

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 fourth day of January in the year of Our Lord two thousand and five.

Volume 132, No.43

Wednesday, May 4, 2005

Forty-third Day

The House of Representatives meets at the State House in Providence, Wednesday, May 4, 2005 and is called to order at 4:20 o'clock P.M., by the Honorable William J. Murphy, Speaker.

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

PRESENT - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

ABSENT – 4: Representatives Faria, Laroche, Moffitt, San Bento.

INVOCATION

The Honorable Speaker presents Representative Williams 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 3, 2005 is approved as printed.

**REPORT OF COMMITTEE
COMMITTEE ON CORPORATIONS**

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

House Bill No. 5494 SUB A

BY Moura, Corvese, Schadone, Long, McCauley

ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICES ACT (declare the refusal to honor a direction to pay to be an unfair claims practice) {LC169/1/A}

05/04/2005 Placed on House Calendar

NEW BUSINESS

House Resolution No. 6455

BY Story, Davey, Savage, Crowley, Gorham

ENTITLED, HOUSE RESOLUTION PROCLAIMING MAY 4, 2005 AS "CIVIC EDUCATION DAY" IN THE STATE OF RHODE ISLAND {LC3215/1}

Representative Story requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Story seconded by Representatives Davey, Savage, Crowley, Winfield, Gorham, and Fox by unanimous consent, on a voice vote.

House Resolution No. 6456

BY Crowley, Shanley, Lally, Lewiss, Fox

ENTITLED, HOUSE RESOLUTION PROCLAIMING MAY 1-7, 2005 AS "RHODE ISLAND CHARTER SCHOOLS WEEK" {LC3098/1}

Representative Crowley requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Crowley seconded by Representatives Naughton, and Pacheco by unanimous consent, on a voice vote.

House Bill No. 6457

BY Pacheco, Winfield, Gorham

ENTITLED, AN ACT RELATING TO TAXATION -- GLOCESTER (exempt fifty percent cap over the rate applicable to any other classes of property/adopt a separate tax classification for unimproved residentially zoned real property/homestead exemption for residential properties) {LC3200/1}

05/04/2005 Introduced, referred to House Corporations

House Bill No. 6458**BY** Pacheco, Winfield, Gorham**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES (revaluation or statistical revaluation or update, by ordinance) {LC3199/1}
05/04/2005 Introduced, referred to House Corporations**House Bill No. 6459****BY** Almeida**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- EXPUNGEMENT OF CRIMINAL RECORDS (judges the discretion to expunge felony record of an individual otherwise eligible after five (5) years from the completion of their sentence,) {LC3213/1}
05/04/2005 Introduced, referred to House Judiciary**House Resolution No. 6460****BY** Jacquard, Davey**ENTITLED**, HOUSE RESOLUTION CELEBRATING THE JOYOUS 100TH ANNIVERSARY OF THE CHURCH OF THE ANNUNCIATION IN CRANSTON {LC3165/1}

Representative Jacquard requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Jacquard seconded by Representatives Lima, McNamara, Gemma, and Kilmartin by unanimous consent, on a voice vote.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 12 SUB A as amended**BY** Tassoni, Doyle, Polisena**ENTITLED**, AN ACT RELATING TO INSURANCE -- RATES CHARGED (clarify the ability for DBR to hold hearings on rate changes made by nonprofit medical or hospital service corporations) {LC74/1/A}
05/04/2005 Referred to House Corporations**Senate Bill No. 779****BY** Walaska, Bates**ENTITLED**, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES (clarify insured being intoxicated/under the influence of narcotic not limit the liability of an insurer under a medical expense policy) {LC2372/1}
05/04/2005 Referred to House Corporations

Senate Bill No. 816

BY Roberts, Gibbs, Tassoni, Perry

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL AND MEDICAL SERVICE CORPORATIONS (permit physicians to serve on committees dealing with physician reimbursement) {LC1959/1}

05/04/2005 Referred to House Corporations

Senate Bill No. 874

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE - NONPROFIT HOSPITAL AND MEDICAL SERVICE CORPORATIONS (public appointee to the board of directors)

{LC2533/1}

05/04/2005 Referred to House Corporations

Senate Bill No. 52

BY Blais

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- SPECIAL REGISTRATION PLATE -- COVENTRY -- POLICE CHIEF EMERITUS {LC396/1}

05/04/2005 Referred to House Finance

Senate Bill No. 459 (Attorney General)

BY Sosnowski, Felag

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (prohibit the sale, possession or use of alcohol vaporizing devices) {LC1022/1}

05/04/2005 Referred to House Judiciary

Senate Bill No. 683 as amended (Governor)

BY Breene

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS (partial temporary disability insurance payment) {LC1559/1}

05/04/2005 Referred to House Labor

CALENDAR

From the Calendar are taken:

IN ORDER FOR WEDNESDAY, MAY 4, 2005:

1 **2005-H 5776**

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Menard and Fox.

