

**State of Rhode Island and Providence Plantations**

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**HOUSE IS IN RECESS**

**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 first day of January in the year of Our Lord two thousand and eight.**

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Volume 135, No. 64

Friday, June 20, 2008 and  
Saturday, June 21, 2008

Sixty-fourth Day

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The House of Representatives meets at the State House in Providence, Friday, June 20, 2008 and is called to order at 4:08 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 5 members absent as follows:

PRESENT - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Menard, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 5: Representatives Flaherty, San Bento, Schadone, Scott, Singleton.

**INVOCATION**

The Honorable Speaker presents Representative Coderre who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

(For Invocation, see Appendix, this Journal.)

**CORRECTION**

By unanimous consent, the House Journal of Wednesday, June 18, 2008 is hereby corrected on page 143 by inserting the following after line 4

**REQUESTS**

Representatives Handy and Segal request the journal to reflect that they had voted incorrectly on Article 21, they should have voted in the negative.

**APPROVAL OF RECORD**

By unanimous consent, the House Journal of Wednesday June 18, 2008 is approved as printed.

**ANNOUNCEMENT**

Representative Richard W. Singleton will be unable to attend session Friday, June 20, 2008.

**REPORTS OF CONSTITUENT SERVICES**

Representative Giannini, for the Committee on Constituent Services, reports back the following measures, with recommendation of passage:

**Senate Bill No. 3114**

**BY** Bates

**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF BARRINGTON GRIDIRON CLUB, INC. {LC3043/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8360** as amended

**BY** Rice, Lima, Gallison, Jackson, Coaty

**ENTITLED**, AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK ISLAND (would name the new Sakonnet Bridge as the "Anne Hutchinson Bridge.") {LC3073/1}

06/20/2008 Placed on House Calendar

**Senate Resolution No. 3130** SUB A

**BY** Alves

**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ISSUE OF "CERTIFICATE OF NEED" (would remove the present limitation to twelve with respect to the categories of tertiary care services that may be subject to regulation at any one time) {LC3188/1/A}

06/21/2008 Placed on House Calendar

**Senate Resolution No. 3157****BY** Levesque C, Perry, Miller, Pichardo, Paiva-Weed**ENTITLED**, JOINT RESOLUTION CREATING THE RHODE ISLAND HIV AND AIDS CODE STUDY COMMISSION {LC3256/1}

06/21/2008 Placed on House Calendar

**COMMITTEE ON CORPORATIONS**

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

**House Bill No. 8198 SUB A****BY** Carter**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (would provide that holders of Class A licenses would maintain, and produce on demand, records of receipts and invoices for the purchase of alcoholic beverages) {LC2763/1/A}

06/20/2008 Placed on House

**House Bill No. 8293****BY** Kilmartin**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES ( would create an exemption to the licensing provisions of chapter 19-14 for certain notes evidencing indebtedness of retail buyers of motor vehicles that include an amount representing negative equity.) {LC2719/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8321****BY** Corvese, Schadone, Wasylyk, San Bento**ENTITLED**, AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND**BY EMINENT DOMAIN** ( would authorize the Town of North Providence to take by eminent domain the described parcel. The procedure for the taking would be the same as is prescribed for takings for school purposes (insofar as otherwise applicable) under Chapter 9 of Title 16.)

{LC2980/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8405****BY** Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES {LC3167/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2044 SUB A****BY** Raptakis, McCaffrey, Doyle, Jabour, Goodwin**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (provide that holders of Class A licenses would maintain, and produce on demand, records of receipts and invoices for the purchase of alcoholic beverages) {LC327/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2601** SUB A as amended

**BY** Pichardo, Jabour, Felag, Issa, Miller

**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES (require licensed "check cashers" to provide notice to customers of alternative lending options) {LC1806/3/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2902**

**BY** Ruggerio, McBurney, Doyle, Tassoni

**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES (would create an exemption to the licensing provisions of chapter 19-14 for certain notes evidencing indebtedness of retail buyers of motor vehicles that include an amount representing negative equity.) {LC2633/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3059**

**BY** Ciccone, Ruggerio

**ENTITLED**, AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND

**BY EMINENT DOMAIN** ( would authorize the Town of North Providence to take by eminent domain the described parcel. The procedure for the taking would be the same as is prescribed for takings for school purposes (insofar as otherwise applicable) under Chapter 9 of Title 16) {LC2991/1}

06/20/2008 Placed on House Calendar

**House Bill No. 7442** SUB A

**BY** Kennedy, Naughton, Coderre E, Pacheco, Lewiss

**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT {LC979/2/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2857**

**BY** Doyle, McBurney, Tassoni, Connors, Maselli

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW-GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS (would address the recent problem concerning the increased theft of motor vehicle catalytic converters, by making the purchase and sale of them subject to regulation under the precious metals law) {LC2270/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2555** SUB A as amended

**BY** Walaska

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICES (permit students who successfully complete an authorized vocational program to receive credit for apprenticeship instruction in certain trades and vocations) {LC1078/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2438** as amended

**BY** Jabour, Ciccone

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would allow an Internet or computer-based alcohol server training program.) {LC1466/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2066** SUB A

**BY** Maselli, Issa, Tassoni, Raptakis, Moura

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES (prohibit any person, firm or corporation from charging a surcharge of any kind relating to gift certificates and/or gift cards) {LC684/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8126** SUB A

**BY** Segal, Rice, Gemma, Williams

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED AND SERIOUSLY ILL (prevent the shut off of gas or electric services in any residence where there is a domiciled person under the age of six (6) years) {LC2667/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2608** as amended

**BY** Sosnowski, Miller, Revens, Gibbs, Moura

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED AND SERIOUSLY ILL {LC2293/1}

06/21/2008 Placed on House Calendar

#### COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

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

**Senate Bill No. 2850** as amended

**BY** Montalbano J, Sosnowski, Walaska, Bates, Algieri

**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - PUBLIC BUILDINGS (require public buildings owned by the state to purchase or generate a sixteen percent (16%) of their electricity from renewable energy resources by January 1, 2020) {LC2464/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8431****BY** Sullivan, Ferri, Segal, Naughton, Malik**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - PUBLIC BUILDINGS {LC3243/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2565 SUB A****BY** Ruggerio, Doyle, Perry, Felag, Connors**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- LITTER {LC1552/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2455 as amended****BY** Sosnowski**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (would extend the period for disposal of covered electronic products in a manner other than by recycling or disposal as hazardous waste to December 31, 2008) {LC1864/1}

06/21/2008 Placed on House Calendar

**COMMITTEE ON FINANCE**

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

**House Resolution No. 7529****BY** Lewiss, Gallison, Shanley, Fox, Costantino**ENTITLED**, HOUSE RESOLUTION SUPPORTING THE REPEAL OF THE NON-WAGE WITHHOLDING MANDATE {LC1022/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8368 SUB A****BY** Williams, Fox**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES ( would amend the threshold amount for which bonds must be procured by bidders for bidder security on construction contracts with the state. The amount would be raised from \$50,000 to \$150,000.) {LC3095/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7872 SUB A****BY** Slater, Williams, Diaz, Almeida, Dennigan**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT (create a center for health professionals for the development of a healthcare workforce) {LC2186/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7880 SUB A****BY** Handy, Long, Lewiss, Ajello, Fellela**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC WASTE PREVENTION, REUSE, AND RECYCLING ACT (expand the provisions governing the disposal of electronic products in Rhode Island. The system would place a greater responsibility for and funding for such disposal on equipment manufacturers) {LC2044/2/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2631 SUB B as amended****BY** Sosnowski, Miller, Revens, Breene, Blais**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC WASTE PREVENTION, REUSE, AND RECYCLING ACT (expand the provisions governing the disposal of electronic products in Rhode Island. The system would place a greater responsibility for and funding for such disposal on equipment manufacturers) {LC2035/2/B}

06/20/2008 Placed on House Calendar

**House Bill No. 7953 SUB A****BY** Lewiss, Slater, Dennigan, Jackson, Naughton**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- THE DEVELOPMENT SUBSIDY JOB GOALS ACCOUNTABILITY ACT {LC1690/3/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7755 SUB A as amended****BY** O'Neill, Petrarca, Sullivan**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT {LC1717/3/A}

06/20/2008 Placed on House Calendar 06/21/2008

**House Bill No. 7162 SUB A****BY** Costantino, Fox, Slater, Mumford, Shanley**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OFFICE OF HEALTH AND HUMAN SERVICES {LC105/5/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7687 SUB A****BY** Slater, Diaz, Almeida, Williams, Dennigan**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND HOUSING RESOURCES ACT OF 1998 (give the RI Housing Resources Commission the power to administer the supportive services program which aids in the prevention of homelessness, and would appropriate \$500,000 in 2009 to carry out this provision of this act) {LC1393/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2215****BY** Gibbs**ENTITLED**, AN ACT RELATING TO AN AMENDMENT OF AN ACT PASSED BY THE GENERAL ASSEMBLY AT ITS FEBRUARY SESSION, 1814, ENTITLED "AN ACT TO INCORPORATE JOHN S. DEXTER, DANIEL LYMAN, SAMUEL SNOW, AND OTHERS,

INTO A SOCIETY BY THE NAME OF THE SOCIETY OF CINCINNATI IN THE STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS" AND OF ALL ACT IN AMENDMENTS THEREOF {LC960/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2219** SUB A as amended

**BY** Perry, Miller, Pichardo, Moura, Sosnowski

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND HOUSING RESOURCES ACT OF 1998 {LC1352/1/A}

06/20/2008 Placed on House Calendar

**Senate Resolution No. 3103**

**BY** Ruggerio, McBurney, Picard Sen

**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2671/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2945** SUB A as amended

**BY** Sosnowski, Ciccone, Levesque C, Sheehan, Lenihan

**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES (act would amend certain provisions relative to state purchases and competitive negotiation thereto) {LC2381/1/A}

Placed on House Calendar 06/21/2008

**Senate Bill No. 2944** SUB A

**BY** Issa, Moura, Blais, Connors, Lenihan

**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES (would amend the definitions of chief purchasing officer and chief purchasing officer for a state agency in regard to state purchases in order to correct an error) {LC2387/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 8165** SUB A

**BY** Rice, Gallison

**ENTITLED**, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$350,000 BONDS BY THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION (serve as the enabling act required by Rhode Island General Laws section 16-7-44 in order for the interest on bonds issued in support of school housing projects to be eligible for state housing aid reimbursement) {LC2749/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 8021** SUB A

**BY** Shanley, Scott, Kennedy, Rice

**ENTITLED**, AN ACT RELATING TO THE STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL MANAGEMENT -- DIVISIONS (allow the



department of environmental management agriculture division to work in conjunction with the department of health on farm and farm facility issues) {LC2454/1/A}  
06/20/2008 Placed on House Calendar

**House Bill No. 7715 SUB A**

**BY** Lally, Shanley

**ENTITLED**, AN ACT RELATING TO EDUCATION - CHILDREN WITH DISABILITIES (clarify the responsibilities of a municipality in regard to transportation of children with special needs/responsibilities regarding the provision of a free/appropriate public education to those special needs students in a private school) {LC2213/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2509**

**BY** Connors

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SUPERSEDEAS BONDS (would require a supersedeas bond of all appellants collectively not to exceed \$50,000,000 regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1846/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3141 SUB A as amended**

**BY** Alves

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS {LC3218/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2806 SUB A**

**BY** Ruggerio

**ENTITLED**, AN ACT RELATING TO EDUCATION -- CHILDREN WITH DISABILITIES (would require local school committees to pay and provide for the education of children with disabilities placed in private schools) {LC2412/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8433**

**BY** Walsh, Malik, Naughton, Loughlin, Gorham

**ENTITLED**, AN ACT RELATING TO CAPITAL DEVELOPMENT PROGRAM {LC3260/1}

06/21/2008 Placed on House Calendar

**House Bill No. 7687 SUB A**

**BY** Slater, Diaz, Almeida, Williams, Dennigan

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND HOUSING RESOURCES ACT OF 1998 (give the RI Housing Resources Commission the power to administer the supportive services program which aids in the prevention of homelessness, and would appropriate \$500,000 in 2009 to carry out this provision of this act) {LC1393/2/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8361****BY** Naughton, Coderre E, Sullivan, Ucci, McNamara**ENTITLED**, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX ( would create a personal income tax refund deduction for contributions to the Rhode Island Cord Blood Bank.) {LC3056/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8435 SUB A****BY** Lima, Ehrhardt, Gablinske, Fox, Pacheco**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC3258/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8406 SUB A****BY** Gallison, Gablinske**ENTITLED**, AN ACT IN AMENDMENT OF AN ACT RELATING TO ROGER WILLIAMS UNIVERSITY {LC3154/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8312 SUB A****BY** Brien, Baldelli-Hunt**ENTITLED**, AN ACT RELATING TO TAXATION - CIGARETTE TAX {LC2951/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2940 SUB A as amended****BY** Connors, Moura, DaPonte, Lenihan, Ciccone**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACQUISITION OF LAND (chief purchasing officer to maintain a registry of leases entered into by the state would have to be maintained on the division's website. All leases entered into would be required to be included on the website within 24 hours of their execution)

{LC2382/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2158 SUB A****BY** Miller, Connors, Pichardo, Ruggiero, Sosnowski**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (allow students and employees of Rhode Island's public colleges and universities to use their school identification cards to gain access to RIPTA transportation services) {LC825/1/A}

06/21/2008 Placed on House Calendar

**Senate Resolution No. 3104 SUB A****BY** Moura, Perry, Goodwin, Jabour, Pichardo**ENTITLED**, JOINT RESOLUTION APPROVING PROJECT STATUS FOR 110 PROVIDENCE OWNER, LLC

{LC3133/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2692****BY** Pichardo, Miller, Perry, Metts**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT (would create a center for health professionals for the development of a healthcare workforce) {LC1539/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2012 SUB B****BY** Tassoni, Felag, McBurney, Doyle**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC33/1/B}

06/21/2008 Placed on House Calendar

**House Bill No. 7159 SUB A****BY** Rice, Segal, Pacheco, Walsh, Gallison**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- LITTER (mandate that retail establishments give their customers who provide their own reusable bags a three cent (\$0.03) per bag credit and to post written notice of the credit to their customers) {LC665/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2661 SUB A****BY** Paiva-Weed, Montalbano J, Algieri, Lenihan, Perry**ENTITLED**, AN ACT RELATING STATE AFFAIRS AND GOVERNMENT -- TAX INCENTIVE DISCLOSURE AND ACCOUNTABILITY (promote greater public disclosure and transparencies regarding the issuance of certain tax credits and the filing of documentation in support of such tax credits) {LC2103/4/A}

06/21/2008 Placed on House Calendar

**House Bill No. 7341****BY** Williams**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (allow the administrator of the division of motor vehicles to issue registration plates in honor of Dr. Martin Luther King, Jr. for a fee of forty dollars regular registration fees) {LC1085/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8450 Chapter 59****BY** Costantino, Lewiss**ENTITLED**, AN ACT RELATING TO THE NATIONAL PUBLIC RAIL CORPORATION {LC3273/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3090****BY** Ruggerio, Montalbano J, Paiva-Weed, Algieri, McBurney**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (authorize a "Judge Emeritus" registration plate for former Superior Court Judge Vincent A. Ragosta.)

{LC3038/1}

06/21/2008 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 Resolution No. 7888** SUB A as amended

**BY** Slater, Segal, Lewiss, Handy, Diaz

**ENTITLED**, JOINT RESOLUTION RELATING TO THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT (make various changes to the medical marijuana act, including the creation and regulation of compassion centers to aid qualifying patients and their registered primary caregivers with respect to this act) {LC1437/3/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2012** SUB B

**BY** Tassoni, Felag, McBurney, Doyle

**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC33/1/B}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2887** SUB A

**BY** Paiva-Weed, Ruggerio, Blais, Perry

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- FIREFIGHTER CANCER WELLNESS ( would create a program directed by the department of health to test for, collect data on, and to educate firefighters in awareness of bladder cancer {LC2498/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7171** SUB A

**BY** Picard, Long, Loughlin, Slater

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- FIREFIGHTER CANCER WELLNESS {LC340/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3149**

**BY** Picard Sen, Cote

**ENTITLED**, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE {LC3158/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2128** SUB A

**BY** Tassoni, Jabour, Doyle

**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS {LC850/1/A}

06/21/2008 Placed on House Calendar 06/21/2008 House passed Sub A in concurrence

**COMMITTEE ON JUDICIARY**

Representative Lally, for the Committee on Judiciary, reports back the following measure, with recommendation of passage:

**House Bill No. 7470**

**BY** Jackson, Lewiss, O'Neill

**ENTITLED**, AN ACT RELATING TO PROPERTY --REDEMPTION, RELEASE AND TRANSFER OF MORTGAGES (provide for confirmatory residential mortgage releases) {LC1824/1}

06/20/2008 Placed on House Calendar

**House Bill No. 7469** SUB A as amended

**BY** Jackson, Lewiss, O'Neill

**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (provide a technical amendment to resolve any ambiguity regarding advertising of a mortgage foreclosure sale) {LC1788/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7364** SUB A as amended

**BY** Diaz, Almeida, Williams, Lima, Slater

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN {LC1181/3/A}

06/20/2008 Placed on House Calendar

**House Bill No. 8300** SUB A

**BY** Gemma, Naughton, Lima, Giannini, Coderre E

**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - UNIFORM CONTROLLED SUBSTANCES ACT ( would provide for up to twenty years in prison for persons convicted of distributing a substance to someone without their knowledge with the intent to commit a crime of violence against that other person.) {LC2919/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2488** (General Treasurer)

**BY** Miller, Levesque C, Sosnowski, Pichardo, Perry

**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL INJURIES COMPENSATION {LC2018/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2325**

**BY** McCaffrey

**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (provide a technical amendment to resolve any ambiguity regarding advertising of a mortgage foreclosure sale) {LC1474/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2706** SUB A**BY** Goodwin**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - AUTOMATED TRAFFIC VIOLATION MONITORING SYSTEMS (repeal the sunset provision to the automated traffic violation monitoring system thereto and would add a feature for collision avoidance) {LC1868/1/A}

06/20/2008 Placed on House Calendar 06/21/2008

**Senate Bill No. 2531** SUB A (Attorney General)**BY** Felag, Bates, Maselli**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (would hold all persons who provide alcohol to any person under age 21, or permits persons under age 21 to consume alcohol on their property, criminally responsible, and not just adults or persons over age 21) {LC229/2/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3014** as amended**BY** Perry, Connors, Miller, Pichardo, Levesque C**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the termination of imprisonment relative to a probationary period suspended sentence/info has not been filed or the defendant found not guilty on charge/specifically alleged/constituted violation of probationary period or suspended sentence) {LC2866/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2743****BY** McBurney**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - GUARDIANSHIP OF MINORS (repeal provisions for the waiver of a guardian ad litem report when a parent is petitioning for guardianship of a minor or adult child) {LC2325/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2143** SUB B**BY** Connors, Perry, Levesque C, McCaffrey**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - THE CIVIL RIGHTS ACT OF 1990 (set a three (3) year statute of limitations on any alleged violation of this chapter) {LC846/1/B}

06/20/2008 Placed on House Calendar

**House Bill No. 7224** as amended**BY** McNamara, Lewiss, Smith, Naughton**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- COMPUTER CRIME {LC302/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8174****BY** Corvese**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - LOB**BY ING** (require that a lobbyist's final report be filed no later than thirty (30) days after the earlier of the termination of the lobbyist's engagement or the final adjournment of the general assembly) {LC2590/1}

06/21/2008 Placed on House Calendar

**House Bill No. 7768** SUB A (Environmental Management)**BY** Gorham, Walsh, Mumford**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --

SNOWMOBILES AND RECREATIONAL VEHICLES {LC2347/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 7365****BY** Gallison, Gablinske, Lewiss, Rice, Rose**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - EQUIPMENT AND

ACCESSORIES - INSPECTIONS (establish fines applicable to individuals who install or adjust equipment on a motor vehicle, intended for highway use that would result in an unsafe vehicle as set forth in chapter 31-23 and 31-24) {LC1167/1}

06/21/2008 Placed on House Calendar

**House Bill No. 7828****BY** Lally**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - JUSTICES

OF SUPREME, SUPERIOR, AND FAMILY COURTS (delete an outdated reference to a department of administration personnel office regulation which does not apply to the judiciary) {LC1230/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2916** SUB A as amended**BY** McCaffrey, Perry**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- DISORDERLY

CONDUCT (act would create the offense of indecent exposure/disorderly conduct as a misdemeanor offense punishable by imprisonment of not more than one year, or a fine of not more than one thousand dollars (\$1,000), or both) {LC2160/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2892** (Secretary of State)**BY** Sheehan, Cote, Lenihan, Perry, Jabour**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - LOB**BY ING** (would require that a lobbyist's final report be filed no later than thirty (30) days after the earlier of the termination of the lobbyist's engagement or the final adjournment of the general assembly) {LC1720/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2941 SUB A****BY** Levesque C, Moura, Blais, Sheehan, Lenihan**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURE (would require that agencies, when reviewing their rules, consider whether the rules are consistent with current practices, procedures and applicable statutes, and that all reviewed rules be reviewed every five (5) years) {LC2384/2/A}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2943****BY** Ciccone, DaPonte, Blais, Sosnowski, Issa**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACQUISITION OF LAND (would clarify language concerning the composition of the state properties committee) {LC2389/1}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2745** as amended (Environmental Management)**BY** Algieri, Bates**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- ALCOHOL BOATING SAFETY (would make various changes to the "alcohol boating safety act" including enhancing the penalties for repeat violators) {LC1915/1}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2145****BY** Bates, Blais, Breene, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - EQUIPMENT AND ACCESSORIES - INSPECTIONS {LC103/1}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2029** as amended**BY** Issa, Connors**ENTITLED**, AN ACT RELATING TO ELECTIONS - LOCAL REFERENDA AND BOARDS ( require local boards of canvassers to notify and educate voters of all local referendum and bond question elections.) {LC49/1}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2140****BY** Moura**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (establish the funeral procession act) {LC692/1}  
06/21/2008 Placed on House Calendar**Senate Bill No. 2321** (by request)**BY** McCaffrey**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - JUSTICES OF SUPREME, SUPERIOR, AND FAMILY COURTS (delete an outdated reference to a department of administration personnel office regulation which does not apply to the judiciary) {LC839/1}



06/21/2008 Placed on House Calendar

**Senate Bill No. 2021** as amended

**BY** Tassoni, McBurney, Doyle, Felag

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- COMPUTER CRIME  
{LC1/1}

06/21/2008 Placed on House Calendar

**House Bill No. 7829** SUB A as amended

**BY** Lally

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS --  
JUDICIAL SELECTION (amend the provision of the general laws regarding the appointment of  
judges by the governor) {LC1586/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2320** SUB B (by request)

**BY** McCaffrey

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE (make technical  
changes concerning the municipal courts as a result of the recent creation of the position of chief  
magistrate of the traffic tribunal) {LC841/1/B}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2374** SUB A

**BY** Revens

**ENTITLED**, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL REAL  
ESTATE (require all property owners in Providence and Warwick to register their name, home  
address, zip code and telephone number with their city's recorder of deeds) {LC1834/1/A}

06/21/2008 Placed on House Calendar

**Senate Resolution No. 2518** SUB B (Attorney General)

**BY** Sosnowski, Raptakis

**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION TO STUDY METHAMPHETAMINE USE AND RHODE ISLAND  
GENERAL LAW AS IT PERTAINS TO CRIMES RELATING TO METHAMPHETAMINE  
ABUSE (would create new criminal offenses related to methamphetamine possession and  
manufacture and would establish a commission to study various issues related thereto)  
{LC219/1/B}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2932**

**BY** DaPonte, Moura

**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS  
{LC2664/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2966****BY** Lenihan, Cote, Sosnowski, Sheehan**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION {LC2413/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8434****BY** Melo**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS {LC3262/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8436****BY** DeSimone, Slater**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION {LC3266/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2171 SUB A****BY** Maselli**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION (require any commercial entity engaged in the business of collecting/disposing solid waste, which deposits the waste at the central landfill/certify in writing every 30 days/such waste was not generated or collected outside the territorial limits of RI) {LC686/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2728 SUB A****BY** Sheehan, Tassoni, McCaffrey, Lenihan, Maselli**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would define, limit and restrict the use of eminent domain for economic development purposes) {LC737/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2342 SUB A****BY** Ciccone, Sosnowski, Tassoni, Jabour, Levesque C**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF STATE GOVERNMENT (require the governor to appoint another person to a directorship within ten (10) days, if he or she withdraws the reappointment of a sitting director. His or her failure to do so would leave the office vacant) {LC769/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2328 as amended****BY** Gallo, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION (make it a felony for any registered sex offender to be within five hundred feet of any school) {LC1290/1}

06/21/2008 Placed on House Calendar

**COMMITTEE ON LABOR**

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

**Senate Bill No. 2118****BY** Connors**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING (authorize the director of the department of business regulation in his or her discretion to require appropriate security measures at licensed check cashing facilities) {LC785/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3111****BY** Connors, Ruggiero, Ciccone, Lanzi, Fogarty P**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - WORKERS' COMPENSATION - BENEFITS (allow for members of the police and aircraft rescue and firefighting (ARFF) units of Rhode Island Airport Corporation to be covered relative to injuries sustained while in the performance of his/her duties by the workers compensation system)

{LC3094/1}

06/20/2008 Placed on House Calendar

**Senate Resolution No. 3099****BY** Connors**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION

{LC3098/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2173 SUB A****BY** Tassoni, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - LABOR AND PAYMENT OF DEBTS**BY CONTRACTORS** ( require contractors to maintain an apprentice-training program. It would further require contractors to classify their employees as employers and not independent contractors) {LC1156/1/A}

06/21/2008 Placed on House Calendar

**COMMITTEE ON MUNICIPAL GOVERNMENT**

Representative Gallison, for the Committee on Municipal Government, reports back the following measures, with recommendation of passage:

**House Bill No. 8409****BY** Mattiello, Palumbo, Jacquard, Lima, Handy**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND/OR NOTES TO FINANCE THE ACQUISITION,

DEVELOPMENT, IMPROVEMENT, REHABILITATION, RESTORATION, ENHANCEMENT, PRESERVATION AND/OR PROTECTION OF OPEN SPACE, PARK AND RECREATIONAL AREAS AND/OR FACILITIES, FISH AND WILDLIFE HABITATS, AND/OR LAKE, RIPARIAN, RESERVOIR, RIVER, COASTAL AND OTHER NATURAL RESOURCES, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3184/1}

06/20/2008 Placed on House Calendar

**House Bill No. 8231 SUB A**

**BY Slater**

**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- MANAGEMENT AND DISPOSAL OF PROPERTY ( would amend certain sections relating to the management and disposal of property and redevelopment projects thereto.) {LC2809/2/A}

06/20/2008 Placed on House Calendar

**House Bill No. 8429**

**BY Lima, Ucci, Mattiello, Jacquard, Handy**

**ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION {LC3176/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2371**

**BY McCaffrey**

**ENTITLED,** AN ACT RELATING TO TAXATION -- REAL ESTATE (enable the Warwick tax collector to prorate the assessed value of real estate when a building is completely and voluntarily demolished) {LC1831/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3119**

**BY Tassoni, Cote, Fogarty P**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF NORTH SMITHFIELD TO FINANCE THE ACQUISITION OF LAND AND/OR INTERESTS IN LAND FOR A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, AND FOR OTHER MUNICIPAL FACILITIES AND PURPOSES AS MAY BE NEEDED FROM TIME TO TIME BY THE TOWN, AND THE RECONSTRUCTION AND REHABILITATION OF EXISTING BUILDINGS ON SUCH LAND AND/OR CONSTRUCTION OF NEW BUILDINGS OR NEW ADDITIONS TO EXISTING BUILDINGS ON SUCH LAND FOR, AND THE EQUIPPING OF, A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 OF BONDS AND/OR NOTES THEREFOR {LC3148/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3125****BY** Fogarty P**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF GLOCESTER TO FINANCE THE ACQUISITION OF OPEN SPACE FOR PRESERVATION, CONSERVATION AND GROUNDWATER PROTECTION AND TO ISSUE NOT MORE THAN \$500,000 BONDS AND NOTES THEREFOR {LC2996/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3116****BY** Felag**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF WARREN TO FINANCE THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY {LC3129/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3110****BY** Gallo, Miller, Lanzi**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, CONSTRUCTION AND REHABILITATION OF DRAINAGE IMPROVEMENTS, AND THE REMEDIATION AND MITIGATION OF DRAINAGE AND FLOODING PROBLEMS, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3110/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3109****BY** Lanzi, Gallo, Miller**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$10,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION, AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3112/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3108****BY** Fogarty P, Gallo**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF BURRILLVILLE TO FINANCE THE PLANNING, PROFESSIONAL SERVICES, CONSTRUCTION, EQUIPPING AND FURNISHING OF A TOWN SENIOR CENTER AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS THEREFOR {LC3097/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3107****BY** Gallo, Lanzi, Miller**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES TO FINANCE THE ACQUISITION,

INSTALLATION AND CITYWIDE IMPLEMENTATION OF A NEW COMPREHENSIVE FINANCIAL SOFTWARE SYSTEM FOR THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TEN (10) YEARS {LC3113/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2057** SUB A as amended

**BY** Doyle, Tassoni, McBurney, Connors

**ENTITLED**, AN ACT RELATING TO PROPERTY - MORTGAGE FORECLOSURE AND SALE {LC525/2/A}

06/20/2008 Placed on House Calendar

**House Bill No. 7235**

**BY** Kilmartin

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - ZONING ORDINANCES (authorize an accessory family dwelling unit in a single -family residence as a reasonable accommodation for family-members with disabilities) {LC763/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2697** SUB A

**BY** Levesque C

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (authorize an accessory dwelling unit in a single-family residence as a reasonable accommodation for family members with disabilities) {LC582/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2425** SUB A

**BY** Tassoni, Issa, Doyle

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (would require that decisions with respect to subdivision plans be issued in writing and submitted to the applicant by certified mail) {LC1196/1/A}

06/20/2008 Placed on House Calendar

**House Bill No. 8316** as amended

**BY** Lima, Gallison, Melo, Moffitt, Wasylyk

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE ( would require the city or town building inspectors officers' to fax building permits to applicants when the application is complete but waiting for official signature. The official permit must be mailed within seven (7) business days of the faxing.) {LC2908/1}

06/21/2008 Placed on House Calendar

**House Bill No. 8251** SUB A

**BY** Jacquard

**ENTITLED**, AN ACT RELATING TO TAXATION - COLLECTION OF TAXES GENERALLY (would require obtaining a municipal tax certificate and the payment of all tangible personal property taxes in any calendar year upon the sale or transfer of more than fifty percent (50%) of the assets or ownership interest of the business.) {LC2555/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 8251 SUB A****BY** Jacquard**ENTITLED**, AN ACT RELATING TO TAXATION - COLLECTION OF TAXES GENERALLY (would require obtaining a municipal tax certificate and the payment of all tangible personal property taxes in any calendar year upon the sale or transfer of more than fifty percent (50%) of the assets or ownership interest of the business.) {LC2555/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2913****BY** Tassoni**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- GENERAL POWERS (would authorize the town council of the Town of Smithfield to establish a municipal court in said town) {LC2622/1}

06/21/2008 Placed on House Calendar

**COMMITTEE ON SEPARATION OF POWERS**

Representative DeSimone, for the Committee on Separation of Powers reports back the following measures, with recommendation of passage:

**House Bill No. 8437****BY** DeSimone, Slater**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES {LC3265/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2947 SUB A****BY** Lenihan, Levesque C, Sosnowski, Ciccone, Issa**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES {LC50/1/A}

06/21/2008 Placed on House Calendar

**NEW BUSINESS****House Bill No. 8430****BY** Mattiello, Serpa, Melo, Brien, Ferri**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURE {LC3244/1}

06/20/2008 Introduced, referred to House Judiciary

**House Bill No. 8431****BY** Sullivan, Ferri, Segal, Naughton, Malik**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - PUBLIC BUILDINGS {LC3243/1}

06/20/2008 Introduced, referred to House Environment and Natural Resources

**House Resolution No. 8432** Resolution 340**BY** Murphy, Giannini, Williams, Coderre E, Lewiss**ENTITLED**, HOUSE RESOLUTION HONORING CHRISTOPHER SALEM FOR HIS YEARS OF SERVICE TO THE HOUSE OF REPRESENTATIVES AND THE STATE OF RHODE ISLAND {LC3246/1}

Representative Giannini requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Giannini seconded by the entire House of Representatives by unanimous consent, on a voice vote.

**House Bill No. 8433****BY** Walsh, Malik, Naughton, Loughlin, Gorham**ENTITLED**, AN ACT RELATING TO CAPITAL DEVELOPMENT PROGRAM {LC3260/1}

06/20/2008 Introduced, referred to House Finance

**House Bill No. 8434****BY** Melo**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS {LC3262/1}

06/21/2008 Introduced, referred to House Judiciary

**House Bill No. 8435** SUB A**BY** Lima, Ehrhardt, Gablinske, Fox, Pacheco**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC3258/1/A}

06/21/2008 Introduced, referred to House Finance

**House Bill No. 8436****BY** DeSimone, Slater**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION {LC3266/1}

06/21/2008 Introduced, referred to House Judiciary

**House Bill No. 8437****BY** DeSimone, Slater**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES {LC3265/1}

06/21/2008 Introduced, referred to House Separation of Powers



**House Resolution No. 8438****BY** Caprio D, Palumbo, Petrarca, Rice, O'Neill**ENTITLED**, HOUSE RESOLUTION CONDEMNING THE COMMENTS OF LEAD GOLF ANALYST JOHNNY MILLER AND URGING NBC TO TAKE APPROPRIATE CORRECTIVE ACTION {LC3253/1}

Representative Caprio requests unanimous consent for immediate consideration.

There is no objection.

Representatives Caprio and Gemma discuss the resolution.

Read and passed, on a motion of Representative Caprio seconded by Representatives Almeida, Costantino, Corvese, Giannini, Petrarca, O'Neill, Trillo, DeSimone, Walsh, Amaral, Moffitt, Smith, Ucci, Kilmartin, Williamson, Williams and Rice by unanimous consent, on a voice vote.

**House Resolution No. 8439****BY** Diaz, Slater, Story, Serpa, Rice**ENTITLED**, HOUSE RESOLUTION THANKING JOYCE BUTLER FOR HER CONTRIBUTIONS TO "READY TO LEARN PROVIDENCE" {LC3250/1}

Representative Diaz requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 8440****BY** O'Neill, San Bento, Kilmartin, Rose, Coderre E**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY URGING THE PAWTUCKET CITY COUNCIL TO RESCIND THE IMPLEMENTATION OF THE AMENDMENT OF CHAPTER 286 OF THE CODE OF ORDINANCES FOR THE CITY OF PAWTUCKET {LC3228/1}

Representative O'Neill requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative O'Neill seconded by Representatives San Bento, Kilmartin, Rose, Coderre by unanimous consent, on a voice vote.

**House Resolution No. 8441****BY** Coaty, Loughlin, Ehrhardt, Jackson, Rice**ENTITLED**, JOINT RESOLUTION CELEBRATING THE CONTRIBUTIONS OF NATIONAL SIGNIFICANCE MADE BY JOHN CLARKE AND THE RHODE ISLAND KING CHARLES CHARTER OF 1663 TO THE COLONY AND STATE OF RHODE ISLAND {LC3241/1}

Representative Coaty requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Coaty seconded by Representatives Loughlin and Ehrhardt by unanimous consent, on a voice vote.

**House Bill No. 8442**

**BY** Coaty, Loughlin, Ehrhardt, Jackson, Rice

**ENTITLED**, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCES {LC3240/1}

Representative Coaty requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Coaty seconded by Representative Watson on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows by unanimous consent, on a voice vote.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Vaudreuil, Walsh, Wasyluk, Watson, Williams.

NAYS - 0.

**House Resolution No. 8443**

**BY** Murphy, Kennedy, Long, Gemma, Pacheco

**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE JOSEPH N. AMARAL FOR HIS SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3208/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**FAREWELL**

Representatives Watson, Costantino, Smith, Corvese, Gorham, Long, Malik, Kennedy, Trillo, Story, Loughlin, and the Honorable Speaker Murphy bid farewell to Representative Amaral.

Representative Amaral addresses the House.

**RECESS**

At 1:52 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

### ORDER

At 3:18 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

#### **House Resolution No. 8444**

**BY** Giannini, Church, Slater, Vaudreuil, Sullivan

**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE SUSAN A. STORY FOR HER SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3215/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Fox seconded by Minority Leader Watson and the entire House of Representatives by unanimous consent, on a voice vote.

### FAREWELL

Representatives Gorham, McNamara, Malik, Diaz, Watson and Giannini bid farewell to Representative Story.

Representative Story addresses the House.

#### **House Resolution No. 8445**

**BY** Murphy, Pacheco, Lima, Naughton, Kennedy

**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE HENRY C. ROSE FOR HIS SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3209/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

### FAREWELL

Representatives Lima, Melo, Dennigan, Corvese, San Bento, Watson and Carter bid farewell to Representative Rose.

Representative Rose addresses the House.

**House Resolution No. 8446****BY** Murphy, Trillo, Lima, Watson, Long**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE CAROL A. MUMFORD FOR HER SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3212/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**FAREWELL**

Representatives Watson, Moffitt, Giannini, Palumbo, Story, Costantino, Lima, Ucci, Gorham, Shanley and Jacquard bid farewell to Representative Mumford.

Representative Mumford addresses the House.

**House Resolution No. 8447****BY** Murphy, Giannini, Serpa, Gallison, Almeida**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE VICTOR G. MOFFITT FOR HIS SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3207/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**FAREWELL**

Representatives Watson, Sullivan, Gorham, Williamson, Carter, Lima, Diaz, Ferri and Handy bid farewell to Representative Moffitt.

Representative Moffitt addresses the House.

**House Resolution No. 8448****BY** Murphy, Long, Gallison, Kennedy, Loughlin**ENTITLED**, HOUSE RESOLUTION THANKING REPRESENTATIVE RICHARD SINGLETON FOR HIS FOUR YEARS OF DEDICATED SERVICE TO THE RHODE ISLAND HOUSE OF REPRESENTATIVES {LC3210/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**House Resolution No. 8449**

**BY** Murphy, Kennedy, Baldelli-Hunt, Long, Loughlin

**ENTITLED**, HOUSE RESOLUTION HONORING REPRESENTATIVE JOSEPH H. SCOTT FOR HIS SERVICE TO THE PEOPLE OF THE STATE OF RHODE ISLAND {LC3214/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

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

**House Bill No. 8450 Chapter 59**

**BY** Costantino, Lewiss

**ENTITLED**, AN ACT RELATING TO THE NATIONAL PUBLIC RAIL CORPORATION {LC3273/1}

06/21/2008 Introduced, referred to House Finance

**House Resolution No. 8451**

**BY** Naughton, Coderre E, Story

**ENTITLED**, JOINT RESOLUTION CREATING THE RHODE ISLAND HIV AND AIDS CODE STUDY COMMISSION {LC3257/1}

Representative Naughton requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Naughton seconded by Representatives Gallison, Dennigan and McNamara by unanimous consent, on a voice vote.

**House Resolution No. 8452**

**BY** Costantino, Fox, Carter, Lewiss, Slater

**ENTITLED**, HOUSE RESOLUTION EXPRESSING DEEPEST APPRECIATION TO RETIRING SENATE FISCAL ADVISOR, RUSSELL C. DANNECKER {LC3234/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Fox seconded by Minority Leader Watson and Representatives Dennigan, Savage, Rose and many other members of the House by unanimous consent, on a voice vote.

**House Resolution No. 8453**

**BY** Fox, Costantino, Long, Watson, Mumford

**ENTITLED**, HOUSE RESOLUTION HONORING RHODE ISLAND COLLEGE PRESIDENT JOHN NAZARIAN ON THE OCCASION OF HIS RETIREMENT {LC3237/1}

Representative Costantino requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Costantino seconded by Representatives Watson, Gorham and many other members of the House on a roll call vote, 38 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ferri, Gablinske, Gallison, Gemma, Gorham, Handy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Story, Sullivan, Vaudreuil, Watson, Williams.

NAYS - 0.

**House Resolution No. 8454**

**BY** Murphy, Fox, Caprio D, Kennedy, Long

**ENTITLED**, HOUSE RESOLUTION THANKING THE HOUSE STAFF FOR THEIR TIRELESS WORK, DEDICATED SERVICE AND DEVOTION TO THE HOUSE OF REPRESENTATIVES AND THE CITIZENS OF RHODE ISLAND {LC3204/1}

Majority Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Majority Leader Fox seconded by Representative Costantino 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. 3105**

**BY** Miller, Gallo, Lanzi

**ENTITLED**, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION (increase the amount of allowable income to twenty thousand dollars (\$20,000) for

any person who is sixty-five (65) years or older or to any person who is totally and permanently disabled regardless of age) {LC3104/1}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 2515** SUB A (Attorney General)

**BY** Doyle

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (expand the list of offenses requiring a defendant to register as a sexual offender, and impose new reporting requirements when a registered sex offender moves his or her residence) {LC228/3/A}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 3140**

**BY** Pichardo, Metts, Miller, Perry, Goodwin

**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- PUBLIC ASSISTANCE ACT {LC3155/1}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 3080** SUB A

**BY** Blais

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS ( This act would authorize cities and towns owning ratable property devoted to public use which is located within any other city or town, to enter into agreements from time to time to fix the amount and value of such property for the purposes of taxation. {LC3064/1/A}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 3139**

**BY** Connors, Issa

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, AND IMPROVEMENT OF RECREATIONAL FACILITIES IN THE TOWN AND THE FURNISHING AND EQUIPPING THEREOF  
**BY** THE ISSUANCE OF NOT MORE THAN \$1,500,000 BONDS AND/OR NOTES THEREFOR {LC3200/1}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 3138**

**BY** Connors, Pichardo, Issa

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, EXTENSION AND IMPROVEMENT OF SEWER FACILITIES IN THE TOWN  
**BY** THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR {LC3202/1}  
06/20/2008 Placed on House Calendar

**Senate Bill No. 3122****BY** Issa**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (increase the Homestead Exemption in Central Falls from forty-five thousand dollars (\$45,000) to sixty thousand dollars (\$60,000) {LC3146/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2430** SUB A as amended**BY** DaPonte, Moura**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - AMENDING THE TAX INCREMENT FINANCING ACT {LC1713/2/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3148****BY** Connors, Picard Sen, Issa**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE ROAD IMPROVEMENTS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 BONDS AND/OR NOTES THEREFOR {LC3186/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3147****BY** Gibbs**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE IN THE TOWN**BY** THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR {LC3169/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2630** SUB A (Environmental Management)**BY** Breene**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- BIRDS (define birds not protected by this act as those birds listed under the migratory bird treaty reform act of 2004 as not being protected) {LC1766/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3146****BY** Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3189/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2870** SUB A**BY** Walaska**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE BUILDING CODE (require building officials to reject/issue permits for the rehabilitation of residential dwellings occupied by 1, 2, 3 families/affecting not more than 50% of the square footage/within 15 calendar days after the filing of the permit application) {LC2470/1/A}



06/20/2008 Placed on House Calendar

**Senate Bill No. 3150**

**BY** Metts, Pichardo

**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURES -- SENTENCING AND EXECUTION {LC3235/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2869** SUB A

**BY** Maselli

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - SUBDIVISION OF LAND (would increase the vesting period for master plan approval, preliminary plan approval and final plan approval for major land developments and subdivisions) {LC2107/1/A}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3123**

**BY** Gallo, Miller

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,300,000 BONDS AND NOTES TO FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION IN THE WESTERN PART OF THE CITY OF CRANSTON AND THE REPAIR, RENOVATION AND IMPROVEMENT OF EXISTING FIRE STATIONS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3111/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 3137**

**BY** Miller, Gallo, Lanzi

**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND/OR NOTES TO FINANCE THE ACQUISITION, DEVELOPMENT, IMPROVEMENT, REHABILITATION, RESTORATION, ENHANCEMENT, PRESERVATION AND/OR PROTECTION OF OPEN SPACE, PARK AND RECREATIONAL AREAS AND/OR FACILITIES, FISH AND WILDLIFE HABITATS, AND/OR LAKE, RIPARIAN, RESERVOIR, RIVER, COASTAL AND OTHER NATURAL RESOURCES, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3193/1}

06/20/2008 Placed on House Calendar

**Senate Bill No. 2066** SUB A

**BY** Maselli, Issa, Tassoni, Raptakis, Moura

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES (prohibit any person, firm or corporation from charging a surcharge of any kind relating to gift certificates and/or gift cards) {LC684/1/A}

06/20/2008 Referred to House Corporations

**Senate Bill No. 2606** (Business Regulation)**BY** Breene**ENTITLED**, AN ACT RELATING TO INSURANCE -- EXAMINATIONS (update the insurance laws to the most recent revision to the National Association of Insurance Commissioner Model Act and would add additional clarification to the financial analysis process) {LC1754/1}

06/20/2008 Referred to House Corporations

**Senate Bill No. 2608** as amended**BY** Sosnowski, Miller, Revens, Gibbs, Moura**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED AND SERIOUSLY ILL {LC2293/1}

06/20/2008 Referred to House Corporations

**Senate Bill No. 2438** as amended**BY** Jabour, Ciccone**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would allow an Internet or computer-based alcohol server training program.) {LC1466/1}

06/20/2008 Referred to House Corporations

**Senate Bill No. 2555** SUB A as amended**BY** Walaska**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICES (permit students who successfully complete an authorized vocational program to receive credit for apprenticeship instruction in certain trades and vocations) {LC1078/2/A}

06/20/2008 Referred to House Corporations

**Senate Bill No. 2639** SUB A**BY** Blais**ENTITLED**, AN ACT RELATING TO ELECTIONS COMPENSATION FOR MEMBERS OF THE BOARD OF ELECTIONS (increase the compensation for members of the board of elections and would grant the board sole authority to fix the salaries of the secretaries and assistant) {LC1018/1/A}

06/20/2008 Referred to House Finance

**Senate Resolution No. 3142****BY** Sheehan, Lenihan, Sosnowski, Paiva-Weed, Walaska**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE STUDY COMMISSION TO REVIEW THE PROJECT APPROVAL PROCESSES FOR THE QUONSET DEVELOPMENT CORPORATION {LC3191/1}

06/20/2008 Referred to House Finance

**Senate Bill No. 3121 SUB A****BY** Paiva-Weed, Algieri**ENTITLED**, AN ACT RELATING TO EDUCATION - HEALTH AND SAFETY AND STATEWIDE TRANSPORTATION OF PUPILS (would authorize the department of administration to oversee a statewide system has been put into operation) {LC3172/1/A}  
06/20/2008 Referred to House Finance**Senate Bill No. 2692****BY** Pichardo, Miller, Perry, Metts**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT (would create a center for health professionals for the development of a healthcare workforce) {LC1539/1}  
06/20/2008 Referred to House Finance**Senate Resolution No. 3144****BY** Sosnowski, Breene**ENTITLED**, JOINT RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE TAXATION OF FARM, FOREST, AND OPEN SPACE LAND {LC3229/1}  
06/20/2008 Referred to House Finance**Senate Bill No. 3141 SUB A as amended****BY** Alves**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS {LC3218/1/A}  
06/20/2008 Referred to House Finance**Senate Bill No. 2591 SUB A****BY** Sheehan, Walaska, Pichardo, Lenihan, Miller**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION (any project plan of the economic development corp/projects on federal land/conform with requirements of state guide plan and project plan's conformity with the applicable comprehensive plan shall be determined by the state planning council) {LC736/1/A}  
06/20/2008 Referred to House Finance**Senate Bill No. 2509****BY** Connors**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SUPERSEDEAS BONDS (would require a supersedeas bond of all appellants collectively not to exceed \$50,000,000 regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1846/1}  
06/20/2008 Referred to House Finance

**Senate Bill No. 2128 SUB A****BY** Tassoni, Jabour, Doyle**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS {LC850/1/A}

06/20/2008 Referred to House H.E.W.

**Senate Bill No. 3149****BY** Picard Sen, Cote**ENTITLED**, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE {LC3158/1}

06/20/2008 Referred to House H.E.W.

**Senate Bill No. 2137****BY** Blais, Miller**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- OFFICE OF STATE MEDICAL EXAMINERS (add one non-voting member to the state medical examiners commission who shall be a representative from the New England Organ Bank and who need not be a Rhode Island resident) {LC695/1}

06/20/2008 Referred to House H.E.W.

**Senate Bill No. 2714 (Corrections)****BY** Blais**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (permit the department of corrections to release an inmate on the prior business day of their prison release date or completion of sentence if such date falls on a weekend or on a holiday) {LC1728/1}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 2342 SUB A****BY** Ciccone, Sosnowski, Tassoni, Jabour, Levesque C**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF STATE GOVERNMENT (require the governor to appoint another person to a directorship within ten (10) days, if he or she withdraws the reappointment of a sitting director. His or her failure to do so would leave the office vacant) {LC769/1/A}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 2307****BY** Blais**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (prohibit cities and towns from providing the name, address or date of birth of any person who has applied for a license or permit to carry a concealed pistol or revolver) {LC999/1}

06/20/2008 Referred to House Judiciary

**Senate Resolution No. 2518** SUB B (Attorney General)**BY** Sosnowski, Raptakis**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY METHAMPHETAMINE USE AND RHODE ISLAND GENERAL LAW AS IT PERTAINS TO CRIMES RELATING TO METHAMPHETAMINE ABUSE (would create new criminal offenses related to methamphetamine possession and manufacture and would establish a commission to study various issues related thereto) {LC219/1/B}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 2374** SUB A**BY** Revens**ENTITLED**, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL REAL ESTATE (require all property owners in Providence and Warwick to register their name, home address, zip code and telephone number with their city's recorder of deeds) {LC1834/1/A}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 2320** SUB B (by request)**BY** McCaffrey**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE (make technical changes concerning the municipal courts as a result of the recent creation of the position of chief magistrate of the traffic tribunal) {LC841/1/B}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 2328** as amended**BY** Gallo, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION (make it a felony for any registered sex offender to be within five hundred feet of any school) {LC1290/1}

06/20/2008 Referred to House Judiciary

**Senate Bill No. 3113****BY** Breene**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3025/1}

06/20/2008 Referred to House Municipal Government

**Senate Bill No. 2425** SUB A**BY** Tassoni, Issa, Doyle**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (would require that decisions with respect to subdivision plans be issued in writing and submitted to the applicant by certified mail) {LC1196/1/A}

06/20/2008 Placed on House Calendar

**Senate Resolution No. 3104 SUB A****BY** Moura, Perry, Goodwin, Jabour, Pichardo**ENTITLED**, JOINT RESOLUTION APPROVING PROJECT STATUS FOR 110 PROVIDENCE OWNER, LLC {LC3133/1/A}

06/21/2008 Referred to House Finance

**Senate Bill No. 3151****BY** Levesque C**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DISTRESSED AREAS ECONOMIC REVITALIZATION ACT {LC3248/1}

06/21/2008 Referred to House Finance

**Senate Bill No. 2158 SUB A****BY** Miller, Connors, Pichardo, Ruggiero, Sosnowski**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (allow students and employees of Rhode Island's public colleges and universities to use their school identification cards to gain access to RIPTA transportation services) {LC825/1/A}

06/21/2008 Referred to House Finance

**Senate Resolution No. 3130 SUB A****BY** Alves**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ISSUE OF "CERTIFICATE OF NEED" (would remove the present limitation to twelve with respect to the categories of tertiary care services that may be subject to regulation at any one time) {LC3188/1/A}

06/21/2008 Referred to House Constituent Services

**Senate Resolution No. 3157****BY** Levesque C, Perry, Miller, Pichardo, Paiva-Weed**ENTITLED**, JOINT RESOLUTION CREATING THE RHODE ISLAND HIV AND AIDS CODE STUDY COMMISSION {LC3256/1}

06/21/2008 Referred to House Constituent Services

**Senate Bill No. 3154****BY** Raptakis, Paiva-Weed, Tassoni, Walaska, Blais**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- PLACES OF ASSEMBLY {LC3252/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3155****BY** Blais**ENTITLED**, AN ACT PROVIDING FOR THE CONSTRUCTION OF CAPITAL IMPROVEMENTS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$4,000,000 IN BONDS THEREFOR {LC3261/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2501** SUB A (Attorney General)

**BY** Goodwin, Maselli

**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- ELDERLY VIOLENCE PREVENTION ACT (create a right to speedy trial for victims sixty (60) years or older under the Elderly Violence Prevention Act. Additionally, the act would create the offense of "exploitation of an elder") {LC225/2/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2652** SUB A

**BY** Moura

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - PAY AND ALLOWANCES (require all cities and towns to maintain health care benefits for all members of the National Guard and Reserve (and their dependents) who are called to active duty for more than ninety (90) days) {LC499/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3120** as amended

**BY** Ciccone, Ruggerio, Tassoni, Lanzi

**ENTITLED**, AN ACT CREATING THE LAW ENFORCEMENT WEAPONS QUALIFICATIONS OF RETIRED OFFICERS COMMISSION (establish a permanent eight (8) member commission on law enforcement weapons qualifications for retired officers) {LC3151/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3156**

**BY** Pichardo, Goodwin, Ruggerio, Perry

**ENTITLED**, AN ACT RELATING TO TAXATION {LC3247/1}

06/21/2008 Placed on House Calendar

**Senate Bill No. 2909** SUB A as amended

**BY** Moura

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT (would authorize the state and its municipalities to install automated systems on school buses to detect and monitor school bus traffic violations) {LC2654/1/A}

06/21/2008 Placed on House Calendar

**Senate Bill No. 3159** SUB A

**BY** Goodwin

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC3267/1/A}

06/21/2008 Placed on House Calendar

**House Bill No. 7213** SUB B as amended

**BY** McNamara, Lewiss, Smith, Naughton

**ENTITLED**, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS {LC303/1/B}

06/21/2008 Placed on House Calendar

**CALENDAR**

From the Calendar are taken:

**IN ORDER FOR FRIDAY, JUNE 20, 2008:**

**1 2008-H 7857**

**BY Handy**

**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Finance recommends passage.

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

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

Representatives Handy, Mumford, Caprio, Fox, Shanley, Gemma, Amaral Williams and Costantino discuss the amendment.

Read, and by unanimous consent, ordered to be placed on the Calendar for Saturday, June 21, 2008 as item # 1.

**2 2008-H 7409 SUB A**

**BY Kilmartin**

**ENTITLED,** AN ACT RELATING TO BUSINESS AND PROFESSIONS - THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT OF 2008

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

Representative McNamara moves passage of the act, seconded by Representative Naughton.

By unanimous consent, Representative McNamara seconded by Representative Kilmartin offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- H 7409 SUBSTITUTE A**

AN ACT RELATING TO BUSINESS AND PROFESSIONS - THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT OF 2008



Mr. Speaker:

I hereby move to amend 2008 -- H 7409 SUBSTITUTE A, entitled "AN ACT RELATING TO BUSINESS AND PROFESSIONS - THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT OF 2008", as follows:

(1) On page 4, line 29, by deleting the period "." following the figure "5-37.7-3", and by inserting the following language in place thereof: "; provided, however, that provider participants must continue to maintain their own medical record meeting the documentation and other standards imposed by otherwise applicable law."

(2) On page 5, line 25, by inserting between the words "for" and "all" the following language: "implementing recognized national standards for interoperability and".

(3) On page 7, lines 3 and 4, by deleting the following language: "has already requested and received the confidential health care information".

(4) On page 7, between lines 11 and 12, by inserting the following language: "(f) Nothing contained herein shall interfere with or impact upon any rights or obligations imposed by the Workers Compensation Act as contained in title 28, chapters 29 through 38, of the general laws."

Respectfully submitted,

REPRESENTATIVE MCNAMARA

=====  
LC01079/7  
=====

Representative Naughton discusses the amendment.

The motion to amend prevails 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, 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, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, Melo, Moffitt,

Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

### NOW PRESIDING

At 4:16 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

#### **3 2008-H 7963**

**BY Naughton**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD DONATION NOTIFICATION ACT

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Naughton, Almeida, Gemma, Carter, and Handy.

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

### FLOOR AMENDMENT TO 2008 -- H 7963

AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD DONATION NOTIFICATION ACT

Mr. Speaker:

I hereby move to amend 2008 -- H 7963, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD DONATION NOTIFICATION ACT", as follows:

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

"SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby amended by adding thereto the following chapter:

#### CHAPTER 83

#### THE UMBILICAL CORD BLOOD DONATION NOTIFICATION ACT

23-83-1. Short title. – This chapter shall be known and may be cited as "The Umbilical Cord Blood Donation Notification Act."

23-83-2. Definitions. – As used in this chapter, the following terms are defined as follows:

(1) "Umbilical cord blood" is the blood that remains in the umbilical cord and placenta after the birth of a newborn child.

(2) "Public cord blood bank" is a bank that maintains a supply of unrelated cord blood units that are philanthropically donated for transplantation or research purposes. This bank may also store a limited number of units for autologous or family use when a disease that is treatable by cord blood transplantation is known to exist within the donor's family.

(3) "Private cord blood bank" is a bank that for a fee stores cord blood units for autologous or family use.

(4) "Mixed bank" is a bank that maintains a supply of unrelated cord blood units philanthropically donated by transplantation or research purposes to unrelated recipients and also for a fee stores cord blood for autologous use and use by family members.

(5) "Obstetrical professional or facility" is licensed health care providers, including, but not limited to, hospitals, birthing centers, health clinics, midwives, obstetricians and other physicians who provide obstetrical services.

23-83-3. Notification of option to donate umbilical cord blood. – (a) At a time determined to be appropriated by the treating clinician, in consultation with the patient, after the first trimester of pregnancy, and as soon as reasonably feasible, every obstetrical professional or facility in the state shall inform the pregnant woman once during her pregnancy of the following options relating to stem cells that are contained in her umbilical cord blood after the delivery of her child:

(1) Donate the stem cells to a public umbilical cord blood bank;

(2) Store the stem cells at the patient's expense in a family umbilical cord blood bank for use by the immediate family and extended family members;

(3) Store the stem cells for family use through a family or sibling donor banking program that provides free collection, processing and storage where there is a medical need; or

(4) Discard the stem cells.

(b) A person who acts in good faith pursuant to this section is not subject to civil or criminal liability or professional discipline for those acts.

(c) Any obstetrical professional or facility receiving financial remuneration for the collection, processing, or transport of umbilical cord blood shall provide written disclosure of this information to the pregnant woman at the time that the notification of options for umbilical cord blood collection and donation is made pursuant to section 23-83-3.

(d) Nothing in this chapter shall be construed to require a patient to donate her umbilical cord blood.

23-83-4. No fees for donation. – A person who agrees to donate her umbilical cord blood to a public cord blood bank or a mixed bank for use by the cord blood bank shall not be charged any fee for the costs of collecting, processing, transporting or storing the cord blood.

23-83-5. Collection not required if health of mother or newborn impacted. – An obstetrical professional or facility is not required to collect cord blood or cooperate in the collection of cord blood if in the professional judgment of a licensed obstetrical professional the collection of the cord blood would threaten the health of the mother or the newborn child.

