

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. 53

Tuesday, May 26, 2009

Fifty-third Day

The House of Representatives meets at the State House in Providence, Tuesday, May 26, 2009 and is called to order at 4:20 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, 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, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

ABSENT - 3: Representatives DeSimone, Sullivan, Williamson.

INVOCATION

The Honorable Speaker presents Representative Williams 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 21, 2009 is approved as printed.

REPORTS OF COMMITTEES**COMMITTEE ON CORPORATIONS**

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

Senate Bill No. 917

BY Algieri

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

05/26/2009 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. 6144

BY Pacheco, Newberry

ENTITLED, AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION {LC2417/1}

05/26/2009 Placed on House Calendar

House Bill No. 6179

BY Shallcross Smith

ENTITLED, AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930,

ENTITLED "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED {LC2546/1}

05/26/2009 Placed on House Calendar

NEW BUSINESS**House Bill No. 6213**

BY Shallcross Smith, Carnevale, Mattiello, Almeida

ENTITLED, AN ACT RELATING TO MENTAL HEALTH, RETARDATION AND HOSPITALS -- MENTAL HEALTH FACILITIES (would revise the definition of facility under RI health law to establish uniformity in the licensing and regulation of facilities by the RI dept. of mental health, retardation & hospitals.) {LC2600/1}

05/26/2009 Introduced, referred to House Corporations

House Bill No. 6214

BY Slater, Costantino, Almeida, Diaz

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO

TAXATION (would allow cities and towns to adopt ordinances to subject the real property

holdings of hospitals and private universities and colleges valued in excess of \$20,000,000 to taxation. This act would take effect upon) {LC2672/1}
05/26/2009 Introduced, referred to House Finance

House Bill No. 6215

BY Serpa, Melo, Lima, Gablinske, Menard

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SUSPENSION OR REVOCATION OF LICENSES {LC2676/1}

05/26/2009 Introduced, referred to House Judiciary

House Bill No. 6216

BY Savage

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Harry W. Cary III to join Ronald A. Russell and Mary E. Kent in marriage within the Town of Barrington, Rhode Island on or about August 29, 2009.) {LC2669/1}

05/26/2009 Introduced, referred to House Judiciary

House Bill No. 6217

BY Ehrhardt

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Kimberly Giampietro, Esquire to join Erika Pearson and Philip Giampietro in marriage within the Town of North Kingstown, Rhode Island on or about August 15, 2009.) {LC2599/1}

05/26/2009 Introduced, referred to House Judiciary

House Bill No. 6218

BY Shallcross Smith, Petrarca, Menard

ENTITLED, AN ACT IN AMENDMENT OF AN ACT TO INCORPORATE THE QUINNVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN, AS AMENDED (would change the meeting place of the annual meeting and would make certain other changes to the charter of the Quinville Fire District.) {LC2644/1}

05/26/2009 Introduced, referred to House Municipal Government

House Bill No. 6219

BY Ehrhardt, Lally, Carter

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE GILBERT STUART MEMORIAL, INC. (would increase the Gilbert Stuart Memorial, Inc.'s property tax exemption to eight million dollars (\$8,000,000).) {LC2679/1}

05/26/2009 Introduced, referred to House Municipal Government

House Bill No. 6220

BY Ehrhardt, Lally, Carter

ENTITLED, AN ACT AUTHORIZING THE TOWN COUNCIL OF THE TOWN OF NORTH KINGSTOWN TO EXEMPT FROM TAXATION THE COCUMCUSSOC ASSOCIATION (would increase the Cocumcusoc Association's property tax exemption to eight million dollars (\$8,000,000).) {LC2678/1}

05/26/2009 Introduced, referred to House Municipal Government

House Resolution No. 6221

BY Fox, Watson

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC2688/1}

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. 6222

BY Fox, Watson

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2689/1}

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 Bill No. 6223

BY Kilmartin, Williams, Caprio D, San Bento, Mattiello

ENTITLED, AN ACT RELATING TO TAXATION - MOTION PICTURE PRODUCTION TAX CREDITS {LC2685/1}

05/26/2009 Introduced, referred to House Finance

RULE 17

The following bills were received pursuant to Rule 17:

Representative Kilmartin-An Act relating to Taxation.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 732 SUB A as amended

BY Sosnowski, Bates, Walaska, Ciccone

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION - THE WATER USE AND GOVERNMENT EFFICIENCY ACT OF 2009 {LC1344/1/A}

05/26/2009 Referred to House Environment and Natural Resources

CALENDAR

From the Calendar are taken:

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

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

Representative A. Rice discusses 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, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, 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, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Silva requests the journal to reflect that if he had voted on (09-H 6151), he would have voted in the affirmative.

2 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.

Representative Kennedy moves passage of the act, seconded by Representatives Jackson and Martin.

