

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. 54

Tuesday, May 22, 2012

Fifty-fourth Day

The House of Representatives meets at the State House in Providence, Tuesday, May 22, 2012 and is called to order at 4:28 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, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

ABSENT - 3: Representatives Flaherty, Palumbo, Schadone.

INVOCATION

The Honorable Speaker presents Representative Valencia 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 17, 2012 is approved.

GUESTS

Representative Chippendales welcomes to the House Chamber as guests Zachary Farnum, Lindsey Grissom, Alana Gustafson, Jennifer Kosteer and Samantha Arpin and congratulates them and their advisors from Ponaganset High School Future Farmers of America on winning Rhode Island's Annual Floriculture Career Development Events.

**REPORTS OF COMMITTEES
COMMITTEE ON FINANCE**

Representative Melo, for the Committee on Finance, reports back the following measure, with recommendation of passage:

Senate Bill No. 2872 SUB A

BY DaPonte, Ruggerio

ENTITLED, AN ACT AUTHORIZING THE CITY OF WOONSOCKET TO IMPOSE A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2011-2012 (would allow the city of Woonsocket for the fiscal year 2011-2012 to levy an additional tax on ratable property of the city including motor vehicles and trailers not to exceed \$6,600,000.) {LC2418/A/1}

05/22/2012 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. 2179 SUB A

(Attorney General)

BY Sosnowski, McCaffrey, Felag, Goodwin, Ruggerio

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT (would exclude certain offenses from eligibility for earned time for good behavior or program participation or completion.) {LC198/A/1}

05/22/2012 Placed on House Calendar

Senate Bill No. 2368

BY Lynch, McCaffrey, DiPalma, Lanzi, Perry

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES --THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATIONS (would amend the larceny and unlawful conversion provisions of the general laws pertaining to when a crime is to be treated as a felony, by increasing the threshold amount from \$500 to \$1,500.) {LC338/1}

05/22/2012 Placed on House Calendar

Senate Bill No. 2666

(State Police/Revenue)

BY DiPalma, Lombardo, Bates

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - FORGERY AND COUNTERFEITING {LC1520/1}

05/22/2012 Placed on House Calendar

Senate Bill No. 2672

(State Police)

BY Gallo, Goodwin, Lanzi

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE {LC1925/1}

05/22/2012 Placed on House Calendar

Senate Bill No. 2938

BY Lynch

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2455/1}

05/22/2012 Placed on the House Consent Calendar

Senate Bill No. 2939

BY DiPalma

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2460/1}

05/22/2012 Placed on the House Consent Calendar

Senate Bill No. 2940

BY Bates, Ottiano, Felag

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2583/1}

05/22/2012 Placed on the House Consent Calendar

Senate Bill No. 2942

BY Bates, Ottiano, Felag

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2470/1}

05/22/2012 Placed on the House Consent Calendar

House Bill No. 7112 SUB A

(Attorney General)

BY Tanzi, Walsh, Lally, Dickinson, DaSilva

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT {LC128/A/1}

05/22/2012 Placed on House Calendar

House Bill No. 7136 SUB A

BY Edwards, Cimini, O'Grady, Slater, Diaz

ENTITLED, AN ACT RELATING TO PROPERTY - RESIDENTIAL LANDLORD AND TENANT ACT (would provide a tenant of a foreclosed property greater protection against eviction.) {LC361/A/1}

05/22/2012 Placed on House Calendar

House Bill No. 7331

BY Jacquard, Tarro

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - LEVY AND SALE ON EXECUTION (would increase the exemption from attachment for working tools of a debtor and would also increase the exemption for a debtor in bankruptcy in any assets) {LC374/1}

05/22/2012 Placed on House Calendar

House Bill No. 7467 SUB A

BY Hearn, Edwards, Ruggiero

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - ACCIDENTS AND ACCIDENT REPORTS (would provide for a mandatory two year revocation of an operator's license when convicted of leaving the scene of an accident resulting in serious bodily injury) {LC126/A/1}

05/22/2012 Placed on House Calendar

House Bill No. 7496 SUB A

BY Mattiello, Newberry

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION (the annual Statutes and Statutory Construction Act, introduced to make technical corrections to the General Laws. These corrections are prepared based upon recommendations of the Law Revision Office.) {LC1317/A/4}