23-83-6. Hospitals required to facilitate donations. – Unless it is medically inadvisable, each hospital or other obstetrical facility in the state shall cooperate with the collection staff of a cord blood bank designated by a patient to facilitate the donation of the blood extracted from the umbilical cord of the patient's newborn child to a cord blood bank.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

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REPRESENTATIVE NAUGHTON

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LC02038/3

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Representative Naughton discusses the amendment.

The motion to amend prevails on a roll call vote 56 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 56: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 2: Representatives Corvese, Loughlin.

Read and passed, as amended, on a roll call vote, 56 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 1: Representative Corvese.

**4 2008-H 7907 SUB A as amended**

**BY Corvese**

**ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS --  
MISCLASSIFICATION OF EMPLOYEES -- CAUSES OF ACTION

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

Representative Corvese moves passage of the act, seconded by Representatives Handy, Church, and Pacheco.

Representatives Trillo and Gorham discuss the act.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 40 members voting in the affirmative and 15 members voting in the negative as follows.

YEAS - 40: Representatives Ajello, Almeida, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ferri, Fox, Gallison, Handy, Jackson, Kennedy, Lally, Lewiss, Lima, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Segal, Serpa, Silva, Slater, Smith, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 15: Representatives Amaral, Baldelli-Hunt, Coaty, Ehrhardt, Gablinske, Gorham, Long, Loughlin, McManus, Mumford, Savage, Story, Trillo, Watson, Winfield.

### REQUESTS

Representatives Ucci and Fellela request the journal to reflect that if they had voted on (08H 7907 SUB Aaa), they would have voted in the affirmative.

Representative Brien requests the journal to reflect that if he had voted on (08H 7907 SUB Aaa), he would have voted in the negative.

### BUNDLE OF BILLS

Majority Leader Fox moves to bundle items 5, 6, 7, 8, 9, 42, 45, 46, 47, and 84, seconded by Representative Gallison. There is no objection.

#### **5 2008-H 8397**

**BY Pacheco**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF BURRILLVILLE TO FINANCE THE PLANNING, PROFESSIONAL SERVICES, CONSTRUCTION, EQUIPPING AND FURNISHING OF A TOWN SENIOR CENTER AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS THEREFOR

Committee on Municipal Government recommends passage.

#### **6 2008-H 8398**

**BY Malik**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF WARREN TO FINANCE THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Committee on Municipal Government recommends passage.

**7 2008-H 8399****BY Mattiello**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,300,000 BONDS AND NOTES TO FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION IN THE WESTERN PART OF THE CITY OF CRANSTON AND THE REPAIR, RENOVATION AND IMPROVEMENT OF EXISTING FIRE STATIONS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Committee on Municipal Government recommends passage.

**8 2008-H 8400****BY Handy**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES TO FINANCE THE ACQUISITION, INSTALLATION AND CITYWIDE IMPLEMENTATION OF A NEW COMPREHENSIVE FINANCIAL SOFTWARE SYSTEM FOR THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TEN (10) YEARS

Committee on Municipal Government recommends passage.

**9 2008-H 8401****BY Ucci**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$10,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION, AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Committee on Municipal Government recommends passage.

**42 2008-S 3061****BY Levesque C**

**ENTITLED,** AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$1,100,000 BONDS BY THE TOWN OF PORTSMOUTH TO FINANCE CAPITAL IMPROVEMENTS AT PORTSMOUTH HIGH SCHOOL INCLUDING SUCH IMPROVEMENTS AS ARE NECESSARY TO COMPLY WITH STATE MANDATED FIRE CODE REGULATIONS, INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS

WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL  
BUILDING CORPORATION

Ordered on the Calendar

**45 2008-S 3087**

**BY Algieri**

**ENTITLED,** AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE CHARIHO MIDDLE SCHOOL BY THE ISSUANCE OF NOT MORE THAN \$2,706,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID

Ordered on the Calendar

**46 2008-S 3088**

**BY Algieri**

**ENTITLED,** AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE RYSE SCHOOL BY THE ISSUANCE OF NOT MORE THAN \$4,447,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID

Ordered on the Calendar

**47 2008-S 3089**

**BY Algieri**

**ENTITLED,** AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE CHARIHO HIGH SCHOOL AND IMPROVEMENTS TO THE SWITCH ROAD CAMPUS, INCLUDING, BUT NOT LIMITED TO, A MAINTENANCE FACILITY, TRACK, PARKING AND UTILITY AND SECURITY UPGRADES BY THE ISSUANCE OF NOT MORE THAN \$17,847,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE

PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID

Ordered on the Calendar

**84 2008-S 2667**

**BY Lenihan**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF A MIDDLE SCHOOL AND THE RENOVATION, ALTERATION, DEMOLITION, REPAIR, IMPROVEMENT, EQUIPPING, FURNISHING AND LANDSCAPING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND ALL ATTENDANT EXPENSES INCLUDING, BUT NOT LIMITED TO, ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN \$52,000,000 BONDS AND/OR NOTES THERFOR

Committee on Finance recommends passage in concurrence.

Majority Leader Fox moves passage of the bundle, seconded by Representative Gallison. The bundle is read and passed (items 42, 45, 46, 47 and 84 in concurrence) on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### REQUESTS

Representatives Gallison and Shanley request the journal to reflect that if they had voted on the bundle they would have voted in the affirmative.

### BUNDLE OF BILLS

Majority Leader Fox moves to bundle items 28, 79, 80, 81, 82 and 83, seconded by Representative Gallison. There is no objection.



**28 2008-H 8370 as amended****BY Handy****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage as amended.

**79 2008-S 3057****BY Paiva-Weed****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

**80 2008-S 3058****BY Revens****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

**81 2008-S 3083****BY Bates****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

**82 2008-S 3084****BY Issa****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

**83 2008-S 3112****BY Perry****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Committee on Judiciary recommends passage in concurrence.

Majority Leader Fox moves passage of the bundle, seconded by Representative Gallison. The bundle is read and passed (items 79, 80, 81, 82, 83 in concurrence) 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**10 2008-H 7541 SUB A**

**BY Rose**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- AMENDING THE  
TAX INCREMENT FINANCING ACT

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

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

Representatives Gemma, Rose,

Read, and by unanimous consent, ordered to be placed on the Calendar for Saturday, June 21,  
2008 as item # 2.

**11 2008-H 8109**

**BY Kilmartin**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS

Committee on Finance recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar after item # 116 as 116A.

**12 2008-H 8331 SUB A**

**BY Fox**

**ENTITLED,** AN ACT RELATING TO TAXATION

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

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

The bill marked Substitute "A" is read and passed 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, Baldelli-Hunt, Brien, Caprio, Carter,  
Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri,  
Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin,  
Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt,  
Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Smith,  
Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**13 2008-H 8394****BY Naughton****ENTITLED, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY  
CERTAIN CLAIMS**

Committee on Finance recommends passage.

Representative Naughton moves passage of the resolution, seconded by Representatives Carter, Ehrhardt, and McNamara.

Representatives Gemma, Naughton, Shanley, and Ucci discuss the act.

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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**14 2008-H 7848 SUB A****BY Walsh****ENTITLED, AN ACT RELATING TO EDUCATION -- LOAN OF TEXTBOOKS**

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

Representative Walsh moves passage of the act, seconded by Representative Ajello.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 2: Representatives Coaty, Winfield.

**15 2008-H 7422 SUB A****BY Ajello****ENTITLED, AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO PUBLIC RECORDS**

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

Representative Ajello moves passage of the act, seconded by Representatives Carter, Almeida, and Naughton.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 49 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 49: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Winfield.

NAYS - 9: Representatives Amaral, Ehrhardt, Gorham, Loughlin, McManus, Moffitt, Mumford, Trillo, Watson.

**REQUESTS**

Representatives Ferri and Walsh request the journal to reflect that if they had voted on (08H 7422 SUB A), they would have voted in the affirmative.

**16 2008-H 7618 SUB A****BY Segal****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ENERGY FACILITY SITING ACT**

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

Representative Segal moves passage of the act, seconded by Representatives Almeida, Fox, and Rice.

Representatives Gorham and Segal discuss the act.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela,

Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 7: Representatives Jacquard, Loughlin, McManus, Mumford, Savage, Trillo, Watson.

**17 2008-H 8279**

**BY Lima**

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --  
CONTRACTORS' REGISTRATION

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for after # 34 as 34A.

**18 2008-H 7673**

**BY Lewiss**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - FIRE SAFETY  
CODE BOARD OF APPEAL AND REVIEW

Committee on Separation of Powers recommends passage.

Representative Lewiss moves passage of the act, seconded by Representatives Almeida and Carter.

Representatives Trillo, Lewiss, DeSimone, Watson and Gemma discuss the act.

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

YEAS - 64: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**19 2008-H 7524 SUB A**

**BY Sullivan**

**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -  
DIESEL EMISSIONS REDUCTION ACT

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

By unanimous consent, Majority Leader Fox moves to recommit to the Committee on Environment and Natural Resources. There is no objection.

Read and recommitted to the Committee on Environment and Natural Resources.

**20 2008-H 8380 SUB A**

**BY Malik**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

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

Representative Malik moves passage of the act, seconded by Representatives Vaudreuil, Shanley, Almeida, Savage, Story, Walsh, Gallison, Gemma, Melo, and Segal.

Representative Gorham requests to vote lines 17-22 separately.

The Honorable Speaker Murphy rules it is divisible.

Page 2, lines 17-22 is read and passed 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, Baldelli-Hunt, Brien, Church, Coaty, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed 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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**21 2008-H 7048****BY Corvese****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
STATE POLICE

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representatives Corvese, Diaz, Walsh, Coaty, Giannini, and Ferri.

Read and passed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Pacheco requests the journal to reflect that if he had voted on (08H 7048), he would have voted in the affirmative

**22 2008-H 8078****BY Kilmartin****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE  
SERVICES - UTILIZATION REVIEW ACT

Committee on Health, Education & Welfare recommends passage.

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

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

YEAS - 63: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal,

Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**23 2008-H 8212**

**BY Mattiello**

**ENTITLED,** AN ACT RELATING TO THE FIRE SAFETY CODE -- GENERAL PROVISIONS

Committee on Health, Education & Welfare recommends passage.

Representative McNamara moves passage of the act, seconded by Representative Almeida, Serpa, and Carter.

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

YEAS - 57: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

**REQUESTS**

Representative Ferri, Story, Coaty, and Watson requests the journal to reflect that if they had voted on (08H 8212), they would have voted in the affirmative.

**24 2008-H 8240 SUB A**

**BY Gallison**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- INSECTICIDE

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

Representative Malik moves passage of the act, seconded by Representatives Gallison and Almeida.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally,



Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Coaty.

**25 2008-H 7497 SUB B**

**BY Jacquard**

**ENTITLED, AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE REPOSSESSION ACT**

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

Representative Lally moves passage of the act, seconded by Majority Leader Fox.

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, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**26 2008-H 8117 SUB A**

**BY Pacheco**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS**

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

Representative Lally moves passage of the act, seconded by Representatives Pacheco, Mumford, 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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy,

Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**27 2008-H 8270**

**BY Fox**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
HISTORIAN LAUREATE OF RHODE ISLAND

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Majority Leader Fox.

Representatives Watson and Gorham discuss the act.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 53: Representatives Ajello, Almeida, Amaral, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Segal, Serpa, Shanley, Silva, Slater, Smith, Sullivan, Ucci, Vaudreuil, Walsh, Winfield.

NAYS - 10: Representatives Baldelli-Hunt, Caprio, Coaty, Ehrhardt, McManus, Moffitt, Savage, Story, Trillo, Watson.

**29 2008-H 8396 as amended**

**BY Corvese**

**ENTITLED,** AN ACT CREATING THE LAW ENFORCEMENT WEAPONS  
QUALIFICATIONS OF RETIRED OFFICERS COMMISSION

Committee on Judiciary recommends passage as amended.

Representative Lally moves passage of the act, seconded by Representatives Corvese and Amaral.

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

YEAS - 60: Representatives Ajello, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox,

Gablinske, Gallison, Gemma, Handy, Jackson, Jacquard, Kennedy, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**30 2008-H 8395**

**BY Fox**

**ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --  
NATIONAL SECURITY INFRASTRUCTURE SUPPORT FUND

Committee on Finance recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar after 34A as 34B.

**31 2008-H 8423**

**BY Diaz**

**ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS -- DONATED FOOD

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representatives Almeida, Corvese, and Diaz.

Read and passed, 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, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**32 2008-H 8424**

**BY Dennigan**

**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
MANAGEMENT AND DISPOSAL OF STATE PROPERTY

Ordered on the Calendar

Representative Dennigan moves passage of the act, seconded by Representatives Fox, Rose, and Ajello.

Read and passed, on a roll call vote, 55 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 3: Representatives Mumford, Story, Watson.

**33 2008-H 8425**

**BY Rice**

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY  
-- CRUELTY TO ANIMALS**

Ordered on the Calendar

Representative Rice moves passage of the act, seconded by Representative Serpa.

Read and passed, on a roll call vote, 56 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 4: Representatives Coaty, Ehrhardt, Ucci, Watson.

**34 2008-H 8426**

**BY Slater**

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

Ordered on the Calendar

Representative Slater moves passage of the act, seconded by Representatives Carter and Diaz.

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

YEAS - 60: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

### NOW PRESIDING

At 5:45 o'clock P.M. the Honorable Speaker Pro Tempore Lima yields the rostrum to the Honorable Speaker Murphy

#### **34A 2008-H 8279**

**BY Lima**

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS --  
CONTRACTORS' REGISTRATION

Committee on Corporations recommends passage.

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

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

#### **34B 2008-H 8395**

**BY Fox**

**ENTITLED,** AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE --  
NATIONAL SECURITY INFRASTRUCTURE SUPPORT FUND

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Fox, Gallison, Carter, Gemma, and Loughlin.

Read and passed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56 The Honorable Speaker Murphy and Representatives Almeida, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Winfield.

NAYS - 0.

**35 2008-S 2233**

**BY Jabour**

**ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE  
- PROBATE COURT**

Ordered on the Calendar

Representative Lewiss moves passage of the act, seconded by Representatives Fox and Jackson.

Read and passed, in concurrence, on a roll call vote, 59 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Winfield.

NAYS - 2: Representatives Gorham, Watson.

**36 2008-S 2234 SUB A as amended**

**BY Metts**

**ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- WARRANTS  
FOR ARREST**

Ordered on the Calendar

Representative Lally moves passage of the act, seconded by Representative O'Neill.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasyluk, Watson, Winfield.

NAYS - 0.

#### REQUEST

Representative Williams requests the journal to reflect that if she had voted on (08H 2234SUB Aaa), she would have voted in the affirmative.

#### **37 2008-S 2241**

**BY McBurney**

**ENTITLED, AN ACT RELATING TO FIDUCIARIES - POWERS OF FIDUCIARIES**

Ordered on the Calendar

Representative Lewiss moves passage of the act, seconded by Representative Jackson.

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

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasyluk, Watson, Winfield.

NAYS - 0.

#### REQUEST

Representative Williams request the journal to reflect that if she had voted on (08H 2241), she would have voted in the affirmative.

#### **38 2008-S 2997**

**BY Blais**

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY**

Ordered on the Calendar

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

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

**39 2008-S 3017**

**BY Sosnowski**

**ENTITLED, AN ACT RELATING TO ELECTIONS**

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representative Walsh.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McManus, McNamara, Moffitt, Naughton, O'Neill, Petrarca, Rose, Savage, Serpa, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

**40 2008-S 3035**

**BY Fogarty P**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- DAM  
MANAGEMENT DISTRICTS**

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representatives Pacheco and Carter.



Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

**41 2008-S 3056**

**BY Issa**

**ENTITLED,** JOINT RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF EDUCATION TO CREATE A TASK FORCE ON YOUTH FINANCIAL LITERACY IN ORDER TO DEVELOP A STATEWIDE STRATEGY, ACTION PLAN, AND MARKETING PLAN FOR INCREASING MIDDLE AND HIGH SCHOOL STUDENTS' KNOWLEDGE OF PERSONAL FINANCIAL LITERACY

Ordered on the Calendar

Representative Costantino moves passage of the resolution, seconded by Representatives Church, Carter, Naughton, and Moffitt.

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Savage, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 1: Representative Gorham.

**43 2008-S 3068**

**BY Felag**

**ENTITLED,** AN ACT RELATING TO A TAX AGREEMENT BETWEEN THE TOWN OF TIVERTON AND TIVERTON POWER, INC.

Ordered on the Calendar

Representative Malik moves passage of the act, seconded by Representatives Amaral and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

**44 2008-S 3082**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING TO EDUCATION -- PAUL W. CROWLEY  
RHODE ISLAND STUDENT INVESTMENT INITIATIVE**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Naughton, Lewiss, Jackson, McNamara, Costantino, Long, Trillo, Kennedy, Gemma, Sullivan, Mumford, and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

**48 2008-S 2287 as amended**

**BY Blais**

**ENTITLED, AN ACT RELATING TO THE COVENTRY FIRE DISTRICT**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Moffitt and Sullivan.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Savage, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

**49 2008-S 2278 SUB A**

**BY Blais**

**ENTITLED, AN ACT RELATING TO FOOD AND DRUGS - CONTROLLED  
SUBSTANCES - PRESCRIPTIONS**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Arthur J. Corvese, State Representative, District 55, 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: (S 2889SUBAaa)

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

I am a optometrist.

3. 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.

ARTHUR J. CORVESE  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 20 day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

Representative Corvese 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

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**50 2008-S 2889 SUB A as amended**

**BY Perry**

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -  
OPTOMETRISTS**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Mattiello, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Shanley, Silva, Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Gablinske, Malik, Story.

**51 2008-S 2872****BY Sheehan****ENTITLED, AN ACT RELATING TO ELECTIONS -- NORTH KINGSTOWN**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Ehrhardt, Carter, and many other members of the House.

Read and passed, in concurrence, 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, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**52 2008-S 2816 SUB A****BY Tassoni****ENTITLED, AN ACT RELATING TO PROPERTY -- CONDOMINIUM LAW**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Serpa, Almeida, Gemma, and many other members of the House.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 2: Representatives Gablinske, Trillo.

**53 2008-S 2544****BY Jabour****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- HOMICIDE**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Almeida and Lally.

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

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**54 2008-S 2197****BY Tassoni****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --  
MUSICAL ADVERTISING**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative Williams.

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 3: Representatives Gablinske, Gorham, Watson.

**55 2008-S 2084****BY Tassoni****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --**

## EMERGENCY VEHICLES

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative McNamara.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**56 2008-S 2514**

**BY Connors**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND FALSE DEALING**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Lally, Mattiello, and many other members of the House.

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, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**REQUEST**

Representative Rice requests the journal to reflect that if she had voted on (08S 2514), she would have voted in the affirmative.

**57 2008-S 2485 SUB A****BY McBurney****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SIZE,  
WEIGHT AND LOAD LIMITS**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Rice and Dennigan.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

**58 2008-S 2403****BY Blais****ENTITLED, AN ACT RELATING TO INSURANCE -- FIRE AND MARINE  
INSURANCE RATING**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative Trillo.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.



**59 2008-S 2406****BY Bates****ENTITLED, AN ACT RELATING TO LABOR - TEMPORARY DISABILITY INSURANCE - BENEFITS**

Committee on Labor recommends passage in concurrence.

Representative Corvese moves passage of the act, seconded by Representative McNamara.

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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**REQUEST**

Representative Ucci requests the journal to reflect that if he had voted on (08S 2406), he would have voted in the affirmative.

**60 2008-S 2395 SUB A****BY Gallo****ENTITLED, AN ACT RELATING TO EDUCATION -- LOAN OF TEXTBOOKS**

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

Majority Leader Fox moves passage of the act, seconded by Representative Walsh.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

### REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (08S 2395 SUBA), he would have voted in the affirmative.

#### **61 2008-S 2963 SUB A as amended**

**BY Lenihan**

**ENTITLED,** AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO PUBLIC RECORDS

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

Majority Leader Fox moves passage of the act, seconded by Representative Ajello, Naughton, Almeida, and Walsh.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 5: Representatives Amaral, Ehrhardt, McManus, Moffitt, Watson.

### REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (08S 2963 SUBAaa), he would have voted in the affirmative.

#### **62 2008-S 2680 SUB A**

**BY Miller**

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

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

Representative Kennedy moves passage of the act, seconded by Representatives Gemma, Pacheco, and many other members of the House.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Gablinske.

**63 2008-S 2791**

**BY Moura**

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

Committee on Corporations recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Carter, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 0.

**64 2008-S 2672 SUB A**

**BY Breene**

**ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES

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 Vaudreuil.

The bill marked Substitute "A" is read and passed, in concurrence 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**65 2008-S 2797 SUB A**

**BY Sosnowski**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

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

Representative Malik moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, 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 Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

**66 2008-S 2382 SUB A**

**BY Gallo**

**ENTITLED, AN ACT RELATING TO HEALTH CARE QUALITY --  
MONITORING THE OCCURRENCES OF HOSPITAL ACQUIRED  
INFECTIONS IN HEALTH CARE FACILITIES**

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

Representative McNamara moves passage of the act, seconded by Representative Naughton.

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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**67 2008-S 2479 SUB A**

**BY Doyle**

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

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 Representative Handy.

The bill marked Substitute "A" is read and passed, in concurrence 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**68 2008-S 2490**

**BY Alves**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
STATE POLICE**

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

Representative McNamara moves passage of the act, seconded by Representative Corvese.

Read and passed, in concurrence, 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, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### REQUEST

Representative Rice requests the journal to reflect that if she had voted on (08S 2490), she would have voted in the affirmative.

### **69 2008-S 2566 SUB A**

**BY Ruggerio**

**ENTITLED, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY  
-- CRUELTY TO ANIMALS**

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 Representative Handy.

Representatives Ucci and Gorham discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives Gorham, Ucci, Watson.

### TRANSMITTAL

By unanimous consent, all House matters on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

**70 2008-S 2866****BY Gallo****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE SERVICES - UTILIZATION REVIEW ACT

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

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

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

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**71 2008-S 2677 SUB A as amended****BY Perry****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH

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

Representative McNamara moves passage of the act, seconded by Representatives Naughton and many other members of the House.

The bill marked Substitute "A" is read and passed, as amended, in concurrence 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**72 2008-S 2160 SUB A as amended****BY Blais****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD BANK ACT**

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

Representative McNamara moves passage of the act, seconded by Representative Naughton.

By unanimous consent, Representative Naughton seconded by Representative McNamara offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**TO**  
**2008 -- S 2160 SUBSTITUTE A AS AMENDED**  
**AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD BANK ACT**

Mr. Speaker:

I hereby move to amend 2008 -- S 2160 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- UMBILICAL CORD BLOOD BANK ACT", as follows:

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

"SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby amended by adding thereto the following chapter:

CHAPTER 83

THE UMBILICAL CORD BLOOD DONATION NOTIFICATION ACT

23-83-1. Short title. – This chapter shall be known and may be cited as "The Umbilical Cord Blood Donation Notification Act."

23-83-2. Definitions. – As used in this chapter, the following terms are defined as follows:

(1) "Umbilical cord blood" is the blood that remains in the umbilical cord and placenta after the birth of a newborn child.

(2) "Public cord blood bank" is a bank that maintains a supply of unrelated cord blood units that are philanthropically donated for transplantation or research purposes. This bank may also store a limited number of units for autologous or family use when a disease that is treatable by cord blood transplantation is known to exist within the donor's family.

(3) "Private cord blood bank" is a bank that for a fee stores cord blood units for autologous or family use.

(4) "Mixed bank" is a bank that maintains a supply of unrelated cord blood units philanthropically donated by transplantation or research purposes to unrelated recipients and also for a fee stores cord blood for autologous use and use by family members.

(5) "Obstetrical professional or facility" is licensed health care providers, including, but



not limited to, hospitals, birthing centers, health clinics, midwives, obstetricians and other physicians who provide obstetrical services.

23-83-3. Notification of option to donate umbilical cord blood. – (a) At a time determined to be appropriated by the treating clinician, in consultation with the patient, after the first trimester of pregnancy, and as soon as reasonably feasible, every obstetrical professional or facility in the state shall inform the pregnant woman once during her pregnancy of the following options relating to stem cells that are contained in her umbilical cord blood after the delivery of her child:

(1) Donate the stem cells to a public umbilical cord blood bank;

(2) Store the stem cells at the patient's expense in a family umbilical cord blood bank for use by the immediate family and extended family members;

(3) Store the stem cells for family use through a family or sibling donor banking program that provides free collection, processing and storage where there is a medical need; or

(4) Discard the stem cells.

(b) A person who acts in good faith pursuant to this section is not subject to civil or criminal liability or professional discipline for those acts.

(c) Any obstetrical professional or facility receiving financial remuneration for the collection, processing, or transport of umbilical cord blood shall provide written disclosure of this information to the pregnant woman at the time that the notification of options for umbilical cord blood collection and donation is made pursuant to section 23-83-3.

(d) Nothing in this chapter shall be construed to require a patient to donate her umbilical cord blood.

23-83-4. No fees for donation. – A person who agrees to donate her umbilical cord blood to a public cord blood bank or a mixed bank for use by the cord blood bank shall not be charged any fee for the costs of collecting, processing, transporting or storing the cord blood.

23-83-5. Collection not required if health of mother or newborn impacted. – An obstetrical professional or facility is not required to collect cord blood or cooperate in the collection of cord blood if in the professional judgment of a licensed obstetrical professional the collection of the cord blood would threaten the health of the mother or the newborn child.

23-83-6. Hospitals required to facilitate donations. – Unless it is medically inadvisable, each hospital or other obstetrical facility in the state shall cooperate with the collection staff of a cord blood bank designated by a patient to facilitate the donation of the blood extracted from the umbilical cord of the patient's newborn child to a cord blood bank.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE NAUGHTON

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The motion to amend prevails 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, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone,

Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williamson, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Baldelli-Hunt, Church, Coderre, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Winfield.

NAYS - 1: Representative Corvese.

### REQUESTS

Representatives Almeida, Diaz and Ferri requests the journal to reflect that if they had voted on (08S 2160 SUB Aaa), they would have voted in the affirmative.

#### **73 2008-S 2679 SUB A as amended**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -  
THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT  
OF 2008**

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

Representative McNamara moves passage of the act, seconded by Majority Leader Fox.

The bill marked Substitute "A" is read and passed, as amended, in concurrence 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, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco,

Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Winfield.

NAYS - 0.

**74 2008-S 2166 as amended**

**BY Connors**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL  
OFFENDER REGISTRATION**

Committee on Judiciary recommends passage as amended in concurrence.

Representative Lally moves passage of the act, seconded by Representatives Giannini and Vaudreuil.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**75 2008-S 2442 SUB B**

**BY McCaffrey**

**ENTITLED, AN ACT RELATING TO THE RHODE ISLAND AUTOMOBILE  
REPOSSESSION ACT**

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

Representative Lally moves passage of the act, seconded by Representative Jacquard.

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

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello,

McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 1: Representative Wasylyk.

**76 2008-S 2489**

**BY Jabour**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL ZONING

Committee on Judiciary recommends passage in concurrence.

Representative Lally moves passage of the act, seconded by Representatives Fox, Ehrhardt, and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 59 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 2: Representatives Gablinske, Winfield.

Majority Leader Fox announces the Committees on Corporations, Judiciary, Environment and Natural Resources, Finance and Labor will meet at 7:00 o'clock P.M.

**RECESS**

At 6:30 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

**ORDER**

At 8:58 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

**77 2008-S 2704 SUB A as amended**

**BY McCaffrey**

**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS

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

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

### REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (08-S 2704 SUB Aaa, in concurrence), he would have voted in the affirmative.

#### **78 2008-S 2873 SUB A**

**BY Felag**

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --  
PRIVATE DETECTIVE ACT**

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

Representative Lally moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "A" is read and passed 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, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

#### **85 2008-S 2224**

**BY Tassoni**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Moffitt.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williamson, Winfield.

NAYS - 1: Representative Gablinske.

**86 2008-S 2357**

**BY Algieri**

**ENTITLED, AN ACT RELATING TO STATE DEPARTMENTS --  
DEPARTMENT OF REVENUE**

Ordered on the Calendar

Representative Costantino moves passage of the act, seconded by Majority Leader Fox.

By unanimous consent, Representative Costantino seconded by Representatives Fox and Savage offers a written motion to amend.

**F L O O R   A M E N D M E N T  
T O  
2008 -- S 2357**

**RELATING TO STATE DEPARTMENTS -- DEPARTMENT OF REVENUE**

Mr. Speaker:

I hereby move to amend 2008 -- S 2357, entitled "AN ACT RELATING TO STATE DEPARTMENTS -- DEPARTMENT OF REVENUE", as follows:

By deleting all the language after the enactment clause and inserting in place thereof the following language:

"SECTION 1. Sections 22-12-1.1 and 22-12-3 of the General Laws in Chapter 22-12 entitled "Fiscal Notes" are hereby amended to read as follows:

22-12-1.1. Fiscal notes for administrative rules. -- Whenever a state department or agency proposes to adopt administrative rules in accordance with the provisions of chapter 35 of title 42, which rules affect the state or any city or town financially, the proposed rules shall be

accompanied by a fiscal note. The budget officer shall be responsible, in cooperation with these agencies, for the preparation of the fiscal note, except that the department of ~~revenue administration~~, in consultation and cooperation with the Rhode Island League of Cities and Towns, shall be responsible for the preparation of the fiscal note for bills affecting cities and towns. Fiscal notes shall be returned to the state department or agency proposing to adopt administrative rules within ten (10) calendar days of when the request was made. Copies of all fiscal notes for administrative rules shall be forwarded to the chairperson of the house finance committee, the chairperson of the senate finance committee, house fiscal advisor and senate fiscal advisor.

22-12-3. Request for fiscal notes. -- Fiscal notes shall only be requested by the chairperson of the house or senate finance committee upon being notified by another committee chairperson, the sponsor of the bill or resolution, or in the case of bills or resolutions affecting cities or towns, by the Rhode Island League of Cities and Towns in addition to the individuals referred to in this section, of the existence of any bill or resolution described in section 22-12-1. Requests shall be made in the form and substance as may be requested by the finance committee chairperson, and shall be forwarded through the house or senate fiscal adviser to the state budget officer, who shall determine the agency or agencies affected by the bill, or for bills affecting cities and towns to the chief executive official of the cities and the towns, the Rhode Island League of Cities and Towns, and the department of ~~revenue administration~~. The budget officer shall then be responsible, in cooperation with these agencies, for the preparation of the fiscal note, except that the department of ~~administration~~, in consultation and cooperation with the Rhode Island League of Cities and Towns, shall be responsible for the preparation of the fiscal note for bills affecting cities and towns.

SECTION 2. Section 31-1-16 of the General Laws in Chapter 31-1 entitled "Definitions and General Code Provisions" is hereby amended to read as follows:

31-1-16. Administrator and division. – (a) "Administrator" means the administrator of the division of motor vehicles of this state.

(b) "Division" means the division of motor vehicles within the department of ~~administration~~ revenue of this state acting directly or through its authorized officers and agents.

SECTION 3. Sections 31-2-4, 31-2-20 and 31-2-23 of the General Laws in Chapter 31-2 entitled "Registry of Motor Vehicles" are hereby amended to read as follows:

31-2-4. Rules and regulations – Exception to authority. – The administrator of the division of motor vehicles, department of ~~administration~~ revenue is authorized to adopt and enforce those rules and regulations that may be necessary to carry out the provisions of chapters 1 – 27 of this title, and any other laws the enforcement and administration of which are vested in the division of motor vehicles, including rules and regulations concerning specialized testing and standards for operators of commercial vehicles; provided, however, that nothing contained in this section shall be construed to authorize the administrator to charge any monetary fee for a license or permit to utilize a flashing light by any volunteer fire department or volunteer ambulance squad.

31-2-20. Registration and license information – Fee. – The division of motor vehicles, department of ~~administration~~ revenue shall, upon request, furnish registration and license information to the public. The division shall collect ten dollars (\$10.00) for each request. However, if the request is made by any governmental agency, bureau or department, the division shall collect no fee. All nongovernmental inquiries must be accompanied by a written statement of purpose.

31-2-23. Denial of license or registrations for nonpayment of delinquent child support. –

(a) The department of ~~human services administration, division of taxation,~~ child support enforcement shall periodically within each year furnish the division of motor vehicles, department of ~~administration revenue~~ with a list or compilation of names of individuals, together with such other identifying information and in such form as the administrator of the division of motor vehicles shall require, who as of the date of the list or compilation, have an unpaid child support order arrearage in excess of five hundred dollars (\$500) as shown on the Rhode Island family court/department of ~~human services administration division of taxation,~~ child support enforcement computer system ("CSE system"). For purposes of this section, the terms used in this section shall be given the meaning and definitions specified in § 15-16-2. The department of human services shall, at times and in the manner prescribed by the administrator of the division of motor vehicles, furnish to the division of motor vehicles information relating to the subsequent payment of those child support order arrearages by or on behalf of the individuals, and the division shall remove the name of the individual(s) from the list.

(b) No individual whose name appears on the list or compilation referred to in subsection (a) of this section, and whose name has not been subsequently removed from the list, shall be permitted to (1) register or renew a registration of any motor vehicle and/or (2) obtain an original license or renewal of a license to operate a motor vehicle, until all child support order arrearages have been paid in full or a satisfactory arrangement for payment has been made with the family court, and payment has been certified to the division of motor vehicles by the department of ~~human services administration division of taxation,~~ child support enforcement.

(c) The identifying information furnished by the department of ~~human services administration division of taxation,~~ child support enforcement to the division of motor vehicles shall not include individuals' social security numbers.

SECTION 4. Sections 31-3-28, 31-3-31 and 31-3-32 of the General Laws in Chapter 31-3 entitled "Registration of Motor Vehicles" are hereby amended to read as follows:

31-3-28. Rules and regulations as to plates. – (a) The administrator of the division of motor vehicles is authorized and empowered to make, alter, or amend, such rules and regulations that he or she may deem necessary, pertaining to the use, size, design, color scheme, and the material to be used in the manufacture of the number plates to be displayed on automobiles, motor trucks, trailers, semi-trailers, or other motor vehicles, except that at the next general issuance and each subsequent issuance. To promote safety and to facilitate the identification of registration plate letters and numerals at night, the department of ~~administration revenue~~ shall require that all registration plates shall be treated with special materials so as to make the background fully reflective and the letters and numerals on them readable at night for a minimum distance of one hundred feet (100') with other illumination. An additional fee of one dollar (\$1.00) shall be payable upon the initial issuance of the above described illuminated plates.

(b) All rules and regulations made under the provisions of this section shall, after being approved by the governor and published at least once in each county of the state, have the effect of law.

31-3-31. Registration of farm vehicles. – (a) Farm vehicles, as defined in § 31-1-8, equipped with rubber tires while being used in farming and operated on highways shall be registered on a form furnished by the administrator of the division of motor vehicles and shall be assigned a special number plate with a suitable symbol or letter indicating the usage of the farm vehicle. The use of the number plates shall be confined to the period of one year.



(b) The director of the department of ~~administration~~ revenue shall promulgate rules and regulations for the inspection of farm vehicles.

31-3-32. Expiration of registration. – Every vehicle registration under chapters 3 – 9 of this title and every registration card and registration plate issued under this chapter shall expire at midnight on the thirty-first (31st) day of March of each year, except that the director of the department of ~~administration~~ revenue, division of motor vehicles shall implement a staggered registration system and a staggered distribution system for fully reflective plates required to be on all vehicles pursuant to § 31-3-10. Implementation of the staggered registration system and distribution system shall be by rules and regulations promulgated by the director of ~~administration~~ revenue, division of motor vehicles. Every registration card and registration plate issued to apportioned vehicles shall expire on the thirty-first (31st) day of May of each year. A fee for the initial issuance of fully reflective plates and each reissuance thereafter shall be charged in accordance with § 31-6-1(a). However, the requirements for the reissue of fully reflective plates shall apply only to those standard plates described in § 31-3-11 and not to plates authorized by any other section of the general or public laws. Violations of this section are subject to fines enumerated in § 31-41.1-4.

SECTION 5. Sections 31-5-1, 31-5-2, 31-5-2.1, 31-5-12, 31-5-21, 31-5-22, 31-5-25, 31-5-26 and 31-5-38 in Chapter 31-5 entitled “Dealers’, Manufacturers’ and Rental Licenses” are hereby amended to read as follows:

31-5-1. Definitions. – (a) Whenever the words "licensor" and/or "department" are used in chapters 5 and 5.1 of this title, they shall mean the "department of ~~administration~~ revenue".

31-5-2. ~~Duties of department of administration.~~ – Duties of department of revenue. -- The department of ~~administration~~ revenue shall issue the licenses provided for in §§ 31-5-5 – 31-5-9 and § 31-5-34. The department of ~~administration~~ revenue shall have supervision over the licenses in respect to all the provisions of §§ 31-5-1 – 31-5-20 and §§ 31-5-33 – 31-5-39, and shall have power to make and to issue rules and regulations to fulfill the purposes of those chapters and to protect public interest. The department shall have power to set from time to time the maximum number of plates to be issued to each dealer after due investigation and after giving due consideration to the number of plates reasonably required for the operation of the business by the dealer. The department shall also have the power to define unfair practices by licensees. All the provisions of §§ 31-5-1 -31-5-20, and §§ 31-5-33 -31-5-39 shall be administered by the department.

31-5-2.1. Motor vehicle dealers license and hearing board. – (a) A board composed of a total of five (5) members, two (2) of which shall be licensed automobile dealers, one new car Rhode Island licensed automobile dealer, and one used car Rhode Island licensed automobile dealer, each to serve a three (3) year term; one active Rhode Island state police officer appointed by the superintendent of Rhode Island state police and shall serve a five (5) year term; one active employee of the Rhode Island department of ~~administration~~ revenue appointed by the director of ~~administration~~ revenue shall serve a five (5) year term, and one licensed Rhode Island attorney in good standing shall serve a seven (7) year term. The two (2) automobile dealers and attorney shall be appointed by the governor. The board shall be known as the motor vehicle dealers license and hearing board.

(b) The board shall issue the license provided for in §§ 31-5-5 -- 31-5-9 and § 31-5-34. The board shall have supervision over the license with respect to all of the provisions of §§ 31-5-1 -- 31-5-39 and shall have the power to promulgate rules and regulations to fulfill the purposes of this chapter and to protect the public interest. The board shall have the power to set, from time

to time, the maximum number of plates to be issued to each dealer after due investigation and after considering the number of plates reasonably required for the operation of the dealers business, and shall have the power to declare and define what constitutes a licensee. The provisions of §§ 31-5-1 -- 31-5-20, and §§ 31-5-33 -- 31-5-39 shall be administered by the board or by any of its duly authorized representatives.

(c) The board shall have all of the same powers, duties, and responsibilities of the previous Rhode Island dealers hearing board established by the director of the department of ~~revenue~~ transportation.

(d) The board shall constitute an agency and shall follow the Administrative Procedure Act, chapter 35 of title 42, and its decisions are appealable to the ~~director of administration~~. ~~The director's decision shall be appealable to the superior court.~~

(e) A member of the board may be removed for cause by the director of ~~administration~~ revenue after a hearing conducted by the director determining that cause exists and a written decision explaining the reason for the removal. The director's decision of removal shall be appealable to the superior court.

(f) The members of the Rhode Island dealers hearing board serving as of August 31, 1993 shall serve out their respective terms of office and will remain on the motor vehicle dealers license and hearing board until their respective terms expire and a subsequent appointment is made by the governor, or respective appointing authority. If a vacancy occurs on the board for any reason, an individual shall be appointed according to the procedures set forth in subsection (a) of this section and this individual will serve out the remainder of the unexpired term of the vacancy.

(g) The director of ~~administration~~ revenue shall provide suitable office space for the board and its personnel to suit the public convenience in all proper way to facilitate the work of the board in carrying out the provisions of §§ 31-5-1 – 31-5-20 and §§ 31-5-33 – 31-5-39.

(h) Members of the board shall serve without salary, nor shall they be compensated for attendance at board meetings, however, members of the board shall be reimbursed for their actual expenses necessarily incurred in the performance of their duties. The department of ~~administration~~ revenue shall provide funds to pay said expenses. Also, the department shall provide legal counsel to the board to defend and enforce the board's decision and provide legal advice on any matters that may come before the board.

31-5-12. Responsibility of licensee for acts of agents. – It shall be sufficient cause for the denial, suspension, or revocation of any license issued under this chapter, that any officer, director, partner, trustee, or agent, including independent salespersons of the licensee, has been found by the department of ~~administration~~ revenue to have engaged in any conduct, act, or omission which would be cause for refusing, suspending, or revoking a license to that party as an individual.

31-5-21. Manufacturer's license required. – (a) No manufacturer, factory representative, or distributor shall engage in business as a manufacturer, factory representative, or distributor in this state without a license to do so as provided in § 31-5-22.

(b) For the purpose of this chapter, each division of a motor vehicle manufacturer or distributor shall be considered a separate manufacturer or distributor for purposes of licensing under this chapter. The department of ~~administration~~ revenue is empowered to obtain from the Rhode Island superior court for Providence County a restraining order temporarily, preliminarily, and permanently restraining any manufacturer, distributor, or factory representative from engaging in business within this state unless licensed.

31-5-22. Application for license – Fee – Expiration. – (a) Any person desiring to be licensed as a manufacturer, factory representative, or distributor shall apply to the department of ~~administration~~ revenue upon a form containing any information that the department shall require. The department may require with the application or, otherwise, information relating to the applicant's solvency, his or her financial standing, or other pertinent matter commensurate with the safeguarding of the public interest, all of which may be considered by the department in determining the fitness of the applicant to engage in the business for which the applicant desires the license.

31-5-25. Hearing on suspension or revocation of license. – No license shall be suspended or revoked except after a hearing. The department of ~~administration~~ revenue shall give the licensee at least five (5) days' written notice of the time and place of the hearing, together with the reasons for the department's proposed action.

31-5-26. Appeal from the department of transportation. – Appeal from the department of revenue. -- Any licensee or other person in interest being dissatisfied with an order of the department of ~~administration~~ revenue may appeal the order to the sixth division of the district court pursuant to the procedure established pursuant to § 42-35-15.

31-5-38. Certiorari from the department. – Any licensee or other person in interest being dissatisfied with an order of the department of ~~administration~~ revenue may file a petition for certiorari in the supreme court.

SECTION 6. Section 31-5.1-3, 31-5.1-4 and 31-5.1-4.1 in Chapter 31-5.1 entitled “Regulation of Business Practices” are hereby amended to read as follows:

31-5.1-3. Unlawful acts and practices. – (a) Unfair methods of competition, and unfair or deceptive acts or practices, as defined in this chapter, are declared to be unlawful.

(b) In construing subsection (a) of this section, the courts may be guided by the interpretations of § 45 of the Federal Trade Commission Act (15 U.S.C. § 45), as from time to time amended.

(c) The department of ~~administration~~ revenue may make rules and regulations interpreting the provisions of subsection (a) of this section. The rules and regulations shall not be inconsistent with the rules, regulations, and decisions of the Federal Trade Commission and the federal courts interpreting the provisions of the Federal Trade Commission Act (15 U.S.C. § 45), as from time to time amended.

31-5.1-4. Violations. – (a) It shall be deemed a violation of this chapter for any manufacturer or motor vehicle dealer to engage in any action which is arbitrary, in bad faith, or unconscionable and which causes damage to any of the parties involved or to the public.

(b) It shall be deemed a violation of this chapter for a manufacturer, or officer, agent, or other representative of a manufacturer, to coerce, or attempt to coerce, any motor vehicle dealer:

(1) To order or accept delivery of any motor vehicle or vehicles, equipment, parts, or accessories for them, or any other commodity or commodities which the motor vehicle dealer has not voluntarily ordered.

(2) To order or accept delivery of any motor vehicle with special features, accessories, or equipment not included in the list price of that motor vehicle as publicly advertised by the manufacturer of the vehicle.

(3) To participate monetarily in an advertising campaign or contest, or to purchase any promotional materials, or training materials, showroom or other display decorations or materials at the expense of the new motor vehicle dealership.

(4) To enter into any agreement with the manufacturer or to do any other act prejudicial

to the new motor vehicle dealer by threatening to terminate or cancel a franchise or any contractual agreement existing between the dealer and the manufacturer; except that this subdivision is not intended to preclude the manufacturer or distributor from insisting on compliance with the reasonable terms or provisions of the franchise or other contractual agreement, and notice in good faith to any new motor vehicle dealer of the new motor vehicle dealer's violation of those terms or provisions shall not constitute a violation of the chapter.

(5) To refrain from participation in the management of, investment in, or acquisition of any other line of new motor vehicle or related products. This subdivision does not apply unless the new motor vehicle dealer maintains a reasonable line of credit for each make or line of new motor vehicle, the new motor vehicle dealer remains in compliance with any reasonable facilities requirements of the manufacturer, and no change is made in the principal management of the new motor vehicle dealer.

(6) To prospectively assent to a release, assignment, novation, waiver, or estoppel which would relieve any person from the liability to be imposed by this law or to require any controversy between a new motor vehicle dealer and a manufacturer, distributor, or representative to be referred to any person other than the duly constituted courts of this state or of the United States of America, or to the department of ~~administration~~ revenue of this state, if that referral would be binding upon the new motor vehicle dealer.

31-5.1-4.1. Dealership – Survivorship. – (a)(1) Right of designated family member to succeed in dealership ownership. Any owner of a new motor vehicle dealership may appoint by will or any other written instrument a designated family member to succeed in the ownership interest of that owner in the new motor vehicle dealership.

(2) Unless there exists good cause for refusal to honor that succession on the part of the manufacturer or distributor, any designated family member of a deceased or incapacitated owner of a new motor vehicle dealer may succeed to the ownership of the new motor vehicle dealer under the existing franchise provided that:

(i) The designated family member gives the manufacturer or distributor written notice of his or her intention to succeed to the ownership of the new motor vehicle dealer within one hundred twenty (120) days of the owner's death or incapacity;

(ii) The designated family member agrees to be bound by all the terms and conditions of the franchise; and

(iii) The designated family member shall not operate the dealership unless he or she meets the then-current criteria generally applied by the manufacturer or distributor in qualifying dealer-operators.

(3) The manufacturer or distributor may request, and the designated family member shall provide, promptly upon the request, personal and financial data that is reasonably necessary to determine whether the succession should be honored.

(b) Refusal to honor succession to ownership -- Notice required.

(1) If a manufacturer or distributor believes that good cause exists for refusing to honor the succession to the ownership of a new motor vehicle dealer by a family member of a deceased or incapacitated owner of a new motor vehicle dealer under the existing franchise agreement, the manufacturer or distributor may, not more than sixty (60) days following receipt of:

(i) Notice of the designated family member's intent to succeed to the ownership of the new motor vehicle dealer; or

(ii) Any personal or financial data which it has requested, serve upon the designated family member and the department of ~~administration~~ revenue notice of its refusal to honor the

succession and of its intent to discontinue the existing franchise with the dealer no sooner than ninety (90) days from the date the notice is served.

SECTION 7. Section 31-5.2-7.1 of the General Laws in Chapter 31-5.2 entitled "Consumer Enforcement of Motor Vehicle Warranties" is hereby amended to read as follows:

31-5.2-7.1. Procedure. – (a) In addition to any settlement procedure provided for in § 31-5.2-7, the department of the attorney general shall provide an independent arbitration procedure for the settlement of disputes between consumers or lessees and manufacturers concerning motor vehicles which do not conform to all applicable express or implied warranties. There shall be established the motor vehicle arbitration board which shall consist of five (5) members. The board shall consist of the attorney general or his or her designee, who shall serve as director, a member of the general public appointed by the attorney general, the director of the department of ~~administration~~ revenue or his or her designee, the president of the Rhode Island Automobile Dealers' Association or his or her designee, and the administrator of the division of motor vehicles or his or her designee, only one of whom shall be directly involved in the manufacture, distribution, sale, lease, or service of any automobile product. Members shall be persons interested in consumer disputes, and shall serve without compensation.

(b) An owner or lessee of any motor vehicle purchased or leased which fails to conform to the applicable express or implied warranties may either initiate a request with the department of attorney general for arbitration by the motor vehicle arbitration board or take part in the settlement procedure set forth in § 31-5.2-7 if in existence. The consumer or lessee shall set forth, on a complaint form prescribed by the department of attorney general, any information he or she deems relevant to the resolution of the dispute and shall file the complaint with a nonrefundable filing fee of twenty dollars (\$ 20.00). The attorney general shall decide if the complaint is eligible under chapter 5.2 of this title. Upon acceptance of the complaint, the attorney general shall notify the manufacturer of the filing of a request for arbitration and shall obtain from the manufacturer, in writing on a form prescribed by the attorney general, any information the manufacturer deems relevant to the resolution of the dispute. The manufacturer shall return the form, along with a non-refundable fifty dollar (\$ 50.00) filing fee, within twenty (20) days of receipt. The department of attorney general shall then refer the matter to the motor vehicle arbitration board created pursuant to subsection (a) of this section.

(c) The motor vehicle arbitration board shall investigate, gather, and organize all information necessary for a fair and timely decision in each dispute. The board may issue subpoenas to compel the attendance of witnesses and the production of documents, papers, and records relevant to the dispute.

(d) At all arbitration proceedings before the board the parties may present oral or written testimony, present witnesses and evidence relevant to the dispute, cross examine witnesses, and be represented by counsel.

(e) The motor vehicle arbitration board may forward a copy of all written testimony, including all documentary evidence, to an independent technical expert, who shall review the material and be able to advise and consult with the board. An expert shall sit as a non-voting member of the board whenever oral testimony is presented. The expert shall provide advice and counsel to the board as a part of its deliberation process and shall aid the board in preparing its findings and facts.

(f) The motor vehicle arbitration board shall grant the relief specified in § 31-5.2-3 of this chapter and any other relief available under the applicable warranties or the Magnuson-Moss Warranty Federal Trade Commission Improvement Act, 88 Stat. 2183 (1975), 15 U.S.C. section

2301 et seq., as in effect on October 1, 1982, to the consumer or lessee if a reasonable number of attempts, as provided in § 31-5.2-5(1) and (2) have been undertaken to correct one or more nonconformities that substantially impair the motor vehicle. The motor vehicle arbitration board shall dismiss the dispute if it finds, after considering all the evidence presented, that the consumer or lessee is not entitled to relief under this chapter.

(g) (1) The board shall, as expeditiously as possible, but not later than ninety (90) days from the date the director deems the dispute eligible for arbitration, render a fair decision based on the information gathered and disclose its findings and the reasons for it to the parties involved. The consumer or lessee shall accept or reject the decision within five (5) days of its filing.

(2) If the decision is favorable to the consumer or lessee, the manufacturer shall within thirty (30) days after the rendering of the decision, either comply with the terms of the decision if the consumer or lessee elects to accept the decision or appeal the finding to superior court. No appeal by a manufacturer shall be heard unless the petition for such appeal is filed with the clerk of the superior court within thirty (30) days of issuance of the finding of the motor vehicle arbitration board and is accompanied by a bond in a principal sum equal to the money award made by the state-certified arbitrator plus two thousand five-hundred dollars (\$ 2,500) for anticipated attorneys' fees, secured by cash or its equivalent, payable to the consumer. The liability of the surety of any bond filed pursuant to this section shall be limited to the indemnification of the consumer in the action. Such bond shall not limit or impair any right of recovery otherwise available pursuant to law, nor shall the amount of the bond be relevant in determining the amount of recovery to which the consumer shall be entitled. In the event that any motor vehicle arbitration board decision, resulting in an award of a refund or replacement, is upheld by the court, recovery by the consumer shall include continuing damages in the amount of twenty-five dollars (\$ 25.00) per day for each day, subsequent to the day the motor vehicle was returned to the manufacturer pursuant to § 31-5.2-3, that said vehicle was out of use as a direct result of any nonconformity not issuing from owner negligence, accident, vandalism or any attempt to repair or substantially modify the vehicle by a person other than the manufacturer, its agent or authorized dealer; provided, however, that the manufacturer did not make a comparable vehicle available to the consumer free of charge. In addition to any other recovery, any prevailing consumer shall be awarded reasonable attorneys' fees and costs. If the court finds that the manufacturer did not have any reasonable basis for its appeal or that the appeal was frivolous, the court shall double the amount of the total award made to the consumer. The motor vehicle arbitration board shall contact the consumer or lessee, within ten (10) working days after the date for performance, to determine whether performance has occurred.

(h) The motor vehicle arbitration board shall maintain the records of each dispute as deemed necessary, including an index of disputes by brand name and model. The motor vehicle arbitration board shall, at intervals of no more than six (6) months, compile and maintain statistics indicating the record of manufacturer compliance with arbitration decisions and the number of refunds or replacement awarded. The summary shall be a public record.

(i) The motor vehicle arbitration board automobile dispute settlement procedure shall be prominently posted in the place of business of each new car dealer or lessor licensed by the department of ~~administration~~ revenue to engage in the sale or lease of that manufacturer's new motor vehicles. The display of this public notice shall be a condition of licensure under the general laws. The board shall determine the size, type face, form and wording of the sign required by this section, which shall include the telephone number and the address to which

requests for the motor vehicle arbitration board arbitration services may be sent.

SECTION 8. Section 31-5.4-6 of the General Laws in Chapter 31-5.4 entitled "Consumer Enforcement of Used Motor Vehicle Warranties" is hereby amended to read as follows:

31-5.4-6. Disclosure of rights. – (a) The director of the department of ~~administration~~ revenue shall promulgate rules, regulations and forms to implement the notice provision in subsection (b) of this section. The forms promulgated by the director shall be used by every dealer in the sale of every automobile protected by this chapter.

(b) Clear and conspicuous notice of the warranties created by this chapter of the rights pertaining to them and of the implied warranty of merchantability shall be given to the consumer in writing at the time the consumer purchases a used motor vehicle from the dealer. Each notice required by this section shall describe the procedures available to redress violations of this section and shall contain the telephone number of the department of ~~administration~~ revenue.

(c) A seller's failure to provide the buyer with the documents and forms promulgated by the director of the department of ~~administration~~ revenue pursuant to this section shall constitute prima facie evidence of bad faith and unfair and deceptive trade practice under § 6-13.1-1. Violations of this section shall be actionable by the buyer under §§ 31-5.4-5 and 6-13.1-5.2.

SECTION 9. Sections 31-10-5, 31-10-5.1 and 31-10-21 of the General Laws in Chapter 31-10 entitled "Operators' and Chauffeurs' Licenses" are hereby amended to read as follows:

31-10-5. Special restrictions for drivers for compensation. – (a) No person who is under the age of twenty-one (21) years shall drive any school bus transporting school children or any motor vehicle when in use for the transportation of persons or property for compensation nor in either event until he or she has been licensed as a chauffeur for either purpose and the license so indicates. Colleges and universities shall be exempt from the requirement for a public plate for vehicles used to shuttle only students or employees to various points within the college or university campus. Provided, however, that the college or university shall own and operate the shuttle service and there shall be no specific charge for the transportation of students or employees. The division of motor vehicles shall not issue a chauffeur's license for either purpose unless the applicant has had at least one year of driving experience prior to the application, and has filed with the division of motor vehicles one or more certificates signed by a total of at least three (3) responsible people to whom he or she is well known certifying to the applicant's good character and habits and the administrator of the division of motor vehicles is fully satisfied as to the applicant's competency and fitness to be so employed.

(b) In addition to the requirements provided in subsection (a) of this section, any person attempting to obtain a chauffeur's license to drive a school bus transporting school children shall, prior to being certified:

(1) Successfully complete a ten (10) hour school bus driver training course conducted by the department of ~~administration~~ revenue or the department of revenue designee and file a certificate of successful completion with the division of motor vehicles. The curriculum of that course and the accreditation of courses offered shall be pursuant to rules and regulations promulgated by the division of motor vehicles;

(2) Pass a written examination prepared and given by the department of ~~administration~~ revenue or the department of revenue's designee.

(3) Pass a driving test in a school bus of a like type which that person will be employed to drive. The test will be prepared and given by the department of ~~administration~~ revenue.

31-10-5.1. School bus driver annual training. – (a) The department of ~~administration~~ revenue shall promulgate any rules and regulations that it deems necessary to ensure that a ten

(10) hour training course is provided for all new school bus drivers and a three (3) hour retraining course is provided to all renewal applicants on at least a yearly basis.

(b) The training shall include, but not be limited to, defensive driving, and instruction in all state laws, rules, and regulations relating to school buses and school bus safety.

(c) Prior to any renewal of any certificate of a school bus driver, the division of motor vehicles shall require proof of the renewal applicant's having successfully completed the annual retraining as provided in this section. That proof shall include the passing of a written examination prepared by the department of ~~administration~~ revenue or the department of revenue's designee and conducted by employees of the department.

31-10-21. Written and eye examination. – (a) Every applicant for a license to operate a motor vehicle upon the public highways shall be required by the division of motor vehicles to show, by examination or otherwise, the ability to read and understand highway signs regulating, warning, and directing traffic, the proper knowledge of the operation and mechanism of motor vehicles, the rules of the road, the motor vehicle law, and such other qualifications as will demonstrate that the applicant is a proper and safe person to operate a motor vehicle upon the public highways. The examination shall include a test of the applicant's eyesight. Notwithstanding the foregoing,

(b) Any person who has successfully completed a driver education course as set forth in § 31-10-19 and who has passed a standardized written driver's license examination approved by the director of the department of ~~administration~~ revenue shall not be required to take the written examination. The director of the department of ~~administration~~ revenue shall develop a standardized written driver's license examination which shall be administered by certified driver education instructors at the completion of each driver's education course.

(c) Prior to any renewal of any certificate of a school bus driver, the division of motor vehicles shall require proof of the renewal applicant's having successfully completed the annual retraining as provided in this section. That proof shall include the passing of a written examination prepared by the department of ~~administration~~ revenue or the department of revenue's designee and conducted by employees of the department.

SECTION 10. Sections 31-10.2-1, 31-10.2-2 and 31-10.2-3 of the General Laws in Chapter 31-10.2 entitled “Voluntary Termination of Operators’ and Chauffeurs’ Licenses” are hereby amended to read as follows:

31-10.2-1. Purpose. – The department of ~~administration~~ revenue, division of motor vehicles, presently lacks the authority to allow the voluntary termination of operators' and chauffeurs' licenses by an individual. It is the intent of this chapter to establish rules and regulations regarding the voluntary termination of operators' and chauffeurs' licenses in this state. Pursuant to §§ 31-2-4, 42-35-3(b), and 42-35-4(b)(2), the department of ~~administration~~ revenue shall adopt and establish the following rules and regulations regarding voluntary termination of operators' and chauffeurs' licenses. Any and all regulations previously promulgated for this purpose are rescinded.

31-10.2-2. Operators' licenses. – (a) An individual may voluntarily terminate his or her operators' license by tendering the license to the operator control section of the department of ~~administration~~ revenue, division of motor vehicles.

31-10.2-3. Chauffeur's licenses. – (a) An individual may voluntarily terminate his or her chauffeur's license by tendering the license to the operator control section of the department of ~~administration~~ revenue, division of motor vehicles.

