

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. 48

Wednesday, May 13, 2009

Forty-eighth Day

The House of Representatives meets at the State House in Providence, Wednesday, May 13, 2009 and is called to order at 4:29 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, 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, Jackson, 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, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

ABSENT - 2: Representatives San Bento, Williamson.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Tuesday, May 12, 2009 is approved as printed.

NEW BUSINESS**House Bill No. 6188****BY** Brien, Lally, Mattiello, Gablinske, Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
ECONOMIC DEVELOPMENT {LC2591/1}

05/13/2009 Introduced, referred to House Finance

House Bill No. 6189**BY** Diaz, Slater, Williams, Almeida**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2592/1}

05/13/2009 Introduced, referred to House Judiciary

House Bill No. 6190**BY** Slater, Diaz, Almeida, Williams**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS AND INFORMATION
ACT -- HEALTH CARE COMMUNICATIONS AND INFORMATION {LC2601/1}

05/13/2009 Introduced, referred to House Judiciary

By the agreement of the Majority and Minority, Representative Pacheco requests to place (09-H 6191) on the top of tomorrow's Calendar as item # 2. There is no objection.**House Bill No. 6191****BY** Pacheco, Newberry**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2631/1}

05/13/2009 Placed on House Calendar

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 107 as amended**BY** Jabour, Perry, Cote, Picard, Pinga**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - LOCATION OF GAS REGULATORS AND GAS METERS (would establish procedures for the location or relocation of gas regulators & gas meters on residential property by a public utility, & would make additional provisions regarding historic buildings.) {LC325/1}

05/13/2009 Referred to House Corporations

Senate Resolution No. 854**BY** Sosnowski, Lenihan, Sheehan, Tassoni, Gallo**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO DEVELOP RECOMMENDATIONS FOR ESTABLISHING A COMPREHENSIVE PRODUCT STEWARDSHIP APPROACH TO

REDUCING ENVIRONMENTAL AND HEALTH RISKS POSED BY THE USE OR
DISPOSAL OF PRODUCTS {LC2423/1}

05/13/2009 Referred to House Environment and Natural Resources

Senate Bill No. 583 SUB A as amended

BY Miller, Sosnowski, Lynch, Goodwin, Gallo

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES--FOSTER PARENTS BILL OF
RIGHTS (would provide for a bill of rights for foster parents to assist them in the performance of
their duties.) {LC1517/1/A}

05/13/2009 Referred to House Judiciary

Senate Bill No. 247

BY Crowley, Connors, DeVall

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- SEWER CHARGES (would
make the lien for sewage charges, previously granted only to specified municipalities, a law of
general application.) {LC994/1}

05/13/2009 Referred to House Municipal Government

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 13, 2009:

**Majority Leaders Fox requests to take item 19-(09-H 5044 SUB A) first on today's
Calendar. There is no objection.**

19. 2009-H 5044 SUB A

BY Giannini

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -
PROSTITUTION AND LEWDNESS

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

Representative Lally moves passage of the act, seconded by Representatives Giannini, Fellela,
Corvese, Gablinske, McNamara, Loughlin, Savage, Ehrhardt, Coderre, Lima, Shallcross Smith,
Kennedy, DeSimone, Martin, Mattiello, A. Rice, and Malik.

By unanimous consent, Representative Lally, seconded by Representatives Giannini and Fox
offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5044 SUBSTITUTE A**

AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS

Mr. Speaker:

I hereby move to amend 2009 -- H 5044 SUBSTITUTE A, entitled "AN ACT RELATING TO CRIMINAL OFFENSES - PROSTITUTION AND LEWDNESS", as follows:

(1) On page 1, line 9, by deleting the word "acts", and inserting in place thereof the word "conduct".

(2) On page 2, line 12, by deleting the word "acts", and inserting in place thereof the word "conduct".

(3) On page 2, line 13, by deleting the word "acts", and inserting in place thereof the word "conduct".

(4) On page 2, line 14, by deleting the word "acts", and inserting in place thereof the word "conduct".

(5) On page 2, line 16, by deleting the word "acts", and inserting in place thereof the word "conduct".

