

**State of Rhode Island and Providence Plantations**

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**JOURNAL**  
**-OF THE-**  
**HOUSE OF REPRESENTATIVES**

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**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.**

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Volume 132, No. 62

Thursday, June 16, 2005

Sixty-second Day

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The House of Representatives meets at the State House in Providence, Thursday, June 16, 2005 and is called to order at 4:28 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, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

ABSENT – 4: Representatives Faria, McManus, Moffitt, Scott.

**INVOCATION**

The Honorable Speaker presents Representative Rice 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 Wednesday, June 15, 2005 is approved as printed.

**REPORTS OF COMMITTEES  
COMMITTEE ON CORPORATIONS**

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

**Senate Bill No. 483** SUB A (Attorney General)  
**BY** Felag, Walaska, Caprio F, Goodwin, Connors  
**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- CONSUMER ENFORCEMENT OF MOTOR VEHICLE WARRANTIES (motor vehicle arbitration board "lemon law") {LC1205/1/A}  
06/16/2005 Placed on House Calendar

**COMMITTEE ON FINANCE**

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

**House Resolution No. 5845**  
**BY** Fox, Gallison  
**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION ON DEFENSE ECONOMY PLANNING {LC2164/1}  
06/16/2005 Placed on House Calendar

**House Bill No. 6551** SUB A (Attorney General)  
**BY** Jackson, Corvese, Faria, McNamara, Kennedy  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITIES RECEIVERSHIP ACT (define mismanagement in nursing facilities) {LC3362/3/A}  
06/16/2005 Placed on House Calendar

**House Bill No. 5075** SUB A  
**BY** San Bento, Flaherty, Kennedy, Gemma, Coderre E  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT ( all state agencies and authorities to file their annual reports by electronic means on the general assembly website) {LC642/1/A}  
06/16/2005 Placed on House Calendar

**Senate Bill No. 39** SUB A as amended  
**BY** Bates, Gallo, Walaska, Paiva-Weed, Felag  
**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT ( all state agencies and authorities to file their annual reports by electronic means on the general assembly website) {LC5/1/A}  
06/16/2005 Placed on House Calendar

**Senate Resolution No. 377** (Lieutenant Governor)**BY** Goodwin**ENTITLED**, JOINT RESOLUTION MEMORIALIZING CONGRESS TO OPPOSE PRIVATIZATION OF SOCIAL SECURITY {LC1067/1}

06/16/2005 Placed on House Calendar

**Senate Bill No. 815****BY** Alves, McBurney, Doyle, Issa, Walaska**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- ALL-INCLUSIVE CARE FOR THE ELDERLY (authorize and initiate a state program for all-inclusive care for the elderly) {LC2383/1}

06/16/2005 Placed on House Calendar

**Senate Bill No. 423** SUB B**BY** Cote, Paiva-Weed, Montalbano J, Perry, Badeau**ENTITLED**, AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION SERVICES (deductible and coinsurance factor may be applied to early intervention services) {LC1126/1/A}

06/16/2005 Scheduled for hearing and/or consideration

**Senate Resolution No. 497****BY** Paiva-Weed, Levesque C, Felag, Algieri, Gibbs**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION ON DEFENSE ECONOMY PLANNING {LC1627/1}

06/16/2005 Placed on House Calendar

**Senate Bill No. 267** SUB B**BY** Alves, DaPonte**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- NURSING SERVICE AGENCIES (nursing pool licensure and provide new provisions) {LC1016/1/B}

06/16/2005 Placed on House Calendar

**COMMITTEE ON HEALTH, EDUCATION AND WELFARE**

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

**House Bill No. 6052** SUB A**BY** Slater, Watson, Diaz, Faria, Costantino**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O. HAWKINS MEDICAL MARIJUANA ACT (protect patients with debilitating medical conditions/medical use of marijuana) {LC1479/1/A}

06/16/2005 Placed on House Calendar

**NEW BUSINESS****House Bill No. 6606****BY** Anguilla, Gallison**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS (create a redevelopment agency for the town of Bristol) {LC3503/1}

06/16/2005 Introduced, referred to House Corporations

**House Bill No. 6607****BY** Carter**ENTITLED**, AN ACT STATE AFFAIRS AND GOVERNMENT - LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS (add the chief of investigations of the state fire marshal's office, and all members of investigative units within the state fire marshal's office to the definition of law enforcement officer) {LC3515/1}