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, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, 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, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Silva requests the journal to reflect that if he had voted on (09-H 6162), 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.

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

By unanimous consent, Representative Kennedy, seconded by Representative Gemma offers a written motion to amend.

FLOOR AMENDMENT TO 2009 -- H 5453 SUBSTITUTE A

**AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT
ARRANGEMENTS**

Mr. Speaker:

I hereby move to amend 2009 -- H 5453 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE -- RENTAL NETWORK CONTRACT ARRANGEMENTS", as follows:

1. On page 1, between lines 8 and 9, by inserting the following language:
"(2) "Control" and "under common control with" shall mean possession, directly or indirectly, of the power to direct or cause the direction of the management and policies of an entity through the ownership of fifty percent (50%) or more of the voting securities of the entity."
2. On page 1, line 9, by deleting the number "2" and inserting in place thereof the number "3".
3. On page 1, line 11, by deleting the number "3" and inserting in place thereof the number "4".
4. On page 1, line 12, by deleting the number "4" and inserting in place thereof the number "5".
5. On page 1, line 14, by deleting the number "5" and inserting in place thereof the number "6".
6. On page 1, line 16, by deleting the number "6" and inserting in place thereof the number "7".
7. On page 2, line 14, by deleting the number "7" and inserting in place thereof the number "8".
8. On page 2, line 21, by deleting the number "8" and inserting in place thereof the number "9".
9. On page 2, line 24, by deleting the number "9" and inserting in place thereof the number "10".
10. On page 2, line 33, after the word "operating" by inserting the following language:
"under common control with or".
11. On page 6, by deleting the language on lines 2 through 6 and inserting in place thereof the following language:
"(b) Contracting entities and third-parties are obligated to comply with subdivisions 27-20.10-4(b)(2) or 27-20.10-5(c)(1) and (2) concerning the services referenced on a remittance advice (RA) or explanation of payment (EOP). A provider may refuse the discount taken on the RA or EOP if the discount is taken without a contractual basis or in violation of these sections. However, an error in the RA or EOP may be corrected within thirty (30) days following notice by the provider."

Respectfully submitted,

REPRESENTATIVE KENNEDY

=====
LC01039/2
=====

Representative Kennedy discusses the amendment.

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

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, 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, McCauley, 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, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

Representatives Watson, Driver, Kennedy and Loughlin 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, 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, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, 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, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

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

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.

Representative McNamara moves passage of the act, seconded by Representatives Naughton, Gallison, Fierro, M. Rice, Williams, Gemma, Guthrie, Martin and Kennedy.

By unanimous consent, Representative Naughton, seconded by Representatives Menard, Fierro, McNamara, Fox, Carter, Walsh, Martin, M. Rice, Savage, Azzinaro, A. Rice and Kennedy offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2009 -- H 5798 SUBSTITUTE A**

RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009

Mr. Speaker:

I hereby move to amend 2009 -- H 5798 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- STROKE PREVENTION ACT OF 2009", as follows:

1. By deleting all of the language after the enactment clause, and by inserting in place thereof the following language:

“SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby amended by adding thereto the following chapter:

CHAPTER 78.1

STROKE PREVENTION AND TREATMENT ACT OF 2009

23-78.1-1. Short title. – This chapter shall be known and may be cited as the “Stroke Prevention and Treatment Act of 2009.”

23-78.1-2. Legislative findings. – It is hereby found and declared as follows:

(1) The rapid identification, diagnosis, and treatment of stroke can save the lives of stroke victims and in some cases can reverse neurological damage such as paralysis and speech and language impairments, leaving stroke victims with few or no neurological deficits;

(2) Despite significant advances in diagnosis, treatment and prevention, stroke is the third (3rd) leading cause of death and a leading cause of disability; an estimated seven hundred eighty thousand (780,000) new and recurrent strokes occur each year in this country; and with the aging of the population, the number of persons who have strokes is projected to increase;

(3) This year in Rhode Island, more than three thousand (3,000) people will fall victim to a potentially treatable stroke and more than six hundred (600) Rhode Islanders will die from stroke-related complications. This tragic loss of life and viability creates an annual financial burden for the state of over three hundred twelve million dollars (\$312,000,000) in medical costs, supportive care, and lost productivity;

(4) Although new treatments are available to improve the clinical outcomes of stroke, some acute care hospitals may lack the necessary staff and equipment to optimally triage and treat stroke patients, including the provision of optimal, safe and effective emergency care for these patients;

(5) An effective system to support stroke survival is needed in our communities in order to treat stroke patients in a timely manner and to improve the overall treatment of stroke patients in order to increase survival and decrease the disabilities associated with stroke. There is a public health need for acute care hospitals in this state to establish primary stroke centers to ensure the rapid triage, diagnostic evaluation and treatment of patients suffering an acute stroke;

(6) Primary stroke centers should be established for the treatment of acute stroke. Primary stroke centers should be established in as many acute care hospitals as possible. These centers would evaluate, stabilize and provide emergency and in patient care to patients with acute stroke; and

(7) That it is in the best interest of the residents of this state to establish a program to facilitate development of stroke treatment capabilities throughout the state. This program will provide specific patient care and support services criteria that stroke centers must meet in order to ensure that stroke patients receive safe and effective care. It is also in the best interest of the people of this state to modify the state’s emergency medical response system to assure that acute stroke victims may be quickly identified and transported to and treated in facilities that have appropriate programs for providing timely and effective treatment for stroke victims.

