

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. 55

Wednesday, May 23, 2012

Fifty-fifth Day

The House of Representatives meets at the State House in Providence, Wednesday, May 23, 2012 and is called to order at 4:21 o'clock P.M., by the Honorable Gordon D. Fox, Speaker.

The roll is called and a quorum is declared present with 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, Flaherty, 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, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

ABSENT - 3: Representatives Gordon, McCauley, Schadone.

INVOCATION

The Honorable Speaker presents Representative Cimini who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Tuesday, May 22, 2012 is approved.

ANNOUNCEMENT

Please be informed that Representative Morgan will be unable to attend session on Thursday, May 24, 2012.

GUESTS

Representative Kennedy welcomes to the House Chamber as guests his sister, Tracey Kennedy; his mother, Jeanette Kennedy; his father, Ronald Kennedy and Tracey's invited guest Kim Hunter.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

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

Senate Bill No. 2387 SUB A

BY Perry, Metts, Crowley, Miller, DeVall

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - DUTIES OF UTILITIES AND CARRIERS (would require that the public utilities commission and the RI division of utilities and carriers establish a program to require electric utilities to conduct voltage detection surveys and complete timely repairs of faults) {LC384/A/1}

05/23/2012 Placed on House Calendar

House Bill No. 7359 SUB A

BY Kennedy, San Bento, Williams, Naughton, Coderre

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - STATE DECLARED DISASTERS (would provide thresholds for establishing presence, residency or doing business in the state for out-of-state employees and companies during a state of emergency declared by either the governor or the president of the US) {LC891/A/2}

05/23/2012 Placed on House Calendar

House Bill No. 7479 SUB A

BY Kennedy, San Bento

ENTITLED, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES (would provide that loss reserve information for claims subject to a documented coverage dispute between an insurer & an insured need not be provided to the first named insured or such insured's authorized agent or broker.) {LC1339/A/2}

05/23/2012 Placed on House Calendar

House Bill No. 7532 SUB A

BY Tarro, Dickinson

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - DUTIES OF UTILITIES AND CARRIERS (would require that the public utilities commission & the RI division of utilities and carriers establish a program to require electric utilities to conduct voltage

detection surveys & complete timely repairs of faults contributing to contact voltage.)

{LC1388/A/1}

05/23/2012 Placed on House Calendar

House Bill No. 7683

BY Ehrhardt

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - DISTRIBUTED GENERATION STANDARD CONTRACTS (would add to the data required to be included in reports by electric distribution companies) {LC1754/1}

05/23/2012 Placed on House Calendar

House Resolution No. 8004

BY Lima, Gallison, Melo, Nunes, Ruggiero

ENTITLED, HOUSE RESOLUTION REINSTATING THE LIFE OF AND EXTENDING THE REPORTING DATE AND EXPIRATION DATES OF THE SPECIAL HOUSE COMMISSION TO EXAMINE THE ISSUE OF LICENSING BUILDERS AND CONTRACTORS (reinstates the life & extends the reporting & expiration dates of the Special House Commission to Examine the Issue of Licensing Builders and Contractors from May 6, 2010, to March 5, 2013, & said commission would expire on June 5, 2013.) {LC2142/1}

05/23/2012 Placed on House Calendar

NEW BUSINESS

House Bill No. 8188

BY Ucci, Fellela, Petrarca, Marcello, Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RESOURCE RECOVERY CORPORATION {LC2676/1}

05/23/2012 Introduced, referred to House Environment and Natural Resources

House Bill No. 8189

BY Ucci, Fellela, Petrarca, Marcello, Carnevale

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RESOURCE RECOVERY CORPORATION {LC2677/1}

05/23/2012 Introduced, referred to House Environment and Natural Resources

House Bill No. 8190

BY Ucci, Petrarca, Fellela, Carnevale

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE PURCHASES {LC2678/1}

05/23/2012 Introduced, referred to House Finance

House Bill No. 8191

BY Edwards, Reilly, Gallison

ENTITLED, AN ACT RELATING TO TAXATION - EXEMPTIONS FOR ARTISTS - TIVERTON {LC2669/1}

05/23/2012 Introduced, referred to House Finance

House Bill No. 8192**BY** Blazejewski**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES - LIABILITY AND COMPUTATION {LC2650/1}

05/23/2012 Introduced, referred to House Finance

House Resolution No. 8193**BY** Costa, Baldelli-Hunt, Chippendale, Palumbo, Edwards**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY URGING GOVERNOR CHAFEE TO CEASE ANY AND ALL ACTIONS THAT ARE PREVENTING STATE DEPARTMENTS AND/OR AGENCIES FROM SURRENDERING JASON PLEAU TO FEDERAL AUTHORITIES {LC2646/1}

05/23/2012 Introduced, referred to House Judiciary

House Resolution No. 8194**BY** Walsh, Tanzi, Ruggiero, Ferri, Naughton**ENTITLED**, JOINT RESOLUTION PROCLAIMING AUGUST 10TH THROUGH SEPTEMBER 30TH OF 2012 TO BE "RHODE ISLAND LAND TRUST DAYS" {LC2529/1}

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

There is no objection.

