

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 sixth day of January in the year of Our Lord two thousand and four.

Volume 131, No. 58

Tuesday, June 8, 2004

Fifty-eighth Day

The House of Representatives meets at the State House in Providence, Tuesday, June 8, 2004 and is called to order at 4:15 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 70 members present and 5 members absent as follows:

PRESENT – 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 5: Representatives Harwood, Lima, Palumbo, Scott, Smith.

INVOCATION

The Honorable Speaker presents Representative Giannini 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, June 3, 2004, is approved as printed.

CORRECTION

By unanimous consent, the House Journal of Wednesday, June 2, 2004 is hereby corrected on page 3, line 10, by deleting H.E.W. and inserting Corporations therefore.

ANNOUNCEMENT

Representative Charlene Lima will be absent from session June 8, 2004.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 2035

BY Blais, Breene, Raptakis

ENTITLED, AN ACT RELATING TO THE REGULATION OF EARTH REMOVAL AND GRAVEL PROCESSING IN THE TOWN OF COVENTRY {LC43/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 2176

BY Tassoni, Fogarty P

ENTITLED, AN ACT RELATING TO TAXATION -- MUNICIPAL LIEN CERTIFICATES {LC1258/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 2510 SUB A

BY Caprio F, Damiani, Raptakis

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNIT PRICING {LC2598/2/A}

06/08/2004 Referred to House Corporations

Senate Bill No. 2675 as amended

BY Gibbs, Perry, Roberts, Parella, Bates

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC1713/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 3022

BY Paiva-Weed, Gibbs

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS {LC2986/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 3116**BY** Tassoni**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES {LC3410/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 3118**BY** Parella**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,500,000 TO CONSTRUCT A GYMNASIUM, FOR PORTSMOUTH HIGH SCHOOL {LC3414/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 3133**BY** Caprio F**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- LAND SURVEYORS {LC3476/1}

06/08/2004 Referred to House Corporations

Senate Bill No. 2749 SUB A as amended**BY** Badeau**ENTITLED**, AN ACT RELATING TO WORKERS' COMPENSATION -- PROCEDURE {LC2329/1/A}

06/08/2004 Referred to House Labor

Senate Bill No. 2784 SUB A**BY** Ruggerio, DaPonte, Ciccone, Lanzi, Goodwin**ENTITLED**, AN ACT RELATING TO ELECTRICAL TRADES {LC2595/1/A}

06/08/2004 Referred to House Labor

Senate Bill No. 2787**BY** Ruggerio, DaPonte, Ciccone, Lanzi, Goodwin**ENTITLED**, AN ACT RELATING TO ELECTRICIANS {LC2591/1}

06/08/2004 Referred to House Labor

Senate Bill No. 2016 SUB A (Lt. Governor)**BY** Roberts, Paiva-Weed, Perry, Goodwin, Gibbs**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- PHARMACEUTICAL ASSISTANCE TO THE ELDERLY ACT {LC513/1/A}

06/08/2004 Referred to House Finance

House Bill No. 7308 SUB B**BY** Moura, Montanaro**ENTITLED**, AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY CONTRACTORS {LC629/1/B}

06/08/2004 House held on desk

House Bill No. 8063 SUB A as amended

BY Palumbo

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PLUMBERS AND IRRIGATORS {LC2627/2/A}

06/08/2004 House held on desk

House Bill No. 8490 SUB A

BY Malik

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- WARREN {LC3308/1/A}

06/08/2004 House held on desk

REPORTS OF COMMITTEES TRANSFER OF BILLS

Representative Costantino, for the Committee on Finance, reports back the following measures, with recommendation of transfer to the Committee on Corporations:

House Bill No. 8607

BY San Bento, Corvese, Carter, Gallison, Gemma

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION {LC3575/1}

06/10/2004 transferred to the Committee on Corporations.

