

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 nine.

Volume 136, No. 17

Thursday, February 12, 2009

Seventeenth Day

The House of Representatives meets at the State House in Providence, Thursday, February 12, 2009 and is called to order at 4:14 o'clock P.M., by the Honorable William J. Murphy, Speaker.

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

PRESENT - 67: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

ABSENT - 8: Representatives Fellela, Lally, Lima, Malik, San Bento, Trillo, Ucci, Williamson.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Wednesday, February 11, 2009 is approved as printed.

REPORTS OF COMMITTEES**COMMITTEE ON CORPORATIONS**

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

Senate Bill No. 96

BY Ruggerio

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF CERRONI'S AUTO SALES, INC. {LC885/1}

02/12/2009 Placed on House Calendar

COMMITTEE ON JUDICIARY

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

House Bill No. 5296

BY Serpa, Williamson

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Patrick J. Cafferty to join Amy Farnsworth and Andrew Nagel in marriage within the City of East Providence, Rhode Island) {LC1012/1}

02/12/2009 Placed on House Calendar

House Bill No. 5292

BY Loughlin, Carter, Gallison, Serpa, Fellela

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Major General Robert T. Bray to join Sandra Ann Morse and Ronald William Barnes in marriage within the city of Cranston, Rhode Island) {LC939/1}

02/12/2009 Placed on House Calendar

NEW BUSINESS**House Bill No. 5451**

BY Pacheco, McCauley, Ehrhardt, Williams, Fierro

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - NEW ENGLAND PATRIOTS CHARITABLE FOUNDATION (would create a special registration plate for the New England Patriots Charitable Foundation) {LC1303/1}

02/12/2009 Introduced, referred to House Constituent Services

House Bill No. 5452

BY Petrarca, Ucci, Gemma

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- MOTOR CARRIERS OF PROPERTY (act would eliminate the requirement that an applicant prove a

ôpublic needö (public convenience and necessity) for such services to be granted authority to perform intrastate transportation) {LC1175/1}
02/12/2009 Introduced, referred to House Corporations

House Bill No. 5453

BY Kennedy, Naughton, Gemma

ENTITLED, AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS (would allow for the rental of health care providers' services and contractual discounts, while ensuring that network access information is available to health care providers) {LC1039/1}

02/12/2009 Introduced, referred to House Corporations

House Bill No. 5454

BY McCauley

ENTITLED, AN ACT RELATING TO INSURANCE - DENTAL SERVICE CORPORATIONS (would prohibit a dental insurance company from requiring a dentist who provides services to its subscribers to accept a fee set by the company unless it compensates the dentist for such services) {LC1675/1}

02/12/2009 Introduced, referred to House Corporations

House Bill No. 5455

BY Corvese, Schadone

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- BURGLAR AND HOLD-UP ALARM BUSINESSES (would revise the existing statutes regarding burglar and hold-up alarm businesses and would create a new licensing structure regarding the design, installation, servicing and sale of alarm systems) {LC907/1}

02/12/2009 Introduced, referred to House Corporations

House Bill No. 5456

BY Marcello, Lima, Newberry, Hearn

ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES (would amend certain provisions relative to unfair competition and the selection of auto body repair facilities) {LC1122/1}

02/12/2009 Introduced, referred to House Corporations

House Bill No. 5457

BY Shallcross Smith, DaSilva, Marcello, Newberry, Pollard

ENTITLED, AN ACT RELATING TO UNIFORM COMMERCIAL CODE - BANK DEPOSITS AND COLLECTIONS (would provide that in determining whether a credit to an account has been withdrawn by the holder of an account or applied to as debt of the holder of an account, credits first made to the account or first withdrawn or applied) {LC812/1}

