

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 one thousand nine hundred and ninety-eight.

Volume 125, No. 3

Thursday, January 8, 1998

Third Day

The House of Representatives meets at the State House in Providence, Thursday, January 8, 1998, and is called to order at 3:25 o'clock P.M., by the Honorable John B. Harwood, Speaker.

The roll is called and a quorum is declared present with 97 members present and 3 members absent as follows:

PRESENT 97: The Honorable Speaker Harwood and Representatives Aiken-Salandria, Ajello, Amaral, Anderson, M., Anderson, S., Anzeveno, Barone, Barr, Benoit, Benson, Bierman, Bramley, Burlingame, Callahan, Cambio, Campbell, Carpenter, Carroll, Carter, Caruolo, Castro, Coderre, Coelho, Costantino, Crowley, Dennigan, DeSimone, Faria, Farrell, Ferguson, Flaherty, Fleury, Fox, Garvey, George, Giannini, Ginaitt, Heffner, Henseler, Hetherington, Inman, Iwuc, Jacquard, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Little, Long, Lopes, Lowe, Malik, Martineau, McCauley, McGowan, McNamara, Menard, Mesolella, Metts, Millard, Montalbano, Montanaro, Moura, Munschy, Murphy, Naughton, Palangio, Palumbo, Panciera, Picard, Fires, Pisaturo, Quick, Rabideau, Reilly, Rose, Russo, Salisbury, San Bento, Scott, Shavers, Sherlock, Simonian, Slater, Smith, Voccola, Walter, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 3: Representatives Cicilline, Iannitelli, Kelley.

INVOCATION

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

(For Invocation, see Appendix, this Journal.)

APPROVAL OF RECORD

By unanimous consent, the House Journal of Wednesday, January 7, 1998, is approved as printed.

NEW BUSINESS

Representatives Voccola, Giannini and Russo introduce (98-H 7131) Joint Resolution making an appropriation of \$4,000 for the Tomorrow Fund.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7132) Joint Resolution making an appropriation of \$2,000 for Johnston Explorer Program.

Read and referred to the Committee on Finance.

Representative Voccola introduces (98-H 7133) Joint Resolution making an appropriation of \$40,000 for the Tri-Town Community Action Program.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7134) Joint Resolution making an appropriation of \$2,000 for the Johnston Drug Abuse Resistance Education Program (D A R E)

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7135) Joint Resolution making an appropriation of \$150,000 for the Cherry Hill Sewer Association.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7136) Joint Resolution making an appropriation of \$2,000 for the Aime J. Forand Tenants' Association.

Read and referred to the Committee on Finance.

Representatives Voccola and Reilly introduce (98-H 7137) Joint Resolution making an appropriation of \$4,000 for the Rhode Island Lions Children's Cancer Fund.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7138) Joint Resolution making an appropriation of \$2,000 for Johnston Neighborhood - Crime Watch Program.

Read and referred to the Committee on Finance.

Representative Voccola introduces (98-H 7139) Joint Resolution making an appropriation of \$20,000 for the Johnston Senior Center.

Read and referred to the Committee on Finance.

Representative Voccola introduces (98-H 7140) Joint Resolution making an appropriation of \$2,500 for Senior Protective Council of Northwestern Rhode Island.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7141) Joint Resolution making an appropriation of \$2,000 for the Manton Senior Citizens Association. Thursday, January 8, 1998

Read and referred to the Committee on Finance.

Representative Voccola introduces (98-H 7142) Joint Resolution making an appropriation of \$2,000 for the Cherry Hill

Senior Citizens Association.

Read and referred to the Committee on Finance.

Representatives Voccola, Russo and Giannini introduce (98-H 7143) An Act relating to motor and other vehicles - computation of use tax on leased vehicles.

Read and referred to the Committee on Finance.

Representatives Voccola and Russo introduce (98-H 7144) Joint Resolution making an appropriation of \$3,000 for Maria J. Mohr Library in Johnston, Rhode Island.

Read and referred to the Committee on Finance.

Representatives Giannini, Carpenter, McNamara, Slater and Russo introduce (98-H 7145) An Act relating to motor and other vehicles.

