

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. 10

Tuesday, January 27, 1998

Tenth Day

The House of Representatives meets at the State House in Providence, Tuesday, January 27, 1998, and is called to order at 5:18 o'clock P.M., by the Honorable John B. Harwood, Speaker.

The roll is called and a quorum is declared present with 98 members present and 2 members absent as follows:

PRESENT - 98: The Honorable Speaker Harwood and Representatives Aiken-Salandria, Ajello, Amaral, Anderson, M., Anderson, S., Anzeveno, Barone, Barr, Benoit, Benson, Bierman, Burlingame, Callahan, Cambio, Campbell, Carpenter, Carroll, Carter, Caruolo, Castro, Cicilline, Coderre, Coelho, Costantino, Crowley, Dennigan, DeSimone, Faria, Farrell, Ferguson, Flaherty, Fleury, Fox, Garvey, George, Giannini, Ginaitt, Heffner, Henseler, Hetherington, Iannitelli, Inman, Iwuc, Jacquard, Kelley, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Little, Long, Lopes, Malik, Martineau, McCauley, McGowan, McNamara, Menard, Mesolella, Metts, Millard, Montalbano, Montanaro, Moura, Munschy, Murphy, Naughton, Palangio, Palumbo, Panciera, Picard, Pires, Pisaturo, Quick, Rabideau, Reilly, Rose, Russo, Salisbury, San Bento, Scott, Shavers, Sherlock, Simonian, Slater, Smith, Voccola, Walter, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT - 2; Representatives Bramley, Lowe.

INVOCATION

The Honorable Speaker presents Representative Carter, 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, January 22, 1998, is approved as printed.

COMMUNICATION

FROM THE SENATE A message from the Honorable Senate transmits with announcement of passage, of the following measures:

(98-S 2043) An Act reinstating and restoring forfeited or revoked corporate charters.

Read and referred to the Committee on Corporations.

(98-S 2014) An Act relating to the Westerly Fire District.

Read and referred to the Committee on Corporations.

(98-S 2013) An Act relating to insurance continuing education requirements.

Read and referred to the Committee on Corporations.

(98-S 2005) An Act relating to taxation -collection of taxes generally - municipal lien certificates.

Read and referred to the Committee on Corporations.

(98-S 2002) An Act relating to education -establishment of regional school districts.

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

(98-S 2040) An Act relating to the town of Barrington.

Representative Barone requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, in concurrence, on motion of Representative Barone, seconded by Representative Caruolo, and by unanimous consent, on a roll call vote, 83 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 83; The Honorable Speaker Harwood and Representatives Aiken-Salandria, Ajello, Amaral, Anderson, M., Anderson, 5., Barone, Barr, Benoit, Benson, Bierman, Burlingame, Callahan, Cambio, Campbell, Carpenter, Carroll, Carter, Caruolo, Castro, Cicilline, Coderre, Coelho, Costantino, Crowley, Dennigan, DeSimone, Faria, Farrell, Ferguson, Flaherty, Fox, Garvey, George, Giannini, Ginaitt, Henseler, Hetherington, Iannitelli, Inman, Iwuc, Jacquard, Kelley, Kelso, Kennedy, Kilmartin, Lally, Lanzi, Levesque, C., Levesque, G., Lima, Little, Long, Malik, Martineau, McCauley, McGowan, McNamara, Metts, Montalbano, Montanaro, Moura, Munschy, Naughton, Palumbo, Panciera, Picard, Pisaturo, Quick, Rabideau, Reilly, Rose, Russo, Salisbury, San Bento, Scott, Shavers, Sherlock, Simonian, Slater, Wasylyk, Williamson, Winfield.

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.

ANNOUNCEMENTS

Representative McNamara announces the heroic rescue of Steven McGarry from Narragansett Bay by Frank "Skip" Pettis, III.

Also:

Representative Ferguson announces that the Sub-Committee on Finance - the Department of Corrections will meet tomorrow at the rise of the House in Room 35 of the State House.