Read and passed, on a motion of Representative Walsh seconded by Representatives Tanzi, Ruggiero, Ferri, Naughton, Coderre, Ajello, Handy, Williams, Phillips, Johnston, O'Neill, Cimini, Tomasso, Newberry, Reilly, Valencia and Chippendale by unanimous consent, on a voice vote.

House Bill No. 8195**BY** Winfield, Petrarca**ENTITLED**, AN ACT RELATING TO BRYANT UNIVERSITY {LC2639/1}

05/23/2012 Introduced, referred to House Finance

House Resolution No. 8196**BY** Fox, Mattiello, Newberry, Bennett, McNamara**ENTITLED**, HOUSE RESOLUTION PROCLAIMING MAY 23, 2012, AS "SHAPE UP RHODE ISLAND DAY" IN THE STATE OF RHODE ISLAND {LC2630/1}

Representative Mattiello requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Mattiello seconded by Representatives Newberry, Bennett, McNamara, Cimini, Ajello and Tomasso by unanimous consent, on a voice vote.

House Resolution No. 8197**BY** Menard, Petrarca, O`Grady**ENTITLED**, HOUSE RESOLUTION CONGRATULATING DORY E. ENRIGHT ON BEING NAMED VALEDICTORIAN OF THE LINCOLN HIGH SCHOOL CLASS OF 2012
{LC2664/1}

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

There is no objection.

Read and passed, on a motion of Representative Menard seconded by Representatives Petrarca and O`Grady by unanimous consent, on a voice vote.

House Resolution No. 8198**BY** Menard, Petrarca, O`Grady**ENTITLED**, HOUSE RESOLUTION CONGRATULATING JESSICA A. CARRIGNAN BEING NAMED SALUTATORIAN OF THE LINCOLN HIGH SCHOOL CLASS OF 2012
{LC2665/1}

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

There is no objection.

Read and passed, on a motion of Representative Menard seconded by Representatives Petrarca and O`Grady by unanimous consent, on a voice vote.

House Resolution No. 8199**BY** Diaz, Slater, Mattiello, Newberry, Lima**ENTITLED**, HOUSE RESOLUTION HONORING AND COMMENDING THE BOYS AND GIRLS CLUBS OF RHODE ISLAND YOUTH OF THE YEAR PROGRAM {LC2671/1}

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

There is no objection.

Read and passed, on a motion of Representative Diaz seconded by Representatives Slater, Mattiello, Newberry, Lima, Phillips, Johnston, Ajello, Cimini, Coderre, Menard and Messier by unanimous consent, on a voice vote.

House Resolution No. 8200**BY** Tomasso, Handy, Walsh, Cimini, Bennett**ENTITLED**, HOUSE RESOLUTION HOUSE RESOLUTION RECOGNIZING AND CELEBRATING THE ONE-YEAR ANNIVERSARY OF THE "SCRIPT YOUR FUTURE" CAMPAIGN IN RHODE ISLAND {LC2682/1}

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

There is no objection.

Read and passed, on a motion of Representative Tomasso seconded by Representatives Handy, Walsh, Cimini, Bennett, Hull, McLaughlin, Chippendale, Valencia and Tanzi by unanimous consent, on a voice vote.

House Resolution No. 8201**BY** Lima, Jacquard, Handy, Mattiello, Palumbo**ENTITLED**, HOUSE RESOLUTION EXPRESSING SINCERE AND HEARTFELT CONDOLENCES ON THE PASSING OF THE HONORABLE MICHAEL SEPE {LC2679/1}

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

There is no objection.

Read and passed, on a motion of Representative Lima seconded by Representatives Jacquard, Handy, Mattiello, Palumbo, Marcello, Ucci, McNamara, Fox, Corvese, Hull, Bennett, Trillo, Morgan, Fellela, Ruggiero, Johnston, Tomasso, Cimini, Menard, Diaz and Coderre by unanimous consent, on a rising vote.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 2049**BY** Paiva Weed, DiPalma, Ottiano, Bates, Felag**ENTITLED**, AN ACT RELATING TO TAXATION - SALES AND USE TAXES (would exempt package tour and scenic and sightseeing transportation services from sales and use taxes) {LC232/1}

05/23/2012 Referred to House Finance

Senate Bill No. 2120**BY** DiPalma, Felag**ENTITLED**, AN ACT RELATING TO TAXATION - EXEMPTIONS FOR ARTISTS - TIVERTON (would add an area located in the Town of Tiverton to the tax exempt artistic

communities.) {LC56/1}
05/23/2012 Referred to House Finance

Senate Bill No. 2447 SUB A as amended

BY Perry

ENTITLED, AN ACT RELATING TO EDUCATION -- BOARD OF GOVERNORS FOR HIGHER EDUCATION (would authorize the addition of a voting student representative member to be the RI board of regents for elementary and secondary education.) {LC1141/A/1}
05/23/2012 Referred to House H.E.W.

