

**State of Rhode Island and Providence Plantations**

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**JOURNAL**  
**-OF THE-**  
**HOUSE OF REPRESENTATIVES**

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**JANUARY SESSION** of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the third day of January in the year of Our Lord two thousand and twelve.

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Volume 139, No. 2

Wednesday, January 4, 2012

Second Day

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The House of Representatives meets at the State House in Providence, Wednesday, January 4, 2012 and is called to order at 4:21 o'clock P.M., by the Honorable Gordon D. Fox, Speaker.

The roll is called and a quorum is declared present with 71 members present and 4 members absent as follows:

**PRESENT - 71:** The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

**ABSENT - 4:** Representatives Blazejewski, Gallison, Palumbo, Petrarca.

**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 Tuesday, January 3, 2012 is approved.

**NEW BUSINESS****House Bill No. 7003****BY** Kennedy, San Bento, Azzinaro, Ruggiero, Coderre**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - DECEPTIVE TRADE PRACTICES {LC122/1}

01/04/2012 Introduced, referred to House Corporations

**House Resolution No. 7004****BY** Azzinaro**ENTITLED**, HOUSE RESOLUTION SUPPORTING LEGISLATIVE AMENDMENTS TO PROTECT RHODE ISLAND'S COASTAL REGIONS {LC4/1}

01/04/2012 Introduced, referred to House Environment and Natural Resources

**House Bill No. 7005****BY** Melo, Silva, Mattiello, Gallison, San Bento**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- BUDGET COMMISSIONS {LC206/1}

01/04/2012 Introduced, referred to House Finance

**House Bill No. 7006****BY** Brien, Corvese, Azzinaro, Savage, Palumbo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- UNBORN VICTIMS OF VIOLENCE ACT {LC192/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7007****BY** Gallison, Morrison**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC208/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7008****BY** Mattiello**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC214/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7009****BY** Brien, Corvese, Azzinaro, Savage, Palumbo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ABORTION {LC194/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7010****BY** Brien, Corvese, Azzinaro, Savage, Palumbo**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES {LC193/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7011****BY** Nunes**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC110/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7012****BY** Martin**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC20/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7013****BY** Martin, Chippendale**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
REGISTRATION OF VEHICLES {LC181/1}

01/04/2012 Introduced, referred to House Judiciary

**House Bill No. 7014****BY** Azzinaro**ENTITLED**, AN ACT RELATING TO THE RETIREMENT OF POLICE OFFICERS IN THE  
TOWN OF WESTERLY {LC27/1}

01/04/2012 Introduced, referred to House Municipal Government

**House Bill No. 7015****BY** Marcello**ENTITLED**, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO  
TAXATION {LC21/1}

01/04/2012 Introduced, referred to House Municipal Government

**House Bill No. 7016****BY** Martin, Gallison, Mattiello**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLE OPERATOR LICENSES -  
VETERANS {LC202/1}

01/04/2012 Introduced, referred to House Veterans Affairs

**House Bill No. 7017****BY** Martin, Gallison, Mattiello**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATOR'S  
AND CHAFFEUR'S LICENSES - VETERAN DESIGNATION {LC203/1}

01/04/2012 Introduced, referred to House Veterans Affairs

**House Resolution No. 7018****BY** Hearn**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION  
DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE  
AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS {LC216/1}

01/04/2012 Placed on House Calendar (01/10/2012)

**House Resolution No. 7019****BY** McLaughlin, MacBeth, Menard**ENTITLED**, HOUSE RESOLUTION EXPRESSING DEEPEST CONDOLENCES ON THE PASSING OF DELIA P. (REGO) LIMA {LC296/1}

With the agreement of the majority and the minority, Representative McLaughlin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative McLaughlin seconded by Representatives MacBeth and Menard by unanimous consent, on a rising vote.

**House Resolution No. 7020****BY** McLaughlin, MacBeth**ENTITLED**, HOUSE RESOLUTION EXPRESSING PROFOUND SYMPATHY ON THE PASSING OF CLARINDA A. WALSH {LC294/1}

With the agreement of the majority and the minority, Representative McLaughlin requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 7021****BY** Reilly, Ruggiero, Edwards, Trillo, Savage**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF RUTH LONG {LC259/1}

With the agreement of the majority and the minority, Representative Reilly requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Reilly seconded by Representatives Ruggiero, Edwards, Trillo, Savage, Newberry, Coderre, Mattiello, Morgan, Gordon, Costa, Chippendale and Ehrhardt by unanimous consent, on a rising vote.

