

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. 59

Thursday, June 1, 2006

Fifty-ninth Day

The House of Representatives meets at the State House in Providence, Thursday, June 1, 2006 and is called to order at 4:25 o'clock P.M., by the Honorable William J. Murphy, Speaker.

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

PRESENT - 70: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasyluk, Watson, Williams, Williamson,.

ABSENT – 5: Representatives Landroche, McHugh, Scott, Singleton, Winfield.

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, May 31, 2006 is approved as printed.

ANNOUNCEMENT

Representative Richard Singleton will be unable to attend session Thursday, June 1, 2006.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

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

House Bill No. 8153**BY** Lima

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF HILCO ATHLETIC AND GRAPHICS, INC. (authorize school departments to admit children into their kindergarten programs even though those children have not reached age 5 by Sept 1 of the school year) {LC3320/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 2731 SUB A**BY** Walaska

ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS (create the Uniform Debt-Management Services Act.) {LC1392/1/A}

06/01/2006 Placed on House Calendar

Senate Bill No. 2106 SUB A as amended**BY** Ciccone, Lanzi, Badeau, Ruggerio, Felag

ENTITLED, AN ACT RELATING TO INSURANCE {LC759/2/A}

06/01/2006 Placed on House Calendar

Senate Bill No. 2588 SUB A (Business Regulation)**BY** Bates

ENTITLED, AN ACT RELATING TO INSURANCE -- ERRORS AND OMISSIONS INSURANCE FOR RESIDENT PRODUCERS (require all resident insurance producers to obtain error and omission insurance) {LC1381/1/A}

06/01/2006 Placed on House Calendar

Senate Bill No. 2869**BY** Fogarty P, Gallo, Walaska, Blais, Breene

ENTITLED, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION {LC2613/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 3068**BY** Montalbano J, Connors

ENTITLED, AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION {LC2729/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 3075**BY** Lenihan, Raptakis**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO IMPLEMENT A TAX INCREASE DEFERRAL PROGRAM FOR SENIOR RESIDENT HOMEOWNERS (defer the payment of property tax increases and interest thereon on residences of property owned and occupied by a person or persons sixty-five (65) years of age or older) {LC3167/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 3076**BY** Breene**ENTITLED**, AN ACT RELATING TO THE TOWN OF RICHMOND {LC3164/1}

06/01/2006 Placed on House Calendar

COMMITTEE ON FINANCE

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

House Bill No. 7546 SUB A**BY** McNamara, Caprio D**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- TRAUMATIC BRAIN INJURIES (comprehensive instate services for individuals with traumatic brain injury) {LC228/2/A}

06/01/2006 Placed on House Calendar

House Bill No. 6739 SUB A**BY** Lima, Naughton, Gallison, Almeida**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACQUISITION OF LAND (limit the state, municipalities from using condemnation proceedings to benefit a private party at the expense of another private party and would limit private ownership in any such taking to 20% or less) {LC496/5/A}

06/01/2006 Placed on House Calendar

Senate Bill No. 2010**BY** Algieri**ENTITLED**, AN ACT RELATING TO TAXATION (authorize the town council of Westerly to increase the tax exemptions) {LC235/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 2565**BY** Algieri, Montalbano J**ENTITLED**, AN ACT RELATING TO AIRPORTS AND LANDING FIELDS (airport corp to reimburse municipalities for the cost of municipal services provided at state airports in accordance with applicable federal regulations) {LC1874/1}

06/01/2006 Placed on House Calendar

Senate Bill No. 2682 SUB A**BY** Fogarty P, Gallo, Tassoni, Blais, Breene**ENTITLED**, AN ACT RELATING TO PASCOAG UTILITY DISTRICT (adding amendments to the Pascoag Utility District Act) {LC1998/2/A}

06/01/2006 Placed on House Calendar

COMMITTEE ON HEALTH, EDUCATION AND WELFARE

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

House Bill No. 7040 SUB A**BY** Palumbo, Trillo, Giannini, Lima, Lally**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION -- "THE JESSICA LUNDSFORD ACT" (establish mandatory sentences) {LC1243/4/A}