02/12/2009 Introduced, referred to House Corporations

House Bill No. 5458**BY** Williamson**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS (would create a comprehensive licensing structure for the underground utility construction industry) {LC1260/1}
02/12/2009 Introduced, referred to House Corporations**House Bill No. 5459****BY** Azzinaro, Pollard, Gallison, Edwards, Silva**ENTITLED**, AN ACT RELATING TO INSURANCE -- REIMBURSEMENT RATE DISCLOSURE (would require all health insurers to disclose the reimbursement rate to hospitals in Rhode Island for medical services, equipment and other associated costs) {LC1219/1}
02/12/2009 Introduced, referred to House Corporations**House Bill No. 5460****BY** Trillo, Carter, Gemma**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - FIRE SAFETY CODE (would amend provisions of "The Comprehensive Fire Safety Act of 2003") {LC773/1}
02/12/2009 Introduced, referred to House Corporations**House Bill No. 5461****BY** Segal, Ruggiero, Rice A, Edwards, Kennedy**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD (would allow for a check for credits to be issued on a monthly basis from the electric distribution company to the Rhode Island city or town, education institution, farm, or Narragansett Bay commission) {LC1367/1}
02/12/2009 Introduced, referred to House Environment and Natural Resources**House Bill No. 5462** (Lieutenant Governor)**BY** Fierro, DaSilva, Fox, Handy, Rice A**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - THE GROW RENEWABLE ENERGY NOW (GREEN) ACT OF 2009 (would require electric distribution companies to increase charges to fund renewable energy programs to 0.6 mills per kilowatt-hour delivered) {LC1395/1}
02/12/2009 Introduced, referred to House Environment and Natural Resources**House Bill No. 5463****BY** San Bento, Jacquard, Williams, Giannini, Almeida**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - UNIFORM RELOCATION EXPENSES (would impose special requirements upon the state or local agency, designated as a "Relocation Agency", with regard to the acquisition and relocation of any petroleum marine terminal) {LC1189/1}
02/12/2009 Introduced, referred to House Environment and Natural Resources

House Bill No. 5464**BY** Edwards, Segal, Gallison, Pollard, Azzinaro**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (would lower the sales tax rate to four percent (4%) and reduce the items exempt from the tax) {LC587/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5465**BY** Diaz, Slater, Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN (would prohibit sales of tobacco to persons under twenty-one (21) years of age) {LC637/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5466**BY** Ucci, Fellela, Petrarca, Carnevale**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION (would require the resource recovery corporation to pay to the town of Johnston annually six million dollars (\$6,000,000) {LC1239/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5467**BY** Segal, Handy, Williams, Slater, Diaz**ENTITLED**, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL SCHOOL SUPPORT (would prohibit housing aid from being used in the costs of remediation and it would also prohibit siting schools on toxic waste sites) {LC875/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5468**BY** Segal, Walsh, Ajello**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY -- ORGANIZATION OF GENERAL ASSEMBLY (would require that all voting records of the general assembly members be placed on the general assembly website) {LC1363/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5469**BY** Guthrie, Pacheco, Sullivan, Williams, Walsh**ENTITLED**, AN ACT RELATING TO TAXATION -- ALTERNATIVE FLAT TAX (would end the Rhode Island flat tax alternative for the 2008 tax year) {LC1105/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5470**BY** Ehrhardt, Gablinske, Brien, Driver**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ESTABLISHING AN OFFICE OF INSPECTOR GENERAL (would establish the office of inspector general as an independent administrative agency charged with the purpose of

preventing and detecting fraud, waste and abuse, and mismanagement in the expenditure of public funds) {LC1205/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5471

BY Ruggiero, Walsh, Trillo, Gallison, Newberry
ENTITLED, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION (would provide a sales and use tax holiday weekend on the third (3rd) Saturday and Sunday of August in each calendar year) {LC1464/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5472

BY Trillo, Gablinske, Williamson
ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS (would limit school budget increases to no more than three percent (3%) over the prior fiscal period) {LC777/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5473

