

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. 9	Thursday, January 22, 1998	Ninth Day
-------------------	----------------------------	-----------

The House of Representatives meets at the State House in Providence, Thursday, January 22, 1998, and is called to order at 3:06 o'clock P.M., by the Honorable Frank J. Anzeveno, Jr., Deputy Speaker.

The roll is called and a quorum is declared present with 91 members present and 9 members absent as follows:

PRESENT - 91: Representatives Aiken-Salandria, Ajello, Amaral, Anderson, M., Anderson, S., Anzeveno, Barone, Barr, Bierman, Bramley, Burlingame, Callahan, Cambio, Campbell, Carpenter, Carroll, Carter, Caruolo, Castro, Cicilline, Coderre, Coelho, Costanlino, Dennigan, DeSimone, Faria, Farrell, Flaherty, Fleury, Fox, Garvey, George, Giannini, Ginaitt, Heffner, Henseler, Hetherington, Iannitelli, Inman, Jacquard, Kelley, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Little, Long, Lopes, Lowe, Malik, Martineau, McCauley, McGowan, McNamara, Mesolella, Metts, Millard, Montalbano, Montanaro, Moura, Munschy, Murphy, Naughton, Palangio, Palumbo, Panciera, Picard, Fires, Pisaturo, Quick, Rabideau, Reilly, Rose, Salisbury, San Bento, Scott, Shavers, Simonian, Slater, Smith, Voccola, Walter, Wasyluk, Watson, Williams, Williamson, Winfield.

ABSENT 9: The Honorable Speaker Harwood and Representatives Benoit, Benson, Crowley, Ferguson, Iwuc, Menard, Russo, Sherlock.

INVOCATION

The Honorable Deputy Speaker presents Representative Williams, 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 21, 1998, is approved as printed.

ANNOUNCEMENT

Representative Iwuc will be absent from today's session due to the fact that he will be out of state.

NEW BUSINESS

Representatives Montanaro, Lanzi, Bierman, Palumbo, Hetherington and Pisaturo introduce (98-H 7455) Joint Resolution making an appropriation of \$50,000 for the Louis Feinstein Alzheimer's Day Care Center in Cranston.

Read and referred to the Committee on Finance.

Representative Williamson introduces (98-H 7456) An Act relating to domestic relations -temporary orders.

Read and referred to the Committee on Judiciary.

Representatives Henseler, Carter, Ginaitt, Cambio, Naughton and Giannini introduce (98-H 7457) An Act relating to pharmaceutical assistance to the elderly.

Read and referred to the Committee on Finance.

Representatives Ginaitt, Henseler, Kelso, McNamara and Reilly introduce (98.H 7458) An Act relating to the Department of Elderly Affairs - family - Caregiver Network.

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

Representatives Ginaitt, Kelso, Henseler, Reilly and McNamara introduce (98-H 7459) An Act relating to taxation - personal income tax.

Read and referred to the Committee on Finance.

Representatives Dennigan, Malik and Wasylyk introduce (98-H 7460) An Act relating to public drinking water supply system protection.

Read and referred to the Joint Committee on Water Resources.

Representatives Shavers, Malik, G. Levesque, Callahan, C. Levesque and Long introduce (98-H 7461) Joint Resolution making an appropriation of \$30,000 for Martin Luther King Center of Newport.

Read and referred to the Committee on Finance.

Representatives Shavers, G. Levesque, Callahan, C. Levesque, Long and several other members of the House introduce (98-H 7462) Joint Resolution making an appropriation of \$10,000 for Volunteers in Newport Education.

Read and referred to the Committee on Finance.

Representative Picard introduces (98-H 7463) An Act relating to organization of state employees.

Read and referred to the Committee on Labor.

Representatives McNamara, Garvey, Caruolo and Reilly introduce (98-H 7464) An Act relating to motor vehicles.

Read and referred to the Committee on Judiciary.

Representatives Shavers, G. Levesque, Callahan, C. Levesque, Long and Malik introduce (98-H 7465) Joint Resolution making an appropriation of \$30,000 for New Visions of Newport County, Inc.

Read and referred to the Committee on Finance.

Representatives Picard and Henseler introduce (98-H 7466) An Act relating to insurance -comprehensive motor vehicle insurance reparations.

Read and referred to the Committee on Corporations.

Representatives Ginaitt, Henseler, Kelso and Reilly introduce (98-H 7467) An Act relating to health and safety - home care patient/client rights.