(8) For the purposes of pre-hospital transfer and triage clarification, an “acute stroke” is defined as any new-persistent focal neurological deficit determined to be less than six (6) hours

since last seen normal.

23-78.1-3. Designation of Rhode Island primary stroke centers. – (a) The director of the department of health shall establish a process to recognize primary stroke centers in Rhode Island. A hospital shall be designated as a “Rhode Island primary stroke center” if it has received a certificate of distinction for primary stroke centers issued by the joint commission on accreditation of healthcare organizations (joint commission);

(b) The department of health shall recognize as many hospitals as Rhode Island primary stroke centers as apply and are awarded certification by the joint commission (or other nationally recognized certification body, if a formal process is developed in the future);

(c) The director of the department of health may suspend or revoke a hospital’s state designation as a Rhode Island primary stroke center, after notice and hearing, if the department of health determines that the hospital is not in compliance with the requirements of this chapter.

23-78.1-4. Acute care hospitals. – (a) All acute care hospitals shall maintain readiness to treat stroke patients. This shall include:

(1) Adherence with American Heart Association/American Stroke Association guidelines;

(2) Establishment of written care protocols for the treatment of ischemic and hemorrhagic stroke patients, including transfer of acute stroke patients to a primary stroke center as appropriate and medically indicated;

(3) Participation in Get With The Guidelines/Stroke to collect nationally recognized stroke measures and ensure continuous quality improvement;

(4) Participation in the Rhode Island Stroke Task Force and the Stroke Coordinators Network to provide oversight for the stroke system of care and to share best practices.

23-78.1-5. Emergency medical services providers; triage and transportation of stroke patients. – (a) The department of health, division of EMS and the ambulance service advisory board shall adopt and distribute a nationally recognized standardized assessment tool for stroke. The division of EMS shall post this stroke assessment tool on its website and provide a copy of the assessment tool to each licensed emergency medical services provider no later than January 1, 2010. Each licensed emergency medical services provider must use the stroke-triage assessment tool provided by the department of health, division of EMS;

(b) The department of health, division of EMS and the ambulance service advisory board shall establish pre-hospital care protocols related to the assessment, treatment, and transport of stroke patients by licensed emergency medical services providers in this state. Such protocols may include plans for the triage and transport of acute stroke patients to the closest primary stroke center as appropriate and within a specified timeframe of onset of symptoms;

(c) By June 1 of each year, the department of health, division of emergency medical services (EMS), shall send the list of primary stroke centers to each licensed emergency medical services agency in this state and shall post a list of primary stroke centers on the division of EMS website. For the purposes of this chapter, the division of EMS may include primary stroke centers in Massachusetts and Connecticut that are certified by the joint commission, or are otherwise designated by that state’s department of public health as meeting the criteria for primary stroke centers as established by the brain attack coalition;

(d) Each emergency medical services provider must comply with all sections of this chapter by June 1, 2010.

23-78.1-6. Continuous improvement of quality of care for individuals with stroke. –(a) The department of health shall establish and implement a plan for achieving continuous quality

improvement in the quality of care provided under the statewide system for stroke response and treatment. In implementing this plan, the department of health shall undertake the following activities:

(1) Develop incentives and provide assistance for sharing information and data among health care providers on ways to improve the quality of care;

(2) Facilitate the communication and analysis of health information and data among the health care professionals providing care for individuals with stroke;

(3) Require the application of evidence-based treatment guidelines regarding the transitioning of patients to community-based follow-up care in hospital outpatient, physician office and ambulatory clinic settings for ongoing care after hospital discharge following acute treatment for a stroke;

(4) Require primary stroke center hospitals and emergency medical services agencies to report data consistent with nationally recognized guidelines on the treatment of individuals with confirmed stroke within the statewide system for stroke response and treatment;

(5) Analyze data generated by the statewide system on stroke response and treatment; and

(6) The department of health shall maintain a statewide stroke database that compiles information and statistics on stroke care that align with the stroke consensus metrics developed and approved by the American Heart Association/American Stroke Association, Centers for Disease Control and Prevention and The Joint Commission. The department of health shall utilize Get With The Guidelines Stroke as the stroke registry data platform or another nationally recognized data set platform with confidentiality standards no less secure. To every extent possible, the department of health shall coordinate with national voluntary health organizations involved in stroke quality improvement to avoid duplication and redundancy.

