

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. 37

Wednesday, April 8, 2009

Thirty-seventh Day

The House of Representatives meets at the State House in Providence, Wednesday, April 8, 2009 and is called to order at 4:15 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 72 members present and 3 members absent as follows:

PRESENT - 72: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

ABSENT - 3: Representatives Jackson, Watson, Williamson.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Tuesday, April 7, 2009 is approved as printed.

REPORTS OF COMMITTEES**COMMITTEE ON CONSTITUENT SERVICES**

Representative Giannini, for the Committee on Constituent Services, reports back the following measure, with recommendation of passage:

House Resolution No. 6010

BY Naughton, McNamara, Rice M, Coderre E, Ferri

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY PSYCHIATRIC HOLDS IN HOSPITAL EMERGENCY DEPARTMENTS

{LC2270/1}

04/08/2009 Placed on House Calendar

COMMITTEE ON CORPORATIONS

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

House Bill No. 6068

BY Williamson

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE BIG NEW ENGLAND FOOTBALL CLINIC, INC. {LC2368/1}

04/08/2009 Placed on House Calendar

COMMITTEE ON MUNICIPAL GOVERNMENT

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

House Bill) No. 5057

BY Corvese

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

(would increase the registration fee for businesses in the town of North Providence) {LC46/1}

04/08/2009 Placed on House Calendar

House Bill No. 5055

BY Corvese, Schadone, San Bento, Wasylyk

ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE (would

change the date of inauguration from the first Sunday in January to the first Saturday at a time set by the town council) {LC149/1}

04/08/2009 Placed on House Calendar

COMMITTEE ON JUDICIARY

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

House Bill No. 6075**BY** Gallison**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2381/1}
04/08/2009 Placed on House Calendar**House Bill No. 6076****BY** McNamara**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2375/1}
04/08/2009 Placed on House Calendar**NEW BUSINESS****House Bill No. 6096****BY** Almeida, DaSilva, Carnevale, Shallcross Smith, Guthrie**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE (would create the interoperable communications committee (ICC) which would deal with statewide communications interoperability) {LC2367/1}

04/08/2009 Introduced, referred to House Corporations

House Bill No. 6097**BY** Malik**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009 (would amend the standards which would enable all of Rhode Island to make a more efficient use of its water supply) {LC2374/1}

04/08/2009 Introduced, referred to House Environment and Natural Resources

House Bill No. 6098**BY** Ruggiero**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow William Loehning to join Kara McDonough and Mark Pollard in marriage within the Town of Jamestown, Rhode Island on or about September 5, 2009) {LC2391/1}

04/08/2009 Introduced, referred to House Judiciary

House Bill No. 6099**BY** Kennedy, Melo, Mattiello, Coderre E, Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS {LC2428/1}

Representative Kennedy requests unanimous consent for immediate consideration.

There is no objection.

Representatives Kennedy, Fox, Marcello and Ehrhardt discuss the act.

Read and passed, on a motion of Representative Kennedy seconded by Representatives Ehrhardt, Savage, Fierro, Fox, M. Rice, Malik, McNamara, Vaudreuil, Trillo, Slater, Naughton, Coderre, Palumbo, Wasylyk, Lima, Pacheco, Baldelli-Hunt, San Bento, Williams, Gemma, Almeida,

Carnevale, Melo, Ajello, Handy, Carter, Ruggiero, A. Rice, Sullivan, Mattiello, Walsh and Martin on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 71: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, (09-H 6099), on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

House Resolution No. 6100

BY Menard, Baldelli-Hunt, Brien, Fierro, Winfield

ENTITLED, HOUSE RESOLUTION HONORING CHIEF KENNETH A. FINLAY ON THE OCCASION OF HIS RETIREMENT FROM THE WOONSOCKET FIRE DEPARTMENT {LC2450/1}

Representative Menard requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Menard seconded by Representatives Baldelli-Hunt, Brien, Fierro, O'Neill and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 6101

BY McNamara, Dennigan, Ferri, Fox, Menard

ENTITLED, JOINT RESOLUTION RECOGNIZING APRIL 16, 2009 AS "NATIONAL HEALTHCARE DECISIONS DAY" IN THE STATE OF RHODE ISLAND {LC2399/1}

Representative McNamara requests unanimous consent for immediate consideration.

There is no objection.

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

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 843 (Lieutenant Governor)

BY DeVall, Gallo

ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS
{LC2271/1}

Representative Kennedy requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Kennedy seconded by Representative Fox 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

Senate Bill No. 847

BY Paiva-Weed, Connors, Sosnowski, Algieri, Lenihan

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC2422/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on a motion of Representative Fox seconded by Representative Carter, Gemma, M. Rice and Kennedy 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima,

Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, APRIL 8, 2009:

1 2009-H 6084

BY Corvese

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2008-2009

Ordered on the Calendar

Representative Corvese moves passage of the act, seconded by Representatives Schadone and Fierro.

By unanimous consent, Representative Corvese, seconded by Representatives Schadone offers a written motion to amend.