By unanimous consent, Representative Wasylyk, seconded by Representative McHugh offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2005 -- H 5776

AN ACT RELATING TO INSURANCE

Mr. Speaker:

I hereby move to amend 2005 -- H 5776, entitled "AN ACT RELATING TO INSURANCE", as follows:

On page 2, line 24, by deleting the number "2008" and inserting in place thereof the number "2006".

Respectfully submitted,

REPRESENTATIVE WASYLYK

Representatives Watson, Kennedy, McHugh, Lally, Fox, and Gorham discuss the amendment.

The motion to amend prevails 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 Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

Representatives Lima, Kennedy, Gorham, McNamara, and Caprio discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 56 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Williamson, Winfield.

NAYS - 10: Representatives Davey, Ehrhardt, Gorham, Long, Loughlin, McHugh, Palumbo, Petrarca, Picard, Watson.

2 2005-H 5778

BY Costantino

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Costantino, Slater, Long, Handy, Gemma, Diaz, and Landroche.

Representatives Watson, Kennedy, Costantino, and Long discuss the act.

Read and passed, 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, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Winfield.

NAYS - 2: Representatives Gorham, Watson.

3 2005-H 6145

BY Costantino

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Costantino and Kilmartin.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo,

Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 2: Representatives Davey, Gorham.

REQUEST

Representative Gorham requests the journal to reflect that he had voted incorrectly on (05-H 6145), he should have voted in the affirmative.

4 2005-H 6249

BY Flaherty

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 12, 2005.

5 2005-H 5965

BY Long

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Long, Savage, McHugh, and Amaral.

Read and passed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Williamson, Winfield.

NAYS - 0.

6 2005-H 5877

BY Moura

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Ajello, Naughton, Handy, Rice, Almeida, Williams, McNamara, Lally, and Ginaitt.

Read and passed, 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 Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Williamson, Winfield.

NAYS - 0.

REQUEST

Representative Moura requests the journal to reflect that if he had voted on (05-H 5877), he would have voted in the affirmative.

7 2005-H 5883

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS

Committee on Corporations recommends passage.

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

Representatives Ehrhardt and Kennedy discuss the act.

Read and passed, 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, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson, Winfield.

NAYS - 0.

8 2005-H 5884**BY Costantino****ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL
AND MEDICAL SERVICE CORPORATIONS**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Gemma and Church.

Read and passed, 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 Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Elaine A. Coderre, State Representative, District 60, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 05-H 5885
2. (Nature of the potential conflict) I have the following interest in the matter:
An agency that I run has this insurance.
3. (Complete and (A.) or (B.) and cross out whichever does not apply
 - 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.

Elaine A. Coderre
Representative, District 60

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 4th day of May AD, 2005

David W. Dumas
Notary Public

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

WILLIAM J. MURPHY
Speaker of the House of Representatives

9 2005-H 5885

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER
HEALTH INSURANCE

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Winfield, Anguilla, and Melo.

Representatives Handy, and Trillo discuss the act.

Read and passed, on a roll call vote, 61 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Picard, Rice, Rose, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Ucci, Voccola, Williams, Williamson, Winfield.

NAYS - 4: Representatives McManus, Palumbo, Trillo, Watson.

10 2005-H 6396

BY Williamson

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE
JUSTICES OF THE SUPREME COURT TO GIVE A WRITTEN
OPINION UPON CERTAIN QUESTIONS OF LAW

Committee on Judiciary recommends passage.

Representative Williamson moves passage of the resolution, seconded by Representatives Palumbo, Lally, Slater, Corvese, and Gemma.

