

State of Rhode Island and Providence Plantations

JOURNAL

-OF THE-

HOUSE OF REPRESENTATIVES

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

Volume 136, No. 24

Tuesday, March 10, 2009

Twenty-fourth Day

The House of Representatives meets at the State House in Providence, Tuesday, March 10, 2009 and is called to order at 4:07 o'clock P.M., by the Honorable William J. Murphy, Speaker.

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

PRESENT - 71: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, A. Rice, M. Rice, Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

ABSENT - 4: Representatives Fellela, Naughton, Williams, Williamson.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Thursday, March 5, 2009 is approved as printed.

ANNOUNCEMENTS

Representative Eileen Naughton will be unable to attend session Tuesday, March 10, 2009.

Representative Deborah Fellela will be unable to attend session Tuesday, March 10, 2009.

REPORTS OF COMMITTEES

TRANSFER OF BILLS

Representative Carter, for the Committee on Veterans Affairs, reports back the following measures, with recommendation of transfer to the Committee on Finance:

House Bill No. 5183

BY Serpa, Carter, Slater, Gallison, Fellela

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- VETERANS' PLATES -- GOLD STAR PARENTS (would allow gold star parents to register a vehicle with a gold star veteran plate without charge) {LC504/1}

03/09/2009 Committee transferred to House Finance

House Bill No. 5258

BY Carter, Gallison, Almeida, Fellela, Loughlin

ENTITLED, AN ACT RELATING TO TAXATION -- DISABLED VETERANS (would grant a one hundred percent property tax exemption to permanently disabled veterans or the unmarried surviving spouse of a veteran who died while on active duty) {LC842/1}

03/09/2009 Committee transferred to House Finance

House Bill No. 5448

BY Carnevale, Carter, DaSilva, Williams, Gallison

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEE TENURE FOR DISABLED VETERANS (would extend the right to apply for full status in state service after 10 years to all disable veterans) {LC810/1}

03/09/2009 Committee transferred to House Finance

Representative Carter, for the Committee on Veterans Affairs, reports back the following measure, with recommendation of transfer to the Committee on Judiciary:

House Bill No. 5886 (National Guard)

BY Loughlin

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- NATIONAL GUARD {LC1633/1}

03/09/2009 Committee transferred to House Judiciary

NEW BUSINESS

House Resolution No. 5953

BY Driver, Fox, Kilmartin, Gemma, Flaherty

ENTITLED, HOUSE RESOLUTION URGING GREEN CONSTRUCTION OF AIRPORT SKYWALK {LC2135/1}

03/10/2009 Introduced, referred to House Constituent Services

House Bill No. 5954

BY Fellela, Ucci, Carnevale, Petrarca

ENTITLED, AN ACT RELATING TO EDUCATION {LC2119/1}

03/10/2009 Introduced, referred to House H.E.W.

House Bill No. 5955 (Attorney General)

BY Kilmartin, Coderre E, Williams, Almeida

ENTITLED, AN ACT RELATING TO PROPERTY - MORTGAGE AND FORECLOSURE SALE {LC1862/1}

03/10/2009 Introduced, referred to House Judiciary

House Bill No. 5956

BY Jackson

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC2138/1}

03/10/2009 Introduced, referred to House Judiciary

House Bill No. 5957

BY Gallison, Gablinske

ENTITLED, AN ACT RELATING TO TAXATION - VEHICLE EXCISE TAX - BRISTOL {LC2148/1}

03/10/2009 Introduced, referred to House Municipal Government

House Bill No. 5958

BY Kilmartin

ENTITLED, AN ACT RELATING TO INSURANCE - UNFAIR COMPETITION AND PRACTICES {LC1757/1}

03/10/2009 Introduced, referred to House Corporations

House Bill No. 5959

BY Kilmartin, Lally

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES {LC2130/1}

03/10/2009 Introduced, referred to House Corporations

House Bill No. 5960

BY Kilmartin, Kennedy, Lally

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES {LC2129/1}

03/10/2009 Introduced, referred to House Corporations

House Bill No. 5961

BY Kilmartin, Kennedy, Lally

ENTITLED, AN ACT RELATING TO INSURANCE {LC2126/1}

03/10/2009 Introduced, referred to House Corporations

House Bill No. 5962

BY Kilmartin, Kennedy, Lally

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - LICENSING OF
HEALTH CARE FACILITIES {LC2124/1}

