

State of Rhode Island and Providence Plantations

Journal of the Senate

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

Volume 127, No. 8	Wednesday, January 26, 2000	Eighth Day
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The Senate meets pursuant to adjournment and is called to order by His Honor, the Lieutenant Governor, Charles J. Fogarty, at 4:03 o'clock P.M.

The roll is called and a quorum is declared present with 47 Senators present and 3 Senators absent as follows:

PRESENT - 47; Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Celona, Cicilline, Coderre, Connors, Cote, DaPonte, Donelan, Enos, Felag, Flynn, Fogarty, Gallo, Gibbs, Goodwin, Graziano, Igliazzi, Irons, Issa, Izzo, Kells, Kelly, Lenihan, McBurney, McCaffrey, McDonald, Oster, Paiva Weed, Parella, Perry, Raptakis, Revens, Roberts, Roney, Ruggerio, Sasso, SosnowsKi, Tocco, Walaska, Walsh, Walton.

ABSENT - 3; Senators Damiani, Montalbano, Patterson.

INVOCATION

His Honor, the Lieutenant Governor, by unanimous consent, presents Senator Blais, to deliver the invocation.

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

His Honor, the Lieutenant Governor, by unanimous consent, presents Senator Blais, to lead the Senate in the pledge of allegiance to the flag.

APPROVAL OF RECORD

The Senate Journal of Wednesday, January 19, 2000 proceedings is read in part.

Upon suggestion of Senator Kelly and by unanimous consent, further reading of the Journal is dispensed with and the Journal approved as recorded.

GUESTS

Upon suggestion of SenatOrs Goodwin, Flynn and Tocco, and by unanimous consent, His Honor, the Lieutenant

Governor, welcomes to the Chamber Gerald Aubin, Executive Director of the Rhode Island Lottery Commission.

Upon suggestion of Senator Tocco, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber his intern, Matthew Jensen of Killingly, Connecticut, who is attending Salve Regina University.

Upon suggestion of Senators Roney, Kelly, Coderre, Irons, Cicilline and Algiere, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber Rick Kovar, who has recently led the Senate staff after many years of serving as both Head Page and later as a Senior Policy Aide. The entire Senate joins in wishing him well in his new endeavor and wishes good health and happiness to him and his entire family.

Upon suggestion of Senators Paiva Weed, Irons and Cicilline, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber Robert Silva of Middletown.

Upon suggestion of Senators DaPonte, Irons, Oster and Cicilline, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber Dennis Tripodi of Lincoln.

COMMUNICATION

His Honor, the Lieutenant Governor, presents the following communication:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS SENATE CHAMBER

January 26, 2000 His Honor, Charles J. Fogarty
Lieutenant Governor
116 State House
Providence, RI 02903

Dear Lt. Governor Fogarty;

Please be advised that I will be absent from the Senate session on Wednesday, January 26, 2000, due to illness. I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your assistance.

Sincerely,

JOHN A. PATTERSON

Senator District 23

Received and ordered to be placed on file.

APPOINTMENTS BY THE GOVERNOR

His Honor, the Lieutenant Governor, presents the following communication from His Excellency, the Governor, transmitting the following appointments and requesting the advice and consent of the Senate thereto:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 18, 2000

To the Honorable, the Senate;

I have the honor to inform you that in accordance with the provisions of Section 29.3. 1-2.2 of the Rhode Island General Laws, I have made the following appointment to the Library Board of Rhode Island;

Ann R. Crawford of Charlestown
(Representing Small Public Libraries)
VICE
Jenny LaPerriere

for a term expiring December 31, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee en Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER. PROVIDENCE

Lincoln Almond
Governor

January 18, 2000

To the Honorable the Senate;

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following appointment to the Library Board of Rhode Island;

Marry F. Cummings of Somerset, Massachusetts
(Representing Librarians Serving Institutionalized Persons)
VICE
Grace Varghese

for a term expiring December 31, 2001.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 18,2000

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 29-3.1-2.2 of the Rhode Island General Laws, I have made the following appointment to the Library Board of Rhode Island;

Rose Ellen A. Reynolds of Cranston
(Representing Coalition of Library Advocates)
VICE
Dr. Robert J. McKenna

for a term expiring December 31, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

EXECUTIVE CHAMBER. PROVIDENCE

Lincoln Almond
Governor

January 18, 2000

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 16-61-4 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island Public Telecommunications Authority;

Dale D. Hutf of South Dartmouth, Massachusetts
VICE
Janeth M. Brewster for a term expiring January 31, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 18, 2000

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 8-16-1 of the Rhode Island General Laws, I have made the following appointment to the Commission on Judicial Tenure and Discipline:

Raymond A. Marcassion, Esquire of Providence
VICE
Jerome Battey, Esquire

for a term expiring April 1, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 24, 2000

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 28-7-4 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island State Labor Relations Board;

Walter J. Lanni of Cranston
(Representing Management)
VICE
Gina A. Vigliotti

for a term expiring August 1, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

Also:

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 24, 2000

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 28-7-4 of the Rhode Island General Laws, I have made the following appointment to the Rhode Island State Labor Relations Board;

Elizabeth Dolan of North Kingstown
(Representing Management)
VICE
Paul Martineau

for a term eying August 1, 2002.