05/22/2012 Placed on House Calendar

House Bill No. 7835

(by request)

BY Lally, O'Neill

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - GENERAL POWERS OF SUPREME AND SUPERIOR COURTS (would increase the filing fees in the Superior court arbitration program and would make minor changes to the process.) {LC1961/1}

05/22/2012 Placed on House Calendar

House Bill No. 7842

(Attorney General)

BY Morrison, Naughton, Gallison, Blazejewski, O'Neill

ENTITLED, AN ACT RELATING TO PROPERTY - MORTGAGE AND FORECLOSURE SALE (would require a mortgagee to participate in good faith in a conciliation conference prior to initiating foreclosure proceedings. also apply only to individual consumer mortgages on any owner-occupied, one to 4 unit residential property.) {LC1999/1}

05/22/2012 Placed on House Calendar

House Bill No. 7847

(State Police)

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

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SEARCH WARRANTS (would enable a member of law enforcement serving on a statewide task force to obtain a

warrant based upon his complaint to a qualified law enforcement officer.) {LC1953/1}
05/22/2012 Placed on House Calendar

House Bill No. 8146

BY O'Neill

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF TOOLS AND ELECTRONICS (would extend the effective date of Chapter 6-53 of the General Laws entitled Purchase And Sale Of Tools And Electronics from June 15, 2012 to June 15, 2013) {LC2592/1}

05/22/2012 Placed on House Calendar

House Bill No. 8167

BY Tarro

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow Matthew Gotham to join Jessica Burch and Michael Blouin in marriage within the City of Providence, Rhode Island, on or about June 22, 2012) {LC2606/1}

05/22/2012 Placed on the House Consent Calendar

House Bill No. 8168

BY Mattiello

ENTITLED, AN ACT SOLEMNIZATION OF MARRIAGES (would allow Joanne H. Lehrer to join Jia Yu Leung and Andrew Harris Lehrer in marriage within the Town of South Kingstown, Rhode Island, on or about September 2, 2012) {LC2635/1}

05/22/2012 Placed on the House Consent Calendar

House Bill No. 8176

BY DeSimone

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (would allow The Honorable Lance J. Garth to join Susan Kim Stauch and Jason Toby Green in marriage within the City of Newport, Rhode Island, on or about August 2, 2012.) {LC2515/1}

05/22/2012 Placed on the House Consent Calendar

House Resolution No. 8177

BY Ajello

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION SYSTEM IN THE STATE OF RHODE ISLAND (would extend the reporting and expiration dates of the "Special legislative commission to study the public funded election system in the state of Rhode Island" to December 31, 2012 and February 28, 2013, respectively.) {LC2616/1}

05/22/2012 Placed on House Calendar

NEW BUSINESS

House Resolution No. 8183

BY Chippendale, Keable, Winfield

ENTITLED, HOUSE RESOLUTION CONGRATULATING THE TEAM MEMBERS AND ADVISORS OF PONAGANSET HIGH SCHOOL FUTURE FARMERS OF AMERICA ON WINNING RHODE ISLAND'S ANNUAL FLORICULTURE CAREER DEVELOPMENT EVENTS {LC2660/1}

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

There is no objection.

Read and passed, on a motion of Representative Chippendale seconded by Representatives Keable, Winfield, Tanzi, Reilly, Tomasso and Walsh by unanimous consent, on a voice vote.

House Resolution No. 8184

BY Chippendale, Costa

ENTITLED, HOUSE RESOLUTION PROCLAIMING THE MONTH OF MAY, 2012, AS "HEPATITIS AWARENESS MONTH" IN THE STATE OF RHODE ISLAND {LC2662/1}

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

There is no objection.

Read and passed, on a motion of Representative Chippendale seconded by Representatives Costa and Valencia by unanimous consent, on a voice vote.

House Resolution No. 8185

BY Mattiello, Newberry

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC2666/1}

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. 8186

BY Mattiello, Newberry

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2667/1}

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.