COMMITTEE ON CORPORATIONS

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

House Bill No. 7646

BY Aubin, Lowe

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- BURRILLVILLE {LC1103/1}

06/08/2004 Placed on House Calendar

Senate Bill No. 2998

BY Breene

ENTITLED, AN ACT RELATING TO THE TOWN OF EXETER -- TOWN MEETINGS {LC3043/1}

06/08/2004 Placed on House Calendar

House Bill No. 7945 SUB A

BY Anguilla, Williamson, Kilmartin, Schadone, Jacquard

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS {LC1122/1/A}

06/08/2004 Placed on House Calendar

Senate Bill No. 2210

BY Breene, Blais

ENTITLED, AN ACT RELATING TO THE EXETER-WEST GREENWICH SCHOOL DISTRICT {LC1138/1}

06/08/2004 Placed on the House Consent Calendar

Senate Bill No. 2151

BY McBurney, Issa, Montalbano J

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY - DOGS - CITY OF PAWTUCKET {LC971/1}

06/08/2004 Placed on the House Consent Calendar

COMMITTEE ON FINANCE

Representative Costantino, for the Committee on finance, reports back the following measure, with recommendation of passage:

House Bill No. 7074

BY Williamson

ENTITLED, AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS {LC626/1}

06/08/2004 Placed on House Calendar

House Bill No. 7492

BY Lewiss, Gallison, Anguilla, Crowley, Mumford

ENTITLED, AN ACT RELATING TO EDUCATION -- TEACHERS' RETIREMENT {LC1397/1}

06/08/2004 Placed on House Calendar

House Bill No. 7493

BY Lewiss, Gallison, Anguilla, Crowley, Mumford

ENTITLED, AN ACT RELATING TO EDUCATION - TEACHERS' RETIREMENT {LC1398/1}

06/08/2004 Placed on House Calendar

House Bill No. 8346 SUB A

BY Costantino, Slater

ENTITLED, AN ACT RELATING TO THE HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES {LC3046/1/A}

06/08/2004 Placed on House Calendar

House Bill No. 8481**BY** Aubin, Lowe**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- MILL BUILDING AND ECONOMIC REVITALIZATION ACT {LC3301/1}

06/08/2004 Placed on House Calendar

House Bill No. 7606**BY** Shavers, Crowley, Fox, Gallison, Callahan**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DISTRESSED AREAS ECONOMIC REVITALIZATION ACT {LC1946/1}

06/08/2004 Placed on House Calendar

House Bill No. 7497 SUB A**BY** Lewiss, Kennedy, Costantino, Ginaitt, Anguilla**ENTITLED**, AN ACT RELATING TO INSURANCE -- AUTHORIZING HEALTH CARE PROVIDERS TO NEGOTIATE WITH HEALTH CARE INSURERS AND PROVIDING FOR THE POWERS AND DUTIES OF THE ATTORNEY GENERAL {LC1653/2/A}

06/08/2004 Placed on House Calendar

Senate Bill No. 2134 SUB B**BY** Polisen, McCaffrey, Tassoni, Ciccone, Badeau**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSES {LC829/1/B}

06/08/2004 Placed on House Calendar

Senate Bill No. 3089**BY** Fogarty P, Algieri**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - MILL BUILDING AND ECONOMIC REVITALIZATION ACT {LC2879/1}

06/08/2004 Placed on House Calendar

COMMITTEE ON HEALTH, EDUCATION AND WELFARE

Representative Giannini, for the Committee on Health, Education and Welfare, reports back the following measure, with recommendation of passage:

House Bill No. 8484**BY** Ginaitt**ENTITLED**, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS {LC3306/1}

06/08/2004 Placed on House Calendar

Senate Bill No. 2045 SUB A**BY** Walaska**ENTITLED**, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS {LC343/2/A}

06/08/2004 Placed on House Calendar

House Bill No. 7986**BY** Crowley, Savage, Watson**ENTITLED**, AN ACT RELATING TO EDUCATION -- THE RHODE ISLAND STUDENT INVESTMENT INITIATIVE {LC2359/1}

06/08/2004 Placed on House Calendar

House Bill No. 8180**BY** Crowley, Shavers**ENTITLED**, AN ACT RELATING TO EDUCATION -- RHODE ISLAND LITERACY AND DROPOUT PREVENTION ACT {LC2363/1}

06/08/2004 Placed on House Calendar

House Bill No. 7989**BY** Crowley, Fox, Williamson**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS {LC1838/1}

06/08/2004 Placed on House Calendar

House Bill No. 8492**BY** Winfield**ENTITLED**, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS {LC3296/1}

