

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. 50

Tuesday, May 19, 2009

Fiftieth Day

The House of Representatives meets at the State House in Providence, Tuesday, May 19, 2009 and is called to order at 4:12 o'clock P.M., by the Honorable William J. Murphy, Speaker.

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

PRESENT - 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, 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, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

ABSENT -5: Representatives Dennigan, Melo, Sullivan, Wasylyk, Williamson.

INVOCATION

The Honorable Speaker presents Representative Fellela 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 Thursday, May 14, 2009 is approved as printed.

ANNOUNCEMENTS

Representative Helio Melo will be unable to attend session Tuesday, May 19, 2009 due to a family medical emergency.

Representative Timothy Williamson will be unable to attend session Tuesday, May 19, 2009.

REPORTS OF COMMITTEE**COMMITTEE ON CORPORATIONS**

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

House Bill No. 6151

BY Edwards

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE PORTSMOUTH DEMOCRATIC WOMEN'S CLUB {LC2551/1}

05/19/2009 Placed on House Calendar

House Bill No. 6162

BY Jackson, Martin, Rice A

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE NEWPORT FIREMAN'S RELIEF ASSOCIATION {LC2538/1}

05/19/2009 Placed on House Calendar

House Bill No. 6170

BY Mattiello

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF LEW'S AUTO BODY, INC. {LC2524/1}

05/19/2009 Placed on House Calendar

House Bill No. 6171

BY Mattiello

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF LEW'S AUTO SALES, INC. {LC2525/1}

05/19/2009 Placed on House Calendar

NEW BUSINESS**House Bill No. 6198**

BY Costantino, Slater, Mattiello, Martin, Vaudreuil

ENTITLED, AN ACT RELATING TO CONSTRUCTION AND MAINTENANCE OF STATE ROADS {LC2607/1}

05/19/2009 Introduced, referred to House Finance

House Resolution No. 6199**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC2653/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Watson by unanimous consent, on a rising vote.

House Resolution No. 6200**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2654/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 6201**BY** Malik, Hearn, McNamara, Menard**ENTITLED**, HOUSE RESOLUTION RECOGNIZING AND COMMENDING ETHAN PHILIP GREENE ON ACHIEVING SCOUTING' S MOST DISTINGUISHED HONOR, THE RANK OF EAGLE SCOUT {LC2633/1}

Representative Malik requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Malik seconded by Representatives Hearn, McNamara, Menard, Loughlin, Ucci, Costantino, Gemma, Edwards, Gallison, Azzinaro, M. Rice and Pollard 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. 346**BY** Sheehan, Lenihan, Sosnowski**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would allow the registry to issue special license plates for the Friends of Plum Beach Lighthouse, Inc.) {LC1697/1}

05/19/2009 Referred to House Constituent Services

Senate Bill No. 917

BY Algieri

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE WESTERLY MASONIC FOUNDATION {LC2617/1}

05/19/2009 Referred to House Corporations

Senate Bill No. 910

BY Algieri

ENTITLED, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$30,000,000 BONDS BY THE TOWN OF WESTERLY TO FINANCE THE RENOVATION, REHABILITATION, REPAIR, IMPROVEMENT, FURNISHING AND EQUIPPING OF THE WESTERLY HIGH SCHOOL {LC2584/1}

05/19/2009 Referred to House Finance

Senate Bill No. 269 SUB A

BY Raptakis, Maselli, Blais, Tassoni, Doyle

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SUSPENSION OR REVOCATION OF LICENSES (would make it a felony to operate a motor vehicle when an individual's license to operate is suspended/ revoked/cancelled for operating under the influence or refusing to submit to a chemical test) {LC67/2/A}

05/19/2009 Referred to House Judiciary

Senate Bill No. 598

BY Jabour, McCaffrey, Lynch, Maselli

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY {LC1286/1}

05/19/2009 Referred to House Judiciary

Senate Bill No. 256

BY McCaffrey

ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS {LC727/1}

05/19/2009 Referred to House Judiciary

Senate Bill No. 324

BY Maselli, Tassoni, Ciccone

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ACTIONS **BY** AND AGAINST TOWNS (would require cities, towns, and fire districts to indemnify officials for claims arising out of the performance of their official duties.) {LC1179/1}