03/10/2009 Introduced, referred to House Corporations

House Resolution No. 5963

BY Martin, McNamara, Rice A, Jackson, Walsh

ENTITLED, HOUSE RESOLUTION CONGRATULATING KATHLEEN "KIKI" FINN ON
BEING SELECTED GRAND MARSHAL OF THE 53RD ANNUAL NEWPORT ST.
PATRICK'S DAY PARADE {LC1034/1}

Representative Martin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Martin seconded by Representatives A. Rice, Jackson and many other members of the House by unanimous consent, on a voice vote.

House Resolution No. 5964

BY Fox, Loughlin

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC2181/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Loughlin by unanimous consent, on a rising vote.

House Resolution No. 5965

BY Fox, Loughlin

ENTITLED, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC2180/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

House Resolution No. 5966

BY Menard, Petrarca, Shallcross Smith, MacBeth, Vaudreuil

ENTITLED, HOUSE RESOLUTION CONGRATULATING JOHN MACQUEEN ON HIS RETIREMENT AS DIRECTOR OF PUBLIC WORKS FOR THE TOWN OF LINCOLN
{LC2178/1}

Representative Menard requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Menard seconded by Representatives Shallcross-Smith, Vaudreuil, Petrarca, and many other members of the House by unanimous consent, on a voice vote.

TRANSMITTAL

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

RULE 17

The following bills were received pursuant to Rule 17:

Representative Kilmartin-An Act relating to Health And Safety-Licensing Health Care Facilities.

Representative Kilmartin-An Act relating to Insurance

Representative Kilmartin-An Act relating to Insurance-Accident And Sickness Insurance Polices

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, MARCH 10, 2009:

Majority Leader Fox announces the system is down and today we will be returning to the paper system for today's Calendar and copies of today's bills.

1. 2009-H 5271 as amended

BY Jackson

ENTITLED, HOUSE RESOLUTION REINSTATING AND EXTENDING THE REPORTING DATE OF THE SPECIAL LEGISLATIVE COMMISSION TO STUDY THE REQUIREMENTS FOR THE REMEDIATION OF NATURALLY OCCURRING ARSENIC IN SOIL

Committee on Constituent Services recommends passage as amended.

Representative Giannini moves passage of the resolution, seconded by Representative Jackson and many other members of the House.

Read and passed, as amended, 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, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kilmartin, Lally, Lima, Loughlin, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Winfield.

NAYS - 0.

2. 2009-H 5272

BY Dennigan

ENTITLED, JOINT RESOLUTION REINSTATING, EXTENDING, AND AMENDING THE MEMBERSHIP OF THE KARLA HARRY COMMISSION ON LIBRARIES IN RHODE ISLAND

Committee on Constituent Services recommends passage.

Representative Giannini moves passage of the resolution, seconded by Representatives Dennigan and Savage.

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: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Vaudreuil, Walsh, Winfield.

NAYS - 0.

REQUEST

Representative Ucci requests the journal to reflect that if he had voted on (09-H 5272), he would have voted in the affirmative.

3. **2009-H 5391****BY Rice A**

ENTITLED, HOUSE RESOLUTION HONORING PORTSMOUTH FIRE CHIEF JEFF LYNCH FOR THE HEROIC LIFE-SAVING MEASURES HE TOOK TO SAVE THE LIVES OF THREE PEOPLE INJURED IN A CAR CRASH IN FALL RIVER

Committee on Constituent Services recommends passage.