SECTION 11. Sections 31-10.3-3, 31-10.3-7, 31-10.3-8 and 31-10.3-31 in Chapter 31-



10.3 entitled "Uniform Commercial Drivers' License Act " are hereby amended to read as follows:

31-10.3-3. Definitions. – Notwithstanding any other provisions of title 31 the following definitions apply to this chapter unless the context requires otherwise:

(1) "Administrator" means the division of motor vehicles administrator, the chief executive of the division of motor vehicles, an agency within the department of ~~administration~~ revenue.

(2) "Alcohol or alcoholic beverage" means (a) beer as defined in 26 U.S.C. 5052(a), of the Internal Revenue Code of 1954; (b) wine of not less than one-half of one percentum (0.5%) of alcohol by volume; or (c) distilled spirits as defined in section 5002(a)(8), of said code.

(3) "Base license" means the operator's or driver's license without any classifications, endorsements, or restrictions

(4) "Bus" means every motor vehicle designed for carrying sixteen (16) or more passengers (including the driver).

(5) "Cancellation of driver's license" means the annulment or termination by formal action of the department of a person's driver's license because of some error or defect in the license (or application) or because the licensee is no longer entitled to the license.

(6) "Certified commercial driving instructor" means any person who gives commercial driver training or who offers a course in driver training, and who is certified as such by the administrator.

(7) "Commerce" means:

(i) Trade, traffic, and transportation within the jurisdiction of the United States within the state; between a place in a state and a place outside the state, including a place outside the United States; and

(ii) Trade, traffic, and transportation in the United States which affects any trade, traffic, and transportation in paragraph (i) of this subdivision.

(8) "Commercial license" means a license issued by the department in accordance with the standards contained in 49 C.F.R. Part 383, as it may be revised from time to time, to an individual which authorizes the individual to operate a class of commercial motor vehicle.

(9) "Commercial motor vehicle" means a motor vehicle or combination of vehicles used to transport passengers or property if the motor vehicle:

(i) Has a gross combination weight rating of twenty-six thousand one (26,001) or more pounds, of a towed unit with a gross vehicle rating of more than ten thousand pounds (10,000 lbs.), or has a gross vehicle weight rating of twenty-six thousand one (26,001) or more pounds;

(ii) Is designed to transport sixteen (16) or more passengers including the driver; or

(iii) Is transporting hazardous materials as defined in this section.

(10) "Controlled substance" means any substance as classified under § 102(6) of the Controlled Substance Act (21 U.S.C. 802(6)) and includes all substances as listed in schedules I through V of 21 C.F.R. Part 1308 as they may be revised from time to time.

(11) "Conviction" means an unvacated adjudication of guilt or a determination that a person has violated or failed to comply with the law in a court of original jurisdiction or by an authorized administrative tribunal, an unvacated forfeiture of bail or collateral deposited to secure the person's appearance in court, a plea of guilty or nolo contendere accepted by the court, the payment of a fine or court cost or violation of condition of release without bail, regardless of whether or not the penalty is rebated, suspended, or probated.

(12) "Department" means the department of ~~administration~~ revenue acting directly or

through its duly authorized officers and agents.

31-10.3-7. Administration by department. – This chapter shall be administered by the department of ~~administration~~ revenue, division of motor vehicles.

31-10.3-8. Rulemaking authority. – The administrator for motor vehicles, department of ~~administration~~ revenue, is authorized to adopt and enforce any rules and regulations that may be necessary to carry out the provisions of chapters 1 – 27 of this title and any other laws the enforcement and administration of which are vested in the division of motor vehicles, including rules and regulations concerning specialized testing and standards for operators of commercial vehicles. Any former member of the Armed Forces, including, but not limited to, the Rhode Island National Guard, who received a military license to drive heavy equipment, shall be exempt from taking a road test when applying for a commercial driver's license for a similar class of commercial motor vehicle for which the applicant has been previously licensed by the military, if such applicant is deemed to be otherwise qualified pursuant to 49 CFR 383.77. Any member of an organized fire department, including volunteer members, who have five (5) years of driving experience of fire apparatus and who has completed a safety driving course, including a road test from a recognized agency shall, upon providing a letter from the fire chief of their fire department to the administrator of motor vehicles, be exempt from taking a road test when applying for a commercial drivers' license for a similar class of commercial motor vehicle, provided the applicant is deemed otherwise qualified pursuant to 49 CFR 383.77.

31-10.3-31. Violations – Penalties. – (a) It shall be illegal for any person driving any commercial motor vehicle as defined in this chapter to operate or control that vehicle while under the influence of alcohol, drugs, toluene, or any other substance as defined in chapter 28 of title 21. For the purpose of this chapter, any person who drives, operates, or exercises physical control of a commercial motor vehicle while having a blood alcohol concentration of four-one-hundredths of one percent (.04%) or greater by weight, as shown by a chemical analysis of a blood, breath, or urine sample shall be guilty of the offense of driving while under the influence of liquor or drugs.

(b)(1) Notwithstanding any other provision of this chapter, it shall be illegal for any person to drive, operate, or be in physical control of a commercial motor vehicle while having alcohol in his or her system.

(2) The administrator shall suspend, for at least one year, a commercial motor vehicle operator's license or privilege who is found to have committed a first violation of:

(i) Driving a commercial motor vehicle under the influence of alcohol or controlled substances;

(ii) Driving a commercial motor vehicle while the alcohol concentration in the person's blood, breath, or other bodily substance is four-one-hundredths of one percent (.04%) or greater;

(iii) Leaving the scene of an accident involving a commercial motor vehicle driven by the person;

(iv) Using a commercial motor vehicle in the commission of a felony;

(v) Refusing to submit to a chemical analysis of breath, blood, or urine while operating a commercial vehicle.

(3) If the operator commits any of these violations while carrying hazardous materials requiring placards under federal/state regulations, the revocation shall be for a period of not less than three (3) years.

(4) The administrator shall revoke for life, which may be reduced to a period of at least ten (10) years in accordance with department of ~~administration~~ revenue regulations, a

commercial motor vehicle operator's license or privilege who is found to have committed a second violation of:

(i) Driving a commercial motor vehicle under the influence of alcohol or controlled substances;

(ii) Driving a commercial motor vehicle while the alcohol concentration in the person's blood, breath, or other bodily substance is four-one-hundredths of one percent (.04%) or greater;

(iii) Knowingly and willfully leaving the scene of an accident involving a commercial motor vehicle driven by the person;

(iv) Using a commercial motor vehicle in the commission of a felony;

(v) Refusing to submit to a chemical analysis of breath, blood, and/or urine while in a commercial motor vehicle.

SECTION 12. Section 31-12-14 of the General Laws in Chapter 31-12 entitled "Scope of Application of Traffic Regulations" is hereby amended to read as follows:

31-12-14. State approval for traffic control devices on state highways. – No local authority shall erect or maintain any stop sign or traffic control signal at any location so as to require the traffic on any state highway to stop before entering or crossing any intersecting highway unless approval in writing has first been obtained from the ~~department of administration~~ state traffic commission.

SECTION 13. Sections 31-13-1 and 31-13-13 of the General Laws in Chapter 13 entitled "Traffic Control Devices" are hereby amended to read as follows:

31-13-1. State traffic commission – Manual of traffic control devices. – (a) There is established a state traffic commission consisting of the superintendent of state police or his or her designee from within the department of state police, the director of the department of ~~administration revenue~~ or his or her designee from within the division of motor vehicles, the director of the department of transportation or his or her designee from within the department of transportation, the governor's representative to the National Highway Traffic Safety Administration, and a member of the public appointed by the governor with the advice and consent of the senate, with respect to which appointment the governor shall solicit and give due consideration to the recommendation of the Rhode Island Police Chief's Association. The commission shall elect from among the members a chair and such other officers as it deems necessary.

(b) For the purpose of standardization and uniformity, the commission shall adopt and cause to be printed for publication a manual of regulations and specifications establishing a uniform system of traffic control signals, devices, signs, and marking consistent with the provisions of this chapter for use upon the public highways. The commission shall establish the traffic regulations under chapters 12 -- 27 of this title. The commission shall meet not less frequently than monthly. The department of transportation shall provide all staff services and quarters required by the commission.

(c) Within ninety (90) days after the end of each fiscal year, the commission shall approve and submit an annual report to the governor, the speaker of the house of representatives, the president of the senate, and the secretary of state, of its activities during that fiscal year. The report shall provide: an operating statement summarizing meetings or hearings held, including meetings minutes, subjects addressed, decisions rendered, applications considered and their disposition, rules or regulations promulgated, studies conducted, policies and plans developed, approved, or modified, and programs administered or initiated; a consolidated financial statement of all funds received and expended including the source of the funds, a listing of any

staff supported by these funds, and a summary of any clerical, administrative or technical support received; a summary of performance during the previous fiscal year including accomplishments, shortcomings and remedies; a synopsis of hearings, complaints, suspensions, or other legal matters related to the authority of the counsel; a summary of any training courses held pursuant to the provisions of this chapter; a briefing on anticipated activities in the upcoming fiscal year, and findings and recommendations for improvements. The report shall be posted electronically on the websites of the general assembly and the secretary of state pursuant to the provisions of § 42-20-8.2. The director of the department of ~~administration~~ transportation shall be responsible for the enforcement of the provisions of this subsection.

(d) To conduct a training course for newly appointed and qualified members within six (6) months of their qualification or designation. The course shall be developed by the chair of the commission, be approved by the commission, and be conducted by the chair of the commission. The commission may approve the use of any commission and/or staff members and/or individuals to assist with training. The training course shall include instruction in the following areas: the provisions of chapters 42-46, 36-14 and 38-2; and the commission's rules and regulations. The director of the department of ~~administration revenue~~ transportation shall, within ninety (90) days of the effective date of this act [June 16, 2006], prepare and disseminate training materials relating to the provisions of chapters 42-46, 36-14, and 38-2.

31-13-13. Hospital sign indicating emergency treatment facility. – The director of ~~administration~~ transportation is directed to include on all signs indicating a hospital area, directions to a hospital, or the presence of a hospital, and whether the hospital has an emergency treatment facility.

SECTION 14. Section 31-14-12.1 of the General Laws in Chapter 31-14 entitled “Speed Restrictions” is hereby amended to read as follows:

31-14-12.1. Special speed limits in highway construction and maintenance operations. –

(a) Whenever the department of ~~administration~~ transportation or local governing unit with jurisdiction over the highways determines that the preexisting established speed limit through a highway construction or maintenance operation is greater than is reasonable or safe with respect to the conditions expected to exist in that operation, it may, on highways under its respective jurisdiction, determine and declare reasonable and safe absolute maximum temporary speed limits applicable through all or part of the operation. A temporary speed limit so determined and declared shall become effective and shall suspend the applicability of any other speed limit prescribed in this chapter when appropriate signs of the design prescribed by the department giving notice of the limits are erected at or along the operation. When these signs are erected, the total of fines, penalties, and costs assessed upon conviction shall be twice the amount otherwise set by the general laws.

(b) When street, highway or bridge construction, or a maintenance operation is present, the department of ~~administration~~ transportation or local governing unit with jurisdiction over the street or highway shall erect signs declaring that the fine for a conviction of a traffic violation, as defined by § 31-41.1-4, through the "temporary traffic control zone" shall be doubled. When these signs are erected, the total of the fines, penalties, and costs assessed upon conviction shall be twice the amount otherwise set by the general laws. The prescribed legend for the signs shall be established by the department of ~~administration~~ transportation.

SECTION 15. Sections 31-19.3-3 and 31-19.3-5 of the General Laws in Chapter 31-19.3 entitled “Rental of Motorized Bicycles and Motorized Tricycles” are hereby amended to read as follows:

31-19.3-3. License required. – No person, firm, or corporation shall offer for rent or lease or allow to be rented or leased any motorized bicycle, motor scooter or motorized tricycle within the town of New Shoreham, unless and until the town council of the town of New Shoreham issues a license in accordance with the provisions of this chapter. However, any person, firm, or corporation holding a license to rent or lease motorized bicycles, motor scooters or motorized tricycles which has been issued by the department of ~~administration~~ revenue shall be permitted to continue to operate pursuant to the license; provided, that upon the expiration of the license, the person, firm, or corporation shall be required to comply with the provisions of this chapter in order to rent or lease motorized bicycles, motor scooters or motorized tricycles within the town of New Shoreham.

31-19.3-5. Ordinances. – (a) The town council of the town of New Shoreham may enact reasonable ordinances establishing procedures and standards for the licensing, supervision, regulation, and control of the rental of motorized bicycles, motor scooters and motorized tricycles.

(b) An ordinance enacted pursuant to this section may:

(1) Establish a fee to be charged for the issuance or renewal of any license for the rental of motorized bicycles, motor scooters and/or motorized tricycles the holder of the license is authorized to rent or lease and shall not exceed the sum of forty dollars (\$40.00) per motorized bicycle, motor scooters or motorized tricycle.

(2) Establish a maximum number of licenses which may be granted for the rental of motorized bicycles, motor scooters and/or motorized tricycles.

(3) Establish hours during which motorized bicycles, motor scooters and/or motorized tricycles may be rented.

(4) Establish a maximum number of motorized bicycles, motor scooters and/or motorized tricycles which a license holder may rent or lease under the license.

(5) Provide that no motorized bicycle, motor scooters or motorized tricycle shall be rented or leased in the town of New Shoreham unless the operator thereof has a valid license issued under the provisions of § 31-10-1, or a similar license issued by a state other than Rhode Island.

(6) Require all motorized bicycles, motor scooters and/or motorized tricycles to pass inspection annually and be issued a certificate by a duly authorized state inspection facility indicating that the vehicle has passed inspection to be conducted at inspection agencies which shall be created and governed by rules and regulations promulgated by the department of ~~administration~~ revenue.

SECTION 16. Sections 31-20-15 and 31-20-16 of the General Laws in Chapter 31-20 entitled “Special Stops Required” are hereby amended to read as follows:

31-20-15. Posting of bridle path signs. – The department of ~~administration~~ revenue shall in all parks and reservations, and the traffic safety commission shall on all state highways, erect and maintain adequate signs requiring operators of motor vehicles to come to a complete stop because of the existence of a bridle path where saddle horses may cross the roads in the parks and reservation and/or state highways.

31-20-16. Stops at bridle path crossings. – (a) Every operator of a motor vehicle shall bring his or her motor vehicle to a complete stop in parks and reservations and on state highways where the department of ~~administration~~ revenue or state traffic commission has posted signs of bridle paths where saddle horses may cross the roads in the parks and reservations and/or highways.

SECTION 17. Sections 31-21-11 and 31-21-12 of the general Laws in Chapter 31-21 entitled "Special Stopping, Standing and Parking Restrictions" are hereby amended to read as follows:

31-21-11. Removal of disabled vehicle obstructing traffic on state highway, state bridge, or state tunnel. – Whenever a vehicle, whether attended or unattended, is disabled upon any state highway, state bridge, state causeway, or in a state tunnel where the vehicle constitutes an obstruction to traffic, the department of ~~administration~~ transportation is authorized to remove, or to provide for the removal of, the vehicle to the nearest garage, service station, or other place of safety at no expense to the owner or operator of the disabled vehicle for its removal.

31-21-12. Acquisition, maintenance, and operation of tow trucks by department of administration. – ~~Acquisition, maintenance, and operation of tow trucks by department of administration.~~ -- The department of ~~administration~~ transportation is authorized to acquire, equip, maintain and operate not more than four (4) tow trucks, and to assign state employees to the trucks for the removal of disabled motor vehicles from state highways, state bridges, state causeways, or state tunnels in accordance with § 31-21-11.

SECTION 18. Sections 31-22-9, 31-22-11 and 31-22-11.6 of the General Laws in Chapter 31-22 entitled "Miscellaneous Rules" are hereby amended to read as follows:

31-22-9. Throwing debris on highway – Snow removal. – (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal, or vehicle upon the highway, or likely to deface the beauty or cleanliness of the highway, nor shall any person in removing snow from any driveway, public or private, leave the snow in any condition so as to constitute a hazard on the highway.

(b) The director of ~~administration~~ transportation shall post signs advising the public of penalties for throwing debris on the highways.

31-22-11. Inspection of school buses. – (a) The division of motor vehicles shall inspect or cause to be inspected all school buses used for the transportation of school children as defined in § 31-1-3(v) at least twice throughout the year. Both of the inspections are to be done at a state certified facility on a semiannual scheduled basis. These inspections will be known as tear down inspections that will include pulling wheels at least once each year if the school bus is equipped with drum brakes and any other work deemed necessary by the state employed or state certified inspectors. Reports of the inspections shall be made in writing and shall be filed with the inspection division of the department of ~~administration~~ revenue, and the reports shall be available at no cost for public inspection during usual business hours of the division.

31-22-11.6. Child care vehicles and school extra-curricular vehicles. – (a) (1) Pursuant to § 31-22-10, the division of motor vehicles is authorized to promulgate rules and regulations concerning the type, construction, and equipment of motor vehicles used for the transportation of children to and from child care facilities and to and from school sponsored activities including athletics and extra-curricular activities.

(2) (i) For the purposes of this section, "school bus", as referred to in § 31-1-3(v), is defined as a vehicle which is used to carry children to or from school on school bound routes at the outset of the children's school day and/or on home bound routes at the end of the children's school day. For these routes, a school bus must be used regardless of the number of students being transported.

(ii) For purposes of this section, "school extra-curricular vehicles" is defined as vehicles designed to transport fewer than fifteen (15) students to and from school sponsored activities including athletics, internships, work experiences, and extra-curricular activities where school

buses are not used because of the small number of students being transported.

(iii) For the purpose of this section, "child care vehicle" is defined as a motor vehicle owned or leased by a licensed child care agency that does not exceed fifteen (15) passengers and is being used to transport children from schools to child care facilities and/or from child care facilities to schools. Two (2) door sedans shall not be considered child care vehicles or school extra-curricular vehicles.

(b) The division of motor vehicles shall have the authority to suspend the registration of any vehicle used for child care transportation or school extra-curricular transportation that does not meet the following requirements:

(1) Seating. Adequate seating space for all passengers shall be provided. The maximum seating capacity of a child care vehicle and school extra-curricular vehicle shall be fifteen (15) persons, including the driver. No standing shall be permitted while the vehicle is in operation.

(2) Safety belts. Safety belts shall be required for all passengers riding in the child care vehicle and school extra-curricular vehicle.

(3) Vehicle registration. All child care vehicles and school extra-curricular vehicles shall be registered as public vehicles.

(4) Vehicle inspection. All child care vehicles and school extra-curricular vehicles shall be inspected for excessive emissions and/or safety items according to a staggered appointment schedule as determined by the director of ~~administration~~ revenue, or his or her designee, and from time to time thereafter as may be required, and the vehicle owner shall display upon the vehicle the certificate of inspection and approval issued to the vehicle until the certificate shall expire.

(5) Inspector's rejection notice. The director of ~~administration~~ revenue, or his or her designee, may affix a notice of rejection to any vehicle that fails to pass the required inspection requirements. The rejection notice shall not be destroyed or removed from the vehicle until the vehicle has passed the inspection requirements, or its removal has been authorized by the director of ~~administration~~ revenue or his or her designee.

SECTION 19. Sections 31-23-1, 31-23-21, 31-23-44, 31-23-50 and 31-23-56 of the General Laws in Chapter 31-23 entitled "Equipment and Accessories Generally" are hereby amended to read as follows:

31-23-1. Driving of unsafe vehicle – Disobedience of requirements – Inspections of motor carriers – Fines. – (a) It is a civil violation for any person to drive or move, or for the owner, employer or employee to cause or knowingly permit to be driven or moved, on any highway any vehicle or combination of vehicles which is in such an unsafe condition as to endanger any person, or which does not contain those parts or is not at all times equipped with lamps and other equipment in proper condition and adjustment as required in this chapter or chapter 24 of this title, or for any person to do any act forbidden or fail to perform any act required under these chapters.

(b)(1) For the purpose of reducing the number and severity of accidents, all commercial motor vehicles must meet applicable standards set forth in this chapter and chapter 24 of this title and in the federal motor carrier safety regulations (FMCSR) contained in 49 CFR Parts 387 and 390-399, and the Hazardous Materials Regulations in 49 CFR Parts 107 (subparts F and G only), 171-173, 177, 178 and 180, as amended except as may be determined by the administrator to be inapplicable to a state enforcement program, as amended and adopted by the U.S. Department of Transportation (U.S. DOT), Federal Motor Carrier Safety Administration, as may be amended from time to time. Part 391.11(b)(1) of FMCSR, 49 CFR 391.11(b)(1) shall not apply to

intrastate drivers of commercial motor vehicles except for drivers of school buses and vehicles placarded under 49 CFR Part 172, Subpart F. Rules and Regulations shall be promulgated by the director of the department of ~~administration~~ revenue for the administration and enforcement of motor carrier safety. The rules and regulations shall be promulgated to ensure uniformity in motor carrier safety enforcement activities and to increase the likelihood that safety defects, driver deficiencies, and unsafe carrier practices will be detected and corrected.

(2) Any carrier convicted of violating the rules and regulations established pursuant to this subsection shall be fined not less than twenty-five dollars (\$ 25.00) or more than five hundred dollars (\$ 500) for each offense.

(c) For the purposes of this section, "carrier" is defined as any company or person who furthers their commercial or private enterprise by use of a vehicle that has a gross vehicle weight rating (GVWR) of ten thousand and one (10,001) or more pounds, or that transports hazardous material.

(d) Authorized examiners, investigators, officers, or regulatory inspectors from the department of ~~administration~~ revenue with proper identification issued by the director of the department of ~~administration~~ revenue, the state police, and local law enforcement officials with proper identification certifying they are qualified motor carrier enforcement personnel trained according to subsection (f) of this section, shall have a right of entry and authority to examine all equipment of motor carriers and lessors and enter upon and perform inspections of motor carrier vehicles in operation. They shall have authority to inspect, examine, and copy all accounts, books, records, memoranda, correspondence and other documents of the motor carriers and or lessors and the documents, accounts, books, records, correspondence, and memoranda of any person controlling, controlled by, or under common control of any carrier which relate to the enforcement of this chapter.

(e)(1) Authorized examiners, investigators, officers, or regulatory inspectors from the state police, local law enforcement officials or the department of ~~administration~~ revenue shall declare "out of service" any motor vehicle which, by reason of its mechanical condition or loading, is so imminently hazardous to operate as to be likely to cause an accident or a breakdown. An "out of service vehicle" sticker shall be used to mark vehicles out of service. The "out of service vehicle" sticker shall be affixed to the driver's window on power units placed out of service and, affixed to the left front corner of trailers or semi-trailers placed out of service.

31-23-21. Permits for operation of vehicles having tracks with transverse corrugations. – The department of ~~administration~~ revenue and local authorities in their respective jurisdictions may in their discretion issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of the movable tracks or farm tractors or other farm machinery, the operation of which upon a highway would otherwise be prohibited under this chapter.

31-23-44. Approved type of wheel safety chocks – Enforcement of requirements. – All wheel safety chock blocks described in § 31-23-43 must be a type approved by the division of motor vehicles, and the division of motor vehicles shall establish specifications and requirements for approved types of wheel safety chock blocks. The specifications and requirements shall, in general, follow the standards established by the department of ~~administration~~ revenue. The administrator of the division of motor vehicles shall suspend the registration of any motor vehicle described in § 31-23-43 not equipped with wheel safety chock blocks, until it is made to conform to the requirements of the section.

31-23-50. Motorcycle reflectorized plates. – Every motorcycle registered within this state



shall be equipped with reflectorized plates which shall be supplied by the administrator of the division of motor vehicles, department of ~~administration~~ revenue, pursuant to rules and regulations to be determined by the administrator of the division of motor vehicles, department of ~~administration~~ revenue.

31-23-56. Stop arm required. – Every school bus shall be equipped with a stop arm, approved by the department of ~~administration~~ revenue, which shall be activated whenever school children are being loaded or unloaded.

SECTION 20. Section 31-23.1-10 of the General Laws in Chapter 31-23.1 entitled “Vehicle Equipment Safety Compact” is hereby amended to read as follows:

31-23.1-10. Inspection of accounts. – Pursuant to article VI(e) of the compact, the department of ~~administration~~ revenue is empowered and authorized to inspect the accounts of the vehicle equipment safety commission.

SECTION 21. Section 31-23.2-6 of the General Laws in Chapter 31-23.2 entitled “Tampering with Odometers” is hereby amended to read as follows:

31-23.2-6. Transfer of vehicle. – (a) Any sales agreement for the transfer of a motor vehicle between persons as defined in this chapter shall contain the words "both buyer and seller have examined the title certificate of this motor vehicle and it correctly reflects the mileage as it appears on the odometer" which shall be placed conspicuously and prominently on the agreement.

(b) It shall be unlawful for any person to transfer ownership of a motor vehicle previously registered in this state or a motor vehicle used by a dealer as a demonstrator unless the person:

(1) Enters on a form prescribed by the department of ~~administration~~ revenue, as prescribed by state law, the mileage the motor vehicle has been operated. The form shall be signed by both the seller and buyer and contain a statement that both parties have viewed the odometer of the motor vehicle. The form as completed shall then be attached to the instrument evidencing transfer of ownership; or

SECTION 22. Sections 31-25-1, 31-25-6, 31-25-21 – 31-25-23 and 31-25-27.1 of the General Laws in Chapter 31-25 entitled “Size, Weight and Load Limits” are hereby amended to read as follows:

31-25-1. Compliance with chapter required. – (a) (1) Except in reference to §§ 31-25-16 and 31-25-27 where it shall be considered a violation, it is a civil violation for any carrier to drive or move or to cause or permit to be driven or moved on any highway any vehicle or vehicles of a size or weight exceeding the limitations stated in this chapter or otherwise in violation of this chapter, and the maximum size and weight of vehicles specified in this chapter shall be lawful throughout this state. Local authorities shall have no power or authority to alter the limitations except as express authority may be granted in this chapter.

(2) "Carrier" includes any company or person who furthers their commercial or private enterprise by use of the vehicle.

(b) The director of the department of ~~administration~~ transportation shall promulgate rules and regulations and requirements consistent with this chapter for the application and issuance of permits for overweight and oversize vehicles or loads.

31-25-6. Maximum number and length of coupled vehicles. – (a) No combination of vehicles coupled together shall consist of more than three (3) units, a truck-tractor, semi-trailer, and trailer. The combination of vehicles shall not be restricted in overall length, except that when a truck-tractor, semi-trailer, and a trailer are used in combination, the trailer or semi-trailer each shall not exceed twenty-eight and one-half feet (28' 6"), excluding bumpers and accessories.

Provided, however, that combinations of vehicles consisting of three (3) units shall be permitted to operate only on the interstate highway system and on those highways, streets, and roads designated by the director of the department of ~~administration~~ transportation.

(b) Combinations of vehicles consisting of truck-tractor and semi-trailer coupled together shall not be restricted in overall length, and semi-trailers shall not exceed fifty-three feet (53') in length, excluding bumpers and accessories. Semi-trailers exceeding forty-eight and one-half feet (48' 6") shall be permitted to operate only on the interstate highway system and on those highways, streets and roads designated by the director of the department of ~~administration~~ transportation. Exceptions to the requirements of this section include the use of a pole trailer and combinations designed to transport motor vehicles and/or automobiles as authorized in §§ 31-25-7 and 31-25-8. The provision that no combination of vehicles coupled together shall consist of more than three (3) units shall not apply to vehicles coupled together by a saddle mount device used to transport motor vehicles in a drive-away service when no more than three (3) saddle mounts are used, and equipment used in the combination is approved by Part 393.71 of the federal motor carrier safety regulations, 49 CFR 393.71, and safety regulations of the division of motor vehicles of the department of ~~administration~~ revenue of the state of Rhode Island as such federal and/or state legislation may be amended or revised from time to time. Any owner or operator found deviating from the approval permitted routes shall be fined a minimum mandatory fine of five hundred dollars (\$500), but not more than one thousand dollars (\$1,000).

31-25-21. Power to permit excess size or weight of loads. – (a) The department of ~~administration~~ transportation, with respect to highways under its jurisdiction may, in its discretion, upon application in writing and good cause being shown for it, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding eighty thousand pounds (80,000 lbs.) or otherwise not in conformity with the provisions of chapters 1 – 27 of this title upon any highway under the jurisdiction of the party granting the permit and for the maintenance of which the party is responsible. Permits which have been issued for a full year shall not be required to be renewed for the period of time for which payment has been made and the application and other required documentation has been completed and filed. Provided, that neither the department of ~~administration~~ revenue nor the local authorities may issue permits for divisible loads weighing in excess of one hundred four thousand-eight hundred pounds (104,800 lbs.), gross vehicle weight, for five (5) axle vehicles and seventy-six thousand six hundred fifty pounds (76,650 lbs.), gross vehicle weight, for three (3) axle vehicles.

(b) The director of the department of ~~administration~~ transportation may enter into agreements with other states, the District of Columbia and Canadian provinces providing for the reciprocal enforcement of the overweight or over-dimensional vehicle permit laws of those jurisdictions entering into the agreement.

(c) Trip permit fee. A fee of twenty dollars (\$ 20.00) shall be paid to the division of motor vehicles for the issuance of each non-reducible vehicle or load permit.

(d) Annual fee. A fee of one hundred dollars (\$100) paid to the division of motor vehicles shall exempt the payor from the necessity of paying trip permit fees as found in subsection (c) of this section. However, payment of the fee shall not be deemed to authorize non-compliance with the rules and regulations promulgated by the department of ~~administration~~ transportation entitled "State of Rhode Island Manual for Overweight and Oversize Vehicle Permits".

(e) Blanket permits may be issued, as determined by the department of ~~administration~~ transportation, for intrastate movement of non-reducible loads upon payment of the fee set forth

in subsection (d) of this section. The permits may not exceed one year and shall be limited to a maximum overall length of seventy-five feet (75') and maximum overall width of eleven feet, eleven inches (11'11").

31-25-22. Application for excess load permit. – (a) The application for an excess load permit pursuant to § 31-25-21 shall specifically describe the vehicle or vehicles and load to be operated or moved, and the particular highways for which the permit to operate is requested and whether the permit is requested for a single trip or for continuous operation.

(b) For continuous operation of divisible loads, specifically described vehicle or vehicles must be certified originally by the manufacturer of them to possess the braking and carrying capacity for the weight specified on the application.

(c) Upon approval of the application or renewal of divisible load permits, the department of ~~administration~~ revenue shall provide identification devices to be placed on the lower left corner of the driver's side of the windshield for trucks and tractors and on the front left corner of the driver's side for trailers.

31-25-23. Conditions and restrictions on excess load permits. – (a) The department of ~~administration~~ revenue or local authority is authorized to issue or withhold a permit at its discretion, or if the permit is issued, to limit the number of trips, or to establish seasonal or other time limitations within which the described vehicles may be operated on the indicated highways, or otherwise to limit or prescribe conditions of operation of the vehicle or vehicles, when necessary to assure against undue damage to the road foundations, surfaces, or structures, and may require any undertaking or other security that may be deemed necessary to compensate for any injury to any roadway or road structure.

(b) Whenever a permit is issued by the department of ~~administration~~ revenue or local authority for continuous operation, the permit shall not be issued for a period in excess of the registration date of the subject vehicle.

(c) Upon re-registration of the subject vehicle, permits shall be issued by the department of ~~administration~~ revenue or local authority, upon the re-certification of the braking and carrying capacity of the subject vehicle as specified on the expired permit.

31-25-27.1. Weight restrictions on the Veterans Memorial Parkway – East Providence. – (a) No motor vehicle with a gross weight exceeding two (2) tons except those listed in this section shall be allowed to travel the Veterans Memorial Parkway in the city of East Providence.

(b) The director of the department of ~~administration~~ revenue is directed to post signs to limit access as prescribed in subsection (a) of this section.

(c) The following vehicles shall be exempt from the provisions of this section: vehicles of a fire department, police vehicles, corrections vehicles, ambulances, emergency vehicles, state vehicles, municipal vehicles, vehicles of the Rhode Island public transit authority, marked school administration vehicles, and delivery vehicles whose destination is addressed on the parkway.

(d) The department of ~~administration~~ revenue or local authority is authorized in accordance with the provisions of § 31-25-23 to issue or withhold permits to all vehicles other than those enumerated in this section.

SECTION 23. Section 31-28-7 of the General Laws in Chapter 31-28 entitled “Parking Facilities and Privileges” is hereby amended to read as follows:

31-28-7. Motor vehicle plates for persons with disabilities – Entitlement – Designated parking spaces – Violations. – (a) Persons, as defined in subsection (h) of this section, upon application and proof of permanent or long-term disability to the division of motor vehicles, shall be issued one motor vehicle disability parking privilege placard or in the case of a motorcycle,

one motor vehicle sticker, of blue which shall be imprinted with the white international symbol of access, certificate number, the words "Rhode Island Disability Parking Permit" and shall bear the expiration date upon its face. A placard or motorcycle sticker issued to a person whose disability is temporary shall be substantially similar to that issued to a person with a permanent or long term disability. The temporary placard, however, shall be a red placard with a white international symbol of access, certificate number, the words "Rhode Island Disability Parking Permit" and shall bear the expiration dates upon its face. Persons issued a placard or motorcycle sticker pursuant to this section shall be entitled to the immunities of §§ 31-28-4 and 31-28-6. The placard shall conform to the Uniform Parking System for Disabled Drivers standard issued by the United States Department of Transportation. If an application for a placard or motorcycle sticker is denied, the division of motor vehicles shall promptly notify the applicant in writing, stating the specific reason(s) for the denial, and advising the applicant of the procedures for requesting a hearing to appeal the denial. Prior to the appeal hearing, the applicant shall be provided with any and all documents relied upon by the division in denying the application. If an application contains a physician certification that the applicant is sufficiently disabled to require a placard or motorcycle sticker, and the division has not provided specific reasons in its denial letter to the applicant, the hearing officer shall summarily order that a placard or motorcycle sticker be provided to the applicant. At all other hearings of application denials where a physician certification has been provided, the division shall bear the burden of proof that the individual is not entitled to a placard or motorcycle sticker pursuant to this chapter.

(b) A placard issued pursuant to this section shall be portable and used only when the person is being transported. The placard is to be hung from the rear view mirror so as to be seen through the front or rear windshield of the motor vehicle. A placard may be issued to a person with a disability who does not own a motor vehicle, to be used only when he or she is being transported. A motorcycle sticker issued pursuant to this section shall not be portable and shall be affixed to the rear plate of the motorcycle.

(c) (1) The certificate of entitlement to the placard or motorcycle sticker shall be renewed every three (3) years for individuals with a long-term disability, as defined in subsection (d) of this section, and the renewal application shall require a physician's certification that the condition has not changed since the previous approval, and three (3) years for individuals with a permanent disability as defined in subsection (h) of this section, in accordance with a schedule prepared by the division of motor vehicles that uses the last name of an individual to determine the month of renewal. If an application or subsequent renewal is accompanied by a physician's certification that the applicant's condition is a chronic, permanent impairment and that application is approved, then any subsequent renewal shall be authorized upon receipt of a notarized affidavit from the applicant or applicant's, guardian or legal representative or a certificate from the applicant's physician that his or her condition has not changed since the previous approval.

(2) The certificate of entitlement to the placard or motorcycle sticker shall be covered with plastic or similar material. The applicant shall, upon timely renewal, receive a sticker bearing the expiration date of the certificate of entitlement to be affixed across the expiration date of the disability parking privilege placard or in the case of a motorcycle the applicant shall receive a new motorcycle sticker. The division of motor vehicles shall establish rules and regulations allowing for the renewal of the certificates of entitlement by mail.

(3) Whenever the division of motor vehicles proposes to suspend, revoke or fail to renew the certificate of entitlement for noncompliance with the requirements of this section or for violation of subsection (h) of this section, the individual shall first be entitled to a hearing before

the division of motor vehicles to contest the proposed action. At the hearing, the division of motor vehicles shall bear the burden of proof that the individual is not entitled to the placard or motorcycle sticker pursuant to this chapter. There shall be no renewal fee charged for the placards or motorcycle sticker. The division of motor vehicles shall be authorized to issue a temporary disability parking privilege placard or motorcycle sticker immediately upon receipt of an application for individuals with a temporary impairment, as defined in subsection (h) of this section. A temporary placard or motorcycle sticker shall be valid for sixty (60) days from the date of issuance. Temporary placards or motorcycle stickers may be renewed for a period of one year or less, as determined by the medical advisory board upon application if the disability persists. The division of motor vehicles shall subsequently review the applications in accordance with the procedures currently in effect as to applications from persons whose disability is long term. Any issuance which, after subsequent review, shall be found to be inappropriate shall be revoked and notice of the revocation shall be sent to the applicant.

(d) A person, other than a person with a disability, who for his or her own purposes uses the parking privilege placard, shall be fined five hundred dollars (\$ 500) for each violation. A person issued a special placard who uses the placard after expiration, or who shall allow unauthorized use of the disability parking placard or sticker, may be subject to immediate revocation of the use of the placard by the division of motor vehicles, and subject to a fine of five hundred dollars (\$ 500).

(e) Disability parking spaces shall be designated and identified by the posting of signs above ground level incorporating the international symbol of access of white on blue, and the words "Handicapped Parking", "Disability Parking," "Disabled Parking," or "Reserved Parking" at each space, at both ends of a row or series of adjacent disability parking spaces, or at the entrance to a parking lot restricted to only disability parking.

(f) A person, other than a person issued a special placard or motorcycle sticker pursuant to this section, who parks a vehicle in a parking space designated for persons with disabilities, shall be fined: (1) one hundred dollars (\$ 100) for a first violation, (2) one hundred seventy-five dollars (\$ 175) for a second violation, and (3) three hundred twenty-five dollars (\$ 325) for a third or subsequent violation. The vehicle may be subject to towing at the owner's expense. Provided further, that it shall not be unlawful for a person to park a vehicle in a space designated for person with disabilities if that person is transporting a person who has been issued a special placard and is properly displaying the placard on the vehicle.

(g) Enforcement of the parking provisions of this section shall be enforced by the local or state authorities on public or private property when the location of the parking spaces is within the purview of the State Building Code, chapter 27.3 of title 23.

(h) Definitions. For the purpose of this section:

(1) "Disabled" or "disability" means a permanent or long-term impairment which prevents or impedes walking, which shall include but not be limited to: (i) an impairment which prevents walking and requires use of a wheelchair; (ii) an impairment which involuntarily causes difficulty or insecurity in walking or climbing stairs with or without the need to use braces, crutches, canes or artificial support; (iii) an impairment caused by amputation, arthritis, blindness (including legally blind), or orthopedic condition; or (iv) an impairment in respiratory, circulatory, or neurological health which limits the person's walking capability. Persons with disabilities may be capable of working or may be presently working.

(2) "Long-term disability" means an impairment which is potentially reversible or may improve with appropriate medical treatment. At the time of application and or renewal, the

impairment should not be expected to improve prior to the expiration of the certification, to a point where the individual does not meet the provisions of subdivision (1) of this subsection.

(3) "Permanent disability" means an impairment which is non-reversible.

(4) "Temporary impairment" means an impairment which is expected to improve to a point where the individual does not meet the provisions of subdivision (1) of this subsection, within two (2) years of the application.

(i) The department of ~~administration~~ revenue shall inform each licensed driver of the certificate procedures and parking restrictions of this section and §§ 31-28-4 and 31-28-6, and a facsimile of the portable placards and motorcycle stickers issued under this section shall be sent to the enforcing authority of each state, and each enforcing authority shall be informed of the parking restrictions of this section and §§ 31-28-4 and 31-28-6. Recipients of disability parking privilege placards shall also receive instructions on their use and the penalties for misuse, when the placard is initially issued.

SECTION 24. Section 31-36-1 of the General Laws in Chapter 31-36 entitled "Motor Fuel Tax" is hereby amended to read as follows:

31-36-1. Definitions. – Terms in this chapter and chapter 37 of this title are construed as follows:

(1) "Administrator" means the tax administrator.

(2) "Distributor" includes any person, association of persons, firm, or corporation, wherever resident or located, who shall import or cause to be imported into this state, for use or for sale, fuels, and also any person, association of persons, firm or corporation who shall produce, refine, manufacture, or compound fuels within this state.

(3) "Filling station" includes any place, location, or station where fuels are offered for sale at retail.

(4) "Fuels" includes gasoline, benzol, naphtha, and other volatile and inflammable liquids (other than lubricating oils, diesel fuel for the propulsion of marine craft, fuels used for the propulsion of airplanes, oils used for heating purposes, manufactured and organically produced biodiesel fuels that results in employment in Rhode Island at a manufacturing facility for organically produced biodiesel fuel), used or suitable for use for operating or propelling motor vehicles with internal combustion engines. This does not include benzol and naphtha sold or used for a purpose other than for the operation or propulsion of motor vehicles. Any article or product represented as gasoline for use in internal combustion type engines, used in motor vehicles, shall be equal to or better in quality and specification than that known as "United States government motor gasoline."

(5) "Investigator and examiner" means any person appointed by the tax administrator to act as an investigator and examiner.

(6) "Owner" includes any person, association of persons, firm, or corporation offering fuels for sale at retail.

(7) "Peddlers" means any person, association of persons, firm or corporation, except a distributor as defined in this chapter, who shall distribute gasoline by tank wagon in this state.

(8) "Public highways" includes any state or other highway and any public street, avenue, alley, park, parkway, driveway, or public place in any city or town.

(9) "Pump" includes any apparatus or machine for raising, driving, exhausting, or compressing fluids, and used in the sale and distribution of fuels.

(10) "Purchaser" includes any person, association of persons, firm, or corporation, wherever resident or located, who purchases fuels from a distributor, for use or resale, and any

person, association of persons, firm or corporation who purchases from a distributor, gasoline or other volatile and inflammable liquids (other than lubricating oils and oils used for heating purposes) for use other than for propelling motor vehicles.

(11) "Retail dealer" means any person, association of persons, firm, or corporation operating a filling station as herein defined in this chapter for the sale or dispensing of motor fuel by delivery into service tank or tanks of any highway motor vehicle which is propelled by an internal combustion motor, other than the highway motor vehicle belonging to the person owning or operating the place of business; provided, however, that sales by a manufacturer or distributor shall not constitute them retail dealers.

(12) "State highways" includes only those public highways or those parts of them that shall be constructed or maintained by the department of ~~administration~~ transportation.

SECTION 25. Section 31-36.1-9 of the General Laws in Chapter 31-36.1 entitled "Fuel Use Reporting Law" is hereby amended to read as follows:

31-36.1-9. Enforcement powers of the administrator. – (a) The administrator may, in the enforcement of this chapter, hold hearings and take testimony, and for those purposes may issue subpoenas and compel attendance of witnesses, and may conduct investigations which the administrator deems necessary.

(b) The tax administrator is authorized to avail him or herself of the services of the state police, the department of ~~administration~~ revenue, and the public utilities commission in enforcing the provisions of this chapter.

SECTION 26. Sections 31-38-2 – 31-38-4, 31-38-6 – 31-38-8, 31-38-10 – 31-38-15, 31-38-17 and 31-38-20 of the General Laws in Chapter 31-38 entitled "Inspection of Motor Vehicles" are hereby amended to read as follows:

31-38-2. Inspection by any proper officer. – (a) The director of the department of ~~administration~~ revenue, members of the state and local police, and any other officers and employees of the division of motor vehicles as the director of the department of ~~administration~~ revenue may designate, may at any time require the seller at retail or driver of the vehicle to stop and submit the vehicle to an inspection and test with reference to it as may be appropriate.

(b) In the event the vehicle is found to be in unsafe condition or any required part or equipment is not in proper repair and adjustment, the officer shall give a written notice to the seller at retail or driver and shall send a copy to the director of the department of ~~administration~~ revenue. The notice shall require that the vehicle be placed in safe condition and its equipment in proper repair and adjustment, specifying the particulars with reference to it, and that the notice be approved within five (5) days.

(c) The director of the department of ~~administration~~ revenue, or the director's designee, upon written notice, may require the seller at retail, owner, or driver to submit the vehicle to the state inspection facility for inspection. If the notice is not complied with, the director may suspend the registration of the vehicle described in the notice.

31-38-3. Owners and drivers to comply with inspection laws. – (a) No seller at retail or person driving a vehicle shall refuse to submit the vehicle to an inspection and test as required by § 31-38-2.

(b) Every seller at retail, owner, or driver, upon receiving a notice as provided in § 31-38-2, shall comply with it and shall within five (5) days forward the approved notice to the department of ~~administration~~ revenue. In the event of noncompliance with this subsection, the vehicle shall not be operated on any highways of this state.

(c) Any vehicle which is found to be in such unsafe condition as to the brakes, steering,

or other equipment as to be hazardous to permit it to be sold or driven from the place of inspection, then the vehicle shall not be permitted to be operated under its own power. The registration shall be immediately suspended by the department of ~~administration~~ revenue and the plates and certificates immediately returned to the department of ~~administration~~ revenue.

~~31-38-4. Director of department of administration to require periodic inspection.~~  
Director of department of revenue to require periodic inspection. -- (a) (1) The director of ~~administration~~ revenue shall at least once each year, but not more frequently than twice each year, or on the schedule defined pursuant to chapter 47.1 of this title require that every vehicle, trailer, semitrailer, and pole trailer registered in this state or upon a retail seller's premise, be inspected and that an official certificate of inspection and approval be obtained for the vehicle, provided, that the director of ~~administration~~ revenue shall require the first inspection of any new motor vehicle within two (2) years from the date of purchase or before the vehicle accumulates twenty-four thousand (24,000) miles whichever occurs first.

(2) The inspections shall be made and the certificates obtained with respect to the mechanism, brakes, and equipment of the vehicle as shall be designated by the director of department of ~~administration~~ revenue.

(3) The director of the department of ~~administration~~ revenue is authorized to make necessary rules and regulations for the administration and enforcement of this chapter including, but not limited to, upgraded standards of operation and standards for mechanical testing equipment, and to designate any period or periods of time during which sellers at retail and owners of any vehicles, subject to this chapter, shall display upon the vehicles certificates of inspection and approval, or shall produce these certificates upon demand of any proper officer or employee of the department of ~~administration~~ revenue designated by the director of the department of ~~administration~~ revenue. In addition, the director shall require each inspection facility to file a copy of their active garage keeper's legal liability insurance policy and maintain a minimum of twenty-five thousand dollars (\$25,000) liability coverage. Said coverage shall be purchased for the purpose of insuring against any damage sustained to a vehicle while under the control of the inspection facility.

(b) The director of the department of ~~administration~~ revenue may authorize the acceptance in this state of a certificate of inspection and approval issued in another state having an inspection law similar to this chapter, and may extend the time within which a certificate shall be obtained.

(c) The director of the department of ~~administration~~ revenue, or the director's designee, may suspend the registration of any vehicle which he or she determines is in such unsafe condition as to constitute a menace to safety, or which, after notice and demand, is not equipped as required in this chapter or for which a required certificate of inspection and approval has not been obtained.

(d) The director of the department of ~~administration~~ revenue shall provide for a staggered inspection system by regulations.

31-38-6. Appointment of official inspection stations. -- (a) For the purpose of making inspections and issuing official certificates of inspection and approval as provided in this chapter, the director of the department of ~~administration~~ revenue, or the director's designee, shall issue permits for and furnish instructions and all necessary forms to official inspection stations for the inspection of vehicles as required in this chapter and the issuance of official certificates of inspection and approval. There shall be a separate permit required to inspect all trailers or semi-trailers used to transport horses or other livestock, irrespective of the registered gross weight of



the trailers and semi-trailers.

(b) Application for the permit set forth in subsection (a) of this section shall be made upon an official form and shall be granted only when the director of the department of ~~administration~~ revenue or the director's designee, is satisfied that the station is properly equipped and has competent personnel to make the inspections and adjustments, and will be properly conducted. The director of the department of ~~administration~~ revenue, or the director's designee, before issuing a permit may require the applicant to file a bond conditioned that it will make compensation for any damage to a vehicle during an inspection or adjustment due to negligence on the part of the applicant or its employees.

(c) The director of the department of ~~administration~~ revenue, or the director's designee, shall properly supervise and cause inspections to be made of the stations and shall suspend or revoke and require the surrender of the permit issued to a station which he or she finds is not properly equipped or has violated any of the conditions of his or her permit of inspection. The director of the department of ~~administration~~ revenue, or the director's designee, shall maintain and post at the department of ~~administration~~ revenue lists of all stations holding permits and of those whose permits have been suspended or revoked.

(d) The permits shall be issued for a period of one year and upon payment to the director of the department of ~~administration~~ revenue of a fee of twenty-five dollars (\$25.00) annually, and the monies received shall be turned over to the general treasurer to be deposited in the general funds of the state.

(e) The director of the department of ~~administration~~ revenue, or the director's designee, shall issue a duplicate permit upon the payment of a fee of one dollar (\$1.00) if one is requested by the owner of the official station who states in writing that the original was lost, destroyed, or stolen.

31-38-7. Operation of official stations. – (a) No permit for an official station shall be assigned or transferred or used at any location other than designated in it, and the permit shall be posted in a conspicuous place at the designated location.

(b) The state certified person operating an official inspection station shall issue a certificate of inspection and approval upon an official form to the owner of a vehicle upon inspection of the vehicle and determining that its equipment required under the provisions of this chapter is in good condition and proper adjustment, otherwise, no certificate shall be issued. A record and report shall be made of every inspection and every certificate issued. The records shall be kept available for review by the motor vehicle inspection station commission or those employees of the department of ~~administration~~ revenue that the director may designate.

(c) The following fees shall be charged for inspection and issuance of certificate of inspection and approval:

(1) For every vehicle with a registered gross weight of not more than eight thousand five hundred pounds (8,500 lbs.), the fee shall be included with the fee charged pursuant to § 31-47.1-11;

(2) For every vehicle of a registered gross weight of more than eight thousand five hundred pounds (8,500 lbs.) or more, except trailers, fifteen dollars (\$ 15.00);

(3) For every motorcycle and electrically powered vehicle, eleven dollars (\$ 11.00);

(4) For every trailer or semi-trailer with a registered gross weight of more than one thousand pounds (1,000 lbs.), eleven dollars (\$ 11.00); and

(5) Provided that for the inspection of vehicles used for the transportation of persons for hire, as provided in § 31-22-12, and subject to an inspection pursuant to chapter 47.1 of this title,

the fee shall be included with the fee charged pursuant to § 31-47.1-11.

(d) The director of the department of ~~administration~~ revenue may establish a state inspection facility at which any motor vehicle may be reinspected at no cost to the owner. The state inspection facility may inspect all public conveyance vehicles or these inspections may be otherwise provided for by the director, or any other vehicles which in the opinion of the director of ~~administration~~ revenue, or his or her designee, require specific testing to ensure for the health and safety of the general public.

31-38-8. Improper representation as official station. – (a) No person shall in any manner represent any place as an official inspection station unless the station is operating under a valid permit issued by the director of the department of ~~administration~~ revenue or the director's designee.

31-38-10. Grounds for denial, suspension, or revocation of permit. – The director may deny an application for a permit or suspend or revoke a permit after it has been granted for any of the following reasons:

The director may deny an application for a permit or suspend or revoke a permit after it has been granted for any of the following reasons:

(1) On proof of unfitness of the applicant to do business as a motor vehicle inspection station;

(2) For any misstatement by the applicant in the application for the permit;

(3) For any failure to comply with the provisions of this section or with any rule or regulation promulgated by the director of the department of ~~administration~~ revenue;

31-38-11. Penalty for violation. – Any person violating any of the provisions of §§ 31-38-1 – 31-38-10 of this chapter, or of the rules and regulations established by the director of the department of ~~administration~~ revenue as provided in this chapter, shall upon conviction be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment of not more than thirty (30) days or by both a fine and imprisonment. The director of the department of ~~administration~~ revenue shall revoke the permit of any inspection station who shall be convicted more than once for violations.

31-38-12. Fee for inspection certificates. – (a) The director of the department of ~~administration~~ revenue, or his or her designee, shall collect a fee of four dollars (\$4.00) for each certificate of inspection issued, and the monies received shall be turned over to the general treasurer to be deposited in the general funds of the state.

(b) Unused inspection stickers purchased by inspection stations shall be re-purchased by the state if returned in good condition to the director of the department of ~~administration~~ revenue or his or her designee within three (3) months of the inspection year for which the sticker was issued.

31-38-13. Fleet operators. – Every person who shall provide maintenance facilities for the servicing of vehicles used in his or her business, except licensed motor vehicle dealers, which facilities shall be approved by the director of the department of ~~administration~~ revenue, and shall maintain any records and follow any procedures that shall be established by the director, shall be qualified as an official inspection station for the vehicles. The person shall not issue inspection certificates for any vehicle not used in the operation of the business.

31-38-14. Vehicles exempt from inspections. – (a) The following vehicles shall be exempt from inspections:

(1) All trailers or semi-trailers having a gross weight of one thousand pounds (1,000 lbs.) or less;

(2) Any special mobile equipment which is not required to be registered; and

(3) Vehicles that are limited in their scope of operation as determined by the director of the department of ~~administration~~ revenue.

31-38-15. Motor vehicle inspection commission. – (a) Within the department of ~~administration~~ revenue there shall be a motor vehicle inspection commission, referred to in this chapter as the "commission", which shall function as a unit in the department. The commission shall consist of seven (7) members who shall be appointed by the governor, with the advice and consent of the senate. In making said appointments, the governor shall give due consideration to including in the commission's membership one or more garage keeper(s) and/or inspection station owner(s).

(b) The tenure of all members of the commission as of the effective date of this act [March 29, 2006] shall expire on the effective date of this act [March 29, 2006], and the governor shall nominate seven (7) new members as follows:

(1) The governor shall appoint seven (7) members of the commission; three (3) of whom shall serve initial terms of three (3) years; two (2) of whom shall serve an initial term of two (2) years; and two (2) of whom shall serve an initial term of one year.

(2) Thereafter, all members of the commission shall be appointed to serve three (3) year terms.

(c) The governor shall designate one member of the commission to serve as chairperson. The commission may elect from among its members such other officers as they deem necessary.

(d) No person shall be eligible for appointment to the commission after the effective date of this act [March 29, 2006] unless he or she is a resident of this state.

(e) Four (4) members of the commission shall constitute a quorum.

(f) Members of the commission shall be removable by the governor pursuant to the provisions of § 36-1-7 of the general laws and for cause only, and removal solely for partisan or personal reasons unrelated to capacity of fitness for the office shall be unlawful.

(g) Within ninety (90) days after the end of each fiscal year, the commission shall approve and submit an annual report to the governor, the speaker of the house of representatives, the president of the senate, and the secretary of state of its activities during that fiscal year. The report shall provide: an operating statement summarizing meetings or hearings held, including meeting minutes, subjects addressed, decisions rendered, licenses considered and their disposition, rules or regulations promulgated, studies conducted, policies and plans developed, approved or modified and programs administered or initiated; a consolidated financial statement of all funds received and expended including the source of the funds, a listing of any staff supported by these funds and a summary of any clerical, administrative or technical support received; a summary of performance during the previous fiscal year including accomplishments, shortcomings and remedies; a synopsis of hearings, complaints, suspensions or other legal matters related to the authority of the commission; a summary of any training courses held pursuant to the provisions of this section; a briefing on anticipated activities in the upcoming fiscal year; and findings and recommendations for improvements. The report shall be posted electronically on the general assembly and secretary of state's websites as prescribed in § 42-20-8.2. The director of the department of ~~administration~~ revenue shall be responsible for the enforcement of the provisions of this subsection.

(h) To conduct a training course for newly appointed and qualified members within six (6) months of their qualification or designation. The course shall be developed by the chair of the commission, approved by the commission, and conducted by the chair of the commission. The

commission may approve the use of any commission or staff members or other individuals to assist with training. The training course shall include instruction in the following areas: the provisions of chapters 42-46, 36-14, and 38-2; and the commission's rules and regulations. The director of the department of ~~administration~~ revenue shall, within ninety (90) days of the effective date of this act [March 29, 2006], prepare and disseminate training material relating to the provisions of chapters 42-46, 36-14, and 38-2.

~~31-38-17. Procedure for a review of an order of the director of administration.~~  
Procedure for a review of an order of the director of revenue. -- (a) Any person aggrieved by an order of the director of ~~administration~~ revenue pertaining to either a suspension, revocation, or denial of an application for a permit may appeal from the order of the director by filing a notice of request for review of the director's order with the sixth division of the district court pursuant to the procedures set forth in § 42-35-15.

(b) The filing of a petition to review shall not operate as a stay of the order of the director of ~~administration~~ revenue and the order shall remain in full force and effect during the pendency of the review.

31-38-20. Appropriations and disbursements. -- The general assembly shall annually appropriate, out of any money not otherwise appropriated, any sums that it may deem necessary for the purpose of this chapter. The state controller is authorized and directed to draw his or her orders upon the general treasurer for the payment of the sum, or so much of it that may be required from time to time, upon receipt by him or her of properly authenticated vouchers approved by the director of the department of ~~administration~~ revenue.

SECTION 27. Section 31-41.1-6 of the General Laws in Chapter 31-41.1 entitled "Adjudication of Traffic Offenses" is hereby amended to read as follows:

31-41.1-6. Hearings. -- (a) Every hearing for the adjudication of a traffic violation, as provided by this chapter, shall be held before a judge or magistrate of the traffic tribunal or a judge of the municipal court, where provided by law. The burden of proof shall be upon the state, and no charge may be established except by clear and convincing evidence. A verbatim recording shall be made of all proceedings. The chief judge of the district court may prescribe, by rule or regulation, the procedures for the conduct of the hearings and for pre-hearing discovery.

(b) After due consideration of the evidence and arguments, the judge or magistrate shall determine whether the charges have been established, and appropriate findings of fact shall be made on the record. If the charges are not established, an order dismissing the charges shall be entered. If a determination is made that a charge has been established or if an answer admitting the charge has been received, an appropriate order shall be entered in the records of the traffic tribunal.

(c) An order entered after the receipt of an answer admitting the charge or where a determination is made that the charge has been established shall be civil in nature, and shall be treated as an adjudication that a violation has been committed. A judge or magistrate may include in the order the imposition of any penalty authorized by any provisions of this title for the violation, except that no penalty for it shall include imprisonment. A judge or magistrate may order the suspension or revocation of a license or of a registration in the name of the defendant in accordance with any provisions of this title which authorize the suspension or revocation of a license or of a registration, or may order the suspension of the license and the registration of the defendant for the willful failure to pay a fine previously imposed. In addition, after notice and opportunity to be heard, a judge or magistrate may order the suspension of the registration of the

vehicle with which the violation was committed, if the defendant has willfully failed to pay a fine previously imposed.

(d) A judge or magistrate may, as authorized by law, order a motorist to attend a rehabilitative driving course operated under the jurisdiction of a college or university accredited by the state of Rhode Island, or the trained personnel of the department of ~~administration~~ revenue. An order to attend a course may also include a provision to pay reasonable tuition for the course to the institution in an amount not to exceed twenty-five dollars (\$25.00). The order shall contain findings of fact. Failure to comply with an order of attendance may, after notice and hearing, result in the suspension or revocation of a person's license or registration.