By unanimous consent, Representative Williamson, seconded by Representatives Palumbo, Slater and Lally offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2005 -- H 6396

HOUSE RESOLUTION RESPECTFULLY REQUESTING THE JUSTICES OF THE
SUPREME COURT TO GIVE A WRITTEN OPINION UPON CERTAIN QUESTIONS OF
LAW

Mr. Speaker:

I hereby move to amend 2005 -- H 6396, entitled "HOUSE RESOLUTION RESPECTFULLY REQUESTING THE JUSTICES OF THE SUPREME COURT TO GIVE A WRITTEN OPINION UPON CERTAIN QUESTIONS OF LAW", as follows:

By deleting all language beginning on page 1, line 1, to and inclusive of page 3, line 20, and inserting in place thereof the following:

"WHEREAS, Article X, Section 3 of the Constitution of the State of Rhode Island and Providence Plantations provides that "the judges of the supreme court shall give their written opinion upon any question of law whenever requested by the governor or by either house of the general assembly;" and

WHEREAS, There is currently pending before the House of Representatives of the State of Rhode Island a bill, 05-H 6429, "An Act Relating to Sports, Racing and Athletics – and Extension of Gaming Activities to Include a State-Operated Casino," which, if enacted and subsequently approved by an affirmative vote of the majority of those electors voting in a statewide referendum and by the majority of those electors voting in a referendum in the municipality in which the proposed casino gaming facility would be located, would permit, authorize, and direct the creation, operation, and regulation of a state-operated casino gaming facility; and

WHEREAS, An earlier enactment of the General Assembly attempting to permit, authorize, and direct the creation, operation, and regulation of a casino gaming facility was the subject of an advisory opinion of the Rhode Island Supreme Court in In re Advisory Opinion to the Governor (Casino), 856 A.2d 320 (R.I. 2004), in which the Supreme Court advised that the earlier enactment was unconstitutional because the proposed casino constituted a lottery under Article VI, Section 15 of the Constitution of the State of Rhode Island and Providence Plantations, and the casino proposed by that legislation was not operated by the state; and

WHEREAS, As provided by Article VI, Section 22 of the Constitution of the State of Rhode Island and Providence Plantations, if enacted by the General Assembly, 05-H 6429 will require, prior to becoming effective, an affirmative vote of the majority of those electors voting in a statewide referendum and by the majority of those electors voting in a referendum in the municipality in which the proposed casino gaming facility would be located, the town of West Warwick; and

WHEREAS, The House of Representatives seeks to assure the people of the State and of the town of West Warwick, prior to enactment of 05-H 6429 and submission of the question to the people of the State and of the town of West Warwick in the special election contemplated by 05-H 6429, that the proposal is constitutional; and

WHEREAS, The question whether a state-operated casino gaming facility shall be

established in Rhode Island presents a question of enormous public importance and interest; and

WHEREAS, It is in the interests of all sides in the public-policy debate as well as the interest in legislative and judicial economy to have resolved the question of the constitutionality of 05-H 6429 at the earliest possible time; and

WHEREAS, The referendum contemplated by 05-H 6429 would be scheduled for November 8, 2005; and

WHEREAS, In order to allow timely preparation for such referendum, and to meet various timing requirements under 05-H 6429, the constitutionality of 05-H 6429 needs to be determined on an expedited basis; and

WHEREAS, The questions of constitutionality presented below are pure questions of law involving consideration of the proposed legislation in light of the language of the Constitution; and, now, therefore be it

RESOLVED, That in accordance with Article X, Section 3 of the Constitution of the State of Rhode Island and Providence Plantations, the House of Representatives of the State of Rhode Island hereby respectfully requests the Justices of the Rhode Island Supreme Court to give a written opinion, on an expedited basis, upon the following questions of law concerning the proposed act, 05-H 6429:

(1) Would the proposed act, if duly enacted into law and approved by the electors of the state and the town of West Warwick, comply with the requirement of Article VI, Section 15 of the Constitution of the State of Rhode Island and Providence Plantations that all lotteries permitted in Rhode Island be operated by the state?

(2) Would the proposed act, if duly enacted into law and approved by the majority of the electors of the state and the majority of the electors of the town of West Warwick at the special election provided for by the proposed act, comply with the provisions of Article VI, Section 22 of the Constitution of the State of Rhode Island and Providence Plantations requiring a statewide and municipal referendum to become effective?