Senate Bill No. 2849

BY McCaffrey

ENTITLED, AN ACT RELATING TO ENVIRONMENTAL MANAGEMENT - HEARING OFFICERS (would require the governor to obtain the advice and consent of the senate regarding the appointment of the chief DEM hearing officer) {LC2332/1}
05/23/2012 Referred to House Judiciary

Senate Bill No. 2941

BY McCaffrey

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS {LC2572/1}
05/23/2012 Referred to House Finance

Senate Resolution No. 2992

BY Sosnowski, Felag, Picard, Miller, McCaffrey

ENTITLED, JOINT RESOLUTION PROCLAIMING AUGUST 10TH THROUGH SEPTEMBER 30TH OF 2012 TO BE "RHODE ISLAND LAND TRUST DAYS" {LC2588/1}
05/23/2012 Referred to House Municipal Government

Senate Bill No. 2993

BY Sosnowski

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF RHODE ISLAND CHAPTER, INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, INC. {LC2655/1}
05/23/2012 Referred to House Corporations

Senate Bill No. 2995

BY Felag, Bates, Ottiano, Shibley, Walaska

ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCE {LC2615/1}
05/23/2012 Placed on House Calendar

CALENDAR

From the Calendar are taken:

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.

Representative McNamara moves passage of the act, seconded by Representatives Handy, Phillips, Tomasso, Serpa, Ruggerio, Messier, Malik, Ferri, Trillo, Savage, Hull, Bennett and Blazejewski.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Carnevale, Chippendale, Cimini, Corvese, Costa, DaSilva, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Johnston, Keable, Kennedy, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Messier, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Menard, Morrison.

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.

Representative McNamara moves passage of the act, seconded by Representatives Chippendale, Savage, Bennett, MacBeth, Reilly, McLaughlin, Guthrie, Azzinaro, Malik, Corvese, Morrison, Coderre, Walsh, Tomasso, Dickinson and Ajello.

Representatives Menard and McNamara discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Fox and Representatives Ajello, Azzinaro, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, DaSilva, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Johnston, Keable, Kennedy, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morrison, Naughton, Newberry, Nunes, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Costa, Watson.

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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday May 30, 2012

4. 2012-H 7435

BY Valencia

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

Committee on Municipal Government recommends passage.

Majority Leader Mattiello commits the act to the Committee on Municipal Government. There is no objection.

Read and recommitted to the Committee on Municipal Government.

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.

Representative Brien moves passage of the act, as amended seconded by Representatives Mattiello, Ruggerio and Handy.

Representatives Ehrhardt and Martin discuss the act, as amended.

Read and passed, as amended, in concurrence, on a roll call vote, 66 members voting in the affirmative and 1 member voting in the negative as follows:

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

NAYS - 1: Representative Trillo.

6. 2012-H 8135

BY Serpa

ENTITLED, AN ACT RELATING TO THE TOWN OF WEST WARWICK

Committee on Municipal Government recommends passage.

Representative Brien moves passage of the act, seconded by Representative Nunes.

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

NAYS - 0.

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.

Representative Brien moves passage of the act, seconded by Representatives Marcello, Mattiello and Lima.

Read and passed, on a roll call vote, 67 members voting in the affirmative and 0 members voting in the negative as follows:

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

NAYS - 0.

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.

Representative Brien moves passage of the act, seconded by Representatives Mattiello, Cimini, McNamara and Blazejewski.

Representatives Watson, Lima, Reilly, Brien, and Mattiello discuss the act.

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

NAYS - 0.

9. 2012-H 8156

BY Menard

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

Committee on Municipal Government recommends passage.

Representative Brien moves passage of the act, seconded by Representatives MacBeth, Menard, Johnston and Dickinson.

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, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, Williams, Winfield.

NAYS - 0.

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.

Representative McNamara moves passage of the act, as amended, seconded by Representatives Mattiello, Malik, Morrison, Tomasso, Bennett, Coderre, Savage, Reilly, McLaughlin and Chippendale.

The bill marked Substitute "A" is read and passed, as amended and in concurrence 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, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Corvese, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Williams, Winfield.

NAYS - 2: Representatives Costa, Watson.

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.

Representative McNamara moves passage of the resolution, seconded by Representatives Naughton, Valencia, Medina, Coderre, Morrison and Hull.