05/19/2009 Referred to House Judiciary

Senate Bill No. 430 (Corrections)**BY** Metts, Jabour, Pichardo, Goodwin, Miller**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (would permit the department of corrections to release an inmate on the prior business day of their prison release date or completion of sentence if such date falls on a weekend or on a holiday) {LC1442/1}

05/19/2009 Referred to House Judiciary

Senate Bill No. 916**BY** Felag, DiPalma**ENTITLED**, AN ACT RELATING TO THE TOWN OF TIVERTON {LC2441/1}

05/19/2009 Referred to House Municipal Government

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MAY 19, 2009:**1 2009-H 5097 as amended****BY Brien****ENTITLED**, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION

Committee on Judiciary recommends passage,

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

2 2009-H 5769**BY Loughlin****ENTITLED**, AN ACT RELATING TO SPORTS, RACING, AND ATHLETES - BOXING

Committee on Corporations recommends passage.

Representative Loughlin moves passage of the act, seconded by Representative Watson.

Representatives McNamara, Carnevale and Loughlin discuss the act.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 13 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Mattiello, McCauley, McNamara,

Menard, Newberry, O'Neill, Pacheco, Petrarca, Pollard, Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Shallcross-Smith, Silva, Trillo, Vaudreuil, Watson, Winfield.

NAYS - 13: Representatives Baldelli-Hunt, Driver, Gemma, Guthrie, Hearn, Jacquard, Marcello, Martin, Naughton, Rice, A., Serpa, Walsh, Williams.

REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (09-H 5769), he would have voted in the affirmative.

3 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 26, 2009.

4 2009-H 5819

BY Newberry

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
TRADE LICENSE RENEWAL SCHEDULES

Committee on Labor recommends passage.

Representative Corvese moves passage of the act, seconded by Representative Newberry and many other members of the House.

By unanimous consent, Representative Menard, seconded by Representatives Newberry, Corvese, Costantino and many other members of the House offers a written motion to amend.

FLOOR AMENDMENT TO 2009 -- H 5819

AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE
RENEWAL SCHEDULES

Mr. Speaker:

I hereby move to amend 2009 -- H 5819, entitled "AN ACT RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL SCHEDULES", as follows:

(1) On page 1, by deleting all of the language after the enactment clause, and by inserting

in place thereof the following:

"SECTION 1. Section 5-20-23 of the General Laws in Chapter 5-20 entitled "Plumbers and Irrigators" is hereby amended to read as follows:

5-20-23. Expiration and renewal of licenses -- Penalties for violation of section. -- (a) All licenses of master plumbers and master irrigators and journeyman plumbers or journeyman irrigators issued by the division of professional regulation shall expire on the birthday of the individual qualifying for the license and may be renewed on or before that date for a period of one year, upon payment of the appropriate renewal fee.

All licenses issued by the division of professional regulation for master plumbers and master irrigators and journeyman plumbers or journeyman irrigators born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses of master plumbers and master irrigators and journeyman plumbers or journeyman irrigators born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date upon payment of the appropriate renewal fee.

(b) Any master plumber or master irrigator who fails to renew his or her license as provided in subsection (a) of this section may be reinstated by the department on or after the renewal date for a period of ~~one~~ two (2) year years, upon payment of the current bi-annual renewal fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) plus outstanding license fees and a twelve dollar (\$12.00) per month administrative assessment fee for the delinquency period.

(c) Every certificate of license of a journeyman plumber or journeyman irrigator issued by the department is renewed on or before the licensee's birthday next following the date of issuance upon payment of a bi-annual renewal fee of ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00).

(d) Any journeyman plumber or journeyman irrigator who fails to renew his or her license as provided in subsection (a) of this section may be reinstated by the department on or after the renewal date for a period of one year upon payment of the current bi-annual renewal fee of ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00) plus outstanding license fees and a twelve dollar (\$12.00) per month administrative assessment fee for the delinquency period.

(e) Notwithstanding any other provisions of this chapter, any license issued under this chapter which is not renewed within two (2) years of the date of its expiration is deemed to be forfeited, and the person to whom the license has been issued is required to make written application for an examination prior to the issuance of a new license.

SECTION 2. Section 5-70-14 of the General Laws in Chapter 5-70 entitled "Telecommunications" is hereby amended to read as follows:

5-70-14. Renewal of licenses. -- (a) Application for renewal of a license must be received by the licensing authority, through the department of labor and training, division of professional regulation, on a form provided by the licensing authority no less than thirty (30) days prior to the expiration date of the license, subject to the right of the licensing authority to permit late filing upon good cause shown.