06/16/2005 Introduced, referred to House Judiciary

**House Resolution No. 6608****BY** Church, Rice, Dennigan, Kennedy**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$100,000 FOR THE GROW SMART RHODE ISLAND LAND-USE TRAINING INITIATIVE {LC3504/1}

06/16/2005 Introduced, referred to House Finance

**COMMUNICATION**

The Honorable Speaker announces the receipt of the following communication:

June 16, 2005

Honorable William J. Murphy  
Speaker of the House  
State House  
Providence, RI

Dear Mr. Speaker:

I would like to be placed on record as being against House Bill 6099 Sub A. As you are aware I was in attendance during yesterday's session June 15, 2005, however I had to leave prior to the vote being taken due to my wedding rehearsal. I would request that you read this into the record to be incorporated into the House Journal.

Thank you for your attention to this matter.

Respectfully,

Stephen R. Ucci  
Representative District -42

Received and placed on file.

**COMMUNICATION FROM THE SENATE**

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

**House Bill No. 6217** SUB B as amended  
**BY** Coderre E, Lima, Kilmartin, Jackson, Crowley  
**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions) {LC2778/1/B}  
06/16/2005 Placed on House Calendar

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR THURSDAY, JUNE 16, 2005:****1 2005-H 5305****BY** Ginaitt**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

By unanimous consent, Representative Kennedy moves to recommit to the Committee on Corporations, seconded by Representative Fox. There is no objection.

**2 2005-H 6530 SUB A****BY** Kennedy**ENTITLED**, AN ACT RELATING TO INSURANCE -- WORKERS'  
COMPENSATION INSURANCE FUND

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

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 21, 2005.

**3 2005-H 6548 SUB A****BY** Moffitt**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE  
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING  
FACILITY LICENSURE

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

Representative Malik moves passage of the act, seconded by Representatives Rose, Mumford, Davey, Story, Savage, Long, Lewiss, Naughton, Carter, Gemma, Sullivan, Lima, Rice, San Bento and Ginaitt.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 21, 2005.

**4 2005-H 6549 SUB A**

**BY Naughton**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE  
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING  
FACILITY QUALITY MONITORING AND EARLY INTERVENTION  
FOR RESIDENT SAFETY

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

Representative Naughton moves passage of the act, seconded by Representatives Ginaitt, McNamara, Carter, Church, Sullivan, Gemma, Malik, Pacheco, Diaz, San Bento, Story, Savage, Rose and Slater.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

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

NAYS - 0.

**REQUESTS**

Representatives Amaral and Corvese request the journal to reflect that if they had voted on (05-H 6549 SUB A), they would have voted in the affirmative.

**5 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.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 21, 2005.

**6 2005-H 5349****BY Anguilla****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 17, 2005.

**7 2005-H 6172 SUB B as amended****BY Coderre E****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD

Ordered on the Calendar

Representative Coderre moves passage of the act, seconded by Representatives Gemma, Ginaitt, Naughton, Crowley, Flaherty, Kilmartin, Lima, and Jackson.

Representatives Gorham and Coderre discuss the act.

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item # 24a.

**8 2005-H 6552 SUB A****BY Gemma****ENTITLED,** JOINT RESOLUTION REQUESTING A COMPREHENSIVE ASSESSMENT OF LONG-TERM CARE SERVICE NEEDS AND FINANCING OPTIONS IN RHODE ISLAND PURSUANT TO AN ACT RELATING TO HEALTH AND SAFETY -- LONG-TERM CARE REFORM ACT OF 2005

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

Representative Gemma moves passage of the act, seconded by Representatives Sullivan, Naughton, and Amaral.

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 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**9 2005-H 5819 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item # 24b.

**10 2005-H 6171 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item # 24c.

**11 2005-H 5816 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar as item # 24d.

**12 2005-S 495**

**BY Doyle**

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

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Gallison, Lima, Church, and Corvese.

Representative Kennedy, seconded by Representatives Ginaitt and Gallison offers a written motion to amend.