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

Representatives Carter, Henseler and Benson introduce (98-H 7468) An Act relating to health and safety.

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

Representatives Anzeveno, Cambio, Henseler, Iannitelli, Walter and several other members of the House introduce (98-H 7469) An Act relating to partial birth abortions.

Read and referred to the Committee on Judiciary.

Representatives Montalbano and San Bento introduce (98-H 7470) Joint Resolution making an appropriation of \$10,000 for Fairlawn Girls' Sports.

Read and referred to the Committee on Finance.

Representatives Caruolo, Salisbury and Henseler introduce (98-H 7471) 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, Salisbury and Henseler introduce (98-H 7472) 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 Representative Salisbury, and by unanimous consent, on a rising vote.

Representatives Garvey, Rabideau and Carter introduce (by request) (98-H 7473) An Act relating to human services - criminal record check of employees of child care facilities.

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

Representatives Shavers, G. Levesque, Callahan, C. Levesque, Long and several other members of the House introduce (98-H 7474) Joint Resolution making an appropriation of \$10,000 for Martin Luther King Center of Newport.

Read and referred to the Committee on Finance.

Representatives M. Anderson, Kilmartin, Coderre, San Bento, Montalbano and several other members of the House introduce (98-H 7475) An Act relating to voting districts and officials.

Representative M. Anderson requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on motion of Representative M. Anderson, seconded by Representatives San Bento and Montalbano, and by unanimous consent, 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, Anderson, M., Anderson, S., Barone, Barr, Cambio, Campbell, Carpenter, Carroll, Coderre, Costantino, Dennigan, Faria, Flaherty, Fleury, Fox, George, Giannini, Ginaitt, Hetherington, Iannitelli, Kelley, Kelso, Kennedy, Kilmartin, Lanzi, Levesque, C., Little, Long, Lowe, Malik, McCauley, McNam. ara, Mesolella, Montalbano, Montanaro, Moura, Munschy, Murphy, Naughton, Palangio, Palumbo, Panciera, Picard, Fires, Pisaturo, Quick, Rabideau, Reilly, Rose, Salisbury, San Bento, Shavers, Simonian, Slater, Walter, Watson, Williams, Williamson.

NAYS --0.

## **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.

## **NEW BUSINESS**

Representatives San Bento, Reilly, Kelso, Coderre and Kilmartin introduce (98-H 7476) An Act relating to public property and works.

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

Representatives Ginaitt, Henseler, Kelso, Reilly and McNamara introduce (98-H 7477) An Act relating to health and safety. H.J.-4

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

Representatives Picard and Lowe introduce (98-H 7478) An Act relating to pharmacy.

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

Representatives Dennigan, Wasylyk and Voccola introduce (98-H 7479) An Act relating to workers' compensation - general provisions.

Read and referred to the Committee on Labor.

Representatives Kilmartin, San Bento and Reilly introduce (98-H 7480) An Act relating to health and safety - the State of Rhode Island Cancer Council, Inc.

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

Representatives San Bento, Kelso, Reilly, Montalbano and Coderre introduce (98-H 7481) An Act relating to sales and use taxes.

Read and referred to the Committee on Finance.

Representatives San Bento, Kelso, Reilly, Montalbano and Coderre introduce (98-H 7482) An Act relating to taxation-small business tax credit.

Read and referred to the Committee on Finance.

Representative Picard introduces (98-H 7483) An Act relating to delinquent and dependent children.

Read and referred to the Committee on Judiciary.

Representatives San Bento, Reilly, Kelso, Montalbano and Coderre introduce (98-H 7484) An Act relating to health and safety - solid waste management.

Read and referred to the Committee on Corporations.

Representative Picard introduces (98-H 7485) An Act relating to private schools.

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

Representative Picard introduces (98-H 7486) An Act relating to towns and cities.

Read and referred to the Committee on Corporations.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7487) Joint Resolution making an appropriation of \$12,000 for Lymansville Neighborhood Association.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7488) Joint Resolution making an appropriation of \$30,000 for town of North Providence.

Read and referred to the Committee on Finance.

Representatives Shavers, Metts, Fox, Williams and Carpenter introduce (98-H 7489) House Resolution commemorating the joyous occasion of Maya Angelou's visit to Rhode Island.

Representative Shavers requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on motion of Representative Shavers, seconded by Representatives Metts and Williams, and by unanimous consent, on a voice vote.

Representatives Kilmartin and S. Anderson introduce (98-H 7490) An Act relating to motor vehicles.