SECTION 28. Section 31-45-2 of the General Laws in Chapter 31-45 entitled "Noise Limits for Motor Vehicles" is hereby amended to read as follows:

31-45-2. Establishment of regulations. -- The director of the department of ~~administration~~ revenue is authorized to adopt rules, regulations, and procedures to be utilized in the enforcement of this chapter. The director is further authorized to lower the noise standards set forth in this chapter consistent with economic and technological feasibility. The procedure shall allow, to the extent feasible, noise measurement and enforcement action to be accomplished in reasonably confined areas such as residential areas. The adoption of those rules, regulations, and limits shall be pursuant to chapter 35 of title 42.

SECTION 29. Sections 31-47-2 and 31-47-8.1 of the General Laws in Chapter 31-47 entitled "Motor Vehicle Repairs Act" are hereby amended to read as follows:

31-47-2. Definitions. -- As used in this chapter the term:

(1) "Accident" or "motor vehicle accident" means any accident involving a motor vehicle which results in bodily injury to or death of any person, or damage to the property of any person in excess of five hundred dollars (\$ 500).

(2) "Administrator" means the administrator of the division of motor vehicles in the department of ~~administration~~ revenue.

31-47-8.1. Verification of proof of financial security. -- (a) The administrator of the division of motor vehicles shall select random samples of registrations of motor vehicles subject to this chapter, or owners of them, for the purpose of verifying whether or not the motor vehicles have proof of financial security as defined in this chapter. The administrator of the division of motor vehicles shall verify proof of financial security by sending requests for verification to the owner and/or insurer of the randomly selected motor vehicles.

(b) In addition to general random samples of motor vehicle registrations, the administrator of the division of motor vehicles shall select for verification other random samples, including, but not limited to, registrations of motor vehicles owned by persons:

(1) Whose motor vehicle registrations during the preceding four (4) years have been suspended pursuant to the provisions of this chapter;

(2) Who during the preceding four (4) years have been convicted of violating the provisions of this chapter while operating vehicles owned by other persons;

(3) Whose driving privileges have been suspended during the preceding four (4) years; or

(4) Who during the preceding four (4) years acquired ownership of motor vehicles while the registrations of those vehicles under the previous owners were suspended pursuant to the provisions of this chapter.

(c) Upon receiving certification from the department of ~~administration~~ revenue under § 31-26-6 of the name of an owner or operator of any motor vehicle involved in an accident, the administrator of the division of motor vehicles shall verify whether or not at the time of the

accident the motor vehicle was covered by proof of financial security as defined in this chapter.

SECTION 30. Sections 31-47.1-2 and 31-47.1-4 of the General Laws in Chapter 31-47.1 entitled "Motor Vehicle Emissions Inspection Program" are hereby amended to read as follows:

31-47.1-2. Definitions. – As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings:

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings:

(1) "Authorized inspection and repair stations (AIRS)" means a facility which has been authorized by the department to conduct motor vehicle emissions inspections and re-inspections.

(2) "Compliance certificate" means a written statement, instrument or device indicating that a motor vehicle complies with the standards and criteria for motor vehicle emissions inspection.

(3) "Department" means the department of ~~administration~~ revenue.

(4) "Motor vehicle" means every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails, except vehicles moved exclusively by human power and motorized wheelchairs.

(5) "Motor vehicle emissions inspection" means a test of the emissions of air contaminants from a motor vehicle and any visual and functional checks related to the emission of air contaminants from a motor vehicle conducted pursuant to this chapter.

(6) "Waiver certificate" means a written statement, instrument or device indicating the requirement of compliance with the standards and criteria for motor vehicle emissions inspection for a particular motor vehicle has been waived.

31-47.1-4. Law enforcement. – Any law enforcement officer or designee of the director of the department of ~~administration~~ revenue whose duty it is to enforce laws related to motor vehicles, may demand and inspect any certificate issued under this chapter.

SECTION 31. Sections 31-47.2-2 and 31-47.2-5 of the General Laws in Chapter 31-47.2 entitled "Heavy Duty Diesel Vehicle Emissions Inspections" are hereby amended to read as follows:

31-47.2-2. Inspection requirement. – (a) The administrator of the division of motor vehicles shall, at the direction of the director of the department of ~~administration~~ revenue and in coordination with the department of environmental management, establish rules and regulations and develop testing techniques and emission standards for motor vehicles subject to the provisions of this chapter.

(b) Motor vehicles subject to this chapter shall be determined by regulation, and

31-47.2-5. Inspection fee. – A fee, established in accordance with the rules and regulations of the department of ~~administration~~ revenue, is to be charged for each motor vehicle inspected. The amount of the fee collected shall provide for the cost of inspection, the cost of administering the motor vehicle inspection program, and other costs provided by law.

SECTION 32. Section 31-49-4 of the General Laws in Chapter 31-49 entitled "Ignition Interlock Systems" is hereby amended to read as follows:

31-49-4. Warning label. – (a) (1) The division of motor vehicles shall design and adopt a warning label to be affixed to an ignition interlock system on installation. The warning label shall state that a person tampering with, circumventing, or otherwise misusing the ignition interlock system is guilty of a misdemeanor, and on conviction, is subject to a fine up to five hundred dollars (\$ 500), or one year imprisonment, or both.

(2) If the court imposes the use of an ignition interlock system, the sentencing judge shall

cause an appropriate notation to be made on the person's record which clearly sets forth the requirement for and the period of the use of the system.

(b) In addition to the requirements of subsection (a) of this section, the court shall:

(1) Require proof of the installation of the system and periodic reporting by the person for the purpose of verification of the proper operation of the system; and

(2) Require the person to have the system monitored for the proper use and accuracy by a person, firm, corporation or other association to be approved by the department of ~~administration~~ revenue at least once every six (6) months, or more frequently as the circumstances may require.

SECTION 33. Section 41-142-4 of the General Laws in Chapter 42-142 entitled "Department of Revenue" is hereby amended to read as follows:

42-142-4. Division of property valuation and municipal finance. – (a) There is hereby established within the department of revenue a division of property valuation and municipal finance. The head of the office shall be the chief of property valuation and municipal finance.

(b) The division of property valuation and municipal finance shall have the following duties:

(i) Provide assistance and guidance to municipalities in complying with state law;

(ii) To encourage cooperation between municipalities and the state in calculating, evaluating and distributing state aid;

(iii) To maintain a data center of information of use to municipalities;

(iv) To maintain and compute financial and equalized property value Information for the benefit of municipalities and public policy decision makers;

(v) To encourage and assure compliance with state laws and policies relating to municipalities especially in the areas of public disclosure, tax levies, financial reporting, and property tax issues;

(vi) To encourage cooperation between municipalities and the state by distributing information and by providing technical assistance to municipalities;

(vii) To give guidance to public decision makers on the equitable distribution of state aid to municipalities;

(viii) To provide technical assistance for property tax administration.

SECTION 34. Chapter 42-142 of the General Laws entitled "Department of Revenue" is hereby amended by adding thereto the following section:

42-142-2.1. Powers and duties of the director of revenue- The director of revenue is hereby authorized and empowered to make rules and regulations as the director may deem necessary for the proper administration and enforcement of the laws of Rhode Island for the department of revenue and its divisions.

SECTION 35. Section 44-2-2 of the General Laws in Chapter 44-2 entitled "Tax Officials Generally" is hereby amended to read as follows:

44-2-2. Appropriations for tax officials' association ---The general assembly may annually appropriate a sum as it may deem necessary, out of any money in the treasury not otherwise appropriated, to be expended under the supervision of the director of the department of ~~administration~~ revenue to defray the expenses of the meetings and the publications and other expenses of the Rhode Island tax officials' association. The state controller is authorized and directed to draw his or her orders upon the general treasurer for the payment of the sum appropriated, or so much of the sum as may be from time to time required, upon receipt by the controller of proper vouchers approved by the director of ~~administration~~ revenue.

SECTION 36. Sections 44-3-3 and 44-3-29.1 of the General Laws in Chapter 44-3

entitled "Property Subject to Taxation" are hereby amended to read as follows:

44-3-5. Property exempt. – The following property is exempt from taxation.

- (1) Property belonging to the state except as provided in section 44-4-4.1;
- (2) Lands ceded or belonging to the United States;
- (3) Bonds and other securities issued and exempted from taxation by the government of the United States, or of this state;
- (4) Real estate, used exclusively for military purposes, owned by chartered or incorporated organizations approved by the adjutant general, and composed of members of the national guard, the naval militia, or the independent chartered military organizations;
- (5) Buildings for free public schools, buildings for religious worship, and the land upon which they stand and immediately surrounding them, to an extent not exceeding five (5) acres so far as the buildings and land are occupied and used exclusively for religious or educational purposes;
- (6) Dwellings houses and the land on which they stand, not exceeding one acre in size, or the minimum lot size for zone in which the dwelling house is located, whichever is the greater, owned by or held in trust for any religious organization and actually used by its officiating clergy; provided, further that in the town of Charlestown, where the property previously described in this paragraph is exempt in total, along with dwelling houses and the land on which they stand in Charlestown, not exceeding one acre in size, or the minimum lot size for zone in which the dwelling house is located, whichever is the greater, owned by or held in trust for any religious organization and actually used by its officiating clergy, or used as a convent, nunnery, or retreat center by its religious order.
- (7) Intangible personal property owned by, or held in trust for, any religious or charitable organization, if the principal or income is used or appropriated for religious or charitable purposes;
- (8) Buildings and personal estate owned by any corporation used for a school, academy, or seminary of learning, and of any incorporated public charitable institution, and the land upon which the buildings stand and immediately surrounding them to an extent not exceeding one acre, so far as they are used exclusively for educational purposes, but no property or estate whatever is hereafter exempt from taxation in any case where any part of its income or profits or of the business carried on there is divided among its owners or stockholders;
- (9) Estates, persons, and families of the president and professors for the time being of Brown University for not more than ten thousand dollars (\$ 10,000) for each officer, the officer's estate, person, and family included, but only to the extent that any person had claimed and utilized the exemption prior to, and for a period ending either on or after December 31, 1996;
- (10) Property especially exempt by charter unless the exemption has been waived in whole or in part.
- (11) Lots of land exclusively for burial grounds;
- (12) Property, real and personal, held for or by an incorporated library, society, or any free public library, or any free public library society, so far as the property is held exclusively for library purposes, or for the aid or support of the aged poor, or poor friendless children, or the poor generally, or for a hospital for the sick or disabled;
- (13) Real or personal estate belonging to or held in trust for the benefit of incorporated organizations of veterans of any war in which the United States has been engaged, the parent body of which has been incorporated by act of congress, to the extent of four hundred thousand dollars (\$ 400,000) if actually used and occupied by the association; provided, that the city



council of the city of Cranston may by ordinance exempt the real or personal estate as previously described in this subdivision located within the city of Cranston to the extent of five hundred thousand dollars (\$500,000);

(14) Property, real and personal, held for or by the fraternal corporation, association, or body created to build and maintain a building or buildings for its meetings or the meetings of the general assembly of its members, or subordinate bodies of the fraternity, and for the accommodation of other fraternal bodies or associations, the entire net income of which real and personal property is exclusively applied or to be used to build, furnish, and maintain an asylum or asylums, a home or homes, a school or schools, for the free education or relief of the members of the fraternity, or the relief, support, and care of worthy and indigent members of the fraternity, their wives, widows, or orphans, and any fund given or held for the purpose of public education, almshouses, and the land and buildings used in connection therewith;

(15) Real estate and personal property of any incorporated volunteer fire engine company or incorporated volunteer ambulance or rescue corps in active service;

(16) The estate of any person who in the judgment of the assessors is unable from infirmity or poverty to pay the tax; providing, that in the town of Burrillville the tax shall constitute a lien for five (5) years on the property where the owner is entitled to the exemption. At the expiration of five (5) years, the lien shall be abated in full. Provided, if the property is sold or conveyed or if debt secured by the property is refinanced during the five (5) year period, the lien immediately becomes due and payable; any person claiming the exemption aggrieved by an adverse decision of an assessor shall appeal the decision to the local board of tax review, and thereafter according to the provisions of section 44-5-26;

(17) Household furniture and family stores of a housekeeper in the whole, including clothing, bedding, and other white goods, books, and all other tangible personal property items which are common to the normal household;

(18) Improvements made to any real property to provide a shelter and fallout protection from nuclear radiation, to the amount of one thousand five hundred dollars (\$ 1,500); provided, that the improvements meet applicable standards for shelter construction established from time to time by the Rhode Island emergency management agency. The improvements are deemed to comply with the provisions of any building code or ordinance with respect to the materials or the methods of construction used and any shelter or its establishment is deemed to comply with the provisions of any zoning code or ordinance;

(19) Aircraft for which the fee required by § 1-4-6 has been paid to the tax administrator;

(20) Manufacturer's inventory

(i) For the purposes of §§ 44-4-10, 44-5-3, 44-5-20, and 44-5-38, a person is deemed to be a manufacturer within a city or town within this state if that person uses any premises, room, or place in it primarily for the purpose of transforming raw materials into a finished product for trade through any or all of the following operations: adapting, altering, finishing, making, and ornamenting; provided, that public utilities, non-regulated power producers commencing commercial operation by selling electricity at retail or taking title to generating facilities on or after July 1, 1997, building and construction contractors, warehousing operations including distribution bases or outlets of out-of-state manufacturers, and fabricating processes incidental to warehousing or distribution of raw materials such as alteration of stock for the convenience of a customer, are excluded from this definition.

(ii) For the purposes of §§ 44-3-3, 44-4-10, and 44-5-38, the term "manufacturer's inventory" or any similar term means and includes the manufacturer's raw materials, the

manufacturer's work in process, and finished products manufactured by the manufacturer in this state, and not sold, leased, or traded by the manufacturer or its title or right to possession divested; provided, that the term does not include any finished products held by the manufacturer in any retail store or other similar selling place operated by the manufacturer whether or not the retail establishment is located in the same building in which the manufacturer operates the manufacturing plant.

(iii) For the purpose of § 44-11-2, a "manufacturer" is a person whose principal business in this state consists of transforming raw materials into a finished product for trade through any or all of the operations described in paragraph (i) of this subdivision. A person will be deemed to be principally engaged if the gross receipts which that person derived from the manufacturing operations in this state during the calendar year or fiscal year mentioned in § 44-11-1 amounted to more than fifty percent (50%) of the total gross receipts which that person derived from all the business activities in which that person engaged in this state during the taxable year. For the purpose of computing the percentage, gross receipts derived by a manufacturer from the sale, lease, or rental of finished products manufactured by the manufacturer in this state, even though the manufacturer's store or other selling place may be at a different location from the location of the manufacturer's manufacturing plant in this state, are deemed to have been derived from manufacturing.

(iv) Within the meaning of the preceding paragraphs of this subdivision, the term "manufacturer" also includes persons who are principally engaged in any of the general activities coded and listed as establishments engaged in manufacturing in the standard industrial classification manual prepared by the technical committee on industrial classification, office of statistical standards, executive office of the president, United States bureau of the budget, as revised from time to time, but eliminating as manufacturers those persons, who, because of their limited type of manufacturing activities, are classified in the manual as falling within the trade rather than an industrial classification of manufacturers. Among those thus eliminated, and accordingly also excluded as manufacturers within the meaning of this paragraph, are persons primarily engaged in selling, to the general public, products produced on the premises from which they are sold, such as neighborhood bakeries, candy stores, ice cream parlors, shade shops, and custom tailors, except, that a person who manufactures bakery products for sale primarily for home delivery, or through one or more non-baking retail outlets, and whether or not retail outlets are operated by person, is a manufacturer within the meaning of this paragraph.

(v) The term "Person" means and includes, as appropriate, a person, partnership, or corporation.

(vi) The department of ~~administration~~ revenue shall provide to the local assessors any assistance that is necessary in determining the proper application of the definitions in this subdivision.

(21) Real and tangible personal property acquired to provide a treatment facility used primarily to control the pollution or contamination of the waters or the air of the state, as defined in chapter 12 of title 46 and chapter 25 of title 23, respectively, the facility having been constructed, reconstructed, erected, installed, or acquired in furtherance of federal or state requirements or standards for the control of water or air pollution or contamination, and certified as approved in an order entered by the director of environmental management. The property is exempt as long as it is operated properly in compliance with the order of approval of the director of environmental management; provided, that any grant of the exemption by the director of environmental management in excess of ten (10) years is approved by the city or town in which

the property is situated. This provision applies only to water and air pollution control properties and facilities installed for the treatment of waste waters and air contaminants resulting from industrial processing; furthermore, it applies only to water or air pollution control properties and facilities placed in operation for the first time after April 13, 1970;

(22) New manufacturing machinery and equipment acquired or used by a manufacturer and purchased after December 31, 1974. Manufacturing machinery and equipment is defined as:

(i) Machinery and equipment used exclusively in the actual manufacture or conversion of raw materials or goods in the process of manufacture by a manufacturer as defined in subdivision (20) of this section, and machinery, fixtures, and equipment used exclusively by a manufacturer for research and development or for quality assurance of its manufactured products;

(ii) Machinery and equipment which is partially used in the actual manufacture or conversion of raw materials or goods in process of manufacture by a manufacturer as defined in subdivision (20) of this section, and machinery, fixtures, and equipment used by a manufacturer for research and development or for quality assurance of its manufactured products, to the extent to which the machinery and equipment is used for the manufacturing processes, research and development or quality assurance. In the instances where machinery and equipment is used in both manufacturing and/or research, and development, and/or quality assurance activities and non-manufacturing activities, the assessment on machinery and equipment is prorated by applying the percentage of usage of the equipment for the manufacturing, research, and development and quality assurance activity to the value of the machinery and equipment for purposes of taxation, and the portion of the value used for manufacturing, research, and development, and quality assurance is exempt from taxation. The burden of demonstrating this percentage usage of machinery and equipment for manufacturing and for research, and development and/or quality assurance of its manufactured products rests with the manufacturer; and

(iii) Machinery and equipment described in § 44-18-30(7) and (22) that was purchased after July 1, 1997; provided that the city or town council of the city or town in which the machinery and equipment is located adopts an ordinance exempting the machinery and equipment from taxation. For purposes of this subsection, city councils and town councils of any municipality may by ordinance wholly or partially exempt from taxation the machinery and equipment discussed in this subsection for the period of time established in the ordinance and may by ordinance establish the procedures for taxpayers to avail themselves of the benefit of any exemption permitted under this section; provided, that the ordinance does not apply to any machinery or equipment of a business, subsidiary or any affiliated business which locates or relocates from a city or town in this state to another city or town in the state.

(23) Precious metal bullion, meaning any elementary metal which has been put through a process of melting or refining, and which is in a state or condition that its value depends upon its content and not its form. The term does not include fabricated precious metal which has been processed or manufactured for some one or more specific and customary industrial, professional, or artistic uses;

(24) Hydroelectric power generation equipment, which includes, but is not limited to, turbines, generators, switchgear, controls, monitoring equipment, circuit breakers, transformers, protective relaying, bus bars, cables, connections, trash racks, headgates, and conduits. The hydroelectric power generation equipment must have been purchased after July 1, 1979, and acquired or used by a person or corporation who owns or leases a dam and utilizes the equipment to generate hydroelectric power;

(25) Subject to authorization by formal action of the council of any city or town, any real or personal property owned by, held in trust for, or leased to an organization incorporated under chapter 6 of title 7, as amended, or an organization meeting the definition of "charitable trust" set out in § 18-9-4, as amended, or an organization incorporated under the not for profits statutes of another state or the District of Columbia, the purpose of which is the conserving of open space, as that term is defined in chapter 36 of title 45, as amended, provided the property is used exclusively for the purposes of the organization;

(26) Tangible personal property, the primary function of which is the recycling, reuse, or recovery of materials (other than precious metals, as defined in § 44-18-30(24)(ii) and (iii)), from or the treatment of "hazardous wastes", as defined in § 23-19.1-4, where the "hazardous wastes" are generated primarily by the same taxpayer and where the personal property is located at, in, or adjacent to a generating facility of the taxpayer. The taxpayer may, but need not, procure an order from the director of the department of environmental management certifying that the tangible personal property has this function, which order effects a conclusive presumption that the tangible personal property qualifies for the exemption under this subdivision. If any information relating to secret processes or methods of manufacture, production, or treatment is disclosed to the department of environmental management only to procure an order, and is a "trade secret" as defined in § 28-21-10(b), it shall not be open to public inspection or publicly disclosed unless disclosure is otherwise required under chapter 21 of title 28 or chapter 24.4 of title 23;

(27) Motorboats as defined in § 46-22-2 for which the annual fee required in § 46-22-4 has been paid;

(28) Real and personal property of the Providence performing arts center, a non-business corporation as of December 31, 1986;

(29) Tangible personal property owned by, and used exclusively for the purposes of, any religious organization located in the city of Cranston;

(30) Real and personal property of the Travelers Aid Society of Rhode Island, a nonprofit corporation, the Union Mall Real Estate Corporation, and any limited partnership or limited liability company which is formed in connection with, or to facilitate the acquisition of, the Providence YMCA Building; and

(31) Real and personal property of Meeting Street Center or MSC Realty, Inc., both not-for-profit Rhode Island corporations, and any other corporation, limited partnership, or limited liability company which is formed in connection with, or to facilitate the acquisition of, the properties designated as the Meeting Street National Center of Excellence on Eddy Street in Providence, Rhode Island.

44-3-29.1. Wholesale and retail inventory tax phase out. -- (a) Beginning July 1, 1999, the city council or town council of any municipality shall, by ordinance, phase out, over a ten (10) year period, the stock in trade or inventory tax of wholesalers and retailers. The rate schedule to be implemented by the cities and towns is established in this section.

(b) "Inventory", as it refers to wholesalers, "stock in trade", as it refers to wholesalers, and "wholesaler" have the same meaning as defined in section 44-3-19.

(c) "Inventory", as it refers to retailers, "stock in trade", as it refers to retailers, and "retailer" have the same meaning as defined in section 44-3-40.

(d) The rate schedule for the ten (10) year phase out of the wholesale and retail inventory tax is as follows:

Year	Maximum Tax Rate
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FY 1999	set by local officials
FY 2000	ninety percent (90%) of FY 1999 rate
FY 2001	eighty percent (80%) of FY 1999 rate
FY 2002	seventy percent (70%) of FY 1999 rate
FY 2003	sixty percent (60%) of FY 1999 rate
FY 2004	fifty percent (50%) of FY 1999 rate
FY 2005	forty percent (40%) of FY 1999 rate
FY 2006	thirty percent (30%) of FY 1999 rate
FY 2007	twenty percent (20%) of FY 1999 rate
FY 2008	ten percent (10%) of FY 1999 rate
FY 2009	no tax authorized

(e) In the event that a wholesaler sold inventory or stock in trade both at wholesale and at retail in the preceding calendar year, the tax assessor of the municipality shall assess on the same basis as a retailer's inventory or stock in trade as of December 31 of that year, to the extent permitted by applicable law, notwithstanding any freeze of assessed valuation or exemption permitted pursuant to § 44-5-12(c), that proportion of inventory or stock in trade of the wholesaler which are equal to the percentage of the wholesaler's total sales during the preceding calendar year that were at retail. For the purposes of this paragraph, "sales at retail" do include sales to employees of the wholesaler or to employees of its affiliates. If retail sales are less than one percent (1%) of total sales during the year, it is deemed that no sales were made at retail during the year. All sales of a wholesaler to a customer, which is an affiliated entity, are deemed to be retail sales for the purposes of this subsection if more than half of the dollar volume of the sales of the affiliated entity is made within the municipality.

(f) For purposes of this section, a wholesaler is considered affiliated with customers if it controls, or is under common control with the customers.

(g) In the event that a wholesaler or retailer subject to the inventory tax commences operations in a particular city or town after fiscal year 1999, the tax assessor for that municipality shall determine what would have been the value of the inventory as of December 1998, adjusting the inventory value to fiscal year 1999 using the changes in the consumer price index -- all urban consumers (CPI-U) published by the Bureau of Labor Statistics of the United States Department of Labor. The director of the department of ~~administration~~ revenue shall annually publish an adjustment schedule.

SECTION 37. Sections 44-5-2, 44-5-11.1, 44-5-11.3, 44-5-11.4, 44-5-11.6, 44-5-13.1, 44-5-20.02, 44-5-20.5, 44-5-26, 44-5-38, 44-5-43, 44-5-44, 44-5-48, 44-5-49, 44-5-50 and 44-5-69 of the General Laws in Chapter 44-5 entitled "Levy and Assessment of Local Taxes" are hereby amended to read as follows:

44-5-2. Maximum levy --- (a) A city and town may levy a tax in an amount not more than five and one-half percent (5.5%) in excess of the amount levied and certified by that city or town for the prior year. The amount levied by a city or town is deemed to be consistent with the five and one-half percent (5.5%) levy growth cap if the tax rate is not more than one hundred and five and one-half percent (105.5%) of the prior year's tax rate and the budget resolution or ordinance, as applicable, specifies that the tax rate is not increasing by more than five and one-half percent (5.5%) except as specified in subsection (c) of this section. In all years when a revaluation or update is not being implemented, a tax rate is deemed to be one hundred five and one-half percent (105.5%) or less of the prior year's tax rate if the tax on a parcel of real property, the value of which is unchanged for purpose of taxation, is no more than one hundred five and one-

half percent (105.5%) of the prior year's tax on the same parcel of real property. In any year when a revaluation or update is being implemented, the tax rate is deemed to be one hundred five and one-half percent (105.5%) of the prior year's tax rate as certified by the division of ~~local government assistance~~ property valuation and municipal finance in the department of ~~administration~~ revenue.

(b) The ~~office of municipal affairs~~ division of property valuation and municipal finance in the department of ~~administration~~ revenue shall monitor city and town compliance with this levy cap, issue periodic reports to the general assembly on compliance, and make recommendations on the continuation or modification of the levy cap on or before December 31, 1987, December 31, 1990, and December 31, every third year thereafter. The chief elected official in each city and town shall provide to the office of municipal affairs within thirty (30) days of final action, in the form required, the adopted tax levy and rate and other pertinent information.

(c) The amount levied by a city or town may exceed the five and one-half percent (5.5%) increase as specified in subsection (a) of this section if the city or town qualifies under one or more of the following provisions:

(1) The city or town forecasts or experiences a loss in total non-property tax revenues and the loss is certified by the department of ~~administration~~ revenue.

(2) The city or town experiences or anticipates an emergency situation, which causes or will cause the levy to exceed five and one-half percent (5.5%). In the event of an emergency or an anticipated emergency, the city or town shall notify the auditor general who shall certify the existence or anticipated existence of the emergency.

(3) A city or town forecasts or experiences debt services expenditures which are more than one hundred five and one-half percent (105.5%) of the prior year's debt service expenditures and which are the result of bonded debt issued in a manner consistent with general law or a special act. In the event of the debt service increase, the city or town shall notify the department of ~~administration~~ revenue which shall certify the debt service increase above one hundred five and one-half percent (105.5%) of the prior year's debt service. No action approving or disapproving exceeding a levy cap under the provisions of this section affects the requirement to pay obligations as described in subsection (d) of this section.

(4) Any levy pursuant to subsection (c) of this section in excess of the five and one-half percent (5.5%) shall be approved by a majority vote of the governing body of the city or town or in the case of a city or town having a financial town meeting, the majority of the electors present and voting at the town financial meeting shall approve the excess levy.

(d) Nothing contained in this section constrains the payment of present or future obligations as prescribed by § 45-12-1, and all taxable property in each city or town is subject to taxation without limitation as to rate or amount to pay general obligation bonds or notes of the city or town except as otherwise specifically provided by law or charter.

#### 44-5-11.1. Certification of businesses and employees engaged in revaluing property----

(a) All persons, firms, associations, partnerships, and corporations engaged in the business of revaluing property for any town or city pursuant to the provisions of § 44-5-11.6 shall be certified by the department of ~~administration~~ revenue.

(b) All employees of persons, firms, associations, partnerships, and corporations referred to in subsection (a) of this section shall, prior to revaluing property for any town or city pursuant to the provisions of § 44-5-11.6, be certified by the department of ~~administration~~ revenue as qualified to perform the services.

(c) Each person, firm, association, partnership, or corporation referred to in subsection (a) of this section shall, prior to revaluing property for any town or city pursuant to the provisions of § 44-5-11.6, disclose to the town or city council of that municipality, all standards to be used in conducting the revaluation and secure approval of the town or city council.

(d)(1) The director of ~~administration~~ revenue shall promulgate rules and regulations as are necessary to carry out the purposes of this section.

(2) The rules and regulations shall include, but shall not be limited to, the following requirements:

(i) The person, firm, association, partnership, or corporation:

(A) Must demonstrate experience in the field of assessing, revaluation, and ad valorem appraising;

(B) Must list all officers engaged in the revaluation process in Rhode Island;

(C) Must list all project managers, field supervisors, reviewers, appraisers, and other personnel engaged in the revaluation process in Rhode Island;

(D) Must provide a list of the five (5) most recent revaluation projects performed within the preceding ten (10) years, including the municipality and state in which the work was performed as well as the project supervisor for each project;

(E) Must post a performance surety bond:

(F) Demonstrate financial solvency of the company

(G) List all pending litigation, if any, to which the company is a party.

(ii) The rules and regulations shall require ad valorem appraisers to have either proper designations from recognized professional organizations or written examinations by the licensing agency.

44-5-11.3. Annual training institute for tax assessors --- (a) The director of the department of ~~administration~~ revenue in cooperation with the Rhode Island association of assessing officers shall establish and conduct an annual training institute for local tax assessors. The training institute shall consist of certified training courses in such areas as the cost approach, market data approach, and income approach to property valuation; the use of computer technology for property tax assessments and maintenance, the application of Rhode Island law to property tax administration, and containing education. For this purpose, the department may cooperate with educational institutions, local, regional, state, or national assessors' organizations, and with any other appropriate professional organizations. A local tax assessor who has successfully completed the training program, or who has obtained the necessary amount of credits, shall be awarded the designation of Rhode Island Certified Assessor (R.I.C.A.).

(b) An applicant, who is a member of a local assessment personnel staff, who has successfully completed the training program, or who has obtained the necessary courses, shall be awarded the designation of Rhode Island Certified Assessment Personnel (RICAP).

(c) The Rhode Island Association of Assessing Officers shall establish a program of re-certification, approved by the department of ~~administration~~ revenue, for all designated members.

44-5-11.4. Technology grants for property tax administration---The director of the department of ~~administration~~ revenue may establish a local grant-in-aid program whereby cities and towns may purchase microcomputers to be used for the purpose of property tax administration. The director shall also cause to be prepared and distributed to all cities and towns that participate in the grant-in-aid program, a uniform "software" application program which would adapt current state-of- the-art uses in property tax administration.

44-5-11.6. Assessment of valuations -- Apportionment of levies. -- (a) Notwithstanding

the provisions of § 44-5-11 [repealed], beginning on December 31, 2000, the assessors in the several towns and cities shall conduct an update as defined in this section or shall assess all valuations and apportion the levy of all taxes legally ordered under the rules and regulations, not repugnant to law, as the town meetings and city councils, respectively, shall from time to time prescribe; provided, that the update or valuation is performed in accordance with the following schedules:

(1) (i) For a transition period, for cities and towns who conducted or implemented a revaluation as of 1993 or in years later.

	Update	Revaluation
Lincoln	2000	2003
South Kingstown	2000	2003
Smithfield	2000	2003
West Warwick	2000	2003
Johnston	2000	2003
Burrillville	2000	2003
North Smithfield	2000	2003
Central Falls	2000	2003
North Kingstown	2000	2003
Jamestown	2000	2003
North Providence	2001	2004
Cumberland	2001	2004
Bristol	2004	2001
Charlestown	2001	2004
East Greenwich	2002	2005
Cranston	2002	2005
Barrington	2002	2005
Warwick	2003	2006
Warren	2003	2006
East Providence	2003	2006

(ii) Provided that the reevaluation period for the town of New Shoreham shall be extended to 2003 and the update for the town of Hopkinton may be extended to 2007 with no additional reimbursements by the state relating to the delay.

(iii) The implementation date for this schedule is December 31st, of the stated year.

(iv) Those cities and towns not listed in this schedule, shall continue the revaluation schedule pursuant to § 44-5-11 [repealed].

(2) (i) For the post transition period and in years thereafter:

	Update #1	Update #2	Revaluation
Woonsocket	2002	2005	2008
Pawtucket	2002	2005	2008
Portsmouth	2001	2004	2007
Coventry	2001	2004	2007
Providence	2003	2006	2009
Foster	2002	2005	2008
Middletown	2002	2005	2008
Little Compton	2003	2006	2009
Scituate	2003	2006	



2009				
Westerly	2003	2006		2009
West Greenwich	2004		2007	
2010				
Glocester	2004		2007	2010
Richmond	2004	2007		2010
Bristol	2004	2007		2010
Tiverton	2005		2008	
2011				
Newport	2005	2008		2011
New Shoreham	2006		2009	
2012				
Narragansett	2005	2008		2011
Exeter	2005	2008		2011
Hopkinton	2007	2010		2013
Lincoln	2006	2009		2012
South Kingstown	2006	2009		2012
Smithfield	2006		2009	2012
West Warwick	2006	2009		2012
Johnston	2006	2009		2012
Burrillville	2006	2009		2012
North Smithfield	2006	2009		2012
Central Falls	2006		2009	
2012				
North Kingstown	2006		2009	
2012				
Jamestown	2006	2009		2012
North Providence	2007	2010		2013
Cumberland	2007		2010	2013
Charlestown	2007	2010		2013
East Greenwich	2008	2011		2014
Cranston	2008		2011	
2014				
Barrington	2008		2011	
2014				
Warwick	2009	2012		2015
Warren	2009	2012		2015
East Providence	2009		2012	2015

(ii) The implementation date for the schedule is December 31st of the stated year. Upon the completion of the update and revaluation according to this schedule, each city and town shall conduct a revaluation within nine (9) years of the date of the prior revaluation and shall conduct an update of real property every three (3) years from the last revaluation.

(b) No later than February 1, 1998, the director of the department of ~~administration~~ revenue shall promulgate rules and regulations consistent with the provisions of this section to define the requirements for the updates which shall include, but not be limited to:

- (1) An analysis of sales;

- (2) A rebuilding of land value tables;
- (3) A rebuilding of cost tables of all improvement items; and
- (4) A rebuilding of depreciation schedules.

Upon completion of an update, each city or town shall provide for a hearing and/or appeal process for any aggrieved person to address any issue, which arose during the update.

44-5-13.1. Duties of assessors with respect to forms ---The assessors shall utilize all forms adopted in accordance with forms prepared by the department of ~~administration~~ revenue for the preparation and administration of their assessments. Nothing contained in this chapter invalidates a tax assessed and levied in accordance with law.

44-5-20.02. Central Falls -- Property tax classification -- List of ratable property ---  
(a) On or before June 1, except in 1990, in which case the time is thirty (30) days after June 1, 1990, the assessor in the city of Central Falls, after certification for classification, shall submit to the director of ~~administration~~ revenue a list containing the true, full, and fair cash value of the ratable estate and motor vehicles and shall classify the property according to the following use:

44-5-20.5. Pawtucket -- Property tax classification -- Procedures for adopting---(a) When the city of Pawtucket has been certified by the director of ~~administration~~ revenue for property tax classification in accordance with § 44-5-20.1, the city of Pawtucket shall annually first determine the percentages of the local tax levy to be borne by each class of ratable property as defined in § 44-5-20.2 for the next fiscal year. In determining the percentages, the assessor together with the mayor's approval shall after determining revenues to be realized from Class 2 properties then determine the residential factor. The factor shall be an amount not less than the minimum residential factor determined by the director of ~~administration~~ revenue in accordance with § 44-5-20.3 and shall be used by the assessor to determine the percentages of the local tax levy to be borne by each class. After the first year, the rate of taxation of Class 2 properties shall not exceed the rate of taxation of the previous year, until the rate of taxation of Class 1 properties is equal to the rate of Class 2 properties.

44-5-26. Petition in superior court for relief from assessment---(a) Any person aggrieved on any ground whatsoever by any assessment of taxes against him or her in any city or town, or any tenant or group of tenants, of real estate paying rent therefrom, and under obligation to pay more than one-half of the taxes thereon, may within ninety (90) days from the date the first tax payment is due, file an appeal in the local office of tax assessment; provided, if the person to whom a tax on real estate is assessed chooses to file an appeal, the appeal filed by a tenant or group of tenants will be void. For the purposes of this section, the tenant(s) has the burden of proving financial responsibility to pay more than one-half (1/2) of the taxes. The assessor has forty-five (45) days to review the appeal, render a decision and notify the taxpayer of the decision. The taxpayer, if still aggrieved, may appeal the decision of the tax assessor to the local tax board of review, or in the event that the assessor does not render a decision, the taxpayer may appeal to the local tax board of review at the expiration of the forty-five (45) day period. Appeals to the local tax board of review are to be filed not more than thirty (30) days after the assessor renders a decision and notifies the taxpayer, or if the assessor does not render a decision within forty-five (45) days of the filing of the appeal, not more than ninety (90) days after the expiration of the forty-five (45) day period. The local tax board of review shall, within ninety (90) days of the filing of the appeal, hear the appeal and render a decision within thirty (30) days of the date that the hearing was held. Provided, that a city or town may request and receive an extension from the director of the Rhode Island department of ~~administration~~ revenue.

44-5-38. Rate of levy against tangible personal property consisting of manufacturing

machinery and equipment acquired or used by a manufacturer---Tangible personal property consisting of manufacturing machinery and equipment acquired, owned, or used by a manufacturer is subject to taxation at a uniform rate of assessment not to exceed fifty percent (50%) of the full and fair cash value of the property. The levy and assessment of the tax upon the manufacturer's manufacturing machinery and equipment is subject to, and limited to, the following:

(1) (i) Assessment and levy on manufacturer's machinery and equipment. In assessing the valuation of the property and apportioning the levy of the tax on December 31, 1968, the assessors in the several cities and towns shall not exceed seventy-five percent (75%) of the total adjusted levy on the machinery, equipment, and inventories of all manufacturers of the city or town as established by the division of local and metropolitan government using the levy based on the assessment of the city or town as of December 31, 1966. In apportioning the levy as established in this subdivision, the assessor may add to the total adjusted levy, the increase in levy on manufacturer's machinery, equipment, and inventory occasioned by manufacturers found to be operating but not taxed in the city or town as of December 31, 1966, or who have located in the city or town since that date.

(ii) In apportioning the levy of the tax on manufacturers' machinery and equipment within a city or town for fiscal years ending after December 31, 1969, the assessors of any city or town shall apportion the levy of the tax in an amount not to exceed one hundred three and one-half percent (103.5%) of the total adjusted levy on manufacturer's machinery and equipment for the next prior fiscal year. In apportioning the levy of the tax, as provided in this subdivision, the assessors of any city or town may add to the total adjusted levy for the next prior fiscal year, the increase in levy on manufacturer's machinery and equipment occasioned by manufacturers who have located or who have increased investment within the meaning of subdivision (3) in the city or town since the date of the next prior assessment.

(2) (i) Assessment and levy on individual manufacturers. In assessing the valuation of the property and apportioning the levy of the tax on December 31, 1968, the assessors of the several cities and towns shall not exceed seventy-three and one-half percent (73.5%) of the adjusted levy of the tax on the machinery, equipment, and inventory of any manufacturer of the city or town for the next prior year. If the application of the preceding provision results in the total tax levy thus obtained on manufacturers' machinery and equipment of a city or town for the year for which the date of assessment of valuations was December 31, 1968, as the assessment of valuations is established under the provisions of the first paragraph of this section, being less in amount than the amount of the total adjusted levy as computed in accordance with the seventy-five percent (75%) limitation prescribed under the provisions of paragraph (1)(i) of this section, the assessor of the city or town, for the purpose of bringing the total levy on the machinery and equipment to an amount not exceeding the amount of the total adjusted levy as computed by the seventy-five percent (75%) limitation, may apply the amount of the total adjusted tax levy, as was thus limited and computed under the provisions of paragraph (1)(i) of this section, to the total assessed valuation as of December 31, 1968, as the valuation is established under the provisions of the first paragraph of this section, on the machinery and equipment of all manufacturers of the city or town, and apply the resulting classified tax rate to the assessed valuations as of December 31, 1968, on the machinery and equipment of each manufacturer of the city or town.

(ii) In assessing the valuation of the property and apportioning the levy of the tax for fiscal years ending after December 31, 1969, the assessors of the several cities and towns shall

not exceed one hundred five percent (105%) of the adjusted levy of the tax on the machinery and equipment of any manufacturer for the next prior fiscal year.

(3) As to the property constituting an increase in investment, the limitations fixed in subdivisions (1) and (2) of this section do not apply to that portion of the tax levy on a manufacturer derived from a substantial increase in investment in additional machinery and equipment or that portion of the tax levy applicable to the property not previously taxed in the city or town. For the purposes of this section, "substantial" means an investment in any one year equal to at least fifteen percent (15%) of the sum of net book value plus accumulated reserves for depreciation of other machinery and equipment of the manufacturer within the city or town.

(4) When a city or town has completed a revaluation of all ratable property by independent professional appraisers since December 31, 1966, the assessor of the city or town shall, in applying the preceding limitations, employ the levy and assessment made for the fiscal year immediately following the completion of the revaluation in lieu of the base established as previously established by the division of local and metropolitan government; provided, that a base year later than a fiscal year commencing in 1969 is not employed.

(5) Nothing in this section affects any agreement for the stabilization or exemption of local taxes entered into under the provisions of § 44-3-9; provided, that any agreement may be modified to take into account the effect of § 44-11-2 by the city or town council and the manufacturer without the necessity of meeting the criteria and complying with the procedures established in § 44-3-9. Upon the expiration of any existing agreement, the tax on the property consisting of manufacturers' machinery, equipment, and inventory formerly stabilized or exempted under the agreement shall be based upon a new assessment complying with all the terms of this section.

(6) Each city or town has the option of using its general property tax rate in computing its levy on machinery and equipment of manufacturers or any separate rate, which it deems appropriate subject to the restrictions established in this section.

(7)(i) In order to assess accurately the impact of the provisions of this section upon the several cities and towns and to provide necessary information for that purpose, each manufacturer subject to taxation in any city or town shall submit to the division of local and metropolitan government on or before October 1, 1966, a declaration report on the value of machinery and equipment for each city or town in which the manufacturer is located; the declaration reports shall be submitted on a form designed and furnished by the division and shall provide for inclusion of the net book value and the accumulated reserve for depreciation of machinery and equipment subject to local taxation, all as reported in the manufacturers' most recent Rhode Island corporate tax return. The declaration report shall cover the most recent fiscal year of the taxpayer for which the due date for the filing of a corporate tax return with the tax administrator is prior to the date prescribed in this section for filing the report; provided, that where a manufacturer files a corporate tax return with the tax administrator on or prior to the date of October 1 for the fiscal year, the manufacturer shall file the declaration report on or before October 1.

(ii) On or before October 1, 1968, and annually thereafter, each manufacturer shall file with the office of the assessor of the city or town in which the property is situated, a declaration report, as described in paragraph (1)(i) of this section, on a form prescribed by the department of ~~administration~~ revenue and furnished to the local assessors. All reports shall be treated confidentially by the assessor and employed by him or her for assessment purposes only.

(iii) Failure to submit a declaration report to either the department of ~~administration~~

revenue or the tax assessor of any city or town as required in subdivision (1)(i) subjects the manufacturer to a penalty not to exceed ten percent (10%) of the tax on machinery and equipment payable at the time when the taxes are due and payable as an addition to the tax due in the next succeeding year and the penalty shall be so identified and listed on the tax roll. Should a manufacturing establishment fail to submit a declaration report for a second successive year, it is subject to a penalty not to exceed twenty-five percent (25%) of its tax on machinery and equipment, payable as prescribed; should a manufacturing establishment fail for a third successive year to file the declaration report it is subject to a penalty not to exceed fifty percent (50%) of the tax on its machinery and equipment, payable as prescribed; for subsequent successive years, failure to file the declaration report subjects the manufacturing establishment to a penalty not to exceed fifty percent (50%) of its tax on machinery and equipment, payable as prescribed. As to any manufacturer failing to file a declaration report with the local assessor as required in this section, the limitation of paragraph (2)(ii) of this section shall not take effect until the assessment date next following the date upon which the manufacturer first files a report with the assessor. In lieu of the declaration report, any manufacturer subject to taxation for the first time in any city or town of this state shall submit the information that is necessary to establish its initial tax base and, in subsequent years, shall file the declaration report.

(8) In any case where the assessor of any city or town has reason to doubt the veracity of the contents of any declaration report so filed, the report may be submitted to the department of ~~administration~~ revenue, which shall compare the information contained in the report with information on file with the division of taxation and advise the assessor as to the veracity of the report.

(9) A manufacturer who stores or keeps on hand raw materials, work in process, and his or her finished products in a storage place (as distinguished from finished products which he or she holds for retail sale in any retail establishment operated by him or her) in a city or town other than that in which his or her manufacturing plant is located shall file on or before March 15, 1969, and annually thereafter on or before each succeeding March 15, an inventory report on a form prescribed and furnished by the department of ~~administration~~ revenue through the assessor, with the assessor of the city or town where the raw materials and finished products are stored. The assessor of each city or town shall notify all manufacturers of the city or town of the requirement for filing the reports by publication in a newspaper of general circulation in the city or town during the month of January, 1969, and during the same month in each year thereafter. The report shall contain a true account of the raw materials, work in process, and finished products that were manufactured by him or her in this state as well as any other merchandise owned or possessed by him or her in the city or town on December 31 next preceding the date specified for the filing of the inventory report. The report must describe and specify the value of the raw materials, work in process, and finished products that were manufactured as already stated and also the value of all other merchandise stored in the city or town. Any manufacturer who fails or refuses to file any inventory report at the time and in the manner prescribed in this section is deemed to have waived the tax exemption provided for on the raw materials, work in process, and finished products thus stored, whereupon, and notwithstanding the provisions of § 44-3-3(20), the property is subject to taxation like all other taxable property. The provisions of this subdivision shall not be construed to repeal § 44-5-15 or to limit the application of its provisions.

(10) A manufacturer who operates storage facilities for the storage of his raw materials, work in process, and finished products in a city or town other than that in which his or her

manufacturing plant is located shall set forth in the declaration report, as and in the manner prescribed in subdivision (7) of this section to be filed with the assessor of the city or town where the storage facilities are located, any machinery and equipment owned or possessed by him or her which is situated in or upon the storage facilities for use in the operation of the storage facilities, or held there for use in the operation of the manufacturing plant.

(11) The restrictions contained in this chapter shall not apply to the portion of the tax, if any, assessed by the city or town for the purpose of paying the indebtedness of the city or town and the indebtedness of the state or any political subdivision of the state to the extent assessed upon or apportioned to the city or town, and the interest thereon; and for appropriation to any sinking fund of the city or town (which portion of the tax is paid in full).

(12) Any person who hires a person from public supported programs for persons with disabilities and rehabilitated, shall receive a five hundred dollar (\$500) credit per person hired; provided, that the number of the persons increases the number of full-time employees by three percent (3%) of the total numbers of persons employed the previous year.

(13) For purposes of this subdivision, in determining the total amount of the tax levy on manufacturing machinery and equipment owned or used by a manufacturer on December 31, 1973, the assessors in the several cities and towns shall not exceed ninety percent (90%) of the levy on the class of property made as of December 31, 1972; thereafter annually commencing in 1974 on December 31, the assessors shall reduce the levy on the class of property whether or not acquired subsequent to December 31, 1972, except as provided in this section, as follows: to eighty percent (80%) of the December 31, 1972, levy on December 31, 1974; to seventy percent (70%) of the December 31, 1972, levy on December 31, 1975; to sixty percent (60%) of the December 31, 1972, levy on December 31, 1976; to fifty percent (50%) of the December 31, 1972, levy on December 31, 1977; to forty percent (40%) of the December 31, 1972, levy on December 31, 1978; to thirty percent (30%) of the December 31, 1972, levy on December 31, 1979; to twenty percent (20%) of the December 31, 1972, levy on December 31, 1980; to ten percent (10%) of the December 31, 1972, levy on December 31, 1981 and to continue at ten percent (10%) of the December 31, 1972, levy on December 31, 1982; and to five percent (5%) of the December 31, 1972, levy on December 31, 1983; and thereafter the property is exempt from taxation.

44-5-43. Definitions --- As used in this chapter, the following terms are defined as follows:

(1) "Assessment ratio study" means the process of comparing, on a sampling basis, the current market values of properties to their assessed valuations, and of applying statistical procedures to determine assessment levels and to measure the nonuniformity of assessments.

(2) "Department" means the department of ~~administration~~ revenue.

(3) "Russell index of inequality" is that percentage obtained from the relation between the average absolute deviation of assessment ratios and the average ratio of assessment, and formulated as follows:

Average absolute deviation of assessment ratios divided by the average assessment ratio = Russell index of inequality.

44-5-44. Collection and publication of property tax data---(a) The department of ~~administration~~ revenue shall annually make and publicly issue comprehensive assessment ratio studies of the average level of assessment and the degree of assessment uniformity within each town and city. The department of ~~administration~~ revenue shall also annually compute and publicly issue the Russell Index of Inequality within each town and city.

(b) The department of ~~administration~~ revenue shall require assessors and other officers to report to it data on assessed valuations and other features of the property tax for the periods and in the form and content that the department of ~~administration~~ revenue requires. The department of ~~administration~~ revenue shall construct and maintain its system for the collection and analysis of property tax facts to enable it to make intrastate comparisons as well as interstate comparisons based on property tax and assessment ratio data compiled for other states by the United States Bureau of the Census or any agency successor to the Bureau.

44-5-48. Municipal revaluation – Registration. – All persons, firms, partnerships, corporations, or other business entities seeking to perform a municipal revaluation as is described in § 44-5-11.6 shall first register with the department of ~~administration~~ revenue and shall conform to the rules and regulations promulgated by the director of the department of ~~administration~~ revenue in order to do business in this state.

44-5-49. Municipal revaluation – Rules and regulations – Investigation. – The director of the department of ~~administration~~ revenue is authorized and empowered to promulgate rules and regulations for revaluation firms as described in § 44-5-48, and the director is authorized to investigate and inquire into the resources of applicants including, but not limited to, contacting prior persons for whom service was performed in order to evaluate the applicant's ability to perform the service of revaluation.

44-5-50. Contract for revaluation – Certified copy. – Within ten (10) days after execution of a contract for revaluation as described in § 44-5-11.6, the city or town clerk shall submit a duly authorized and certified copy of the contract to the department of ~~administration~~ revenue.

44-5-69. Local fire districts – Publication of property tax data. – Every fire district authorized to assess and collect taxes on real and personal property in the several cities and towns in the state shall provide to the division of property valuation and municipal finance in the department of revenue information on tax rates, budgets, assessed valuations and other pertinent data upon forms provided by the ~~office of municipal affairs~~ division of property valuation and municipal finance. The information shall be included in the department's annual state report on local governmental finances and tax equalization.

SECTION 38. Section 44-7-7.1 of the General Laws in Chapter 44-7 entitled “Collection of Taxes Generally” is hereby amended to read as follows:

44-7-7.1. Taxpayer information --- (a) When a municipality issues a property tax bill to each taxpayer, each bill shall state the amount by which the taxpayer's rate of tax has been reduced by the distribution of state municipal revenue sharing and state aid for education. The bill shall also state the total amount of state municipal revenue sharing and state aid for education received by the municipality from the state. The statement shall read as follows:

Fiscal Year 19\_\_ State Aid to City/Town of \_\_\_\_\_  
 Total Amount \_\_\_\_\_  
 Tax rate reduced by \_\_\_\_\_

(b) The director of ~~administration~~ revenue shall annually provide each municipality with the amount of state municipal revenue sharing and state aid for education subject to identification under this section.

SECTION 39. Sections 44-13-7, 44-13-8, and 44-13-13 of the General Laws in Chapter 44-13 entitled “Public Corporation Tax” are hereby amended to read as follows:

44-13-7. Extension of time for filing of returns ---The tax administrator may grant a reasonable extension of time for filing returns, under rules and regulations as he or she shall prescribe, with the approval of the director of ~~administration~~ revenue. Whenever an extension of

time is granted, a corporation shall be required to pay as part of any tax due interest at the annual rate prescribed by § 44-1-7 from the day when the return should have been filed as if no extension had been granted.

44-13-8. Statements, returns, and rules and regulations ---(a) Every corporation shall render statements, make returns, and comply with rules and regulations as the tax administrator, with the approval of the director of administration revenue, may from time to time prescribe.

44-13-13. Taxation of certain tangible personal property---The lines, cables, conduits, ducts, pipes, machines and machinery, equipment, and other tangible personal property within this state of telegraph, cable, and telecommunications corporations and express corporations, used exclusively in the carrying on of the business of the corporation shall be exempt from local taxation; provided, that nothing in this section shall be construed to exempt any "community antenna television system company" (CATV) from local taxation; and provided, that the tangible personal property of companies exempted from local taxation by the provisions of this section shall be subject to taxation in the following manner:

(1) Definitions. Whenever used in this section and in §§ 44-13-13.1 and 44-13-13.2, unless the context otherwise requires:

(i) "Average assessment ratio" means the total assessed valuation as certified on tax rolls for the reference year divided by the full market value of the valuation as computed by the Rhode Island department of administration revenue in accordance with § 16-7-21;

(ii) "Average property tax rate" means the statewide total property levy divided by the statewide total assessed valuation as certified on tax rolls for the most recent tax year;

(iii) "Company" means any telegraph, cable, telecommunications, or express company doing business within the state of Rhode Island;

(iv) "Department" means the department of administration revenue;

(v) "Population" shall mean the population as determined by the most recent census;

(vi) "Reference year" means the calendar year two (2) years prior to the calendar year preceding that in which the tax payment provided for by this section is levied;

(vii) "Value of tangible personal property" of companies means the net book value of tangible personal property of each company doing business in this state as computed by the department of administration revenue. "Net book value" means the original cost less accumulated depreciation; provided, that no tangible personal property shall be depreciated more than seventy-five percent (75%) of its original cost.

(2) On or before March 1 of each year, each company shall declare to the department, on forms provided by the department, the value of its tangible personal property in the state of Rhode Island on the preceding December 31.

(3) On or before April 1, 1982 and each April 1 thereafter of each year, the division of property valuation shall certify to the tax administrator the average property tax rate, the average assessment ratio, and the value of tangible personal property of each company.

(4) The tax administrator shall apply the average assessment ratio and the average tax rate to the value of tangible personal property of each company and, by April 15 of each year, shall notify the companies of the amount of tax due.

(5) The tax shall be due and payable within sixty (60) days of the mailing of the notice by the tax administrator. If the entire tax is not paid to the tax administrator when due, there shall be added to the unpaid portion of the tax, and made a part of the tax, interest at the rate provided for in § 44-1-7 from the date the tax was due until the date of the payment. The amount of any tax, including interest, imposed by this section shall be a debt due from the company to the state,



shall be recoverable at law in the same manner as other debts, and shall, until collected, constitute a lien upon all the company's property located in this state.

(6) The proceeds from the tax shall be allocated in the following manner:

(i) Payment of reasonable administrative expenses incurred by the department of ~~administration~~ revenue, not to exceed three quarters of one percent (.75%), the payment to be identified as general revenue and appropriated directly to the department;

(ii) The remainder of the proceeds shall be deposited in a restricted revenue account and shall be apportioned to the cities and towns within this state on the basis of the ratio of the city or town population to the population of the state as a whole. Estimated revenues shall be distributed to cities and towns by July 30 and may be recorded as a receivable by each city and town for the prior fiscal year.

SECTION 40. Section 44-13.1-2 of the General Laws in Chapter 44-13.1 entitled "Taxation of Railroad Corporations" is hereby amended to read as follows:

44-13.1-2. Assessment of amounts of tax and payments to cities and towns and fire districts --- (a) Cities and towns and fire districts shall assess the property described in § 44-13.1-1(b) [repealed] and shall apply a tax rate to the assessed value in a manner consistent with property subject to taxation under the provisions of §§ 44-5-1 -- 44-5-22.

(b) The amount of the tax on the property computed shall be submitted on or before October 1, 1985, and each year thereafter to the state budget offices.

(c) The state budget offices shall include the amount of the tax in the state budget for the next fiscal year, and the General Assembly shall annually appropriate to the several cities and towns and fire districts any sum that may be necessary to carry out the purposes of this section.

(d) Distribution of the appropriations and receipts as referenced in § 44-13.1-3 shall be made by the state on or before July 31 of 1986 and each year thereafter and the payments may be counted as a receivable by any city or town or fire district for a fiscal year ending the preceding June 30.

(e) The state of Rhode Island acting through the department of ~~administration~~ revenue shall have the right in accordance with § 44-5-26 to seek relief from any assessment.

SECTION 41. Sections 44-14-2, 44-14-7 and 44-14-8 of the General Laws in Chapter 44-14 entitled "Taxation of Banks" are hereby amended to read as follows:

44-14-2. Definitions ---For the purposes of this chapter:

(1) "Administrator" means the tax administrator in the department of ~~administration~~ revenue appointed under the provisions of § 44-1-1;

(2) "Banking institution" means every state bank, federal savings bank, trust company, national banking association, mutual savings bank, building and loan association, and loan and investment company, but shall not include a credit union, or a corporation specified in § 44-11-1(1)(vii);

(3) "Director" means the head of the department of ~~administration~~ revenue appointed under the provisions of § ~~42-11-1~~ 42-142-1;

(4) "Income period" means the calendar year or the fiscal year, or portion, next preceding the taxable year;

(5) "Securities" includes, but shall not be limited to:

(i) Shares of stock or certificates of beneficial interest, or rights to buy the shares or certificates, of a corporation, joint-stock company, association, or business trust;

(ii) Bonds, debentures, notes, certificates, or other evidences of indebtedness of any individual, partnership, corporation, joint-stock company, association, or business trust,

including those issued by the United States government or any state, or political subdivision of either, or issued by any foreign country or nation or political subdivision thereof;

(6) "Taxable year" means the calendar year in which the tax is payable or fiscal year ending during that calendar year, upon the basis of which the tax is computed under this chapter. "Taxable year" means, in the case of a return made for a fractional part of the year under provisions of this chapter or under regulations prescribed by the tax administrator, the period for which the return is made. The term "fiscal year" means an accounting period of twelve (12) months ending on the last day of any month other than December. The taxable year of a banking institution shall be the same for purposes of this chapter as it is for federal income tax purposes;

(7) "Taxpayer" means any banking institution subject to any tax imposed by this chapter.

44-14-7. Extension of time for return ---The tax administrator may grant a reasonable extension of time for filing returns, under rules and regulations as the tax administrator shall prescribe, with the approval of the director of the department of ~~administration~~ revenue. Whenever an extension of time is granted, a taxpayer shall be required to pay as part of any tax due, interest at the annual rate prescribed by § 44-1-7 from the day when the return should have been filed as if no extension had been granted.

44-14-8. Statements, returns, and rules and regulations ---Every taxpayer shall render statements, make returns, and comply with rules and regulations as the tax administrator, with the approval of the director of the department of ~~administration~~ revenue, may from time to time prescribe.

SECTION 42. Section 44-15-17 of the General Laws in Chapter 44-15 entitled "Tax on Bank Deposits Generally" is hereby amended to read as follows:

44-15-17. Rules and regulations ---The tax administrator, with the approval of the director of ~~administration~~ revenue, may prescribe rules and regulations that he or she deems necessary for the administration and the enforcement of this chapter.

