

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 third day of January in the year of Our Lord two thousand and twelve.

Volume 139, No. 49

Tuesday, May 8, 2012

Forty-ninth Day

The House of Representatives meets at the State House in Providence, Tuesday, May 8, 2012 and is called to order at 4:39 o'clock P.M., by the Honorable Gordon D. Fox, 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 Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, 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, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

ABSENT - 3: Representatives Diaz, Jackson, Slater.

INVOCATION

The Honorable Speaker presents Representative Ucci 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 3, 2012 is approved.

ANNOUNCEMENT

Please be informed that Representative Scott Slater will be unable to attend session today and tomorrow, May 9th.

REPORTS OF COMMITTEES

COMMITTEE ON CORPORATIONS

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

House Bill No. 7774

(by request)

BY O`Grady, Kennedy

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (would amend the penalties for pipeline safety violations committed in Rhode Island to be consistent with federal law, thereby ensuring that the state is able to retain its annual federal enforcement certification status) {LC1687/1}

05/08/2012 Placed on House Calendar

House Bill No. 7775 SUB A

(Business Regulation)

BY Johnston

ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE AND ANNUITIES (would add the requirement of suitability to the sale of life insurance and set up a procedure whereby potential beneficiaries can contact the dept. of bus. reg. and have licensed insurers conduct a search for life insurance policies covering a decedent) {LC1698/A/1}

05/08/2012 Placed on House Calendar

House Bill No. 7791

BY Keable, Blazejewski, O`Grady

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PROPANE GAS SALES (would provide that the price for propane gas would be expressed in terms of the sum of any fees divided by the number of gallons delivered) {LC1809/1}

05/08/2012 Placed on House Calendar

Senate Bill No. 2670

(PUC)

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS {LC1221/1}

05/08/2012 Placed on House Calendar

COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

Representative Handy, for the Committee on Environment and Natural Resources, reports back the following measures, with recommendation of passage:

House Bill No. 7910

BY Ucci, Fellela, Petrarca, Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL
(would require the Rhode Island Resource Recovery Corporation to establish an off-site air quality monitoring system.) {LC2114/1}

05/08/2012 Placed on House Calendar

Senate Bill No. 2721 SUB A as amended

(Dept. Environmental Management)

BY Perry, Miller, Metts, Pichardo

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - MANAGEMENT AND DISPOSAL OF PROPERTY (would provide that certain real property/buildings/facilities owned by the state at 25 India Street in the city of Providence be leased for a term of up to 40 yrs for commercial, public recreation, marina, and redevelopment purposes.) {LC1523/A/1}

05/08/2012 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Ajello, for the Committee on Judiciary, reports back the following measures, with recommendation of passage:

Senate Bill No. 2881

BY Sheehan, Doyle, Sosnowski

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Herbert Bump to join Katherine Reynolds and David Batista in marriage within the Town of Narragansett, Rhode Island, on or about August 9, 2012.) {LC2362/1}

05/08/2012 Placed on the House Consent Calendar

Senate Bill No. 2884

BY McCaffrey

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Gary Guerin to join Lauren Costello and Ian Reynolds in marriage within the City of Providence, Rhode Island, on or about September 1, 2012.) {LC2447/1}

05/08/2012 Placed on the House Consent Calendar

House Bill No. 7039

BY Corvese

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES--PURCHASING (would make a violation of the municipal awarded contracts a misdemeanor.) {LC11/1}

05/08/2012 Placed on House Calendar

House Bill No. 7425 SUB A

(Human Services)

BY Petrarca

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - EXCHANGE OF INFORMATION IN SUPPORT OF CHILD SUPPORT COLLECTION (would include cell phone companies in the list of sources the dept. can require to share location info. for those who owe child support. also require that the information from shared sources be electronic.)

