

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 fifth day of January in the year of Our Lord two thousand and ten.

Volume 137, No. 7

Wednesday, January 20, 2010

Seventh Day

The House of Representatives meets at the State House in Providence, Wednesday, January 20, 2010 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 69 members present and 6 members absent as follows:

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

ABSENT - 6: Representatives Hearn, Lima, San Bento, Sullivan, Watson, Williamson.

INVOCATION

The Honorable Speaker presents Representative Diaz 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, January 19, 2010 is approved as printed.

ANNOUNCEMENTS

Representative William San Bento, Jr. will be unable to attend session Wednesday, January 20 and Thursday, January 21, 2010.

Representative Joy S. Hearn will be unable to attend session Wednesday, January 20, 2010.

NEW BUSINESS**House Bill No. 7148**

BY Costantino

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC455/1}

01/20/2010 Introduced, referred to House Corporations

House Bill No. 7149

BY Pacheco, Handy, DaSilva, Fierro, Guthrie

ENTITLED, AN ACT RELATING TO TAXATION {LC360/1}

01/20/2010 Introduced, referred to House Finance

House Bill No. 7150

BY Pacheco, Hearn, Pollard, Ehrhardt, McCauley

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES {LC326/1}

01/20/2010 Introduced, referred to House Finance

House Bill No. 7151

BY Gemma, Ucci, Kilmartin, Trillo

ENTITLED, AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS {LC80/1}

01/20/2010 Introduced, referred to House Finance

House Bill No. 7152

BY Gemma, Kilmartin, Fox, Williams

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- HEALTH CARE FOR CHILDREN AND PREGNANT WOMEN {LC71/1}

01/20/2010 Introduced, referred to House H.E.W.

House Bill No. 7153

BY Segal, Baldelli-Hunt

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- PUBLIC HEALTH AND WORKPLACE SAFETY ACT {LC726/1}

01/20/2010 Introduced, referred to House H.E.W.

House Bill No. 7154

BY Petrarca, Ucci, Shallcross Smith, Corvese, O'Neill JP

ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC644/1}

01/20/2010 Introduced, referred to House H.E.W.

House Bill No. 7155**BY** Gemma, Trillo, Ucci, Kilmartin, Fox**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT {LC74/1}

01/20/2010 Introduced, referred to House Judiciary

House Bill No. 7156**BY** Gemma, Ucci, Kilmartin**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- STATE AND MUNICIPAL COURT COMPACT {LC75/1}

01/20/2010 Introduced, referred to House Judiciary

House Bill No. 7157**BY** Petrarca**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC656/1}

01/20/2010 Introduced, referred to House Judiciary

House Bill No. 7158**BY** Segal**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC722/1}

01/20/2010 Introduced, referred to House Judiciary

House Bill No. 7159**BY** Gemma, Ucci, Fox, Williams, Trillo**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC233/1}

01/20/2010 Introduced, referred to House Municipal Government

House Bill No. 7160**BY** Gemma, Fox**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF ADMINISTRATION {LC84/1}

01/20/2010 Introduced, referred to House Municipal Government

House Resolution No. 7161**BY** Fierro, Brien, Baldelli-Hunt, Menard, Corvese**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING GENERAL MOTORS CORPORATION TO RETAIN THE SIMON CHEVROLET/GENERAL MOTORS FRANCHISE IN WOONSOCKET, RHODE ISLAND {LC505/1}

Representative Fierro requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fierro seconded by Representatives Baldelli-Hunt, Brien, Loughlin, Ucci, Corvese, Newberry and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 7162

BY Ruggiero, Rice A, Rice M, Murphy, Gallison

ENTITLED, HOUSE RESOLUTION HONORING FORMER GOVERNOR BRUCE SUNDLUN ON THE OCCASION OF HIS 90TH BIRTHDAY {LC580/1}

Representative Ruggiero requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Ruggiero seconded by Representatives Fox, Martin, A. Rice, M. Rice, Trillo, Walsh, Carter and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 7163

BY Murphy, Kilmartin, Winfield, Fox, Coderre E

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF JOHN DEANGELIS {LC792/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representatives Winfield, Menard, Coderre, Ruggiero and many other members of the House by unanimous consent, on a rising vote.

TRANSMITTAL

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

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 2070

BY McBurney

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF THE PAWTUCKET TEACHERS ALLIANCE {LC452/1}

01/20/2010 Referred to House Corporations

ANNOUNCEMENTS

Representative Coderre announces Jason Grammit from the RI Ethics Commission will be here tomorrow at the rise of the House for ethic rules, regulations and reporting information.

Majority Leader Fox and Representative Gemma, congratulate the Commissioner of Education, Deborah Gist.

The Honorable Speaker Murphy, Majority Leader Fox and Representatives Gemma, Palumbo and Caprio applaud and praise former Representative Stephen Smith, President of the Providence Teachers Union for his support in the education commissioner's school-reform plan.

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

Representative A. Rice announces that the Committee on Environment and Natural Resources will meet at the rise of the House, in Room 35 of the State House.

Representative Ferri introduces his intern Cristian Felice who attends Providence College.

Representative Ruggiero introduces her intern Steve Smalley who attends Providence College.

Representative Shallcross –Smith introduces her intern Mary Bogan who attends Providence College.

GUESTS

The Honorable Speaker Murphy welcomes to the House Chamber as a guest Michael Sullivan.

ADJOURNMENT

At 4:42 o'clock P.M. on motion of Representative Malik, and as a further mark of respect to the memory of Michele Calitri; on motion of Representative Lally, and as a further mark of respect to the memory of August C. Van Couyghen; seconded by Representatives Fox, Loughlin and Trillo the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE GRACE DIAZ

Lord, with your guidance, may we be kind in our judgment, diligent in our wisdom, and humble in our power. Amen.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, JANUARY 21, 2010:

1 2010-H 7059**BY Coderre E****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER SARDELLI REALTY COMPANY

Committee on Corporations recommends passage.

2 2010-H 7102**BY Kilmartin****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF S & K REALTY, INC.

Committee on Corporations recommends passage.

3 2010-H 7115**BY Ruggiero****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

4 2010-H 7116**BY Ajello****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

5 2010-H 7119**BY Lally****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Francis P. McCabe
Clerk of the House

Wednesday, January 20, 2010