Read and referred to the Committee on Judiciary.

Representatives Giannini, Carpenter, McNamara, Slater and Reilly introduce (98-H 7146) An Act relating to proceedings in Family Court.

Read and referred to the Committee on Judiciary.

Representatives Ginaitt, Reilly, Naughton, Ferguson and McNamara introduce (98-H 7147) An Act relating to motor and other vehicles.

Read and referred to the Committee on Judiciary.

Representatives Voccola, Giannini, Russo, Slater and Fox introduce (98-H 7148) An Act relating to commercial law - gift certificates and credit slips.

Read and referred to the Committee on Corporations.

Representatives Ginaitt and Naughton introduce (98-H 7149) An Act relating to Coastal Resources Management Council.

Read and referred to the Joint Committee on Environment and Energy.

Representatives Ginaitt and Naughton introduce (98-H 7150) An Act relating to beach vehicle permits.

Read and referred to the Joint Committee on Environment and Energy.

Representatives Ginaitt, Naughton, Henseler, Caruolo, Carter and Benson introduce (98-H 7151) An Act relating to waters and navigation -Coastal Resources Management Council.

Read and referred to the Joint Committee on Environment and Energy.

ANNOUNCEMENT

By the agreement of the majority and the minority, the Parliamentarian will read the remaining New Business into the record.

There is no objection.

NEW BUSINESS

Representatives Anzeveno, Cambio, Caruolo, Henseler, Simonian and several other members of the House introduce (98-H 7152) House Resolution honoring Anna M. Sullivan for her many years of tireless work for the quality of life.

Representative Anzeveno requests unanimous consent for immediate consideration.

There is no objection.

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

Representative Moura introduces (98-H 7153) Joint Resolution making an appropriation of \$40,000 for Fox Point Senior Center.

Read and referred to the Committee on Finance.

Representatives Simonian and Jacquard introduce (98-H 7154) Joint Resolution making an appropriation of \$1,000 for American Legion Auburn Post No. 20, Cranston.

Read and referred to the Committee on Finance.

Representative Faria introduces (98-H 7155) An Act relating to public officers and employees -retirement system - contributions and benefits.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7156) Joint Resolution making an appropriation of \$50,000 for Marathon, Inc.

Read and referred to the Committee on Finance.

Representatives Caruolo, Salisbury and Henseler introduce (98-H 7157) House Resolution extending congratulations.

Representative Caruolo requests unanimous consent for immediate consideration.

There is no objection.

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

Representatives Caruolo, Henseler and Salisbury introduce (98-H 7158) House Resolution extending condolences.

Representative Caruolo requests unanimous consent for immediate consideration.

There is no objection.

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

Representatives Aiken-Salandria, Sherlock, Ginaitt, McNamara and Flaherty introduce (98-H 7159) Joint Resolution making an appropriation of \$5,000 for Arnold's Neck Association.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7160) Joint Resolution making an appropriation of \$10,000 for Fox Point East Side Little League.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7161) Joint Resolution making an appropriation of \$20,000 for Tockwotton Residential Home.

Read and referred to the Committee on Finance.

Representative Rabideau introduces (98-H 7162) Joint Resolution making an appropriation of \$1,000 for the Burrillville Athletic Booster's Club.

Read and referred to the Committee on Finance.

Representatives Moura, Williams and Metts introduce (98-H 7163) Joint Resolution making an appropriation of \$25,000 for Langston Hughes Center for the Arts.

Read and referred to the Committee on Finance.

Representatives Moura, Williams and Ajello introduce (98-H 7164) Joint Resolution making an appropriation of \$100,000 for Family Services, Inc.

Read and referred to the Committee on Finance.

Representatives Moura, Smith, Lima and DeSimone introduce (98-H 7165) Joint Resolution making an appropriation of \$40,000 for Westminster Senior Center.

Read and referred to the Committee on Finance.

Representatives Aiken-Salandria, Sherlock, Ginaitt, McNamara and Flaherty introduce (98-H 7166) Joint Resolution making an appropriation of \$10,000 for the Apponaug Area Improvement Association.