**FLOOR AMENDMENT**

**TO**

**2005 -- S 495**

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



Mr. Speaker:

I hereby move to amend 2005 -- S 495, entitled "AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES", as follows:

1. By deleting all of the language following the enactment clause and inserting in place thereof the following:

"SECTION 1. Section 6-13-12 of the General Laws in Chapter 6-13 entitled "Unfair Sales Practices" is hereby amended to read as follows:

6-13-12. Sales of gift certificates. -- "Gift certificate" means a record evidencing a promise, made for monetary consideration, by the seller or issuer for the record that goods or services will be provided to the owner of the record to the value shown in the record and includes, but is not limited to, a record that contains a microprocessor chip, magnetic strip or other means of storage of information that is pre-funded and for which the value is decremented upon each use, a gift card, an electronic gift card, stored-value card or certificate, a store card, a prepaid telephone card, or a similar record or card. Any person, firm, or corporation that sells gift certificates for any product or merchandise sold by the person, firm, or corporation, shall be required to record the sales and keep an accurate and complete record of each gift certificate sold. The record shall include the date of sale, the full value of the certificate, the identification number assigned by the retailer to the certificate, and the state in which the sale of the certificate took place. The retailer shall further be required to give to the purchaser of gift certificates exceeding fifty dollars (\$50.00) a written and numbered receipt evidencing the sale of the certificate. It shall be unlawful for any person, firm, or corporation of any kind to charge additional monthly or annual service or maintenance fees on gift certificates or to limit the time for the redemption of a gift certificate or to place an expiration date upon the gift certificate. No gift certificate or any agreement with respect to such gift certificate may contain language suggesting that an expiration date may apply to the gift certificate. Any person, firm, or corporation that shall violate the provisions of this section shall be punished by a fine of not more than two hundred dollars (\$200). ~~Due to the unlimited redemption period, the division of taxation shall not escheat the funds paid for those unredeemed gift certificates.~~ Any unused portion of a redeemed gift certificate shall be afforded to the consumer by reissuing the gift certificate for the unused amount or providing cash where the balance due the consumer is less than one dollar (\$1.00). This section shall not apply to the following:

(a) General-use prepaid cards issued by a third-party prepaid card issuer which shall mean plastic cards or other electronic payment devices which are: (1) usable at multiple, unaffiliated, merchants or service providers and/or at automatic teller machines ("ATMs"); (2) issued in a requested amount which amount may be, at the option of the issuer, increased to value or reloaded if requested by the holder; (3) purchased and/or loaded on a prepaid basis by a consumer and shall not include debit cards linked to a deposit account, or cards purchased by a business entity; and (4) honored upon presentation by merchants for goods or services, or at ATMs.

(b) Gift certificates that are distributed to a consumer pursuant to an awards, loyalty or promotional program without any money or other thing of value being given in exchange for the gift certificate by the consumer. Any restrictions or limitations which such gift certificates may be subject to must be disclosed to the consumer, in writing, at the time the gift certificates are distributed to the consumer.

(c) ~~Cards used for prepaid wireless telephone services will not be subject to this section~~

~~until January 1, 2006. This section shall not be binding upon, and is not intended to affect any prepaid wireless telephone service.~~ "Prepaid wireless telephone service" means wireless telephone service that is activated in advance by payment for a finite dollar amount of service or for a finite set of minutes that terminate either upon use by a customer and delivery by the wireless provider of an agreed-upon amount of service corresponding to the total dollar amount paid in advance or within a certain period of time following the initial purchase or activation, unless additional payments are made. SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

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REPRESENTATIVE KENNEDY

Representatives Menard and Kennedy discuss the amendment.

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, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Watson and Kennedy discuss the act, as amended.

Read, and by unanimous consent, ordered to be placed on the Calendar for Friday, June 17, 2005.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

AFFIDAVIT

I, Peter Ginaitt, State Representative, District 22, 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:

2005 S-778 SUB A

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

I am employed at Rhode Island Hospital

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.

Peter Ginaitt  
Representative, District 22

State of Rhode Island  
County of Providence

Subscribed and sworn to before me this 16<sup>th</sup> day of June AD, 2005

David W. Dumas  
Notary Public

Representative Ginaitt 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

**13 2005-S 778 SUB A**

**BY Roberts**

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

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

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

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, 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, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUESTS**

Representatives Amaral and Savage requests the journal to reflect that if they had voted on (05-S 778 SUB A in concurrence), they would have voted in the affirmative.