06/08/2004 Placed on House Calendar

House Bill No. 7900**BY** Crowley**ENTITLED**, AN ACT RELATING TO EDUCATION -- DUTIES OF COMMISSIONER OF ELEMENTARY AND SECONDARY EDUCATION {LC2362/1}

06/08/2004 Placed on House Calendar

COMMITTEE ON RULES

Representative Coderre, for the Committee on Rules, reports back the following measure, with recommendation of passage:

House Resolution No. 8530 as amended**BY** Coderre E, Kilmartin, Lima, Crowley, Williamson**ENTITLED**, HOUSE RESOLUTION CREATING THE HOUSE OVERSIGHT COMMITTEE {LC3332/1}

06/08/2004 Placed on House Calendar

NEW BUSINESS

House Resolution No. 8613**BY** Picard, San Bento, Lewiss, Lowe, Long**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE LEAD HAZARD MITIGATION LAW WHICH SHALL TAKE EFFECT JULY 1, 2004 {LC3578/1}

06/08/2004 Introduced, referred to House Corporations

House Bill No. 8614**BY** Picard, Trillo, San Bento, Lowe, Lewiss**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION {LC3570/1}

06/08/2004 Introduced, referred to House Corporations

House Bill No. 8615**BY** Lewiss, Kennedy, Picard, McHugh, Coderre E**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- LEAD HAZARD MITIGATION {LC3593/1}

06/08/2004 Introduced, referred to House Corporations

House Bill No. 8616**BY** Long**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO FINANCE THE CONSTRUCTION, EXTENSION AND IMPROVEMENT OF A WATER WORKS SYSTEM, TO ISSUE NOT MORE THAN \$6,200,000 BONDS AND NOTES THEREFOR AND TO IMPOSE ADDITIONAL WATER RATES UNDER CHAPTER 273 OF THE PUBLIC LAWS OF 1968, AS AMENDED, TO PAY THE PRINCIPAL AND INTEREST ON SUCH BONDS AND NOTES {LC3545/1}

06/08/2004 Introduced, referred to House Corporations

House Bill No. 8617**BY** Trillo, Picard, Ginaitt, Kennedy, Rose**ENTITLED**, AN ACT RELATING TO HEALTH -- LEAD HAZARD MITIGATION {LC3586/1}

06/08/2004 Introduced, referred to House Corporations

House Bill No. 8618 (Secretary of State)**BY** Anguilla, Dennigan, Rose, Almeida, McNamara**ENTITLED**, AN ACT RELATING TO PUBLIC FINANCE - STATE PHARMACEUTICAL PURCHASES {LC3547/1}

06/08/2004 Introduced, referred to House Finance

House Bill No. 8619**BY** Watson**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND TO ISSUE NOT MORE THAN \$42,800,000 BONDS AND/OR NOTES THEREFOR {LC3588/1}

06/08/2004 Introduced, referred to House Finance

House Bill No. 8620**BY** Gemma**ENTITLED**, AN ACT RELATING TO STATE AID TO LIBRARIES {LC3574/1}

06/08/2004 Introduced, referred to House Finance

House Bill No. 8621**BY** Long, Callahan, McManus, Amaral, Savage**ENTITLED**, AN ACT RELATING TO HIGHWAYS {LC3585/1}

06/08/2004 Introduced, referred to House Finance

House Bill No. 8622**BY** Schadone**ENTITLED**, AN ACT RELATING TO INSURANCE {LC3505/1}

06/08/2004 Introduced, referred to House Judiciary

House Bill No. 8623**BY** Lewiss**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - - PUBLIC BEACH SMOKING POLLUTION CONTROL ACT {LC3594/1}

06/08/2004 Introduced, referred to House Judiciary

House Resolution No. 8624**BY** Tejada, Slater, Almeida, Williams**ENTITLED**, HOUSE RESOLUTION COMMENDING PRESIDENT DR. LEONEL FERNANDEZ ON HIS INAUGURATION AND CONGRATULATING THE DOMINICAN REPUBLIC COMMUNITY IN RHODE ISLAND FOR THEIR FIRST EVER OPPORTUNITY TO VOTE LOCALLY FOR A CANDIDATE IN THEIR NATIVE COUNTRY'S ELECTION {LC3602/1}

Representative Tejada requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Tejada seconded by Representatives Williamson, Moura, Moffitt, Picard and by unanimous consent, on a voice vote.