BY Trillo, Gablinske, Ehrhardt
ENTITLED, AN ACT RELATING TO SALE AND USE TAXES - LIABILITY AND COMPUTATION (would create certain days when a sales tax is not imposed on certain tangible items/These days would be the same as those days during which the Commonwealth of Massachusetts does not collect or impose a sales tax) {LC774/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5474

BY Newberry, Edwards, Shallcross Smith
ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- JOINT COMMITTEE ON LEGISLATIVE SERVICES (would require senators/representatives to pay a share for their health insurance benefits equal to 20% of the cost of benefits and would prohibit any payment for waiving health insurance benefits) {LC480/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5475

BY San Bento, Jacquard, Williams, Giannini, Almeida
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS (would include a campus police officer appointed by the board of governors for higher education in the definition section of police officer) {LC1050/1}
02/12/2009 Introduced, referred to House Finance

House Bill No. 5476

BY Marcello, Mattiello, Carnevale, DaSilva, Newberry
ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - RETIREMENT OF MUNICIPAL EMPLOYEES {LC1250/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5477

BY Ucci, Gemma, Jacquard

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - STATE AND MUNICIPAL COURT COMPACT (act would double the fine amount of each traffic offense from the current levels, and would increase the court costs from the current level of thirty-five (\$35.00) to fifty dollars (\$50.00) {LC1161/1}

02/12/2009 Introduced, referred to House Finance

House Bill No. 5478

BY Ucci, Gemma

ENTITLED, AN ACT RELATING TO EDUCATION - RIGHTS AND DUTIES OF TEACHERS GENERALLY (would require that teachers provide both parents in divorced families with a copy of any mailings) {LC1241/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5479

BY McNamara, Guthrie, Ehrhardt

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT (would allow practitioners to write up to 3 separate prescriptions in Schedule II for up to a one-month supply and allow for a 90 day supply for prescriptions in Schedules IV and V) {LC1287/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5480

BY Segal, Handy, Driver

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC HEALTH AND WORKPLACE SAFETY ACT (would provide that no smoking bar would be permitted in any building wherein people reside) {LC874/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5481

BY Trillo, Gablinske, Brien, Palumbo

ENTITLED, AN ACT RELATING TO EDUCATION -- MINIMUM PERFORMANCE STANDARD (would require children to meet at least a third grade English skill standard before promotion beyond grade 5) {LC785/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5482

BY McCauley

ENTITLED, AN ACT RELATING TO EDUCATION - THE RHODE ISLAND INVESTMENT INITIATIVE (would provide that the intervention provisions of the Rhode Island Student Investment Initiative Act) {LC1248/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5483**BY** McNamara, Guthrie, Gallison, Azzinaro, Ehrhardt**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS' AND CHAUFFEURS' LICENSES (would provide for a voluntary course of instruction for parents or guardian relative to the content of the driver education curriculum) {LC1044/1}

02/12/2009 Introduced, referred to House H.E.W.

House Bill No. 5484**BY** Williams, Ajello, Loughlin, Walsh, Lally**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- ESTABLISHING THE PROTECTIVE PARENT REFORM ACT (would protect parents who make a good faith allegation based on a reasonable belief that his/her child has been or is in danger of becoming a victim of child abuse or neglect) {LC240/1}