06/01/2006 Placed on House Calendar

COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

Representative Ginaitt, for the Committee on Environment and Natural Resources, reports back the following measure, with recommendation of passage:

Senate Bill No. 2844 SUB A as amended**BY** Roberts, Walaska, Bates**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ENERGY AND CONSUMER SAVINGS ACT OF 2006 (establish minimum energy and consumer by setting efficiency standards from certain products sold in the state) {LC2555/1/A}

06/01/2006 Placed on House Calendar

COMMITTEE ON LABOR

Representative Faria, for the Committee on Labor, reports back the following measures, with recommendation of passage:

Senate Bill No. 2667**BY** Ruggerio, McCaffrey, Goodwin, Damiani, Connors**ENTITLED**, AN ACT RELATING TO LABOR -- ARBITRATION (consider the existence of past practice when the union contract contains a provision that preserves existing rights, benefits or practices between the parties) {LC98/1}

06/01/2006 Placed on House Calendar

NEW BUSINESS

House Bill No. 8171**BY** Church, Lima, Lewiss, Gallison, Rice**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- HUNTING AND HUNTING SAFETY {LC3360/1}

06/01/2006 Introduced, referred to House Environment and Natural Resources

House Bill No. 8172**BY** Moura, Lally**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- RETIREMENT SYSTEM -- CONTRIBUTIONS AND BENEFITS {LC3211/1}

06/01/2006 Introduced, referred to House Finance

House Bill No. 8173 (by request)**BY** Shanley, McHugh, Lally, Caprio D**ENTITLED**, AN ACT RELATING TO TAXATION -- SALES AND USE TAXES - LIABILITY AND COMPUTATION {LC3361/1}

06/01/2006 Introduced, referred to House Finance

House Bill No. 8174**BY** McCauley, Moura, Ajello, Fox, Costantino**ENTITLED**, AN ACT RELATING TO RENAMING THE WOONASQUATUCKET RIVER GREENWAY BIKE PATH {LC3340/1}

06/01/2006 Introduced, referred to House Finance

House Bill No. 8175**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO INSURANCE {LC3271/1}

06/01/2006 Introduced, referred to House Corporations

House Bill No. 8176**BY** Kilmartin, Costantino**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC3273/1}

06/01/2006 Introduced, referred to House Corporations

House Resolution No. 8177**BY** Kilmartin, Coderre E, San Bento, O'Neill, Rose**ENTITLED**, HOUSE RESOLUTION HONORING CLIFFORD WALLACE ON HIS RETIREMENT AFTER FORTY YEARS OF DEDICATED SERVICE WITH THE PAWTUCKET SCHOOL DEPARTMENT {LC3389/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representatives Coderre, San Bento, O'Neill, Dennigan and Rose 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. 3098**BY** Felag

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES - TOWN OF WARREN (provide procedure for assessment and taxation of new real estate construction in the town of Warren) {LC3182/1}

06/01/2006 Referred to House Corporations

Senate Bill No. 2943 SUB A**BY** Connors

ENTITLED, AN ACT RELATING TO INSURANCE - NONPROFIT HOSPITAL SERVICE CORPORATIONS (provide life insurance, disability insurance, long-term care insurance, and employee assistance programs) {LC2773/1/A}

06/01/2006 Referred to House Corporations

Senate Bill No. 2178 SUB A**BY** Gibbs, Breene, Perry, Pichardo, Algieri

ENTITLED, AN ACT RELATING TO HEALTH INSURANCE (mandatory health insurance coverage for cranial prosthetics for persons who lose their hair as a result of treatment for cancer) {LC493/1/A}

06/01/2006 Referred to House Corporations

Senate Bill No. 3106**BY** Sosnowski

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND AND/OR CONSTRUCTION OF A COMMUNITY GYMNASIUM AND TO ISSUE NOT MORE THAN \$1,600,000 BONDS THEREFOR {LC3233/1}