Representative Giannini moves passage of the resolution, seconded by Representatives A. Rice, Gallison, Menard and Loughlin.

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, Azzinaro, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McNamara, Melo, Menard, Newberry, Pacheco, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-H 5005)
2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by FairVote, which has lobbied on said legislation.
3. (Complete and (A.) or (B.) and cross out whichever does not apply)
B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

DAVID A. SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 10th day of March, 2009.

J. RUSSELL JACKSON
NOTARY PUBLIC

Representative Segal 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

4. **2009-H 5005**

BY Pacheco

**ENTITLED, AN ACT RELATING TO ELECTIONS -- REGISTRATION OF
VOTERS**

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Pacheco, Handy, Dennigan, Ferri, Sullivan, Fierro, Diaz, Ajello and many other members of the House.

Representatives Trillo, Pacheco, Lima, Gemma and Ucci discuss the act.

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

YEAS - 56: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Coderre, Corvese, Costantino, DaSilva, Dennigan, Diaz, Driver, Edwards, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Winfield.

NAYS - 10: Representatives Brien, Carter, Ehrhardt, Gemma, Jacquard, Loughlin, MacBeth, Menard, Newberry, Trillo.

REQUEST

Representative M. Rice requests the journal to reflect that if he had voted on (09-H 5005), he would have voted in the affirmative.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES

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

I, David Segal, State Representative, District 2, 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: (09-H 5094)
2. (Nature of the potential conflict) I have the following interest in the matter:
Employment by FairVote, which has lobbied on said legislation.
3. (Complete and (A.) or (B.) and cross out whichever does not apply)
B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

DAVID A. SEGAL
REPRESENTATIVE

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to under the penalties for perjury before me this 10th day of March, 2009.

J. RUSSELL JACKSON
NOTARY PUBLIC

Representative Segal 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

5. 2009-H 5094

BY Fierro

ENTITLED, AN ACT RELATING TO ELECTIONS -- FEDERAL ELECTIVE
OFFICERS

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Fierro, Sullivan, Savage, Edwards, Gablinske, Palumbo, Corvese, McNamara, Dennigan, Ferri, Pacheco, Almeida, Kilmartin, Handy, Walsh and Ajello.

Representatives Newberry, Gemma, Loughlin, Lally, Trillo, Lima, Fierro, Jacquard, Marcello, Watson and Pacheco discuss the act.

Read and passed, on a roll call vote, 64 members voting in the affirmative and 6 members voting in the negative as follows.

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 6: Representatives Brien, Ehrhardt, Gemma, Jacquard, Trillo, Watson.

6. 2009-H 5184

BY Williamson

ENTITLED, AN ACT RELATING TO CRIMINALS - CORRECTIONAL INSTITUTIONS

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Costantino, O'Neill, McNamara, Malik, Caprio, Segal, Almeida and many other members of the House.

Read and passed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 0.

7. 2009-H 5325

BY Ajello

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- CAUSES OF ACTION

Committee on Judiciary recommends passage.

Representative Lally moves passage of the act, seconded by Representatives Ajello, Kennedy, Dennigan, O'Neill, Fierro, Giannini and Almeida.

Read and passed, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Waslyk, Winfield.

NAYS - 0.

8. 2009-H 5421

BY Newberry

**ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
PROCEDURE GENERALLY-PARTIES**

Committee on Judiciary recommends passage.

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

Read and passed, on a roll call vote, 68 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 68: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Waslyk, Winfield.

NAYS - 0.

9. 2009-H 5812

BY McNamara

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Committee on Judiciary recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Winfield.

NAYS - 0.

10. 2009-H 5179

BY Driver

ENTITLED, AN ACT RELATING TO THE RATIFICATION OF THE HOME RULE CHARTER OF THE TOWN OF RICHMOND

Committee on Municipal Government recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS - 0.