**14 2005-S 345 SUB A****BY Ciccone****ENTITLED, AN ACT RELATING TO LABOR - PRIVACY PROTECTION**

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

Representative Moura moves passage of the act, seconded by Representatives Coderre, Caprio, Gemma, Rice and Williams.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: 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, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUESTS**

Representatives Coderre, Shanley and Lally request the journal to reflect that if they had voted on (05-S 345 SUB A), they would have voted in the affirmative.

**15 2005-S 12 SUB A as amended****BY Tassoni****ENTITLED, AN ACT RELATING TO INSURANCE -- RATES CHARGED**

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

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, 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, Carter, Church, Coderre, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**16 2005-S 28**

**BY Montalbano J**

**ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- REGISTRATION OF VEHICLES**

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 7 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, Dennigan, DeSimone, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McCauley, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Ucci, Watson, Williams, Williamson, Winfield.

NAYS - 7: Representatives Carter, Davey, Ehrhardt, Gorham, Loughlin, McHugh, Trillo.

**17 2005-S 99 SUB A**

**BY Raptakis**

**ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES**

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

Representative Kennedy moves passage of the act, seconded by Representatives Moura and Caprio.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**18 2005-S 732**

**BY Blais**

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

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Long, Gemma, Carter, and Sullivan.

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

YEAS - 67: The Honorable Speaker 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, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Kennedy requests the journal to reflect that if he had voted on (05-S 732), he would have voted in the affirmative.

**19 2005-S 772 SUB B****BY Blais****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT  
-- ECONOMIC DEVELOPMENT CORPORATION -- SMALL  
BUSINESS ADVOCATE**

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

Representative Kennedy moves passage of the act, seconded by Representatives Sullivan and Shanley.

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, 69 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 69: 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, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**20 2005-S 822****BY McCaffrey****ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND  
PARTNERSHIPS**

Committee on Corporations recommends passage in concurrence.

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

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 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, Laroche, Lewiss, Lima, Long, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**21 2005-S 1004****BY Breene****ENTITLED,** AN ACT RELATING TO TAX EXEMPTION OF CERTAIN  
PROPERTY IN THE TOWN OF RICHMOND

Committee on Corporations recommends passage in concurrence.

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

Representative Ucci, seconded by Representatives Fox and Mumford offers an oral motion to amend.

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, Costantino, Crowley, Davey, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Loughlin requests the journal to reflect that if he had voted on the oral amendment, he would have voted in the affirmative.

Read and passed, as amended, 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, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**22 2005-S 1035 as amended****BY Montalbano J****ENTITLED,** AN ACT RELATING TO THE CLEARY SCHOOL

Committee on Corporations recommends passage as amended in concurrence.



Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, June 21, 2005.

**23 2005-S 1069**

**BY Fogarty P**

**ENTITLED, AN ACT RELATING TO TAXATION -- GLOCESTER**

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, 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, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

**24 2005-S 1132**

**BY Goodwin**

**ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF INTERCITY AMBULANCE SERVICE, INC.**

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Dennigan and McCauley.

Read and passed, in concurrence, on a roll call vote, 66 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 66: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

**24a. 2005-H 6172 SUB B as amended****BY Coderre E****ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD**

Ordered on the Calendar

The act has been moved and seconded supra.

Representative Gorham, seconded by Representative Watson offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2005 -- H 6172 SUBSTITUTE B AS AMENDED****AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD**

Mr. Speaker:

I hereby move to amend 2005 -- H 6172 SUBSTITUTE B AS AMENDED, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD", as follows:

1. On page 3, lines 16 through 28, by deleting the following language:

"recommendation of the Rhode Island Agricultural Council established pursuant to the provisions of chapter 3 of title 2; one of whom shall be a representative of a conservation organization, with respect to which appointment the governor shall give due consideration to the recommendation of the Environment Council of Rhode Island; one of whom shall be a professional with expertise in one or more of the following fields: geology, hydrology, or engineering; one of whom shall be a representative of a large public water system; one of whom shall be a representative of a small public water system; one of whom shall be a representative of a large water user; and one of whom shall be a representative of small water user; one of who shall be a professional with expertise in financial planning and/or investment; and three (3) of whom shall be members of the general public. The public members shall be chosen as far as is reasonably practicable to represent the drought regions of the state as specified in the Rhode Island Drought Management Plan. No person shall be eligible for appointment to the board unless he or she is a resident of this state"

2. On page 3, at the end of line 15, after the word "the" by inserting the following language:

"following qualifications, background and experience: agriculture, conservation, environmental issues, geology, hydrology, engineering, small and large public water systems and users, financial planning and investment."