(3) Would the proposed act, if duly enacted into law and approved by the electors of the state and the town of West Warwick, violate the equal protection clause of Article I, Section 2 of the Constitution of the State of Rhode Island and Providence Plantations, in: (a) granting to the Narragansett Indian Tribe and its chosen partner the right to enter into an exclusive contract as casino service provider; or (b) in providing that the state retain a share of net casino gaming income that is different from the share of net income that the state retains from other gambling facilities in the state?

(4) Would the proposed act, if duly enacted into law and approved by the electors of the state and the town of West Warwick, be violative of the equal protection clause of Amendment XIV, Section 1 of the Constitution of the United States, in: (a) granting to the Narragansett Indian Tribe and its chosen partner the right to enter into an exclusive contract as casino service provider; or (b) in providing that the state receive a share of net casino gaming income that is different from the share of net income that the state receives from other gambling facilities in the state; and be it further

RESOLVED, That a duly certified copy of this resolution, together with a copy of the bill, 05-H 6429, be transmitted forthwith by the House of Representatives to the clerk of the Supreme Court, to be presented immediately to the justices of said court for their consideration."

Respectfully submitted,

REPRESENTATIVE WILLIAMSON

Representative Williamson discusses the amendment.

The motion to amend prevails on a roll call vote 49 members voting in the affirmative and 15 members voting in the negative as follows:

YEAS - 49: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Anguilla, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moran, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Shanley, Slater, Story, Sullivan, Ucci, Voccola, Wasyluk, Williams, Williamson.

NAYS - 15: Representatives Ajello, Brien, Gorham, Jackson, Landroche, Long, Loughlin, McHugh, McManus, Menard, Mumford, Singleton, Trillo, Watson, Winfield.

Representatives Williamson, Watson, Trillo, Landroche, Davey, Long, discuss the resolution as amended. Representative Williamson rises on several points of order for Representative Long to speak germane to the resolution, as amended. The Honorable Speaker rules for Representative Long to speak germane to the resolution, as amended.

Representatives Long, Gemma, Jackson, Crowley, Lally, Menard, Gorham, Rice, Malik, and Moura continue discussion on the resolution as amended.

Representative Gemma moves the question seconded by Representative Moura.

The motion to move the question prevails on a roll call vote, 34 members voting in the affirmative and 29 members voting in the negative as follows.

YEAS - 34: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Jackson, Kennedy, Kilmartin, Lally, Lima, Malik, McNamara, Melo, Moura, O'Neill, Palumbo, Rice, Rose, Schadone, Scott, Shanley, Voccola, Williamson.

NAYS - 29: Representatives Amaral, Brien, Caprio, Davey, DeSimone, Ehrhardt, Giannini, Gorham, Handy, Jacquard, Landroche, Long, Loughlin, McCauley, McManus, Menard, Moran, Mumford, Naughton, Pacheco, Petrarca, Savage, Singleton, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

Representatives Mumford, Voccola, Lima, Loughlin, and Ehrhardt continue discussion.

Read and passed, as amended, on a roll call vote, 42 members voting in the affirmative and 26 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Almeida, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jacquard, Kennedy, Kilmartin, Lally, Lima, Malik, McCauley, McNamara, Melo,

Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Rice, Rose, Savage, Schadone, Slater, Sullivan, Ucci, Voccola, Wasyluk, Williams, Williamson.

NAYS - 26: Representatives Ajello, Amaral, Brien, Caprio, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Gorham, Jackson, Landroche, Long, Loughlin, McManus, Menard, Mumford, Petrarca, Scott, Shanley, Singleton, Smith, Story, Trillo, Watson, Winfield.

11 2005-H 5962

BY Ehrhardt

ENTITLED, AN ACT RELATING TO INSURANCE AND REPORTING REQUIREMENTS

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 10, 2005.

12 2005-H 5777 as amended

BY Gallison

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- UNFAIR SALES PRACTICES

Committee on Corporations recommends passage as amended.

Representative Kennedy moves passage of the act, as amended, seconded by Representatives Gallison, Ucci, Moran, Caprio, McNamara and Menard.

Representatives Watson and Sullivan discuss the act, as amended.

Read and passed, as amended, on a roll call vote, 47 members voting in the affirmative and 15 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Kennedy, Kilmartin, Landroche, Lewiss, Malik, McNamara, Melo, Menard, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Schadone, Scott, Shanley, Slater, Smith, Story, Sullivan, Ucci, Voccola, Williams, Winfield.