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, Bennett, Blazejewski, Brien, Carnevale, Chippendale, Cimini, Coderre, Costa, DaSilva, DeSimone, Diaz, Dickinson, Edwards, Ehrhardt, Fellela, Ferri, Flaherty, Gallison, Guthrie, Handy, Hearn, Hull, Jackson, Johnston, Keable, Kennedy, Lally, Lima, MacBeth, Malik, Marcello, Martin, Mattiello, McLaughlin, McNamara, Medina, Melo, Menard, Messier, Morrison, Naughton, Newberry, Nunes, O'Grady, O'Neill, Palumbo, Petrarca, Phillips, Reilly, Ruggiero, San Bento, Savage, Serpa, Silva, Slater, Tanzi, Tarro, Tomasso, Trillo, Ucci, Valencia, Walsh, Watson, 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.)

GUESTS

Representative Diaz welcomes to the House Chamber as guests the candidates for the Annual Boy's & Girl's Club Youth of the Year Scholarship competition-Ryan Gomes, Lauren A. Kowalski, Alonzo L. Ocasio, Genesis G. Sanchez, Brianna N. Bier, Lanier L. Chapman and Shantel G. Hall along with Joan Milas, representative from the Boys and Girls Club.

The Honorable Speaker Fox welcomes and congratulates all the boys and girls chosen for the Youth of the Year Scholarships.

Representative Phillips congratulates Alonzo Ocasio on being selected for the Youth of the Year Scholarship competition.

Representative Tomasso welcomes to the Chamber Daniel Lefkowitz, President Elect of the RI Pharmacist Association; Kylie Aubin, RIPA Council and Erin Arcand, Field Organizer Script Your Future.

ANNOUNCEMENTS

Representative Kennedy congratulates Representative McNamara on receiving the Tracey Kennedy Advocacy Award from the American Heart Association.

Representative Kennedy announces that the Committee on Corporations will meet after dinner break, in Room 313 of the State House and tomorrow at the rise of the House in the House Lounge.

Representative Melo announces that the Committee on Finance will meet tomorrow at 2 o'clock P.M. in Room 35 of the State House.

Representative Hull congratulates Representative Flaherty's daughter, Veronica Flaherty on graduating from Marquette University.

DESK HELD OPEN

The Honorable Speaker Fox announces the desk will remain open for additional business.

ADJOURNMENT

At 5:14 o'clock P.M. on motion of Representative Corvese, and as a further mark of respect to the memory of Steven Albanese; on motion of Representative Lima, and as a further mark of respect to the memory of the Honorable Michael Sepe; seconded by Representatives Mattiello and Newberry the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE MARIA E. CIMINI

Heavenly Father, It is your will that has brought us here together. When we make our decisions let us not rely upon our own knowledge and judgment but let us rely upon You for wisdom and truth in all we do as legislators. Amen.

APPENDIX
CONSENT CALENDAR

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 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 Algieri
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-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.

8. 2012-H 7479 SUB A**BY** Kennedy**ENTITLED**, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES

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

9. **2012-H 7532 SUB A**
BY Tarro
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
DUTIES OF UTILITIES AND CARRIERS

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

10. **2012-H 7683**
BY Ehrhardt
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
DISTRIBUTED GENERATION STANDARD CONTRACTS

Committee on Corporations recommends passage.

11. **2012-H 8004**
BY Lima
ENTITLED, HOUSE RESOLUTION REINSTATING THE LIFE OF AND
EXTENDING THE REPORTING DATE AND EXPIRATION DATES OF THE
SPECIAL HOUSE COMMISSION TO EXAMINE THE ISSUE OF LICENSING
BUILDERS AND CONTRACTORS

Committee on Corporations recommends passage.

12. **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.

13. **2012-S 2387 SUB A**
BY Perry
ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -
DUTIES OF UTILITIES AND CARRIERS

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

14. **2012-S 2995**
BY Felag
ENTITLED, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL
OBSERVANCE

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

IN ORDER FOR WEDNESDAY, MAY 30, 2012:

1. 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.

Francis McCabe
Clerk of the House

Wednesday, May 23, 2012

APPENDIX**TRANSMITTED TO THE GOVERNOR****House Bill No. 7870 as amended****BY** Martin, Ruggiero**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE SAILING EDUCATION VESSEL (designates the SSV Oliver Hazard Perry the state's official sailing education vessel.) {LC1836/1}**Senate Bill No. 2173 SUB A as amended****BY** Felag, Walaska, DiPalma**ENTITLED**, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS (would allow bus drivers and monitors to administer epinephrine under certain circumstances) {LC564/A/1}**Senate Resolution No. 2858****BY** Jabour, Ruggiero**ENTITLED**, JOINT RESOLUTION AFFIRMING THE NEED FOR A STATE PLAN FOR ALZHEIMER'S DISEASE AND RELATED DISORDERS {LC2415/1}