3. On page 3, lines 29 and 30, by deleting the words "the chief of the division of planning within" and inserting in place thereof the words "the director of".

4. On page 4, line 15, by inserting after the word "members" the following language:

"in accordance with subsection 46-15.1-2(a) except that such appointment shall be made immediately upon the passage of this act".

5. On page 4, lines 15 through 26 by deleting the following language:

"pursuant to this section, one of whom shall be a professional with expertise in financial planning and/or investment; one of whom shall be a professional with expertise in one or more of the following fields: geology, hydrology or engineering; and one of whom shall be a representative of a conservation organization appointed by the governor as prescribed in this section. The member of the board selected by the Rhode Island Agricultural Council shall continue to serve the balance of his or her term. Upon expiration of his or her term, the governor shall appoint one member who is actively engaged in the agricultural business, preferably an owner and/or operator of an agricultural business as prescribed in this section. Those members of the board as of the effective date of this act who were appointed to the board by the governor shall continue to serve the balance of their current terms. Thereafter, the appointment shall be made by the governor as prescribed in this section."

6. On page 5, line 1 through 3, by deleting the language "be removable by the governor pursuant to section 36-1-7 of the general laws and for cause only, and removal solely for partisan or personal reasons unrelated to capacity or fitness for the office shall be unlawful" and inserting in place thereof the language "serve at the pleasure of the governor".

7. On page 7, line 12, by inserting after the word "consultants" the following:  
"and the amount of compensation and/or benefits paid to each,"

Respectfully submitted,

---

REPRESENTATIVE GORHAM

Representatives Gorham and Coderre discuss the amendment.

The motion to amend fails on a roll call vote 21 members voting in the affirmative and 46 members voting in the negative as follows:

YEAS - 21: Representatives Amaral, Caprio, Carter, Davey, DeSimone, Ehrhardt, Giannini, Gorham, Long, Loughlin, McHugh, Menard, Mumford, Savage, Singleton, Story, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McCauley, McNamara, Melo, Moran, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Shanley, Slater, Smith, Sullivan, Williams, Williamson.

The bill marked Substitute "B" is read and passed, as amended, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 1 member voting in the negative as follows:

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

NAYS - 1: Representative Gorham.

**24b.2005-H 5819 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

Representative Coderre moves passage of the act, seconded by Representatives Slater, Jackson, Almeida and Gemma.

Representatives Gorham and Coderre discuss the act.

The bill marked Substitute "B" is read and passed, as amended, in concurrence, and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 10 members voting in the negative as follows:

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Loughlin, Malik, McCauley, McHugh, McNamara, Melo, Menard, Moran, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Shanley, Slater, Smith, Sullivan, Ucci, Wasylyk, Williams, Williamson, Winfield.

NAYS - 10: Representatives Amaral, Davey, Ehrhardt, Gorham, Long, Mumford, Savage, Singleton, Story, Trillo.

Representative Gorham requests to hold (05-H 5819 SUB Baa, in concurrence) on the desk.

**24c 2005-H 6171 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

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

The bill marked Substitute "B" is read and passed, as amended, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Caprio, Carter, 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, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Gorham.

Representative Gorham requests to hold (05-H 6171 SUB Baa, in concurrence) on the desk.

### REQUEST

Representative Smith requests the journal to reflect that if he had voted on (05-H 6171 SUB Baa, in concurrence), he would have voted in the affirmative.

#### **24d 2005-H 5816 SUB B as amended**

**BY Coderre E**

**ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

Representative Coderre moves passage of the act, seconded by Representatives Slater, McNamara, Shanley, Diaz and Gemma.

Representatives Gorham, Ginaitt and Davey discuss the act, as amended.

The bill marked Substitute "B" is read and passed, as amended, in concurrence and the original bill, and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 65: Representatives Ajello, Almeida, Amaral, Anguilla, 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, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

Representative Gorham requests to hold (05-H 5816 SUB Baa, in concurrence) on the desk.

### 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 bills being held.

**ANNOUNCEMENTS**

Representative Coderre announces that the Committee on Separation of Powers will meet today, at the rise of the House, in Room 135 of the State House.