06/01/2006 Referred to House Finance

Senate Bill No. 3104**BY** Sosnowski

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE NEIGHBORHOOD GUILD IMPROVEMENTS AND TO ISSUE NOT MORE THAN \$1,000,000 BONDS THEREFOR {LC3232/1}

06/01/2006 Referred to House Finance

Senate Bill No. 3103**BY** Sosnowski

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE THE ACQUISITION OF LAND FOR OPEN SPACE, RECREATION AND AGRICULTURAL PURPOSES AND TO ISSUE NOT MORE THAN \$3,000,000 BONDS THEREFOR {LC3235/1}

06/01/2006 Referred to House Finance

Senate Bill No. 3102**BY** Sosnowski**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO FINANCE CAPITAL TRANSPORTATION IMPROVEMENT PROJECTS AND TO ISSUE NOT MORE THAN \$400,000 BONDS THEREFOR {LC3234/1}

06/01/2006 Referred to House Finance

Senate Bill No. 2757 SUB A as amended**BY** Levesque C, Roberts**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- COORDINATED HEALTH PLANNING ACT OF 2006 (establish an Office of Coordinated Health Planning and a State Health Planning Council) {LC1533/1/A}

06/01/2006 Referred to House Finance

Senate Bill No. 2628 SUB A as amended**BY** Perry, Goodwin, Paiva-Weed, Pichardo, Connors**ENTITLED**, AN ACT RELATING TO MEDICAL ASSISTANCE - LONG-TERM CARE SERVICE AND FINANCE REFORM (model system for integrated long-term care) {LC1942/1/A}

06/01/2006 Referred to House Finance

Senate Bill No. 2756 SUB A as amended**BY** Damiani, Polisena**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (require food service establishments to have a person trained in anti-choking and CPR) {LC1176/1/A}

06/01/2006 Referred to House H.E.W.

CALENDAR

From the Calendar are taken:

IN ORDER FOR THURSDAY, JUNE 1, 2006:**1 2006-H 7529 SUB A****BY Pacheco****ENTITLED**, AN ACT RELATING TO ELECTIONS - CAMPAIGN EXPENDITURES

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 6, 2006.

2 2006-H 8101**BY Voccola****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
PET WARRANTIES -- DOGS

Committee on Health, Education & Welfare recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar after item # 6 as # 6A.

3 2006-H 7577 SUB A**BY Corvese****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONSCommittee on Corporations 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 6,
2006.**4 2006-H 7344 SUB A****BY Long****ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF
ENVIRONMENTAL MANAGEMENTCommittee on Environment and Natural Resources 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 Thursday, June 8,
2006.**5 2006-H 7842 SUB A****BY Ginaitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETYCommittee on Health, Education & Welfare recommends indefinite postponement of the
original bill and passage of Substitute A.Representative Ginaitt moves passage of the act, seconded by Representatives Anguilla and
Brien.

Representative Ginaitt, seconded by Representative Brien offers a written motion to amend.

**FLOOR AMENDMENT
TO
2006 -- H 7842 SUBSTITUTE A****AN ACT RELATING TO HEALTH AND SAFETY**

Mr. Speaker:

I hereby move to amend 2006 -- H 7842 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY", as follows:

(1) On page 1, line 4, by deleting the language "medical services" and inserting in place thereof the word "service".

(2) On page 2, line 1, by deleting the language "medical services" and inserting in place thereof the word "service".

(3) On page 2, line 2, by deleting the language "; provided, that hospitals shall maintain such forms in the source patient's medical".

(4) On page 2, line 3, by deleting the language "records and the exposed worker's medical records".

Respectfully submitted,

REPRESENTATIVE GINAITT

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LC02659/2
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Representative Ginaitt discusses the amendment.

The motion to amend prevails on a roll call vote 51 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Williamson.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williamson.

NAYS - 0.

6 2006-S 2085 SUB A**BY Gallo****ENTITLED,** AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF
CHARTER PUBLIC SCHOOLS

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

Representative McNamara moves passage of the act, seconded by Representatives Savage, Carter and Melo.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 58: Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Voccola.

