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

57 2004-S 2976
BY Perry
ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY SERVICES TO PERSONS WITH MENTAL ILLNESS IN THE CRIMINAL JUSTICE SYSTEM

Committee on Judiciary recommends passage in concurrence.

58 2004-S 2921
BY Damiani
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- DNA DETECTION OF FELONY OFFENDERS

Committee on Judiciary recommends passage in concurrence.

59 2004-S 2101
BY Cote
ENTITLED, JOINT RESOLUTION TO SUBMIT THE FOLLOWING QUESTION TO THE QUALIFIED ELECTORS OF THE STATE AT THE NEXT GENERAL ELECTION IN 2004: "SHALL THERE BE A CONVENTION TO AMEND OR REVISE THE CONSTITUTION?"

Committee on Judiciary recommends passage in concurrence.

60 2004-S 2738
BY McCaffrey
ENTITLED, AN ACT RELATING TO PROPERTY - MECHANICS' LIENS

Committee on Judiciary recommends passage in concurrence.

61 2004-S 3004
BY Alves
ENTITLED, AN ACT RELATING TO PROPERTY

Committee on Judiciary recommends passage in concurrence.

62 2004-S 2515
BY Tassoni
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- TRAFFIC CONTROL DEVICES

Committee on Judiciary recommends passage in concurrence.

63 2004-S 2229 SUB A as amended
BY Perry
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - EYEWITNESS IDENTIFICATION

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

64 2004-S 2193 SUB A as amended
BY Ciccone
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS -- APPOINTMENTS

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

65 2004-S 2256 SUB B
BY McCaffrey
ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- SOLEMNIZATION OF MARRIAGES

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

66 2004-S 3075 SUB A
BY Alves
ENTITLED, AN ACT RELATING TO LICENSING OF HEALTH CARE FACILITIES

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

67 2004-S 3165
BY Paiva-Weed
ENTITLED, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE CONSTRUCTION, EXTENSION AND IMPROVEMENT OF A WATER WORKS SYSTEM, TO ISSUE NOT MORE THAN $6,200,000 BONDS AND NOTES THEREFOR AND TO IMPOSE ADDITIONAL WATER RATES UNDER CHAPTER 273 OF THE PUBLIC LAWS OF 1968, AS AMENDED, TO PAY THE PRINCIPAL AND INTEREST ON SUCH BONDS AND NOTES

Committee on Finance recommends passage in concurrence.

68 2004-S 3118
BY Parella
ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED $3,500,000 TO CONSTRUCT A GYMNASIUM, FOR PORTSMOUTH HIGH SCHOOL

Committee on Finance recommends passage in concurrence.

69 2004-S 2374 SUB A
BY Alves
ENTITLED, AN ACT IMPLEMENTING AN AMENDMENT TO THE TOBACCO MASTER SETTLEMENT AGREEMENT AND RELATING TO ENFORCEMENT OF THE TOBACCO MANUFACTURERS' MASTER SETTLEMENT AGREEMENT AND FUNDS ESCROW

Ordered on the Calendar

70 2004-S 3176 as amended
BY Lenihan
ENTITLED, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND TO ISSUE NOT MORE THAN $42,800,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

71 2004-S 3202
BY Revens
ENTITLED, AN ACT RELATING TO THE CITY OF WARWICK TO PLACE ON THE BALLOT A QUESTION AUTHORIZING $2,000,000 IN BONDS TO PURCHASE OPEN SPACE

Ordered on the Calendar

72 2004-S 3195 as amended
BY Perry
ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE BENEFITS AND SUPPORT SYSTEM FOR ADOPTIONS IN THE STATE OF RHODE ISLAND

Ordered on the Calendar

73 2004-S 3216
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $4,500,000 FOR THE PURPOSE OF FINANCING THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Ordered on the Calendar

74 2004-S 3217
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE AND ACQUIRING, PRESERVING, RESTORING OR IMPROVING RECREATIONAL AREAS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN $2,000,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

75 2004-S 3218
BY Gibbs
ENTITLED, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO BORROW UP TO $1,500,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND EXTENSION OF SEWERS AND SEWER LINES THROUGH THE ISSUANCE OF ITS GENERAL OBLIGATION BONDS OR NOTES INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Ordered on the Calendar

76 2004-S 2420 SUB B as amended
BY Lenihan
ENTITLED, AN ACT RELATING TO LOBBYING

Ordered on the Calendar

77 2004-S 2280 SUB A
BY Gibbs
ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR WORKING PEOPLE FOR WORKING PEOPLE WITH DISABILITIES

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

78 2004-S 2222 SUB A
BY Lanzi
ENTITLED, AN ACT RELATING TO DISABILITY BUSINESS ENTERPRISES

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

79 2004-S 2725 as amended
BY Ciccone
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - ABANDONED CARS

Committee on Finance recommends passage as amended in concurrence.

80 2004-S 2823
BY Felag
ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS -- MILITARY COMMISSIONS

Committee on Finance recommends passage in concurrence.

81 2004-S 2774 SUB A
BY Ruggerio
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES

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

82 2004-S 3132 SUB A
BY Bates
ENTITLED, AN ACT AUTHORIZING THE BRISTOL WARREN REGIONAL SCHOOL DISTRICT TO FINANCE PHASE ONE OF THE ELEMENTARY FACILITIES PROGRAM FOR CONSTRUCTION OF ADDITIONS, IMPROVEMENTS AND RENOVATIONS TO HUGH COLE ELEMENTARY SCHOOL IN WARREN, RHODE ISLAND AND TO COLT MEMORIAL, ANDREWS AND ROCKWELL SCHOOLS IN BRISTOL, RHODE ISLAND, INCLUDING SITE INFRASTRUCTURE AND IMPROVEMENTS, THE FURNISHING AND EQUIPPING THEREOF AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFOR, AND TO ISSUE NOT MORE THAN $22,800,000 BONDS AND NOTES THEREFOR

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

83 2004-S 2853 SUB B as amended
BY Montalbano J
ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS

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

84 2004-S 2347
BY Perry
ENTITLED, AN ACT RELATING TO FAIR EMPLOYMENT PRACTICES ACT

Committee on Judiciary recommends passage in concurrence.

85 2004-S 2481 SUB A as amended
BY Goodwin
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

86 2004-S 2081 SUB B
BY Sosnowski
ENTITLED, AN ACT RELATING TO REAL ESTATE SALES DISCLOSURES

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

87 2004-S 2415
BY Sheehan
ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage in concurrence.

88 2004-S 2416 SUB A
BY Sheehan
ENTITLED, AN ACT RELATING TO INSURANCE - HEALTH MAINTENANCE ORGANIZATIONS

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

89 2004-S 2861 as amended
BY Felag
ENTITLED, AN ACT RELATING TO ELECTIONS -- LOCAL CANVASSING AUTHORITY

Committee on Corporations recommends passage as amended in concurrence.

90 2004-S 2987 SUB A
BY Alves
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- RESPONSIBILITY OF OWNERS OF RENTAL VEHICLES

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

91 2004-S 3150
BY Sosnowski
ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER REGISTRATION

Committee on Corporations recommends passage in concurrence.

92 2004-S 2154 SUB A
BY Walaska
ENTITLED, AN ACT RELATING TO INSURANCE

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

Louis D'Antuono
Clerk of the House

Thursday, June 24, 2004