House Resolution No. 8187

BY Handy, Mattiello, Jacquard, Ucci, McNamara

ENTITLED, HOUSE RESOLUTION CONGRATULATING THE PARK VIEW MIDDLE SCHOOL ON BEING NAMED THE 2012 NATIONAL JUNIOR LEVEL ENERGY SCHOOL OF THE YEAR {LC2675/1}

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

There is no objection.

Read and passed, on a motion of Representative Handy seconded by Representatives Mattiello, Jacquard, Ucci, McNamara, Lima, Marcello and Tomasso by unanimous consent, on a voice vote.

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MAY 22, 2012:

1. 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.

Representative Ajello moves passage of the act, seconded by Representatives Lally, Hull, Tomasso, Chippendale, McLaughlin, Johnston and Martin.

By unanimous consent, Representative Lally seconded by Representative Ajello offers a written motion to amend.

**FLOOR AMENDMENT
TO
2012 -- H 7837 SUBSTITUTE A**

AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

Mr. Speaker:

I hereby move to amend 2012 -- H 7837 SUBSTITUTE A, entitled "AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS", as follows:

1. On page 1, line 7, after the language "activity.", by adding the following language: "It shall also be an affirmative defense for a confidential informant or witness with a conviction for a crime of violence to possess body armor when that person is engaged by a law enforcement agency, for a legitimate law enforcement purpose, and is under the direct supervision and acting under the direct authorization of the colonel or chief of police of that law enforcement agency."

Respectfully submitted,

REPRESENTATIVE LALLY

=====

LC01952/2

=====

Representative Lally 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, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Kennedy, Lally, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

Representatives Gordon and Lally 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, 67 members voting in the affirmative and 4 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, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 4: Representatives Costa, Gordon, O'Grady, Watson.

2. 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday May 29, 2012

3. 2012-H 7176 SUB A

BY Slater

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES --THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATIONS

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

Representative Ajello moves passage of the act, seconded by Representatives Diaz and Slater.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Fox and Representatives Ajello, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Costa, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Kennedy, Lally, Lima, MacBeth, Malik, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Naughton, Newberry, O'Grady, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams.

NAYS - 6: Representatives Azzinaro, Corvese, DaSilva, Marcello, Morrison, Nunes.

4. 2012-H 7601

BY Jackson

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE

Committee on Judiciary recommends passage.

Representative Jackson moves passage of the act, seconded by Representatives Ajello, Marcello, and Lally.

Read and passed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 71: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams.

NAYS - 0.



State of Rhode Island and Providence Plantations

HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL § 36-14-6

I, Rene R Menard, State Representative, District 45, hereby under oath depose and say:

- (Matter requiring action: i.e. Bill number) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and/or to vote upon:

2012 H 7602A

- (Nature of the potential conflict) I have the following interest in the matter:

trustee to a trust

- (Please select one of the following):

- A. In compliance with Section 36-14-6(1) of the General Laws I hereby state that, despite the potential conflict stated above, I am able to vote and otherwise participate fairly, objectively, and in the public interest regarding the matter described in paragraph 1 above for the following reason(s):

- B. In compliance with Section 36-14-6(1) & (2)A of the General Laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.


REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF Prov

Subscribed and sworn to under the penalties for perjury before me this 22nd day of MAY, 20012.


NOTARY PUBLIC

Representative Menard is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.


SPEAKER

5. 2012-H 7602 SUB A

BY Jackson

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--
PROCEDURE GENERALLY -- PROPERTY EXEMPT FROM ATTACHMENT,
HOMESTEAD EXEMPTION AND PROPERTY TAX EXEMPTIONS**

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

Representative Jackson moves passage of the act, seconded by Representatives Marcello, Ajello, Lally and DaSilva.

Representatives MacBeth, Jackson, Morgan, Jacquard, Reilly, Baldelli-Hunt, and Morrison discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 12 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Diaz, Edwards, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Messier, Morrison, Naughton, O'Grady, O'Neill, Petrarca, Phillips, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 12: Representatives Chippendale, Costa, Dickinson, Ehrhardt, Gordon, Menard, Morgan, Newberry, Nunes, Reilly, Trillo, Watson.