NAYS - 0.

6A 2006-H 8101**BY Voccola****ENTITLED,** AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
PET WARRANTIES -- DOGS

Committee on Health, Education & Welfare recommends passage.

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

Read and passed, 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, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williams, Williamson.

NAYS - 0.

7 2006-S 2991 SUB A as amended**BY Paiva-Weed****ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION**

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

Representative Ginaitt moves passage of the act, seconded by Representatives Ehrhardt, Long and Gemma.

Representatives Long and Mumford discuss the act.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Slater, Story, Sullivan, Trillo, Ucci, Voccola, Watson, Williams, Williamson.

NAYS - 0.

DISCUSSION

Representatives Watson, Fox, Amaral, Gorham and Menard discuss the amendment process.

TRANSMITTAL

By unanimous consent, all House bills on the clerk's desk are ordered to be transmitted to the Honorable Senate forthwith, along with Senate bill (06S 2991 Aaa, in concurrence) to be transmitted to His Excellency, the Governor, all other Senate bills and certain bills already held on desk will remain on the desk.

FROM THE DESK IS TAKEN**House Bill No. 7893****BY Almeida****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (exempt any proposed Class B liquor license on lot 21, plat 49, in Providence from the requirement of not being within two hundred feet (200') of a church or school.) {LC2571/1}**

By unanimous consent, Representative Costantino seconded by Representative Carter moves to take (06H 7893) from the desk. There is no objection.

Representative Costantino, seconded by Representative Carter moves to reconsider (06H 7893).

The motion to reconsider prevails on a roll call vote 60 members voting in the affirmative and 0 members voting in the negative as follows

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Laroche, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Moran, Mumford, Naughton, Pacheco, Palumbo, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Williams, Williamson.

NAYS - 0.

Representative Costantino moves passage of the act, seconded by Representative Carter.

Representative Costantino, seconded by Representatives Carter offers a written motion to amend.

**FLOOR AMENDMENT
TO
2006 -- H 7893**

AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Mr. Speaker:

I hereby move to amend 2006 -- H 7893, entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES", as follows:

On page 3, line 33, after the number "49", by adding the language "and any proposed retailer class BV license intended to be located on lots 3 and 5 of tax assessors map plat 35".

Respectfully submitted,

REPRESENTATIVE COSTANTINO

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LC02571/2
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Representative Costantino discusses the amendment.

The motion to amend prevails 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, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Long, Malik, McCauley, McManus, McNamara, Melo, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Slater, Story, Sullivan, Trillo, Ucci, Williams, Williamson.

NAYS - 0.

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

NAYS - 0.

TRANSMITTAL

By unanimous consent, (06H 7893aa) and (06S 2014aa) on the clerk's desk are ordered to be transmitted to 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.

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

Representative McNamara announces that the Committee on Health, Education and Welfare will meet today, at the rise of the House, in Room 135 of the State House.

Representative Carter introduces his intern, John B. Colin to the House Chamber and wishes him a Happy 25th Birthday.

The Honorable Speaker Murphy wishes good luck to Representative Dennigan and her four daughters Darcie, Sarah, Heidi and Kyla. The Honorable Speaker announces they will be doing the San Diego Marathon on Sunday.

LEAVE OF HOUSE

Representative Menard requests leave of the House to read a letter from a constituent. The Honorable Speaker rules letters from constituents are not allowed to be read on the House floor. The Speaker states the letter may be distributed to all House members.

Representative Menard requests to exercise Rule 53 on Tuesday, June 6, 2006, at the end of session. There is no objection.

GUESTS

Representative Handy welcomes to the House Chamber as guests people from the Save our Mental Health Services.

ADJOURNMENT

At 5:02 o'clock P.M. on motion of Representative Fox seconded by Representative Watson the House adjourns, on a voice vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE AMY G. RICE

Heavenly Father, look with favor on our deliberation and assist us by your grace to do what is just and wise. Amen.