{LC1182/A/1}

05/08/2012 Placed on House Calendar

House Bill No. 7751

(By Request)

BY Johnston

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE (would authorize the superintendent to assign local police officers to the state police for participation in a statewide task force) {LC1693/1}

05/08/2012 Placed on House Calendar

House Bill No. 7837 SUB A

(State Police)

BY Lally, O'Neill

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS (would make it unlawful for any person to purchase, own or possess body armor, if that person has been convicted of a felony that is a crime of violence.) {LC1952/A/1}

05/08/2012 Placed on House Calendar

House Bill No. 7851

(State Police)

BY O'Neill, Lally, Ucci, Johnston, Winfield

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND JUSTICE COMMISSION (would change the make-up of the criminal justice policy board by excluding members of the general assembly.) {LC1954/1}

05/08/2012 Placed on House Calendar

House Bill No. 7902

BY Lally

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS - PAROLE (would mandate that one of the members of the parole board be a psychologist or a physician who is professionally qualified in the field of psychiatry or neurology) {LC2134/1}

05/08/2012 Placed on House Calendar

House Bill No. 7949 SUB A

BY Blazejewski

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER CHOICE ACT (would add two members to the voter choice study commission for a total of 16 members. This act would also extend the reporting date of the commission to May 1, 2013.) {LC2183/A/1}

05/08/2012 Placed on House Calendar

House Bill No. 8112

BY DaSilva

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Kerri Buratczuk to join Melissa Vermette and Aaron Souza in marriage on or about November 10, 2012, within the Town of West Warwick, Rhode Island.) {LC2542/1}

05/08/2012 Placed on the House Consent Calendar

House Bill No. 8113

BY Newberry

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Charlotte P. Kelley to join Reece Pearson Briere and Bethany Lynn Simpson in marriage on or about July 1, 2012, within the Town of Burrillville, Rhode Island.) {LC2528/1}

05/08/2012 Placed on the House Consent Calendar

NEW BUSINESS

House Bill No. 8125

BY Keable

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - OTHER REGULATORY PROVISIONS - UNFAIR SALES PRACTICES (would allow credit file monitoring services to require social security numbers from customers.) {LC2556/1}

05/08/2012 Introduced, referred to House Corporations

House Bill No. 8126

BY Lally

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SHERIFFS {LC1941/1}

05/08/2012 Introduced, referred to House Finance

House Bill No. 8127

BY Silva

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - BUDGET COMMISSIONS {LC2574/1}

05/08/2012 Introduced, referred to House Finance

House Bill No. 8128

BY Messier, Johnston, O'Grady, Coderre, O'Neill

ENTITLED, AN ACT INCREASING THE MAXIMUM TAX EXEMPTION OF THE BOYS AND GIRLS CLUB OF PAWTUCKET (would grant an increase in tax exemptions from ten million dollars to twenty-five million dollars from the city of Pawtucket taxes on all personal and real property owned by the Pawtucket Boys Club.) {LC2560/1}

05/08/2012 Introduced, referred to House Municipal Government

House Resolution No. 8129

BY Phillips, Guthrie, Menard, Johnston, O'Neill

ENTITLED, HOUSE RESOLUTION PROCLAIMING THE WEEK OF MAY 6-12, 2012, AS "ARSON AWARENESS WEEK" IN THE STATE OF RHODE ISLAND {LC2451/1}

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

There is no objection.

Read and passed, on a motion of Representative Phillips seconded by Representatives Guthrie, Menard, Johnston, O'Neill, Brien, Baldelli-Hunt, Hull, DaSilva, McLaughlin, Newberry, Reilly and Mattiello by unanimous consent, on a voice vote.

House Resolution No. 8130

BY Naughton, Coderre, Petrarca, Malik, Morrison

ENTITLED, HOUSE RESOLUTION CELEBRATING THREE YEARS OF SAVING LIVES THROUGH THE ESTABLISHMENT OF THE RHODE ISLAND UMBILICAL CORD BLOOD BANK {LC2558/1}

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

There is no objection.

Read and passed, on a motion of Representative Naughton seconded by Representatives Coderre, Malik, Morrison, Winfield, Marcello, Chippendale, Walsh, Blazejewski, McLaughlin, Edwards, Azzinaro, Silva, Valencia, O'Grady, San Bento, Williams, McCauley, Gordon, MacBeth, Menard, Schadone, Baldelli-Hunt, Corvese, Savage, Hull, Bennett, O'Neill, DaSilva, Reilly, Flaherty and Phillips, by unanimous consent, on a voice vote.