02/12/2009 Introduced, referred to House Judiciary

House Resolution No. 5485**BY** Pacheco, Ehrhardt, Savage, Fierro, Rice M**ENTITLED**, JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (GOVERNOR AND LIEUTENANT GOVERNOR TO APPEAR JOINTLY ON THE BALLOT) {LC978/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5486**BY** Diaz, Slater, Fierro, Almeida**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (would eliminate the provision that prohibits classified employees or members of the personnel appeal board from seeking nomination or becoming a candidate for elective state office) {LC1190/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5487**BY** Lally, McNamara**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Katherine Elaine Letourneau and Casey Michael Miller in marriage) {LC1080/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5488**BY** Lally, Jackson**ENTITLED**, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS (would expand the powers of a trustee to allow them to donate a conservation easement on any real property in order to obtain the benefit of the state tax exclusion) {LC987/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5489**BY** Lally, Jackson**ENTITLED**, AN ACT RELATING TO PROPERTY (would reduce the time after which a recorded mortgage would be unenforceable against the real estate securing the mortgage) {LC1076/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5490**BY** Lally, Jackson**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES (would allow any executor or administrator of an estate to donate a conservation easement on real estate to obtain the benefit of a federal state tax exclusion) {LC989/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5491**BY** Segal, Almeida**ENTITLED**, AN ACT RELATING TO CRIMINALS -- CORRECTIONAL INSTITUTIONS - - PAROLE (would entitle a parolee or probationee to a reduction in their sentence for time served without incident) {LC1357/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5492**BY** Segal, Fierro, Giannini, DaSilva, Almeida**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (would require foreclosing lenders to offer mediation to their mortgagors) {LC1009/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5493**BY** Segal, Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would grant the department of probation and parole the authority to terminate a sentence under its jurisdiction after certain conditions are considered) {LC1356/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5494**BY** Segal, Williams, Handy, Almeida**ENTITLED**, AN ACT RELATING TO PROPERTY -- RHODE ISLAND FAIR HOUSING PROTECTION ACT (would prohibit and make it an unlawful housing practice to discriminate against a person based upon their source of income in residential real estate transactions and in the renting of residential housing) {LC872/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5495**BY** Corvese, Schadone**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- IDENTIFICATION AND APPREHENSION OF CRIMINALS (would permit any person who is acquitted/exonerated of all counts in a criminal case, including, dismissal/filing of a no true bill or no information, to file a motion for the sealing of his or her court records in the case) {LC1146/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5496**BY** Rice A**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS - PASSIVE VOLUNTARY ADOPTION MUTUAL CONSENT REGISTRY (would change the name of Chapter 15-7.2 and it would change the definition of adult and provide more access to adoptees to their original birth certificate and accompanying information) {LC1414/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5497**BY** Hearn, Shallcross Smith, Marcello, Carnevale, DaSilva**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - OPEN MEETINGS {LC500/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5498**BY** Slater, Diaz**ENTITLED**, AN ACT RELATING TO ELECTIONS -- PRIMARY ELECTIONS {LC1335/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5499**BY** Handy, Segal, Sullivan, Rice M, Almeida**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- SPOUSAL NOTICE FOR ABORTION {LC771/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5500**BY** Williams, Ajello, Rice A, Segal**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - PUBLIC ASSISTANCE ACT -- MEDICAL ASSISTANCE AND ABORTIONS {LC1176/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5501**BY** Handy, Segal, Rice M, Jacquard, Shallcross Smith**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN {LC776/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5502**BY** Ferri, Dennigan, McNamara, Gallison, Watson**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHYSICIAN ASSISTANTS {LC1042/1}

02/12/2009 Introduced, referred to House Judiciary

House Bill No. 5503**BY** Ucci**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- OPTIONAL RETIREMENT FOR POLICE AND FIREFIGHTERS {LC1149/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5504**BY** Almeida**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS {LC1048/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5505**BY** Williamson, Gablinske, Trillo, Brien, Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION -- COLLECTIVE BARGAINING {LC765/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5506**BY** Williamson, Corvese, Gablinske, Trillo, Brien**ENTITLED**, AN ACT RELATING TO EDUCATION -- FOUNDATION LEVEL SCHOOL SUPPORT {LC768/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5507**BY** Williamson, Gablinske, Trillo, Brien**ENTITLED**, AN ACT RELATING TO EDUCATION -- TEACHERS' TENURE (would eliminate the requirement that school districts notify a teacher that the teacher is not being rehired by March 1st of the school year immediately preceding the school year in which the dismissal would become effective) {LC914/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5508**BY** Williamson, Gablinske, Trillo, Brien, Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION - COLLECTIVE BARGAINING