FLOOR AMENDMENT TO 2009 -- H 6084

AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2008-2009

Mr. Speaker:

I hereby move to amend 2009 -- H 6084, entitled "AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2008-2009", as follows:

- (1) On page 1, line 10, by deleting "2008" and by inserting in place thereof "2007".
- (2) On page 2, line 3, after the word "tax" by inserting the words "as far as apt".
- (3) On page 2, between lines 3 and 4 by inserting the following:

"The levy of a supplemental tax authorized under this section for the fiscal year ending June 30, 2009 shall be subject to, and conditioned upon the town of North Providence making one hundred percent (100%) of the actuarially required contribution to all town pension funds for the fiscal year ending June 30, 2009, and each fiscal year thereafter. Notwithstanding the requirement hereunder to make the actuarially required contribution, for fiscal years beginning with the fiscal year ending in 2010, the town may petition the auditor general for permission to

make less than one hundred percent (100%) of the actuarially required contribution. If the town fails to make these actuarially required contributions, the authorization to levy said tax under this section shall be rescinded, and any supplemental tax levied hereunder shall be unenforceable."

Respectfully submitted,

REPRESENTATIVE CORVESE

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LC02405/2
=====

Representative Corvese discusses the amendment.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Driver, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

Representatives Corvese and Driver discuss the act, as amended.

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

F L O O R A M E N D M E N T
TO
2009 -- H 6084

AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO IMPOSE A
SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2008-2009

Mr. Speaker:

I hereby move to amend 2009 -- H 6084, entitled "AN ACT AUTHORIZING THE TOWN OF NORTH PROVIDENCE TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2008-2009", as follows:

(1) On page 1, line 10, by deleting the year "2008" and inserting in place thereof the year "2007".

(2) On page 2, between lines 3 and 4, by inserting the following:

"The tax levied and assessed by the town council upon assessed valuations as determined by the assessor of the town of North Providence as of December 31, 2008 shall be the basis of

determining the maximum levy permissible by section 44-5-2 for the tax year 2009 and future tax years.

The supplemental tax imposed herein, or any part thereof, shall not be included or added to the assessment and levy determined by the assessor of the town of North Providence as of December 31, 2008 for the purpose of determining the maximum levy allowable by section 44-5-2 for the tax year 2009 and future tax years."

Respectfully submitted,

REPRESENTATIVE TRILLO

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LC02405/3
=====

Representatives Trillo, Corvese, Ehrhardt and Schadone discuss the amendment.

The motion to amend fails on a roll call vote 5 members voting in the affirmative and 63 members voting in the negative as follows:

YEAS - 5: Representatives Driver, Ehrhardt, Loughlin, MacBeth, Trillo.

NAYS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

REQUEST

Representative Edwards requests the journal to reflect that if he had voted on (LC 02405/3), he would have voted in the negative.

Representatives Trillo, Lima, Corvese and Gemma discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 68 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 68: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 2: Representatives Loughlin, Trillo.

TRANSMITTAL

By unanimous consent, (09-H 6084aa) on the Clerk's desk is ordered to be transmitted to the Honorable Senate, forthwith.

2 2009-H 5340**BY Gallison****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- CEMETERIES
-- VETERAN HEADSTONE MEMORIALS**

Committee on Veterans' Affairs recommends passage.

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

By unanimous consent, Representative Gallison seconded by Representative McNamara and many other members of the House offers a written motion to amend.

**FLOOR AMENDMENT
TO
2009 -- H 5340****AN ACT RELATING TO HEALTH AND SAFETY -- CEMETERIES -- VETERAN
HEADSTONE MEMORIALS**

Mr. Speaker:

I hereby move to amend 2009 -- H 5340, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- CEMETERIES -- VETERAN HEADSTONE MEMORIALS", as follows:

On page 1, line 4, by deleting the words "free of charge" and inserting in place thereof the words and figure "for a maximum charge of seventy-five dollars (\$75.00)".

Respectfully submitted,

REPRESENTATIVE GALLISON

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LC00970/2
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Representative Gallison discusses the amendment.

The motion to amend prevails on a roll call vote 70 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 70: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard,

Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

Representative Gallison discusses the act, as amended.

Read and passed, as amended, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 70: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

3 2009-H 5237 SUB A

BY Carter

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

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

Representative Gallison moves passage of the act, seconded by Representatives Carter and Driver.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 65: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 2: Representatives Loughlin, Trillo.

4 2009-H 5110

BY Gablinske

ENTITLED, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDING TO AN AMOUNT NOT EXCEEDING \$10,000,000

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representative Gablinske.

Representative Trillo discusses the act.

Read and passed, on a roll call vote, 68 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 68: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 1: Representative Trillo.

5 2009-H 5681 SUB A

BY Rice M

ENTITLED, AN ACT RELATING TO IN AMENDMENT OF AND IN ADDITION TO THE ACT, PASSED AT THE JANUARY SESSION, A.D. 1883, ENTITLED "AN ACT TO INCORPORATE THE UNION FIRE DISTRICT OF SOUTH KINGSTOWN", AS AMENDED

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

Representative Gallison moves passage of the act, seconded by Representatives M. Rice, Lally, Carter, Naughton, Walsh and many other members of the House.