House Resolution No. 8131

BY Lally, Tanzi, Dickinson, Valencia, Walsh

ENTITLED, HOUSE RESOLUTION CONGRATULATING ROBERT M. BEAGLE ON THE OCCASION OF HIS RETIREMENT AS VICE PRESIDENT FOR ADVANCEMENT AT THE UNIVERSITY OF RHODE ISLAND {LC2521/1}

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

There is no objection.

Read and passed, on a motion of Representative Lally seconded by Representatives Tanzi, Dickinson, Valencia, Walsh and Kennedy by unanimous consent, on a voice vote.

House Resolution No. 8132

BY Mattiello, Newberry

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC2585/1}

Representative Mattiello requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 8133

BY Mattiello, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2586/1}

Representative Mattiello requests unanimous consent for immediate consideration.

There is no objection.

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

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MAY 08, 2012:

1. 2012-H 7228

BY Ruggiero

ENTITLED, AN ACT RELATING TO CORPORATIONS - ASSOCIATIONS AND PARTNERSHIPS - PROFESSIONAL SERVICE CORPORATIONS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Medina, Tanzi, Johnston, DaSilva and Azzinaro.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Gordon, Watson.

2. 2012-H 7359 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- STATE DECLARED DISASTERS

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 15, 2012.

3. 2012-H 7406 SUB A

BY Tanzi

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - PUBLIC MOTOR VEHICLES

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 O'Grady, Coderre, Johnston, Medina, and Tanzi.

Representatives Watson, Kennedy, Tanzi, Newberry, Gordon, Reilly, Palumbo, Baldelli-Hunt and Mattiello discuss the act.

Majority Leader Mattiello recommits the act to the Committee on Corporations. There is no objection.

Read and recommitted to the Committee on Corporations.

4. 2012-H 7409 SUB A

BY Azzinaro

**ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS - UNFAIR SALES PRACTICES**

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 Medina, Guthrie, Edwards, Azzinaro, DaSilva, Bennett, Phillips, Walsh and McLaughlin.

Representatives Newberry, Mattiello, MacBeth, Azzinaro, Gordon, Lima, McNamara and Ucci discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 5: Representatives Chippendale, Costa, Gordon, Newberry, Watson.

5. 2012-H 7439 SUB A

BY Petrarca

**ENTITLED, AN ACT RELATING TO PROPERTY - COMMERCIAL REAL
ESTATE BROKER LIEN ACT**

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

Representative Petrarca moves passage of the act, seconded by Representatives Mattiello, Medina and Tanzi.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 67 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 67: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Gordon, Watson.

6. 2012-H 7481 SUB A

BY Keable

ENTITLED, AN ACT RELATING TO INSURANCE --DOMESTIC INSURANCE COMPANIES

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 Medina and Mattiello.

By unanimous consent, Representative Keable seconded by Representatives Lally, Kennedy, Mattiello and Medina offers a written motion to amend.

**FLOOR AMENDMENT
TO
2012 -- H 7481 SUBSTITUTE A**

AN ACT RELATING TO INSURANCE --DOMESTIC INSURANCE COMPANIES

Mr. Speaker:

I hereby move to amend 2012 -- H 7481 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE --DOMESTIC INSURANCE COMPANIES", as follows:

1. On page 1, line 17, by deleting the number "3" and inserting in place thereof the number "5".

Respectfully submitted,

REPRESENTATIVE KEABLE

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LC01403/2

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Representative Keable discusses the amendment.

The motion to amend prevails on a roll call vote 70 members voting in the affirmative and 0 member voting in the negative as follows:

YEAS - 70: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

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 3 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 3: Representatives Gordon, Trillo, Watson.

7. **2012-H 7523**

BY Kennedy

**ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL
REGULATORY PROVISIONS - UNFAIR SALES PRACTICES - GIFT CARDS**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Tanzi, Johnston, Medina, Williams, San Bento, Azzinaro, Petrarca, and McLaughlin.

