

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

Volume 129, No.8	Tuesday, January 22, 2002	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 4:02 o'clock P.M.

The roll is called and a quorum is declared present with 49 Senators present and 1 Senator absent as follows:

PRESENT - 49: Senators Algieri, Alves, Badeau, Bates, Blais, Breene, Caprio, Celona, Cicilline, Coderre, Connors, Cote, Damiani, DaPonte, Donelan, Enos, Felag, Fogarty, Gallo, Garabedian, Gibbs, Goodwin, Graziano, Hunter, Igliozi, Irons, Issa, Izzo, Kells, Lenihan, McBurney, McCaffrey, McDonald, Montalbano, Paiva Weed, Parella, Perry, Polisen, Raptakis, Revens, Roberts, Roney, Ruggerio, Sheehan, Sosnowski, Tassoni, Walaska, Walsh, Walton.

ABSENT - 1: Senator Kelly.

INVOCATION

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

(See Appendix for Invocation)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

APPROVAL OF RECORD

The Senate Journal of Wednesday, January 16, 2002 proceedings is read in part.

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

GUESTS

Upon suggestion of Senator Fogarty, and by unanimous consent, His Honor, the Lieutenant Governor, welcomes to the Chamber Shannon McCoy, who will be serving as a page this year.

APPOINTMENT BY THE GOVERNOR

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

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

EXECUTIVE CHAMBER, PROVIDENCE

Lincoln Almond
Governor

January 14, 2002

To the Honorable, the Senate:

I have the honor to inform you that in accordance with the provisions of Section 46-15.1-2 of the Rhode Island General Laws, I have made the following appointment to the Water Resources Board:

Francis J. Perry, Jr. of Coventry
(Public Member)
VICE
Frank Nunes
(resigned)

for a term expiring March 1, 2002.

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

Sincerely,

LINCOLN ALMOND
Governor

Read and referred to the Committee on Judiciary.

FROM THE

HOUSE OF REPRESENTATIVES

A message from the House of Representatives transmits with announcement of passage:

(02-H 6814) An Act relating to solemnization of marriages.

Read and referred to the Committee on Judiciary.

Also:

(02-H 6816) An Act relating to towns and cities - zoning ordinances.

Read and referred to the Committee on Corporations.

NEW BUSINESS

Senator Walsh presents (02-S 2155) An Act relating to solemnization of marriages.

Read and referred to the Committee on Judiciary.

Senators Graziano and Polisena present (02-S 2156) Senate Resolution extending sympathy on the passing of Eugene L. Hawkins.

Senator Graziano requests unanimous consent for immediate consideration.

Unanimous consent for immediate consideration is granted.

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

Senators Tassoni, Igliazzi, Graziano and Ruggerio present (02-S 2157) An Act relating to retirement - disability.

Read and referred to the Committee on Finance.

Senator Cote presents (by request) (02-S 2158) An Act relating to courts and civil procedure - procedure generally - interest in civil actions.

Read and referred to the Committee on Judiciary.

Senator Issa presents (02-S 2159) An Act to vacate the forfeiture or revocation of the charter of St. Kel, Ltd.

Read and ordered to be placed on the Consent Calendar.

Senators Roney, Roberts and Irons present (02-S 2160) An Act relating to education - private schools.

Read and referred to the Committee on Corporations.

Senators Roney, McDonald, Igliazzi, Walaska and McCaffrey present (02-S 2161) An Act relating to insurance - unfair competition and practices.

Read and referred to the Committee on Corporations.

Senators McDonald, Paiva Weed, Enos and Walsh present (02-S 2162) An Act relating to the motor vehicle emissions inspection program.

Read and referred to the Committee on Finance.

Senators Damiani, Polisena, Gallo, Hunter and Walsh present (02-S 2163) An Act relating to criminal offenses - weapons.

Read and referred to the Committee on Judiciary.

Senators Cicilline, Perry and Polisena present (02-S 2164) An Act relating to miscellaneous rules.

Read and referred to the Committee on Corporations.

Senators Cicilline and Polisena present (02-S 2165) An Act relating to criminal offenses - children.

Read and referred to the Committee on Judiciary.

Senator Lenihan presents (02-S 2166) An Act relating to police officers - commission on standards and training.

Read and referred to the Committee on Corporations.

Senators Damiani, Celona, Montalbano, Breene, Blais and others present (02-S 2167) An Act relating to education - maintenance of order on campus.

Read and referred to the Committee on Judiciary.

Senators Damiani, Polisena, Celona, Goodwin, Montalbano and others present (02-S 2168) An Act relating to mutual aid agreements.

Read and referred to the Committee on Corporations.

Senators Damiani, Polisena, Issa, Celona, Goodwin and others present (02-S 2169) An Act relating to motor vehicles - suspension or revocation of licenses.

Read and referred to the Committee on Judiciary.

Senators Damiani, Polisena, Irons, DaPonte and Bates present (02-S 2170) An Act relating to motor vehicles - police major emeritus.