**House Resolution No. 7022****BY** Williams, Mattiello, Fox, Hull, McCauley**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF PATRICIA M. GOODWIN {LC293/1}

With the agreement of the majority and the minority, Representative Williams requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Williams seconded by Speaker Fox, Leader Mattiello, and Representatives McCauley, Hull, Marcello, Hearn, Medina, Cimini, Coderre, Naughton, Ajello, Ruggiero, McNamara, Menard and Messier by unanimous consent, on a rising vote.

**House Resolution No. 7023**

**BY** Diaz, Slater, Ajello, Cimini, Tarro

**ENTITLED**, HOUSE RESOLUTION EXPRESSING OUR DEEPEST CONDOLENCES ON THE PASING OF PROIVDENCE CITY COUNCILMAN MIGUEL C. LUNA {LC260/1}

With the agreement of the majority and the minority, Representative Diaz requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Diaz seconded by Representatives Slater, Ajello, Cimini, Tarro, Fellela, Medina, Handy, Valencia and McCauley by unanimous consent, on a rising vote.

**House Resolution No. 7024**

**BY** Naughton, Coderre

**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE RHODE ISLAND PUBLIC HEALTH STUDY COMMISSION {LC281/1}  
01/04/2012 Placed on House Calendar (01/10/2012)

**House Resolution No. 7025**

**BY** Tanzi, Walsh, Dickinson, Lally

**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING DATE FOR THE CRIMINAL OVERSIGHT COMMISSION TO EVALUATE THE EXISTING GOOD TIME CREDIT POLICY AND MAKE RECOMMENDATIONS {LC298/1}  
01/04/2012 Placed on House Calendar (01/10/2012)

**TRANSMITTAL**

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

**ANNOUNCEMENTS**

The Honorable Speaker Fox and Representatives Serpa and McCauley wish former Speaker William Murphy a Happy "49<sup>th</sup>" Birthday.

Representative Serpa welcomes new House page, Devin Rainone to the House.

Representative Ruggiero announces the Annual Legislators Reception from the RI Broadcasters Association will be held Tuesday, January 10<sup>th</sup> from 5:30-8:30 P.M. at Rhode Island PBS Television.

**PERSONAL PRIVILEGE**

Representative Chippendale rises on a point of personal privilege.

**ADJOURNMENT**

At 4:42 o'clock P.M. on motion of Representative Williams, and as a further mark of respect to the memory of Patricia Good win; on motion of Representative McLaughlin, and as a further mark of respect to the memories of Delia Lima and Clarinda Walsh; on motion of Representative Diaz and as a further mark of respect to the memory of Miguel Luna; seconded by Representatives Mattiello and Newberry the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
Recording Clerk

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE DEBORAH A. FELLELA**

O Lord, as we begin this legislative year, we have much work to do and difficult decisions to make. Help us to govern wisely and to be responsive to the needs of the people of Rhode Island.

**APPENDIX**

**CALENDAR**

**IN ORDER FOR TUESDAY, JANUARY 10, 2012:**

**1.2012-H 7018**

**BY** Hearn

**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PURCHASE AND USE OF TEXTBOOKS IN PUBLIC SCHOOLS

Ordered on the Calendar

**2.2012-H 7024**

**BY** Naughton

**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE RHODE ISLAND PUBLIC HEALTH STUDY COMMISSION

Ordered on the Calendar

**3.2012-H 7025**

**BY** Tanzi

**ENTITLED**, HOUSE RESOLUTION EXTENDING THE REPORTING DATE FOR THE CRIMINAL OVERSIGHT COMMISSION TO EVALUATE THE EXISTING GOOD TIME CREDIT POLICY AND MAKE RECOMMENDATIONS

Ordered on the Calendar

**Francis McCabe** Clerk of the House  
**Wednesday, January 04, 2012**