Representatives Phillips and Kennedy discuss the act.

Read and passed, on a roll call vote, 68 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 68: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero,

San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 2: Representatives Costa, Gordon,

8. 2012-H 7180

BY Serpa

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
UNLAWFUL CONFINEMENT OF A COVERED ANIMAL**

Committee on Judiciary recommends passage.

Representative Ajello moves passage of the act, seconded by Representatives O'Neill, Dickinson, McLaughlin, Costa, Lima, Silva and Bennett.

By unanimous consent, Representative Ajello, seconded by Representatives Mattiello, Ucci, Handy, Costa and Bennett offers a written motion to amend.

**FLOOR AMENDMENT
TO
2012 -- H 7180**

**AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- UNLAWFUL
CONFINEMENT OF A COVERED ANIMAL**

Mr. Speaker:

I hereby move to amend 2012 -- H 7180, entitled "AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- UNLAWFUL CONFINEMENT OF A COVERED ANIMAL", as follows:

1. On page 2, line 28, by deleting the period ".", and by inserting the following language: ", and extending for a duration of time until the piglets are weaned. After such time, the sow must be removed within forty-eight (48) hours."

Respectfully submitted,

REPRESENTATIVE AJELLO

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LC00581/3
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Representative Ajello 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 Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva,

DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

Representatives Costa, Chippendale, MacBeth, Ajello, Serpa and Baldelli-Hunt discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 61 members voting in the affirmative and 8 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Messier, Morgan, Morrison, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Watson, Williams.

NAYS - 8: Representatives Chippendale, Flaherty, Gordon, Menard, Naughton, Phillips, Walsh, Winfield.

9. 2012-H 7899

BY Fox

ENTITLED, JOINT RESOLUTION URGING CONGRESS TO PASS AND SEND TO THE STATES A CONSTITUTIONAL AMENDMENT PERMITTING STATE AND FEDERAL REGULATION AND RESTRICTION OF INDEPENDENT POLITICAL EXPENDITURES

Committee on Judiciary recommends passage.

Representative Ajello moves passage of the resolution, seconded by Representatives Mattiello, Ferri, McNamara, Messier, Menard, Morrison, O'Grady, Naughton, Ruggiero, Hearn, San Bento, Medina, Tanzi, Walsh, Johnston, Cimini, Dickinson, Valencia, Melo, Lima, Blazejewski, McLaughlin, DaSilva, Azzinaro, Guthrie, Edwards, Bennett, Hull and Savage.

Read and passed, on a roll call vote, 64 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull,

Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Nunes, O'Grady, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 4: Representatives Chippendale, Costa, Gordon, Newberry.

10. 2012-S 2031

BY Tassoni

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
PSITTACINE BIRDS**

Committee on Judiciary recommends passage in concurrence.

Representative Ajello moves passage of the act, seconded by Representatives Marcello, Bennett and Petrarca.

Read and passed, in concurrence, 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 Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Tanzi, Tarro, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 0.

11. 2012-S 2681

BY McCaffrey

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -
COURTS - COMMISSION ON JUDICIAL TENURE AND DISCIPLINE**

Committee on Judiciary recommends passage in concurrence.

Representative Ajello moves passage of the act, seconded by Representatives O'Neill and Lima.

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

YEAS - 68: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Gordon, Guthrie,

Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 0.

12. 2012-S 2698

BY DiPalma

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE EMBLEMS**

Committee on Municipal Government recommends passage in concurrence.

Representative Brien moves passage of the act, seconded by Representatives Ruggiero, Martin, Medina and Edwards.

Read and passed, in concurrence, on a roll call vote, 65 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Schadone, Serpa, Silva, Tanzi, Tarro, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Gordon, Trillo.

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.

(For Transmittals to Governor, see Appendix of this Journal.)

ANNOUNCEMENTS

Representative Naughton congratulates Representative Scott Slater and his wife Bianca on the birth of their daughter, Madeline, 7lbs. 2oz..

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

Representative Ajello announces that the Committee on Judiciary will meet at the rise of the House, in the House Lounge of the State House.