Also:

Representative Ferguson announces that the Sub-Committee on Finance - Sheriff's of Several Counties is scheduled for Thursday, January 29, 1998 at 3:30 o'clock P.M.

GUESTS

Representative Cicilline welcomes to the House as guests from Italy, Cavaliere Francesco Fontana and his wife Lydia, and also Dottore Damiano Pianzola.

ANNOUNCEMENT

By 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 Carpenter, Barone and Hetherington introduce (98-H 7518) An Act relating to weapons.

Read and referred to the Committee on Judiciary.

Representatives Little, Long, Walter and Campbell introduce (98-H 7519) An Act relating to public officers and employees- vacation time.

Read and referred to the Committee on Finance.

Representatives Inman and Naughton introduce (98-H 7520) An Act relating to taxation -motor vehicle excise tax.

Read and referred to the Committee on Finance.

Representative Jacquard introduces (98-H 7521) Joint Resolution making an appropriation of \$10,000 for Commission for Human Rights.

Read and referred to the Committee on Finance.

Representatives Lanzi and Fox introduce (98-H 7522) Joint Resolution making an appropriation of \$12,500 for Non-profit Resources of New England.

Read and referred to the Committee on Finance.

Representatives Simonian, Carpenter and Jacquard introduce (98-H 7523) An Act relating to state affairs and government- tax refund for contribution to certain nonprofit groups.

Read and referred to the Committee on Finance.

Representatives Montalbano and San Bento introduce (98-H 7524) Joint Resolution making an appropriation of \$5,000 for Pawtucket-Fairlawn Little League.

Read and referred to the Committee on Finance.

Representatives Reilly, San Bento, Cambio, Iwuc, Anzeveno and several other members of the House introduce (98-H 7525) An Act prohibiting the use of public funds for abortions.

Read and referred to the Committee on Finance.

Representatives Lanzi, Pisaturo, Lima and Montanaro introduce (98-H 7526) Joint Resolution making an appropriation of \$1,500 for Arlington Neighborhood Services Association (ANSA).

Read and referred to the Committee on Finance.

Representatives Lanzi, Pisaturo, Palumbo, Hetherington, Montanaro and several other members of the House introduce (98-H 7527) Joint Resolution making an appropriation of \$5,000 for Cranston Veterans' Council.

Read and referred to the Committee on Finance.

Representatives Benoit, Lopes, Hetherington, Williams, Coderre and several other members of the House introduce (98-H 7528) An Act relating to the family independence act.

Read and referred to the Committee on Finance.

Representatives Kelso, Kelley and Lally introduce (98-H 7529) Joint Resolution making an appropriation of \$25,000 for the South County Health Center.

Read and referred to the Committee on Finance.

Representatives Lanzi, Pisaturo, Lima and Montanaro introduce (98-H 7530) Joint Resolution making an appropriation of \$1,500 for River Bend Apartment Tenants Association Neighborhood Crime Watch.

Read and referred to the Committee on Finance.

Representatives Kelso, Kelley and Lally introduce (98-H 7531) Joint Resolution making an appropriation of \$5,000 for the Friends of the Historic Towers in the town of Narragansett.

Read and referred to the Committee on Finance.

Representatives Kelso, Kelley and Lally introduce (98-H 7532) Joint Resolution making an appropriation of \$14,250 to the South County Museum.

Read and referred to the Committee on Finance.

Representatives Kelso, Kelley and Lally introduce (98-H 7533) Joint Resolution making an appropriation of \$4,750 for the Narragansett Senior Citizens Association.

Read and referred to the Committee on Finance.

Representatives Reilly, San Bento, Cambio, Iwuc, Anzeveno and several other members of the House introduce (98-H 7534) An Act relating to health and safety.

Read and referred to the Committee on Finance.

Representatives Cicilline, Lima and Ajello introduce (98-H 7535) Joint Resolution to approve and publish, and submit

to the electors a proposition of amendment to the Constitution of the State (separation of powers).