To this appointment, I respectfully request your advice and consent.

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

NEW BUSINESS

Senators Izzo, Fogarty and Gallo present (00-S 2139) An Act relating to education.

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

Senators Algieri, Blais, Kelly, Breene, Flynn and others present (00-S 2140) Senate Resolution honoring the life of Senator John H. Chafee and extending condolences on his passing.

Senator Algieri requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Algiers, seconded by the entire Senate, and by unanimous consent, and passed, under suspension of the a rising vote.

Senators Celona, Ruggerio and Goodwin present (00-S 2141) Senate Resolution extending condolences on the passing of Gerald A. Mamis.

Senator Celona requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

Upon motion of Senator Celona, seconded by the entire Senate, and by unanimous consent, read and passed, under suspension of the rules, upon a rising vote.

Senators Oster, Graziano and McCaffrey present (00-S 2142) An Act relating to criminal offenses impersonation of a private person.

Read and referred to the Committee on Judiciary.

Senators Perry, Paiva Weed, Walton, Cicilline, Roney and others present (00-S 2143) An Act relating to motor and other vehicles.

Read and referred to the Committee on Judiciary.

Senators Oster, Graziano and McCaffrey present (00-S 2144) An Act relating to suspension or revocation of licenses - violations.

Read and referred to the Committee on Judiciary.

Senators Oster, Graziano, McCaffrey and McDonald present (00-S 2145) An Act relating to criminal offenses - theft.

Read and referred to the Committee on Judiciary.

Senators DaPonte, Connors and Igliazzi present (00-S 2146) Senate Resolution creating a special Senate commission to study child support enforcement and accountability.

Read and referred to the Committee on Judiciary.

Senators Izzo, Cicilline, Roberts, Walton, Perry and others present (00-S 2147) An Act relating to Children, Youth and Families Department.

Read and referred to the Committee on Judiciary.

Senator ~DaPonte, Fogarty, Connors, Goodwin and Igliazzi present (00-S 2148) An Act relating to criminal procedure.

Read and referred to the Committee on Judiciary.

Senators DaPonte, Connors, Goodwin, Coderre and Igliazzi present (00-S 2149) An Act relating to towns and cities - non-moving traffic violations.

Read and referred to the Committee on Judiciary.

Senators Roney and Montalbano present (00-S 2150) An Act relating to title to real estate trusts.

Read and referred to the Committee on Judiciary.

Senators Fogarty, Breene, Flynn, Enos and Paiva Weed present (00-S 2151) An Act relating to the towns of Foster and Glocester Regional Juvenile Hearing Board.

Read and referred to the Committee on Judiciary.

Senators Coderre, Goodwin, DaPonte, Connors, Lenihan and others present (00-S 2152) An Act relating to elections.

Read and referred to the Committee on Judiciary.

Senator Badeau presents (00-S 2153) An Act relating to electricians.

Read and referred to the Committee on Labor.

Senator Badeau presents (00-S 2154) An Act relating to labor and labor relations.

Read and referred to the Committee on Labor.

Senator Badeau presents (00-S 2155) An Act relating to labor workers' compensation benefits.

Read and referred to the Committee on Labor.

Senators DaPonte, Connors, Goodwin, Ruggerio, Coderre and others present (00-S 2156) An Act relating to labor and labor relations - the temporary employee protection act.

Read and referred to the Committee on Labor.

Senators Kells, Cote, Felag and McCaffrey present (00-S 2157) An Act relating to military affairs and defense - National Guard.

Read and referred to the Committee on Finance.

Senators Flynn, Breene, Kells, Walaska and McCaffrey present (00-S 2158) An Act relating to medical savings accounts.

Read and referred to the Committee on Finance.

Senators Lenihan, Raptakis, Kells and Sosnowski present (00-S 2159) An Act relating to state affairs and government - mounted video/audio surveillance cameras - state police.

Read and referred to the Committee on Finance.

Senators Cicilline, Perry, Walton, Ruggerio, Izzo and others present (00-S 2160) An Act relating to education - school committees and superintendents.

Read and referred to the Committee on Finance.

Senators Celona, Ruggerio and Tocco present (00-S 2161) An Act relating to public officers and employees - retirement system - administration.

Read and referred to the Committee on Finance.

Senators Walaska, McCaffrey, Montalbano, Alves, Issa and others present (00-S 2162) Joint Resolution creating a special legislative commission to study the legislative grant system in the state of Rhode Island.

Read and referred to the Committee on Finance.

Senators Cicilline, Paiva Weed, Ruggerio, Walton, Gallo and others present (00-S 2163) An Act relating to cities and towns- state aid.

Read and referred to the Committee on Finance.

Senators Cicilline, Perry, Walton, Izzo and Paiva Weed present (00-S 2164) An Act relating to health care for children and pregnant women.

Read and referred to the Committee on Finance.