SECTION 43. Section 44-20-52 of the General Laws in Chapter 44-20 entitled "Cigarette Tax" is hereby amended to read as follows:

44-20-52. Exercise of powers and duties ---Whenever in this chapter any reference is made to any power or duty of the tax administrator, or controller, the reference is construed to mean that the power or duty shall be exercised by the tax administrator, or controller, or by the authorized agent of the officer, under the supervision and direction of the director of ~~administration~~ revenue.

SECTION 44. Section 44-23-44 of the General Laws in Chapter 44-23 entitled "Estate and Transfer Taxes-Enforcement and Collection" is hereby amended to read as follows:

44-23-44. Exercise of statutory power --Whenever in this chapter or chapter 22 of this title any reference is made to any power or duty of the tax administrator, the reference shall be construed to mean that the power or duty is exercised by the tax administrator or by his or her authorized agent, under the supervision and direction of the director of ~~administration~~ revenue. Whenever in this chapter or chapter 22 of this title any reference is made to any power or duty of the controller, the reference shall be construed to mean that the power or duty is exercised by the controller or by his or her authorized agent, under the supervision and direction of the director of ~~administration~~ revenue.

SECTION 45. Section 44-27-8 of the General Laws in Chapter 44-27 entitled "Taxation of Farm, Forest and Open Space Land" is hereby amended to read as follows:

44-27-8. Availability of current values -- Duties of the department of administration. -- Availability of current values – Duties of the department of revenue. -- The department of

~~administration~~ revenue shall annually publish all information, which it collects that relates to land values for different types of farm, forest, or open space lands. This information shall be made available to local assessors.

SECTION 46. Section 44-29-10 of the General Laws in Chapter 44-23 entitled "Admissions Tax to Racing Events" is hereby amended to read as follows:

44-29-10. Payment of refunds. -- All moneys received by the tax administrator under this chapter shall be paid over to the general treasurer. Whenever the tax administrator determines that any seller is entitled to a refund of any moneys paid by the seller under the provisions of this chapter, or whenever a court of competent jurisdiction orders a refund of any paid moneys, the general treasurer shall, upon certification by the tax administrator and with the approval of the director of the department of ~~administration~~ revenue, pay the refund from any moneys in the treasury not appropriated without any further act or resolution making appropriation; provided, that no refund shall be allowed unless a claim is filed with the tax administrator within three (3) years from the tenth day after the close of the month for which the overpayment was made. Every claim for a refund shall be made in writing, shall be in any form, and shall present any information that the tax administrator may by regulation require. Within thirty (30) days after disallowing any claim in whole or in part, the tax administrator shall give notice of his or her decision to the seller. If aggrieved by the decision, the seller, within ~~ten (10)~~ thirty (30) days from the date of the mailing by the tax administrator of notice of the ~~decision~~ claim denial, may request a hearing and the tax administrator shall, as soon as practicable, set a time and place for the hearing. After the hearing, if aggrieved by the decision of the tax administrator, the seller may petition within ~~fifteen (15)~~ thirty (30) days the sixth division of the district court for relief from the decision of the tax administrator. The court may confirm the decision of the tax administrator or order a refund or credit. A party aggrieved by a final order of the court may seek review of the order in the supreme court by writ of certiorari in accordance with the procedures contained in ~~§42-35-16~~ § 8-8-32.

SECTION 47. Section 44-30.1-1 of the General Laws in Chapter 44-30.1 entitled "Setoff of Refund of Personal Income Tax" is hereby amended to read as follows:

44-30.1-1. Definitions. -- (a) "Benefit overpayments and interest owed" means any amount in excess of five hundred dollars (\$ 500) determined to be recoverable under the provisions of chapters 39 -- 44 of title 28.

(b) "Cash assistance benefit overpayments" means any amount of cash assistance benefits which constitutes an overpayment of benefits under the provisions of the Family Independence Act, chapter 5.1 of title 40, and/or the predecessor family assistance program, formerly known as the Aid to Families With Dependent Children program, as previously established by § 40-6-4, which overpayment amount has been established by court order, by administrative hearing conducted by the department of human services, or by written agreement between the department of human services and the individual.

(c) "Claimant agency" means either:

(1) The department of human services, with respect (1) to past-due support which has been assigned to the department of human services by public assistance and medical assistance recipients or by the department for children, youth and families, (2) past-due support which it is attempting to collect on behalf of any individual not eligible as a public assistance recipient, and

(3) cash assistance benefit overpayments, as defined herein; or

(2) (i) The Rhode Island higher education assistance authority (RIHEAA), with respect to obligations owed to that agency or to the state of Rhode Island by reason of default or failure to

pay student loans, health professions contract advances or scholarships or grant over-awards, or

(ii) The Rhode Island higher education assistance authority (RIHEAA), acting as agent for the United States Department of Education or other student loan guarantee agencies in other states which have negotiated a reciprocal arrangement with the RIHEAA for the setoff of refunds of personal income taxes against defaulted loan obligations.

(3) The Rhode Island court administrative office, with respect to court costs, fines, and restitution owed; or

(4) The department of labor and training with respect to benefit overpayments and interest owed in excess of five hundred dollars (\$ 500).

(d) "Court costs owed" means any fines, fees, and/or court costs which have been assessed pursuant to a criminal disposition by a judge of the district, family and superior courts, including, but not limited to, those amounts assessed pursuant to chapters 20 and 25 of title 12 and those amounts assessed pursuant to title 31, including also those fines, fees, and/or court costs assessed by the traffic tribunal or municipal court associated with motor vehicle violations which have not been paid and which have been declared delinquent by the administrative judge of the court making the assessment.

(e) "Debtor" means:

(1) Any individual who owes past-due support which has been assigned to the department of human services by public assistance and medical assistance recipients or by the department of children, youth and families, or owes past due support to any individual not eligible as a public assistance recipient;

(2) Any individual who has obligations owed to RIHEAA or the state of Rhode Island, the United States Department of Education or other states and agencies that have negotiated reciprocal agreements with RIHEAA;

(3) Any individual who owes fines, fees, and/or court costs to the superior, family, district courts and the traffic tribunal and municipal court associated with motor vehicle violations;

(4) Any individual who owes restitution to any victim of any offense which has been ordered by a judge of the district, family and superior courts pursuant to a disposition in a criminal case and which has been made payable through the administrative office of state courts pursuant to § 12-19-34 except that obligations discharged in bankruptcy shall not be included;

(5) Any individual who owes any sum in excess of five hundred dollars (\$ 500) for benefit overpayments and interest to the department of labor and training determined to be recoverable under the provisions of chapters 39-44 of title 28.

(6) Any individual who owes any sum of cash assistance benefit overpayments to the department of human services.(f) "Division" means the department of ~~administration~~ revenue, division of taxation.

(g) "Fines owed" means any fines, fees, and/or court costs which have been ordered paid as a penalty in a criminal case by a judge of the district, family and superior courts and those fines, fees, and/or court costs ordered paid by the traffic tribunal or municipal court for motor vehicle violations as described in § 31-41.1-4 which have not been paid and which have been declared delinquent by the administrative judge of the court making the assessment.

(h) "Obligation owed" means the total amount owed by any individual on:

(1) Any guaranteed student loan or parent loan for undergraduate students for which RIHEAA has had to pay the guarantee, or for which RIHEAA is acting as agent on behalf of the United States Department of Education or other state cooperating agencies which have had to

pay a guarantee,

(2) Any contract fee advanced by either RIHEAA or the state of Rhode Island on behalf of any individual participating in a health professions educational program for which payment has not been made according to the terms of the contract, and

(3) Any amount of scholarship or grant funds which constitutes an over-award, whether due to error or to the submission of false information, and for which repayment has been demanded by the agency, but which has not been paid.

(i) "Past-due support" means the amount of court-ordered child support or maintenance, child medical support or a spousal support order for a custodial parent having custody of a minor child, which is overdue or otherwise in arrears, regardless of whether there is an outstanding judgment for that amount, and whether the order for the support or maintenance has been established by a court or by an administrative process authorized under the laws of any state.

(j) "Refund" means the Rhode Island income tax refund which the division of taxation determines to be due to a taxpayer.

(k) "Restitution owed" means any amount which has been ordered paid pursuant to a criminal case disposition by a judge of the district, family and superior courts pursuant to chapter 19 of title 12, which has not been paid and which has been declared delinquent by the administrative judge of the court making the assessment.

SECTION 48. Section 44-30.2-1 of the General Laws in Chapter 44-30.2 entitled "Reciprocity Agreements-Setoff of Refund of Personal Income Tax" is hereby amended to read as follows:

44-30.2-1. Reciprocity board ---There is established a reciprocity board, referred to as "the board". The board shall be composed of three (3) members, consisting of the tax administrator, division of taxation, within the department of ~~administration~~ revenue, the director of the department of human services, and an assistant attorney general designated by the attorney general, ex officio. A majority of the members of the board shall constitute a quorum and the action of the majority of the members in attendance at any meeting is the action of the board. Whenever a member of the board is absent from a meeting of the board, the member may designate one of the member's assistants or employees to attend in the member's behalf. That assistant or employee is entitled to participate in the discussions and proceedings of the board, but he or she is not entitled to vote.

SECTION 49. Section 44-33.1-5 of the General Laws in Chapter 44-33.1 entitled "Property Tax Relief-Historical Residences" is hereby amended to read as follows:

44-33.1-5. Form of application and certification ---The commission shall promulgate all application and certification forms and guidelines for certified maintenance and rehabilitation. The commissioner is authorized to establish a schedule of fees for the review of income tax credit applications. The department of ~~administration~~ revenue, division of taxation, shall approve the certification form used in filing for state income tax credit and shall develop state income tax forms to calculate and claim income tax credit.

SECTION 50. Sections 44-34-6 and 44-34-12 of the General Laws in Chapter 44-34 entitled "Excise Tax on Motor Vehicles and Trailers" are hereby amended to read as follows:

44-34-6. Fire districts ---The provisions of this chapter shall apply in all respects in the case of taxes assessed upon motor vehicles by any fire district. Effective with the year 2000 tax roll based upon values of December 31, 1999, the authority of fire districts as authorized by general or public law to levy excise taxes on motor vehicles is eliminated and each district shall be reimbursed for one hundred percent (100%) of current year lost revenues based upon what the

levy net of personal exemptions would otherwise have been. That reimbursement shall be based upon submission of information to the department of ~~administration~~ revenue on the dates specified in § 44-34.1-2, and reimbursements shall be paid on the dates specified in that section. Future year reimbursements shall be based upon the year 2000 tax roll and values of December 31, 1999, and indexed by applying the annual change in the December Consumer Price Index -- All Urban Consumers (CPI-U).

44-34-12. Cooperation of state agencies ---The department of ~~administration~~ revenue shall provide space and secretarial and clerical services to the Rhode Island vehicle value commission without charge to the commission. The department of transportation, and the department of ~~administration~~ revenue shall provide, consistent with law, information that is in their possession, which the commission determines to be useful or necessary in the conduct of its responsibilities.

SECTION 51. Section 44-34.1-3 of the General Laws in Chapter 44-34.1 entitled "Motor Vehicle and Trailer Excise Tax Elimination Act of 1998" is hereby amended to read as follows:

44-34.1-3. Permanent oversight commission ---(a) There is created a permanent oversight commission on inventory taxes and automobile excise taxes. The commission shall consist of the following members:

- (1) Chairperson of house finance committee, or designee;
- (2) Chairperson of senate finance committee, or designee;
- (3) Chairperson of the Rhode Island vehicle value commission;
- (4) Three (3) members of the Rhode Island Assessors Association;
- (5) Director of department of ~~administration~~ revenue or designee;
- (6) Chief of the ~~office of municipal affairs~~ division of property valuation and municipal finance, or designee;
- (7) The president of the Rhode Island League of Cities and Towns, or designee;
- (8) The administrator of the Rhode Island division of motor vehicles, or designee;
- (9) The mayor of the city of Providence, or designee.

SECTION 52. Sections 44-35-4, 44-35-6 and 44-35-8 of the Rhode Island General Laws in Chapter 44-35 entitled "Property Tax and Fiscal Disclosure – Municipal Budgets" is hereby amended to read as follows:

44-35-4. Preparation of the "proposed property tax rate" and "adjusted current property tax rate"---The director of the department of ~~administration~~ revenue shall prepare and adopt by rule standards and procedures for town and cities to follow when preparing the "proposed property tax rate" and "adjusted current property tax rate." The director has the authority to waive the rule for any town or city, which the director deems to have established an acceptable method of preparation of the "proposed property tax rate" and "adjusted current property tax rate."

44-35-6. Publication of property tax rates ---At least ten (10) calendar days prior to the hearing for the purpose of adopting the town or city budget, the chief elected official in each town or city shall cause to be published a notice indicating the town's or city's intent to consider adopting a property tax levy. This notice shall be published in a newspaper of general circulation in the town or city. However, this notice may not be placed in that portion of the newspaper where legal notices and classified advertisements appear. This notice shall constitute notice of public hearing which may coincide with the hearing on the proposed budget and shall be by and in the following form:

(CITY, TOWN) of (NAME)

NOTICE OF PROPOSED PROPERTY TAX  
RATE CHANGE

The (City, Town) proposes to increase (decrease) its property tax levy to \_\_\_\_\_ in the budget year; the property tax levy this year is \_\_\_\_\_, THIS IS A PROPOSED INCREASE (DECREASE) OF \_\_\_\_\_ %.

It has been estimated that the proposed increase (decrease) in property tax revenues will result in a property tax rate of \$ \_\_\_\_\_ (proposed property tax rate) per \$ 1,000 assessed valuation, as compared to the current property tax rate of \$ \_\_\_\_\_ per \$ 1,000 assessed valuation.

A property tax rate of \$ \_\_\_\_\_ (adjusted current property tax rate) would be needed in the coming budget year to raise five and one-half percent (5.5%) more, as an adjustment for increased costs, than the property tax revenues being raised in the current budget year. The (City, Town) budget \_\_\_\_\_ will be considered at (date,time,place).

The above property tax estimates have been computed in a manner approved by the Rhode Island Department of ~~Administration~~ Revenue. Chief Elected Official (Town, or City)

44-35-8. Publication of proposal to amend town and city budget ---At least ten (10) calendar days prior to formal action taken by a town or city to amend its adopted budget when the amendment would result in an accumulated increase in total property tax expenditures of five percent (5%), the chief elected official shall cause to be published in a newspaper of general circulation a notice of a proposal to amend the town or city budget. The notice shall contain a summary of the proposed amendment stating the purpose of the proposed expenditures and the impact the amendment is estimated to have on property taxes. The notice shall be in a form approved by the director of the department of ~~administration~~ revenue and it shall constitute a notice of public hearing.

SECTION 53. Section 44-38-2 of the General Laws in Chapter 44-38 entitled "Energy Conservation Grants for the Elderly" is hereby amended to read as follows:

44-38-2. Energy conservation grant ---An owner or renter of a residential dwelling where the dwelling is the owner's or renter's principal residence, and where the owner is age sixty-five (65) or over and who is not required under provisions of existing tax law to file with the Rhode Island department of ~~administration~~ revenue, division of taxation, a state income tax return or a federal income tax return with the internal revenue service or who does not receive a tax rebate for energy conservation, is eligible for a one time energy conservation grant of fifty percent (50%) of any sums expended for the purchase and installation of energy conservation items as prescribed in § 44-38-3 for use in the dwelling. The grant shall not exceed two hundred dollars (\$ 200).

SECTION 54. Section 44-50-7 of the General Laws in Chapter 44-50 entitled "Health Care Provider Assessment Act" is hereby amended to read as follows:

44-50-7. Claims for refund -- Hearing upon denial. -- (a) Any provider, subject to the provisions of this chapter, may file a claim for refund with the tax administrator at any time within two (2) years after the assessment has been paid. If the tax administrator shall determine that the assessment has been overpaid, he or she shall make a refund with interest from the date of overpayment.

(b) Any provider whose claim for refund has been denied may, within thirty (30) days from the date of the mailing by the tax administrator of the notice of the tax ~~decision~~ refund claim denial file a written request for hearing with the tax administrator and the tax administrator shall, as soon as practicable, set a time and place for the hearing and shall notify the provider.

After hearing, the tax administrator shall issue a decision as to the correctness of the tax, interest and penalty.

SECTION 55. Section 44-58-3 of the General Laws in Chapter 44-58 entitled "Streamlined Sales Tax System" is hereby amended to read as follows:

44-58-3. "Tax administrator" defined ---As used in this chapter, "tax administrator" means the tax administrator within the department of ~~administration~~ revenue as provided for in § 44-1-1.

SECTION 56. Section 45-9-3 of the General Laws in Chapter 45-9 entitled " Budget Commissions" is hereby amended to read as follows:

45-9-3. Budget and Review Commission. – (a)(1) Notwithstanding the provisions of §§ 45-9-1 and 45-9-2 or any other general or special laws of the state or charter provisions, the general assembly vests in the director of the state department of ~~administration~~ revenue (hereinafter "director") the power to authorize, create, and establish a budget and review commission in any town or city where the director finds that the town or city's bond rating has been assigned by one or more recognized rating agencies to a rating which is below investment grade and there is an imminent threat of default on any or all of its debt obligations.

(2) Whereupon the director of ~~administration~~ revenue shall authorize said budget and review commission, to convene specifically to deal with the aforementioned town or city, that shall consist of the chief executive officer of the town or city; the president of the town or city council; three (3) public members from the affected municipality, at least one of whom shall be qualified by training or experience in the fields of finance or accounting, to be appointed by the governor, with the advice and consent of the senate; two (2) ex-officio state officials who shall be the director, or his or her designee from the department of ~~administration~~ revenue; and one member of the public finance management board to be appointed by the governor who, in making his or her appointment, shall give due consideration to the recommendation of the chair of the public finance management board, with the advice and consent of the senate.

(3) No one shall be eligible for appointment unless he or she is a resident of this state.

(4) Where there is no chief executive officer of the town or city, the vice president of the town council or city council shall serve on the commission. The director of the state department of ~~administration~~ revenue shall serve as chair of the commission.

(5) The commission may elect from among its members such other officers as they deem necessary.

(6) Four (4) or more members of the commission shall constitute a quorum and the vote of a majority of said quorum at any meeting shall be required for action. No vacancy in the membership of the commission shall impair the right of a quorum to exercise all of the rights and perform all of the duties of the commission.

(7) Newly appointed and qualified commission members of the municipality shall, within six (6) weeks of their qualification or designation, attend a training course that is developed with commission approval and conducted by the chair or his or her designee and shall include instruction in the subject area of chapter 9 of this title and chapters 46 of title 42, chapter 14 of title 36, and chapter 2 of title 38 of Rhode Island general laws; and the commission's rules and regulations.

(8) Public members of the commission shall be removable by the governor pursuant to § 36-1-7 for cause only, and removal solely for partisan or personal reasons unrelated to capacity or fitness for the office shall be unlawful.

(9) The powers of the budget and review commission shall be to impose taxes and to



make appropriations for the expenditure of moneys, for the purpose of adopting a budget and, for the purpose of maintaining a balanced budget, the budget and review commission shall make reductions or suspensions in the appropriations to any or all departments, offices or other agencies of town or city government as will prevent a deficit for the fiscal year. The budget and review commission shall be subject to the open meetings and open records law. The budget and review commission shall remain in office until that time as the chief executive officer of the town or city and the town or city council petitions the director of the state department of ~~administration~~ revenue to disband the budget and review commission.

(b)(1) The budget and review commission shall commence its work by examining the financial and operating condition of the city or town and shall also advise the chief executive officer, city or town council and the fiscal officials of the city or town on the formulation of adequate budget and budgetary controls.

(2) Reporting Requirements. Within ninety (90) days of its being disbanded as provided for in § 45-9-3(a)(9), the budget and review commission shall approve and issue a report detailing its findings and recommendations. This report shall be submitted to the governor, the speaker of the house of representatives, the president of the senate, and the secretary of state of its activities during that fiscal year. The report shall provide: an operating statement summarizing meetings or hearings held, subjects addressed, decisions rendered, rules or regulations promulgated, studies conducted, policies and plans developed, approved, or modified, and programs administered or initiated; a consolidated financial statement of all funds received and expended including the source of the funds, a listing of any staff supported by these funds, and a summary of any clerical, administrative or technical support received; a summary of performance during the course of its existence, including accomplishments, shortcomings and remedies; a synopsis of hearings, complaints, suspensions, or other legal matters related to the authority of the board; a summary of any training courses held pursuant to § 45-9-3(a)(7); a briefing on anticipated activities in the upcoming fiscal year; and findings and recommendations for improvements. The report shall be posted electronically on the general assembly and the secretary of state's websites as prescribed in § 42-20-8.2.

(3) The examination and report shall be completed and published no sooner than three (3) weeks after the formation of the budget and review commission. The commission shall exercise any of the powers set forth in this section only after the examination and publication of the commission's report.

SECTION 57. Sections 45-10-1, 45-10-2, 45-10-3, 45-10-5, 45-10-6.1, 45-10-8, 45-10-11, 45-10-12, 45-10-13, 45-10-13, 45-10-14, and 45-10-15 of the General Laws in Chapter 45-10 entitled "Audit of Accounts and Installation System" are hereby amended to read as follows:

45-10-1. Power to petition for installation of system. – The electors of any town or city qualified to vote on a proposition to impose a tax, or any town or city council, when legally assembled, may, by vote, petition the state director of ~~administration~~ revenue for the installation of an accounting system for the town or city.

45-10-2. Certification of vote to install system – Installation. – Upon the passage of the vote petitioning the state director of ~~administration~~ revenue for the installation of a system of accounting as provided in § 45-10-1, the town or city clerk or any other person so authorized in that vote shall immediately forward by registered or certified mail to the ~~the~~ director of ~~administration~~ revenue and to the town or city treasurer or any other person having custody of the accounts, a certified copy of the vote, and the director of ~~administration~~ revenue shall cause an accounting system to be installed in the town or city.

45-10-3. Assistance in operation of system. – Whenever a system of accounting has been installed under the provisions of this chapter, the town or city council of the municipality in which the system is installed may request the assistance of the state director of ~~administration~~ revenue in the operation of the system, and the state director of ~~administration~~ revenue shall furnish any temporary clerical assistance and other assistance as that in the director's judgment may be necessary.

45-10-5. Filing of audit report. – The accountants making the post audit required by § 45-10-4 shall submit a report on their examination of the financial statements to the city or town audited, and the town or city clerk of the city or town shall file duplicate copies of the post audit with the state director of ~~administration~~ revenue and the state auditor general not later than six (6) months after the close of the fiscal year. The copy of the report filed with the director of ~~administration~~ revenue shall be a public record. The auditor general may, in his or her discretion, grant extensions in the filing of the audit report only upon reasonable cause for the extension being demonstrated by the municipality. In those cases, the determination of the auditor general as to the existence of reasonable cause shall be deemed conclusive.

45-10-6.1. Corrective action plan. – If the auditor conducting the post audit expresses an opinion on the financial statements of a municipality or school district that is other than unqualified, the chief finance officer of the municipality or school district shall submit a detailed corrective action plan and timetable, which addresses the issue(s) which caused the auditor's qualified opinion on the financial statements. The plan and timetable shall be submitted to the city or town council, the school committee, state auditor general and director of ~~administration~~ revenue within forty-five (45) days of receipt of the final audit. The chief finance officer of each municipality and each school district shall also submit all findings and recommendations reported by the auditors making the post audit, including those reported in a separate management letter, to the city or town council, to the state auditor general, the school committee and director of ~~administration~~ revenue. The chief finance officer of the municipality and each school district shall prepare a plan of ~~administration~~ revenue corrective action and timetable for all findings and recommendations and shall submit the plan to the city or town council, the school committee, state auditor general and director of ~~administration~~ revenue within forty-five (45) days of receipt of a written report or letter of findings and recommendations from the auditors. All management letters shall be public records. The term school district shall include regional school districts.

45-10-8. ~~Notice of engagement of accountants – Failure to provide notice of engagement to director of administration.~~ – Notice of engagement of accountants – Failure to provide Notice of engagement to director of revenue. -- Notice of the engagement of the certified public accountant or accountants pursuant to § 45-10-4, shall be mailed by the city or town clerk to the director of ~~administration~~ revenue and the auditor general by registered or certified mail during the period preceding the 60th day prior to the close of the fiscal year. If the notice is not received by the director of ~~administration~~ revenue during that period, the director shall notify the city or town by registered or certified mail of their failure to notify, and failure to receive the notice of the engagement of the certified public accountant or accountants within thirty (30) days following the registered or certified mailing shall permit the director to file notice for the withholding of state funds pursuant to § 45-10-12.

45-10-11. Compelling attendance of witnesses and production of records. – The director of ~~administration~~ revenue, at the request of the person or persons authorized by § 45-10-4 to make a post audit, may summon and compel the attendance of witnesses for examination under oath, and may compel the production of accounts and records described in § 45-10-9.

45-10-12. Withholding of funds due towns failing to file reports. – Whenever any town or city fails to file a duplicate copy of the audit report as required in § 45-10-5 within the time required by that section, or files a report that does not fully comply with the requirements of §§ 45-10-5 and 45-10-6, or fails to provide the notice of engagement of accountant or accountants as required by § 45-10-8 within the time required by that section, the state director of ~~administration~~ revenue shall immediately, with the concurrence of the auditor general, notify the treasurer and the town or city clerk of the town or city and the general treasurer of that fact, and the general treasurer shall withhold any and all payments of money due or that may become due to the town or city during the period that the town or city fails to comply with the provisions of §§ 45-10-4 – 45-10-8.

45-10-13. Costs of audits, installation of accounting systems, or other assistance. – Each town or city for which an audit has been made, a system of accounting installed, or clerical or other assistance furnished, under the provisions of this chapter, shall pay to the general treasurer a sum equal to the actual cost to the state of any of these services as shown by the records of the state director of ~~administration~~ revenue and certified to by the director to the town or city treasurer and the general treasurer. The payments shall be made within thirty (30) days after the receipt by the treasurer of the town or city of the certificate of the state director of ~~administration~~ revenue.

45-10-14. Appropriations and disbursements. – The general assembly shall annually appropriate any sums that it deems necessary for the purpose of carrying out the provisions of this chapter, and the state director of ~~administration~~ revenue is authorized and directed to draw his or her orders upon the general treasurer for the payment of these sums or so much of them as may fro

45-10-15. Compliance with requirements of "governmental accounting standards board (GASB)" pension funding. – For any audit year in which a municipality contributes materially less than 100% of the annual required contribution to its pension plan(s) as reported in accordance with GASB statement 27 or any successor statement, the municipality shall submit to the auditor general and the director of ~~administration~~ revenue within three (3) months of completion of the financial statement, the municipality's most recent actuarial study of the plan(s) and management's recommendations for assuring future payments equal to the annual pension cost (APC).

SECTION 58. Sections 45-12-11, 45-12-22.4, and 45-12-22.6 of the General Laws in Chapter 45-12 entitled "Indebtedness of Towns and Cities" are hereby amended to read as follows:

45-12-1. Authority for issuance of indebtedness excess. – The state director of ~~administration~~ revenue may, upon petition by the city or town council, authorize the city or town to incur indebtedness in excess of the limit of three percent (3%) of the taxable property of the town imposed by § 45-12-2 whenever the director determines that the sum appropriated by any city or town or the funds available are insufficient to pay the necessary expenses of the city or town. For this purpose the state director of ~~administration~~ revenue may require any information concerning the financial condition of the city or town that the director may deem necessary for the proper exercise of that authority.

45-12-22.4. Deficit financing – Approval required. – No municipality shall sell a long-term bond in order to fund a deficit without prior approval by the state auditor general and director of the state department of ~~administration~~ revenue.

45-12-22.6. Cooperation of school committees. – School committees, boards, or regional

school districts that are independent governmental entities within a municipality shall cooperate in providing to the chief financial officer all information needed to formulate the reports and the deficit elimination plan required under this chapter. The auditor general or the state director of ~~administration revenue~~ may petition the superior court to order the school committee or board to cooperate with the municipality and provide all information requested by the chief financial officer needed to formulate a plan hereunder. The director of ~~administration revenue~~ may also direct the state controller and general treasurer to withhold state aid to the school committee until the school committee or board cooperates in the formulation of a plan.

SECTION 59. Sections 45-13-2, 44-13-5.2, 45-13-8, 45-13-9 and 44-13-14 of the General Laws in Chapter 45-13 entitled "State Aid" are hereby amended to read as follows:

45-13-2. "Tax levy" defined. – For the purposes of this chapter, "tax levy" means the total amount of taxes annually certified by the assessors of taxes of the cities and towns, as shown on the annual reports certified by the assessors to the director of ~~administration revenue~~; provided, that whenever a city or town, incidental to changing its fiscal year, orders a tax levy to pay its expenses for a fiscal period other than twelve (12) months, "tax levy" means the tax levy of the city or town of the calendar year preceding the calendar year in which the change of fiscal year takes place.

45-13-5.2. Valuation of tax exempt property for purposes of computing state grants. – Not later than August first in any year, any town or municipality to which a grant may be payable under the provisions of § 45-13-5.1, shall provide the director of ~~administration revenue~~ with the assessed valuation of the tax exempt real property which is required for the computation of the grant. The director of ~~administration revenue~~ may, on or before April 30 next succeeding the receipt of the statement, reevaluate any exempt property when, in the director's judgment the valuation made by the local assessor or assessors is inaccurate, and shall notify the municipality of the reevaluation. Any municipality aggrieved by the action of the director of ~~administration revenue~~ under the provisions of this section may, within two (2) weeks of the notice, file an appeal consistent with the provisions of chapter 35 of title 42.

45-13-8. Reports. [Effective January 1, 2007.]. – (a) The department of ~~administration revenue~~ in consultation and cooperation with towns and cities shall maintain:

- (1) An identification of state mandates created by statute since January 1, 1970;
- (2) Specific identification of all state mandates established since July 1, 1979 which are subject to reimbursement in accordance with § 45-13-9, and the cost of each of these mandates to each city and town.

(b) The department of ~~administration revenue~~ shall annually by January 1 issue a report identifying the state's mandates established during the preceding July 1 – June 30 period and stating the cost by city and town of all state mandates established after January 1, 1979, for the next preceding July 1 – June 30 period. The department of ~~administration revenue~~ shall annually issue to cities and towns a comprehensive listing of all state mandates established after January 1, 1979.

(c)(1) Statutes and regulations containing state mandates shall include items eligible for reimbursement; however, failure to include these items shall not exempt any state mandates not otherwise exempted from the provisions of §§ 45-13-7 – 45-13-10.

(2) Cities and towns shall submit to the department of ~~administration revenue~~ in any form that may be established by the department, a report of the cost of each state mandate established after January 1, 1979, to the city or town. The reports shall be submitted by April 1 each year and shall state costs incurred by the city or town during the preceding July 1 – June 30 period.

(3) The reports of cities and towns requesting reimbursement for state mandates are subject to audit procedures established under § 45-10-5.1.

(d) The department of ~~administration~~ revenue shall issue by January 1, 1988 and by January 1 of each fourth (4th) year thereafter, a report to the governor and the General Assembly recommending the modification or repeal of existing state mandates which are deemed to be inappropriate or obsolete and citing the reason for the recommendation on the fourth (4th) year anniversary of those state mandates. This report shall be prepared by the Rhode Island ~~office of municipal affairs~~ division of property valuation and municipal finance within the department of ~~administration~~ revenue in consultation and cooperation with the affected state agencies and the Rhode Island league of cities and towns and the Rhode Island association of school committees.

(e) All reports issued by the department of ~~administration~~ revenue in accordance with this subset

45-13-9. Reimbursement to cities and towns and school districts for the costs of state mandates. [Effective January 1, 2007]. – (a)(1) The department of ~~administration~~ revenue shall submit to the budget office by October 1 of each year, a report by each city and town, of the cost of state mandates established after January 1, 1979, to be reimbursed for the next preceding July 1 – June 30 period.

(2) The budget office shall annually include the statewide total of the statement of costs of state mandates to be reimbursed in the state budget for the next fiscal year; provided, that any costs resulting from the rules and regulations of state departments or agencies shall be allocated to the budgets of those departments or agencies.

(b) The state treasurer shall in July of each year distribute to cities and towns the reimbursements for state mandated costs in accordance with the report submitted by the department of ~~administration~~ revenue to the state budget office.

45-13-14. Adjustments to tax levy, assessed value, and full value when computing state aid. – (a) Whenever the director of ~~administration~~ revenue computes the relative wealth of municipalities for the purpose of distributing state aid in accordance with title 16 and the provisions of § 45-13-12, he or she shall base it on the full value of all property except:

(1) That exempted from taxation by acts of the general assembly and reimbursed under § 45-13-5.1 of the general laws, which shall have its value calculated as if the payment in lieu of tax revenues received pursuant to § 45-13-5.1, has resulted from a tax levy;

(2) That whose tax levy or assessed value is based on a tax treaty agreement authorized by a special public law or by reason of agreements between a municipality and the economic development corporation in accordance with § 42-64-20 prior to May 15, 2005, which shall not have its value included;

(3) That whose tax levy or assessed value is based on tax treaty agreements or tax stabilization agreements in force prior to May 15, 2005, which shall not have its value included;

(4) That which is subject to a payment in lieu of tax agreement in force prior to May 15, 2005;

(5) Any other property exempt from taxation under state law; or

(6) Any property subject to chapter 27 of title 44, taxation of Farm, Forest, and Open Space Land.

(b) The tax levy of each municipality and fire district shall be adjusted for any real estate and personal property exempt from taxation by act of the general assembly by the amount of payment in lieu of property tax revenue anticipated to be received pursuant to § 45-13-5.1 relating to property tax from certain exempt private and state properties, and for any property

subject to any payment in lieu of tax agreements, any tax treaty agreements or tax stabilization agreements in force after May 15, 2005, by the amount of the payment in lieu of taxes pursuant to such agreements.

(c) Fire district tax levies within a city or town shall be included as part of the total levy attributable to that city or town.

(d) The changes as required by subsections (a) through (c) of this section shall be incorporated into the computation of entitlements effective for distribution in fiscal year 2007-2008 and thereafter.

SECTION 60. This act shall take effect upon passage."

Respectfully submitted,

REPRESENTATIVE COSTANTINO

=====  
LC01749/2  
=====

Representative Costantino discusses the amendment.

The motion to amend prevails on a roll call vote 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Trillo, Ucci, Walsh, Williams, Winfield.

NAYS - 0.

**87 2008-S 2441 SUB A as amended**

**BY Perry**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
ENERGY FACILITY SITING ACT**

Ordered on the Calendar

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

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 4: Representatives Gorham, Loughlin, Trillo, Watson.

**88 2008-S 2502 SUB A as amended**

**BY Bates**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- ENTICEMENT OF CHILDREN**

Ordered on the Calendar

Representative Lally moves passage of the act, seconded by Representatives Naughton, Coderre, and Carter.

The bill marked Substitute "A" is read and passed, as amended, 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: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**89 2008-S 2621 SUB A**

**BY Doyle**

**ENTITLED, AN ACT RELATING TO EDUCATION -- CURRICULUM**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Savage.

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

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Loughlin.

**90 2008-S 2716 SUB A as amended**

**BY Blais**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES - JAILS AND PRISONS**

Ordered on the Calendar

Representative Lally moves passage of the act, seconded by Representative Loughlin.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**91 2008-S 2790**

**BY Ruggerio**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATION-AUTOMOBILE WRECKING AND SALVAGE YARDS**



Ordered on the Calendar

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

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 8: Representatives Ehrhardt, Gorham, Loughlin, McManus, Moffitt, Mumford, Trillo, Watson.

**92 2008-S 2921**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING TO EDUCATION -- RHODE ISLAND  
PREKINDERGARTEN EDUCATION ACT**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Lima and Kilmartin.

By unanimous consent, Majority Leader Fox, seconded by Representative Kilmartin offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- S 2921**

**AN ACT RELATING TO EDUCATION -- RHODE ISLAND PREKINDERGARTEN  
EDUCATION ACT**

Mr. Speaker:

I hereby move to amend 2008 -- S 2921, entitled "AN ACT RELATING TO EDUCATION -- RHODE ISLAND PREKINDERGARTEN EDUCATION ACT", as follows:

(1) On page 2, lines 29 and 30, by deleting the language "who work with children from birth to age five (5)".

(2) On page 2, line 31, following the word "education" by inserting the following language: "and who work with children from birth to age five (5)".

Respectfully submitted,

## REPRESENTATIVE FOX

=====  
LC02614/2  
=====

The motion to amend prevails on a roll call vote 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Slater, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 53 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Walsh, Wasyluk, Williams, Williamson.

NAYS - 2: Representatives Loughlin, Watson.

**93 2008-S 3047**

**BY Goodwin**

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

Ordered on the Calendar

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

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley,

Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 5: Representatives Caprio, Gorham, Loughlin, Trillo, Watson.

**NOW PRESIDING**

At 9:22 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

**94 2008-H 7888 SUB A**

**BY Slater**

**ENTITLED,** JOINT RESOLUTION RELATING TO THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

Committee on Health, Education & Welfare 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 Saturday, June 21, 2008 as item # 3.

**95 2008-S 2012**

**BY Tassoni**

**ENTITLED,** AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

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

Representative McNamara moves passage of the act, seconded by Majority Leader Fox.

Representative Slater discusses the act.

Representative Slater moves to recommit seconded by Representatives Lewiss and Diaz.

The motion to recommit, prevails on a roll call vote, 49 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 49: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kilmartin, Lally, Lewiss, Lima, Mattiello, McCauley, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Ucci, Walsh, Wasylyk, Williams, Williamson.

NAYS - 9: Representatives Giannini, Gorham, Long, Loughlin, McNamara, Petrarca, Trillo, Watson, Winfield.

Read and recommitted to the Committee on Health, Education and Welfare.

**96 2008-S 3114****BY Bates****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF BARRINGTON GRIDIRON CLUB, INC.

Committee on Constituent Services recommends passage in concurrence.

Representative Giannini moves passage of the act, seconded by Representative Diaz.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**97 2008-S 2118****BY Connors****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING

Committee on Labor recommends passage in concurrence.

Representative Corvese moves passage of the act, seconded by Majority Leader Fox.

Representatives Ucci and Corvese discuss the act.

Read, and by unanimous consent, ordered to be placed on the Calendar for Saturday, June 21, 2008, as item # 21.

**98 2008-H 8198 SUB A****BY Carter****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

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

Representative Carter moves passage of the act, seconded by Majority Leader Fox.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 51 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 51: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Jackson, Kennedy, Lally, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 0.

**99 2008-H 8293**

**BY Kilmartin**

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Majority Leader Fox and Representative Gemma.

Read and passed, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 53: Representatives Ajello, Almeida, Amaral, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 1: Representative Gorham.

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Peter F. Kilmartin, State Representative, District 61, 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: (08-H 8321)
2. (Nature of the potential conflict) I have the following interest in the matter:  
My employer, Michael Horan, represented a party in a zoning matter regarding this land.

3B. 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 KILMARTIN  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 20<sup>th</sup> day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

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

CHARLENE LIMA  
SPEAKER PRO TEMPORE OF THE HOUSE OF REPRESENTATIVE

---

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Peter Petrarca, State Representative, District 44, 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: (08-H 8321)

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

3B. 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 PETRARCA  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 20<sup>th</sup> day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

Representative Petrarca 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 REPRESENTATIVE

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**100 2008-H 8321****BY Corvese****ENTITLED,** AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND BY EMINENT DOMAIN

Committee on Corporations recommends passage.

Representative Corvese moves passage of the act, seconded by Representative Wasyluk.

Representatives McCauley and Corvese discuss the act.

The act is read and fails, on a roll call vote, 16 members voting in the affirmative and 38 members voting in the negative as follows.

YEAS - 16: Representatives Carter, Corvese, Costantino, Dennigan, Fellela, Fox, Gallison, Gorham, Handy, Jackson, Lewiss, Mattiello, McManus, McNamara, Shanley, Wasyluk.

NAYS - 38: Representatives Ajello, Almeida, Amaral, Brien, Caprio, Coderre, Diaz, Ehrhardt, Ferri, Gemma, Kennedy, Lally, Lima, Long, Loughlin, McCauley, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

**REQUESTS**

Representative DeSimone and Smith, request the journal to reflect that if they had voted on (08-H 8321, they would have voted in the negative.

**101 2008-H 8405****BY Baldelli-Hunt****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Baldelli-Hunt.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, O'Neill, Pacheco, Rice,

Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

**102 2008-S 2044 SUB A**

**BY Raptakis**

**ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --  
REGULATION OF SALES**

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 Representative Carter.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: Representatives Ajello, Almeida, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

**103 2008-S 2601 SUB A as amended**

**BY Pichardo**

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED  
ACTIVITIES**

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 Baldelli-Hunt, Slater and Diaz.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long,



Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 0.

**104 2008-S 2902**

**BY Ruggiero**

**ENTITLED, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES**

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, 50 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 50: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Savage, Segal, Serpa, Silva, Slater, Story, Trillo, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 0.

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Peter F. Kilmartin, State Representative, District 61, 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: (08-S 3059)

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

My employer, Michael Horan, represented a party in a zoning matter regarding this land.

3B. 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 KILMARTIN  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 20<sup>th</sup> day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

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

CHARLENE LIMA  
SPEAKER PRO TEMPORE OF THE HOUSE OF REPRESENTATIVE

---

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Peter Petrarca, State Representative, District 44, 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: (08-S 3059)

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

3B. 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 PETRARCA  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 20<sup>th</sup> day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

Representative Petrarca 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 REPRESENTATIVE

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**105 2008-S 3059****BY Ciccone****ENTITLED,** AN ACT TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE  
TO TAKE LAND BY EMINENT DOMAIN

Committee on Corporations recommends passage

Representative Corvese moves passage of the act, seconded by Representative Wasylyk.

Representative McCauley moves to recommit, seconded by Representative Williams.

**NOW PRESIDING**At 9:53 o'clock P.M. the Honorable Speaker Pro Tempore Lima yields the rostrum to the  
Honorable Speaker MurphyThe motion to recommit fails, on a roll call vote, 25 members voting in the affirmative and 32  
members voting in the negative as follows.YEAS - 25: Representatives Ajello, Almeida, Amaral, Church, Coderre, Gablinske, Lally, Long,  
Loughlin, McCauley, Melo, Moffitt, Mumford, Naughton, Savage, Segal, Shanley, Silva, Story,  
Sullivan, Trillo, Ucci, Vaudreuil, Williams, Winfield.NAYS - 32: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Brien, Caprio,  
Carter, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gallison, Gemma, Gorham,  
Handy, Jackson, Lewiss, Lima, Mattiello, McManus, McNamara, O'Neill, Pacheco, Rice, Serpa,  
Slater, Smith, Walsh, Wasylyk, Watson, Williamson.**REQUESTS**Representatives DeSimone and Smith request the journal to reflect that they had voted  
incorrectly on the motion to recommit, they should have voted in the affirmative.Representatives Fox, McCauley, Williams, DeSimone and Corvese discuss the act.  
The act is read and fails on a roll call vote, 16 members voting in the affirmative and 40  
members voting in the negative as follows.YEAS - 16: The Honorable Speaker Murphy and Representatives Ajello, Carter, Corvese,  
Costantino, Dennigan, Fox, Gallison, Gorham, Handy, Jackson, Kennedy, Lewiss, Mattiello,  
Slater, Wasylyk.NAYS - 40: Representatives Almeida, Amaral, Caprio, Church, Coderre, DeSimone, Diaz,  
Ehrhardt, Ferri, Gablinske, Gemma, Lally, Lima, Long, Loughlin, Malik, McCauley, McNamara,  
Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Rice, Savage, Segal, Serpa,  
Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

**106 2008-H 8409****BY Mattiello**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND/OR NOTES TO FINANCE THE ACQUISITION, DEVELOPMENT, IMPROVEMENT, REHABILITATION, RESTORATION, ENHANCEMENT, PRESERVATION AND/OR PROTECTION OF OPEN SPACE, PARK AND RECREATIONAL AREAS AND/OR FACILITIES, FISH AND WILDLIFE HABITATS, AND/OR LAKE, RIPARIAN, RESERVOIR, RIVER, COASTAL AND OTHER NATURAL RESOURCES, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representative Mattiello.

Read and passed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, O'Neill, Palumbo, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**107 2008-H 8231 SUB A****BY Slater**

**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
MANAGEMENT AND DISPOSAL OF PROPERTY

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox,

Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Segal.

**108 2008-H 8429**

**BY Lima**

**ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representative Lima.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**109 2008-S 2371 SUB A**

**BY Revens**

**ENTITLED,** AN ACT RELATING TO TAXATION -- REAL ESTATE

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 49 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 49: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Carter, Church, Coderre, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Rose, Savage,

Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

### REQUESTS

Representative Corvese and Gallison request the journal to reflect that if they had voted on (08-S 2371 SUB A), they would have voted in the affirmative.

#### **110 2008-S 3119**

**BY Tassoni**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF NORTH SMITHFIELD TO FINANCE THE ACQUISITION OF LAND AND/OR INTERESTS IN LAND FOR A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, AND FOR OTHER MUNICIPAL FACILITIES AND PURPOSES AS MAY BE NEEDED FROM TIME TO TIME BY THE TOWN, AND THE RECONSTRUCTION AND REHABILITATION OF EXISTING BUILDINGS ON SUCH LAND AND/OR CONSTRUCTION OF NEW BUILDINGS OR NEW ADDITIONS TO EXISTING BUILDINGS ON SUCH LAND FOR, AND THE EQUIPPING OF, A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 OF BONDS AND/OR NOTES THEREFOR

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 1: Representative Gablinske.

#### **111 2008-S 3125**

**BY Fogarty P**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF GLOCESTER TO FINANCE THE ACQUISITION OF OPEN SPACE FOR

PRESERVATION, CONSERVATION AND GROUNDWATER  
PROTECTION AND TO ISSUE NOT MORE THAN \$500,000  
BONDS AND NOTES THEREFOR

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Williamson.

Read and passed, in concurrence, 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, Almeida, Amaral, Baldelli-Hunt, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Waslylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**112 2008-S 3116**

**BY Felag**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF WARREN TO FINANCE THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Malik.

Read and passed, in concurrence, 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, Amaral, Baldelli-Hunt, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Waslylyk, Watson.

NAYS - 0.

**REQUESTS**

Representatives Almeida, Ferri and Mattiello request the journal to reflect that if they had voted on (08 S 3116, in concurrence), they would have voted in the affirmative.

**113 2008-S 3110****BY Gallo**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, CONSTRUCTION AND REHABILITATION OF DRAINAGE IMPROVEMENTS, AND THE REMEDIATION AND MITIGATION OF DRAINAGE AND FLOODING PROBLEMS, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Lima, Mattiello and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**114 2008-S 3109****BY Lanzi**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$10,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION, AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representative Lima.



Read and passed, in concurrence, 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, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**115 2008-S 3108**

**BY Fogarty P**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF BURRILLVILLE TO FINANCE THE PLANNING, PROFESSIONAL SERVICES, CONSTRUCTION, EQUIPPING AND FURNISHING OF A TOWN SENIOR CENTER AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS THEREFOR

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Pacheco, Church, Williamson and Gorham.

Representatives Gorham and Pacheco discuss the act.

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, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**116 2008-S 3107**

**BY Gallo**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES TO FINANCE THE ACQUISITION, INSTALLATION AND CITYWIDE

IMPLEMENTATION OF A NEW COMPREHENSIVE FINANCIAL  
SOFTWARE SYSTEM FOR THE CITY OF CRANSTON FOR A TERM  
NOT TO EXCEED TEN (10) YEARS

Committee on Municipal Government recommends passage in concurrence.

Representative Gallison moves passage of the act, seconded by Representatives Slater and Mattiello.

Read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McNamara, Melo, Mumford, Naughton, Pacheco, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**116A 2008-H 8109**

**BY Kilmartin**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS**

Committee on Finance recommends passage.

Representative Kilmartin moves passage of the act, seconded by Majority Leader Fox.

By unanimous consent, Representative Kilmartin, seconded by Representatives Lima, Coderre and Pacheco offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**TO**  
**2008 -- H 8109**

**AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS**

Mr. Speaker:

I hereby move to amend 2008 -- H 8109, entitled "AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS", as follows:

By deleting all the language after the enactment clause and inserting in place thereof the following language:

"SECTION 1. Chapter 45-21 of the General Laws entitled "Retirement of Municipal Employees" is hereby amended by adding thereto the following section:

45-21-65. Other post-employment benefits -- OPEB trusts. – (a) Notwithstanding the

provisions of any general or special law, or the provisions of any municipality's home rule charter, to the contrary, for purposes of funding any unfunded liability for other post-employment benefits including, but not limited to, health care and dental care benefits hereinafter referred to as ("OPEB") in accordance with government accounting standards board statements 43 and 45, a municipality, acting by its treasurer or director of finance, upon an approving resolution of the city or town council or agency board as applicable, may enter into a trust agreement between the municipality and a corporate trustee which shall be a bank or trust company doing business in the state. This trust agreement shall be in any form deemed proper by the treasurer or director of finance of the municipality, and shall be executed by its treasurer or director of finance and countersigned by its mayor or president of the town council. It shall be lawful for any bank or trust company doing business in the state to act as a depository or trustee under this trust agreement, and to furnish indemnification and pledge securities that may be required by any municipality.

(b) OPEB trust funds shall be credited with all amounts appropriated or otherwise made available by the municipality for the purposes of meeting the current and future OPEB costs payable by the municipality. OPEB trust funds shall also be credited with all amounts contributed or otherwise made available by employees of the municipality for the purpose of meeting future OPEB costs payable by the municipality. Amounts in an OPEB trust fund, including any earnings or interest accruing from the investment of these amounts, shall be expended only for the payment of the costs payable by the municipality for OPEB or as otherwise permitted by the terms of the trust and applicable law. The director of finance or treasurer, as applicable, shall invest and reinvest the amounts in the OPEB trust fund not needed for current disbursement in any investment permitted for the municipality's pension funds consistent with the prudent person rule and investment policies of the municipality, if any.

(c) Municipalities are hereby authorized to enter into agreements, trusts, contracts, and other arrangements with the state and any of its departments, agencies, boards or commissions relating to the execution, management or operation of the OPEB trust funds, including, but not limited to, investments, and the state and its departments, agencies, boards and commissions are hereby authorized to enter into such agreements, contracts and other arrangements with municipalities. Notwithstanding any provisions of any general or special law or principle of equity to the contrary, the state shall have no liability to any municipality for entering into such agreements. A municipality may employ any qualified bank, trust company, corporation, firm or person to advise it on the investment of the OPEB trust fund and may pay from the OPEB trust fund for this advice and other services. Procurement for these service shall be subject to the procurement procedures and rules governing municipalities in the state.

(d) Any OPEB trusts that have been created by municipalities and are in effect on the date hereof are hereby ratified and confirmed.

(e) Nothing herein shall be construed to exempt OPEB trusts from the Rhode Island Access to Public Records Act, RIGL 38-2-1 et seq.

SECTION 2. Chapter 16-2 of the General Laws entitled "School Committees and Superintendents" is hereby amended by adding thereto the following section:

16-2-9.5. Other post-employment benefits -- OPEB trusts. -- (a) Notwithstanding the provisions of any general or special law, or the provisions of any municipality's home rule charter, to the contrary, for purposes of funding any unfunded liability for other post-employment benefits including, but not limited to, health care and dental care benefits hereinafter referred to as ("OPEB") in accordance with government accounting standards board

statements 43 and 45, a school district, acting by its business manager or superintendent, upon an approving resolution of the school committee or school board as applicable, may enter into a trust agreement between the school district and a corporate trustee which shall be a bank or trust company doing business in the state. This trust agreement shall be in any form deemed proper by the business manager or superintendent, and shall be executed by its business manager or superintendent and countersigned by the chair of the school committee of the school district. It shall be lawful for any bank or trust company doing business in the state to act as a depository or trustee under this trust agreement, and to furnish indemnification and pledge securities that may be required by any school district.

(b) OPEB trust funds shall be credited with all amounts appropriated or otherwise made available by the school district for the purposes of meeting the current and future OPEB costs payable by the school district. OPEB trust funds shall also be credited with all amounts contributed or otherwise made available by employees of the school district for the purpose of meeting future OPEB costs payable by the school district. Amounts in an OPEB trust fund, including any earnings or interest accruing from the investment of these amounts, shall be expended only for the payment of the costs payable by the school district for OPEB or as otherwise permitted by the terms of the trust and applicable law. The business manager or superintendent, as applicable, shall invest or reinvest the amounts in the OPEB trust fund in any investment permitted for the state pension funds consistent with the investment policies of the state general treasurer's office.

(c) School districts are hereby authorized to enter into agreements, trusts, contracts, and other arrangements with the state and any of its departments, agencies, boards or commissions relating to the execution, management or operation of the OPEB trust funds, including, but not limited to, investments, and the state and its department, agencies, boards and commissions are hereby authorized to enter into such agreements, contracts and other arrangements with school districts. Notwithstanding any provisions of any general or special law or principle of equity to the contrary, the state shall have no liability to any school district for entering into such agreements. A school district may employ any qualified bank, trust company, corporation, firm or person to advise it on the investment of the OPEB trust fund and may pay from the OPEB trust fund for this advice and other services. Procurement for these services shall be subject to the procurement procedures and rules governing school districts in state law.

(d) Nothing contained herein will prevent any school district from entering into agreements with other school districts per section 16-2-9.2 for the purposes of jointly pooling their investments or collectively entering into an agreement with a corporate trustee, as defined in subsection (a) of this section.

(e) Nothing herein shall be construed to exempt OPEB trusts from the Rhode Island Access to Public Records Act, RIGL 38-2-1 et seq.

SECTION 3. This act shall take effect upon passage."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE KILMARTIN

=====  
LC02520/4  
=====

Representative Kilmartin discusses the amendment.

The motion to amend prevails on a roll call vote 56 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Costantino, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Costantino, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lally, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

### REQUEST

Representative Gorham requests the journal to reflect that if he had voted on (08-H 8109aa), he would have voted in the affirmative.

#### **117 2008-H 8360**

**BY Rice**

**ENTITLED,** AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK ISLAND

Committee on Constituent Services recommends passage.

Representative Rice moves passage of the act, seconded by Representatives Kilmartin, Pacheco, Almeida, Lima, Fox, Costantino, Ajello, Gallison, Wasylyk, Handy, McNamara, Diaz, Walsh, Gemma, Giannini and Segal.

Representatives Lima and Amaral discuss the act.

By unanimous consent, Representative Amaral, seconded by Representative Watson offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- H 8360**

AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK  
ISLAND

Mr. Speaker:

I hereby move to amend 2008 -- H 8360, entitled "AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK ISLAND", as follows:

On page 2, by inserting the following language between lines 3 and 4: "No tolls shall be imposed on the bridge presently or, in the event the bridge is replaced by a new structure, on any new bridge."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE AMARAL

=====  
LC03073/3  
=====

Representatives Amaral, Gemma, Costantino and Watson discuss the amendment.

Representative Costantino requests a ruling of the Chair whether the amendment is germane.

The Chair rules the amendment is not germane.

Representative Amaral challenges the Ruling of the Chair.

The Ruling of the Chair is upheld on a roll call vote 35 members voting in the affirmative and 24 members voting in the negative as follows:

YEAS - 35: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gallison, Giannini, Handy, Jackson, Kilmartin, Lally, Lima, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Segal, Serpa, Silva, Slater, Williams.

NAYS - 24: Representatives Amaral, Coaty, Ehrhardt, Gablinske, Gemma, Gorham, Long, Loughlin, McManus, Moffitt, Mumford, O'Neill, Petrarca, Rice, Rose, Savage, Smith, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

Representatives Long, Lima and Amaral discuss the act.

Read and passed, on a roll call vote, 38 members voting in the affirmative and 26 members voting in the negative as follows.

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Coderre, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gallison, Giannini, Handy, Jackson, Kilmartin, Lally, Lewiss Lima, Mattiello, McCauley, McNamara, Pacheco, Rice, Savage, Segal, Slater, Smith, Sullivan, Walsh, Wasyluk, Williams, Williamson, Winfield.

NAYS - 26: Representatives Amaral, Church, Coaty, Corvese, Ehrhardt, Gablinske, Gemma, Gorham, Long, Loughlin, Malik, McManus, Melo, Moffitt, Mumford, Naughton, O'Neill, Petrarca, Rose, Serpa, Silva, Story, Trillo, Ucci, Vaudreuil, Watson.

### **TRANSMITTAL**

By unanimous consent, (08-H 8360), and certain amended Senate bills on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

Majority Leader Fox announces the following Committees will meet during recess-Judiciary, Environment and Natural Resources, Finance, Health Education and Welfare, and Corporations.

### **RECESS**

At 10:30 P.M. o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

### **ORDER**

At 11:22 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

Majority Leader Fox announces the House will Recess for today and reconvene tomorrow morning at 10:00 o'clock A.M.

### **RECESS**

At 11:25 P.M. o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

### **ORDER**

At 10:40 o'clock A.M. on Saturday, June 21, 2008, the Honorable Speaker Murphy calls the House to order.

The roll is called and a quorum is declared present with 68 members present and 6 members absent as follows:

PRESENT - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Melo, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Palumbo, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith,

Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 6: Representatives Flaherty, Lally, Menard, Schadone, Scott, Singleton.

### INVOCATION

The Honorable Speaker presents Representative Gallison who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

### APPROVAL OF RECORD

By unanimous consent, the House Journal of Thursday, June 19, 2008 is approved as printed.

### CALENDAR

#### IN ORDER FOR SATURDAY, JUNE 21, 2008:

**1 2008-H 7857**

**BY Handy**

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS**

Committee on Finance recommends passage.

Representative Handy moves passage of the act, seconded by Representatives Ajello, Almeida, and many other members of the House.

By unanimous consent, Representative Handy, seconded by Representatives Fox and Costantino offers a written motion to amend.

### FLOOR AMENDMENT TO 2008 -- H 7857

#### AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Mr. Speaker:

I hereby move to amend 2008 -- H 7857, entitled "AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS", as follows:

By deleting everything after the enactment clause and inserting the following language in place thereof:

“SECTION 1. Chapter 39-18 of the General Laws entitled "Rhode Island Public Transit Authority" is hereby amended by adding thereto the following section:

39-18-24. Use of transportation by students -- discounts. – Effective September 1, 2008, all public colleges and public institutions of higher education in this state, including, but not limited to, the University of Rhode Island, the Community College of Rhode Island, and Rhode



Island College, shall have available for purchase by students with a current valid student identification card issued by the respective college or university on every campus half price monthly transportation passes.

(b) At the request of the Board, the Authority shall present to the Board of Governors for higher education a recommendation to determine the anticipated cost needed to maintain the program each school year.

SECTION 2. This act shall take effect upon passage.”

Respectfully submitted,

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REPRESENTATIVE HANDY

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LC01258/6  
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Representatives Ajello, Mumford and Handy discuss the amendment.

The motion to amend prevails on a roll call vote 26 members voting in the affirmative and 24 members voting in the negative as follows:

YEAS - 26: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Church, Coderre, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Handy, Kilmartin, Lewiss, Lima, McCauley, McNamara, Naughton, Rice, San Bento, Segal, Serpa, Silva, Slater, Vaudreuil.