Read and referred to the Committee on Finance.

Representatives Long, Little, Callahan, C. Levesque, G. Levesque and several other members of the House introduce (98-H 7167) House Resolution honoring Leonard and Prudence Silvia on their outstanding commitment to the youth of their community.

Representative Long requests unanimous consent for immediate consideration.

There is no objection.

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

Representatives Munschy, Malik, Iwuc, Slater, Farrell and several other members of the House introduce (98-H 7168) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7169) Joint Resolution making an appropriation of \$10,000 for the Perishable Theatre.

Read and referred to the Committee on Finance.

Representatives Moura, Williams, Lopes, Carpenter and Metts introduce (98-H 7170) Joint Resolution making an appropriation of \$100,000 for Rhode Island Black Heritage Society.

Read and referred to the Committee on Finance.

Representatives Moura, Sherlock, Benson, Ferguson, DeSimone and several other members of the House introduce (98-H 7171) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7172) Joint Resolution making an appropriation of \$10,000 for Fox Point Boys' and Girls' Club.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7173) An Act relating to motor vehicles.

Read and referred to the Committee on Finance.

Representatives Aiken-Salandria, Sherlock, Ginaitt, McNamara and Flaherty introduce (98-H 7174) Joint Resolution making an appropriation of \$5,000 for Vietnam Veterans of America Chapter #273.

Read and referred to the Committee on Finance.

Representatives Barr introduce (98-H 7175) An Act relating to motor and other vehicles -gasoline tax.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7176) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representatives Aiken-Salandria, Sherlock, Ginaitt, McNamara and Flaherty introduce (98-H 7177) Joint Resolution making an appropriation of \$10,000 for Volunteers of Warwick Schools.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7178) An Act relating to state aid.

Read and referred to the Committee on Finance.

Representatives McNamara, Iwuc, Garvey, Reilly, Ginaitt and several other members of the House introduce (98-H 7179) An Act relating to motor and other vehicles - operation of bicycles.

Read and referred to the Joint Committee on Highway Safety.

Representatives McNamara, Iwuc, Garvey, Reilly, Ginaitt and Kennedy introduce (98-H 7180) An Act relating to health and safety - bicycle helmets.

Read and referred to the Joint Committee on Highway Safety.

Representatives Reilly, Rose, San Bento, McNamara, Kelso and several other members of the House introduce (98-H 7181) An Act relating to special stops required.

Read and referred to the Joint Committee on Highway Safety.

Representatives Palumbo, Kelso, Voccola, Montanaro and DeSimone introduce (98-H 7182) An Act relating to the enforcement of penalties.

Read and referred to the Committee on Judiciary.

Representative Palumbo introduces (98-H 7183) An Act relating to motor and other vehicles -operators' and chauffeurs' licenses.

Read and referred to the Committee on Judiciary.

Representatives McNamara, Reilly, Giannini, Palumbo and Carpenter introduce (98-H 7184) An Act relating to identification and apprehension of criminals.

Read and referred to the Committee on Judiciary.

Representative Barr introduces (98-H 7185) Joint Resolution to approve and submit to electors a proposition of amendment to the State Constitution regarding imposition of punishment by death.

Read and referred to the Committee on Judiciary.

Representative Faria introduces (98-H 7186) An Act relating to criminal law - prostitution.

Read and referred to the Committee on Judiciary.

Representatives Barr and Menard introduce (98-H 7187) An Act authorizing the issuance of bonds and notes of the state for the purpose of financing the Narragansett Bay Water Quality Management District Commission's combined sewer overflow abatement program.

Read and referred to the Committee on Corporations.

Representative Faria introduces (98-H 7188) An Act relating to automobile body repair shops.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7189) An Act relating to financial institutions.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7190) An Act relating to cities and towns - franchises.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7191) An Act relating to businesses and professions -dentists and dental hygienists.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7192) An Act relating to motor vehicle insurance uninsured motorist coverage.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7193) An Act relating to insurance.

Read and referred to the Committee on Corporations.