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

Representative Coderre announces that the Committee on Separation of Powers will meet tomorrow, at 3 o'clock P.M., in Room 201 of the State House.

Representative Ginaitt announces that the Committee on Environment and Natural Resources will meet tomorrow, at 3 o'clock P.M. in Room 205 of the State House.

Representative Kennedy announces that the Committee on Corporations will meet tomorrow at 3 o'clock P.M. in Room 203 of the State House.

Representative Giannini congratulates her nephew, Joseph Lennon on his graduation from Cranston West High School.

Representatives Slater and Lima wish Representative Costantino a Happy Birthday.

Representative Lima wishes a Happy Anniversary to Representative Tom Winfield and his wife Rebecca.

Representative Singleton wishes a Happy Anniversary to Representative McManus and his wife Joanne.

**GUESTS**

Representative McHugh welcomes to the House as guests Susan Arnold, CEO of the RI Association of Realtors and Michael Young, President of RI Association of Realtors.

At 4:30 o'clock P.M. the Honorable Speaker yields the rostrum to Representative Diaz.

By unanimous consent, Representative Diaz addresses the members of the House and welcomes to the House Coronel Pastvano, from the Dominican Republic, who came on a special mission to Providence, R.I.

Representatives Slater and Diaz present Coronel Pastvano with a citation.

At 4:33 o'clock P.M. the Honorable Speaker returns to the rostrum.

**ADJOURNMENT**

At 5:43 o'clock P.M. on motion of Representative Jackson, and as a further mark of respect to the memory of Agnes M. Burns seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
**Recording Clerk**

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE AMY G. RICE**

Thank you God for Your presence here with us and Your blessings on this Assembly today and every day. Amen.



## APPENDIX

## TRANSMITTED TO THE GOVERNOR

**Senate Bill No. 1006** SUB A

**BY** Breene, Blais

**ENTITLED**, AN ACT RELATING TO TAXATION -- WEST GREENWICH (would permit the town of West Greenwich to create a separate tax classification for undeveloped residential zoned property) {LC2952/1/A}

**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}

**Senate Bill No. 99** SUB A

**BY** Raptakis, Blais, Breene, Polisena, Paiva-Weed

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (time in which a licensee shall comply with regulations) {LC830/5/A}

**House Bill No. 6172** SUB B as amended

**BY** Coderre E, Crowley, Almeida, Gemma, Kilmartin

**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD (amend the composition) {LC2705/1/B}

## APPENDIX

## CALENDAR

## IN ORDER FOR FRIDAY, JUNE 17, 2005:

**1 2005-H 5012****BY Carter****ENTITLED,** AN ACT RELATING TO JOINT COMMITTEE ON NAMING  
STATE CONSTRUCTIONS

Committee on Finance recommends passage.

**2 2005-H 6540****BY Anguilla****ENTITLED,** AN ACT RELATING TO EDUCATION -- COOPERATIVE  
SERVICE AMONG SCHOOL DISTRICTS

Committee on Health, Education &amp; Welfare recommends passage.

**3 2005-H 6194 SUB A as amended****BY Lima****ENTITLED,** AN ACT RELATING TO EDUCATION -- COMPULSORY  
ATTENDANCECommittee on Health, Education & Welfare recommends indefinite postponement of the  
original bill and passage of Substitute A as amended.**4 2005-H 5349****BY Anguilla****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

**5 2005-H 6217 SUB B as amended****BY Coderre E****ENTITLED,** AN ACT RELATING TO SEPARATION OF POWERS

Ordered on the Calendar

**6 2005-S 495 as amended****BY Doyle****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL  
REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES

Ordered on the Calendar.

**7 2005-S 384 SUB A****BY Perry****ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY  
-- ANIMAL CARE**

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

**8 2005-S 791 SUB A****BY McCaffrey****ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND  
PARTNERSHIPS**

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

**9 2005-S 344 SUB A****BY Levesque C****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE**

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

**10 2005-S 474****BY McCaffrey****ENTITLED, AN ACT RELATING TO SEXUAL OFFENDER REGISTRATION  
AND COMMUNITY NOTIFICATION**

Committee on Judiciary recommends passage in concurrence.