NAYS - 24: Representatives Brien, Caprio, Carter, Coaty, Corvese, DeSimone, Ehrhardt, Giannini, Gorham, Jackson, Kennedy, Loughlin, McManus, Moffitt, Mumford, O'Neill, Petrarca, Rose, Savage, Shanley, Story, Sullivan, Ucci, Winfield.

Read and failed, as amended, on a roll call vote, 27 members voting in the affirmative and 27members voting in the negative as follows.

YEAS - 27: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Church, Coderre, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Handy, Kilmartin, Lima, McCauley, McNamara, Naughton, Pacheco, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Vaudreuil.

NAYS - 27: Representatives Baldelli-Hunt, Caprio, Carter, Coaty, Corvese, DeSimone, Ehrhardt, Gemma, Giannini, Gorham, Jackson, Kennedy, Lewiss, Loughlin, McManus, Moffitt, Mumford, O'Neill, Petrarca, Savage, Shanley, Smith, Story, Sullivan, Ucci, Watson, Winfield.

**REQUEST**

Representative Trillo requests the journal to reflect that if he had voted on (08-H 7857aa), he would have voted in the negative.

**2 2008-H 7541 SUB A****BY Rose****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- AMENDING THE  
TAX INCREMENT FINANCING ACT

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

Representative Rose moves passage of the act, seconded by Representatives Dennigan, McNamara, Savage, Naughton, Serpa, Ucci, and Gemma.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewis, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**3 2008-H 7888 SUB A****BY Slater****ENTITLED,** JOINT RESOLUTION RELATING TO THE EDWARD O. HAWKINS  
AND THOMAS C. SLATER MEDICAL MARIJUANA ACT

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

Representative McNamara moves passage of the resolution, seconded by Representatives Slater, Moffitt, Naughton, Gemma, Almeida, Ferri, Williams, Walsh, Pacheco and many other members of the House.

By unanimous consent, Representative Watson seconded by Representative Slater offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**TO**  
**2008 -- H 7888 SUBSTITUTION A**

JOINT RESOLUTION RELATING TO THE EDWARD O. HAWKINS AND THOMAS C.  
SLATER MEDICAL MARIJUANA ACT

Mr. Speaker:

I hereby move to amend 2008 -- H 7888 SUBSTITUTE A, entitled "JOINT RESOLUTION RELATING TO THE EDWARD O. HAWKINS AND THOMAS C. SLATER MEDICAL MARIJUANA ACT", as follows:

(1) On page 1, line 12, by deleting the word "Majority" and inserting in place thereof the word "Minority".

Respectfully submitted,

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REPRESENTATIVE WATSON

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LC01437/4  
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The motion to amend prevails on a roll call vote 54 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Lewiss, Lima, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Lewiss, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 2: Representatives Gorham, Loughlin.

**4 2008-H 7529**

**BY Lewiss**

**ENTITLED, HOUSE RESOLUTION SUPPORTING THE REPEAL OF THE  
NON-WAGE WITHHOLDING MANDATE**

Committee on Finance recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar after item # 80 as 80A.

**5 2008-H 8368 SUB A****BY Williams****ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -  
STATE PURCHASES

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

Representative Costantino moves passage of the act, seconded by Representatives Williams, Almeida, and Gemma.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**6 2008-H 7872 SUB A****BY Slater****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR  
HEALTH PROFESSIONS ACT

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

Representative Costantino moves passage of the act, seconded by Representatives Naughton, Williams and Almeida.

The bill marked Substitute "A" is read and passed 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**7 2008-H 7880 SUB A**

**BY Handy**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC  
WASTE PREVENTION, REUSE, AND RECYCLING ACT

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

Representative Costantino moves passage of the act, seconded by Representatives Handy Pacheco, and many other members of the House.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 51 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 6: Representatives Coaty, Ehrhardt, Gorham, Loughlin, Mumford, Watson.

**8 2008-S 2631 SUB B**

**BY Sosnowski**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC  
WASTE PREVENTION, REUSE, AND RECYCLING ACT

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

Representative Costantino moves passage of the act, seconded by Representatives Fox, Naughton and many other members of the House.

By unanimous consent, Representative Costantino seconded by Majority Leader Fox offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- S 2631 SUBSTITUTE B**

AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC WASTE PREVENTION,  
REUSE, AND RECYCLING ACT

Mr. Speaker:

I hereby move to amend 2008 -- S 2631 SUBSTITUTE B, entitled "AN ACT RELATING TO HEALTH AND SAFETY - ELECTRONIC WASTE PREVENTION, REUSE, AND RECYCLING ACT", as follows:

By deleting all the language after the enactment clause and inserting in place thereof the following language:

“SECTION 1. Sections 23-24.10-1 and 23-24.10-3 of the General Laws in Chapter 23-24.10 entitled "Electronic Waste Prevention, Reuse and Recycling Act" are hereby amended to read as follows:

23-24.10-1. Purpose. -- The purposes of this act are:

(1) To ~~study the establishment of a covered electronic product~~ establish a manufacturer financed system for the collection, recycling, and reuse program for covered electronic products in Rhode Island;

(2) To develop a comprehensive strategy, with the participation of state agencies, producers, processors and consumers, for waste prevention and reduction of covered electronic products in the state, which addresses the collection, recycling and reuse of covered electronic products from all covered electronic product generators in the state and that ensures the safe and environmentally sound handling, reuse and recycling of covered electronic products;

(3) To promote the development of state infrastructure for the reuse and recycling of used electronics;

(4) To eliminate waste generated in the state from covered electronic products from landfill and incinerator disposal; and

(5) To encourage the design of covered electronic products that are less toxic, more durable and more recyclable.

23-24.10-3. Definitions. -- ~~(a)~~ For the purposes of this chapter:

(1) "Department" means the department of environmental management.

(2) "Covered electronic products" means:

(i) ~~Desktop computers~~ Computers (including central processing unit or CPU) as defined herein;

(ii) Computer monitors, including CRT monitors and flat panel monitors;

~~(iii) Portable computers (laptops);~~

~~(iv)~~ (iii) Combination units (CPUs with monitors);

~~(v) CRT-based televisions and non-CRT-based televisions; and~~

~~(vi) Television~~ (iv) Televisions ~~(including CRT-based and non-CRT-based televisions, plasma and LCD), or any similar video display device with a screen greater than four (4) nine (9) inches diagonally and that contains a circuit board;~~ and

(v) "Covered electronic products" does not mean a computer, television or video display device that is: (a) a part of a motor vehicle or any component part of a motor vehicle assembled by, or for, a vehicle manufacturer or franchised dealer, including replacement parts for use in a motor vehicle; or (b) functionally or physically a part of, connected to or integrated within a larger piece of equipment designed and intended for use in an industrial, governmental, commercial, research and development, or medical setting, (including diagnostic, monitoring, or other medical products as that term is defined under the Federal Food, Drug, and Cosmetic Act)

or equipment used for security, sensing, monitoring, or anti-terrorism purposes; or (c) contained within a home appliance, clothes washer, clothes dryer, refrigerator, refrigerator and freezer, microwave oven, conventional oven or range, dishwasher, room air conditioner, dehumidifier, or air purifier; or (d) a handheld device used to access commercial mobile radio service, as such service is defined in 47 CFR 20.3, or (e) a printer as defined in subsection (ii) herein.

~~(3) "Covered electronic product generator" includes any person that has a covered electronic product within its possession.~~

(3)(4) "Person" means an individual, trust, firm, joint stock company, corporation (including a government corporation), partnership, association, the federal government or any agency or subdivision thereof, a state, municipality, commission, political subdivision of a state, or any interstate body.

(4) "Computer" often referred to as a "personal computer" or "PC", means a desktop or notebook computer as further defined below, but does not mean an automated typewriter, electronic printer, mobile telephone, portable hand-held calculator, portable digital assistant (PDA), MP3 player, or other similar device. "Computer" does not include computer peripherals, commonly known as cables, mouse, or keyboard; computer servers marketed to professional users; or retail store terminals or cash registers, used at customer checkout in the retail industry. "Computer" is further defined to include:

(i) "Desktop Computer" means an electronic, magnetic, optical, electrochemical, or other high speed data processing device performing logical, arithmetic, or storage functions for general purpose needs which are met through interaction with a number of software programs contained therein, and which is not designed to exclusively perform a specific type of logical, arithmetic or storage function or other limited or specialized application. Human interface with a desktop computer is achieved through a standalone keyboard, stand-alone monitor or other display unit, and a stand-alone mouse or other pointing device, and is designed for a single user. A desktop computer has a main unit that is intended to be persistently located in a single location, often on a desk or on the floor. A desktop computer is not designed for portability and generally utilizes an external monitor, keyboard, and mouse with an external or internal power supply for a power source. Desktop computer does not include an automated typewriter or typesetter; or

(ii) "Notebook computer" means an electronic, magnetic, optical, electrochemical, or other high-speed data processing device performing logical, arithmetic, or storage functions for general purpose needs which are met through interaction with a number of software programs contained therein, and which is not designed to exclusively perform a specific type of logical, arithmetic or storage function or other limited or specialized application. Human interface with a notebook computer is achieved through a keyboard, video display greater than nine inches (9") in size, and mouse or other pointing device, all of which are contained within the construction of the unit which comprises the notebook computer; supplemental standalone interface devices typically can also be attached to the notebook computer. Notebook computers can use external, internal, or batteries for a power source. Notebook computer does not include a portable handheld calculator, or a portable digital assistant or similar specialized device. A notebook computer has an incorporated video display greater than nine inches (9") in size and can be carried as one unit by an individual. A notebook computer is sometimes referred to as a laptop computer.

(5) "Corporation" means the Rhode Island resource recovery corporation created and established pursuant to chapter 23-19 of the Rhode Island general laws.

(6) "Manufacturer" means a person or entity who:

- (i) Has a physical presence and legal assets in the United States of America; and
- (A) Manufactures or manufactured a covered electronic product under a brand it owns; or is or was licensed to use;
- (B) Sells or sold under a brand or label it owns or is or was licensed to use a covered electronic product produced by other suppliers; or
- (C) Assumes the financial responsibility of manufacturer collection, transportation or recycling as further defined herein; or
- (D) Imports or imported a covered electronic product into the United States that is manufactured by a person without a presence in the United States; or
- (E) Sells at retail a covered electronic product acquired from an importer that is the manufacturer as described in subsection (b) herein, and elects to register in lieu of the importer.
- (7) "Market share" means a television manufacturers' national sales of televisions expressed as a percentage of the total of all television manufacturers' national sales based on the best available public data.
- (8) "Monitor" means a video display device without a tuner that can display pictures and sound and is used with a computer.
- (9) "Orphan waste" means a covered electronic product, except a television, for which no manufacturer can be identified or the manufacturer is no longer a business and no successor business can be identified.
- (10) "Premium service" means services such as at-location system upgrade services and at-home pickup services, including curbside pickup service.
- (11) "Printer" means desktop printers, multifunction printer copiers, and printer/fax combinations taken out of service that are designed to reside on a work surface, and include various print technologies, including without limitation laser and LED (electrographic), ink jet, dot matrix, thermal, and digital sublimation, and "multi-function" or "all-in-one" devices that perform different tasks, including without limitation copying, scanning, faxing, and printing. Printers do not include floor-standing printers, printers with optional floor stand, point of sale (POS) receipt printers, household printers such as a calculator with printing capabilities or label makers, or non-stand-alone printers that are embedded into products that are not covered electronic products.
- (12) "Retailer" means a person or entity who sells a covered electronic product in the state to a consumer, "Retailer" includes, but is not limited to, a manufacturer of a covered electronic product who sells directly to a consumer through any means, including, but not limited to, transactions conducted through sales outlets, catalogs or the Internet, or any similar electronic means, but not including leasing, commercial financing or wholesale transactions with a distributor or other retailer.
- (13) "Return share" means the minimum percentage of covered electronic products, except televisions, that an individual manufacturer is responsible for collecting, transporting and recycling.
- (14) "Return share by weight" means the minimum total weight of covered electronic products, except televisions, that an individual manufacturer is responsible for collecting, transporting and recycling.
- (15) "Television" means any telecommunication system device that can broadcast or receive moving pictures and sound over a distance and includes a television tuner or a display device peripheral to a computer that contains a television tuner.
- (16) "Video display devices" means and includes units capable of presenting images



electronically on a screen, with a viewable area greater than nine inches (9") when measured diagonally, viewed by the user and may include cathode ray tubes, flat panel computer monitors, plasma displays, liquid crystal displays, rear and front enclosed projection devices, and other similar displays that exist or may be developed.

(17) "State program" means a statewide program for collecting, transporting and recycling covered electronic products that is provided by the resource recovery corporation for manufacturers who pay a recycling fee.

SECTION 2. Section 23-24.10-6 of the General Laws in Chapter 23-24.10 entitled "Electronic Waste Prevention, Reuse and Recycling Act" is hereby repealed.

~~23-24.10-6. Study to establish a covered electronic product collection, recycling, and reuse program. -- (a) The department shall study the establishment of collection, recycling, and reuse programs for covered electronic products in this state. The department shall consult with stakeholders including persons who represent covered electronic product manufacturers, covered electronic product retailers, waste haulers, electronics recyclers, charities, cities, environmental organizations, public interest organizations, reuse organizations, schools, and other interested parties that have a role or interest in the collection, reuse, and recycling of covered electronic devices. As part of this study the department shall:~~

~~(1) Examine existing programs and infrastructure for reuse and recycling of covered electronic product;~~

~~(2) Compile information on covered electronic product manufacturers' covered electronic product collection, recycling, and reuse programs;~~

~~(3) Review existing data on the costs to collect, transport, and recycle electronic waste;~~

~~(4) Research the potential impacts of recycling or reusing electronic waste on jobs, recycling infrastructure, and economic development;~~

~~(5) Evaluate ways for improving product design to increase recyclability and reduce toxicity of products, including the assessment of safer alternatives to toxics outlined in the ROHS directive;~~

~~(6) Develop recommendations to define the role for charities, government agencies, local and state governments, businesses, manufacturers, and retailers in the collection, reuse and recycling of covered electronic products; and~~

~~(7) Explore state financial incentives for developing business opportunities and jobs in the area of covered electronic product recycling and reuse infrastructure.~~

~~(b) The department shall, based on the findings and recommendations of subsection (a) of this section, develop a plan for implementing and financing a program that addresses the collection, recycling, and reuse of covered electronic products from all covered electronic product generators in the state. In drafting this plan, the following factors will be considered by the department:~~

~~(1) The recommendations of the mercury reduction and education commission regarding methods of financing the collection, reuse, and recycling programs for covered electronic products;~~

~~(2) The impact of the approach on local governments, nonprofit organizations, waste haulers and other stakeholders;~~

~~(3) How to address historic and orphan waste, including an assessment of financing mechanisms used for collecting and recycling historic and orphan wastes;~~

~~(4) The development of recycling and processing standards that protect the health of workers and the environment in communities where covered electronic products are recycled~~

and/or modified for reuse, which may include a ban on the export on nonworking covered electronic products to developing countries;

- ~~(5) Urban versus rural recycling challenges and issues;~~
- ~~(6) The role of covered electronic product manufacturers;~~
- ~~(7) The development of possible performance measures to assess the effectiveness of collection, reuse and recycling of covered electronic products; and~~
- ~~(8) Special consideration will be given to costs incurred by charitable organizations receiving unwanted electronic products and the waste collection systems that could be developed as a result of this activity.~~

~~(c) The department shall submit two (2) progress reports to the general assembly and the governor as follows:~~

~~(1) On or before January 1, 2007, the department shall submit a progress report on the study required by subsection (a) of this section including the provisions made for the inclusion of stakeholders, the issues that will be addressed in the study, and the work program to develop the plan required by subsection (b) of this section.~~

~~(2) On or before May 1, 2007, the department shall submit a progress report describing the progress of the study and of the development of the plan and identifying any issues that might need to be resolved in implementing an electronic waste collection, reuse and recycling program."~~

~~(d) The department shall submit to the general assembly, no later than December 31, 2007, a program to accomplish the purposes of the chapter, which program shall include:~~

~~(1) Findings and recommendations for implementing and financing the collection, reuse and recycling of covered electronic products; and~~

~~(2) A plan and recommendations for any legislation necessary to implement the plan, for the collection, reuse and recycling of covered electronic products.~~

~~(e) The department may promulgate such regulations as may be necessary to implement the electronic waste collection, reuse and recycling program, which regulations shall be effective upon passage of the program by the general assembly.~~

SECTION 3. Chapter 23-24.10 of the General Laws entitled "Electronic Waste Prevention, Reuse and Recycling Act" is hereby amended by adding thereto the following sections:

23-24.10-6. Manufacturer individual financial responsibility. -- (a) On the effective date of this section, for covered electronic products other than televisions, manufacturers have individual financial responsibility for the collection, transportation and recycling of their covered electronic products and orphan waste which have been discarded by households or public and private elementary and secondary schools in Rhode Island, including their return share of orphan waste.

(b) On the effective date of this section, for televisions, each television manufacturer has financial responsibility for the collection, transportation and recycling of televisions, which have been discarded by households or public and private elementary and secondary schools in Rhode Island, based on the television manufacturer's market share.

23-24.10-7. Sales and labor prohibitions. -- (a) A manufacturer not in compliance with all financial and other requirements of this chapter is prohibited from offering a covered electronic product for sale in this state.

(b) It shall be unlawful for any retailer and/or manufacturer to offer for sale in this state a new covered electronic product from a manufacturer that is not in full compliance with the

requirements of this chapter. The department shall maintain a list of all manufacturers in compliance with the requirements of this chapter and post the list on an Internet website. Retailers of products in or into the state shall consult the list prior to selling covered electronic products in this state. A retailer shall be considered to have complied with this responsibility if, on the date that the product was ordered from the manufacturer or its agent, the manufacturer was listed as being in compliance on the aforementioned website. All manufactures will be considered in compliance with the purposes of this section until the department publishes the first requirements of this chapter for the listing.

(c) It shall be unlawful for facilities that recycle covered electronic products, including all downstream recycling operations, to use prison labor to recycle covered electronic products.

23-24.10-8. Labeling and registration requirements. -- (a) On and after the effective date of this section, a manufacturer or retailer may not sell or offer for sale a covered electronic product in the state unless it is labeled with the manufacturer's brand, and the label is permanently affixed and readily visible.

(b) Registration. Before January 1 of each year, a manufacturer of covered electronic products sold or offered for sale in this state shall register with the department for a period to cover the upcoming calendar year, on a form provided by the department. The registration shall include:

(1) A list of all the brands manufactured, sold or imported by the manufacturer, including those brands being offered for sale in this state by the manufacturer;

(2) A statement of whether the manufacturer will be implementing a manufacturer program or utilizing the state program for recycling covered electronic products; and

(3) Any other information required by the department to implement this chapter.

(c) By January 1, 2009, each manufacturer of new covered electronic products offered for sale for delivery in this state shall register with the department and pay to the department a registration fee of five thousand dollars (\$5,000). Thereafter, if a manufacturer has not previously filed a registration, the manufacturer shall file a registration with the department prior to any offer for sale for delivery in this state of the manufacturer's new covered electronic products and shall pay to the department a registration fee of five thousand dollars (\$5,000). Any manufacturer to whom the department provides notification of a return share, return share in weight or market share pursuant to subsections 23-24.10-12(d) and (e) and who has not previously filed a registration shall, within thirty (30) days of receiving such notification, file a registration with the department and shall pay to the department a registration fee of five thousand dollars (\$5,000).

(1) Each registered manufacturer shall submit an annual renewal of its registration to the department and pay to the department a registration fee of five thousand dollars (\$5,000) by January 1 of each program year.

(2) The registration and each annual renewal shall include a list of all of the manufacturer's brands of covered electronic products and shall be effective upon receipt by the department.

(3) All registration fees collected by the department shall be deposited in the environmental response fund established pursuant to Rhode Island general laws 23-19.1-23.

23-24.10-9. Manufacturer responsibility. --(a) A manufacturer choosing to implement a manufacturer program shall submit a plan to the department at the time of payment of the annual registration fee required under subsection 23-24.10-8(c).

(b) The manufacturer's plan must describe how the manufacturer will:

(1) Finance, manage and conduct a statewide program to collect covered electronic products from households and public and private elementary and secondary schools in this state;

(2) Provide for environmentally sound management practices to collect, transport and recycle covered electronic products;

(3) Provide for advertising and promotion of collection opportunities statewide and on a regular basis; and

(4) Include convenient service statewide. Collection sites shall be staffed and open to the public at a frequency adequate to meet the needs of the area being served. A program may provide collection service jointly with another program and may include, but not be limited to, mail back programs and collection events.

(c) The plan shall include a statement disclosing whether: (1) any video display devices sold in Rhode Island exceed the maximum concentration values established for lead, mercury, cadmium, hexavalent chromium, polybrominated diphenyls (PBBs), and polybrominated diphenyl ethers (PBDEs) under the RoHS (restricting the use of certain hazardous substances in electrical and electronic equipment) directive 2002/95/EC of the European parliament and council and any amendments there to enacted as of the date; or (2) the manufacture has received an exemption from one or more of those maximum concentration values under the RoHS directive that has been approved and published by the European commission.

(d) A manufacturer choosing to implement a manufacturer program shall:

(1) Provide for collection, transportation and recycling of covered electronic products from households and public and private elementary and secondary schools free of charge and a manufacturer that provides premium service for a person may charge for the additional cost of that premium service.

(2) Implement the plan and provide a report to the department no later than February 1 of each year that details how the plan required under this section was implemented during the previous calendar year.

(3) Conduct a statistically significant sampling or actual count of the covered electronic products collected and recycled by the manufacturer each calendar year using a methodology approved by the department. The manufacturer shall report the results of the sampling or count to the department no later than January 1 of the following calendar year. For all manufacturers, excluding televisions manufactured, the report must include:

(i) A list of all brands identified during the sampling or count by the manufacturer;

(ii) The weight of covered electronic products identified for each brand during the sampling or count; and

(iii) The total weight of covered electronic products, including orphan waste if applicable, collected from households and public and private elementary and secondary schools in the state by the manufacturer during the previous calendar year.

(e) A group of manufacturers, except television manufacturers, may choose to implement a manufacturer program as one entity, if in doing so the manufacturers meet the sum of their individual return shares by weight under subsection 23-24.10-12(d) and that sum is at least five percent (5%). A group of television manufacturers may choose to implement a manufacturer program as one entity, if in doing so the manufacturers meet the sum of their individual market shares under subsection 23-24.10-12(d).

(f) By February 1 of each year, a manufacturer that does not meet its share for the previous calendar year shall pay the department for the amount not achieved at a rate determined by the department to be equivalent to the amount the manufacturer would have paid as defined

under subsection 23-24.10-11(d) plus ten percent (10%), to be part of the state program.

(g) A manufacturer, except a television manufacturer, with less than a five percent (5%) return share is required to participate in the state program under section 23-24.10-11. A television manufacturer that does not have an approved manufacturer's plan shall participate in the state program under section 23-24.10-11.

(h) A manufacturer participating in the state program under section 23-24.10-11 shall notify the department at the time of its registration each year.

(i) By February 1 of each year, a manufacturer that participates in the state program shall pay a recycling fee to the corporation in an amount adopted by the department under section 23-24.10-12 to cover the costs of collecting, transporting and recycling the manufacturer's annual share of covered electronic products for the following year.

(j) (1) A manufacturer program, the state program or a collector participating in a manufacturer program or the state program may not charge a fee to households or public and private elementary and secondary schools for the collection, transportation or recycling of those covered electronic products.

(2) A collector that provides a premium service to a person may charge for the additional cost of providing the premium service.

23-24.10-10. Retailer responsibility. -- (a) A retailer may not sell or offer for sale any covered electronic product in or for delivery into this state unless:

(1) The covered electronic product is labeled with a brand and the label is permanently affixed and readily visible;

(2) The brand is included on the list posted by the department; and

(3) The list posted by the department specifies that the manufacturer is in compliance with the requirements of this chapter. All manufacturers will be considered in compliance with the requirements of this chapter for the purposes of this section until the department publishes the first listing.

(b) A retailer shall provide to a consumer at the time of the sale of a covered electronic product information from the department's website that provides details about where and how a consumer can recycle covered electronic products in Rhode Island. Information shall also be made available in printable form for Internet sales and other sales where the Internet is involved.

(c) On or after January 1, 2009, a retailer who sells or offers for sale a new covered electronic product must, before the initial offer for sale, review the department's website to determine that all new covered electronic products that the retailer is offering for sale are labeled with the manufacturer's brands that are registered with the department.

(d) A retailer is not responsible for an unlawful sale under this subdivision if the manufacturer's registration expired or was revoked and the retailer took possession of the covered electronic product prior to the expiration or revocation of the manufacturer's registration and the unlawful sale occurred within three (3) months after the expiration or revocation.

23-24.10-11. Rhode Island resource recovery corporation responsibility. -- (a) The corporation shall establish a state program for the collection, transportation and recycling of covered electronic products from households and public and private elementary and secondary schools in this state. The state program shall be fully funded through the recycling fees as defined in subsection (d) herein. The corporation shall submit a plan to the department for review and approval that will:

(1) To the extent practicable, use existing local collection, transportation and recycling infrastructure;

(2) Use environmentally sound management practices as defined under subsection 23-24.10-12(i) to collect, transport and recycle covered electronic products;

(3) Provide for households and public and private elementary and secondary schools convenient and available collection services and sites for covered electronic products in each county of this state and collection services shall be free of charge for households and public and private elementary and secondary schools;

(4) Advertise and promote collection opportunities statewide and on a regular basis; and

(5) Conduct an actual count of the covered electronic products collected and recycled by the state program during each calendar year using a methodology approved by the department and prepare a report no later than March 1 of the following calendar year that includes but is not limited to:

(i) A list of all brands identified during the count;

(ii) The weight of covered electronic products, except televisions, identified for each brand during the count; and

(iii) The total weight of covered electronic products, including orphan waste if applicable, collected from households and public and private elementary and secondary schools in the state by the state program during the previous calendar year.

(6) Maintain on its website information on collection opportunities for covered electronic products, including collection site locations and hours. The information must be made available in a printable format for retailers.

(b) Covered electronic products account fund. The corporation shall create the covered electronic products account fund. Interest earned by the account shall be credited to the account. Fees collected by the corporation under subsection (c) below shall be deposited in the covered electronic products account fund. Moneys in the account are to be used only to pay the costs of implementing this chapter and enforcing the disposal ban in section 23-24.10-5.

(c) The corporation shall determine the return share and return share by weight for each calendar year for each manufacturer, except television manufacturers. The return share shall be determined by dividing the total weight of covered electronic products of that manufacturer's brands by the total weight of covered electronic products for all manufacturers' brands. The return share by weight shall be determined by multiplying the return share for each such manufacturer by the total weight in pounds of covered electronic products, including orphan waste, collected from households and public and private elementary and secondary schools the previous calendar year.

(1) For 2009 and 2010, determine the return share and return share by weight for each manufacturer, except television manufacturers, based on the best available public return share data and public weight data from within the United States for covered electronic products from households and public and private elementary and secondary schools. For subsequent years, the return share of covered electronic products for each manufacturer shall be based on the most recent annual sampling or count of covered electronic products. For subsequent years, the total weight in pounds of covered electronic products shall be based on the total weight of covered electronic products, including orphan waste, determined by the department.

(2) Determine the market share for each television manufacturer in accordance with subsection 23-24.10-3(7).

(3) The corporation shall present the proposed return or market shares for each manufacturer to the department for review and approval.

(d) Determine the recycling fee to be paid by each manufacturer that participates in the

state program established pursuant to this section. The corporation shall determine the recycling fees as follows:

(1) For each manufacturer, except television manufacturers, the corporation shall determine the recycling fee based on the manufacturer's annual return share and return share by weight as determined under subsection (c) of this section. The fee shall be calculated on a per pound basis and shall not exceed fifty cents (\$.50) per pound.

(2) By January 1 of each year, the corporation shall set the cost per pound for collection, transportation, and recycling of covered electronic products, except televisions, in order to reasonably approximate market costs for these services, which cost per pound is used to calculate the fee. The corporation may adjust such cost per pound in order to reasonably approximate market costs for the collection, transportation, and recycling of covered electronic products.

(3) By January 1 of each year, for each television manufacturer that participates in the state program the corporation shall determine, by regulation, the recycling fee based on a television manufacturer's market share.

(4) The corporation shall present the proposed recycling fees and any adjusted recycling fees for each manufacturer to the department for review and approval.

(e) Regulatory authority. The corporation may adopt such regulations as shall be necessary to implement the provisions of this chapter.

23-24.10-12. Department responsibility. -- The department shall:

(a) By January 1, 2009, maintain and make available on its website the following lists, which must be updated by the first day of each month:

(1) A list of registered manufacturers and their brands;

(2) A list of brands for which no manufacturer has registered; and

(3) A list that identifies which manufacturers are in compliance with this chapter.

(b) Review and approve manufacturer plans that comply with this chapter and are submitted annually by manufacturers choosing to implement a manufacturer program for recycling covered electronic products.

(c) Review and approve the corporation's plan as established by section 23-24.10-11.

(d) Review and adopt the return share and return share by weight for all manufactures, except television manufacturers, for the following year as determined by the corporation pursuant to section 23-24.10-11. The department shall review and adopt the market share for all television manufacturers for the following year as determined by the corporation pursuant to section 23-24.10-11.

(e) By January 1 of each year, notify each manufacturer that had a return share determined under section 23-24.10-11 its return share and its return share by weight for the following year. By January 1 of each year, notify each television manufacturer that had a market share determined under section 23-24.10-11 its market share for the following year.

(f) Review and adopt the recycling fee for all manufacturers as determined by the corporation pursuant to section 23-24.10-11.

(g) By January 1 of each year, the department shall notify each manufacturer that had a recycling fee determined under section 23-24.10-11 of the amount of its recycling fee. By November 1 prior to the program year for which a revised cost per pound is to be used in accordance with the provisions of section 23-24.10-11 the department shall notify all registered manufacturers of the revised cost per pound.

(h) Report biennially to the general assembly on the operation of the statewide system for collection, transportation and recycling of covered electronic products.

(i) Environmentally sound recycling and reuse. The department shall develop and adopt regulations no later than January 30, 2009 to define environmentally sound recycling and reuse practices for the manufacturers' plans and the state program. These regulations will apply to collectors, transporters, and processors, and should ensure that all their downstream vendors comply with all local, state, and federal regulations, and must not violate laws in importing and transit countries when exporting environmentally sensitive materials throughout final disposition.

(j) Regulatory authority. The department may adopt such regulations as shall be necessary to implement the provisions of this chapter and may include exemptions from provisions of this chapter as deemed appropriate by the department.

23-24.10-13. State procurement. -- (a) No later than January 1, 2009, all state agencies shall meet at least ninety-five percent (95%) of their annual purchasing requirements with electronic products registered to the Electronic Product Environmental Assessment Tool (EPEAT) unless there is no EPEAT standard for such product.

(b) All vendors of electronic products to the state shall provide take-back and management services for their products at the end of life of those products and must be in compliance with all the requirements of this section. Vendors shall provide assurances that all take-back and management services will operate in compliance with all applicable environmental laws. Purchasing preference must be given to electronic products that incorporate design for the preservation of the environment.

23-24.10-14. Multistate implementation. -- The department and the corporation are authorized to participate in the establishment of a regional multistate organization or compact to assist in carrying out the requirements of this chapter.

23-24.10-15. Limitations. -- If a federal law or combination of federal laws take effect that is applicable to all covered electronic products sold in the United States and establishes a program for the collection and recycling or reuse of covered electronic products, the department shall evaluate whether such laws provide a solution that is equal to or better than the program created by this act. The department shall report its findings back to the legislature.

23-24.10-16. Violations. -- A violation of any of the provisions of this law or any rule or regulation promulgated pursuant thereto shall be punishable, in the case of a first violation, by a civil penalty not to exceed one thousand dollars (\$1,000). In the case of a second and any further violation, the liability shall be for a civil penalty not to exceed five thousand dollars (\$5,000) for each violation.

23-24.10-17. Severability. -- The provisions of this chapter shall be severable, and if any part of this chapter is declared to be invalid or void by a court of competent jurisdiction, the remaining portion shall not be affected but shall remain in full force and effect and shall be construed to be the entire chapter.

SECTION 4. This act shall take effect upon passage.”

Respectfully submitted,

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REPRESENTATIVE COSTANTINO

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LC02035/3  
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The motion to amend prevails on a roll call vote 58 members voting in the affirmative and 1 members voting in the negative as follows:



YEAS - 58: The Honorable Speaker Murphy and Representative Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS - 1: Representative Gorham.

The bill marked Substitute "B" is read and passed, as amended and the original bill and the bill marked Substitute "A" indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS – 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.

NAYS – 5: Representatives Coaty, Ehrhardt, Gorham, Loughlin, Mumford.

### HOLD ON DESK

Representative Carter requests to hold (08-S 2631 SUB B) on the desk. There is no objection.

#### **9 2008-H 7953 SUB A**

**BY Lewiss**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
THE DEVELOPMENT SUBSIDY JOB GOALS ACCOUNTABILITY  
ACT

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 after item # 80A as #80B.

#### **10 2008-H 7470**

**BY Jackson**

**ENTITLED,** AN ACT RELATING TO PROPERTY --REDEMPTION, RELEASE  
AND TRANSFER OF MORTGAGES

Committee on Judiciary recommends passage.

Representative Jackson moves passage of the act, seconded by Representatives Lewiss and O'Neill.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 0.

**11 2008-H 7469 SUB A as amended**

**BY Jackson**

**ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE  
FORECLOSURE AND SALE**

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

Representative Jackson moves passage of the act, seconded by Representative Lewiss.

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, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**12 2008-H 7364 SUB A**

**BY Diaz**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN**

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

Representative O'Neill moves passage of the act, seconded by Representatives Diaz, Shanley and Amaral.

By unanimous consent, Representative O'Neill offers Representative Diaz's written amendment, seconded by Representatives Diaz and Shanley.

**F L O O R   A M E N D M E N T  
T O  
2008 -- H 7364 SUBSTITUTE A**

AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN

Mr. Speaker:

I hereby move to amend 2008 -- H 7364 SUBSTITUTE A, entitled "AN ACT RELATING TO CRIMINAL OFFENSES -- CHILDREN", as follows:

(1) By striking all of the language after the enactment clause and inserting in place thereof the following:

"SECTION 1. Chapter 11-9 of the General Laws entitled "Children" is hereby amended by adding thereto the following section:

11-9-13.20. Drug paraphernalia, blunt cigars, and similar items. -- (a) No person shall sell, to any person under eighteen (18) years of age:

(1) Cigars sold singly, flavored cigars known as "blunts," unflavored "blunts," flavored and unflavored blunt wraps, cigarette rolling papers of any size or composition, cigarillos, and tiparillos;

(2) Every person who shall violate this section by selling items enumerated in this section without verifying or checking identification to ensure that the person purchasing items enumerated in this section is at least eighteen (18) years of age, shall be fined not exceeding one thousand dollars (\$1,000).

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

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REPRESENTATIVE DIAZ

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LC01181/5  
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Representative O'Neill discusses the amendment.

The motion to amend prevails on a roll call vote 56 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 3: Representatives Jacquard, McManus, Watson.

**13 2008-H 8300 SUB A**

**BY Gemma**

**ENTITLED,** AN ACT RELATING TO FOOD AND DRUGS - UNIFORM  
CONTROLLED SUBSTANCES ACT

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

Representative O'Neill moves passage of the act, seconded by Representatives Gemma, Williams, and Lima.

The bill marked Substitute "A" is read and passed 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**14 2008-S 2488**

**BY Miller**

**ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL  
INJURIES COMPENSATION

Committee on Judiciary recommends passage in concurrence.

Representative O'Neill moves passage of the act, seconded by Representatives Gemma and Giannini.

Read and passed, in concurrence, on a roll call vote, 59 members voting in the affirmative and 1 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 1: Representatives Gorham.

### HOLD ON DESK

Representative Carter requests to hold (08-S 2488, in concurrence) on the desk. There is no objection.

#### **15 2008-S 2325**

**BY McCaffrey**

**ENTITLED, AN ACT RELATING TO PROPERTY -- MORTGAGE  
FORECLOSURE AND SALE**

Committee on Judiciary recommends passage in concurrence.

Representative O'Neill moves passage of the act, seconded by Representative Jackson.

Read and passed, in concurrence, 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, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

#### **16 2008-S 2706 SUB A**

**BY Goodwin**

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -**

## AUTOMATED TRAFFIC VIOLATION MONITORING SYSTEMS

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

Representative O'Neill moves passage of the act, seconded by Representative McCauley.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 12 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Handy, Jackson, Kilmartin, Lewiss, Malik, Mattiello, McCauley, McNamara, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Walsh, Williams.

NAYS - 12: Representatives Ajello, Almeida, Gemma, Gorham, Kennedy, Loughlin, McManus, Moffitt, Segal, Trillo, Watson, Winfield.

**17 2008-S 2531 SUB A****BY Felag****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES --  
REGULATION OF SALES**

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

Representative O'Neill moves passage of the act, seconded by Representative Malik.

Representative Watson discusses the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

**18 2008-S 3014 as amended****BY Perry****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION**

Committee on Judiciary recommends passage as amended in concurrence.

Representative O'Neill moves passage of the act, seconded by Representative Segal.

Read and passed, as amended, in concurrence, on a roll call vote, 53 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Handy, Jackson, Kennedy, Lewiss, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 5: Representatives Coaty, Gablinske, Loughlin, Mumford, Trillo.

**19 2008-S 2743****BY McBurney****ENTITLED, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - GUARDIANSHIP OF MINORS**

Committee on Judiciary recommends passage in concurrence.

Representative O'Neill moves passage of the act, seconded by Representatives Lewiss and Jackson.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams.

NAYS - 0.

**20 2008-S 2143 SUB B****BY Connors****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -**

## THE CIVIL RIGHTS ACT OF 1990

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

Representative O'Neill moves passage of the act, seconded by Representatives Sullivan, Fox, Ajello, Coaty, and many other members of the House.

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, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**REQUEST**

Representative Sullivan requests the journal to reflect that if he had voted on (08-S 2143 SUB B), he would have voted in the affirmative.

**21 2008-S 2118****BY Connors****ENTITLED,** AN ACT RELATING TO FINANCIAL INSTITUTIONS -- CHECK CASHING

Committee on Labor recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the bottom of the Calendar.

**22 2008-S 3105****BY Miller****ENTITLED,** AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representatives Lima, Mattiello, and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.



YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**23 2008-S 2515 SUB A**

**BY Doyle**

**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL  
OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION

Ordered on the Calendar

Representative O'Neill moves passage of the act, seconded by Representatives Jackson, Mumford, and Loughlin.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**24 2008-S 3140**

**BY Pichardo**

**ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- PUBLIC  
ASSISTANCE ACT

Ordered on the Calendar

Representative Costantino moves passage of the act, seconded by Representatives Naughton, Slater, Almeida, and many other members of the House.

Read and passed, in concurrence, on a roll call vote, 50 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri,

Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Winfield.

NAYS - 9: Representatives Carter, Coaty, Ehrhardt, Gorham, Loughlin, McManus, Moffitt, Trillo, Watson.

**25 2008-S 3080 SUB A**

**BY Blais**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Williamson and Gorham.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 43 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Loughlin, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson.

NAYS - 0.

**HOLD ON THE DESK**

Minority Leader Watson requests to hold item # 25 (08-S 3080 SUB A) on the desk. There is no objection.

**26 2008-S 3139**

**BY Connors**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, AND IMPROVEMENT OF RECREATIONAL FACILITIES IN THE TOWN AND THE FURNISHING AND EQUIPPING THEREOF BY THE ISSUANCE OF NOT MORE THAN \$1,500,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Majority Leader Fox.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson.

NAYS - 0.

### REQUEST

Representative Loughlin requests the journal to reflect that if he had voted on (08-S 3139), he would have voted in the affirmative.

#### **27 2008-S 3138**

**BY Connors**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, EXTENSION AND IMPROVEMENT OF SEWER FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representatives Watson and Loughlin.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 0.

**28 2008-S 3122****BY Issa****ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative Silva.

Read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 1 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson.

NAYS - 1: Representatives Trillo.

**29 2008-S 2430 SUB A****BY DaPonte****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - AMENDING THE TAX INCREMENT FINANCING ACT**

Ordered on the Calendar

Representative Rose moves passage of the act, seconded by Representative Dennigan.

By unanimous consent, Representative Rose offers Representative Dennigan's amendment, seconded by Representative Dennigan.

Representative Rose discusses the amendment.

**F L O O R   A M E N D M E N T**  
**T O**  
**2008 -- S 2430 SUBSTITUTE A**

AN ACT RELATING TO TOWNS AND CITIES - AMENDING THE TAX INCREMENT  
FINANCING ACT

Mr. Speaker:

I hereby move to amend 2008 -- S 2430 SUBSTITUTE A, entitled "AN ACT RELATING TO TOWNS AND CITIES - AMENDING THE TAX INCREMENT FINANCING ACT", as follows:

1. On page 1, line 8, by deleting the words "tax increment above the tax levy cap".
2. On page 1, line 10, after the word "such" by adding the word "excess".

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE DENNIGAN

=====  
LC01713/3  
=====

The motion to amend prevails on a roll call vote 40 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 40 The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Serpa, Silva, Slater, Story, Ucci, Vaudreuil, Watson, Williams, 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, 42 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Loughlin, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 0.

### REQUEST

Representative Watson requests the journal to reflect that if he had voted on (08-S 2430 SUB A), he would have voted in the affirmative.

### **30 2008-S 3148**

**BY Connors**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE ROAD IMPROVEMENTS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representative Watson.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**31 2008-S 3147**

**BY Gibbs**

**ENTITLED,** AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representatives Trillo.

Read and passed, in concurrence, 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, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**32 2008-S 2630 SUB A**

**BY Breene**

**ENTITLED,** AN ACT RELATING TO FISH AND WILDLIFE -- BIRDS

Ordered on the Calendar

Representative Rice moves passage of the act, seconded by Representatives Watson.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**33 2008-H 7442 SUB A**

**BY Kennedy**

**ENTITLED,** AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT

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

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

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McManus, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

**REQUEST**

Representative Fellela requests the journal to reflect that if she had voted on (08-H 7422 SUB A), she would have voted in the affirmative.

**34 2008-S 3111**

**BY Connors**

**ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -  
WORKERS' COMPENSATION - BENEFITS

Committee on Labor recommends passage in concurrence.

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

Representatives Gorham, Trillo, Ucci, and Corvese discuss the act.

Read and passed, in concurrence, on a roll call vote, 50 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McCauley, Moffitt, Naughton, O'Neill, Petrarca, Rice, Rose, San Bento, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 3: Representatives McManus, Mumford, Trillo.

### REQUESTS

Representatives Ferri, Malik and McNamara request the journal to reflect that if they had voted on (08-S 3111, in concurrence), they would have voted in the affirmative.

Representatives Watson and Gorham request the journal to reflect that if they had voted on (08-S 3111, in concurrence), they would have voted in the negative.

#### **35 2008-S 3099**

**BY Connors**

**ENTITLED, JOINT RESOLUTION CREATING A SPECIAL JOINT  
COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND  
EMPLOYEE MISCLASSIFICATION**

Committee on Labor recommends passage in concurrence.

Representative Corvese moves passage of the resolution, seconded by Representatives Sullivan.

Representatives Caprio, Corvese, Moffitt, Trillo, Gemma, and Watson discuss the resolution.

Read and passed, in concurrence, on a roll call vote, 47 members voting in the affirmative and 10 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McNamara, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Serpa, Silva, Slater, Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.



NAYS - 10: Representatives Caprio, Coaty, Ehrhardt, Gorham, McManus, Moffitt, Mumford, Savage, Story, Watson.

**36 2008-S 2850 as amended**

**BY Montalbano J**

**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -  
PUBLIC BUILDINGS

Committee on Environment and Natural Resources recommends passage as amended in concurrence.

Representative Malik moves passage of the act, seconded by Representatives Gallison and Naughton.

Read and passed, as amended, in concurrence, 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, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Amaral requests the journal to reflect that if he had voted on (08-S 2850aa), he would have voted in the affirmative.

**37 2008-H 8431**

**BY Sullivan**

**ENTITLED,** AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -  
PUBLIC BUILDINGS

Committee on Environment and Natural Resources recommends passage.

Representative Sullivan moves passage of the act, seconded by Representatives Naughton, Fox, Pacheco, and many other members of the House.

Representative Trillo discusses the act.

Read and passed, 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Lewiss, Lima, Loughlin, Malik, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Representative Gallison moves to bundle items 38 and 39, seconded by Representatives Watson, Ucci, and many other members of the House. There is no objection.

**38 2008-H 7235**

**BY Kilmartin**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - ZONING  
ORDINANCES**

Committee on Municipal Government recommends passage.

**39 2008-S 2697 SUB A**

**BY Levesque C**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ZONING  
ORDINANCES**

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

Representatives Trillo, Gallison, Gorham, Jackson, and Gemma discuss the bundled items.

The bundle is read and passed, on a roll call vote 60 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Jackson.

Representative Gallison moves to bundle items 40 and 41, seconded by Representative Watson. There is no objection.

**40 2008-S 3137****BY Miller**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND/OR NOTES TO FINANCE THE ACQUISITION, DEVELOPMENT, IMPROVEMENT, REHABILITATION, RESTORATION, ENHANCEMENT, PRESERVATION AND/OR PROTECTION OF OPEN SPACE, PARK AND RECREATIONAL AREAS AND/OR FACILITIES, FISH AND WILDLIFE HABITATS, AND/OR LAKE, RIPARIAN, RESERVOIR, RIVER, COASTAL AND OTHER NATURAL RESOURCES, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Ordered on the Calendar

**41 2008-S 3123****BY Gallo**

**ENTITLED,** AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,300,000 BONDS AND NOTES TO FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION IN THE WESTERN PART OF THE CITY OF CRANSTON AND THE REPAIR, RENOVATION AND IMPROVEMENT OF EXISTING FIRE STATIONS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS

Ordered on the Calendar

The bundled items are read and passed 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**42 2008-H 7755 SUB A****BY O'Neill**

**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT

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

Representative O'Neill moves passage of the act, seconded by Representatives Sullivan, Gablinske, Williams and Williamson.

By unanimous consent, Representative O'Neill, seconded by Representative Williamson offers a written motion to amend.

**F L O O R   A M E N D M E N T**  
**TO**  
**2008 -- H 7755 SUBSTITUTE A**

AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY  
ENFORCEMENT

Mr. Speaker:

I hereby move to amend 2008 -- H 7755 SUBSTITUTE A, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT", as follows:

1. On page 2, line 17, by deleting the language "chief judge of the district court" and inserting in place thereof the language "chief magistrate of the traffic tribunal".

2. On page 3, lines 3 and 4, by deleting the language "chief judge of the district court" and inserting in place thereof the language "chief magistrate of the traffic tribunal".

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE O'NEILL

=====  
LC01717/5  
=====

Representatives O'Neill 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McCauley, Naughton, O'Neill, Pacheco, Rose, San Bento, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 0.

Representatives Amaral, Costantino and Corvese discuss the act as amended.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 52 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rose, San Bento, Savage, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 4: Representatives Ajello, Almeida, Ferri, Watson.

**43 2008-H 7162 SUB A**

**BY Costantino**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
OFFICE OF HEALTH AND HUMAN SERVICES**

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

Representative Costantino moves passage of the act, seconded by Representatives Lewiss, Story, Moffitt, Naughton, Church, Slater, Walsh, Fox, Gemma, and Mumford.

The bill marked Substitute "A" is read and passed 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: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**44 2008-H 7867 SUB B**

**BY Kennedy**

**ENTITLED, AN ACT RELATING TO INSURANCE**

Ordered on the Calendar

Representative Kennedy moves passage of the act, seconded by Representatives Ehrhardt, Lewiss, San Bento, Carter, and Naughton.

The bill marked Substitute "B" is read and passed, 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 0 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**45 2008-S 2215**

**BY Gibbs**

**ENTITLED,** AN ACT RELATING TO AN AMENDMENT OF AN ACT PASSED BY THE GENERAL ASSEMBLY AT ITS FEBRUARY SESSION, 1814, ENTITLED "AN ACT TO INCORPORATE JOHN S. DEXTER, DANIEL LYMAN, SAMUEL SNOW, AND OTHERS, INTO A SOCIETY BY THE NAME OF THE SOCIETY OF CINCINNATI IN THE STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS" AND OF ALL ACT IN AMENDMENTS THEREOF

Committee on Finance recommends passage in concurrence.

Representative Costantino moves passage of the act, seconded by Representatives Loughlin and Mumford.

Representatives Rice and Costantino discuss the act.

Read and passed, in concurrence, on a roll call vote, 56 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 6: Representatives Almeida, Moffitt, Smith, Trillo, Ucci, Winfield.

**REQUEST**

Representative Ferri requests the journal to reflect that if he had voted on (08-S 2215), he would have voted in the affirmative.

**NOW PRESIDING**

At 11:50 o'clock A.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

**46 2008-S 2219 SUB A as amended****BY Perry****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
RHODE ISLAND HOUSING RESOURCES ACT OF 1998

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

Representative Costantino moves passage of the act, seconded by Majority Leader Fox.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Gallison requests the journal to reflect that if he had voted on (08-S 2219 SUB Aaa), he would have voted in the affirmative.

**47 2008-S 3103****BY Ruggerio****ENTITLED,** JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY  
CERTAIN CLAIMS

Committee on Finance recommends passage in concurrence.

Representative Costantino moves passage of the resolution, seconded by Majority Leader Fox.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: Representatives Ajello, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### REQUESTS

Representatives Almeida and Ferri request the journal to reflect that if they had voted on (08-S 3103), they would have voted in the affirmative.

#### **48 2008-S 2945 SUB A as amended**

**BY Sosnowski**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
STATE PURCHASES**

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

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

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

#### **49 2008-S 2944 SUB A**

**BY Issa**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
STATE PURCHASES**



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

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

The bill marked Substitute "A" is read and passed, 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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**50 2008-H 8165 SUB A**

**BY Rice**

**ENTITLED,** AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$350,000 BONDS BY THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION

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

Representative Costantino moves passage of the act, seconded by Representatives Rice, Gablinske, Slater, and Loughlin.

The bill marked Substitute "A" is read and passed 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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**51 2008-S 3146****BY Miller****ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representative Costantino.

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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

**REQUEST**

Representative Watson requests the journal to reflect that if he had voted on (08-S 3146), he would have voted in the affirmative.

**52 2008-S 2870 SUB A****BY Walaska****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE BUILDING CODE**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Kilmartin.

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**53 2008-S 3150****BY Metts****ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURES --  
SENTENCING AND EXECUTION**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Carter, Almeida, and Diaz.

Representative Gorham discusses the act.

Read and passed, in concurrence, on a roll call vote, 48 members voting in the affirmative and 14 members voting in the negative as follows.

YEAS - 48: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McNamara, Moffitt, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Segal, Serpa, Shanley, Silva, Slater, Smith, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 14: Representatives Amaral, Ehrhardt, Gablinske, Giannini, Gorham, Long, Loughlin, McManus, Mumford, Naughton, Savage, Story, Trillo, Watson.

**REQUESTS**

Representatives Coaty requests the journal to reflect that if he had voted on (08-S 3150), he would have voted in the negative.

Representatives Moffitt requests the journal to reflect that he had voted incorrectly on (08-S 3150), he should have voted in the negative.

**54 2008-S 2869 SUB A****BY Maselli****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - SUBDIVISION OF  
LAND**

Ordered on the Calendar

Majority Leader Fox moves passage of the act, seconded by Representatives Carter and Fellela.

The bill marked Substitute "A" is read and passed in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 8 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 8: Representatives Gorham, McManus, Moffitt, O'Neill, Petrarca, Smith, Ucci, Watson.

**55 2008-S 2057 SUB A as amended**

**BY Doyle**

**ENTITLED, AN ACT RELATING TO PROPERTY - MORTGAGE  
FORECLOSURE AND SALE**

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

Representative Gallison moves passage of the act, seconded by Representatives Kilmartin and Coderre.

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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**56 2008-H 8021 SUB A**

**BY Shanley**

**ENTITLED, AN ACT RELATING TO THE STATE AFFAIRS AND  
GOVERNMENT -- DEPARTMENT OF ENVIRONMENTAL  
MANAGEMENT -- DIVISIONS**

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

Representative Gallison moves passage of the act, seconded by Representatives Naughton, Gemma, Carter and Shanley.

Representatives Gorham, Shanley, and Loughlin discuss the act.

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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**57 2008-S 2857**

**BY Doyle**

**ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW-GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS

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, 59 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 59: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**REQUESTS**

Representatives Carter, Fellela, and Serpa request the journal to reflect that if they had voted on (08-S 2857 in concurrence), they would have voted in the affirmative.

**58 2008-S 2887 SUB A**

**BY Paiva-Weed**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- FIREFIGHTER CANCER WELLNESS

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 Handy, Gemma, Giannini, Gallison, Kilmartin, Almeida, Naughton, San Bento, Corvese, Shanley, Amaral, Ucci, Long, Loughlin and Serpa.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson.

NAYS - 0.

#### COMMUNICATION FROM THE SENATE

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

By unanimous consent, Majority Leader Fox requests to take the following House bills that were amended in the Senate up next. There is no objection.

**House Bill No. 7398 SUB B**

**BY** Ucci, Kennedy, Fellela, Petrarca, Caprio D

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES (would prohibit any person, firm or corporation from charging a surcharge of any kind relating to gift certificates and/or gift cards) {LC1259/1/B}

Majority Leader Fox moves passage of the act, seconded by Representative Ucci.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A" 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Winfield.

NAYS - 0.

**NOW PRESIDING**

At 12:12 o'clock P.M. the Honorable Speaker Pro Tempore Lima yields the rostrum to the Honorable Speaker Murphy

**House Bill No. 7493** SUB B (Lieutenant Governor)

**BY** Ferri, Lewiss, Baldelli-Hunt, Malik, Winfield

**ENTITLED**, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE MARKET EXPANSION (establish a regional health insurance market between Rhode Island, Massachusetts and Connecticut) {LC1193/1/B}

Majority Leader Fox moves passage of the act, seconded by Representative Ferri.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A", 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7424** SUB A as amended (Attorney General)

**BY** Kilmartin

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ENTICEMENT OF CHILDREN (increase the penalties for the enticement of children from a misdemeanor to a felony) {LC389/2/A}

Majority Leader Fox moves passage of the act, seconded by Representative Kilmartin.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**House Bill No. 7561 SUB B****BY** McNamara, Mumford, Corvese, Kilmartin**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (establish the Rhode Island patient safety and quality improvement act of 2008. The goals of this act would be to promote patient safety, reduce medical errors, and encourage better reporting of medical errors and related incidents) {LC1606/1/B}

Majority Leader Fox moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Brien, Coaty, Coderre, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Williams, Winfield.

NAYS - 0.

**REQUESTS**

Representatives Carter and Costantino requests the journal to reflect that if they had voted on (08-H 7561 SUB B, in concurrence), they would have voted in the affirmative.

**House Bill No. 7250 SUB A****BY** McNamara, Costantino**ENTITLED**, AN ACT RELATING TO EDUCATION (require education collaboratives to file a yearly expense and investment report with health, education and welfare, and finance, along with the board of regents, the senate committee on education and local school committees) {LC702/2/A}

Majority Leader Fox moves passage of the act, seconded by Representative McNamara.

The bill marked Substitute "A" is read and passed, in concurrence 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Winfield.



NAYS - 0.

**House Bill No. 7295 SUB B**

**BY** Shanley, Walsh, Caprio D, Lally

**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (South Kingstown to issue prorated bills to owners of new manufactured homes on leased land) {LC1034/3/B}

Majority Leader Fox moves passage of the act, seconded by Representative Costantino.

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

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 8030 SUB A**

**BY** Fellela, Petrarca, Smith, Ucci

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANITARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ARNOLD DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULEVARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR (financing by the Town of Johnston to authorize the town of Johnston to finance the design and construction of sanitary sewers for the Memorial Plat Sewer Project) {LC2253/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Fellela.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lima, Long, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**House Bill No. 7191** SUB A (Business Regulation)

**BY** Story, Savage, Long

**ENTITLED**, AN ACT RELATING TO INSURANCE (require life insurance policies delivered or issued in the state on or after January 1, 2008 to contain certain standard provisions relating to return polices and grace periods) {LC546/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Story.

The bill marked Substitute "A" is read and passed, in concurrence 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7050** as amended

**BY** Rose, Savage, Dennigan

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SIZE, WEIGHT AND LOAD LIMITS (limit the parking of commercial vehicles in excess of five tons on the state roadways of the city of East Providence to two hours) {LC23/1}

Majority Leader Fox moves passage of the act, seconded by Representative Williamson.

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

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham,

Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Winfield.

NAYS - 0.

**House Bill No. 7377 SUB A**

**BY** Segal, Pacheco, Almeida, Rice, Ferri

**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES  
{LC1151/3/A}

Majority Leader Fox moves passage of the act, seconded by Representative Segal.

The bill marked Substitute "A" is read and passed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson.

NAYS - 0.

**House Bill No. 8067 SUB A**

**BY** Kennedy, Lewiss, Naughton, Church, Coderre E

**ENTITLED**, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT  
(remove the requirement for a business entity license/individual license, for surplus line brokers but would allow the dept to issue business entity licenses for all license types if a resident needs license to obtain nonresident licenses in other states) {LC2530/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Kennedy.

The bill marked Substitute "A" is read and passed, in concurrence 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose,

San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7669** SUB A as amended

**BY** Carter, Gallison, Fellela, Rose, Almeida

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (require that decisions with respect to subdivision plans be issued in writing and submitted to the applicant by certified mail) {LC1687/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Costantino.

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

YEAS - 62: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7999** SUB B

**BY** Church

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS {LC2360/1/B}

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

The bill marked Substitute "B" is read and passed, 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 0 members voting in the negative as follows

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7660**

**BY** Segal, Diaz, Almeida, Slater, Dennigan

**ENTITLED**, AN ACT RELATING TO IMMIGRANT STATUS (restrict inquiries into individual immigration status) {LC1581/1}

Majority Leader Fox moves passage of the act, seconded by Representative McManus.

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

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7760** SUB A as amended (Corrections)

**BY** McManus

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - JAILS AND PRISONS (criminalize transfer of "unauthorized articles" to prisoners while in state custody at the A.C.I. as well as other state institutions {LC1910/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative McManus.

The bill marked Substitute "A" is read and passed, as amended, in concurrence 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Majority Leader Fox moves to reconsider (08-H 7660), seconded by Representative Costantino.

The motion to reconsider prevails 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7660**

**BY** Segal, Diaz, Almeida, Slater, Dennigan

**ENTITLED**, AN ACT RELATING TO IMMIGRANT STATUS (restrict inquiries into individual immigration status) {LC1581/1}

Majority Leader Fox moves passage of the act, seconded by Representative Naughton.

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

YEAS - 2: Representatives Gorham, Smith.