Read and referred to the Committee on Judiciary.

Representatives Little, Long and G. Levesque introduce (98-H 7536) An Act relating to sales and use taxes - liability and computation.

Read and referred to the Committee on Finance.

Representatives Farrell and Faria introduce (98-H 7537) An Act relating to the city of Central Falls - Municipal Court.

Read and referred to the Committee on Judiciary.

Representatives Kelso and Lally introduce (98-H 7538) An Act relating to cities and towns -landing fee.

Read and referred to the Committee on Corporations.

Representative Reilly introduces (by request) (98-H 7539) An Act relating to motor vehicle insurance - uninsured motorist coverage.

Read and referred to the Committee on Corporations.

Representatives Sherlock, Carter, Garvey, McNamara, Fox and Costantino introduce (98-H 7540) An Act relating to disability business enterprises.

Read and referred to the Committee on Corporations.

Representatives Kelso, Lally, San Bento, Reilly, Palangio and Ginaitt introduce (98-H 7541) An Act relating to criminal procedure - victim's rights.

Read and referred to the Committee on Judiciary.

Representatives Montalbano, San Bento, Barr, Winfield and Menard introduce (98-H 7542) Joint Resolution making an appropriation of \$20,000 for Fairlawn Fire Department.

Read and referred to the Committee on Finance.

Representatives Benoit, Martineau, Burlingame, Ajello, Barone, Coderre and Hetherington introduce (98-H 7543) Joint Resolution making an appropriation of \$100,000 for Rhode Island Project Aids.

Read and referred to the Committee on Finance.

Representative Reilly introduces (by request) (98-H 7544) An Act relating to insurance - agents' continuing education requirements.

Read and referred to the Committee on Corporations.

Representatives Benoit, Dennigan, Ginaitt, Coderre and Barone introduce (98-H 7545) An Act relating to businesses and professions- nurses.

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

Representatives San Bento, Reilly and Kelso introduce (98-H 7546) An Act relating to health and safety - refuse disposal.

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

Representatives San Bento, Reilly and Kelso introduce (98-H 7547) An Act relating to health and safety.

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

Representatives Crowley, G. Levesque, Carter, Benson, Lally and several other members of the House introduce (98-H 7548) An Act relating to the new Claiborne Pell Bridge - cost of tolls.

Read and referred to the Committee on Finance.

Representatives Pisaturo, Lanzi, Palumbo, Hetherington, Cicilline and Lima introduce (98-H 7549) An Act relating to motor and other vehicles - operators' and chauffeurs' licenses.

Read and referred to the Joint Committee on Highway Safety.

Representative Barr introduces (98-H 7550) An Act relating to public property and works.

Read and referred to the Committee on Corporations.

Representatives Cambio, Anzeveno, Wasylyk, Ferguson and Montalbano introduce (98-H 7551) An Act relating to taxation on beverage containers.

Read and referred to the Committee on Finance.

Representatives Moura, DeSimone, Montanaro, S. Anderson and Smith introduce (98-H 7552) An Act relating to public finance- state funds.

Read and referred to the Committee on Finance.

Representatives Fox, Costantino, Slater, Carpenter and Giannini introduce (98-H 7553) An Act relating to courts and civil procedure - governmental tort liability.

Read and referred to the Committee on Judiciary.

Representatives Ferguson, Millard and C. Levesque introduce (98-H 7554) An Act relating to towns and cities - Bristol Municipal Court.

Read and referred to the Committee on Judiciary.

Representatives Fox, Cicilline and Costantino introduce (98-H 7555) An Act relating to food and drugs - uniform controlled substances act.

Read and referred to the Committee on Judiciary.

Representatives Naughton, Aiken-Salandria, McNamara, Benoit, Carter and several other members of the House introduce (98-H 7556) An Act relating to divorce and separation - child support.

Read and referred to the Committee on Judiciary.