11. 2009-H 5181

BY Menard

ENTITLED, AN ACT RELATING TO VALIDATING AND RATIFYING CERTAIN AMENDMENTS TO THE HOME RULE CHARTER OF THE CUMBERLAND HILL FIRE DISTRICT

Committee on Municipal Government recommends passage.

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

Read and passed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Driver, Edwards, Ehrhardt, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS - 0.

12. 2009-H 5182

BY Ruggiero

ENTITLED, AN ACT RELATING TO THE TOWN OF MIDDLETOWN

Committee on Municipal Government recommends passage.

Representative Gallison moves passage of the act, seconded by Representatives Ruggiero, A. Rice and many other members of the House.

Read and passed, on a roll call vote, 69 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Azzinaro, Baldelli-Hunt, Brien, Caprio, Carnevale, Carter, Coderre, Corvese, Costantino, DaSilva, Dennigan, DeSimone, Diaz, Driver, Edwards, Ferri, Fierro, Flaherty, Fox, Gablinske, Gallison, Gemma, Giannini, Guthrie, Handy, Hearn, Jackson, Kennedy, Kilmartin, Lally, Lima, Loughlin, MacBeth, Malik, Marcello, Martin, Mattiello, McCauley, McNamara, Melo, Menard, Newberry, O'Neill, Pacheco, Palumbo, Petrarca, Pollard, Rice, A., Rice, M., Ruggiero, San Bento, Savage, Schadone, Segal, Serpa, Shallcross-Smith, Silva, Slater, Sullivan, Trillo, Ucci, Vaudreuil, Walsh, Wasylyk, Watson, Winfield.

NAYS - 0.

HOLD ON DESK

Representative Menard requests to hold (09-H 5181) on the desk. There is no objection.

TRANSMITTAL

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to the Honorable Senate, forthwith with the exception of (09-H 5181).

ANNOUNCEMENTS

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

Representative Kennedy announces that the Committee on Corporations will meet at the rise of the House, in Room 203 of the State House

DISCUSSIONS

Representative Costantino, the Honorable Speaker Murphy and Minority Leader Watson discuss the submission of the budget.

Representative Loughlin and Majority Leader Fox discuss the posting of bills due to the system being down.

GUESTS

Representatives Martin, A. Rice and Jackson welcome to the House Chamber as guests Kathleen "Kiki" Finn, Grand Marshal of the 53rd annual Newport St. Patrick's Day Parade; her daughter, Briqid Finn; Ed McWeeney; Therese Champion Welford (President Ladies Ancient Order of Hibernians).

DESK HELD OPEN

Majority Leader Fox announces the desk will be held open.

ADJOURNMENT

At 5:13 o'clock P.M. on motion of Representative Guthrie, and as a further mark of respect to the memory of Freida Spear; on motion of Representative Giannini, and as a further mark of respect to the memories of Marie E. Dionne and Pasqualina E. Diclemente; on motion of Representatives McNamara and Giannini and as a further mark of respect to the memory of Monsignor John F. Cox; on motion of Representative Lima, and as a further mark of respect to the memory of Louise Caruso; on motion of Representative DeSimone, and as a further mark of respect to the memory of Charles Rondot; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

*Linda M. McElroy
Recording Clerk*

APPENDIX

INVOCATION

REPRESENTATIVE AMY G. RICE

Dear God, bless our efforts as we labor in this chamber to solve the problems and meet the needs of the people of Rhode Island. Strengthen our resolve to do that which is best for all the people, even though it may not be popular. Amen

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 11, 2009:

1. 2009-H 5529 SUB A

BY Naughton

**ENTITLED, HOUSE RESOLUTION ADOPTING RULES OF THE HOUSE OF
REPRESENTATIVES FOR THE YEARS 2009-2010**

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

2. 2009-H 5445

BY Driver

ENTITLED, AN ACT RELATING TO ELECTIONS - ELECTIVE MEETING

Committee on Municipal Government recommends passage.

Francis P. McCabe
Clerk of the House

Tuesday, March 10, 2009