(b) The licensing authority may refuse to renew a license for any of the grounds stated in this chapter and it shall promptly notify the licensee of its intent to refuse to renew the license. The licensee may, within fifteen (15) days after receipt of the notice of intent to refuse to renew a license, request a hearing on that refusal in the manner prescribed in this chapter. A licensee shall be permitted to continue to engage in the business permitted by the license while its renewal

application is pending.

(c) Every certificate ~~shall expire on the anniversary of the applicant's birth the year following its issuance~~ issued by the division of professional regulation to license holders born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses issued by the division of professional regulation to license holders born in even years shall expire on the birthday of the individual qualifying for the license in even years. An individual may renew his or her license by payment of the required bi-annual renewal fee. An individual who fails to renew his or her license prior to the date may not renew his or her license after this except upon payment of the bi-annual renewal fee and the additional fee required by this chapter.

5-70-16. Fees. -- (a) The fees shall be paid by an applicant for filing an application for examination, for the examination, for ~~annual~~ bi-annual renewal, for renewal of an expired certificate, or for issuance of a duplicate certificate shall be in accordance with a section entitled "Fees", of the ~~bylaws of the board~~ regulations of the department of labor and training.

SECTION 3. Section 28-27-17 of the General Laws in Chapter 28-27 entitled "Mechanical Trades" is hereby amended to read as follows:

28-27-17. Test fees -- License fees -- Expiration and renewal of licenses. -- (a) All licenses issued to the pipefitters/refrigeration technicians and fire protection sprinkler contractor/sprinkler fitters and sheet metal contractor or journeyman sheet metal worker detailed in this section shall be paid for as follows:

	TEST	TWO YEAR LICENSE RENEWAL	
Master Mechanical Contractor	--	240.00 480.00	240.00 480.00
Contractor Master	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Pipefitter Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Pipefitter Master II	75.00	48.00 <u>96.00</u>	48.00 <u>96.00</u>
Refrigeration Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Refrigeration Master II	75.00	48.00 <u>96.00</u>	48.00 <u>96.00</u>
Pipefitter Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Pipefitter Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
Refrigeration Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Refrigeration Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
Apprentices - (annual fee)		24.00	24.00
Fire Protection Sprinkler Fitters Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Fire Protection Sprinkler Fitters Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
Sheet Metal Contractor	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
Sheet Metal Worker Journeyman	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>

(b) Apprenticeship renewal fees shall be paid on an annual basis.

~~(b)(c)~~ Every license issued by the division of professional regulation ~~is renewable on the licensee's birthdate~~ to license holders born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses issued by the division of professional regulation to license holders born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date, upon payment of the appropriate fee. If any credit is due in the initial

changeover year the amount of credit is determined by the chief administrator of the division.

SECTION 4. Section 5-6-16 of the General Laws in Chapter 5-6 entitled "Electricians" is hereby amended to read as follows:

5-6-16. License fees. -- (a) All licenses issued by the division of professional regulation for master electricians, all limited license electricians and all journeyman electricians born in odd years shall expire on the birthday of the individual qualifying for the license in odd years and all licenses of master electricians, all limited license electricians and all journeyman electricians born in even years shall expire on the birthday of the individual qualifying for the license in even years and all licenses may be renewed on or before their expiration date upon payment of the appropriate bi-annual renewal fee.

(b) A fee of ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) shall be paid by each applicant for an electrical contractor's license Class A; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a journeyman electrician's license Class B; ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) for a limited premises license Class C; ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) for an oil burner contractor's license Class E; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an oil burnerperson's license Class F; ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) for a fire alarm contractor's license Class AF; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a fire alarm installer's license Class BF; ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) for an electrical sign contractor's license SCF; ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a sign installer's license Class CF; and ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) for a limited maintenance license Class D.

A fee of ~~one hundred twenty dollars (\$120)~~ two hundred and forty dollars (\$240) shall be paid by each applicant for a lightning protection contractor's license Class LPC.

A fee of ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) shall be paid by each applicant for a lightning protection installer's license LPI.

SECTION 5. Section 28-26-9 and 28-26-10 of the General Laws in Chapter 28-26 entitled "Hoisting Engineers" are hereby amended to read as follows:

28-26-9. Renewal of license. -- Licenses shall expire ~~annually~~ or biannually on a fixed date or on the licensee's birthday, as the board may provide in rules and regulations. Upon application, the person to whom a license is issued under this chapter shall be entitled to a renewal, unless the division for a cause named in section 28-26-8 and upon notice and hearing shall refuse renewal. Refusal shall have approval of the director.