NAYS - 15: Representatives Amaral, Davey, Ehrhardt, Giannini, Gorham, Jackson, Long, Loughlin, McManus, Mumford, Savage, Singleton, Trillo, Wasyluk, Watson.

13 2005-H 5307 SUB A

BY Handy

ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ENERGY AND CONSUMER SAVINGS ACT OF 2005

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

Representative Handy moves passage of the act, seconded by Representatives Malik, Long, Lewiss, Almeida, Pacheco, Rice, Gallison, Ginaitt, Ajello, Kilmartin, Sullivan, and Melo.

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

F L O O R A M E N D M E N T
T O
2005 -- H 5307 SUBSTITUTE A

AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ENERGY AND
CONSUMER SAVINGS ACT OF 2005

Mr. Speaker:

I hereby move to amend 2005 -- H 5307 SUBSTITUTE A, entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ENERGY AND CONSUMER SAVINGS ACT OF 2005", as follows:

1. On page 6, line 25, by inserting the following language and punctuation after the word "refrigerators":

", freezers,"

2. On page 8, by deleting the language on lines 3 through 7, and inserting in place thereof the following language and punctuation:

"Any person or business may petition the chief of energy and community services for an exemption from said standards for any installation within Rhode Island. The chief of energy and community services may grant exemptions upon a determination by the chief of energy and community services that complying with said furnace or boiler standards would conflict with any local zoning ordinance, building or plumbing code, or other rule regarding installation and venting of boilers or furnaces."

3. On page 8, line 8, by deleting the words "Furnace air handlers" and inserting in place thereof the word "furnaces".

4. On page 8, line 8, by deleting the words "air handlers".

5. On page 10, line 17, by deleting the words and punctuation "furnaces, boilers or furnace air handlers" and inserting in place thereof the words "furnaces and boilers".

6. On page 10, line 18, by deleting the word "commission" and inserting in place thereof the words "chief of energy and community services".

7. On page 10, line 21, by deleting the words and punctuation "furnaces, boilers or furnace air handlers" and inserting in place thereof the words "furnaces and boilers".

8. On page 11, line 12, by deleting the word "commission" and inserting in place thereof the words "chief of energy and community services".

9. On page 11, line 12, by deleting the word "adopt" and inserting in place thereof the word "use".

10. On page 11, line 14, by deleting the word "commission" and inserting in place thereof the words "chief of energy and community services".

11. On page 11, line 14, by deleting the word "adopt" and inserting in place thereof the word "use".

12. On page 12, by deleting lines 10 and 11.

Respectfully submitted,

REPRESENTATIVE HANDY

The motion to amend 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 Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 47 members voting in the affirmative and 14 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Church, Coderre, Corvese, Crowley, Dennigan, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Giannini, Ginaitt, Handy, Jackson, Kilmartin, Landroche, Lewiss, Lima, Long, Malik, McCauley, McNamara, Melo, Moran, Moura, Naughton, O'Neill, Pacheco, Palumbo, Rice, Rose, Savage, Schadone, Scott, Slater, Smith, Story, Sullivan, Voccola, Wasylyk, Williams, Winfield.

NAYS - 14: Representatives Brien, Caprio, DeSimone, Gemma, Gorham, Jacquard, McManus, Menard, Mumford, Petrarca, Shanley, Trillo, Ucci, Watson.

REQUEST

Representative Loughlin requests the journal to reflect that if he had voted on (05-H 5307 SUB Aaa), he would have voted in the affirmative

On suggestion of Representative Fox, and by unanimous consent, the remainder of the Calendar for today is continued to Thursday, May 5, 2005.

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.

GUESTS

At 4:22 o'clock P.M. the Honorable Speaker yields the rostrum to Representative McNamara.

By unanimous consent, Representative McNamara addresses the members of the House and welcomes to the House the RI State Basketball Champions, the Hendricken Hawks.

Representative McNamara and the Honorable Speaker congratulate and present the Champions with citations as follows: Mark A. Marcello, Rodney J. Maxie-Captain, Michael E. Falvey, Christopher P. Fantasia, Andrew J. Palumbo, Joseph A. Mazzula-Captain, Donald J. Carcieri-Captain, William G. McNamara, David I. Rufful, Devin A. Delacruz, Brandon J. Gailliard, Stefan P. Nicotra, David G. Wilson, along with their Head Coach-Mr. Jamal Gomes, Manager-Mr. John Manning, Assistant Coaches- Mr. Robert McClanaghan, and Mr. Robert Stephenson, Principal-Mr. Vincent Mancuso, and Athletic Director-Mr. Paul Alianiello.