State of Rhode Island and Providence Plantations

HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL § 36-14-6

I, Rene R Menard, State Representative, District 45, hereby under oath
depose and say:

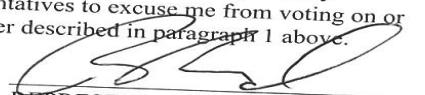
1. (Matter requiring action: i.e. Bill number) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and/or to vote upon:

2012 H 7662
2. (Nature of the potential conflict) I have the following interest in the matter:

3. (Please select one of the following):

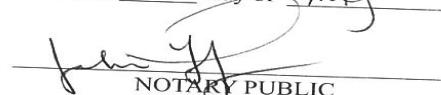
() A. In compliance with Section 36-14-6(1) of the General Laws I hereby state that, despite the potential conflict stated above, I am able to vote and otherwise participate fairly, objectively, and in the public interest regarding the matter described in paragraph 1 above for the following reason(s):

(X) B. In compliance with Section 36-14-6(1) & (2)A of the General Laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.


REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF Providence

Subscribed and sworn to under the penalties for perjury before me this 22nd day of May,
2012.


NOTARY PUBLIC

Representative Menard is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.


SPEAKER

6. 2012-H 7662

BY Jackson

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--
PROCEDURE GENERALLY -- LEVY AND SALE ON EXECUTION--PROPERTY
SUBJECT TO TAXATION**

Committee on Judiciary recommends passage.

Representative Jackson moves passage of the act, seconded by Representatives Lally, Martin, Marcello, Ajello, Ucci and Morrison.

Representatives Phillips, Jackson, Nunes and Morgan discuss the act.

Read and passed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows:

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

NAYS - 0.

7. 2012-H 7664

BY Jackson

ENTITLED, AN ACT RELATING TO FIDUCIARIES -- POWERS OF FIDUCIARIES

Committee on Judiciary recommends passage.

Representative Jackson moves passage of the act, seconded by Representatives Marcello, and Lally.

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

NAYS - 0.

8. 2012-H 7183

BY Tomasso

ENTITLED, AN ACT RELATING TO TAXATION - WEST GREENWICH

Committee on Municipal Government recommends passage.

Representative Brien moves passage of the act, seconded by Representatives Tomasso, and Handy.

Read and passed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows:

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

NAYS - 0.

9. 2012-H 7917

BY Tomasso

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF TOWNS AND CITIES

Committee on Municipal Government recommends passage.

Representative Brien moves passage of the act, seconded by Representatives Tomasso, Tanzi, and Morgan.

Read and passed, 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, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Winfield.

NAYS - 0.

10. 2012-H 7150 SUB B

BY Keable

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

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

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

The bill marked Substitute "B" is read and passed, in concurrence and the original bill, and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 71 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 71: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

11. 2012-H 7793 SUB A

BY Keable

ENTITLED, AN ACT RELATING TO INSURANCE - PRODUCER LICENSING ACT

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 Thursday May 24, 2012.

12. 2012-H 7872 SUB A

BY Keable

ENTITLED, AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS

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 Marcello, Medina, and Keable.

By unanimous consent, Representative Kennedy seconded by Representatives Mattiello, Johnston and Morrison offers a written motion to amend.

**FLOOR AMENDMENT
TO
2012 -- H 7872 SUBSTITUTE A**

AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS

Mr. Speaker:

I hereby move to amend 2012 -- H 7872 SUBSTITUTE A, entitled "AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS", as follows:

1. On page 7, line 22, by adding a colon ":" immediately after the word "STATEMENT".
2. On page 8, line 20, by adding the word "the" immediately after the word "to".
3. On page 8, line 22, by deleting the language "item 9" and by inserting in place thereof the following language: "item 7c and name of Assignor in item 9".
4. On page 9, line 9, by underlining the word "one".
5. On page 9, line 19, by adding a box "□" immediately prior to the word "COLLATERAL".
6. On page 9, line 20, by deleting the word "ASSIGNED" and by inserting in place thereof the word "ASSIGN".
7. On page 10, line 20, by deleting the word "form".
8. On page 10, line 21, by underlining the word "one".
9. On page 10, line 22, by deleting the following language: "12a."