Representatives Palumbo, Lopes, Kelso, Voccola and Montanaro introduce (98-H 7194) An Act relating to installment payment of local taxes.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7195) An Act relating to economic development.

Read and referred to the Committee on Corporations.

Representative Faria introduces (98-H 7196) An Act relating to alcoholic beverages - regulation of sales.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7197) An Act relating to health and safety - health care services - utilization review act.

Read and referred to the Committee on Health, Education and Welfare.

Representative Barr introduces (98-H 7198) An Act relating to health care services - utilization review act.

Read and referred to the Committee on Health, Education and Welfare.

Representatives Barr and Menard introduce (98-H 7199) An Act relating to education.

Read and referred to the Committee on Health, Education and Welfare.

Representative S. Anderson introduces (98-H 7200) An Act relating to education - establishing a right to a safe school for higher education.

Read and referred to the Committee on Health, Education and Welfare.

Representative Barr introduces (98-H 7201) An Act relating to state affairs and government -Rhode Island Film Commission.

Read and referred to the Committee on Health, Education and Welfare.

Representative Barr introduces (98-H 7202) An Act relating to labor.

Read and referred to the Committee on Labor.

Representative Barr introduces (98-H 7203) An Act relating to labor and labor relations -employment security benefits.

Read and referred to the Committee on Labor.

Representative Barr introduces (98-H 7204) An Act relating to relocation of utility services.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7205) An Act relating to relocation of utility services.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7206) An Act relating to cities and towns - state aid.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7207) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7208) An Act relating to construction and maintenance of state roads.

Read and referred to the Committee on Finance.

Representatives Barr and Menard introduce (98-H 7209) An Act relating to state affairs and government - Department of Corrections.

Read and referred to the Committee on Finance.

Representatives Barr and Menard introduce (98-H 7210) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7211) An Act relating to taxation.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7212) An Act relating to motor vehicles.

Read and referred to the Committee on Finance.

Representative Barr introduces (98-H 7213) An Act relating to criminal offenses.

Read and referred to the Committee on Judiciary.

Representative Barr introduces (98-H 7214) An Act relating to human services.

Read and referred to the Committee on Judiciary.

Representative Barr introduces (98-H 7215) An Act relating to adoption of children - access to records.

Read and referred to the Committee on Judiciary.

Representative Barr introduces (98-H 7216) An Act relating to minimum wages overtime.

Read and referred to the Committee on Labor.

Representative Barr introduces (98-H 7217) House Resolution creating a special House commission to study non-profit hospitals.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7218) An Act relating to alcoholic beverages - regulation of sales.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7219) An Act relating to military affairs and defense burial of veterans.

Read and referred to the Joint Committee on Veterans Affairs.

Representative Barr introduces (98-H 7220) An Act relating to health and safety - public restrooms.

Read and referred to the Committee on Health, Education and Welfare.

Representative Barr introduces (98-H 7221) Joint Resolution to approve and publish, and submit to the electors a proposition of amendment to the Constitution of the State (General Assembly).

Read and referred to the Committee on Special Legislation.

Representatives Naughton, Montalbano, Kennedy, Reilly, Henseler and several other members of the House introduce (98-H 7222) House Resolution creating a House legislative commission to study the modernization of the Rhode Island Registry of Motor Vehicles.

Read and referred to the Committee on Finance.

GUESTS

Representative Giannini welcomes to the House as guests Regina and Charles Flynn.

ANNOUNCEMENT

The Honorable Speaker wishes his father, Bernard Harwood a happy belated 79th birthday.

Representative Moura also extends his wishes to Mr. Harwood.

TRANSMITTAL

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

ADJOURNMENT

At 3:34 o'clock P.M. on motion of Representative Rabideau, and as a further mark of respect to the memory of Lorette Bessette, seconded by Representatives Caruolo and Long, the House adjourns, on a unanimous rising vote.

LINDA McELROY
Recording Clerk

Appendix

INVOCATION

REPRESENTATIVE JOANNE M. GIANNINI

Lord, may it be Thy will, not our own, which governs our deliberations this day. Amen.

As always, your [comments](#) concerning this page are welcomed and appreciated.

Thank you for stopping by!

