

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 second day of January in the year of Our Lord two thousand and one.

Volume 128, No. 13      Wednesday, January 31, 2001      Thirteenth Day

The Senate meets pursuant to adjournment and is called to order by His Honor, the Lieutenant Governor, Charles J. Fogarty, at 4:00 o'clock P.M.

The roll is called and a quorum is declared present with 48 Senators present and 2 Senators absent as follows:

PRESENT - 48: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Celona, Cicilline, Coderre, Connors, Cote, DaPonte, Donelan, Enos, Felag, Fogarty, Gallo, Garabedian, Gibbs, Goodwin, Graziano, Hunter, Igliazzi, Irons, Issa, Izzo, Kells, Kelly, Lenihan, McBurney, McDonald, Montalbano, Paiva Weed, Parella, Perry, Polisena, Raptak, Revers, Roberts, Roney, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska, Walsh, Walton.

ABSENT - 2: Senators Damiani, McCaffrey.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Tuesday, January 30, 2001 proceedings is read in part.

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

GUESTS

Upon suggestion of Senators McBurney, Montalbano, Coderre, Garabedian, Kelly, Graziano and Senate Majority Leader Irons, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber the Honorable

Harold Miller, former State Senator from Pawtucket.

Also:

Upon suggestion of Senators Tassoni and Fogarty, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber Joseph Baxter.

**COMMUNICATION**

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

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
SENATE CHAMBER**

January 31, 2001

His Honor, Charles J. Fogarty  
Lieutenant Governor  
Rhode Island Senate Chamber State House  
Providence, RI 02903

Dear Lt. Governor Fogarty:

Please be advised that I will be absent from the Senate session on Thursday, February 1, 2001, as I will be out of state on Senate business.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you.

Sincerely,

ELIZABETH H. ROBERTS  
Senator, District 11

Received and ordered to be placed on file.

**REPORT OF COMMITTEE  
COMMITTEE ON JUDICIARY**

Senator Montalbano, from the Committee on Judiciary, reports back, with recommendation that advice and consent be given the following:

Appointment of Edwin J. Gale of Wakefield as Associate Justice of the Rhode Island Superior Court VICE Associate Justice Thomas H. Needham.

Read and ordered to be placed on the Calendar.

**NEW BUSINESS**

Senators Igliozi, McDonald, Tassoni, Gallo, Polisena and others present (01-S 193) An Act relating to criminal offenses- stalking.

Read and referred to the Committee On Judiciary.

Senators Igliozi, McDonald, Tassoni, Gallo, Polisena and others present (01-S 194) An Act relating to courts and civil procedure - particular actions limitation of secrecy orders and agreement in certain actions.

Read and referred to the Committee on Judiciary.

Senator Donelan presents (01-S 195) An Act relating to sovereign immunity.

Read and referred to the Committee on Judiciary.

Senators Roney and Roberts present (01-S 196) An Act relating to insurance - participating provider agreements.

Read and referred to the Committee on Corporations.

Senators Raptakis, Ruggerio, Igliozi, Goodwin and Caprio present (01-S 197) An Act relating to labor and labor relations- minimum wages.

Read and referred to the Committee on Labor.

Senators McDonald, Enos and Sosnowski present (01-S 198) An Act relating to commercial fisheries.

Read and referred to the Committee on Special Legislation.

Senators Hunter and Issa present (01-S 199) An Act relating to taxation.

Read and referred to the Committee on Finance.

Senators Graziano, Alves, Polisena, DaPonte, Montalbano and others present (01-S 200) An Act relating to health and safety- women's right to know act.

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

Senator Roney presents (01-S 201) An Act relating to probate practice.

Read and referred to the Committee on Judiciary.

Senator Roney presents (01-S 202) An Act relating to probate practice - guardians.

Read and referred to the Committee on Judiciary.

Senators Paiva Weed, Perry and Lenihan present (01-S 203) An Act relating to public offices and employees - code of ethics.

Read and referred to the Committee on Judiciary.

Senators Hunter, Montalbano, Issa and Tassoni present (01-S 204) An Act relating to the town of Lincoln - juvenile

hearing board.

Read and referred to the Committee on Judiciary.

Senator Donelan presents (01-S 205) An Act relating to waters and navigation - boating safety.

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

Senators Walsh, Gibbs, Graziano, Sosnowski, Lenihan and others present (01-S 206) An Act relating to courts - judicial selection.

Read and referred to the Committee on Judiciary.

Senators Walsh, Montalbano, Sosnowski, Lenihan and Roney present (01(S 207) An Act relating to education - teachers' retirement.

Read and referred to the Committee on Finance.

Senators McDonald, Walsh, Sosnowski, Coderre and Paiva Weed present (01-S 208) An Act relating to waters and navigation- boating safety.

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

Senators Graziano, Tassoni, Walsh, Polisena, McDonald and others present (01-S 209) An Act relating to health and safety health care facilities staffing.

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

## **TRANSMITTAL**

By unanimous consent, all matters on the Clerk's desk are ordered to be transmitted to His Excellency, the Governor or to the Honorable House of Representatives forthwith.

## **ANNOUNCEMENTS**

Senator Graziano 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.

## **ADJOURNMENT**

Upon motion of Senate Majority Leader Irons, seconded by Senator Algieri, the Senate adjourns at 4:09 o'clock P.M.

RAYMOND T. HOYAS, JR.  
Secretary of the Senate

## **Appendix**

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**INVOCATION**

**SENATOR DANIEL DaPONTE**

Almighty God, may we pursue our tasks with a sense of Your presence. Give us the wisdom not to squander energy on things that do not matter nor put off until tomorrow that which can be done today. Amen.

**Appendix**

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**CALENDAR**

In order for Thursday, February 1, 2001:

1. (01-S 48) An Act establishing the Smithfield land trust.

Committee on Corporations recommends passage.

2. (99-S57 as amended) An Act relating to Pascoag Utility District.

Committee on Corporations recommends passage as amended.

3. (99-S98 as amended) An Act relating to insurance.

Committee on Corporations recommends passage as amended.

**Appendix**

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**CALENDAR**

In order for Tuesday, February 6, 2001:

1. Appointment of Edwin J. Gale of Wakefield VICE Associate Justice Thomas H. Needham as Associate Justice of the Rhode Island Superior Court.

Committee on Judiciary recommends that the Senate give its Advice and Consent to this appointment.

RAYMOND T. HOYAS, JR.  
Secretary of the Senate

Wednesday, January 31, 2001

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

Thank you for stopping by!