TRANSMITTED TO THE GOVERNOR

Senate Bill No. 2991 SUB A as amended

BY Paiva-Weed, Sosnowski, Lenihan

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER POLLUTION (harbormasters to notify the department of environmental management of any boat not having a no discharge certificate decal. This act would also allow harbormasters to issue mooring permits in the absence of no discharge certificate decals) {LC2890/1/A}

APPENDIX

CALENDAR

IN ORDER FOR TUESDAY, JUNE 6, 2006:

1 2006-H 6874**BY Kilmartin****ENTITLED, AN ACT RELATING TO ELECTIONS**

Ordered on the Calendar

2 2006-H 7529 SUB A**BY Pacheco****ENTITLED, AN ACT RELATING TO ELECTIONS - CAMPAIGN
EXPENDITURES**

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

3 2006-H 7577 SUB A**BY Corvese****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS**

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

4 2006-H 7455 SUB A as amended**BY Kilmartin****ENTITLED, AN ACT RELATING TO PUBLIC OFFICES AND EMPLOYEES --
PUBLIC ACCOUNTABILITY AND REFORM**

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

IN ORDER FOR WEDNESDAY, JUNE 7, 2006:

1 2006-H 7815 SUB A**BY McCauley****ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS --
LENDERS AND LOAN BROKERS**

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

2 2006-H 7106**BY Moran****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS

Committee on Judiciary recommends passage.

3 2006-S 2606 SUB B**BY Polisena****ENTITLED,** AN ACT RELATING TO NURSES

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

4 2006-S 2983**BY Sosnowski****ENTITLED,** AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage in concurrence.

5 2006-S 2205**BY Caprio F****ENTITLED,** AN ACT COURTS AND CIVIL PROCEDURE - PROBATE COURT

Committee on Judiciary recommends passage in concurrence.

6 2006-S 2349 SUB A**BY Caprio F****ENTITLED,** AN ACT RELATING TO FIDUCIARIES - POWERS OF FIDUCIARIES

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

7 2006-S 2121**BY Ciccone****ENTITLED,** AN ACT RELATING TO PARKING FACILITIES AND PRIVILEGES

Committee on Judiciary recommends passage in concurrence.

8 2006-S 2860**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO ELECTIONS

Committee on Judiciary recommends passage in concurrence.

9 2006-S 2416**BY Blais****ENTITLED,** AN ACT RELATING TO COMMERCIAL TRANSACTION

Committee on Judiciary recommends passage in concurrence.

10 2006-S 2047 as amended**BY Cote****ENTITLED,** AN ACT RELATING TO HUNTING AND HUNTING SAFETY

Committee on Judiciary recommends passage as amended in concurrence.

11 2006-S 2185**BY McCaffrey****ENTITLED,** AN ACT RELATING TO ASSAULTS

Committee on Judiciary recommends passage in concurrence.

12 2006-S 2726 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO UNIFORM COMMERCIAL CODE --
SECURED TRANSACTIONS

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

13 2006-S 3072**BY Montalbano J****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF GANSETT STEEL ERECTORS CORP.

Committee on Corporations recommends passage in concurrence.

14 2006-S 3067**BY Revens****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF ST. PAUL EVANGELICAL LUTHERAN
CHURCH

Committee on Corporations recommends passage in concurrence.

15 2006-S 3055**BY Metts****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF THE INTERDENOMINATIONAL UNITED
CHURCH USHERS OF RHODE ISLAND, INC.

Committee on Corporations recommends passage in concurrence.

16 2006-S 3028**BY Connors**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, PRESERVATION, IMPROVEMENT AND RESTORATION OF OPEN SPACE IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS AND/OR NOTES THEREFOR

Committee on Corporations recommends passage in concurrence.

17 2006-S 2987**BY Tassoni**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE NOT EXCEEDING \$5,000,000 GENERAL OBLIGATION BONDS OR NOTES FOR ROAD REPAIR AND RECONSTRUCTION

Committee on Corporations recommends passage in concurrence.