House Bill No. 8625**BY** Kennedy**ENTITLED**, AN ACT RELATING TO TAXATION - TOWN OF HOPKINTON {LC3613/1}

Representative Kennedy requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kennedy seconded by Representative Gemma on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McHugh, McManus, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Trillo, Watson, Williams, Winfield.

NAYS - 0.

House Resolution No. 8626**BY** Murphy, Fox, Watson, Moffitt, Mumford**ENTITLED**, HOUSE RESOLUTION EXPRESSING ITS DEEPEST CONDOLENCES ON THE PASSING OF PRESIDENT RONALD WILSON REAGAN {LC3624/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representatives Watson, Gorham, Shavers, Gemma, Moffitt, Mumford, Trillo, Corvese, Reilly, Moura, Cerra, Picard and by unanimous consent, on a rising vote.

House Resolution No. 8627**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC3623/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 8628**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC3622/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, JUNE 8, 2004:**1 2004-S 2401****BY McCaffrey****ENTITLED**, AN ACT RELATING TO PUBLIC BUILDINGS

Committee on Judiciary recommends passage in concurrence.

Representative Flaherty moves passage of the act, seconded by Representative Shavers.

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

2 2004-S 2420 SUB B**BY Lenihan****ENTITLED**, AN ACT RELATING TO LOBBYING

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

Representative Flaherty moves passage of the act, seconded by Representatives Shavers and Landroche.

The bill marked Substitute "B" is read and passed, and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

3 2004-S 2636 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- CERTIFICATION OF CHILD CARE AND YOUTH WORKERS

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

Representative Flaherty moves passage of the act, seconded by Representatives Naughton and Crowley.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Tejada, Trillo, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Story requests the journal to reflect that if she had voted on (04-H 2636 SUB A) she would have voted in the affirmative.

4 2004-S 2857**BY Lenihan****ENTITLED, AN ACT RELATING TO ELECTIONS - BALLOT SECURITY AND STORAGE**

Committee on Judiciary recommends passage in concurrence.

Representative Flaherty moves passage of the act, seconded by Representative Benson.

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Williams, Winfield.

NAYS - 0.

5 2004-S 2317 SUB B**BY Perry****ENTITLED, AN ACT RELATING TO DETERMINATION OF NEED FOR NEW HEALTH CARE EQUIPMENT AND NEW INSTITUTIONAL HEALTH SERVICES**

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

Representative Ajello moves passage of the act, seconded by Representatives Williams, Benson, Fox, and Giannini.

The bill marked Substitute "B" is read and passed and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

6 2004-S 2549

BY Alves

ENTITLED, AN ACT RELATING TO ASSISTED LIVING RESIDENCES

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

Representative Giannini moves passage of the act, seconded by Representatives McNamara, Gemma, Ginaitt, Benson, Cerra, Shavers and Ajello.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

7 2004-S 2594 SUB B

BY Gallo

ENTITLED, AN ACT RELATING TO EDUCATION

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

Representative McNamara moves passage of the act, seconded by Representatives Picard, Menard, and Ajello.

The bill marked Substitute "B" is read and passed, and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Gorham.

8 2004-S 2755 as amended

BY Blais

ENTITLED, AN ACT RELATING TO PHYSICIAN ASSISTANTS

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

Representative Handy moves passage of the act, seconded by Representatives Ajello and Giannini.

Representatives Picard, and Handy discuss the act.

Representative Picard requests to vote in sections by voting page 5, lines 31-33 separately.

The Honorable Speaker rules it is divisible.

The vote to determine the deletion of page 5, lines 31-33 fails on a roll call vote, 12 members voting in the affirmative and 51 members voting in the negative as follows.

YEAS - 12: Representatives Anderson, Benson, Caprio, Dennigan, Kilmartin, Long, McManus, Moran, Naughton, Picard, Reilly, Watson.

NAYS - 51: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Aubin, Brien, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Moffitt, Montanaro, Moura, Mumford, Petrarca, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Trillo, Wasylyk, Williams, Winfield.