Read and referred to the Committee on Special Legislation.

Senators Damiani and Polisena present (02-S 2171) Senate Resolution memorializing Congress to enact legislation giving the states authority to regulate the cable television industry.

Read and referred to the Committee on Corporations.

Senators Damiani and Polisena present (02-S 2172) An Act relating to motor and other vehicles - driver education course required before licensing.

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

Senators Enos, Cicilline, Perry, Parella and Damiani present (02-S 2173) An Act relating to police officers - Commission on Standards and Training.

Read and referred to the Committee on Corporations.

Senators Hunter, Bates and Tassoni present (02-S 2174) An Act relating to accident reports.

Read and referred to the Committee on Judiciary.

Senators Enos, Cicilline, Perry, Parella and Damiani present (02-S 2175) An Act relating to mental health.

Read and referred to the Committee on Judiciary.

Senators Sosnowski, Breene, Blais and Walsh present (02-S 2176) An Act relating to fish and wildlife - deer hunting.

Read and referred to the Committee on Special Legislation.

Senators Gibbs, Parella, Bates, Algiere and Blais present (02-S 2177) An Act relating to human services - the Family Independence Act.

Read and referred to the Committee on Finance.

Senators Gibbs, Bates, Breene, Algiere and Blais present (02-S 2178) An Act relating to human services - Family Independence Act.

Read and referred to the Committee on Finance.

Senators Paiva Weed, Perry, Cicilline and Roney present (02-S 2179) An Act relating to Racketeer Influenced and Corrupt Organizations.

Read and referred to the Committee on Judiciary.

Senators Polisena, Celona, Garabedian and Graziano present (02-S 2180) An Act to vacate the forfeiture or revocation of the charter of Rhode Island Directors Association for Senior Citizens Programs, Inc.

Read and ordered to be placed on the Consent Calendar.

Senators Walaska, Fogarty and Hunter present (02-S 2181) An Act relating to campaign contributions.

Read and referred to the Committee on Judiciary.

Senators Walaska, Fogarty and McCaffrey present (02-S 2182) An Act relating to businesses and professions - Board of Medical Licensure and Discipline.

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

CONSENT CALENDAR

In order for the day is taken up as follows:

Upon motion of Senate Majority Leader Irons, seconded by Senator Algiere, the following measure on today's Consent Calendar, is read and passed upon a voice vote:

1. (02-S2132) An Act reinstating and restoring forfeited or revoked corporate charters.

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.

RECESS

Upon motion of Senator Coderre, seconded by Senator Algieri and upon suggestion of Senator Graziano, the Senate stands at recess at 4:10 o'clock P.M., on a unanimous rising vote, as a further mark of respect to the memory of Eugene L. Hawkins, retired Providence Fire Battalion Chief and uncle of Senator Graziano.

CALLED TO ORDER

The Senate is called to order at 4:00 o'clock P.M. Wednesday, January 23, 2002.

ADJOURNMENT

Upon motion of Senate Majority Leader Irons, seconded by Senator Algieri, the Senate adjourns at 4:00 o'clock P.M.

RAYMOND T. HOYAS, JR.
Secretary of the Senate

Appendix

INVOCATION

SENATOR J. CLEMENT CICILLINE

Heavenly Father, You knew that in our highest and best moments, we deeply desire to be true servants of Your will. Impart to us now the grace and strength we need for our solemn responsibilities. Amen.

Appendix

CONSENT CALENDAR

In order for Wednesday, January 23, 2002:

- 1. (02-S2159) An Act to vacate the forfeiture or revocation of the charter of St. Kel, Ltd.

Ordered on the Consent Calendar.

2. (02-S2180) An Act to vacate the forfeiture or revocation of the charter of Rhode Island Directors Association for Senior Citizens Programs, Inc.

Ordered on the Consent Calendar.

RAYMOND T. HOYAS, JR.
Clerk of the Senate
Tuesday, January 22, 2002

Appendix

CALENDAR

In order for Wednesday, January 23, 2002:

1. (02-S2006) An Act relating to taxation - property subject to taxation.

Committee on Corporations recommends passage.

2. (02-S2054) An Act authorizing the town of Smithfield to issue not exceeding \$8,600,000 general obligation bonds or notes for various capital projects.

Committee on Corporations recommends passage.

3. (02-S2077) An Act authorizing the town of Barrington to finance road improvements in the town of Barrington and to issue not more than \$5,000,000 bonds or notes therefor.

Committee on Corporations recommends passage.

4. (02-H6624) An Act authorizing the town of Barrington to finance school renovations, repairs and furnishings in the town of Barrington and to issue not more than \$4,000,000 bonds and notes therefor.

Committee on Corporations recommends passage in concurrence.

RAYMOND T. HOYAS, JR.
Clerk of the Senate
Tuesday, January 22, 2002

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

Thank you for stopping by!