Respectfully submitted,

REPRESENTATIVE KENNEDY

=====
LC01808/2
=====

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 Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, the original bill indefinitely postponed, on a roll call vote, 70 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 70: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 0.

13. 2012-H 8097

BY Ucci

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF COALITION OF ESSENTIAL SCHOOLS, INC.

Committee on Corporations recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 1: Representative Watson.

14. 2012-H 8134

BY Petrarca

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF ROGER WILLIAMS IPA INC.

Committee on Corporations recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 1: Representative Watson.

15. 2012-S 2167 SUB A as amended

BY Felag

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES

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

Representative Kennedy moves passage of the act, seconded by Representatives Medina and Gallison.

The bill marked Substitute "A" is read and passed, as amended in concurrence 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: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McCauley, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

16. 2012-S 2255 SUB A

BY Tassoni

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 in concurrence.

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 1: Representative Tanzi.

17. 2012-S 2285

BY Ottiano

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

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Ruggerio, Medina, Bennett, and Reilly.

Read and passed, in concurrence, 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, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Gordon, Watson.

18. 2012-S 2538 SUB A

BY Miller

ENTITLED, AN ACT RELATING TO INSURANCE - PORTABLE ELECTRONICS INSURANCE

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 Johnston.

By unanimous consent, Representative Kennedy seconded by Representative O'Neill offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2012 -- S 2538 SUBSTITUTE A**

AN ACT RELATING TO INSURANCE - PORTABLE ELECTRONICS INSURANCE

Mr. Speaker:

I hereby move to amend 2012 -- S 2538 SUBSTITUTE A, entitled "AN ACT RELATING TO INSURANCE - PORTABLE ELECTRONICS INSURANCE", as follows:

1. On page 2, line 34, by adding an "s" to the end of the word "requirement".

Respectfully submitted,

REPRESENTATIVE KENNEDY

=====
LC01595/2
=====

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 Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

Representatives Lima, Kennedy and Watson 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, 54 members voting in the affirmative and 14 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Carnevale, Cimini, Coderre, Corvese, DeSimone, Diaz, Dickinson, Edwards, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, Johnston, Kennedy, Lally, Lima, MacBeth, Marcello, Martin, Mattiello, McLaughlin, McNamara, Melo, Menard, Messier, Morrison, Naughton, Nunes, O'Grady, O'Neill, Petrarca, Phillips, Ruggiero, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 14: Representatives Chippendale, Costa, DaSilva, Ehrhardt, Gordon, Keable, Malik, Medina, Morgan, Newberry, Reilly, Savage, Trillo, Watson.

19. 2012-S 2704 as amended

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Corporations recommends passage as amended in concurrence.

Representative Kennedy moves passage of the act, as amended seconded by Representatives O'Neill, and Medina.

Read and passed, as amended in concurrence, on a roll call vote, 63 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Carnevale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Ucci, Valencia, Walsh, Williams, Winfield.

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

20. 2012-S 2685 SUB A

BY McCaffrey

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

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

Representative Ajello moves passage of the act, seconded by Representatives Chippendale, Hull, Tomasso and Lally.

By unanimous consent, Representative Lally, seconded by Representative Ucci offers a written motion to amend.

**F L O O R A M E N D M E N T
T O
2012 -- S 2685 SUBSTITUTE A**

AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS

Mr. Speaker:

I hereby move to amend 2012 -- S 2685 SUBSTITUTE A, entitled "AN ACT RELATING TO CRIMINAL OFFENSES - WEAPONS", as follows:

1. On page 1, line 7, after the language "activity.", by adding the following language: "It shall also be an affirmative defense for a confidential informant or witness with a conviction for a crime of violence to possess body armor when that person is engaged by a law enforcement agency, for a legitimate law enforcement purpose, and is under the direct supervision and acting under the direct authorization of the colonel or chief of police of that law enforcement agency."

Respectfully submitted,

REPRESENTATIVE LALLY

LC01972/2

Representative Lally discusses the amendment.

The motion to amend prevails on a roll call vote 69 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 69: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Baldelli-Hunt, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Gordon, Guthrie, Handy, Hearn, Hull, Jackson, Jacquard, 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, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 1: Representative Watson.