Representative M. Rice discusses 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

6 2009-H 5683

BY Lally

ENTITLED, AN ACT RELATING TO AUTHORIZATION FOR SANITARY SEWER LINE FROM BONNET SHORES BEACH CLUB CONDOMINIUM TO TOWN OF NARRAGANSETT WASTEWATER TREATMENT SYSTEM

Committee on Municipal Government recommends passage.

Representative Gallison moves to recommit to the Committee on Municipal Government. There is no objection.

Read and Recommitted to the Committee on Municipal Government.

7 2009-H 6005

BY Gemma

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

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Gemma, Flaherty, Naughton and many other members of the House.

Read and passed, on a roll call vote, 63 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 63: 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, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin,

Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Williams, Winfield.

NAYS - 6: Representatives Loughlin, Newberry, O'Neill, Petrarca, Trillo, Walsh.

8 2009-H 6006

BY Gemma

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - DOGS

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Gemma, Ferri, McNamara and many other members of the House.

Representative Trillo discusses the act.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jacquard, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 8: Representatives Ehrhardt, Loughlin, Marcello, Newberry, O'Neill, Petrarca, Sullivan, Trillo.

9 2009-H 6013

BY Azzinaro

ENTITLED, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS OF THE TOWN OF WESTERLY

Committee on Municipal Government recommends passage.

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

Representatives Jacquard, Azzinaro, Loughlin, Driver, Almeida and Gallison discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, April 22, 2009.

10 2009-H 5986**BY Fox****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - THE STATE ENERGY CONSERVATION CODE - ADOPTING OF CODE

Committee on Environment and Natural Resources recommends passage.

Representative Malik moves passage of the act, seconded by Representatives Naughton, Pacheco, Handy, Gallison, Ferri, M. Rice, Sullivan, Giannini, Fierro, Lima, Driver, Dennigan, Hearn, A. Rice, Martin, Walsh.

Representatives Menard, Malik, Driver, Newbury and Fox discuss the act.

Read and passed, 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, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, 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.

ANNOUNCEMENTS

Majority Leader Fox announces there will be no session tomorrow. Leader Fox also announces the Committee on Finance will still meet tomorrow.

The Honorable Speaker Murphy wishes Representative Jan Malik a Happy Birthday on April 13th.

The Honorable Speaker Murphy wishes Representative Samuel Azzinaro and his wife Carol a Happy Anniversary on April 18th.

Representative Kilmartin announces the home opener of the Pawtucket Red Sox Game on Friday, April 17th.

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

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

Representative Lally announces that the Committee on Judiciary will meet at the rise of the House, in Room 205 of the State House.

Representative Handy announces that the Committee on Environment and Natural Resources will meet at the rise of the House, in the House Lounge of the State House

Representative Handy congratulates his fellow legislators in Vermont for passing the 1st legislation in the country on Marriage Equity.

ADJOURNMENT

At 5:25 o'clock P.M. on motion of Representative Carter, and as a further mark of respect to the memory of Joseph E. Birch; on motion of Representative Ruggiero, and as a further mark of respect to the memory of Anthony P. Trivisono; on motion of Representative Corvese and as a further mark of respect to the memory of the earthquake victims of the Abruzzi region in Italy; seconded by Representatives Fox and Loughlin the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE THOMAS WINFIELD

Dear God, please grant us the wisdom to be aware of the vital needs of the people we are here to serve. Please grant us the courage to meet these needs. Amen.

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 843 (Lieutenant Governor)

BY DeVall, Gallo

ENTITLED, AN ACT RELATING TO INSURANCE - EXTENDED MEDICAL BENEFITS
{LC2271/1}

Senate Bill No. 847

BY Paiva-Weed, Connors, Sosnowski, Algieri, Lenihan

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT
COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER
STATE CONSTRUCTIONS {LC2422/1}

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, APRIL 21, 2009:

1 2009-H 6037**BY Coderre E****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

2 2009-H 6039**BY Ferri****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

IN ORDER FOR WEDNESDAY, APRIL 22, 2009:

1 2009-H 6013**BY Azzinaro****ENTITLED,** AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS OF THE TOWN OF WESTERLY

Committee on Municipal Government recommends passage.

2 2009-H 6010**BY Naughton****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY PSYCHIATRIC HOLDS IN HOSPITAL EMERGENCY DEPARTMENTS

Committee on Constituent Services recommends passage.

3 2009-H 6068**BY Williamson****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE BIG NEW ENGLAND FOOTBALL CLINIC, INC.

Committee on Corporations recommends passage.

4 2009-H 6075**BY Gallison****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

5 2009-H 6076

BY McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

6 2009-H 5055

BY Corvese

ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE

Committee on Municipal Government recommends passage.

7 2009-H 5057

BY Corvese

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

Committee on Municipal Government recommends passage.

Francis P. McCabe
Clerk of the House

Wednesday, April 8, 2009