Respectfully submitted,

REPRESENTATIVE LALLY

=====
LC00032/8
=====

Representatives Lally and Driver discuss the amendment.

The motion to amend prevails on a roll call vote 62 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 6: Representatives Driver, Gemma, Handy, O'Neill, Petrarca, Sullivan.

Representatives Trillo, Giannini, and Lally discuss 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, 64 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison,

Giannini, Guthrie, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Winfield.

NAYS - 9: Representatives Ajello, Diaz, Driver, Gemma, Handy, Petrarca, Segal, Walsh, Williams.

1. 2009-H 5479 SUB A

BY McNamara

**ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM
CONTROLLED SUBSTANCES ACT**

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 Diaz, Slater, Guthrie, Ehrhardt, Kilmartin, and Lima.

By unanimous consent, Representative Kilmartin, seconded by Representatives McNamara and Marcello offer a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5479 SUBSTITUTE A**

**AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES
ACT**

Mr. Speaker:

I hereby move to amend 2009 -- H 5479 SUBSTITUTE A, entitled "AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT", as follows:

1. On page 1, line 17, through and including page 2, line 3, by restoring all the language that has been stricken.

Respectfully submitted,

REPRESENTATIVE KILMARTIN

=====
LC01287/2
=====

Representative Kilmartin discusses the amendment.

The motion to amend prevails 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, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Representatives Menard and McNamara discuss 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, 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, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

2. 2009-H 5556

BY Sullivan

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - UTILIZATION OF UNUSED PRESCRIPTION DRUGS ACT

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Sullivan, Fierro, Corvese, Pacheco, Williams, Gemma, and O'Neill.

Representatives Trillo, Sullivan, Gemma, Watson, and Costantino discuss the act.

Representative Watson requests to vote page 2, sub-section G lines 8-11 separately.

The Honorable Speaker Murphy rules it is divisible.

Section A, page 1 lines 3-10 is read and passed, on a roll call vote, with 66 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 4: Representatives Carter, Ehrhardt, Trillo, Watson.

Section G, page 2, lines 8-11 is read and passed on a roll call vote, with 64 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 5: Representatives Ehrhardt, Loughlin, Newberry, Trillo, Watson.

The act is read and passed, on a roll call vote, 66 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lima, Loughlin, MacBeth, Malik, Marcello, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 3: Representatives Carter, Trillo, Watson.

3. 2009-H 5724

BY Gablinske

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF EDUCATION TO CONDUCT A STUDY OF OPTIONS FOR CREATING A RESTRUCTURED PERFORMANCE-BASED SYSTEM OF TEACHER COMPENSATION IN THE STATE OF RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 20, 2009.

4. 2009-H 5968

BY Naughton

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- BLOOD BANK SERVICES

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Naughton, Handy, M. Rice, and Edwards.

Representatives Watson, Gemma, and Naughton discuss the act.

Read and passed, on a roll call vote, 71 members voting in the affirmative and 1 member 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, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 1: Representative Gemma.

5. 2009-H 5769

BY Loughlin

ENTITLED, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 19, 2009.

6. 2009-H 5235

BY Brien

ENTITLED, AN ACT RELATING TO TAXATION -- TAX CLASSIFICATION

Committee on Municipal Government recommends passage.

Majority Leader Fox 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 5238 SUB A

BY McCauley

ENTITLED, AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL TAXES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 20, 2009.

8. 2009-H 5685 SUB A

BY San Bento

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- INSTALLERS OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 27, 2009.

9. 2009-H 6022

BY Loughlin

ENTITLED, AN ACT RELATING TO LITTLE COMPTON AGRICULTURAL CONSERVANCY TRUST

Committee on Municipal Government recommends passage.

Read, and by unanimous consent, ordered to be placed on the top of the Calendar for Thursday, May 14, 2009.

10. 2009-H 6082 SUB A

BY Menard

ENTITLED, AN ACT RELATING TO TAXATION - TAX SALES

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 20, 2009.

11. 2009-H 5195**BY Walsh****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
SOLICITATION BY CHARITABLE ORGANIZATIONS**

Committee on Corporations recommends passage.