NAYS – 60: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Kennedy, Kilmartin, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

**REQUESTS**

Representative Gorham request the journal to reflect that he had voted incorrectly on (07-H 7660), he should have voted in the negative.

Representatives Ajello, Wasylyk and Handy request the journal to reflect that they had voted incorrectly on (07-H 7660), they should have voted in the affirmative.

Representative Segal requests the journal to reflect that if he had voted on (07-H 7660), he would have voted in the affirmative.

**House Bill No. 8325** as amended

**BY** Gallison

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES ( would allow the Bristol Town board of licenses to issue a liquor license to the Belvedere Hotel despite being within 200 feet of a place of worship.) {LC2935/1}

Majority Leader Fox moves passage of the act, seconded by Representative Gallison.

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

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Bill No. 7885** SUB B (Lieutenant Governor)

**BY** Diaz, Ajello, Williams, Giannini, Slater

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DEFENSE CIVIL PREPAREDNESS (raise ex-officio members of RI emergency management council from 19 to 22/director of Providence emergency management agency/executive director of E-911 telephone system, the federal security director of trans security administration for RI) {LC1366/1/B}

Majority Leader Fox moves passage of the act, seconded by Representative Diaz

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

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson.

NAYS - 0.

**House Bill No. 7962** SUB A as amended

**BY** Naughton, Dennigan, Slater

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- HOSPITAL INFECTION DISCLOSURE ACT (create the Hospital Infections Disclosure Act which requires hospitals to collect data on hospital-acquired infections and report them to the department of health and provides penalties for hospitals in violation of the act) {LC2007/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Naughton.

The bill marked Substitute "A" is read and passed, as amended, in concurrence 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, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**House Bill No. 7914** SUB B

**BY** Pacheco, Segal, Gablinske, Serpa

**ENTITLED**, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT (allow small employer carriers to use employer group size as a rating factor) {LC1974/1/B}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 1 member voting in the negative as follows

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Wasylyk, Watson, Williams, Williamson.

NAYS - 1: Representatives Gablinske.



**House Bill No. 7467 SUB B****BY** Naughton, McNamara, Coderre E, Dennigan**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - BREASTFEEDING - PROMOTES THE INTERESTS OF MATERNAL AND CHILD HEALTH {LC1704/1/B}  
06/21/2008 House passed Sub B in concurrence

Majority Leader Fox moves passage of the act, seconded by Representative Naughton.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, 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, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson.

NAYS - 0.

**Senate Bill No. 3152****BY** Alves**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3251/1}

Representative Williamson requests unanimous consent for immediate consideration.

There is no objection.

On a motion of Representative Williamson seconded by Majority Leader Fox, the act prevails, in concurrence, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Williams, Williamson.

NAYS - 0.

**CALENDAR**

**59 2008-S 2425 SUB A****BY Tassoni****ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND**

Ordered on the Calendar

Representative Gallison moves passage of the act, seconded by Representative McCauley.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 39 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Rice, Rose, Savage, Serpa, Slater, Smith, Sullivan, Trillo, Watson, Williams.

NAYS - 0.

**REQUEST**

Representative Moffitt requests the journal to reflect that if he had voted on (08-S 2425 SUB A in concurrence), he would have voted in the affirmative.

**60 2008-H 7171 SUB A****BY Picard****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- FIREFIGHTER CANCER WELLNESS**

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

Representative McNamara moves passage of the act, seconded by Representatives Naughton, Long, Pacheco and the entire House of Representatives.

The bill marked Substitute "A" is read and passed, 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: Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Fellela, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McManus, McNamara, Moffitt, Mumford,

Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Wasyluk, Watson, Williams, Williamson.

NAYS - 0.

### TRANSMITTAL

By unanimous consent, all House matters on the Clerk's desk are ordered to be transmitted to the Honorable Senate and all House bills amended in concurrence are ordered to be transmitted to His Excellency, the Governor, forthwith.

#### **61 2008-H 7715 SUB A**

**BY Lally**

**ENTITLED,** AN ACT RELATING TO EDUCATION - CHILDREN WITH DISABILITIES

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

Representative Costantino moves passage of the act, seconded by Representatives Naughton, Slater.

Representatives Amaral and McNamara, Ajello, Shanley, Long, Gemma, Ferri, Ucci, Story, Mattiello and Giannini discuss the act.

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

Representatives Ajello, Gemma, McNamara, Costantino, Serpa and Amaral discuss the amendment.

The motion to amend fails on a roll call vote 17 members voting in the affirmative and 38 members voting in the negative as follows:

YEAS - 17: Representatives Ajello, Amaral, Caprio, Diaz, Gablinske, Gemma, Handy, Long, Loughlin, Moffitt, Rose, Savage, Segal, Smith, Walsh, Watson, Williamson.

NAYS - 38: The Honorable Speaker Murphy and Representatives Brien, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gallison, Giannini, Gorham, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Malik, Mattiello, McCauley, McNamara, Mumford, Naughton, O'Neill, Pacheco, San Bento, Serpa, Shanley, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Winfield.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 51 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Malik, Mattiello, McCauley, McNamara, Moffitt, Mumford, Naughton, O'Neill, Pacheco, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 5: Representatives Ajello, Amaral, Handy, Long, Loughlin.

### TRANSMITTAL

By unanimous consent, all House matters on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

#### **62 2008-S 2509**

**BY Connors**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
SUPERSEDEAS BONDS

Committee on Finance recommends passage in concurrence.

Representative Moffitt moves passage of the act, seconded by Representative Gorham.

Read and passed, in concurrence, on a roll call vote, 48 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Smith, Story, Trillo, Ucci, Walsh, Watson.

NAYS - 0.

#### **63 2008-S 3141 SUB A**

**BY Alves**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS

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

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

By unanimous consent, Representative Kilmartin, seconded by Representative Sullivan offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- S 3141 SUBSTITUTE A**

AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS

Mr. Speaker:

I hereby move to amend 2008 -- S 3141 SUBSTITUTE A, entitled "AN ACT RELATING TO TOWNS AND CITIES -- OPEB TRUSTS", as follows:

(1) On page 2, between lines 21 and 22, by adding the following language:

"(e) Nothing herein shall be construed to exempt OPEB trusts from the Rhode Island Access to Public Records Act, RIGL 38-2-1 et seq."

(2) On page 3, between lines 29 and 30 by adding the following language:

"(e) Nothing herein shall be construed to exempt OPEB trusts from the Rhode Island Access to Public Records Act, RIGL 38-2-1 et seq."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE KILMARTIN

=====  
LC03218/3  
=====

The motion to amend prevails on a roll call vote 49 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Smith, Trillo, Ucci, Walsh, Winfield.

NAYS - 0.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 51 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 51: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Smith, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Winfield.

NAYS - 0.

**64 2008-S 2806 SUB A****BY Ruggerio****ENTITLED, AN ACT RELATING TO EDUCATION -- CHILDREN WITH DISABILITIES**

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

Representative McNamara moves passage of the act, seconded by Representative Corvese.

Representative Ajello discusses the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 47 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Almeida, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Williams, Winfield.

NAYS - 3: Representatives Ajello, Long, Loughlin.

**65 2008-H 8433****BY Walsh****ENTITLED, AN ACT RELATING TO CAPITAL DEVELOPMENT PROGRAM**

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Walsh, Naughton, Malik, Loughlin, Gorham, Fox, Rice, Pacheco, Long, Coaty, Story, Ehrhardt, Kilmartin and Lewiss.

Representative Walsh discusses the act.

Read and passed, on a roll call vote, 52 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Loughlin, Malik, Mattiello, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

**66 2008-H 7224 as amended**

**BY McNamara**

**ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- COMPUTER  
CRIME**

Committee on Judiciary recommends passage as amended.

Representative O'Neill moves passage of the act, seconded by Representative Naughton.

Read and passed, as amended, on a roll call vote, 48 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coaty, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Jackson, Jacquard, Kennedy, Lewiss, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

**67 2008-H 8174**

**BY Corvese**

**ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING**

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representatives Corvese and Amaral.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McCauley, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

**68 2008-H 7768 SUB A****BY Gorham****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
SNOWMOBILES AND RECREATIONAL VEHICLES

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

Representative O'Neill moves passage of the act, seconded by Representative Gorham.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 50 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 50: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Kennedy, Lewiss, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Watson, Williams, Williamson.

NAYS - 4: Representatives Jacquard, Kilmartin, San Bento, Winfield.

**69 2008-H 7365****BY Gallison****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES --  
EQUIPMENT AND ACCESSORIES INSPECTIONS.

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

Representative O'Neill moves passage of the act, seconded by Representative Gallison.

Read and passed, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.



**70 2008-H 7828****BY Lally****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -  
JUSTICES OF SUPREME, SUPERIOR, AND FAMILY COURTS

Committee on Judiciary recommends passage.

Representative O'Neill moves passage of the act, seconded by Representative Shanley.

Read and passed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Watson, Williams, Williamson.

NAYS - 0.

**81 2008-H 7687 SUB A****BY Slater****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
RHODE ISLAND HOUSING RESOURCES ACT OF 1998

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

Representative Slater moves passage of the act, seconded by Representatives Diaz, Walsh, Williams.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Walsh, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**82 2008-H 8316**

**BY Lima**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE**

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representative Lima.

By unanimous consent, Representative Lima, seconded by Representatives Gallison and Rice offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- H 8316**

AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE

Mr. Speaker:

I hereby move to amend 2008 -- H 8316, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE", as follows:

By deleting all the language after the enactment clause and inserting in place thereof the following:

"SECTION 1. Chapter 23-27.3 of the General Laws entitled "State Building Code" is hereby amended by adding thereto the following section:

23-27.3-114.10. Permit allowed. -- Any properly completed building permit application for residential re-roofing, siding and replacement windows that is accompanied by the required fee and which does not require the approval of any other body or agency shall be approved or denied by the building official within two (2) business days. The signed permit shall be faxed or otherwise transmitted to the applicant. The faxed copy of the permit may be displayed in place of the permit, and the permit shall be mailed to the applicant within seven (7) business days.

SECTION 2. This act shall take effect upon passage."

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE LIMA

=====  
LC02908/2  
=====

Representative Lima discusses the amendment.

The motion to amend prevails on a roll call vote 52 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 52: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Coaty, Coderre, Corvese, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy,

Jackson, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Shanley, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Baldelli-Hunt, Brien, Caprio, Carter, Coaty, Coderre, Corvese, Costantino, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lima, Long, Malik, Mattiello, McCauley, McNamara, Naughton, O'Neill, Pacheco, Rice, Rose, Savage, Segal, Serpa, Shanley, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

#### TRANSMITTAL

By unanimous consent, certain House matters on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

#### **90 2008-H 7829 SUB A**

**BY Lally**

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --  
COURTS -- JUDICIAL SELECTION**

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

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

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 47 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Shanley, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasyluk, Williams, Williamson.

NAYS - 2: Representatives Gorham, Lewiss.

**91 2008-S 2320 SUB B****BY McCaffrey****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE**

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

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

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, 49 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 49: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Lewiss, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

**REQUEST**

Representative Long requests the journal to reflect that if he had voted on (08-S 2320 SUB B), he would have voted in the affirmative.

**TRANSMITTAL**

By unanimous consent, certain bills, on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith.

**71.2008-S 2916 SUB A as amended****BY McCaffrey****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- DISORDERLY CONDUCT**

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

Representative Sullivan moves passage of the act, seconded by Representatives Williamson and many other members of the House.

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

Representatives Ajello, Williamson and Jacquard discuss the amendment.

The motion to amend fails on a roll call vote 15 members voting in the affirmative and 40 members voting in the negative as follows:

YEAS - 15: Representatives Ajello, Almeida, Brien, Caprio, Diaz, Ferri, Gemma, Giannini, Handy, Malik, McCauley, McNamara, Moffitt, Segal, Slater.

NAYS - 40: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Fox, Gablinske, Gallison, Gorham, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, Melo, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williamson.

### REQUESTS

Representative Brien, Giannini, McCauley McNamara, Malik and Moffitt request the journal to reflect that they had voted incorrectly on the previous amendment, they should have voted in the negative.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williamson, Winfield.

NAYS - 1: Representative Ajello.

#### **72 2008-S 2892**

**BY Sheehan**

**ENTITLED, AN ACT RELATING TO GENERAL ASSEMBLY - LOBBYING**

Committee on Judiciary recommends passage in concurrence.

Majority Leader Fox moves passage of the act, seconded by Representative Corvese.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara,

Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**73 2008-S 2941 SUB A**

**BY Levesque C**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
ADMINISTRATIVE PROCEDURE**

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

Representative Williamson moves passage of the act, seconded by Representative Corvese.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Winfield.

NAYS - 0.

**74 2008-S 2943**

**BY Ciccone**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --  
ACQUISITION OF LAND**

Committee on Judiciary recommends passage in concurrence.

Representative Williamson moves passage of the act, seconded by Majority Leader Fox.

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa,

Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Gablinske.

**75 2008-S 2745**

**BY Algieri**

**ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --  
ALCOHOL BOATING SAFETY**

Committee on Judiciary recommends passage in concurrence.

Representative Williamson moves passage of the act, seconded by Majority Leader Fox.

By unanimous consent, Representative Ehrhardt, seconded by Representative Gorham offers a written motion to amend.

**FLOOR AMENDMENT  
TO**

**2008 -- S 2745**

**AN ACT RELATING TO WATERS AND NAVIGATION -- ALCOHOL BOATING SAFETY**

Mr. Speaker:

I hereby move to amend 2008 -- S 2745, entitled "AN ACT RELATING TO WATERS AND NAVIGATION -- ALCOHOL BOATING SAFETY", as follows:

1. On page 2, after line 12, by inserting the following new language: “(10) “Operator” means the person who is steering a watercraft as it is underway.” and “(11) “Underway” means that a watercraft is not at anchor or made fast to shore or ground.”

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE EHRHARDT

=====  
LC01915/2  
=====

Representatives Ehrhardt and Williamson discuss the amendment.

**NOW PRESIDING**

At 4:55 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

Representative Caprio continues discussion on the amendment.

The motion to amend prevails on a roll call vote 54 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coderre, Corvese, Dennigan, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### REQUESTS

Representatives Carter and Costantino request the journal to reflect that if they had voted on (LC01915/2), they would have voted in the affirmative.

Read and passed, as amended, on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 53: Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

#### **76 2008-S 2145**

**BY Bates**

**ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - EQUIPMENT AND ACCESSORIES - INSPECTIONS**

Committee on Judiciary recommends passage in concurrence.

Representative Williamson moves passage of the act, seconded by Representatives Fox and Gallison.

Read and passed/in concurrence, on a roll call vote, 53 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 53: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 3: Representatives Gorham, Slater, Watson.



**77 2008-S 2029 as amended****BY Issa****ENTITLED, AN ACT RELATING TO ELECTIONS - LOCAL REFERENDA AND  
BOARDS**

Committee on Judiciary recommends passage as amended in concurrence.

Representative Williamson moves passage of the act, seconded by Majority Leader Fox.

Read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Thomas Winfield, State Representative, District 53, 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: (08-S2140)

2. (Nature of the potential conflict) I have the following interest in the matter:  
I am President of Anderson-Winfield Funeral Home.

3.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.

THOMAS WINFIELD  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 21<sup>st</sup> day of June, 2008.

BRIAN PATRICK KENNEDY  
NOTARY PUBLIC

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

CHARLENE LIMA  
SPEAKER PRO TEMPORE OF THE HOUSE OF REPRESENTATIVES

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**78 2008-S 2140**

**BY Moura**

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

Committee on Judiciary recommends passage in concurrence.

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

Representatives Watson and Williamson discuss the act.

Read and passed, in concurrence, on a roll call vote, 44 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 44: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Costantino, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Giannini, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Smith, Story, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 6: Representatives Coaty, Ehrhardt, Gorham, Moffitt, Savage, Watson.

**REQUEST**

Representative Corvese requests the journal to reflect that if he had voted on (08-S 2140, in concurrence), he would have voted in the affirmative.

**79 2008-S 2321**

**BY McCaffrey**

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -  
JUSTICES OF SUPREME, SUPERIOR, AND FAMILY COURTS**

Committee on Judiciary recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**80 2008-S 2021 as amended**

**BY Tassoni**

**ENTITLED,** AN ACT RELATING TO CRIMINAL OFFENSES -- COMPUTER CRIME

Committee on Judiciary recommends passage as amended.

Representative Williamson moves passage of the act, seconded by Representatives Coderre and Carter.

Read and passed, as amended, on a roll call vote, 51 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 51: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 1: Representative Watson.

**REQUEST**

Representative Ucci requests the journal to reflect that if he had voted on (08-S 2021aa), he would have voted in the affirmative.

**80A 2008-H 7529**

**BY Lewiss**

**ENTITLED,** HOUSE RESOLUTION SUPPORTING THE REPEAL OF THE NON-WAGE WITHHOLDING MANDATE

Committee on Finance recommends passage.

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

Read and passed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

**80B 2008-H 7953 SUB A**

**BY Lewiss**

**ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
THE DEVELOPMENT SUBSIDY JOB GOALS ACCOUNTABILITY  
ACT

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

Representative Costantino moves passage of the act, seconded by Representatives Carter, Coderre, Naughton and Lewiss.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

**83 2008-S 3154**

**BY Raptakis**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- PLACES OF  
ASSEMBLY

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Mattiello.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 52: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 1: Representative Slater.

### REQUEST

Representative Watson requests the journal to reflect that if he had voted on (08-S 3154, in concurrence), he would have voted in the affirmative.

#### **84 2008-S 3155**

**BY Blais**

**ENTITLED,** AN ACT PROVIDING FOR THE CONSTRUCTION OF CAPITAL IMPROVEMENTS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$4,000,000 IN BONDS THEREFOR

Ordered on the Calendar

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

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 0.

#### **85 2008-S 2501 SUB A**

**BY Goodwin**

**ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ELDERLY VIOLENCE PREVENTION ACT

Ordered on the Calendar

Representative Williamson moves passage of the act, seconded by Representative Naughton.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**86 2008-S 2652 SUB A**

**BY Moura**

**ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -  
PAY AND ALLOWANCES**

Ordered on the Calendar

Representative Williamson moves passage of the act, seconded by Representatives Carter, Moffitt and Sullivan.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Coaty.

**REQUEST**

Representative Gorham requests the journal to reflect that if he had voted on (08-S 2652 SUB A, in concurrence), he would have voted in the affirmative.

**87 2008-S 3120 as amended**

**BY Ciccone**

**ENTITLED, AN ACT CREATING THE LAW ENFORCEMENT WEAPONS**

## QUALIFICATIONS OF RETIRED OFFICERS COMMISSION

Ordered on the Calendar

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

Read and passed, as amended, in concurrence, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**88 2008-H 8437**

**BY DeSimone**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -  
STATE PURCHASES**

Committee on Separation of Powers recommends passage.

Representative DeSimone moves passage of the act, seconded by Representatives Fox and San Bento.

Read and passed, on a roll call vote, 51 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 51: Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 3: Representatives Gorham, Trillo, Watson.

**89 2008-S 2947 SUB A**

**BY Lenihan**

**ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -  
STATE PURCHASES**

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

Representative DeSimone moves passage of the act, seconded by Majority Leader Fox.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 50 members voting in the affirmative and 5 members voting in the negative as follows.

YEAS - 50: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McNamara, Melo, Mumford, Naughton, Pacheco, Palumbo, Rice, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 5: Representatives Gorham, Loughlin, Moffitt, Trillo, Watson.

**92 2008-S 2374 SUB A**

**BY Revens**

**ENTITLED, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL  
REAL ESTATE**

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

Representative Williamson moves passage of the act, seconded by Representatives McCauley and Gemma.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williamson, Winfield.

NAYS - 0.

**93 2008-S 2518 SUB B**

**BY Sosnowski**

**ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION TO STUDY METHAMPHETAMINE USE AND  
RHODE ISLAND GENERAL LAW AS IT PERTAINS TO CRIMES**



## RELATING TO METHAMPHETAMINE ABUSE

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

Representative Williamson moves passage of the resolution, seconded by Majority Leader Fox.

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, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**94 2008-S 2932****BY DaPonte****ENTITLED, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS**

Committee on Judiciary recommends passage in concurrence.

Representative Williamson moves passage of the act, seconded by Representatives Melo and Serpa.

Representatives Watson and Williamson discuss the act.

Read and passed, in concurrence, on a roll call vote, 42 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 42: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Giannini, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Vaudreuil, Walsh, Winfield.

NAYS - 9: Representatives Coaty, Gorham, Loughlin, Moffitt, Mumford, Story, Trillo, Ucci, Watson.

**REQUESTS**

Representatives Gallison and Sullivan request the journal to reflect that if they had voted on (08-S 2932), they would have voted in the affirmative.

**95 2008-S 2966**

**BY Lenihan**

**ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION

Committee on Judiciary recommends passage in concurrence.

Representative Williamson moves passage of the act, seconded by Representative DeSimone.

Read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 2: Representatives Trillo, Watson.

**96 2008-H 8434**

**BY Melo**

**ENTITLED,** AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS

Committee on Judiciary recommends passage.

Representative Williamson moves passage of the act, seconded by Representatives Melo and Dennigan.

Representative Watson discusses the act.

Read and passed, on a roll call vote, 44 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 44: Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Gablinske, Gallison, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Serpa, Silva, Slater, Smith, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 9: Representatives Almeida, Coaty, Ehrhardt, Gorham, Loughlin, Mumford, Story, Trillo, Watson.

### REQUESTS

Representative Almeida requests the journal to reflect that he had voted incorrectly on (08-H 8434), he should have voted in the affirmative.

Representative Segal requests the journal to reflect that if he had voted on (08-H 8434), he would have voted in the affirmative.

**97 2008-H 8436**

**BY DeSimone**

**ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION**

Committee on Judiciary recommends passage.

Representative Williamson moves passage of the act, seconded by Representative DeSimone.

Representative Watson discusses the act.

Read and passed, on a roll call vote, 47 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 47: Representatives Ajello, Almeida, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McNamara, Melo, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Smith, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS - 9: Representatives Baldelli-Hunt, Coaty, Ehrhardt, Gorham, Loughlin, Savage, Story, Trillo, Watson.

**98 2008-S 2171 SUB A**

**BY Maselli**

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

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

Representative Williamson moves passage of the act, seconded by Representative Mumford.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 55 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 55: Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rice, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### NOW PRESIDING

At 5:22 o'clock P.M. the Honorable Speaker Pro Tempore Lima yields the rostrum to the Honorable Speaker Murphy

**99 2008-H 8361**

**BY Naughton**

**ENTITLED, AN ACT RELATING TO TAXATION -- PERSONAL INCOME TAX**

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Moffitt, Naughton and Coderre.

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

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**100 2008-H 8435 SUB A**

**BY Lima**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

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

Representative Lima moves passage of the act, seconded by Representatives Gablinske and Ehrhardt.

Representatives Gablinske, Watson and Ehrhardt discuss the act.

The bill marked Substitute "A" is read and passed 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: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Winfield.

NAYS - 0.

**101 2008-H 8406 SUB A**

**BY Gallison**

**ENTITLED,** AN ACT IN AMENDMENT OF AN ACT RELATING TO ROGER WILLIAMS UNIVERSITY

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

Representative Costantino moves passage of the act, seconded by Representative Gallison,

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 56 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Gablinske, Gallison, Gemma, Giannini, Gorham, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Palumbo, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 0.

**102 2008-H 8312 SUB A**

**BY Brien**

**ENTITLED,** AN ACT RELATING TO TAXATION - CIGARETTE TAX

Committee on Finance recommends indefinite postponement of the original bill and

passage of Substitute A.

Representative Costantino moves passage of the act, seconded by Representatives Pacheco, Brien, Baldelli-Hunt, and many other members of the House.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 48 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Corvese, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Kennedy, Kilmartin, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Pacheco, Palumbo, Rice, Rose, Savage, Serpa, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 9: Representatives Carter, Coderre, Costantino, Gorham, Lewiss, Long, Naughton, San Bento, Silva.

**103 2008-S 2940 SUB A as amended**

**BY Connors**

**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 as amended in concurrence.

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

The bill marked Substitute "A" is read and passed, as amended, 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: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rice, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**104 2008-S 2158 SUB A**

**BY Miller**

**ENTITLED, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS**

Committee on Finance recommends indefinite postponement of the original bill and

passage of Substitute A in concurrence.

Representative Costantino moves passage of the act, seconded by Majority Leader Fox.

Representatives Ucci, Costantino, Watson, Smith, Loughlin, Gorham, Coaty, Handy, Rice, Caprio and Ehrhardt discuss the act.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 33 members voting in the affirmative and 23 members voting in the negative as follows.

YEAS - 33: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Church, Coderre, Costantino, Dennigan, Diaz, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Naughton, Pacheco, Rice, Rose, San Bento, Segal, Serpa, Silva, Slater, Sullivan, Vaudreuil, Williamson.

NAYS - 23: Representatives Baldelli-Hunt, Caprio, Carter, Coaty, Corvese, DeSimone, Ehrhardt, Gorham, Jacquard, Loughlin, Malik, Melo, Moffitt, Mumford, Palumbo, Savage, Smith, Story, Trillo, Ucci, Walsh, Watson, Winfield.

**105 2008-S 3104 SUB A**

**BY Moura**

**ENTITLED,** JOINT RESOLUTION APPROVING PROJECT STATUS FOR 110 PROVIDENCE OWNER, LLC

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

Representative Costantino moves passage of the resolution, seconded by Representatives McCauley, Kilmartin.

Representatives Watson, Ucci and Costantino discuss the resolution.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 41 members voting in the affirmative and 11 members voting in the negative as follows.

YEAS - 41: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Caprio, Carter, Church, Coaty, Coderre, Costantino, Dennigan, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kilmartin, Lewiss, Long, Mattiello, McCauley, Melo, Naughton, Pacheco, Rose, San Bento, Segal, Serpa, Silva, Slater, Smith, Sullivan, Trillo, Vaudreuil, Walsh, Winfield.

NAYS - 11: Representatives Corvese, Ehrhardt, Gorham, Loughlin, Malik, McNamara, Moffitt, Mumford, Savage, Story, Watson.

**106 2008-H 8251 SUB A**

**BY Jacquard**

**ENTITLED,** AN ACT RELATING TO TAXATION - COLLECTION OF TAXES

## GENERALLY

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

Representative Jacquard moves passage of the act, seconded by Representatives Sullivan, Gallison, Silva and many other members of the House.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 54 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 54: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rose, San Bento, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Watson, Winfield.

NAYS - 0.

## TRANSMITTAL

By unanimous consent, all House matters on the Clerk's desk and all Senate bills as amended are ordered to be transmitted to the Honorable Senate, forthwith.

## COMMUNICATION FROM THE SENATE

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

By unanimous consent, Majority Leader Fox requests to take the following House bills that were amended in the Senate up next. There is no objection.

**House Bill No. 7829** SUB A as amended

**BY** Lally

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION (amend the provision of the general laws regarding the appointment of judges by the governor) {LC1586/1/A}

Majority Leader Fox moves passage of the act, seconded by Minority Leader Watson.

Representative Watson discusses 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, 43 members voting in the affirmative and 6 members voting in the negative as follows



YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Walsh.

NAYS - 6: Representatives Ehrhardt, Loughlin, Moffitt, Mumford, Trillo, Watson.

**House Bill No. 7765 SUB A**

**BY** Lally

**ENTITLED**, AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS ( provide notice of a mechanics' lien effective as to any retainage earned but not paid, for work furnished pursuant to section 34-28-1 et. seq {LC2242/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Lima.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 48 members voting in the affirmative and 2 members voting in the negative as follows

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Mumford, Naughton, Pacheco, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Story, Sullivan, Walsh.

NAYS - 2: Representatives Trillo, Watson.

**House Bill No. 7931 SUB A as amended**

**BY** Jacquard, Walsh

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICES {LC2237/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Kilmartin.

Representative Watson discusses 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, 46 members voting in the affirmative and 6 members voting in the negative as follows

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, DeSimone, Diaz, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Giannini, Handy, Jacquard, Kilmartin, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Palumbo, Rose, Savage, Segal, Serpa, Silva, Slater, Smith, Sullivan, Ucci, Vaudreuil, Walsh.

NAYS - 6: Representatives Coaty, Loughlin, Mumford, Story, Trillo, Watson.

**TRANSMITTAL**

By unanimous consent, all House matters on the Clerk's desk are ordered transmitted to His Excellency, the Governor, forthwith.

Majority Leader Fox announces the following Committees will meet during recess-Corporations, Health, Education and Welfare, Labor, Judiciary, Finance, Environment and National Resources and Constituent Affairs.

**RECESS**

At 6:02 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

**ORDER**

At 7:21 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

**CALENDAR****107 2008-H 7213 SUB B****BY McNamara****ENTITLED, AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY  
OF PUPILS**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Malik.

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, 43 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

Representative Lima moves to reconsider (08-H 7213 SUB B), seconded by Representative Pacheco.

The motion to reconsider prevails on a roll call vote, 45 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williamson.

NAYS - 0.

By unanimous consent, Representative McNamara, seconded by Representative Malik offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- H 7213 SUBSTITUTE B**

AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

Mr. Speaker:

I hereby move to amend 2008 -- H 7213 SUBSTITUTE B, entitled "AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS", as follows:

(1) On page 3, by deleting all the language on lines 7 through 11.

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE MCNAMARA

=====  
LC00303/2  
=====

The motion to amend prevails on a roll call vote 46 members voting in the affirmative and 0 members voting in the negative as follows

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson.

NAYS - 0.

The bill marked Substitute "B" is read and passed, as amended and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin,

Malik, Mattiello, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**108 2008-S 3149**

**BY Picard Sen**

**ENTITLED, AN ACT RELATING TO EDUCATION -- COMPULSORY  
ATTENDANCE**

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

Representative McNamara moves passage of the act, seconded by Representatives Baldelli-Hunt, Brien.

Read and passed, in concurrence, on a roll call vote, 42 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams.

NAYS - 3: Representatives Gorham, Loughlin, Watson.

**109 2008-S 2128 SUB A**

**BY Tassoni**

**ENTITLED, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES  
AND SUPERINTENDENTS**

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 Representative Malik.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 44 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 0.

**110 2008-S 2173 SUB A**

**BY Tassoni**

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

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

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 42 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Winfield.

NAYS - 4: Representatives Coaty, Gablinske, Moffitt, Watson.

**111 2008-S 3157**

**BY Levesque C**

**ENTITLED,** JOINT RESOLUTION CREATING THE RHODE ISLAND HIV AND  
AIDS CODE STUDY COMMISSION

Committee on Constituent Services recommends passage in concurrence.

Representative Naughton moves passage of the resolution, seconded by Representative McNamara.

Read and passed, in concurrence, by unanimous consent on a voice vote.

**112 2008-S 3130 SUB A**

**BY Alves**

**ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE  
COMMISSION TO STUDY THE ISSUE OF "CERTIFICATE OF  
NEED"

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

Representative Handy moves passage of the resolution, seconded by Representatives Pacheco and Carter.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams.

NAYS - 1: Representative Moffitt.

**113 2008-S 2455 as amended**

**BY Sosnowski**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY**

Committee on Environment and Natural Resources recommends passage as amended in concurrence.

Representative Malik moves passage of the act, seconded by Representative Naughton.

Read and passed, as amended, in concurrence, on a roll call vote, 42 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Walsh, Watson, Williams.

NAYS - 1: Representative Moffitt.

**114 2008-S 2565 SUB A**

**BY Ruggiero**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LITTER**

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

Representative Malik moves passage of the act, seconded by Representatives Corvese and Gallison.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 1: Representative Gorham.

**115 2008-S 2692**

**BY Pichardo**

**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT

Committee on Finance recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 47 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**116 2008-S 2012 SUB B**

**BY Tassoni**

**ENTITLED,** AN ACT RELATING TO EDUCATION -- HEALTH AND SAFETY OF PUPILS

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

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

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, 48 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco,

Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**117 2008-H 7159 SUB A**

**BY Rice**

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LITTER**

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

Representative Costantino moves passage of the act, seconded by Representatives Rice, Carter, Gallison

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Long, Loughlin, Malik, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**118 2008-S 2661 SUB A**

**BY Paiva-Weed**

**ENTITLED, AN ACT RELATING STATE AFFAIRS AND GOVERNMENT --  
TAX INCENTIVE DISCLOSURE AND ACCOUNTABILITY**

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

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 47 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco,



Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**119 2008-H 7341**

**BY Williams**

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

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Williams, Almeida and many other members of the House.

Read and passed, on a roll call vote, 47 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 47: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS - 0.

**120 2008-S 2913**

**BY Tassoni**

**ENTITLED,** AN ACT RELATING TO CITIES AND TOWNS -- GENERAL  
POWERS

Committee on Municipal Government recommends passage in concurrence.

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

Read and passed, in concurrence, on a roll call vote, 48 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 48: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Malik, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Walsh, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**121 2008-S 2555 SUB A as amended****BY Walaska****ENTITLED,** AN ACT RELATING TO LABOR AND LABOR RELATIONS -  
APPRENTICES

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 Representative Vaudreuil.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 37 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 37: The Honorable Speaker Murphy and Representatives Almeida, Brien, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McNamara, Melo, Naughton, Pacheco, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams.

NAYS - 2: Representatives Loughlin, Moffitt.

**122 2008-S 2438 as amended****BY Jabour****ENTITLED,** AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL  
LICENSES

Committee on Corporations recommends passage as amended in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Slater and Williams.

Read and passed, as amended, in concurrence, on a roll call vote, 45 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS – 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Williams, Williamson, Winfield.

NAYS – 3: Representatives Gorham, Long, Watson.

**123 08-S 2066 SUB A****BY Maselli****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL  
REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES

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 Representative Ucci.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 46 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS – 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS – 0.

**124 08-H 8450**

**BY Costantino**

**ENTITLED, AN ACT RELATING TO THE NATIONAL PUBLIC RAIL CORPORATION**

Committee on Finance recommends passage.

Representative Costantino moves passage of the act, seconded by Representatives Fox, Ehrhardt, Coaty, Moffitt, Carter, Lewiss, Vaudreuil, McNamara and the entire Finance Committee.

Read and passed, on a roll call vote, 45 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS – 45: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McCauley, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS – 0.

**TRANSMITTAL**

By unanimous consent, all House matters on the Clerk's desk are ordered transmitted to the Honorable Senate, forthwith.

**125 08-S 3156**

**BY Pichardo**

**ENTITLED, AN ACT RELATING TO TAXATION**

Ordered on the Calendar

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

Read and passed, in concurrence, on a roll call vote, 46 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS – 46: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lima, Long, Loughlin, Mattiello, McCauley, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS – 0.

**126 08-S 2909 SUB A as amended**

**BY Moura**

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES –  
SCHOOL BUS SAFETY ENFORCEMENT**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Sullivan.

The bill marked Substitute “A” is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 43 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS – 43: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Long, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson, Winfield.

NAYS – 1: Representative Almeida.

**127 2008-S 3159 SUB A**

**BY Goodwin**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

Ordered on the Calendar

Representative Lima moves passage of the act, seconded by Representatives Naughton, Gablinske, Slater, Fox, Brien, Ehrhardt, Sullivan, Pacheco and many other members of the House.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 45 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS – 45: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kilmartin, Lewiss, Lima, Long, Loughlin, Mattiello, McNamara, Melo, Moffitt, Naughton, Pacheco, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Walsh, Watson, Williams, Williamson.

NAYS – 0.

Majority Leader Fox announces the following Committees will be meeting during recess- Corporations, Judiciary and Finance.

### **HOLD ON DESK**

Majority Leader Fox requests to hold # 126 (08-S2909 SUB A aa) on the desk there is no objection.

### **RECESS**

At 7:45 o'clock P.M. the Honorable Speaker Murphy declares the House to be in recess.

### **ORDER**

At 8:15 o'clock P.M. the Honorable Speaker Murphy calls the House to order.

Representative Costantino moves to reconsider item # 126, seconded by Representative Corvese and Carter.

The motion to reconsider prevails on a roll call vote, 38 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gallison, Gorham, Handy, Kennedy, Lewiss, Lima, Long, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williamson.

NAYS - 0.

### **126 2008-S 2909 SUB A as amended**

**BY Moura**

**ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES --  
SCHOOL BUS SAFETY ENFORCEMENT

Ordered on the Calendar

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

By unanimous consent, Representative Costantino, seconded by Representative Slater offers a written motion to amend.

**FLOOR AMENDMENT  
TO  
2008 -- S 2909 SUBSTITUTE A AS AMENDED**

**AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY  
ENFORCEMENT**

Mr. Speaker:

I hereby move to amend 2008 -- S 2909 SUBSTITUTE A AS AMENDED, entitled "AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SCHOOL BUS SAFETY ENFORCEMENT", as follows:

- (1) On page 4, line 2, by deleting the language "six and one quarter percent (6.25%)" and inserting in place thereof the language "twelve and one-half percent (12.5%)".
- (2) On page 4, line 2, by deleting the language "; and (4) six and one".
- (3) On page 4, by deleting line 3 in its entirety.

Respectfully submitted,

\_\_\_\_\_  
REPRESENTATIVE COSTANTINO

=====  
LC02654/3  
=====

The motion to amend prevails on a roll call vote 40 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 40: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Long, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Almeida.

The bill marked Substitute "A" is read and passed, as amended and the original bill indefinitely postponed, on a roll call vote, 39 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske,

Gallison, Gemma, Gorham, Handy, Lewiss, Lima, Long, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Almeida.

**128 2008-S 2728 SUB A**

**BY Sheehan**

**ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

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

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 40 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 40: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Long, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Gablinske.

**REQUEST**

Representative Loughlin requests the journal to reflect that if he had voted on (08-S 2728 SUB A, in concurrence), he would have voted in the affirmative.

**129 2008-S 3090**

**BY Ruggiero**

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES**

Committee on Finance recommends passage in concurrence.

Representative Costantino moves passage of the act, seconded by Representatives Caprio, Corvese, Lewiss, Ucci and Loughlin.

Read and passed, in concurrence, on a roll call vote, 44 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Long, Mattiello,

McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**130 2008-H 8126 SUB A**

**BY Segal**

**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -  
TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED  
AND SERIOUSLY ILL

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

Representative Kennedy moves passage of the act, seconded by Representatives McCauley, Gemma and many other members of the House.

The bill marked Substitute "A" is read and passed and the original bill indefinitely postponed, on a roll call vote, 40 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 40: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kennedy, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 3: Representatives Ehrhardt, Gorham, Watson.

**131 2008-S 2608 as amended**

**BY Sosnowski**

**ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -  
TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED  
AND SERIOUSLY ILL

Committee on Corporations recommends passage as amended in concurrence.

Representative Kennedy moves passage of the act, seconded by Majority Leader Fox.

Read and passed, as amended, in concurrence, on a roll call vote, 42 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kennedy, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Gorham.



**REQUEST**

Representative Coaty requests the journal to reflect that if he had voted on (08-S 2608aa, in concurrence), he would have voted in the affirmative.

**132 2008-S 2342 SUB A****BY Ciccone****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -  
DEPARTMENT OF STATE GOVERNMENT**

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

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

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 39 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Gemma, Kennedy, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 3: Representatives Coaty, Ehrhardt, Gorham.

**133 2008-S 2328 as amended****BY Gallo****ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL  
OFFENDER REGISTRATION**

Committee on Judiciary recommends passage as amended in concurrence.

Representative Williamson moves passage of the act, seconded by Representatives Carter, McNamara and Loughlin.

Read and passed, as amended, in concurrence, on a roll call vote, 41 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 41: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Kennedy, Lewiss, Lima, Long, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 0.

**COMMUNICATION FROM THE SENATE**

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

By unanimous consent, Majority Leader Fox requests to take the following House bills that were amended in the Senate up next. There is no objection.

**House Bill No. 7030** SUB A

**BY** Gemma, Flaherty, McNamara

**ENTITLED**, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL REAL ESTATE {LC48/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, by unanimous consent on a voice vote.

**House Bill No. 7806** SUB A

**BY** Rice, Kennedy, Fox, Segal, Ajello

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (would establish a municipal renewable energy fund for the purpose of providing grants for municipal renewable energy projects) {LC1582/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco, Rice and many other members of the House.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 39 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams.

NAYS - 0.

**House Bill No. 7897** SUB A (Attorney General)

**BY** Palumbo, Ucci, DeSimone

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (expand the list of offenses requiring a defendant to register as a sexual offender, and impose new reporting requirements when a registered sex offender moves his or her residence) {LC393/3/A}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, by unanimous consent on a voice vote.

**House Bill No. 7882** as amended

**BY** Kilmartin

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SUPERSEDEAS BONDS (require a supersedeas bond of all appellants collectively not to exceed (\$50,000,000) regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1564/1}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco.

Read and passed, as amended, in concurrence, on a roll call vote, 42 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 0.

**House Resolution No. 7907** SUB B

**BY** Corvese

**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION (create a new chapter of the general laws to address misclassification of employees and a penalty for a violation hereof) {LC2235/1/B}

Majority Leader Fox moves to recommit to the Committee on Labor seconded by Representative Corvese. There is no objection.

Read and recommitted to the Committee on Labor.

**House Bill No. 7149** SUB A as amended

**BY** Kilmartin, Coderre E, Rose, Dennigan, San Bento

**ENTITLED**, AN ACT RELATING TO PROPERTY - MORTGAGE FORECLOSURE AND SALE {LC524/2/A}

Majority Leader Fox moves passage of the act, seconded by Representatives Coderre and McNamara.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 41 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 41: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kennedy, Lewiss, Lima, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Coaty.

**House Bill No. 7495 SUB A**

**BY** Segal, Ajello, O'Neill, Williams, Slater

**ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE - - SENTENCE AND EXECUTION (require the termination of imprisonment relative to a probationary period suspended sentence/info has not been filed or the defendant found not guilty on charge/specifically alleged/constituted violation of probationary period or suspended sentence) {LC1400/2/A}

Majority Leader Fox moves passage of the act, seconded by Representatives Williams and Pacheco.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 42 members voting in the affirmative and 1 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Handy, Kennedy, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Williams, Williamson, Winfield.

NAYS - 1: Representative Coaty.

**House Bill No. 7350 SUB A as amended**

**BY** Shanley, Williamson, Diaz, Malik, Loughlin

**ENTITLED,** AN ACT RELATING TO TAXATION -- CIGARETTE TAX (cap the maximum tax for cigars at fifty cents (\$.50) for each cigar) {LC1257/2/A}

Majority Leader Fox moves passage of the act, seconded by Representative Pacheco.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 38 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox,

Gablinske, Gallison, Gemma, Gorham, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McNamara, Melo, Pacheco, Rice, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Winfield.

NAYS - 6: Representatives Caprio, Coaty, Handy, Loughlin, Naughton, Williamson.

**House Bill No. 7222** SUB B (Attorney General)

**BY** Malik, McNamara, Story, Gablinske, Carter

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (hold all persons who provide alcohol to any person under age 21, or permits persons under age 21 to consume alcohol on their property, criminally responsible, and not just adults or persons over age 21) {LC394/1/B}

Majority Leader Fox moves passage of the act, seconded by Representatives McNamara and Sullivan.

The bill marked Substitute "B" is read and passed, in concurrence and the original bill and the bill marked Substitute "A", indefinitely postponed, on a roll call vote, 42 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Serpa, Silva, Slater, Story, Sullivan, Ucci, Vaudreuil, Watson, Williams, Williamson, Winfield.

NAYS - 2: Representatives Ajello, Coaty.

**House Bill No. 8360** as amended

**BY** Rice, Lima, Gallison, Jackson, Coaty

**ENTITLED**, AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK ISLAND (would name the new Sakonnet Bridge as the "Anne Hutchinson Bridge.") {LC3073/1}

Majority Leader Fox moves passage of the act, seconded by Representatives McNamara, Rice and Vaudreuil.

Read and passed, as amended, in concurrence, on a roll call vote, 33 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 34: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Carter, Church, Coderre, Costantino, Dennigan, Ferri, Fox, Gablinske, Gallison, Handy, Kennedy, Kilmartin, Lewiss, Lima, Mattiello, McCauley, McNamara, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Sullivan, Ucci, Vaudreuil, Williamson.

NAYS - 9: Representatives Coaty, Corvese, Ehrhardt, Gorham, Loughlin, Melo, Story, Trillo, Watson.

**Senate Bill No. 2634** SUB A as amended (by request)

**BY** Sheehan

**ENTITLED**, AN ACT RELATING TO HIGHWAYS - THE JAMESTOWN BRIDGE FISHING PARK (repeal the requirement that a fishing area be constructed next to the Western side of the Jamestown-Verrazano Bridge) {LC1597/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Carter.

The bill marked Substitute "A" is read and passed, as amended, in concurrence and the original bill indefinitely postponed, on a roll call vote, 43 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams, Williamson.

NAYS - 0.

**Senate Bill No. 2603** SUB A

**BY** Walaska, Bates

**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT (create comprehensive standards in the establishment and administration of life settlements contracts) {LC1832/1/A}

Majority Leader Fox moves passage of the act, seconded by Representatives Silva and Kennedy.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 43 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Lewiss, Lima, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Williams, Williamson.

NAYS - 0.

**Senate Bill No. 3161**

**BY** Blais, Raptakis

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SNOWMOBILES AND RECREATIONAL VEHICLES {LC3271/1}

Majority Leader Fox moves passage of the act, seconded by Representative Gorham.

Read and passed, in concurrence, on a roll call vote, 44 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 44: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Lima, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams.

NAYS - 1: Representative Williamson.

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
HOUSE OF REPRESENTATIVES

STATEMENT OF CONFLICT OF INTEREST PURSUANT TO RIGL 36-14-6

I, Raymond E. Gallison, Jr. State Representative, District 69, 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: (08-H 8119)

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

3B. 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.

RAYMOND E. GALLISON, JR.  
REPRESENTATIVE

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 21<sup>st</sup> day of June, 2008.

MICHAEL R. EGAN  
NOTARY PUBLIC

Representative Gallison 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

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**House Bill No. 8119 SUB A****BY** Gablinske

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE {LC2607/1/A}

Majority Leader Fox moves passage of the act, seconded by Representative Gablinske.

The bill marked Substitute "A" is read and passed, in concurrence and the original bill indefinitely postponed, on a roll call vote, 42 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 42: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Rice, Rose, Segal, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Watson, Williams.

NAYS - 1: Representative Lima.

**REQUEST**

Representative Lima requests the journal to reflect that she had voted incorrectly on (08-H 8119), she should have voted in the affirmative.

**House Bill No. 7517 SUB B as amended****BY** Almeida, Diaz

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- MORTGAGE FORECLOSURE CONSULTANT REGULATION (provide that mortgage foreclosure consultants be called certified personal finance consultants) {LC1386/1/B}

Majority Leader Fox moves passage of the act, seconded by Representatives Almeida.

The bill marked Substitute "B" is read and passed, as amended, in concurrence and the original and the bill marked Substitute "A", bill indefinitely postponed, on a roll call vote, 38 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 38: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Serpa, Silva, Slater, Story, Sullivan, Trillo, Vaudreuil, Williams, Williamson.



NAYS - 0.

**Senate Bill No. 3162**

**BY** Sosnowski, Algieri, Blais

**ENTITLED**, AN ACT RELATING TO CAPITAL DEVELOPMENT PROGRAM  
{LC3272/1}

Majority Leader Fox moves passage of the act, seconded by Representatives Loughlin, Kilmartin, Naughton, Ehrhardt and Story.

Read and passed, in concurrence, on a roll call vote, 39 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 39: The Honorable Speaker Murphy and Representatives Ajello, Baldelli-Hunt, Brien, Caprio, Carter, Church, Coaty, Coderre, Corvese, Costantino, Dennigan, Ehrhardt, Ferri, Fox, Gablinske, Gallison, Gemma, Gorham, Handy, Kennedy, Kilmartin, Lewiss, Loughlin, Mattiello, McNamara, Melo, Naughton, Pacheco, Serpa, Silva, Slater, Story, Sullivan, Trillo, Ucci, Vaudreuil, Williams, Williamson.

NAYS - 0.

**Senate Resolution No. 3135**

**BY** Algieri

**ENTITLED**, JOINT RESOLUTION DECLARING AND CONSENTING TO A RECESS OF THE GENERAL ASSEMBLY {LC3219/1}

Majority Leader Fox moves passage of the resolution, seconded by Minority Leader Watson.

Read and passed, in concurrence, by unanimous consent on a voice vote.

### ANNOUNCEMENTS

The Honorable Speaker Murphy congratulates Representative John Loughlin and his wife Mrs. Susan Loughlin on their wedding anniversary on June 20, 2008.

Representative Helio Melo wishes his daughter, Victoria Melo a Happy 13<sup>th</sup> Birthday on June 20, 2008.

At 5:50 o'clock P.M. the Honorable Speaker yields the rostrum to Majority Leader Fox and Minority Leader Watson.

By unanimous consent, Majority Leader Fox addresses the members of the House and congratulates Anthony Gomes, Debra Tocco, Emma Sandbach, Priscilla Green, Ellen DeGeorge, Donna Swider, Anne Marie Donahue, Mary Lou Goulet and Chief William Habershaw on their retirements.

At 6:00 o'clock P.M. the Honorable Speaker returns to the rostrum.

Representative Slater thanks his secretary Debbie Tocco.

Representatives Williams and Giannini congratulate all the retirees.

At 8:59 o'clock P.M. the Honorable Speaker yields the rostrum to Representative Giannini.

By unanimous consent, Representative Giannini addresses the members of the House and bids farewell to Christopher Salem. Representative Giannini thanks Chris for his service as Head Page for the last year and Assistant Head Page for 3 years and wishes him well in his future endeavors.

Representative Giannini welcomes to the House Maria and Joseph Salem, Chris's parents.

At 9:04 o'clock P.M. the Honorable Speaker returns to the rostrum.

Representative Williams congratulates Chris.

The Honorable Speaker Murphy welcomes President Montalbano to the House Chamber.

Representative Moffitt congratulates his daughter on her retirement as his campaign manager.

Representative Kilmartin wishes his sister-in-law Mary J. Kilmartin a Happy 50<sup>th</sup> Birthday.

Representative Pacheco congratulates his good friend Sean McQuade and his wife Mrs. McQuade on the birth of Audrey Ella McQuade-7lbs. 12oz.

Representative Gallison thanks the Municipal Government Committee members and clerk Mike Callahan.

Representative Silva congratulates his niece Vanessa Goncalves on her graduation and wishes her a Happy Birthday.

Representative Baldelli-Hunt acknowledges her grandmother who is 91 years old, Emily Perrico.

Representative Sullivan acknowledges his parents Maureen and Ray.

Representative Lima extends special thanks to Susan Bissanti, Michael Carter, Paul Church, Frank Franco, Richard Murphy and Victor Parrillo.

Representative Loughlin thanks Scott Tuttle for his fine work.

Representative Handy thanks Chairman McNamara for his hard work in making the Committee so successful.

Representatives Gallison and Kilmartin thank Alyssa Tillier.

Representative Naughton thanks John O'Connor and everyone from Legislative Council.

Representative Carter thanks the Veteran's Advisory Board, the Veterans Committee along with the clerk Jerry Squartrito, his wife Sylvia, and his family and grandchildren.

Majority Leader Fox extends a special thank you to Bob Carr, Beth Carter and Ruth Desmarais.

Minority Leader Watson thanks the Republican Minority Staff-Debby Lavender, Steve Waluk, Tracy Barros, Joseph Kasegian, and Richard Fleury.

Representative Corvese congratulates his daughter Christina on her dance recital.

Representative Williamson wishes his niece, Abbey Williamson a Happy 18<sup>th</sup> Birthday and congratulates her on her graduation.

Representative McNamara congratulates his daughter Katie on her graduation, and also congratulates the entire Senior Class of Pilgrim High School.

Representative Ucci extends a hello from the House of Representatives to Jo-Ellen Dessaint.

#### GUESTS

Representative Ferri welcomes former Representative Peter Ginaitt back to the House Chamber.

Representative Amaral welcomes to the House as guests Lucy Pavao and Gail Corvello of Tiverton and thanks them for all their help and support with environmentally friendly bills.

#### ADJOURNMENT

At 9:34 o'clock P.M. on motion of Representative Lima, and as a further mark of respect to the memory of Arlene Ruth Giblins; seconded by Representatives Fox and Watson the House is in recess pursuant to the Joint Resolution of Recess of the General Assembly (08-S 3135) by unanimous consent on a rising vote

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

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE ELAINE A. CODERRE**

Dear God, when the way is hard and the people's decisions difficult, may we be patient in prayer, perceive what is Thy will and have the courage to see it through. Amen.

## APPENDIX

## TRANSMITTED TO THE GOVERNOR

**House Bill No. 7829** SUB A as amended

**BY** Lally

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION (amend the provision of the general laws regarding the appointment of judges by the governor) {LC1586/1/A}

**House Bill No. 7030** SUB A

**BY** Gemma, Flaherty, McNamara

**ENTITLED**, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL REAL ESTATE {LC48/1/A}

**House Bill No. 7050** as amended

**BY** Rose, Savage, Dennigan

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SIZE, WEIGHT AND LOAD LIMITS (limit the parking of commercial vehicles in excess of five tons on the state roadways of the city of East Providence to two hours) {LC23/1}

**House Bill No. 7149** SUB A as amended

**BY** Kilmartin, Coderre E, Rose, Dennigan, San Bento

**ENTITLED**, AN ACT RELATING TO PROPERTY - MORTGAGE FORECLOSURE AND SALE {LC524/2/A}

**House Bill No. 7191** SUB A (Business Regulation)

**BY** Story, Savage, Long

**ENTITLED**, AN ACT RELATING TO INSURANCE (require life insurance policies delivered or issued in the state on or after January 1, 2008 to contain certain standard provisions relating to return polices and grace periods) {LC546/1/A}

**House Bill No. 7222** SUB B (Attorney General)

**BY** Malik, McNamara, Story, Gablinske, Carter

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (hold all persons who provide alcohol to any person under age 21, or permits persons under age 21 to consume alcohol on their property, criminally responsible, and not just adults or persons over age 21) {LC394/1/B}

**House Bill No. 7250** SUB A

**BY** McNamara, Costantino

**ENTITLED**, AN ACT RELATING TO EDUCATION (require education collaboratives to file a yearly expense and investment report with health, education and welfare, and finance, along with the board of regents, the senate committee on education and local school committees) {LC702/2/A}

**House Bill No. 7295** SUB B  
**BY** Shanley, Walsh, Caprio D, Lally  
**ENTITLED**, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES (South Kingstown to issue prorated bills to owners of new manufactured homes on leased land) {LC1034/3/B}

**House Bill No. 7350** SUB A as amended  
**BY** Shanley, Williamson, Diaz, Malik, Loughlin  
**ENTITLED**, AN ACT RELATING TO TAXATION -- CIGARETTE TAX (cap the maximum tax for cigars at fifty cents (\$.50) for each cigar) {LC1257/2/A}

**House Bill No. 7377** SUB A  
**BY** Segal, Pacheco, Almeida, Rice, Ferri  
**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES {LC1151/3/A}

**House Bill No. 7398** SUB B  
**BY** Ucci, Kennedy, Fellela, Petrarca, Caprio D  
**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES (would prohibit any person, firm or corporation from charging a surcharge of any kind relating to gift certificates and/or gift cards) {LC1259/1/B}

**House Bill No. 7517** SUB B as amended  
**BY** Almeida, Diaz  
**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- MORTGAGE FORECLOSURE CONSULTANT REGULATION (provide that mortgage foreclosure consultants be called certified personal finance consultants) {LC1386/1/B}

**House Bill No. 7424** SUB A as amended (Attorney General)  
**BY** Kilmartin  
**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ENTICEMENT OF CHILDREN (increase the penalties for the enticement of children from a misdemeanor to a felony) {LC389/2/A}

**House Bill No. 7467** SUB B  
**BY** Naughton, McNamara, Coderre E, Dennigan  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - BREASTFEEDING - PROMOTES THE INTERESTS OF MATERNAL AND CHILD HEALTH {LC1704/1/B}

**House Bill No. 7493** SUB B (Lieutenant Governor)  
**BY** Ferri, Lewiss, Baldelli-Hunt, Malik, Winfield  
**ENTITLED**, AN ACT RELATING TO INSURANCE -- HEALTH INSURANCE MARKET EXPANSION (establish a regional health insurance market between Rhode Island, Massachusetts and Connecticut) {LC1193/1/B}

**House Bill No. 7495 SUB A****BY** Segal, Ajello, O'Neill, Williams, Slater**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the termination of imprisonment relative to a probationary period suspended sentence/info has not been filed or the defendant found not guilty on charge/specifically alleged/constituted violation of probationary period or suspended sentence) {LC1400/2/A}**House Bill No. 7561 SUB B****BY** McNamara, Mumford, Corvese, Kilmartin**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (establish the Rhode Island patient safety and quality improvement act of 2008. The goals of this act would be to promote patient safety, reduce medical errors, and encourage better reporting of medical errors and related incidents) {LC1606/1/B}**House Bill No. 7669 SUB A as amended****BY** Carter, Gallison, Fellela, Rose, Almeida**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (require that decisions with respect to subdivision plans be issued in writing and submitted to the applicant by certified mail) {LC1687/1/A}**House Bill No. 7760 SUB A as amended (Corrections)****BY** McManus**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - JAILS AND PRISONS ( criminalize transfer of "unauthorized articles" to prisoners while in state custody at the A.C.I. as well as other state institutions {LC1910/1/A}**House Bill No. 7765 SUB A****BY** Lally**ENTITLED**, AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS ( provide notice of a mechanics' lien effective as to any retainage earned but not paid, for work furnished pursuant to section 34-28-1 et. seq {LC2242/1/A}**House Bill No. 7806 SUB A****BY** Rice, Kennedy, Fox, Segal, Ajello**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS (would establish a municipal renewable energy fund for the purpose of providing grants for municipal renewable energy projects) {LC1582/1/A}**House Bill No. 7867 SUB B****BY** Kennedy, Naughton, Lewiss, Pacheco, Shanley**ENTITLED**, AN ACT RELATING TO INSURANCE (create the Market Conduct Surveillance Act in order to establish a framework for insurance market conduct actions) {LC2300/2/B}**House Bill No. 7885 SUB B (Lieutenant Governor)****BY** Diaz, Ajello, Williams, Giannini, Slater**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DEFENSE CIVIL PREPAREDNESS (raise ex-officio members of RI emergency management council from 19 to 22/director of Providence emergency management agency/executive director of E-911

telephone system, the federal security director of trans security administration for RI)  
{LC1366/1/B}

**House Bill No. 7882** as amended

**BY** Kilmartin

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- SUPERSEDEAS BONDS (require a supersedeas bond of all appellants collectively not to exceed (\$50,000,000) regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1564/1}

**House Bill No. 7897** SUB A (Attorney General)

**BY** Palumbo, Ucci, DeSimone

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (expand the list of offenses requiring a defendant to register as a sexual offender, and impose new reporting requirements when a registered sex offender moves his or her residence) {LC393/3/A}

**House Bill No. 7914** SUB B

**BY** Pacheco, Segal, Gablinske, Serpa

**ENTITLED**, AN ACT RELATING TO INSURANCE -- SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT (allow small employer carriers to use employer group size as a rating factor) {LC1974/1/B}

**House Bill No. 7931** SUB A as amended

**BY** Jacquard, Walsh

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICES {LC2237/1/A}

**House Bill No. 7962** SUB A as amended

**BY** Naughton, Dennigan, Slater

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- HOSPITAL INFECTION DISCLOSURE ACT (create the Hospital Infections Disclosure Act which requires hospitals to collect data on hospital-acquired infections and report them to the department of health and provides penalties for hospitals in violation of the act) {LC2007/1/A}

**House Bill No. 7999** SUB B

**BY** Church

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - ELECTRICIANS {LC2360/1/B}

**House Bill No. 8030** SUB A

**BY** Fellela, Petrarca, Smith, Ucci

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF JOHNSTON TO FINANCE THE DESIGN AND CONSTRUCTION OF SANITARY SEWERS FOR THE MEMORIAL PLAT SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF MILLS DRIVE, POCOTTE DRIVE, ARNOLD DRIVE, MONGONE DRIVE, RICHARDSON DRIVE, HARRINGTON DRIVE, CORRINE DRIVE, PINWOOD AVENUE AND CENTRAL



AVENUE; AND FOR THE CHERRY HILL SEWER PROJECT WHICH INCLUDES ALL OR A PORTION OF CHERRY HILL ROAD, OLD CHERRY HILL ROAD, CHRYSANTHY COURT, SETIAN CIRCLE, KERN ACRE DRIVE, CAVALCADE BOULEVARD, BALSAM COURT, HEMLOCK COURT, WOODCREST DRIVE, CYNTHIA DRIVE, WORCESTER AVENUE, PRESCOTT AVENUE, HOLLAND AVENUE, ROWENA DRIVE, BIRCHWOOD DRIVE AND TO ISSUE NOT MORE THAN \$7,100,000 BONDS AND NOTES THEREFOR (financing by the Town of Johnston to authorize the town of Johnston to finance the design and construction of sanitary sewers for the Memorial Plat Sewer Project) {LC2253/1/A}

**House Bill No. 8067 SUB A**

**BY** Kennedy, Lewiss, Naughton, Church, Coderre E

**ENTITLED**, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT

(remove the requirement for a business entity license/individual license, for surplus line brokers but would allow the dept to issue business entity licenses for all license types if a resident needs license to obtain nonresident licenses in other states) {LC2530/1/A}

**House Bill No. 8119 SUB A**

**BY** Gablinske

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO ISSUE GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION THEREOF IN AN AMOUNT NOT TO EXCEED \$2,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF AN ANIMAL SHELTER IN BRISTOL, RHODE ISLAND, INCLUDING THE FURNISHING AND EQUIPPING THEREOF, AND THE PROVISION OF ARCHITECTURAL, ENGINEERING, SURVEYING AND OTHER SERVICES NECESSARY OR APPROPRIATE THEREFORE {LC2607/1/A}

**House Bill No. 8325 as amended**

**BY** Gallison

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would allow the Bristol Town board of licenses to issue a liquor license to the Belvedere Hotel despite being within 200 feet of a place of worship.) {LC2935/1}

**House Bill No. 8360 as amended**

**BY** Rice, Lima, Gallison, Jackson, Coaty

**ENTITLED**, AN ACT RELATING TO RENAMING THE NEW SAKONNET BRIDGE, AQUIDNECK ISLAND (would name the new Sakonnet Bridge as the "Anne Hutchinson Bridge.") {LC3073/1}

**House Resolution No. 7529**

**BY** Lewiss, Gallison, Shanley, Fox, Costantino

**ENTITLED**, HOUSE RESOLUTION SUPPORTING THE REPEAL OF THE NON-WAGE WITHHOLDING MANDATE {LC1022/1}

**Senate Bill No. 2006****BY** Senators Felag**ENTITLED**, AN ACT RELATING TO ANIMALS -- DOGS ( would permit the animal control officer in the town of Warren to issue citations to animal owners who are in violation of any animal control ordinance which may be paid by mail and also to prescribe pecuniary penalties)**Senate Bill No. 2022****BY** Senators Doyle, Tassoni, McBurney**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - OPERATORS' AND CHAUFFEURS' LICENSES ( would raise the age in which a drivers' license must be issued biennially from age seventy (70) to age seventy-five (75). Renewal fees would also be discounted at age seventy-five (75).)**Senate Bill No. 2029** as amended**BY** Senators Issa, Connors**ENTITLED**, AN ACT RELATING TO ELECTIONS - LOCAL REFERENDA AND BOARDS ( require local boards of canvassers to notify and educate voters of all local referendum and bond question elections.)**Senate Resolution No. 2038** SUB A**BY** Senators Walaska, Blais, Breene**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO OPPOSE OPTIONAL FEDERAL CHARTER LEGISLATION {LC398/1/A}**Senate Bill No. 2044** SUB A**BY** Senators Raptakis, McCaffrey, Doyle, Jabour, Goodwin**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (provide that holders of Class A licenses would maintain, and produce on demand, records of receipts and invoices for the purchase of alcoholic beverages) {LC327/1/A}**Senate Bill No. 2057** SUB A as amended**BY** Senators Doyle, Tassoni, McBurney, Connors**ENTITLED**, AN ACT RELATING TO PROPERTY - MORTGAGE FORECLOSURE AND SALE {LC525/2/A}**Senate Bill No. 2068** as amended (Business Regulation)**BY** Senators Bates**ENTITLED**, AN ACT RELATING TO INSURANCE (require life insurance policies delivered or issued in the state on or after January 1, 2008 to contain certain standard provisions relating to return polices and grace periods)**Senate Bill No. 2077** SUB A**BY** Senators Connors, Miller, Perry, Tassoni, Gallo**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- TRAFFIC CONTROL DEVICES (permit buses and other motor vehicles owned and operated by the Rhode

Island public transit authority to use traffic control signal preemption devices to prolong green traffic signals) {LC603/1/A}

**Senate Bill No. 2084**

**BY** Senators Tassoni, Sosnowski, Fogarty P, Issa

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- EMERGENCY VEHICLES (require vehicles to maintain reduced speed when authorized emergency vehicles are displaying flashing lights)

**Senate Bill No. 2095 SUB A**

**BY** Senators Sosnowski, Gallo, Breene, Raptakis

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSES (create a retailer's Class AS license that authorizes the licensee to sell at retail, wines to be used for sacramental purposes only, to any duly ordained priest, minister or rabbi or to any church or religious society) {LC699/1/A}

**Senate Bill No. 2109 SUB A**

**BY** Senators Miller, Tassoni, Ruggerio, Perry, Goodwin

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (provide procedures for obtaining a certificate of critical concern and for an expedited permitting process for affordable housing) {LC530/1/A}

**Senate Bill No. 2112**

**BY** Senators Connors, DaPonte, Gallo, Goodwin, Doyle

**ENTITLED**, AN ACT RELATING TO ELECTIONS ( would join Rhode Island in an agreement interstate compact to elect the president and vice president by national popular vote.)