Read and passed, as amended, in concurrence, 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 Murphy and Representatives Ajello, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives McManus, Reilly.

9 2004-S 2859

BY DaPonte

ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE
-- UNCLAIMED INTANGIBLE AND TANGIBLE PROPERTY

Committee on Finance recommends passage in concurrence.

Representative Rose moves passage of the act, seconded by Representatives Dennigan, Savage, and Carter.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Watson, Williams, Winfield.

NAYS - 0.

10 2004-S 2041 as amended

BY Fogarty P

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
REGISTRATION OF VEHICLES

Committee on Finance recommends passage as amended in concurrence.

Representative Shanley moves passage of the act, seconded by Representatives Winfield, McHugh, Mumford and Gorham.

Read and passed, as amended, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

11 2004-S 2892

BY DaPonte

ENTITLED, AN ACT RELATING TO PUBLIC FINANCE MANAGEMENT BOARD

Committee on Finance recommends passage in concurrence.

Representative Rose moves passage of the act, seconded by Representatives Carter and Corvese.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

FROM THE DESK IS TAKEN

House Bill No. 8392

BY Fox, Lima, Dennigan, Almeida, Reilly

ENTITLED, AN ACT RELATING TO WORKPLACE SAFETY {LC3133/1}

06/08/2004 Placed on House Calendar

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, with the exception of Senate bills being held on the desk.

POINT OF PERSONAL PRIVILEGE

Representatives Williamson and Benson rise on a point of personal privilege in regards to a newspaper article in the Providence Journal.

DESK HELD OPEN

Majority Leader Fox announces the desk will be held open in order to receive committee reports.

ANNOUNCEMENTS

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

Representative Flaherty announces that the Committee on Judiciary will meet today, at the rise of the House, in Room 205 of the State House.

Representative Corvese announces that the Committee on Labor will meet today, at the rise of the House, in Room 201 of the State House.

Representative Malik announces that the Committee on Finance will meet today, at the rise of the House, in Room 35 of the State House.

Representative Corvese welcomes back Bill Souza, clerk for the Labor committee, after recovering from a back injury.

ADJOURNMENT

At 4:45 o'clock P.M. on motion of Minority Leader Watson and Representative Corvese, and as a further mark of respect to the memory of Ronald W. Regan, former President of the United States; on motion of Representative Moura, and as a further mark of respect to the memory of Doria A. Coppola; on motion of Representative Lewiss and as a further mark of respect to the memory of Harold B. Soloveitzik, Esq.; on motion of Representative Mumford, and as a further mark of respect to the memory of Ida Troiano; on motion of Representative Watson, and as a further mark of respect to the memory of Elodie S. Muller, and Violet E. Kettelle seconded by Representatives Fox and Long the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE JOANNE M. GIANNINI

Lord may it be Thy will, not our own, which governs our deliberations this day. Amen

APPENDIX

CONSENT CALENDAR

IN ORDER FOR THURSDAY, JUNE 10, 2004:

1 2004-S 2210

BY Breene

ENTITLED, AN ACT RELATING TO THE EXETER-WEST GREENWICH
SCHOOL DISTRICT

Committee on Corporations recommends passage in concurrence.

2 2004-S 2151

BY McBurney

ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -
DOGS - CITY OF PAWTUCKET

Committee on Corporations recommends passage in concurrence.

Louis D'Antuono
Clerk of the House

Tuesday, June 8, 2004

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, JUNE 9, 2004:

1 2004-H 7484**BY San Bento****ENTITLED, AN ACT RELATING TO TAXATION -- TAX SALES**

Committee on Judiciary recommends passage.

2 2004-H 8033**BY Lima****ENTITLED, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS AND PRIMARY ELECTIONS**

Committee on Judiciary recommends passage.

3 2004-H 7445 SUB A**BY Lima****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- VETERINARY PRACTICE**

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

4 2004-H 7375 SUB A**BY Moura****ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD**

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

5 2004-S 2447 SUB A as amended**BY Ruggerio****ENTITLED, AN ACT RELATING TO SAFETY AWARENESS**

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

6 2004-S 2597**BY Gallo****ENTITLED,** AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS

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

7 2004-S 2829**BY Sosnowski****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- VETERINARY PRACTICE

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

8 2004-S 2378 SUB A as amended**BY Badeau****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

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

9 2004-S 2825 SUB A as amended**BY Polisena****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -- CORRECTIONAL OFFICERS -- ARBITRATORS

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

IN ORDER FOR THURSDAY, JUNE 10, 2004:**1 2004-H 7425****BY Kennedy****ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Corporations recommends passage.