Representatives Pisaturo, Lanzi, Carpenter, Carroll and Slater introduce (98-H 7557) An Act relating to taxation - property subject to taxation.

Read and referred to the Committee on Corporations.

Representatives Kelley, Bierman, Long, Amaral, Benson and several other members of the House introduce (98-H 7558) An Act relating to property taxes and persons who are permanently and totally disabled.

Read and referred to the Committee on Corporations.

Representative Barr introduces (98-H 7559) An Act relating to sales and use taxes - liability and computation.

Read and referred to the Committee on Finance.

Representatives Pisaturo and Cicilline introduce (98-H 7560) An Act relating to personal income tax.

Read and referred to the Committee on Finance.

Representatives Ginaitt, Benson, Naughton, Henseler and Benoit introduce (98-H 7561) An Act relating to insurance.

Read and referred to the Committee on Corporations.

Representative Moura, Slater and Ajello introduces (98-H 7562) Joint Resolution making an appropriation of \$67,500 for Providence Preservation Society.

Read and referred to the Committee on Finance.

Representatives Kelso, Kelley and Lally introduce (98-H 7563) Joint Resolution making an appropriation of \$14,250 for the Galilee Fisherman's Mission.

Read and referred to the Committee on Finance.

Representatives Salisbury, Burlingame, Campbell, Walter, Long and several other members of the House introduce (98-H 7564) An Act relating to public property and works labor and payment of debts by contractors.

Read and referred to the Committee on Labor.

Representatives Salisbury, Burlingame, Walter, Campbell, Kelley and several other members of the House introduce (98-H 7565) An Act relating to labor and payment of debts by contractors.

Read and referred to the Committee on Labor.

Representatives Naughton, Ferguson, Kennedy, Ginaitt, Carter and several other members of the House introduce (98-H 7566) An Act relating to parks and recreation areas -disabled veterans.

Read and referred to the Joint Committee on Veterans Affairs.

Representative Pisaturo introduces (98-H 7567) An Act relating to motor and other vehicles.

Read and referred to the Committee on Judiciary.

Representatives San Bento, Montalbano, Reilly and Kelso introduce (98-H 7568) An Act relating to taxation.

Read and referred to the Committee on Corporations.

Representatives Quick, Salisbury, Long, Watson, Rabideau and several other members of the House introduce (98-H 7569) An Act relating to emergency management.

Read and referred to the Committee on Finance.

Representative Amaral introduces (98-H 7570) An Act relating to solemnization of marriages.

Read and referred to the Committee on Judiciary.

Representatives Bierman, Long, Amaral and Kelley introduce (98-H 7571) An Act relating to registration of vehicles.

Read and referred to the Joint Committee on Highway Safety.

Representatives Bierman, Millard, Long, Walter, Salisbury and several other members of the House introduce (98-H 7572) An Act relating to criminal offenses.

Read and referred to the Committee on Judiciary.

Representatives Campbell, Walter and Kelley introduce (98-H 7573) An Act relating to criminal offenses.

Read and referred to the Committee on Judiciary.

Representatives Kelley, Long, Walter and Iannitelli introduce (98-H 7574) An Act relating to education - charter schools.

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

Representatives Amaral, Dennigan, Scott, Long and Kelley introduce (98-H 7575) An Act relating to pharmacy - mail-in drugs and medicines.

Read and referred to the Committee on Corporations.

ADJOURNMENT

At 5:30 o'clock P.M. on motion of Representatives Kelley and Carter, and as a further mark of respect to the memory of Captain Richard Brown of the South Kingston Police Department, seconded by Representatives Caruolo and Salisbury, the House adjourns, on a unanimous rising vote.

LINDA McELROY
Recording Clerk

Appendix

INVOCATION

REPRESENTATIVE KENNETH CARTER

Almighty God, we ask that you help us as we try to make Rhode Island a better place.

TRANSMITTED TO THE GOVERNOR

(98-S 2040) An Act relating to the town of Barrington.

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

Thank you for stopping by!