Representative Handy announces that the Committee on Environment and Natural Resources will meet at the rise of the House, in Room 135 of the State House.

Representative McLaughlin congratulates Representative Chris Blazejewski and his wife Ami on their 7th Wedding Anniversary.

Representative Ferri wishes Beth Cotter from Policy, a Happy Birthday.

GUESTS

Representative Messier welcomes to the House as guests Erika Van Pelt, a top ten performer of the 11th season of American Idol, along with her mother, Lesley Van Pelt, her brother, Colin Van Pelt, and close friend, Michael Higgins.

Representative Phillips welcomes to the Chamber John Egan, Sr. and his wife, Tina Egan, along with John Chartier, State Fire Marshall, in honor of National Arson Prevention Week.

Representative Naughton welcomes to the House Chamber Beth Wilcox, Danielle Dunn, Brenda Moore, and Dr. Carolyn Young as guests from the RI Public Cord Blood Bank.

ADJOURNMENT

At 5:54 o'clock P.M. on motion of Representative McLaughlin, and as a further mark of respect to the memory of Daniel Carter; on motion of Representative Ferri, and as a further mark of respect to the memory of Margaretta Duffy; seconded by Representatives Mattiello and Newberry the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE STEPHEN R. UCCI

Dear God: We ask you to send your blessing upon this assembly today and everyday. Bestow upon us your grace, and guide us with the wisdom, to do what is just and wise for those in our state who depend on us for all their needs. Amen.

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, MAY 09, 2012:

1. 2012-H 7539 SUB A

BY Cimini

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
LICENSE PROCEDURE FOR SOCIAL WORKERS

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

2. 2012-H 7194 SUB A

BY Petrarca

ENTITLED, AN ACT RELATING TO PROPERTY -- SELF-SERVICE STORAGE
FACILITIES

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

3. 2012-H 7478

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE -- PORTABLE ELECTRONICS
INSURANCE

Committee on Corporations recommends passage.

4. 2012-H 7531

BY San Bento

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
NOTARY PUBLICS

Committee on Corporations recommends passage.

5. 2012-H 7673 SUB A

BY Petrarca

ENTITLED, AN ACT RELATING TO INSURANCE - CASUALTY INSURANCE
RATING

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

6. **2012-H 7691**

BY Kennedy

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - CREDIT UNIONS

Committee on Corporations recommends passage.

7. **2012-H 7693**

BY Kennedy

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - DECEPTIVE TRADE PRACTICES

Committee on Corporations recommends passage.

8. **2012-S 2349**

BY Jabour

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - RHODE ISLAND BUSINESS CORPORATION ACT

Committee on Corporations recommends passage in concurrence.

9. **2012-S 2351**

BY Bates

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- RHODE ISLAND NONPROFIT CORPORATION ACT

Committee on Corporations recommends passage in concurrence.

10. **2012-S 2352**

BY Lanzi

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- PARTNERSHIPS--FILING

Committee on Corporations recommends passage in concurrence.

11. **2012-S 2353**

BY Gallo

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - LIMITED PARTNERSHIPS

Committee on Corporations recommends passage in concurrence.

12. **2012-S 2354**

BY Picard

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT

Committee on Corporations recommends passage in concurrence.

13. 2012-S 2594 SUB A

BY Lanzi

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS - DEPARTMENT OF BUSINESS REGULATION

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

14. 2012-S 2596 SUB A

BY Picard

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- PROCEDURES AND OPERATIONS

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

15. 2012-S 2597 SUB A

BY Miller

ENTITLED, AN ACT RELATING TO INSURANCE - FIRE INSURANCE POLICIES AND RESERVES

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

16. 2012-S 2701

BY Goodwin

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

Committee on Corporations recommends passage in concurrence.

17. 2012-S 2846

BY Felag

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER LOCKHEED MARTIN LIBRASCOPE CORPORATION

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR TUESDAY, MAY 15, 2012:

1. 2012-H 7359 SUB A

BY Kennedy

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- STATE DECLARED DISASTERS

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

2. 2012-H 7649

BY Kennedy

ENTITLED, AN ACT RELATING TO EDUCATION - PRIVATE SCHOOLS

Committee on Health, Education & Welfare recommends passage.