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

Read and passed, on a roll call vote, 73 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 73: 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, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

12. 2009-H 5449 SUB A**BY Naughton****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LONG TERM
CARE COORDINATING COUNCIL**

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 21, 2009.

13. 2009-H 5823 SUB A**BY Slater****ENTITLED, AN ACT RELATING TO INSURANCE - ACCIDENT AND
SICKNESS INSURANCE POLICIES**

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 Slater, Naughton, Carter, Lima, Fierro, Guthrie, Gemma, Diaz, and Handy.

Representatives Watson, Handy, Trillo 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, 71 members voting in the affirmative and 2 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, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Pollard, Watson.

14. 2009-H 5895

BY Corvese

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY -- UNIFORM FOREIGN MONEY
CLAIMS ACT

Committee on Corporations recommends passage.

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

Read and passed, 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, Guthrie, Handy, Hearn, Jackson, 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, Silva, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Giannini requests the journal to reflect that if she had voted on (09-H 5895), she would have voted in the affirmative.

15. 2009-H 5901 SUB A**BY Marcello****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
DEPARTMENT OF BUSINESS REGULATIONS -- MALPRACTICE
INSURANCE

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 21, 2009.

16. 2009-H 5902 SUB A**BY Sullivan****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 28, 2009.

17. 2009-H 5903**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- EXAMINATIONS

Committee on Corporations recommends passage.

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

Representatives Trillo, Kennedy, Wasylyk, Watson, Petrarca, Lima and Gemma discuss the act.

Representative Watson requests to vote page 9, lines 4&5 separately.

The Honorable Speaker Murphy rules it is divisible.

Section D, page 9, lines 4&5 prevails on a roll call vote, 66 members voting in the affirmative and 4 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, DeSimone, Diaz, Driver, Edwards, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Naughton, O'Neill,

Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, Savage, Schadone, Segal, Serpa, Shallcross, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 4: Representatives Ehrhardt, Loughlin, Trillo, Watson.

The act prevails, on a roll call vote, 69 members voting in the affirmative and 2 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, Jackson, 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, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 2: Representatives Trillo, Watson.

18. 2009-H 6029

BY Mattiello

ENTITLED, AN ACT HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES

Committee on Corporations recommends passage.

Majority Leader Fox moves to commit to the Committee on Finance. There is no objection.

Read and committed to the Committee on Finance.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to the Honorable Senate forthwith.

ANNOUNCEMENTS

Representative Corvese announces former page, Jimmy Black, graduated from Dean College in Franklin, Massachusetts last May 9th with an Associate and Science Degree in Sports Management and will be attending URI in the fall for Public Relations.

Representative Handy announces this week is Bike to Work Week.

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

GUESTS

The Honorable Speaker Murphy welcomes to the House Chamber as a guest Eric Petrarca from District 26 in Phoenix.

Representative Giannini welcomes to the House as guests Donna Hughes, Professor at URI and Melanie Shapiro, with the Coalition Against Human Trafficking.

ADJOURNMENT

At 5:24 o'clock P.M. on motion of Representative Fox seconded by Representative Watson the House adjourns, on a voice vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE JOHN G. EDWARDS

Almighty and Most Merciful Father, We ask you that you send down your strength in order for these men and women to better serve this state and the constituents which whom they represent. We also ask for your continued guidance all the days of this Legislative Session. Amen.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MAY 14, 2009:

1. **2009-H 6022****BY Loughlin****ENTITLED,** AN ACT RELATING TO LITTLE COMPTON AGRICULTURAL CONSERVANCY TRUST

Committee on Municipal Government recommends passage.

2. **2009-H 6191****BY Pacheco****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Ordered on the Calendar

3. **2009-H 5097****BY Brien****ENTITLED,** AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION

Committee on Judiciary recommends passage.

4. **2009-H 5798 SUB A****BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009

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

5. **2009-H 5088****BY Costantino****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - LOCATION OF GAS REGULATORS AND GAS METERS

Committee on Corporations recommends passage.