At 4:29 o'clock P.M. the Honorable Speaker returns to the rostrum.

Representatives Watson and Ucci also congratulate and welcome the Champions to the Chamber.

Representative Ucci also welcomes Joe Mazzulla from the team and his parents, Mr. & Mrs. Thomas L. Ucci, Sr.

ANNOUNCEMENT

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

ADJOURNMENT

At 6:47 o'clock P.M. on motion of Representative Williamson, and as a further mark of respect to the memory of Dr. Arthur James Kershaw; on motion of Representative Shanley, and as a further mark of respect to the memory of Kenneth E. Monroe; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE ANASTASIA P. WILLIAMS

Lord, we have been sent to these positions of responsibility by the people. Make us mindful that we are their servants. Give us the wisdom and energy to serve them honestly and well. Amen.

APPENDIX

CALENDAR

IN ORDER FOR THURSDAY, MAY 5, 2005:

1 2005-H 5089 SUB A**BY Gallison****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

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

2 2005-H 5911 SUB A**BY Ginaitt****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT**

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

3 2005-H 6192**BY Jacquard****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE
DISPOSAL**

Committee on Environment and Natural Resources recommends passage.

4 2005-H 5992 SUB A**BY Long****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- DAM
MANAGEMENT DISTRICTS**

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

5 2005-H 5991**BY Ehrhardt****ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --
REGULATION OF BOATS**

Committee on Environment and Natural Resources recommends passage.

6 2005-H 5534**BY Lewiss****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY THE ECONOMIC VIABILITY AND FEASIBILITY OF MANDATING AND REGULATING THE INSTALLATION AND USAGE OF MORE EFFICIENT INDUSTRIAL, COMMERCIAL AND HOME CENTRAL-HEATING BOILERS

Committee on Environment and Natural Resources recommends passage.

7 2005-H 5446**BY Shanley****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ORDINANCES

Committee on Environment and Natural Resources recommends passage.

8 2005-H 5362 SUB A**BY Gallison****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION - REGULATION OF LIQUEFIED NATURAL GAS RECEIVERS AND VESSELS

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

9 2005-H 5308**BY Ginaitt****ENTITLED,** HOUSE RESOLUTION PROMOTING GOALS TO REDUCE GLOBAL WARMING POLLUTION

Committee on Environment and Natural Resources recommends passage.

10 2005-H 5190**BY Moffitt****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY LAWS AND REGULATIONS RELATING TO HUNTING AND FISHING IN RHODE ISLAND AND THE LICENSING TO PARTICIPATE THEREIN

Committee on Environment and Natural Resources recommends passage.

11 2005-H 6117 SUB A**BY Ginaitt****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

12 2005-H 5430**BY Lewiss****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY
-- ANIMAL TRUSTS

Committee on Health, Education & Welfare recommends passage.

13 2005-H 5729 SUB A**BY Jackson****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY PROHIBITING THE USE OF
THIMEROSAL IN IMMUNIZATIONS

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

14 2005-H 5742 SUB A**BY Jacquard****ENTITLED,** AN ACT RELATING TO HEALTH INSURANCE COVERAGE --
MANDATED HEARING AID COVERAGE

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

15 2005-H 5569 SUB A**BY Slater****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
NURSING SERVICE AGENCIES

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

16 2005-H 5736 SUB A as amended**BY Dennigan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF
HEALTH CARE FACILITIES

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

17 2005-H 6104 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION

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

18 2005-H 5896 SUB A**BY Petrarca****ENTITLED,** AN ACT RELATING TO CAUSES OF ACTION -- GOOD
SAMARITAN IMMUNITY FROM LIABILITY

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

19 2005-H 5627 SUB A**BY Lima****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

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

20 2005-H 5640**BY Lewiss****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES - UNDERAGE
POSSESSION

Committee on Judiciary recommends passage.

21 2005-H 5167**BY Church****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- FAILURE TO
PAY CHILD SUPPORT

Committee on Judiciary recommends passage.