**11 2005-S 274 SUB A****BY Ciccone****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
OPEN MEETINGS**

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

**12 2005-S 187 SUB A****BY Perry****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST**

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

**13 2005-S 586 SUB A****BY McCaffrey****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- THREATS AND EXTORTION

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

**14 2005-S 431****BY Caprio F****ENTITLED,** AN ACT RELATING TO PROPERTY -- POWERS

Committee on Judiciary recommends passage in concurrence.

**15 2005-S 565 SUB A****BY Roberts****ENTITLED,** AN ACT RELATING TO EDUCATION

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

**16 2005-S 574****BY Sosnowski****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES

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

**17 2005-S 283****BY Algieri****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- BICYCLE FACILITIES

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

**18 2005-S 568 SUB A****BY Polisena****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- EMERGENCY MEDICAL TRANSPORTATION SERVICES

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

**19 2005-S 13 SUB A as amended****BY Tassoni****ENTITLED,** AN ACT RELATING TO ADOPTION OF CHILDREN

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

**20 2005-S 508 SUB A****BY Alves****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT  
-- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

**IN ORDER FOR TUESDAY, JUNE 21, 2005:****1 2005-H 6530 SUB A****BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- WORKERS'  
COMPENSATION INSURANCE FUND

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

**2 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.

**3 2005-H 6548 SUB A****BY Moffitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE  
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING  
FACILITY LICENSURE

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

**4 2005-H 5717****BY Malik****ENTITLED,** AN ACT RELATING TO LABOR RELATIONS ACT

Committee on Labor recommends passage.

**5 2005-H 5075 SUB A****BY San Bento****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

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

**6 2005-H 6551 SUB A****BY Jackson****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE  
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING  
FACILITIES RECEIVERSHIP ACT

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

**7 2005-H 5845****BY Fox****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION ON DEFENSE ECONOMY PLANNING

Committee on Finance recommends passage.

**8 2005-H 6052 SUB A****BY Slater****ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- THE EDWARD O.  
HAWKINS MEDICAL MARIJUANA ACT

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

**9 2005-S 1035 as amended****BY Montalbano J****ENTITLED,** AN ACT RELATING TO THE CLEARY SCHOOL

Committee on Corporations recommends passage as amended in concurrence.

**10 2005-S 377****BY Goodwin****ENTITLED,** JOINT RESOLUTION MEMORIALIZING CONGRESS TO OPPOSE  
PRIVATIZATION OF SOCIAL SECURITY

Committee on Finance recommends passage in concurrence.

**11 2005-S 815****BY Alves****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- ALL-INCLUSIVE  
CARE FOR THE ELDERLY

Committee on Finance recommends passage in concurrence.

**12 2005-S 497****BY Paiva-Weed****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION ON DEFENSE ECONOMY PLANNING

Committee on Finance recommends passage in concurrence.

**13 2005-S 267 SUB B****BY Alves****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --  
NURSING SERVICE AGENCIESCommittee on Finance recommends indefinite postponement of the original bill and the  
Substitute A and passage of Substitute B.**14 2005-S 39 SUB A as amended****BY Bates****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENTCommittee on Finance recommends indefinite postponement of the original bill and  
passage of Substitute A as amended in concurrence.**15 2005-S 483 SUB A****BY Felag****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
CONSUMER ENFORCEMENT OF MOTOR VEHICLE  
WARRANTIESCommittee on Corporations recommends indefinite postponement of the original bill  
and passage of Substitute A.**16 2005-S 423 SUB B****BY Cote****ENTITLED,** AN ACT RELATING TO INSURANCE -- EARLY INTERVENTION  
SERVICESCommittee on Finance recommends indefinite postponement of the original bill and the  
Substitute A and passage of Substitute B.**IN ORDER FOR WEDNESDAY, JUNE 22, 2005:****1 2005-H 5812 SUB A****BY Coderre E****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS -- DOMESTIC  
ABUSE PREVENTIONCommittee on Health, Education & Welfare recommends indefinite postponement of the  
original bill and passage of Substitute A.

**2 2005-S 548 SUB A****BY Bates****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 in concurrence.

**3 2005-S 123 SUB A****BY Gibbs****ENTITLED,** AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT  
OF LOCAL TAXES

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

**IN ORDER FOR WEDNESDAY, JUNE 29, 2005:****1 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.

**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.

**Louis D'Antuono**  
**Clerk of the House**

Thursday, June 16, 2005