2 2004-H 8530 as amended**BY Coderre E****ENTITLED, HOUSE RESOLUTION CREATING THE HOUSE OVERSIGHT
COMMITTEE**

Committee on Rules recommends passage as amended.

3 2004-H 7646**BY Aubin****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- BURRILLVILLE**

Committee on Corporations recommends passage.

4 2004-H 7945 SUB A**BY Anguilla****ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND
PARTNERSHIPS**Committee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.**5 2004-H 8484****BY Ginaitt****ENTITLED, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS**

Committee on Health, Education & Welfare recommends passage.

6 2004-H 7986**BY Crowley****ENTITLED, AN ACT RELATING TO EDUCATION -- THE RHODE ISLAND
STUDENT INVESTMENT INITIATIVE**

Committee on Health, Education & Welfare recommends passage.

7 2004-H 8180**BY Crowley****ENTITLED,** AN ACT RELATING TO EDUCATION -- RHODE ISLAND LITERACY AND DROPOUT PREVENTION ACT

Committee on Health, Education & Welfare recommends passage.

8 2004-H 7989**BY Crowley****ENTITLED,** AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS

Committee on Health, Education & Welfare recommends passage.

9 2004-H 8492**BY Winfield****ENTITLED,** AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS

Committee on Health, Education & Welfare recommends passage.

10 2004-H 8392**BY Fox****ENTITLED,** AN ACT RELATING TO WORKPLACE SAFETY

Committee on Labor recommends passage.

11 2004-H 7900**BY Crowley****ENTITLED,** AN ACT RELATING TO EDUCATION -- DUTIES OF COMMISSIONER OF ELEMENTARY AND SECONDARY EDUCATION

Committee on Health, Education & Welfare recommends passage.

12 2004-H 7074**BY Williamson****ENTITLED,** AN ACT RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS

Committee on Finance recommends passage.

13 2004-H 7492**BY Lewiss****ENTITLED,** AN ACT RELATING TO EDUCATION -- TEACHERS' RETIREMENT

Committee on Finance recommends passage.

14 2004-H 7493**BY Lewiss****ENTITLED,** AN ACT RELATING TO EDUCATION - TEACHERS' RETIREMENT

Committee on Finance recommends passage.

15 2004-H 8346 SUB A**BY Costantino****ENTITLED,** AN ACT RELATING TO THE HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES

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

16 2004-H 8481**BY Aubin****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- MILL BUILDING AND ECONOMIC REVITALIZATION ACT

Committee on Finance recommends passage.

17 2004-H 7606**BY Shavers****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DISTRESSED AREAS ECONOMIC REVITALIZATION ACT

Committee on Finance recommends passage.

18 2004-H 7497 SUB A**BY Lewiss****ENTITLED,** AN ACT RELATING TO INSURANCE -- AUTHORIZING HEALTH CARE PROVIDERS TO NEGOTIATE WITH HEALTH CARE INSURERS AND PROVIDING FOR THE POWERS AND DUTIES OF THE ATTORNEY GENERAL

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

19 2004-S 2443

BY Ruggiero

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
LABOR AND PAYMENT OF DEBTS BY CONTRACTORS

Committee on Labor recommends passage in concurrence.

20 2004-S 2998

BY Breene

ENTITLED, AN ACT RELATING TO THE TOWN OF EXETER -- TOWN
MEETINGS

Committee on Corporations recommends passage in concurrence.

21 2004-S 2045 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO EDUCATION -- PRIVATE SCHOOLS

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

22 2004-S 2134 SUB B

BY Polisena

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
NURSES

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

23 2004-S 3089

BY Fogarty P

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -
MILL BUILDING AND ECONOMIC REVITALIZATION ACT

Committee on Finance recommends passage in concurrence.

Louis D'Antuono
Clerk of the House

Tuesday, June 8, 2004