6. **2009-H 5398****BY Ajello****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

7. 2009-H 5454 SUB A**BY McCauley****ENTITLED,** AN ACT RELATING TO INSURANCE - DENTAL SERVICE CORPORATIONS

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

8. 2009-H 5975 SUB A**BY Corvese****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- BROADBAND DEPLOYMENT AND INVESTMENT ACT

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

9. 2009-H 5905 SUB A**BY Williams****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HOME HEATING OIL SALES

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

10. 2009-H 6155**BY Martin****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

IN ORDER FOR TUESDAY, MAY 19, 2009:**1. 2009-H 5769****BY Loughlin****ENTITLED,** AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING

Committee on Corporations recommends passage.

2. 2009-H 5453 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS

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

3. 2009-H 5819**BY Newberry****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
TRADE LICENSE RENEWAL SCHEDULES

Committee on Labor recommends passage.

4. 2009-H 5199**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

Committee on Corporations recommends passage.

5. 2009-H 5777**BY Watson****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
LAND SURVEYORS

Committee on Corporations recommends passage.

6. 2009-H 5827**BY Ehrhardt****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
REGULATORY POWERS OF ADMINISTRATION

Committee on Corporations recommends passage.

IN ORDER FOR WEDNESDAY, MAY 20, 2009:**1. 2009-H 5724****BY Gablinske****ENTITLED,** HOUSE RESOLUTION RESPECTFULLY REQUESTING THE
RHODE ISLAND DEPARTMENT OF EDUCATION TO CONDUCT A
STUDY OF OPTIONS FOR CREATING A RESTRUCTURED
PERFORMANCE-BASED SYSTEM OF TEACHER COMPENSATION
IN THE STATE OF RHODE ISLAND

Committee on Health, Education & Welfare recommends passage.

2. 2009-H 5238 SUB A**BY McCauley****ENTITLED,** AN ACT RELATING TO TAXATION -- PAYMENT OF LOCAL
TAXESCommittee on Municipal Government recommends indefinite postponement of the
original bill and passage of Substitute A.

3. 2009-H 6082 SUB A**BY Menard****ENTITLED,** AN ACT RELATING TO TAXATION - TAX SALES

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

4. 2009-H 5771 SUB A**BY Watson****ENTITLED,** AN ACT RELATING TO INSURANCE - RHODE ISLAND LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT

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

5. 2009-H 5359 SUB A**BY Slater****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

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

IN ORDER FOR THURSDAY, MAY 21, 2009:**1. 2009-H 5449 SUB A****BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - LONG TERM CARE COORDINATING COUNCIL

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

2. 2009-H 5901 SUB A**BY Marcello****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATIONS -- MALPRACTICE INSURANCE

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

IN ORDER FOR TUESDAY, MAY 26, 2009:**1. 2009-H 5772 SUB A****BY Watson****ENTITLED, AN ACT RELATING TO INSURANCE**

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

2. 2009-H 5797**BY Carnevale****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH**

Committee on Health, Education & Welfare recommends passage.

IN ORDER FOR WEDNESDAY, MAY 27, 2009:**1. 2009-H 5685 SUB A****BY San Bento****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- INSTALLERS OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS**

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

IN ORDER FOR THURSDAY, MAY 28, 2009:**1. 2009-H 5902 SUB A****BY Sullivan****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS**

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

IN ORDER FOR THURSDAY, JUNE 4, 2009:**1. 2009-H 5774****BY Watson****ENTITLED, AN ACT RELATING TO INSURANCE -- ADMINISTRATIVE SUPERVISION**

Committee on Corporations recommends passage.

2. **2009-H 5775 SUB A**

BY Watson

ENTITLED, AN ACT RELATING TO INSURANCE - FRAUD PREVENTION

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

3. **2009-H 5290**

BY O'Neill JP

ENTITLED, AN ACT RELATING TO ELECTIONS -- ELECTIVE MEETINGS

Committee on Judiciary recommends passage.

4. **2009-H 5345**

BY McCauley

ENTITLED, AN ACT RELATING TO SPORTS RACING AND ATHLETICS --
MIXED MARTIAL ARTS

Committee on Corporations recommends passage.

Francis P. McCabe
Clerk of the House

Wednesday, May 13, 2009