**Senate Bill No. 2128 SUB A**

**BY** Senators Tassoni, Jabour, Doyle

**ENTITLED**, AN ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS {LC850/1/A}

**Senate Bill No. 2140**

**BY** Senators Moura

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (establish the funeral procession act)

**Senate Bill No. 2145**

**BY** Senators Bates, Blais, Breene, Felag, Levesque C

**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES - EQUIPMENT AND ACCESSORIES - INSPECTIONS

**Senate Bill No. 2158** SUB A**BY** Senators Miller, Connors, Pichardo, Ruggerio, Sosnowski**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS (allow students and employees of Rhode Island's public colleges and universities to use their school identification cards to gain access to RIPTA transportation services) {LC825/1/A}**Senate Bill No. 2166** as amended**BY** Senators Connors, Doyle, Issa**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION**Senate Bill No. 2173** SUB A**BY** Senators Tassoni, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - LABOR AND PAYMENT OF DEBTS**BY** Senators CONTRACTORS ( require contractors to maintain an apprentice-training program. It would further require contractors to classify their employees as employers and not independent contractors) {LC1156/1/A}**Senate Bill No. 2197****BY** Senators Tassoni, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- MUSICAL ADVERTISING (prohibit the advertising and conducting of certain live musical performances/productions by false and/or misleading affiliations/associations with other musical groups and would impose penalties for any violations) {LC1201/1}**Senate Bill No. 2215****BY** Senators Gibbs**ENTITLED**, AN ACT RELATING TO AN AMENDMENT OF AN ACT PASSED BY THE GENERAL ASSEMBLY AT ITS FEBRUARY SESSION, 1814, ENTITLED "AN ACT TO INCORPORATE JOHN S. DEXTER, DANIEL LYMAN, SAMUEL SNOW, AND OTHERS, INTO A SOCIETY BY THE NAME OF THE SOCIETY OF CINCINNATI IN THE STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS" AND OF ALL ACT IN AMENDMENTS THEREOF**Senate Bill No. 2219** SUB A as amended**BY** Senators Perry, Miller, Pichardo, Moura, Sosnowski**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND HOUSING RESOURCES ACT OF 1998 {LC1352/1/A}**Senate Resolution No. 2222** (Lieutenant Governor)**BY** Senators Tassoni, Perry, Paiva-Weed, Montalbano J**ENTITLED**, JOINT RESOLUTION CREATING A JOINT TASK FORCE TO STUDY ALL ASPECTS OF HEALTH CARE REFORM RELATING TO THE HEALTHY RHODE ISLAND REFORM ACT OF 2008 - PART VIII {LC1361/1}

**Senate Bill No. 2224****BY** Senators Tassoni, Doyle, McBurney**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (define a mobile health screening vehicle and would provide that such vehicles would be deemed to be health care facilities) {LC1195/1}**Senate Bill No. 2231****BY** Senators McBurney, Jabour**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE -- CLAIMS (establish past and future child support obligations as a debt of the estate of a decedent due preferentially after the payment of taxes) {LC1304/1}**Senate Bill No. 2233****BY** Senators Jabour, Maselli, Tassoni, McBurney, McCaffrey**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - PROBATE COURT (require the names and addresses of named beneficiaries who are not heirs at law to be included in petitions for the allowance of a will) {LC1273/1}**Senate Bill No. 2234 SUB A as amended****BY** Senators Metts, Pichardo, Levesque C, Issa, Goodwin**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- WARRANTS FOR ARREST (amend the procedures for collection of fines, fees, costs, assessments and restitution in criminal cases/set a priority of payments/set forth a procedure for standardizing a determination of a defendant's ability to pay) {LC880/1/A}**Senate Bill No. 2241****BY** Senators McBurney, Jabour**ENTITLED**, AN ACT RELATING TO FIDUCIARIES - POWERS OF FIDUCIARIES (increase the maximum value of a trust which may be terminated from \$100,000 to \$200,000) {LC1307/1}**Senate Bill No. 2262 SUB A****BY** Senators Gallo**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW - GENERAL REGULATORY PROVISIONS - MOTOR VEHICLES - DECEPTIVE TRADE PRACTICES {LC1472/1/A}**Senate Bill No. 2263 (by request)****BY** Senators Bates, Cote, McCaffrey, Walaska, Algieri**ENTITLED**, AN ACT RELATING TO TAXATION -- STATE TAX OFFICIALS (authorize the tax administrator to require paid tax return preparers that prepare large numbers of Rhode Island tax returns for their clients to file such returns electronically with the division of taxation)**Senate Bill No. 2278 SUB A****BY** Senators Blais**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS - CONTROLLED SUBSTANCES - PRESCRIPTIONS (eliminate the limitation that prescriptions for schedule II

controlled substances be submitted for up to a maximum of a 30 day supply and a maximum of 250 dosage units) {LC1300/1/A}

**Senate Bill No. 2283** SUB A as amended

**BY** Senators Perry, Moura, Sosnowski, Gallo, Pichardo

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - BREASTFEEDING - PROMOTES THE INTERESTS OF MATERNAL AND CHILD HEALTH {LC1477/2/A}

**Senate Bill No. 2287** as amended

**BY** Senators Blais, Raptakis

**ENTITLED**, AN ACT RELATING TO THE COVENTRY FIRE DISTRICT

**Senate Bill No. 2289** SUB A (Lieutenant Governor)

**BY** Senators Tassoni, Miller, Maselli

**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- DEFENSE CIVIL PREPAREDNESS (raise the number of ex-officio members RI emergency mgmt council from 19 to 22/director Providence emergency mgmt agency/executive director E-911 emergency tele system/federal security director transp. security adm for RI) {LC1440/1/A}

**Senate Bill No. 2314** SUB A

**BY** Senators McCaffrey

**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - BAIL AND RECOGNIZANCE (set forth and clarify the method of bail a court may order, and would prohibit a court from requiring a full cash bail as the only method for a person to post bail) {LC485/1/A}

**Senate Bill No. 2321** (by request)

**BY** Senators McCaffrey

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - JUSTICES OF SUPREME, SUPERIOR, AND FAMILY COURTS (delete an outdated reference to a department of administration personnel office regulation which does not apply to the judiciary)

**Senate Bill No. 2325**

**BY** Senators McCaffrey

**ENTITLED**, AN ACT RELATING TO PROPERTY -- MORTGAGE FORECLOSURE AND SALE (provide a technical amendment to resolve any ambiguity regarding advertising of a mortgage foreclosure sale) {LC1474/1}

**Senate Bill No. 2328** as amended

**BY** Senators Gallo, Goodwin

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION (make it a felony for any registered sex offender to be within five hundred feet of any school) {LC1290/1}

**Senate Bill No. 2342** SUB A**BY** Senators Ciccone, Sosnowski, Tassoni, Jabour, Levesque C**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF STATE GOVERNMENT (require the governor to appoint another person to a directorship within ten (10) days, if he or she withdraws the reappointment of a sitting director. His or her failure to do so would leave the office vacant) {LC769/1/A}**Senate Bill No. 2367** (Lieutenant Governor)**BY** Senators Connors**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - FIRE SAFETY CODE BOARD OF APPEAL AND REVIEW (require that one member of the fire safety code board of review be an officer, partner, or proprietor of a Rhode Island company that is a small business as defined by the United States Small Business Administration) {LC1825/1}**Senate Bill No. 2374** SUB A**BY** Senators Revens**ENTITLED**, AN ACT RELATING TO PROPERTY -- RESIDENTIAL RENTAL REAL ESTATE (require all property owners in Providence and Warwick to register their name, home address, zip code and telephone number with their city's recorder of deeds) {LC1834/1/A}**Senate Bill No. 2395** SUB A**BY** Senators Gallo, Fogarty P, Levesque C**ENTITLED**, AN ACT RELATING TO EDUCATION -- LOAN OF TEXTBOOKS (provide that the department of elementary and secondary education would furnish textbooks to students, as opposed to the school committee in each community) {LC1647/1/A}**Senate Bill No. 2399****BY** Senators Tassoni**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF SMITHFIELD TO ISSUE BONDS AND NOTES IN AN AMOUNT NOT TO EXCEED \$13,500,000 TO FINANCE THE ACQUISITION, CONSTRUCTION, BUILDING, FURNISHING AND EQUIPPING OF A LIBRARY {LC1405/1}**Senate Bill No. 2403** (Business Regulation)**BY** Senators Blais**ENTITLED**, AN ACT RELATING TO INSURANCE -- FIRE AND MARINE INSURANCE RATING (require insurers to provide a credit for installation of fire suppression and prevention equipment in rating commercial insurance policies) {LC1773/1}**Senate Bill No. 2406** (Labor & Training)**BY** Senators Bates**ENTITLED**, AN ACT RELATING TO LABOR - TEMPORARY DISABILITY INSURANCE - BENEFITS (amend the waiting week requirement to begin the waiting week on the Sunday of the week in which a claimant files a claim for benefits) {LC1729/1}

**Senate Bill No. 2425** SUB A**BY** Senators Tassoni, Issa, Doyle**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND (would require that decisions with respect to subdivision plans be issued in writing and submitted to the applicant by certified mail) {LC1196/1/A}**Senate Bill No. 2428****BY** Senators Paiva-Weed, Levesque C, Moura, Gibbs, Lenihan**ENTITLED**, AN ACT RELATING TO EDUCATION - REGIONAL VOCATIONAL SCHOOLS (change the name of the Metropolitan Career and Technical Center, in Newport, Rhode Island, to the "Paul W. Crowley Metropolitan Career and Technical Center") {LC1475/1}**Senate Bill No. 2438** as amended**BY** Senators Jabour, Ciccone**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (would allow an Internet or computer-based alcohol server training program.) {LC1466/1}**Senate Bill No. 2441** SUB A as amended**BY** Senators Perry**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ENERGY FACILITY SITING ACT (would authorize the Narragansett Electric Company to proceed with the construction of the underground alignment of the E-183 line referenced in the Settlement Agreement that was approved by the Energy Facility Siting Board in Docket 2003-01) {LC233/1/A}**Senate Bill No. 2444** (Business Regulation)**BY** Senators Breene**ENTITLED**, AN ACT RELATING TO INSURANCE (increase optional insurance on rental of motor vehicles to 60 days, and would increase total cost of examination of rating organization licensed in the state to 150% of the total salaries paid to the examining personnel) {LC1760/1}**Senate Bill No. 2448****BY** Senators Levesque C, Lenihan**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- MANAGEMENT AND DISPOSAL OF STATE PROPERTY**Senate Bill No. 2455** as amended**BY** Senators Sosnowski**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (would extend the period for disposal of covered electronic products in a manner other than by recycling or disposal as hazardous waste to December 31, 2008) {LC1864/1}**Senate Bill No. 2475** SUB A**BY** Senators Miller**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHYSICAL THERAPISTS {LC1992/1/A}



**Senate Bill No. 2479** SUB A**BY** Senators Doyle, McBurney, Tassoni, Connors**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - NURSES (would allow certified nurse practitioners to prescribe medicine in accordance with state formulary of registered nurse practitioners) {LC2100/1/A}**Senate Bill No. 2485** SUB A**BY** Senators McBurney**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - SIZE, WEIGHT AND LOAD LIMITS (would prohibit the department of administration and local authorities from issuing permits for motor vehicles alone or with the vehicles load weighing in excess of 130,000 lbs.) {LC1784/1/A}**Senate Bill No. 2486** (by request)**BY** Senators Connors**ENTITLED**, AN ACT RELATING TO ELECTIONS (repeal section 17-1-19 relating to at-large elections in North Providence) {LC1106/1}**Senate Bill No. 2488** (General Treasurer)**BY** Senators Miller, Levesque C, Sosnowski, Pichardo, Perry**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- CRIMINAL INJURIES COMPENSATION {LC2018/1}**Senate Bill No. 2489****BY** Senators Jabour, Sheehan, Connors**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HISTORICAL ZONING (would make it a criminal offense to demolish a historical building without the necessary permits) {LC1855/1}**Senate Bill No. 2490****BY** Senators Alves**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - STATE POLICE (would provide for the implementation of a program among law enforcement agencies, broadcast media/ other appropriate entities to alert the state police/the public in the event of the disappearance of a senior citizen with an impaired mental condition) {LC1859/1}**Senate Bill No. 2501** SUB A (Attorney General)**BY** Senators Goodwin, Maselli**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- ELDERLY VIOLENCE PREVENTION ACT (create a right to speedy trial for victims sixty (60) years or older under the Elderly Violence Prevention Act. Additionally, the act would create the offense of "exploitation of an elder") {LC225/2/A}

**Senate Bill No. 2502** SUB A as amended (Attorney General)

**BY** Senators Bates, Maselli

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- ENTICEMENT OF CHILDREN (would increase the penalties for the enticement of children from a misdemeanor to a felony) {LC216/2/A}

**Senate Bill No. 2509**

**BY** Senators Connors

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - SUPERSEDEAS BONDS (would require a supersedeas bond of all appellants collectively not to exceed \$50,000,000 regardless of the value of the judgment in order to stay the execution of a judgment related to the Master Settlement Agreement) {LC1846/1}

**Senate Bill No. 2514**

**BY** Senators Connors

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - FRAUD AND FALSE DEALING (would create the misdemeanor criminal offense of "defrauding the administration of a drug or alcohol test")

**Senate Bill No. 2515** SUB A (Attorney General)

**BY** Senators Doyle

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- SEXUAL OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION (expand the list of offenses requiring a defendant to register as a sexual offender, and impose new reporting requirements when a registered sex offender moves his or her residence) {LC228/3/A}

**Senate Bill No. 2519** as amended (State Police)

**BY** Senators Algieri, Bates

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- REGISTRATION OF VEHICLES (would provide that if a vehicle is unregistered in this state or any other state to which it is required to be registered then it shall be a misdemeanor to operate the vehicle) {LC1958/1}

**Senate Bill No. 2531** SUB A (Attorney General)

**BY** Senators Felag, Bates, Maselli

**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES (would hold all persons who provide alcohol to any person under age 21, or permits persons under age 21 to consume alcohol on their property, criminally responsible, and not just adults or persons over age 21) {LC229/2/A}

**Senate Bill No. 2544** (Attorney General)

**BY** Senators Jabour

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- HOMICIDE (amend the crime of murder so as to make the section on penalties for murder compatible)

**Senate Bill No. 2555** SUB A as amended

**BY** Senators Walaska

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - APPRENTICES (permit students who successfully complete an authorized vocational program to receive credit for apprenticeship instruction in certain trades and vocations) {LC1078/2/A}

**Senate Bill No. 2565** SUB A

**BY** Senators Ruggerio, Doyle, Perry, Felag, Connors

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- LITTER {LC1552/1/A}

**Senate Bill No. 2566** SUB A

**BY** Senators Ruggerio, Sosnowski, Connors, Perry, Goodwin

**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY -- CRUELTY TO ANIMALS (provide that no person may transfer any equidae in a vehicle or trailer containing two (2) or more levels of equidae, or penalties shall be incurred for doing so) {LC554/2/A}

**Senate Bill No. 2592** SUB A as amended

**BY** Senators Connors

**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW GENERAL REGULATORY PROVISIONS -- THE RHODE ISLAND FAIR DEALERSHIP ACT {LC2268/2/A}

**Senate Bill No. 2599** SUB A (Business Regulation)

**BY** Senators Bates

**ENTITLED**, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING ACT (remove the requirement for a business entity license, in addition to an individual license, for surplus line brokers but would allow the department to issue business entity licenses for all license types) {LC1764/2/A}

**Senate Bill No. 2601** SUB A as amended

**BY** Senators Pichardo, Jabour, Felag, Issa, Miller

**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS -- LICENSED ACTIVITIES (require licensed "check cashers" to provide notice to customers of alternative lending options) {LC1806/3/A}

**Senate Bill No. 2603** SUB A

**BY** Senators Walaska, Bates

**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIFE SETTLEMENTS ACT (create comprehensive standards in the establishment and administration of life settlements contracts) {LC1832/1/A}

**Senate Bill No. 2608** as amended

**BY** Senators Sosnowski, Miller, Revens, Gibbs, Moura

**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS - TERMINATION OF SERVICE TO PERSONS WHO ARE DISABLED AND SERIOUSLY ILL {LC2293/1}

**Senate Bill No. 2621 SUB A****BY** Senators Doyle, Tassoni, McBurney, Connors**ENTITLED**, AN ACT RELATING TO EDUCATION -- CURRICULUM (require that the physical education and health curriculums in schools be based on standards set by Rhode Island Health Education Framework and Rhode Island Physical Education Framework) {LC2240/1/A}**Senate Bill No. 2625****BY** Senators Sosnowski, Felag, McCaffrey**ENTITLED**, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (place the position of marine infrastructure specialist within the coastal resources management council in the unclassified service) {LC2170/1}**Senate Bill No. 2630 SUB A (Environmental Management)****BY** Senators Breene**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- BIRDS (define birds not protected by this act as those birds listed under the migratory bird treaty reform act of 2004 as not being protected) {LC1766/1/A}**Senate Bill No. 2634 SUB A as amended (by request)****BY** Senators Sheehan**ENTITLED**, AN ACT RELATING TO HIGHWAYS - THE JAMESTOWN BRIDGE FISHING PARK (repeal the requirement that a fishing area be constructed next to the Western side of the Jamestown-Verrazano Bridge) {LC1597/1/A}**Senate Bill No. 2652 SUB A****BY** Senators Moura**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE - PAY AND ALLOWANCES (require all cities and towns to maintain health care benefits for all members of the National Guard and Reserve (and their dependents) who are called to active duty for more than ninety (90) days) {LC499/1/A}**Senate Bill No. 2661 SUB A****BY** Senators Paiva-Weed, Montalbano J, Algieri, Lenihan, Perry**ENTITLED**, AN ACT RELATING STATE AFFAIRS AND GOVERNMENT -- TAX INCENTIVE DISCLOSURE AND ACCOUNTABILITY (promote greater public disclosure and transparencies regarding the issuance of certain tax credits and the filing of documentation in support of such tax credits) {LC2103/4/A}**Senate Bill No. 2667****BY** Senators Lenihan, Raptakis**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF A MIDDLE SCHOOL AND THE RENOVATION, ALTERATION, DEMOLITION, REPAIR, IMPROVEMENT, EQUIPPING, FURNISHING AND LANDSCAPING OF, AND/OR ADDITIONS TO, PUBLIC SCHOOLS AND SCHOOL FACILITIES IN THE TOWN AND

ALL ATTENDANT EXPENSES INCLUDING, BUT NOT LIMITED TO, ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN \$52,000,000 BONDS AND/OR NOTES THEREFOR {LC2313/1}

**Senate Bill No. 2672** SUB A

**BY** Senators Breene

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES (would eliminate term limits for members appointed to the state board of pharmacy) {LC1684/1/A}

**Senate Bill No. 2676** SUB A as amended

**BY** Senators Gallo, Fogarty P

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PSYCHOLOGISTS {LC1292/1/A}

**Senate Bill No. 2677** SUB A as amended

**BY** Senators Perry, Goodwin, Pichardo, Miller, Sosnowski

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH (establish the Rhode Island patient safety and quality improvement act of 2008) {LC1643/1/A}

**Senate Bill No. 2679** SUB A as amended

**BY** Senators Paiva-Weed, Perry, Levesque C, Blais, Bates

**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - THE RHODE ISLAND HEALTH INFORMATION EXCHANGE ACT OF 2008 {LC1827/2/A}

**Senate Bill No. 2692**

**BY** Senators Pichardo, Miller, Perry, Metts

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- CENTER FOR HEALTH PROFESSIONS ACT (would create a center for health professionals for the development of a healthcare workforce) {LC1539/1}

**Senate Bill No. 2697** SUB A

**BY** Senators Levesque C

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES (authorize an accessory dwelling unit in a single-family residence as a reasonable accommodation for family members with disabilities) {LC582/1/A}

**Senate Bill No. 2701**

**BY** Senators Lenihan, Raptakis

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF EAST GREENWICH TO FINANCE THE CONVERSION OF THE SWIFT GYMNASIUM INTO A SENIOR AND COMMUNITY CENTER AND THE CONVERSION OF THE FORMER POLICE STATION INTO OFFICES FOR THE PUBLIC WORKS DEPARTMENT, AND THE CONSTRUCTION, RENOVATION, ALTERATION, DEMOLITION, IMPROVEMENT, REHABILITATION, EQUIPPING, FURNISHING AND LANDSCAPING OF SUCH FACILITIES IN THE TOWN AND ALL

ATTENDANT EXPENSES, INCLUDING, BUT NOT LIMITED TO ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS AND/OR NOTES THEREFOR (authorizes the town of East Greenwich to issue not more than \$4,000,000 bonds and notes to finance the conversion of the swift gymnasium into a senior and community center) {LC2314/1}

**Senate Bill No. 2704** SUB A as amended

**BY** Senators McCaffrey, Maselli

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS (require the transfer of ownership of firearms to the state crime laboratory for the creation of a library of firearms) {LC220/1/A}

**Senate Bill No. 2706** SUB A

**BY** Senators Goodwin

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - AUTOMATED TRAFFIC VIOLATION MONITORING SYSTEMS (repeal the sunset provision to the automated traffic violation monitoring system thereto and would add a feature for collision avoidance) {LC1868/1/A}

**Senate Bill No. 2707** as amended

**BY** Senators Doyle, Tassoni, McBurney, Connors

**ENTITLED**, AN ACT RELATING TO ELECTIONS -- VOTING DISTRICTS AND OFFICIALS (allow an election official to appoint not more than 5 students as supervisors/moderators per ward and/or precinct to serve under the direct supervision of the ward and/or precinct board members) {LC2231/1}

**Senate Bill No. 2709**

**BY** Senators Doyle, Tassoni, McBurney, Connors

**ENTITLED**, AN ACT RELATING TO ELECTIONS - CONDUCT OF ELECTION AND VOTING EQUIPMENT, AND SUPPLIES (repeal the section, granting certain high school students eligibility to be appointed as a trainee election official in the municipality in which the student resides) {LC2220/1}

**Senate Bill No. 2716** SUB A as amended (Corrections)

**BY** Senators Blais

**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES - JAILS AND PRISONS (criminalize transfer of "unauthorized articles" to prisoners while in state custody at the A.C.I. as well as other state institutions) {LC1746/1/A}

**Senate Bill No. 2726**

**BY** Senators Sheehan, Jabour, Lenihan, Cote, Connors

**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION (would limit appointment to the judicial nominating commission to one term) {LC1145/1}

**Senate Bill No. 2728 SUB A****BY** Senators Sheehan, Tassoni, McCaffrey, Lenihan, Maselli**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (would define, limit and restrict the use of eminent domain for economic development purposes) {LC737/1/A}**Senate Bill No. 2743****BY** Senators McBurney**ENTITLED**, AN ACT RELATING TO PROBATE PRACTICE AND PROCEDURE - GUARDIANSHIP OF MINORS (repeal provisions for the waiver of a guardian ad litem report when a parent is petitioning for guardianship of a minor or adult child) {LC2325/1}**Senate Bill No. 2758 SUB A****BY** Senators Levesque C**ENTITLED**, AN ACT RELATING TO INSURANCE -- LIABILITY INSURANCE (extend the statute of limitations when a sheriff returns service of process with a "non est inventus" return) {LC2023/1/A}**Senate Bill No. 2771 SUB A****BY** Senators Paiva-Weed, Sosnowski, Gibbs, Bates, Gallo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - PLASTIC BOTTLE AND CONTAINER LABELING ACT {LC2167/1/A}**Senate Resolution No. 2784****BY** Senators Paiva-Weed, Gibbs, Levesque C**ENTITLED**, JOINT RESOLUTION CELEBRATING THE CONTRIBUTIONS OF NATIONAL SIGNIFICANCE MADE**BY** Senators JOHN CLARKE AND THE RHODE ISLAND KING CHARLES CHARTER OF 1663 TO THE COLONY AND STATE OF RHODE ISLAND {LC2417/1}**Senate Bill No. 2790****BY** Senators Ruggerio, Alves, Doyle, McBurney, Ciccone**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF BUSINESS REGULATION-AUTOMOBILE WRECKING AND SALVAGE YARDS (require that wrecking and salvage yards display their license number on all business communications, advertising, estimates, signs, business cards and all other written documentation relating to the business) {LC2077/1}**Senate Bill No. 2791****BY** Senators Moura**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES ( would authorize the city of Providence to exempt the Wickenden Street area from the provisions of the general laws that prohibits class B, C, or I retail alcohol beverage licenses.

**Senate Bill No. 2792****BY** Senators Paiva-Weed, Gibbs, Levesque C**ENTITLED**, AN ACT RELATING TO HOLIDAYS AND DAYS OF SPECIAL OBSERVANCES {LC2416/1}**Senate Bill No. 2793** as amended (Secretary of State)**BY** Senators Cote, Metts**ENTITLED**, AN ACT RELATING TO LIBRARIES -- STATE PUBLICATIONS CLEARING HOUSE (amend the state publications clearinghouse law to provide for the filing of state publications in electronic form) {LC1722/1}**Senate Bill No. 2806** SUB A**BY** Senators Ruggerio**ENTITLED**, AN ACT RELATING TO EDUCATION -- CHILDREN WITH DISABILITIES (would require local school committees to pay and provide for the education of children with disabilities placed in private schools) {LC2412/1/A}**Senate Bill No. 2816** SUB A**BY** Senators Tassoni, McBurney, Doyle**ENTITLED**, AN ACT RELATING TO PROPERTY -- CONDOMINIUM LAW (would allow condominiums to recoup foreclosure costs as part of the six (6) month priority lien) {LC2449/1/A}**Senate Bill No. 2818** (Secretary of State)**BY** Senators Pichardo, Gibbs, Connors, Sheehan, Jabour**ENTITLED**, AN ACT RELATING TO ELECTIONS {LC1697/1}**Senate Bill No. 2819** (Secretary of State)**BY** Senators Pichardo, Gibbs, Connors, Sheehan, Jabour**ENTITLED**, AN ACT RELATING TO ELECTIONS - VOTER REGISTRATION {LC1698/1}**Senate Bill No. 2850** as amended**BY** Senators Montalbano J, Sosnowski, Walaska, Bates, Algieri**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - PUBLIC BUILDINGS (require public buildings owned by the state to purchase or generate a sixteen percent (16%) of their electricity from renewable energy resources by January 1, 2020) {LC2464/1}**Senate Bill No. 2851** SUB A as amended**BY** Senators Montalbano J, Miller, Algieri, Sosnowski, Raptakis**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD (establish net metering to measure the difference between electricity delivered by an electrical distribution company and electricity generated by a solar or wind net metering facility) {LC2465/1/A}



**Senate Bill No. 2852** SUB A as amended**BY** Senators Montalbano J, Algieri, Walaska, Levesque C, Bates**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND ECONOMIC DEVELOPMENT CORPORATION (develop an organizational structure to provide Rhode Island with the full benefits of cost-effective renewable energy development) {LC2466/1/A}**Senate Bill No. 2853** SUB A as amended**BY** Senators Sosnowski, Paiva-Weed, McCaffrey, Gibbs, Felag**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (require RI Resources Recovery Corporation to recycle yard waste materials at the highest and best use. It would also ban the disposal of yard waste at the central landfill on January 1, 2009) {LC1861/1/A}**Senate Bill No. 2857****BY** Senators Doyle, McBurney, Tassoni, Connors, Maselli**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW-GENERAL REGULATORY PROVISIONS -- PURCHASE AND SALE OF PRECIOUS METALS (would address the recent problem concerning the increased theft of motor vehicle catalytic converters, by making the purchase and sale of them subject to regulation under the precious metals law) {LC2270/1}**Senate Bill No. 2865****BY** Senators Ruggerio, Goodwin, Doyle, Pichardo**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- DONATED FOOD {LC2400/1}**Senate Bill No. 2866****BY** Senators Gallo**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - HEALTH CARE SERVICES - UTILIZATION REVIEW ACT (would require the department of human services to report to the general assembly by the 15th of January each year, and would also extend the sunset provision to July 1, 2011) {LC2299/1}**Senate Bill No. 2870** SUB A**BY** Senators Walaska**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE STATE BUILDING CODE (require building officials to reject/issue permits for the rehabilitation of residential dwellings occupied by 1, 2, 3 families/affecting not more than 50% of the square footage/within 15 calendar days after the filing of the permit application) {LC2470/1/A}**Senate Bill No. 2872****BY** Senators Sheehan, Lenihan**ENTITLED**, AN ACT RELATING TO ELECTIONS -- NORTH KINGSTOWN (would permit the North Kingstown polls to open at 7:00 a.m. for all elections) {LC2397/1}

**Senate Bill No. 2887** SUB A**BY** Senators Paiva-Weed, Ruggerio, Blais, Perry**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- FIREFIGHTER CANCER WELLNESS ( would create a program directed by the department of health to test for, collect data on, and to educate firefighters in awareness of bladder cancer {LC2498/1/A}**Senate Bill No. 2889** SUB A as amended**BY** Senators Perry, Levesque C, Fogarty P, McCaffrey, Gallo**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - OPTOMETRISTS (would repeal the old chapter on optometrists and create two new chapters, one of which would address the profession of optometrists and the second of which would establish a chapter on opticians) {LC2526/1/A}**Senate Bill No. 2892** (Secretary of State)**BY** Senators Sheehan, Cote, Lenihan, Perry, Jabour**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY - LOB**BYING** (would require that a lobbyist's final report be filed no later than thirty (30) days after the earlier of the termination of the lobbyist's engagement or the final adjournment of the general assembly) {LC1720/1}**Senate Bill No. 2906****BY** Senators Doyle, McBurney, Issa, DaPonte**ENTITLED**, AN ACT RELATING TO THE CITY OF PAWTUCKET - TAXATION (would authorize the city of Pawtucket, by ordinance, to authorize the finance director and/or the tax collector to waive interest on motor vehicle or tangible taxes, based on criteria established by the city council) {LC2545/1}**Senate Bill No. 2912****BY** Senators Paiva-Weed**ENTITLED**, AN ACT RELATING TO PROPERTY -- ESTATES IN REAL PROPERTY (would provide that the limitation of restrictive covenants would not apply to any covenants and/or restrictions initially created by the Commerce Oil Refining Corporation with respect to land in the town of Jamestown) {LC2613/1}**Senate Bill No. 2913****BY** Senators Tassoni**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- GENERAL POWERS (would authorize the town council of the Town of Smithfield to establish a municipal court in said town) {LC2622/1}**Senate Bill No. 2916** SUB A as amended**BY** Senators McCaffrey, Perry**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- DISORDERLY CONDUCT (act would create the offense of indecent exposure/disorderly conduct as a misdemeanor offense punishable by imprisonment of not more than one year, or a fine of not more than one thousand dollars (\$1,000), or both) {LC2160/2/A}

**Senate Bill No. 2923****BY** Senators Gallo, Paiva-Weed, Sosnowski, Pichardo, Gibbs**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM (would direct the department of human services to seek additional federal funds through the food stamp employment and training program to provide employment and training services to food stamp recipients) {LC2682/1}**Senate Bill No. 2925****BY** Senators Doyle, McBurney, DaPonte**ENTITLED**, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS THEREFOR, INCLUDING BUT NOT LIMITED TO ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2009 AND 2010 {LC2548/1}**Senate Bill No. 2932****BY** Senators DaPonte, Moura**ENTITLED**, AN ACT RELATING TO ELECTIONS - REGISTRATION OF VOTERS {LC2664/1}**Senate Bill No. 2939****BY** Senators Goodwin**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATIONAL BUILDING CORPORATION (would allow non-profit clinical laboratories to receive financing from the Rhode Island Health and Educational Building Corporation) {LC2629/1}**Senate Bill No. 2940** SUB A as amended**BY** Senators Connors, Moura, DaPonte, Lenihan, Ciccone**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- ACQUISITION OF LAND (chief purchasing officer to maintain a registry of leases entered into by the state would have to be maintained on the division's website. All leases entered into would be required to be included on the website within 24 hours of their execution) {LC2382/2/A}**Senate Bill No. 2941** SUB A**BY** Senators Levesque C, Moura, Blais, Sheehan, Lenihan**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURE (would require that agencies, when reviewing their rules, consider whether the rules are consistent with current practices, procedures and applicable statutes, and that all reviewed rules be reviewed every five (5) years) {LC2384/2/A}

**Senate Bill No. 2943****BY** Senators Ciccone, DaPonte, Blais, Sosnowski, Issa**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS --

ACQUISITION OF LAND (would clarify language concerning the composition of the state properties committee) {LC2389/1}

**Senate Bill No. 2944 SUB A****BY** Senators Issa, Moura, Blais, Connors, Lenihan**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE

PURCHASES (would amend the definitions of chief purchasing officer and chief purchasing officer for a state agency in regard to state purchases in order to correct an error) {LC2387/1/A}

**Senate Bill No. 2945 SUB A as amended****BY** Senators Sosnowski, Ciccone, Levesque C, Sheehan, Lenihan**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- STATE

PURCHASES (act would amend certain provisions relative to state purchases and competitive negotiation thereto) {LC2381/1/A}

**Senate Bill No. 2947 SUB A****BY** Senators Lenihan, Levesque C, Sosnowski, Ciccone, Issa**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS - STATE

PURCHASES {LC50/1/A}

**Senate Bill No. 2950****BY** Senators Doyle, Tassoni, DaPonte**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

{LC2693/1}

**Senate Resolution No. 2952****BY** Senators Perry, Goodwin, Doyle, Tassoni, Alves**ENTITLED**, JOINT RESOLUTION IN SUPPORT OF A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 2010 {LC2697/1}**Senate Bill No. 2953****BY** Senators Pichardo, Metts, Miller, Jabour**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC2732/1}**Senate Bill No. 2954 SUB A****BY** Senators Goodwin, Raptakis**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

{LC2650/1/A}

**Senate Bill No. 2961****BY** Senators Issa**ENTITLED**, AN ACT RELATING TO THE 10A VALIDATION AND RATIFICATION OF THE CITY CHARTER OF THE CITY OF CENTRAL FALLS {LC2711/1}**Senate Bill No. 2963** SUB A as amended**BY** Senators Lenihan, Sosnowski**ENTITLED**, AN ACT RELATING TO PUBLIC RECORDS -- ACCESS TO PUBLIC RECORDS {LC2741/4/A}**Senate Bill No. 2964****BY** Senators Bates, Felag, Levesque C**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow Louis P. Cirillo to join Patricia D. Estrella and Paul A. Cirillo, Sr. in marriage within the Town of Bristol, Rhode Island on or about September 27, 2008.) {LC2694/1}**Senate Bill No. 2966****BY** Senators Lenihan, Cote, Sosnowski, Sheehan**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- HEALTH AND EDUCATION BUILDING CORPORATION {LC2413/1}**Senate Bill No. 2997****BY** Senators Blais**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY ( would provide that the Scituate town council may provide by ordinance for an animal license fee not to exceed twenty (\$20.00) dollars for all dogs.) {LC2758/1}**Senate Bill No. 3001****BY** Senators Levesque C**ENTITLED**, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$350,000 BONDS**BY** Senators THE TOWN OF PORTSMOUTH TO FINANCE IMPROVEMENTS TO SCHOOL BUILDINGS INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION ( would serve as the enabling act required by Rhode Island General Laws section 16-7-44 in order for the interest on bonds issued in support of school housing projects to be eligible for state housing aid reimbursement.) {LC2840/1}**Senate Bill No. 3009****BY** Senators Levesque C, Bates, Felag**ENTITLED**, AN ACT RELATING TO TAXATION -- BRISTOL SENIOR RESIDENT PROPERTY TAX SERVICE PROGRAM ( would permit the town of Bristol to grant tax credits to qualified senior residents in exchange for services provided to the town of Bristol municipal government.) {LC2750/1}

**Senate Bill No. 3011****BY** Senators Breene**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- GENERAL POWERS ( would authorize the Town of Richmond to enact a noise abatement ordinance and establish the parameters of said ordinance.) {LC2788/1}**Senate Bill No. 3014** as amended**BY** Senators Perry, Connors, Miller, Pichardo, Levesque C**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE -- SENTENCE AND EXECUTION (require the termination of imprisonment relative to a probationary period suspended sentence/info has not been filed or the defendant found not guilty on charge/specifically alleged/constituted violation of probationary period or suspended sentence) {LC2866/1}**Senate Bill No. 3016****BY** Senators Sosnowski**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2871/1}**Senate Bill No. 3017****BY** Senators Sosnowski**ENTITLED**, AN ACT RELATING TO ELECTIONS ( would provide that classes at the Block Island School would not need to be cancelled or postponed on days of general elections and/or statewide primaries.) {LC2868/1}**Senate Bill No. 3018****BY** Senators Tassoni**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2860/1}**Senate Bill No. 3035****BY** Senators Fogarty P, Gallo**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- DAM MANAGEMENT DISTRICTS ( would allow the towns of Burrillville and Glocester to exempt from taxation certain property owned by a dam management district and would provide for the collection of dam management district fees in those towns.) {LC2920/1}**Senate Bill No. 3040****BY** Senators Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow the Honorable Scott Avedisian to join Suzanne O. Fry and William A. Manchester, Jr. in marriage within the Town of North Kingstown, Rhode Island on or about December 31, 2008.) {LC2929/1}

**Senate Bill No. 3041****BY** Senators Bates**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow David Farrell to join Josiah Herbert and Angela Hudon in marriage on or about August 2, 2008 within the town of Bristol, Rhode Island) {LC2922/1}**Senate Bill No. 3044****BY** Senators Gibbs**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (allow the Honorable Joe Vespa to join Dr. Roya Nakhgevany and Matt Pilcher in marriage within the City of Newport, Rhode Island on or about July 28, 2008) {LC2923/1}**Senate Bill No. 3047****BY** Senators Goodwin**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - REGISTRATION OF VEHICLES (would empower the division of motor vehicles in conjunction with WaterFire Providence, to create a special WaterFire license plate) {LC2986/1}**Senate Resolution No. 3056****BY** Senators Issa, Bates, Jabour**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE RHODE ISLAND DEPARTMENT OF EDUCATION TO CREATE A TASK FORCE ON YOUTH FINANCIAL LITERACY IN ORDER TO DEVELOP A STATEWIDE STRATEGY, ACTION PLAN, AND MARKETING PLAN FOR INCREASING MIDDLE AND HIGH SCHOOL STUDENTS' KNOWLEDGE OF PERSONAL FINANCIAL LITERACY {LC3000/1}**Senate Bill No. 3057****BY** Senators Paiva-Weed**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES ( would allow William Leohning to join Molly McDonough and Peter Walsh in marriage within the Town of Jamestown, Rhode Island on or about August 16, 2008.) {LC2994/1}**Senate Bill No. 3058****BY** Senators Revens**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES ( would allow the Honorable John M. Greaney, Associate Justice, Commonwealth of Massachusetts to join Karen McCauley and Scott Greggs in marriage within the Town of West Greenwich, Rhode Island on or about October 4, 2008.) {LC3020/1}**Senate Bill No. 3061****BY** Senators Levesque C**ENTITLED**, AN ACT IN ACCORDANCE WITH RHODE ISLAND GENERAL LAWS SECTION 16-7-44 APPROVING THE ISSUANCE OF \$1,100,000 BONDS**BY** Senators THE TOWN OF PORTSMOUTH TO FINANCE CAPITAL IMPROVEMENTS AT PORTSMOUTH HIGH SCHOOL INCLUDING SUCH IMPROVEMENTS AS ARE

NECESSARY TO COMPLY WITH STATE MANDATED FIRE CODE REGULATIONS, INCLUDING BUT NOT LIMITED TO BONDS AND NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION ( would serve as the enabling act required by RIGL sec.16-7-44 in order for the interest on bonds issued in support of school housing projects to be eligible for state housing aid reimbursement.) {LC3005/1}

**Senate Bill No. 3068**

**BY** Senators Felag, Gibbs

**ENTITLED**, AN ACT RELATING TO A TAX AGREEMENT BETWEEN THE TOWN OF TIVERTON AND TIVERTON POWER, INC. ( would provide for a tax agreement between the town of Tiverton and Tiverton Power, Inc. subject to approval of the town council of Tiverton.) {LC3022/1}

**Senate Bill No. 3082**

**BY** Senators Paiva-Weed, Levesque C, Gibbs, Picard Sen, Goodwin

**ENTITLED**, AN ACT RELATING TO EDUCATION -- PAUL W. CROWLEY RHODE ISLAND STUDENT INVESTMENT INITIATIVE (would rename the Rhode Island Student Investment Initiative in honor of Representative Paul W. Crowley) {LC3065/1}

**Senate Bill No. 3083**

**BY** Senators Bates

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Emily Katherine Penney and Christopher Richard O'Neill) {LC3069/1}

**Senate Bill No. 3084**

**BY** Senators Issa

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Dawn G. Rahilly and David J. Quinn) {LC3057/1}

**Senate Bill No. 3087**

**BY** Senators Algieri

**ENTITLED**, AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE CHARIHO MIDDLE SCHOOL BY THE ISSUANCE OF NOT MORE THAN \$2,706,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID {LC3075/1}



**Senate Bill No. 3088****BY** Senators Algiere

**ENTITLED**, AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE RYSE SCHOOL BY THE ISSUANCE OF NOT MORE THAN \$4,447,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID {LC3076/1}

**Senate Bill No. 3089****BY** Senators Algiere

**ENTITLED**, AN ACT (I) AUTHORIZING THE CHARIHO REGIONAL SCHOOL DISTRICT TO FINANCE THE CONSTRUCTION, RENOVATION, IMPROVEMENT, DEMOLITION, ALTERATION, REPAIR, ADDITIONS, PAVING, LANDSCAPING, FURNISHING AND EQUIPPING OF THE CHARIHO HIGH SCHOOL AND IMPROVEMENTS TO THE SWITCH ROAD CAMPUS, INCLUDING, BUT NOT LIMITED TO, A MAINTENANCE FACILITY, TRACK, PARKING AND UTILITY AND SECURITY UPGRADES BY THE ISSUANCE OF NOT MORE THAN \$17,847,000 BONDS AND/OR NOTES THEREFOR AND (II) PROVIDING THAT THE PRINCIPAL OF, REDEMPTION PREMIUM AND INTEREST ON BONDS AND NOTES ISSUED FOR THE PROJECT WILL BE BORNE BY THE MEMBER TOWNS IN EQUAL SHARES, WITH EACH TOWN PAYING ONE-THIRD OF THE COSTS AND SUBJECT TO APPROVAL OF STATE SCHOOL HOUSING AID {LC3074/1}

**Senate Bill No. 3090****BY** Senators Ruggerio, Montalbano J, Paiva-Weed, Algiere, McBurney

**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES (authorize a "Judge Emeritus" registration plate for former Superior Court Judge Vincent A. Ragosta.) {LC3038/1}

**Senate Resolution No. 3099****BY** Senators Connors

**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL JOINT COMMISSION TO STUDY THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION {LC3098/1}

**Senate Resolution No. 3103****BY** Senators Ruggerio, McBurney, Picard Sen

**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN CLAIMS {LC2671/1}

**Senate Resolution No. 3104 SUB A****BY** Senators Moura, Perry, Goodwin, Jabour, Pichardo**ENTITLED**, JOINT RESOLUTION APPROVING PROJECT STATUS FOR 110 PROVIDENCE OWNER, LLC {LC3133/1/A}**Senate Bill No. 3105****BY** Senators Miller, Gallo, Lanzi**ENTITLED**, AN ACT RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION (increase the amount of allowable income to twenty thousand dollars (\$20,000) for any person who is sixty-five (65) years or older or to any person who is totally and permanently disabled regardless of age) {LC3104/1}**Senate Bill No. 3107****BY** Senators Gallo, Lanzi, Miller**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$1,000,000 BONDS AND NOTES TO FINANCE THE ACQUISITION, INSTALLATION AND CITYWIDE IMPLEMENTATION OF A NEW COMPREHENSIVE FINANCIAL SOFTWARE SYSTEM FOR THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TEN (10) YEARS {LC3113/1}**Senate Bill No. 3108****BY** Senators Fogarty P, Gallo**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF BURRILLVILLE TO FINANCE THE PLANNING, PROFESSIONAL SERVICES, CONSTRUCTION, EQUIPPING AND FURNISHING OF A TOWN SENIOR CENTER AND TO ISSUE NOT MORE THAN \$4,000,000 BONDS THEREFOR {LC3097/1}**Senate Bill No. 3109****BY** Senators Lanzi, Gallo, Miller**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$10,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, RESURFACING, CONSTRUCTION, AND REHABILITATION OF PUBLIC HIGHWAYS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3112/1}**Senate Bill No. 3110****BY** Senators Gallo, Miller, Lanzi**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND NOTES TO FINANCE THE REPAIR, CONSTRUCTION AND REHABILITATION OF DRAINAGE IMPROVEMENTS, AND THE REMEDIATION AND MITIGATION OF DRAINAGE AND FLOODING PROBLEMS, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3110/1}**Senate Bill No. 3111****BY** Senators Connors, Ruggerio, Ciccone, Lanzi, Fogarty P

**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS - WORKERS' COMPENSATION - BENEFITS (allow for members of the police and aircraft rescue and firefighting (ARFF) units of Rhode Island Airport Corporation to be covered relative to injuries sustained while in the performance of his/her duties by the workers compensation system) {LC3094/1}

**Senate Bill No. 3112**

**BY** Senators Perry

**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES (join Nicole Stenmark and John Jay Ogden in marriage) {LC3100/1}

**Senate Bill No. 3114**

**BY** Senators Bates

**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF BARRINGTON GRIDIRON CLUB, INC. {LC3043/1}

**Senate Bill No. 3116**

**BY** Senators Felag

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF WARREN TO FINANCE THE MAINTENANCE AND CONSTRUCTION OF SEWERS AND SEWERAGE SYSTEMS IN THE TOWN

**BY** Senators THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND CLEAN WATER FINANCE AGENCY {LC3129/1}

**Senate Bill No. 3119**

**BY** Senators Tassoni, Cote, Fogarty P

**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NORTH SMITHFIELD TO FINANCE THE ACQUISITION OF LAND AND/OR INTERESTS IN LAND FOR A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, AND FOR OTHER MUNICIPAL FACILITIES AND PURPOSES AS MAY BE NEEDED FROM TIME TO TIME BY THE TOWN, AND THE RECONSTRUCTION AND REHABILITATION OF EXISTING BUILDINGS ON SUCH LAND AND/OR CONSTRUCTION OF NEW BUILDINGS OR NEW ADDITIONS TO EXISTING BUILDINGS ON SUCH LAND FOR, AND THE EQUIPPING OF, A SENIOR CITIZENS AND COMMUNITY CENTER, TOGETHER WITH RELATED FACILITIES AND/OR IMPROVEMENTS, BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 OF BONDS AND/OR NOTES THEREFOR {LC3148/1}

**Senate Bill No. 3120** as amended

**BY** Senators Ciccone, Ruggiero, Tassoni, Lanzi

**ENTITLED**, AN ACT CREATING THE LAW ENFORCEMENT WEAPONS QUALIFICATIONS OF RETIRED OFFICERS COMMISSION (establish a permanent eight (8) member commission on law enforcement weapons qualifications for retired officers) {LC3151/1}

**Senate Bill No. 3122****BY** Senators Issa**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION (increase the Homestead Exemption in Central Falls from forty-five thousand dollars (\$45,000) to sixty thousand dollars (\$60,000) {LC3146/1}**Senate Bill No. 3123****BY** Senators Gallo, Miller**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,300,000 BONDS AND NOTES TO FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION IN THE WESTERN PART OF THE CITY OF CRANSTON AND THE REPAIR, RENOVATION AND IMPROVEMENT OF EXISTING FIRE STATIONS THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3111/1}**Senate Bill No. 3125****BY** Senators Fogarty P**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF GLOCESTER TO FINANCE THE ACQUISITION OF OPEN SPACE FOR PRESERVATION, CONSERVATION AND GROUNDWATER PROTECTION AND TO ISSUE NOT MORE THAN \$500,000 BONDS AND NOTES THEREFOR {LC2996/1}**Senate Resolution No. 3130 SUB A****BY** Senators Alves**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY THE ISSUE OF "CERTIFICATE OF NEED" (would remove the present limitation to twelve with respect to the categories of tertiary care services that may be subject to regulation at any one time) {LC3188/1/A}**Senate Resolution No. 3135****BY** Senators Algiere**ENTITLED**, JOINT RESOLUTION DECLARING AND CONSENTING TO A RECESS OF THE GENERAL ASSEMBLY {LC3219/1}**Senate Bill No. 3137****BY** Senators Miller, Gallo, Lanzi**ENTITLED**, AN ACT AUTHORIZING THE CITY OF CRANSTON TO ISSUE NOT MORE THAN \$6,000,000 BONDS AND/OR NOTES TO FINANCE THE ACQUISITION, DEVELOPMENT, IMPROVEMENT, REHABILITATION, RESTORATION, ENHANCEMENT, PRESERVATION AND/OR PROTECTION OF OPEN SPACE, PARK AND RECREATIONAL AREAS AND/OR FACILITIES, FISH AND WILDLIFE HABITATS, AND/OR LAKE, RIPARIAN, RESERVOIR, RIVER, COASTAL AND OTHER NATURAL RESOURCES, THROUGHOUT THE CITY OF CRANSTON FOR A TERM NOT TO EXCEED TWENTY (20) YEARS {LC3193/1}

**Senate Bill No. 3138****BY** Senators Connors, Pichardo, Issa**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, EXTENSION AND IMPROVEMENT OF SEWER FACILITIES IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR {LC3202/1}**Senate Bill No. 3139****BY** Senators Connors, Issa**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, AND IMPROVEMENT OF RECREATIONAL FACILITIES IN THE TOWN AND THE FURNISHING AND EQUIPPING THEREOF BY THE ISSUANCE OF NOT MORE THAN \$1,500,000 BONDS AND/OR NOTES THEREFOR {LC3200/1}**Senate Bill No. 3140****BY** Senators Pichardo, Metts, Miller, Perry, Goodwin**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- PUBLIC ASSISTANCE ACT {LC3155/1}**Senate Bill No. 3146****BY** Senators Miller**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3189/1}**Senate Bill No. 3147****BY** Senators Gibbs**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF MIDDLETOWN TO FINANCE THE ACQUISITION AND PRESERVATION OF OPEN SPACE IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND/OR NOTES THEREFOR {LC3169/1}**Senate Bill No. 3148****BY** Senators Connors, Picard Sen, Issa**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF CUMBERLAND TO FINANCE ROAD IMPROVEMENTS IN THE TOWN BY THE ISSUANCE OF NOT MORE THAN \$2,500,000 BONDS AND/OR NOTES THEREFOR {LC3186/1}**Senate Bill No. 3149****BY** Senators Picard Sen, Cote**ENTITLED**, AN ACT RELATING TO EDUCATION -- COMPULSORY ATTENDANCE {LC3158/1}

**Senate Bill No. 3150****BY** Senators Metts, Pichardo**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURES -- SENTENCING AND EXECUTION {LC3235/1}**Senate Bill No. 3152****BY** Senators Alves**ENTITLED**, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES {LC3251/1}**Senate Bill No. 3154****BY** Senators Raptakis, Paiva-Weed, Tassoni, Walaska, Blais**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- PLACES OF ASSEMBLY {LC3252/1}**Senate Bill No. 3155****BY** Senators Blais**ENTITLED**, AN ACT PROVIDING FOR THE CONSTRUCTION OF CAPITAL IMPROVEMENTS TO THE SCITUATE MIDDLE/HIGH SCHOOL COMPLEX AND AUTHORIZING FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$4,000,000 IN BONDS THEREFOR {LC3261/1}**Senate Bill No. 3156****BY** Senators Pichardo, Goodwin, Ruggerio, Perry**ENTITLED**, AN ACT RELATING TO TAXATION {LC3247/1}**Senate Resolution No. 3157****BY** Senators Levesque C, Perry, Miller, Pichardo, Paiva-Weed**ENTITLED**, JOINT RESOLUTION CREATING THE RHODE ISLAND HIV AND AIDS CODE STUDY COMMISSION {LC3256/1}**Senate Bill No. 3159 SUB A****BY** Senators Goodwin**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC3267/1/A}**Senate Bill No. 3161****BY** Senators Blais, Raptakis**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- SNOWMOBILES AND RECREATIONAL VEHICLES {LC3271/1}**Senate Bill No. 3162****BY** Senators Sosnowski, Algieri, Blais**ENTITLED**, AN ACT RELATING TO CAPITAL DEVELOPMENT PROGRAM {LC3272/1}