(would provide that collective bargaining agreements would be null and void in those instances where actual funds to the school committee and/or district fell short of the actual funding received by the committee and/or district) {LC769/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5509**BY** Gallison, Corvese**ENTITLED**, AN ACT RELATING TO EDUCATION (would repeal certain provisions regarding the dismissal of teachers in Woonsocket and Cumberland) {LC1296/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5510**BY** Trillo, Gablinske**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES - GENERAL ASSEMBLY -- ETHICS (would prohibit general assembly members, who are also employed by a government employees' union, from participating or voting on any legislation concerning government employees' rights or benefits) {LC782/1}

02/12/2009 Introduced, referred to House Labor

House Bill No. 5511**BY** Marcello, Lima, Hearn, Carnevale, Mattiello**ENTITLED**, AN ACT RELATING TO PUBLIC FINANCE -- FISCAL YEAR (would authorize the Scituate town council to modify the fiscal year for the town) {LC1037/1}

02/12/2009 Introduced, referred to House Municipal Government

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 53 SUB A as amended**BY** DaPonte, Pichardo, DiPalma, Felag, Sosnowski**ENTITLED**, AN ACT STATE AFFAIRS AND GOVERNMENT -- THE RHODE ISLAND MEDICAID REFORM ACT {LC562/1/A}

02/12/2009 Referred to House Finance

FROM THE DESK IS TAKEN**Senate Resolution No. 227****BY** Sosnowski, Felag, Sheehan**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE NATIONAL MARINE FISHERIES SERVICE TO SUSPEND ITS CONSIDERATION OF THE SECRETARIAL INTERIM ACTION REGARDING THE NORTHEAST MULTISPECIES FISHERY {LC1773/1}

Representative Fox moves passage of the act, seconded by Representatives Kilmartin and Naughton.

Representative Watson discusses the resolution.

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, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Loughlin, MacBeth, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-S 227), on the clerk's desk is ordered to be transmitted to His Excellency, the Governor, forthwith.

ANNOUNCEMENTS

Representative Giannini announces that the Committee on Constituent Services will meet at the rise of the House, in Room 135 of the State House.

Representative Sullivan introduces his intern, Dan Parnes, a Junior from Brown University.

Majority Leader Fox announces the deadline for bill introduction has been extended to Wednesday, February 25th. All bills must be submitted to Legislative Council by 4 o'clock P.M., on Monday February 23rd and introduced by Wednesday February 25th.

POINT OF PERSONAL PRIVILEGE

Representative Gemma rises on a point of personal privilege in regards to a newspaper article.

ADJOURNMENT

At 4:28 o'clock P.M. on motion of Representative Watson, and as a further mark of respect to the memory of Robert DiCarlo; seconded by Representatives Fox and Loughlin the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE JOHN A. SAVAGE

Dear God, Almighty Father, we ask Your blessing upon us today. Bless us individually and bless us collectively. Lead us and guide us in all that we do. Help us to make our decisions the correct ones for the people of Rode Island. Amen

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 25, 2009:

1 2009-H 5292

BY Loughlin

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

2 2009-H 5296

BY Serpa

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

3 2009-S 96

BY Ruggiero

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF CERRONI'S AUTO SALES, INC.

Committee on Corporations recommends passage in concurrence.

Francis P. McCabe
Clerk of the House

Thursday, February 12, 2009

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Resolution No. 227

BY Sosnowski, Felag, Sheehan

ENTITLED, JOINT RESOLUTION RESPECTFULLY REQUESTING THE NATIONAL MARINE FISHERIES SERVICE TO SUSPEND ITS CONSIDERATION OF THE SECRETARIAL INTERIM ACTION REGARDING THE NORTHEAST MULTISPECIES FISHERY {LC1773/1}