Senators Cicilline, Paiva Weed and McDonald present (00-S 2165) An Act relating to cities and towns - state aid.

Read and referred to the Committee on Finance.

Senators Badeau, Bates and Irons present (00-S 2166) An Act relating to sales and use taxes - enforcement and collection.

Read and referred to the Committee on Finance.

Senator Celona presents (00-S 2167) An Act relating to health and safety thermal imaging devices.

Read and referred to the Committee on Finance.

Senator Igliozzi presents (00-S 2168) An Act relating to education aid.

Read and referred to the Committee on Finance.

Senators Oster, Graziano, McCaffrey and McDonald present (00-S 2169) An Act relating to state affairs and government - pharmaceutical assistance to the elderly.

Read and referred to the Committee on Finance.

Senators Celona and Tocco (by request) present (00-S 2170) An Act relating to alcoholic beverages - regulation of sales.

Read and referred to the Committee on Special Legislation.

Senators Oster, Graziano, McCaffrey and McDonald present (00-S 2171) An Act relating to motor and other vehicles - registration of vehicles.

Read and referred to the Committee on Special Legislation.

Senators Oster, Graziano, McCaffrey and McDonald present (00-S 2172) An Act relating to holidays and days of special observance.

Read and referred to the Committee on Special Legislation.

Senators Cicilline, Lenihan and Roberts present (00-S 2173) An Act relating to establishment and extension of gambling activities.

Read and referred to the Committee on Special Legislation.

Senators Celona and Tocco (by request) present (00-S 2174) An Act relating to alcoholic beverages - retail licenses.

Read and referred to the Committee on Special Legislation.

Senators Oster and Graziano present (00-S 2175) An Act relating to health and safety - health care liability.

Read and referred to the Committee on Corporations.

Senators Blais, Breene and Flynn present (00-S 2176) An Act relating to taxation.

Read and referred to the Committee on Corporations.

Senators Flynn, Breene and Blais present (00-S 2177) An Act relating to the Smithfield Land Trust.

Read and referred to the Committee on Corporations,

Senators Walsh and Sosnowski present (00-S 2178) An Act in amendment of and in addition to Chapter 55 of the Public Laws, 1958, as amended, entitled, "An Act authorizing the towns of Charlestown, Richmond and Hopkinton, to join a regional school district, incorporating said regional school district, and providing for the issuance of bonds, construction and operation of a regional school system for the joint use of the participating towns, within said regional school district established by this act" and authorizing the Chariho Regional School to issue (h) not more than 12,000,000 the acquisition, construction, renovation and equipping of two or three new element schools (Kindergarten through Grade 5), (B) not more than ~17,000,000 bonds and notes for land acquisition, additions to, renovation and equip-ping of the existing Chariho High School (Grades 9 through 12), and (C) not more than ~,500,000 bonds and notes for the renovation and equipping of the existing Ashaway, Charlestown, Hope Valley and Richmond Elementary Schools (Kindergarten through Grade 5).

Read and referred to the Committee on Corporations.

Senators Oster, Graziano, McCaffrey and McDonald present (00-S 2179) An Act relating to financial institutions - teller transaction fee.

Read and referred to the Committee on Corporations.

Senators Oster, Graziano and McCaffrey present (00-S 2180) An Act relating to construction and maintenance of state roads.

Read and referred to the Committee on Corporations.

Senators Cicilline, Walton, Perry and Roberts present (00-S 2181) An Act relating to education - masters in public health program.

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

ANNOUNCEMENTS

Senator Lenihan announces that the Committee on Finance will meet on Tuesday, February 1, 2000, at 3:30 o'clock P.M. in Room 211 of the State House.

Also:

Senator Paiva Weed announces that the Committee on Judiciary will meet on Thursday, January 27, 2000, at 3:00 o'clock P.M. in Room 313 of the State House.

Also:

Senator Izzo announces that the Committee on Health, Education and Welfare will meet today at the rise of the Senate in Room 211 of the State House.

Also:

Senator Enos announces that the Senate will meet on Tuesday, February 1, 2000, at 6:00 o'clock P.M. in oar to attend the Governor's State of the State Address at 7:00 o'clock P.M. in the House Chamber.

DEADLINE FOR BILL INTRODUCTION

Upon suggestion of Senator Enos, and without objection, the deadline for introduction of new business is extended to Thursday, February 10, 2000, due to the cancellation of session on storm days.

Without objection, so ordered.

ADJOURNMENT

Upon motion of Senator Kelly, seconded by Senator Algieri, the Senate adjourns at 4:25 o'clock P.M., on a unanimous rising vote, as a further mark of respect to the memory of John Zuccarelli of Providence, a doorkeeper in the House of Representatives, and brother of former Senator Bill Zuccarelli.

RAYMOND T. HOYAS, JR.
Clerk of the Senate

Appendix

INVOCATION

SENATOR LEO R. BLAIS

Grant us light, O Lord, that we may know the wisdom which Thou alone can give. Guide us with your Truth and help us to serve well our fellow Rhode Islanders. Amen.

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

Thank you for stopping by!