Read and referred to the Committee on Judiciary.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7491) Joint Resolution making an appropriation of \$1,500 for Brook Village Tenant Association.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7492) Joint Resolution

making an appropriation of \$20,000 for town of North Providence.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7493) Joint Resolution making an appropriation of \$95,000 for Allendale Dam Reparation Committee.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7494) Joint Resolution making an appropriation of \$5,000 for North Providence West Little League.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7495) Joint Resolution making an appropriation of \$15,000 for Fruit Hill Day Care Center for the Elderly.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7496) Joint Resolution making an appropriation of \$2,000 for North Providence West End Community Policing Storefront Program.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7497) Joint Resolution making an appropriation of \$2,000 for North Providence Lymansville Community Policing Storefront.

Read and referred to the Committee on Finance.

Representatives Cambio, Anzeveno, Wasylyk, Mesolella and Montalbano introduce (98-H 7498) Joint Resolution making an appropriation of \$3,000 for North Providence D.A.R.E. Program.

Read and referred to the Committee on Finance.

Representatives Kilmartin and Pires introduce (98-H 7499) An Act relating to criminal procedure bounty hunters.

Read and referred to the Committee on Judiciary.

Representatives Naughton, Murphy, 6inaitt, McNamara and Henseler introduce (98-H 7500) An Act relating to waters and navigation.

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

Representatives Naughton, 6inaitt, Carpenter, 6iannini and Henseler introduce (98-H 7501) An Act relating to courts and civil procedure.

Read and referred to the Committee on Judiciary.

Representatives Carpenter, Williams and Slater introduce (98-H 7502) Joint Resolution making an appropriation of \$25,000 for Quisqueya in Action, Inc.

Read and referred to the Committee on Finance.

Representatives Montalbano, Henseler, San Bento and Naughton introduce (98-H 7503) An Act relating to motor

vehicles.

Read and referred to the Joint Committee on Highway Safety.

Representatives Amaral, Campbell, Iannitelli, Fleury and Walter introduce (98-H 7504) An Act relating to barbers, hairdressers and cosmeticians.

Read and referred to the Committee on Corporations.

Representatives Cambio, Anzeveno, Wasylyk Mesoella and Montalbano introduce (98-H 7505) Joint Resolution making an appropriation of \$1,500 for Centerdale Manor Tenant Association.

Read and referred to the Committee on Finance.

Representative Inman introduces (98-H 7506) An Act relating to motor vehicle offenses -driving under the influence.

Read and referred to the Committee on Judiciary.

Representative Inman introduces (98-H 7507) An Act relating to public officials and employees - code of ethics.

Read and referred to the Committee on Judiciary.

Representatives Moura, Williams and Cicilline introduce (98-H 7508) Joint Resolution making an appropriation of \$25,000 for Very Special Arts.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7509) Joint Resolution making an appropriation of \$25,000 for George Wiley Center.

Read and referred to the Committee on Finance.

Representatives Salisbury, Walter, Quick, Campbell, Millard and several other members of the House introduce (98-H 7510) An Act relating to theft of services by public employees.

Read and referred to the Committee on Judiciary.

Representative Jacquard introduces (98-H 7511) Joint Resolution making an appropriation of \$5,000 for Budlong Pool Task Force/Renovation Project.

Read and referred to the Committee on Finance.

Representative Jacquard introduces (98-H 7512) Joint Resolution making an appropriation of \$48,200 for the Cranston Community Action Program (CAP) Health Center.

Read and referred to the Committee on Finance.

Representative Moura introduces (98-H 7513) Joint Resolution making an appropriation of \$50,000 for Brown Fox Point Day Care Center.

Read and referred to the Committee on Finance.

Representatives Salisbury, Quick, Campbell, Bierman, Walter and several other members of the House introduce (98-H 7514) An Act relating to state affairs and government - Workforce 2000 Council.

Read and referred to the Committee on Finance.

Representatives Long, Shavers, Callahan and Amaral introduce (98-H 7515) An Act relating to elections.

Read and referred to the Committee on Special Legislation.

Representatives Salisbury, Quick, Campbell, Millard, Kelley and several other members of the House introduce (98-H 7516) An Act relating to labor and labor relations.

Read and referred to the Committee on Labor.

Representatives Garvey, Carter and Long introduce (98-H 7517) An Act relating to motor and other vehicles - registry of motor vehicles records.

Read and referred to the Committee on Judiciary.