Representative Gordon discusses 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, 63 members voting in the affirmative and 4 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Carnevale, Chippendale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Gallison, Guthrie, Handy, Hearn, Hull, Jackson,

Jacquard, Johnston, Keable, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morgan, Morrison, Naughton, Newberry, Nunes, O'Neill, Petrarca, Phillips, Reilly, Ruggiero, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 4: Representatives Costa, Gordon, O'Grady, Watson.

CONSENT CALENDAR

From the Consent Calendar are taken:

IN ORDER FOR TUESDAY, MAY 22, 2012:

1. 2012-H 8145

BY Hearn

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

2. 2012-H 8147

BY Morgan

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

Majority Leader Mattiello moves passage of the Consent Calendar, seconded by Minority Leader Newberry.

The Consent Calendar prevails on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows:

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

NAYS - 0.

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 Diaz announces the Rhode Island Alliance of Boys and Girls Clubs will hold the RI Youth of the Year Legislative Reception tomorrow at 3:00 P.M. in the Governor's State Room.

Representative Ferri recognizes the John Wickes Elementary -3rd Grade Classes of Ms. Bonetti and Ms. Robinson who had a mock session here yesterday and had a great time.

Majority Leader Mattiello announces on Wednesday at 2 o'clock P.M. in the Rotunda on the steps the class picture of all members will be taken. All members are invited to a dinner at the rise of the House tomorrow in the Leaders Lounge.

Representative Tanzi congratulates the Narragansett Pier Middle School Boys Track and Field Team on becoming the State Champions.

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 Serpa announces that the Committee on Small Business will meet at the rise of the House, in Room 135 of the State House.

Representative Handy congratulates Park View Middle School on being named the 2012 National Junior Level Energy School of the Year for the 2nd year in a row.

ADJOURNMENT

At 5:29 o'clock P.M. on motion of Representative Chippendale, and as a further mark of respect to the memory of Christopher W. Brown, Sr.; on motion of Representative Ruggiero, and as a further mark of respect to the memory of Clarke Westall; on motion of Representative Ehrhardt, and as a further mark of respect to the memory of William H. Maine; seconded by Representatives Mattiello and Newberry the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE LARRY VALENCIA

Dear Lord: As the rains of spring give way to the summer sun. Let us always be mindful that change forms the basis of life. We must always try to listen and learn from each other and be willing to embrace positive changes to better the lives of all our citizens. Amen.

APPENDIX

CONSENTCALENDAR

IN ORDER FOR THURSDAY, MAY 24, 2012:

- 1. 2012-H 8167**
BY Tarro
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 2. 2012-H 8168**
BY Mattiello
ENTITLED, AN ACT SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 3. 2012-H 8176**
BY DeSimone
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

- 4. 2012-S 2938**
BY Lynch
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

- 5. 2012-S 2939**
BY DiPalma
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

- 6. 2012-S 2940**
BY Bates
ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

7. **2012-S 2942**

BY Bates

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, May 22, 2012

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, MAY 23, 2012:

1. 2012-H 7126 SUB A

BY McNamara

ENTITLED, AN ACT RELATING TO EDUCATION - STATEWIDE VIRTUAL EDUCATION

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

2. 2012-H 7447 SUB A

BY Malik

ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS

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

3. 2012-H 7834 SUB A

BY Diaz

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE RHODE ISLAND LUPUS EDUCATION AND AWARENESS PLAN

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

4. 2012-H 7435

BY Valencia

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - LOW SPEED VEHICLES

Committee on Municipal Government recommends passage.

5. 2012-H 7870 as amended

BY Martin

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE SAILING EDUCATION VESSEL

Committee on Municipal Government recommends passage as amended in concurrence.

6. **2012-H 8135**

BY Serpa

ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK

Committee on Municipal Government recommends passage.

7. **2012-H 8153**

BY Mattiello

ENTITLED, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ESTABLISH, ADOPT AND REAPPORTION THE TOWN COUNCIL AND SCHOOL COMMITTEE VOTING WARDS

Committee on Municipal Government recommends passage.