18 2006-S 2956**BY Sheehan**

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF JAMES SEXTON, INC.

Committee on Corporations recommends passage in concurrence.

19 2006-S 2964 as amended**BY Blais**

ENTITLED, AN ACT RELATING TO AN AMENDMENT OF CHAPTER 330 OF THE PUBLIC LAWS OF 1997 ENTITLED "AN ACT TO CREATE A SEWER AUTHORITY FOR THE TOWN OF COVENTRY AND TO AUTHORIZE SAID TOWN TO PLAN, CONSTRUCT, FINANCE, OPERATE AND MAINTAIN SEWAGE WORKS"

Committee on Corporations recommends passage as amended in concurrence.

20 2006-S 2936**BY Caprio F**

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS, AND PARTNERSHIPS -- THE RHODE ISLAND LIMITED LIABILITY COMPANY ACT

Committee on Corporations recommends passage in concurrence.

21 2006-S 2082 SUB A**BY Raptakis**

ENTITLED, AN ACT RELATING TO LICENSES -- ALCOHOLIC BEVERAGES

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

22 2006-S 2043**BY Fogarty P****ENTITLED,** AN ACT RELATING TO PROPERTY -- TAX CLASSIFICATION IN THE WEST GLOCESTER FIRE DISTRICT

Committee on Corporations recommends passage in concurrence.

23 2006-S 2938 SUB A**BY Caprio F****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS - RHODE ISLAND BUSINESS CORPORATION ACT AND RHODE ISLAND LIMITED LIABILITY COMPANY ACT

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

24 2006-S 2302**BY Bates****ENTITLED,** AN ACT RELATING TO CASUALTY INSURANCE RATING

Committee on Corporations recommends passage in concurrence.

25 2006-S 2890**BY Lenihan****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- ELECTION AND QUALIFICATION OF OFFICERS

Committee on Corporations recommends passage in concurrence.

26 2006-S 2865**BY Montalbano J****ENTITLED,** AN ACT RELATING TO TAXATION

Committee on Corporations recommends passage in concurrence.

27 2006-S 2836**BY Breene****ENTITLED,** AN ACT RELATING TO EDUCATION -- ESTABLISHMENT OF REGIONAL SCHOOL DISTRICTS

Committee on Corporations recommends passage in concurrence.

28 2006-S 2737**BY Walaska****ENTITLED,** AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage in concurrence.

29 2006-S 2867**BY Fogarty P****ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION

Committee on Corporations recommends passage in concurrence.

30 2006-S 2736**BY Montalbano J****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS

Committee on Corporations recommends passage in concurrence.

31 2006-S 2880**BY McCaffrey****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- DATING SERVICES

Committee on Corporations recommends passage in concurrence.

32 2006-S 2889**BY Lenihan****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Committee on Corporations recommends passage in concurrence.

33 2006-S 2685**BY Badeau****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- PRECIOUS METALS

Committee on Corporations recommends passage in concurrence.

34 2006-S 2590**BY Bates****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATION

Committee on Corporations recommends passage in concurrence.

35 2006-S 2589**BY Breene****ENTITLED,** AN ACT RELATING TO INSURANCE PRODUCERS' BRANCHES -- LIFE INSURANCE COMPANIES' OFFICES

Committee on Corporations recommends passage in concurrence.

36 2006-S 2585**BY Walaska****ENTITLED,** AN ACT RELATING TO INSURANCE -- COMMERCIAL SPECIAL RISKS

Committee on Corporations recommends passage in concurrence.

37 2006-S 2739**BY Walaska****ENTITLED,** AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE

Committee on Corporations recommends passage in concurrence.

38 2006-S 2170 SUB A**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

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

39 2006-S 2177 SUB B**BY Ciccone****ENTITLED,** AN ACT RELATING TO ORTHOTICS AND PROSTHETICS

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

40 2006-S 2456 SUB A**BY McCaffrey****ENTITLED,** AN ACT RELATING TO STATE BUILDING CODE

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

41 2006-S 2463**BY McCaffrey****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE

Committee on Corporations recommends passage in concurrence.