## **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.

## **CALENDAR**

From the Calendar is taken:

1. (98-H 7318) An Act relating to alcoholic beverages retail license.

Committee on Special Legislation recommends passage.

Representative Lopes moves passage of the act, seconded by Representatives Paulmo, Kelley, C. Levesque, Pires and Amaral. By unanimous consent, Representative C. Levesque, seconded by Representatives Cicilline, Ajello, Fox, Pires, Costantino, Slater, Carter and several other members of the House, offers the following written motion to amend:

## **FLOOR AMENDMENT**

## **TO**

**(98-H7318)**

Mr. Speaker:

I hereby move to amend (98-H 7318) entitled "AN ACT RELATING TO ALCOHOLIC BEVERAGES - RETAIL LICENSE" as follows:

On page 1, line 7, by adding after the period "The city or town clerk of a municipality in which a full time licensing board does not exist shall be authorized to issue this license."

Respectfully submitted,

CHARLES LEVESQUE



Representative , District 93

Representative Long discusses the amendment.

The motion to amend is read and prevails on a roll call vote, 65 members voting in the affirmative and 15 members voting in the negative as follows:

YEAS - 65: Representatives Aiken-Salandria, Ajello, Anderson, S., Anzeveno, Barone, Barr, Cambio, Carpenter, Carroll, Carter, Caruolo, Cicilline, Coelho, Costantino, Dennigan, DeSimone, Farrell, Flaherty, Fox, Garvey, George, Giannini, Ginaitt, Henseler, Hetherington, Iannitelli, Inman, Kelley, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Lopes, Lowe, Malik, Martineau, McCauley, McNamara, Millard, Montalbano, Montanaro, Moura, Munschy, Naughton, Palangio, Palumbo, Panciera, Picard, Fires, Pisaturo, Quick, Rabideau, Reilly, Rose, Salisbury, San Bento, Shavers, Simonian, Slater, Smith, Williams.

NAYS - 15: Representatives Amaral, Anderson, M., Bierman, Burlingame, Campbell, Castro, Coderre, Faria, Fleury, Little, Long, McGowan, Mesolella, Walter, Watson.

Representatives Castro, Lopes, C. Levesque and Mesolella discuss the act.

Read and passed, as amended, on a roll call vote, 79 members voting in the affirmative and 8 members voting in the negative as follows:

YEAS - 79: Representatives Aiken-Salandria, Ajello, Amaral, Anderson, M., Anderson, S., Anzeveno, Barone, Bierman, Callahan, Cambio, Campbell, Carpenter, Carroll, Carter, Caruolo, Cicilline, Coderre, Coelho, Costantino, DeSimone, Faria, Farrell, Flahe:-ty, Fleury, Fox, Garvey, George, Giannini, Ginaitt, Heffner, Henseler, Hetherington, Iannitelli, Inman, Jacquard, Kelley, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Little, Lopes, Lowe, Martineau, McCauley, McNamara, Mesolella, Millard, Montalbano, Montanaro, Moura, Munschy, Murphy, Naughton, Palangio, Palumbo, Panciera, Fires, Pisaturo, Quick, Rabideau, Reilly, Rose, Salisbury, San Bento, Scott, Shavers, Simonian, Slater, Smith, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - - 8: Representatives Barr, Burlingame, Castro, Dennigan, Long, McGowan, Picard, Walter.

## INTRODUCTION

Representative Henseler introduces Raymond Burnell, Executive Director of the USCC Office for Catholic School Parent Associations also accompanied by Christopher Nocora, Chair of the Rhode Island Catholic School Parents Association.

## ANNOUNCEMENTS

Representative Castro congratulates Representative Lanzi on being featured in the Cosmopolitan magazine.

Also:

Representative Panciera announces that the Sub-Committee on Finance - General Government will meet Tuesday, January 27, 1998, at 2:00 o'clock P.M. in Room 203 of the State House.

## ADJOURNMENT

At 3:42 o'clock P.M. on motion of Representative Faria, and as a further mark of respect to the memory of Joe Rebello, seconded by Representatives Henseler and Salisbury, the House adjourns, on a unanimous rising vote.

LINDA McELROY  
Recording Clerk

**Appendix**  

---

**INVOCATION**

**REPRESENTATIVE ANASTASIA P. WILLIAMS**

Almighty God, our strength from day to day, keep each of us faithful to the claims of justice and freedom.Amen.



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

Thank you for stopping by!