22 2005-H 5461**BY Fox****ENTITLED,** AN ACT RELATING TO STATUTES AND STATUTORY
CONSTRUCTION PUBLICATION OF DISTRIBUTION OF ACTS

Committee on Judiciary recommends passage.

23 2005-H 5631**BY Lewiss****ENTITLED, AN ACT RELATING TO PROPERTY -- POWERS**

Committee on Judiciary recommends passage.

24 2005-H 6103**BY Ajello****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Judiciary recommends passage.

25 2005-H 5548 as amended**BY Rice****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE**

Committee on Judiciary recommends passage as amended.

26 2005-H 5333**BY Kilmartin****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
OPEN MEETINGS**

Committee on Judiciary recommends passage.

27 2005-H 5712**BY Jacquard****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS**

Committee on Judiciary recommends passage.

28 2005-H 5045**BY Kilmartin****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

Committee on Judiciary recommends passage.

29 2005-H 5634**BY Lewiss****ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE**

Committee on Judiciary recommends passage.

30 2005-H 5622 SUB A**BY Malik****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -
REGULATION OF SALES

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

31 2005-H 5717**BY Malik****ENTITLED,** AN ACT RELATING TO LABOR RELATIONS ACT

Committee on Labor recommends passage.

32 2005-H 5850**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND PAYMENT OF DEBTS BY
CONTRACTORS

Committee on Labor recommends passage.

33 2005-H 5650**BY Moura****ENTITLED,** AN ACT RELATING TO EMPLOYMENT OF WOMEN AND
CHILDREN

Committee on Labor recommends passage.

34 2005-H 5649 SUB A**BY Moura****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --
EMPLOYMENT OF WOMEN AND CHILDREN

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

35 2005-H 5827**BY Costantino****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- CARE FOR THE
ELDERLY

Committee on Finance recommends passage.

36 2005-H 5161**BY Gallison****ENTITLED,** AN ACT RELATING TO DISTRIBUTION OF CREDIT CARDS

Committee on Corporations recommends passage.

37 2005-H 5496 SUB A**BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RESOURCE RECOVERY CORPORATION

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

38 2005-H 5205 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS

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

39 2005-H 6002**BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION

Committee on Corporations recommends passage.

40 2005-H 5999 SUB A**BY Gemma****ENTITLED,** AN ACT RELATING TO ACCIDENT AND SICKNESS INSURANCE POLICIES

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

41 2005-H 5107 SUB A**BY Sullivan****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY

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

42 2005-H 5985 SUB A**BY Lima****ENTITLED,** AN ACT RELATING TO DECEPTIVE TRADE PRACTICES
--MODEL FAIR CONSUMER CONTRACTS ACT

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

43 2005-H 5774 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS --
HAWKERS AND PEDDLERS

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

44 2005-H 6001 SUB A**BY McCauley****ENTITLED,** AN ACT RELATING TO PROPERTY -- RESIDENTIAL
LANDLORD AND TENANT ACT

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

45 2005-H 5320 SUB A**BY Jacquard****ENTITLED,** AN ACT RELATING TO BANKING AND INSURANCE
CONSUMER PROTECTION

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

46 2005-H 5100 SUB A**BY Coderre E****ENTITLED,** AN ACT RELATING TO INSURANCE -- MEDICARE
SUPPLIMENT INSURANCE

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

47 2005-H 5816 SUB A**BY Coderre E****ENTITLED,** AN ACT RELATING TO SEPARATION OF POWERS

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

48 2005-H 6206 as amended**BY Crowley****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS --
EDUCATION**

Committee on Separation of Powers recommends passage as amended.

49 2005-H 6430**BY Malik****ENTITLED, AN ACT RELATING TO VETERANS' AFFAIRS**

Ordered on the Calendar

50 2005-H 5204 SUB A**BY San Bento****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.

51 2005-H 5464 SUB A**BY Schadone****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

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

52 2005-H 5500 SUB A**BY Lewiss****ENTITLED, AN ACT RELATING TO ELECTIONS -- GENERAL PROVISIONS**

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

53 2005-H 6164 SUB A**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

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

54 2005-H 5773 SUB A**BY Kennedy****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES**

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

55 2005-H 5753**BY Lewiss****ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF VOTERS**

Committee on Corporations recommends passage.

56 2005-H 6279**BY Moura****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage.

57 2005-H 5349**BY Anguilla****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST**

Committee on Judiciary recommends passage.