3. 2012-H 7534 SUB A

BY Silva

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - AIR POLLUTION

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A.

4. 2012-H 7942 SUB A

BY Blazejewski

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - THE RHODE ISLAND CLIMATE RISK REDUCTION ACT OF 2010

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A.

5. 2012-H 7774

BY O`Grady

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Corporations recommends passage.

6. 2012-H 7775 SUB A

BY Johnston

ENTITLED, AN ACT RELATING TO INSURANCE - LIFE INSURANCE AND ANNUITIES

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

7. 2012-H 7791

BY Keable

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PROPANE GAS SALES

Committee on Corporations recommends passage.

8. 2012-H 7039

BY Corvese

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES--PURCHASING

Committee on Judiciary recommends passage.

9. 2012-H 7837 SUB A

BY Lally

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

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

10. 2012-H 7851

BY O'Neill

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND JUSTICE COMMISSION

Committee on Judiciary recommends passage.

11. 2012-H 7949 SUB A

BY Blazejewski

ENTITLED, AN ACT RELATING TO ELECTIONS - VOTER CHOICE ACT

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

12. 2012-S 2656

BY Paiva Weed

ENTITLED, JOINT RESOLUTION URGING CONGRESS TO PASS AND SEND TO THE STATES A CONSTITUTIONAL AMENDMENT PERMITTING STATE AND FEDERAL REGULATION AND RESTRICTION OF INDEPENDENT POLITICAL EXPENDITURES

Committee on Judiciary recommends passage in concurrence.

13. 2012-S 2670

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR WEDNESDAY, MAY 16, 2012:

1. 2012-H 7425 SUB A

BY Petrarca

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - EXCHANGE OF INFORMATION IN SUPPORT OF CHILD SUPPORT COLLECTION

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

2. 2012-H 7751

BY Johnston

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
STATE POLICE

Committee on Judiciary recommends passage.

3. 2012-H 7902

BY Lally

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL
INSTITUTIONS - PAROLE

Committee on Judiciary recommends passage.

IN ORDER FOR THURSDAY, MAY 17, 2012:

1. 2012-H 7078

BY McNamara

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
DENTISTS AND DENTAL HYGIENISTS

Committee on Health, Education & Welfare recommends passage.

2. 2012-H 7910

BY Ucci

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - REFUSE
DISPOSAL

Committee on Environment and Natural Resources recommends passage.

3. 2012-S 2721 SUB A as amended

BY Perry

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -
MANAGEMENT AND DISPOSAL OF PROPERTY

Committee on Environment and Natural Resources recommends indefinite
postponement of the original bill and passage of Substitute A as amended in
concurrence.

IN ORDER FOR TUESDAY, MAY 22, 2012:

1. 2012-H 7388 SUB A

BY Gallison

ENTITLED, AN ACT RELATING TO ELECTIONS

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

Francis McCabe
Clerk of the House

Tuesday, May 08, 2012

APPENDIX

CONSENT CALENDAR

IN ORDER FOR TUESDAY, MAY 15, 2012:

- 1. 2012-H 8112**

BY DaSilva

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 2. 2012-H 8113**

BY Newberry

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 3. 2012-S 2881**

BY Sheehan

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

- 4. 2012-S 2884**

BY McCaffrey

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Francis McCabe

Clerk of the House

Tuesday, May 08, 2012

APPENDIX

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 2031

BY Tassoni, Lynch, Doyle

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- PSITTACINE BIRDS (would permit birds exposed to psittacosis to be treated rather than destroyed. In addition, it would permit microchip identification of the breeder by whom they were bred) {LC44/1}

Senate Bill No. 2681

BY McCaffrey, Lynch

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - COMMISSION ON JUDICIAL TENURE AND DISCIPLINE {LC1966/1}

Senate Bill No. 2698

BY DiPalma, Lynch, Lanzi, Sheehan, Algire

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE EMBLEMS (would make the Class A size Tall Ship, commonly known as the SSV Oliver Hazard Perry, the official state sailing education vessel.) {LC1850/1}