8. **2012-H 8155**

BY Fox

ENTITLED, AN ACT RELATING TO THE GENERAL ASSEMBLY - RENAMING THE ART CENTER AT RHODE ISLAND COLLEGE

Committee on Municipal Government recommends passage.

9. **2012-H 8156**

BY Menard

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE

Committee on Municipal Government recommends passage.

10. **2012-S 2173 SUB A as amended**

BY Felag

ENTITLED, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS

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

11. **2012-S 2858**

BY Jabour

ENTITLED, JOINT RESOLUTION AFFIRMING THE NEED FOR A STATE PLAN FOR ALZHEIMER'S DISEASE AND RELATED DISORDERS

Committee on Health, Education & Welfare recommends passage in concurrence.

IN ORDER FOR THURSDAY, MAY 24, 2012:

1. 2012-H 7793 SUB A

BY Keable

ENTITLED, AN ACT RELATING TO INSURANCE - PRODUCER LICENSING ACT

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

2. 2012-H 7066 SUB A as amended

BY Gallison

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES

Ordered to be placed on the Calendar for passage in concurrence.

3. 2012-H 7112 SUB A

BY Tanzi

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT

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

4. 2012-H 7331

BY Jacquard

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - LEVY AND SALE ON EXECUTION

Committee on Judiciary recommends passage.

5. 2012-H 7496 SUB A

BY Mattiello

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION

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

6. 2012-H 8146

BY O'Neill

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW--GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF TOOLS AND ELECTRONICS

Committee on Judiciary recommends passage.

7. **2012-H 8177**

BY Ajello

ENTITLED, JOINT RESOLUTION EXTENDING THE REPORTING AND EXPIRATION DATES OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE PUBLIC FUNDED ELECTION SYSTEM IN THE STATE OF RHODE ISLAND

Committee on Judiciary recommends passage.

8. **2012-S 2185**

BY Felag

ENTITLED, AN ACT RELATING TO EDUCATION - RHODE ISLAND CERTIFICATION STANDARDS BOARD

Ordered to be placed on the Calendar for passage in concurrence.

9. **2012-S 2488**

BY Perry

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

Ordered to be placed on the Calendar for passage in concurrence.

10. **2012-S 2542 SUB A**

BY Pichardo

ENTITLED, AN ACT RELATING TO EDUCATION - COMPULSORY ATTENDANCE

Ordered to be placed on the Calendar for passage in concurrence.

11. **2012-S 2609 SUB A**

BY Gallo

ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO ASSESS THE EDUCATIONAL NEEDS OF CHILDREN WITH READING DISABILITIES AND DYSLEXIA

Ordered to be placed on the Calendar for passage in concurrence.

12. **2012-S 2613 SUB A**

BY Sosnowski

ENTITLED, AN ACT RELATING TO FISH AND WILDLIFE - GENERAL PROVISIONS

Ordered to be placed on the Calendar for passage in concurrence.

13. 2012-S 2617 SUB A

BY Fogarty

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --
INSPECTION OF DAMS

Ordered to be placed on the Calendar for passage in concurrence.

14. 2012-S 2623

BY Lynch

ENTITLED, AN ACT EXEMPTING FROM TAXATION CLOUDS HILL
VICTORIAN HOUSE MUSEUM IN AN AMOUNT NOT EXCEEDING THREE
MILLION DOLLARS (\$3,000,000)

Ordered to be placed on the Calendar for passage in concurrence.

15. 2012-S 2628

BY Shibley

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - INDEBTEDNESS OF
TOWNS AND CITIES

Committee on Municipal Government recommends passage in concurrence.

16. 2012-S 2724 SUB A

BY DiPalma

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
SOVEREIGNTY AND JURISDICTION OF STATE

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

17. 2012-S 2747

BY Fogarty

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

Ordered to be placed on the Calendar for passage in concurrence.

18. 2012-S 2766

BY Fogarty

ENTITLED, AN ACT RELATING TO THE PRESERVATION OF FARM LAND
AND OPEN SPACE IN THE TOWN OF GLOCESTER AND ESTABLISHING A
LAND TRUST

Committee on Municipal Government recommends passage in concurrence.