42 2006-S 2753 SUB A as amended**BY Roberts****ENTITLED,** AN ACT RELATING TO HEALTH CARE SERVICES - UTILIZATION REVIEW ACT

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

43 2006-S 2262**BY Lenihan****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY ALL ASPECTS OF THE KENT COUNTY WATER AUTHORITY

Committee on Corporations recommends passage in concurrence.

44 2006-S 2758 SUB A**BY Gallo****ENTITLED,** AN ACT RELATING TO POST-PAYMENT AUDIT RESTRICTIONS

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

45 2006-S 2966**BY Gibbs****ENTITLED,** AN ACT RELATING TO THE SEWER SYSTEM OF THE TOWN OF MIDDLETOWN

Committee on Corporations recommends passage in concurrence.

46 2006-S 2986**BY Gibbs****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- AUTHORIZING THE TOWN OF MIDDLETOWN TO CONSTRUCT AND MAINTAIN A STORMWATER CONTROL SYSTEM

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR THURSDAY, JUNE 8, 2006:**1 2006-H 7344 SUB A****BY Long****ENTITLED,** AN ACT RELATING TO THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

2 2006-H 8153**BY Lima****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF HILCO ATHLETIC AND GRAPHICS, INC.

Committee on Corporations recommends passage.

3 2006-H 7040 SUB A**BY Palumbo****ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN --
SEXUAL OFFENDER REGISTRATION AND COMMUNITY
NOTIFICATION -- "THE JESSICA LUNDSFORD ACT"

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

4 2006-H 7546 SUB A**BY McNamara****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- TRAUMATIC
BRAIN INJURIES

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

5 2006-H 6739 SUB A**BY Lima****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --
ACQUISITION OF LAND

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

6 2006-S 2615 SUB A as amended**BY Paiva-Weed****ENTITLED,** AN ACT RELATING TO LONG-TERM HEALTH CARE

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

7 2006-S 2731 SUB A**BY Walaska****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS

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

8 2006-S 2106 SUB A as amended**BY Ciccone****ENTITLED,** AN ACT RELATING TO INSURANCE

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

9 2006-S 2588 SUB A**BY Bates****ENTITLED,** AN ACT RELATING TO INSURANCE -- ERRORS AND
OMISSIONS INSURANCE FOR RESIDENT PRODUCERS

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

10 2006-S 2869**BY Fogarty P****ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO
TAXATION

Committee on Corporations recommends passage in concurrence.

11 2006-S 3068**BY Montalbano J****ENTITLED,** AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION

Committee on Corporations recommends passage in concurrence.

12 2006-S 3075**BY Lenihan****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO
IMPLEMENT A TAX INCREASE DEFERRAL PROGRAM FOR
SENIOR RESIDENT HOMEOWNERS

Committee on Corporations recommends passage in concurrence.

13 2006-S 3076**BY Breene****ENTITLED,** AN ACT RELATING TO THE TOWN OF RICHMOND

Committee on Corporations recommends passage in concurrence.

14 2006-S 2844 SUB A as amended**BY Roberts****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS --
ENERGY AND CONSUMER SAVINGS ACT OF 2006

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

15 2006-S 2010**BY Algieri****ENTITLED,** AN ACT RELATING TO TAXATION

Committee on Finance recommends passage in concurrence.

16 2006-S 2565

BY Algieri

ENTITLED, AN ACT RELATING TO AIRPORTS AND LANDING FIELDS

Committee on Finance recommends passage in concurrence.

17 2006-S 2682 SUB A

BY Fogarty P

ENTITLED, AN ACT RELATING TO PASCOAG UTILITY DISTRICT

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

18 2006-S 2667

BY Ruggerio

ENTITLED, AN ACT RELATING TO LABOR -- ARBITRATION

Committee on Labor recommends passage in concurrence.

Francis P. McCabe
Clerk of the House

Thursday, June 1, 2006