

State of Rhode Island and Providence Plantations

JOURNAL
-OF THE-
HOUSE OF REPRESENTATIVES

JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the third day of January in the year of Our Lord two thousand and six.

Volume 133, No. 26

Thursday March 9, 2006

Twenty-sixth Day

The House of Representatives meets at the State House in Providence, Thursday, March 9, 2006 and is called to order at 4:21 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 69 members present and 6 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 6: Representative Carter, Crowley, Flaherty, McHugh, Naughton, San Bento.

INVOCATION

The Honorable Speaker presents Representative Church 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, March 8, 2006 is approved as printed.

ANNOUNCEMENTS

Representative Eileen Naughton will be unable to attend session Thursday, March 9, 2006. She is attending a Warwick Sewer Authority meeting.

Representative William San Bento will be unable to attend session Thursday, March 9, 2006. He is not feeling well.

NEW BUSINESS**House Resolution No. 7862**

BY Rice, Amaral

ENTITLED, HOUSE RESOLUTION CONGRATULATING SHELLEY KORNTZ ON RECEIVING THE PRUDENTIAL SPIRIT OF COMMUNITY AWARD {LC2701/1}

Representative Rice requests unanimous consent for immediate consideration.

There is no objection.

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

House Bill No. 7863

BY Giannini, Anguilla, Petrarca, Trillo, Gemma

ENTITLED, AN ACT RELATING TO DAYS OF SPECIAL OBSERVANCE {LC2748/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by Representatives Anguilla, Trillo, Pacheco, Caprio, Gemma and Handy on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Corvese, Davey, Dennigan, Diaz, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith.

CALENDAR

From the Calendar is taken:

IN ORDER FOR THURSDAY, MARCH 9, 2006:**1 2006-S 2165****BY Tassoni**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH SMITHFIELD TO FINANCE THE ACQUISITION OF LAND FOR SCHOOL FACILITIES AND THE CONSTRUCTION AND EQUIPPING OF A NEW MIDDLE SCHOOL AND SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$30,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Finance recommends passage in concurrence.

Representative Church moves passage of the act, seconded by Representative Fox.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Church, Corvese, Davey, Diaz, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith.

ANNOUNCEMENTS

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

Majority Leader Fox announces Rule 34 is now in effect and clarifies Rule 34.

GUESTS

Representative Gemma welcomes to the House Chamber as guests from the Warwick City Government-Don Torres, Council President; Steve Merrolla, Councilman; Bob Shapiro, Superintendent of Warwick Schools; Bob Cushman, Warwick School Committee Chairman. The Honorable Speaker Murphy welcomes the Warwick delegation to the Chamber.

CORRECTION

By unanimous consent, the House Journal of Friday, July 1, 2005 is hereby corrected on page 125, line 24 by deleting P.M. and inserting A.M. therefore.

ADJOURNMENT

At 4:30 o'clock P.M. on motion of Representative Fox seconded by Representative Trillo the House adjourns, on a voice vote.

Linda M. McElroy
Recording Clerk

Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE RAYMOND C. CHURCH

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. 2165

BY Tassoni, Fogarty P, Cote

ENTITLED, AN ACT AUTHORIZING THE TOWN OF NORTH SMITHFIELD TO FINANCE THE ACQUISITION OF LAND FOR SCHOOL FACILITIES AND THE CONSTRUCTION AND EQUIPPING OF A NEW MIDDLE SCHOOL AND SCHOOL FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$30,000,000 BONDS AND/OR NOTES THEREFOR {LC966/1}

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, MARCH 14, 2006:

1 2006-H 7205 SUB A**BY Coderre E**

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
Committee on Separation of Powers recommends indefinite postponement of the original
bill and passage of Substitute A.

2 2006-H 7156 SUB A**BY Coderre E**

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
NARRAGANSETT INDIAN LAND MANAGEMENT
CORPORATION

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

3 2006-H 6889 SUB A**BY Coderre E**

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE
ISLAND RESOURCE RECOVERY CORPORATION

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

4 2006-H 7204**BY Coderre E**

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
INDUSTRIAL RECREATIONAL BUILDING AUTHORITY

Committee on Separation of Powers recommends passage.

5 2006-H 7157**BY Coderre E**

ENTITLED, AN ACT RELATING TO CITIES AND TOWNS -- MUNICIPAL
EMPLOYEES BENEFITS

Committee on Separation of Powers recommends passage.

6 2006-H 7440**BY Coderre E**

ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS

Committee on Separation of Powers recommends passage.

7 2006-H 7155 SUB A

BY Coderre E

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION

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

Francis P. McCabe
Clerk of the House

Thursday, March 9, 2006