(b) Except to the extent necessary to address continuity of care issues, health care information shall not be provided in a format that contains individually-identifiable information about a patient. The sharing of health care information containing individually-identifiable information about patients shall be limited to that information necessary to address continuity of care issues, and shall otherwise be released in accordance with chapter 37.3 of title 5 and subject to the confidentiality provisions required by that chapter and by other relevant state and federal law.

(c) Annual reports. On June 1 after enactment of this chapter and annually thereafter, the department of health and the Rhode Island stroke task force shall report to the general assembly on statewide progress toward improving quality of care and patient outcomes under the statewide system for stroke response and treatment.

23-78.1-7. Patient treatment. – This chapter is not a medical practice guideline and may not be used to restrict the authority of a hospital to provide services for which it has received a license under state law. The general assembly intends that all patients be treated individually based on each patient’s needs and circumstances.

23-78.1-8. Regulatory authority. – The department of health shall have the authority to adopt rules to carry out the purposes of this chapter.

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

Respectfully submitted,

REPRESENTATIVE NAUGHTON

Representative Naughton discusses the amendment.

NOW PRESIDING

At 4:42 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

The motion to amend prevails on a roll call vote 68 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 68: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Fellela, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, 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, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

REQUEST

Representative Kilmartin requests the journal to reflect that if he had voted on (LC 01508/3), he would have voted in the affirmative.

Representatives Martin, Driver, Naughton, Gemma, Kilmartin, Walsh and M. Rice 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, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, 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, 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, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

5 2009-H 5398

BY Ajello

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 2, 2009.

6 2009-H 5772 SUB A

BY Watson

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporation 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.

7 2009-H 5797

BY Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - DEPARTMENT OF HEALTH

Committee on Health, Education & Welfare recommends passage.

Representative Menard moves passage of the act, seconded by Representatives Williams, Ucci, Diaz and Azzinaro.

Read and passed, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, 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, 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, Wasyluk, 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 the Honorable Senate forthwith.

ANNOUNCEMENTS

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

Representative Dennigan congratulates Representative Donna Walsh on being named Environmental Champion of 2009 by various environmental groups.

GUESTS

At 4:22 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to Representative Pollard.

By unanimous consent, Representative Pollard addresses the members of the House and welcomes to the House the winners of the 2009 RI Business Plan Competition-*BioIntraface, Inc.*, company led by John Jarrell and David Spenciner and *Runa*, Brown University team-Tyler Gage, Daniel MacCombie, Charlie Harding and Laura Thompson.

At 4:25 o'clock P.M. the Honorable Speaker Murphy returns to the rostrum.

ADJOURNMENT

At 4:56 o'clock P.M. on motion of Representative Carter, and as a further mark of respect to the memory of Paul R. Danilowicz; on motion of Representative Giannini, and as a further mark of respect to the memory of Harold Haas; on motion of Representative Azzinaro and as a further mark of respect to the memory of Pasquale Adamo; on motion of Representative Caprio, and as a further mark of respect to the memory of David Laurie; on motion of Representatives Caprio, Lally, Walsh, and M. Rice and as a further mark of respect to the memory of Roland Fiore seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ANASTASIA P. WILLIAMS

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 27, 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 5097 as amended**BY Brien****ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER IDENTIFICATION**

Ordered on the Calendar.

3 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.

4 2009-H 5488**BY Lally****ENTITLED, AN ACT RELATING TO FIDUCIARIES -- TRUSTEE POWERS**

Committee on Judiciary recommends passage.

5 2009-H 5490**BY Lally****ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
- COLLECTION AND MANAGEMENT OF DECEDENTS' ESTATES**

Committee on Judiciary recommends passage.

6 2009-H 5730 SUB A**BY Marcello****ENTITLED, AN ACT RELATING TO ELECTIONS - VOTING DISTRICTS AND
OFFICIALS**

Committee on Judiciary 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.

2 2009-H 6144**BY Pacheco****ENTITLED,** AN ACT RELATING TO THE BURRILLVILLE SEWER COMMISSION

Committee on Municipal Government recommends passage.

3 2009-H 6179**BY Shallcross Smith****ENTITLED,** AN ACT IN AMENDMENT OF SECTION 4 OF AN ACT PASSED AT THE JANUARY SESSION 1930, ENTITLED "AN ACT TO INCORPORATE THE SAYLESVILLE FIRE DISTRICT IN THE TOWN OF LINCOLN" AS AMENDED

Committee on Municipal Government recommends passage.

4 2009-S 917**BY Algieri****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE WESTERLY MASONIC FOUNDATION

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR TUESDAY, JUNE 2, 2009:**1 2009-H 5398****BY Ajello****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

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 26, 2009