58 2005-H 5887**BY Lally****ENTITLED, AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION**

Committee on Judiciary recommends passage.

59 2005-H 5327**BY Lally****ENTITLED, AN ACT RELATING TO RESIDENTIAL LANDLORD AND TENANT**

Committee on Judiciary recommends passage.

60 2005-H 6007**BY McCauley****ENTITLED, AN ACT RELATING TO LAND SURVEYORS**

Committee on Corporations recommends passage.

61 2005-H 6004**BY McCauley****ENTITLED, AN ACT RELATING TO BUSINESS AND PROFESSIONS --
CONTRACTORS' REGISTRATION**

Committee on Corporations recommends passage.

62 2005-H 6000**BY McCauley****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
ARCHITECTS**

Committee on Corporations recommends passage.

63 2005-H 5319 SUB A**BY Jacquard****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- DECEPTIVE
TRADE PRACTICES**

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

64 2005-H 5316 SUB A**BY O'Neill****ENTITLED, AN ACT RELATING TO THE PUBLIC UTILITIES AND CARRIERS**

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

65 2005-H 6248 SUB A**BY Moura****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
AUTOMOBILE BODY REPAIR SHOPS**

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

66 2005-H 5759 SUB A**BY Kilmartin****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
SUNDAY BUSINESS**

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

67 2005-H 5158 SUB A**BY Gemma****ENTITLED,** AN ACT RELATING TO INSURANCE -- UNINSURED MOTORIST
COVERAGE

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

68 2005-H 5756 SUB A**BY Melo****ENTITLED,** AN ACT RELATING TO RESIDENTIAL LANDLORD AND
TENANT ACT

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

69 2005-H 6233 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING
ACT

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

70 2005-H 6211 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES

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

71 2005-H 6232 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL
REGULATORY PROVISIONS -- ELECTRONIC MAIL FRAUD

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

72 2005-H 5414 SUB A**BY Kilmartin****ENTITLED,** AN ACT RELATING TO INSURANCE -- ACCIDENT AND
SICKNESS INSURANCE POLICIES

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

73 2005-H 5412 SUB A**BY Anguilla****ENTITLED, AN ACT RELATING TO PUBLIC ACCOUNTANCY**

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

74 2005-H 5304**BY McNamara****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
BOARD OF MEDICAL LICENSURE AND DISCIPLINE**

Committee on Corporations recommends passage.

75 2005-H 5027 SUB A**BY Kennedy****ENTITLED, AN ACT RELATING TO COMMERCIAL LAW - - UNFAIR SALES
PRACTICES**

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

IN ORDER FOR TUESDAY, MAY 10, 2005:**1 2005-H 5962****BY Ehrhardt****ENTITLED, AN ACT RELATING TO INSURANCE AND REPORTING
REQUIREMENTS**

Committee on Corporations recommends passage.

2 2005-H 6160**BY Faria****ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE
COMMISSION TO STUDY AUTO BODY AND SALVAGE SHOPS**

Committee on Labor recommends passage.

3 2005-H 5494 SUB A**BY Moura****ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS
SETTLEMENT PRACTICES ACT**

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

IN ORDER FOR WEDNESDAY, MAY 11, 2005:**1 2005-H 5305****BY Ginaitt****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

IN ORDER FOR THURSDAY, MAY 12, 2005:**1 2005-H 6249****BY Flaherty****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES

Committee on Corporations recommends passage.

2 2005-H 6167**BY Kilmartin****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
CERTIFICATES OF TITLE AND SECURITY INTERESTS

Committee on Corporations recommends passage.

3 2005-H 5191**BY Lima****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS

Committee on Labor recommends passage.

4 2005-H 5420 SUB A**BY Lima****ENTITLED,** AN ACT RELATING TO LABOR -- MINIMUM WAGES

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

5 2005-H 5553**BY Diaz****ENTITLED,** HOUSE RESOLUTION HONORING CESAR ESTRADA CHAVEZ
(1927-1993)

Committee on Labor recommends passage.

6 2005-H 5718

BY Carter

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS --
MECHANICAL TRADES

Committee on Labor recommends passage.

7 2005-H 5849

BY Moura

ENTITLED, AN ACT RELATING TO LABOR - PRIVACY PROTECTION

Committee on Labor recommends passage.

Louis D'Antuono
Clerk of the House

Wednesday, May 4, 2005