19. 2012-S 2817 SUB A

BY Paiva Weed

ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY -- ROBERT J.
MCKENNA BOULEVARD

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

20. 2012-S 2834

BY Algiere

ENTITLED, AN ACT AUTHORIZING AN INCREASE IN THE HOLDINGS OF
MEMORIAL AND LIBRARY ASSOCIATION

Ordered to be placed on the Calendar for passage in concurrence.

21. 2012-S 2906

BY Paiva Weed

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL
LICENSES

Committee on Municipal Government recommends passage in concurrence.

22. 2012-S 2948

BY Crowley

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL
LICENSES

Ordered to be placed on the Calendar for passage in concurrence.

23. 2012-S 2954

BY Pinga

ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK

Committee on Municipal Government recommends passage in concurrence.

24. 2012-S 2872 SUB A

BY DaPonte

ENTITLED, AN ACT AUTHORIZING THE CITY OF WOONSOCKET TO IMPOSE
A SUPPLEMENTAL TAX FOR THE FISCAL YEAR 2011-2012

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

25. 2012-S 2179 SUB A

BY Sosnowski

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT

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

26. 2012-S 2666

BY DiPalma

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - FORGERY AND COUNTERFEITING

Committee on Judiciary recommends passage in concurrence.

27. 2012-S 2672

BY Gallo

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

Committee on Judiciary recommends passage in concurrence.

IN ORDER FOR TUESDAY, MAY 29, 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.

2. 2012-H 7136 SUB A

BY Edwards

ENTITLED, AN ACT RELATING TO PROPERTY - RESIDENTIAL LANDLORD AND TENANT ACT

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

3. 2012-H 7467 SUB A

BY Hearn

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - ACCIDENTS AND ACCIDENT REPORTS

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

4. 2012-H 7842

BY Morrison

ENTITLED, AN ACT RELATING TO PROPERTY - MORTGAGE AND FORECLOSURE SALE

Committee on Judiciary recommends passage.

5. 2012-H 7847

BY O'Neill

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE - SEARCH WARRANTS

Committee on Judiciary recommends passage.

6. 2012-H 7835

BY Lally

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - GENERAL POWERS OF SUPREME AND SUPERIOR COURTS

Committee on Judiciary recommends passage.

7. 2012-S 2368

BY Lynch

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMMUNITY OBLIGATIONS AND BANKING OFFENSES --THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATIONS

Committee on Judiciary recommends passage in concurrence.

Francis McCabe
Clerk of the House

Tuesday, May 22, 2012

APPENDIX

TRANSMITTED TO THE GOVERNOR

House Bill No. 7150 SUB B

(Secretary of State)

BY Keable, Edwards, Nunes

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS -- RHODE ISLAND NON-PROFIT CORPORATION ACT (would provide for the filing of restated articles of incorporation previously amended with guidelines for restating said articles) {LC455/B/1}

Senate Bill No. 2167 SUB A as amended

BY Felag, Goodwin

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES - REGULATION OF SALES (would allow holders of Class A liquor licenses to remain open on Sundays until 9:00 p.m. if the following Monday is a holiday) {LC402/A/1}

Senate Bill No. 2255 SUB A

BY Tassoni, Lanzi, DeVall

ENTITLED, AN ACT RELATING TO PROPERTY -- SELF-SERVICE STORAGE FACILITIES (would allow the owner of a storage unit to take action 5 days after default and would expand the notice requirement to include verified electronic mail/would also provide clauses to be included in the rental agreement.) {LC869/A/1}

Senate Bill No. 2285

BY Ottiano, Jabour, Bates, Cote, Lynch

ENTITLED, AN ACT RELATING TO CORPORATIONS - ASSOCIATIONS AND PARTNERSHIPS - PROFESSIONAL SERVICE CORPORATIONS (would add psychologists, midwives and nurse-midwives to the list of professions included in the definition of professional services in the provisions of the general laws regulating professional service corporations.) {LC1071/1}

Senate Bill No. 2704 as amended

(Public Utilities)

BY Walaska

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (would amend the penalties for pipeline safety violations committed in RI to be consistent with federal law, thereby ensuring that the state is able to retain its annual federal enforcement certification status.) {LC1918/1}