28-26-10. License fees. -- Each applicant for an examination for a license as an engineer shall pay to the division at the time of application a fee of seventy-five dollars (\$75.00), and for each license or renewal of a license a fee at the annual rate of ~~forty-eight dollars (\$48.00)~~ ninety-six dollars (\$96.00) for a full license, ~~forty-two dollars (\$42.00)~~ eighty-four dollars (\$84.00) for a hoisting license, ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an excavating license, and ~~thirty (\$30.00)~~ sixty dollars (\$60.00) for a limited license, these fees to be deposited as general revenues.

SECTION 6. Sections 1 through 5 of this act shall take effect on January 1, 2010 for individuals born in an even year. Section 1 through 5 of this act shall take effect on January 1, 2011 for individuals born in odd years."

Respectfully submitted,

REPRESENTATIVE MENARD

=====
LC01608/2
=====

Representative Menard discusses the amendment.

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

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

NAYS - 0.

5 2009-H 5199

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Walsh, Costantino, Fierro and Gemma.

Representatives Watson, Kennedy, Marcello and Gemma discuss the act.

Read and passed, on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 66: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 1: Representative Watson.

6 2009-H 5777

BY Watson

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
LAND SURVEYORS

Committee on Corporations recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member 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, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Menard, Naughton, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 1: Representative Kilmartin.

7 2009-H 5827

BY Ehrhardt

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
REGULATORY POWERS OF ADMINISTRATION

Committee on Corporations recommends passage.

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

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

NAYS - 0.

TRANSMITTAL

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

ANNOUNCEMENTS

Representative Newbury wishes his daughter a Happy "12th" Birthday.

Representative Gallison congratulates his son Nathan on graduating from Quinnipiac University earning a B.A. in Criminal Justice on Sunday, May 17, 2009.

Representative Kennedy announces that the Committee on Corporations will meet at the rise of the House, in Room 203 of the State House.

Representative San Bento wishes his daughter a Happy "30th" Birthday.

Representative Lima announces tomorrow the RI Workforce Alliance will be hosting Skills to Compete Day on the 2nd floor of the State House.

Representative Carter commends the North Kingstown Police Department on the efficiency in which they handled the shooting of a police officer.

GUESTS

Representative Ruggiero welcomes to the House Chamber as guests Jamestown School Teachers-Carolyn Petrocelli, Cynthia Cherney, Lark Goodyear, Stephanie Pamula.

ADJOURNMENT

At 4:44 o'clock P.M. on motion of Representatives Gallison and A. Rice, and as a further mark of respect to the memory of John "Jack" Callahan, Jr.; seconded by Representatives Fox and Loughlin the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE DEBORAH A. FELLELA

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 those needs to the fullest extent of our ability. Amen.

APPENDIX

CALENDAR

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 TAXES

Committee 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.

6 2009-S 63**BY DiPalma****ENTITLED,** AN ACT RELATING TO THE TOWN OF MIDDLETOWN

Committee on Municipal Government recommends passage in concurrence.

7 2009-S 130**BY Maher****ENTITLED,** AN ACT RELATING TO THE RATIFICATION OF THE HOME
RULE CHARTER OF THE TOWN OF RICHMOND

Committee on Municipal Government recommends passage in concurrence.

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 COUNCILCommittee 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
INSURANCECommittee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**3 2009-H 6151****BY Edwards****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF THE PORTSMOUTH DEMOCRATIC WOMEN'S
CLUB

Committee on Corporations recommends passage.

4 2009-H 6162**BY Jackson****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF THE NEWPORT FIREMAN'S RELIEF
ASSOCIATION

Committee on Corporations recommends passage.

5 2009-H 6170**BY Mattiello****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF LEW'S AUTO BODY, INC.

Committee on Corporations recommends passage.

6 2009-H 6171**BY Mattiello****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF LEW'S AUTO SALES, INC.

Committee on Corporations recommends passage.

IN ORDER FOR TUESDAY, MAY 26, 2009:**1 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.

2 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.

3 2009-H 5398**BY Ajello****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

4 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.

5 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 5097 as amended****BY Brien****ENTITLED,** AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION

Ordered on the Calendar.

2 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

Tuesday, May 19, 2009