

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 two thousand and four.

Volume 131, No. 9

Thursday, January 22, 2004

Ninth Day

The House of Representatives meets at the State House in Providence, Thursday, January 22, 2004 and is called to order at 4:12 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 71 members present and 3 members absent as follows:

PRESENT – 72: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield..

ABSENT – 2: Representatives Coogan, Palumbo.

INVOCATION

The Honorable Speaker presents Representative Trillo 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, 2004, is approved as printed.

ANNOUNCEMENT

Representative Kilmartin wishes his brother Paul, and Representative Schadone, a very Happy Birthday.

REPORTS OF COMMITTEE**TRANSFER OF BILL**

Representative Giannini, for the Committee on Health, Education and Welfare, reports back the following measures, with recommendation of transfer to the Committee on Labor:

House Resolution No. 7241

BY Gorham, Moffitt, Mumford, Trillo, Callahan

ENTITLED, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY THE FEASIBILITY OF STATEWIDE TEACHER CONTRACTS IN THE STATE OF RHODE ISLAND {LC326/1}

01/22/2004 House voted to recommit to House Labor

NEW BUSINESS**House Bill No. 7318**

BY Scott, Moffitt, Carter, Shanley

ENTITLED, AN ACT RELATING TO RENAMING ROUTE 2, EXETER {LC820/1}

01/22/2004 Introduced, referred to House Corporations

House Resolution No. 7319

BY Lewiss, Lima, Mumford

ENTITLED, HOUSE RESOLUTION EXTENDING THE REPORTING DATE OF THE SPECIAL HOUSE COMMISSION TO STUDY ALTERNATIVES TO ANIMAL EUTHANASIA

BY CARBON MONOXIDE POISONING {LC901/1}

Representative Lewiss requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Lewiss seconded by Representative Fox and several other members of the house and by unanimous consent, on a voice vote.

House Bill No. 7320

BY Anguilla, Kennedy, Moura, Gallison, Lewiss

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS-PHARMACIES {LC648/1}

01/22/2004 Introduced, referred to House H.E.W.

House Bill No. 7321**BY** Lewiss, Anguilla, Lima, Giannini, Dennigan**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - -
CONFIDENTIALITY OF HEALTH CARE COMMUNICATIONS AND INFORMATION ACT
{LC477/1}

01/22/2004 Introduced, referred to House H.E.W.

House Bill No. 7322**BY** Voccola, Moran**ENTITLED**, AN ACT RELATING TO REGISTRATION OF VEHICLES {LC835/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7323**BY** Kilmartin, Shanley**ENTITLED**, AN ACT RELATING TO ANIMALS AND ANIMAL HUSBANDRY --
REGULATION OF VICIOUS DOGS {LC950/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7324**BY** Kilmartin**ENTITLED**, AN ACT RELATING TO INSURANCE -- MEDICAL INSURANCE UNFAIR
PRACTICES {LC952/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7325**BY** Menard, Winfield, Brien T, Laroche, Handy**ENTITLED**, AN ACT RELATING TO INSURANCE {LC920/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7326**BY** Shanley, Lally, Caprio D, Slater**ENTITLED**, AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION -- SOUTH
KINGSTOWN {LC1023/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7327**BY** Flaherty**ENTITLED**, AN ACT RELATING TO INSURANCE --CONTINUING EDUCATION
REQUIREMENTS {LC1084/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7328**BY** Lewiss, Anguilla, Kennedy, Kilmartin, Picard**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES - LICENSES GENERALLY
{LC479/1}

01/22/2004 Introduced, referred to House Corporations

House Bill No. 7329**BY** Anguilla, Gallison, Landroche, Shanley, Dennigan**ENTITLED**, AN ACT RELATING TO PROPERTY -- MECHANICS' LIENS {LC1048/1}

01/22/2004 Introduced, referred to House Judiciary

House Bill No. 7330 (Attorney General)**BY** Brien T, Kilmartin, Laroche, Anguilla, Moran**ENTITLED**, AN ACT RELATING TO CRIMINAL OFFENSES -- WEAPONS {LC1068/1}

01/22/2004 Introduced, referred to House Judiciary

House Bill No. 7331 (Attorney General)**BY** Anguilla, Shavers, Brien T, Williams, Almeida**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY -- CAUSES OF ACTION {LC969/1}

01/22/2004 Introduced, referred to House Judiciary

House Bill No. 7332 (Attorney General)**BY** Ginaitt, McNamara, Reilly, Giannini, Long**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC1044/1}

01/22/2004 Introduced, referred to House Judiciary

House Bill No. 7333**BY** Lewiss, Shanley, Anguilla, Malik, Schadone**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES {LC884/1}

01/22/2004 Introduced, referred to House Judiciary

House Resolution No. 7334**BY** Crowley, Malik, Costantino, Naughton, Trillo**ENTITLED**, JOINT RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF BUSINESS REGULATIONS TO IMPOSE A SIX-MONTH MORATORIUM ON THE HEALTH COVERAGE RECERTIFICATION PROCESS FOR ELIGIBILITY REQUIREMENTS OF SMALL EMPLOYERS {LC1074/1}

01/22/2004 Introduced, referred to House Finance

House Bill No. 7335**BY** Carter, Gallison, Rose, Cerra, Brien T**ENTITLED**, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- EXTENSION OF VETERAN'S BENEFITS {LC747/1}

01/22/2004 Introduced, referred to House Finance

House Bill No. 7336**BY** Lewiss, Fox, Kennedy, Carter, Naughton**ENTITLED**, AN ACT RELATING TO LIBRARIES - STATE AID {LC473/1}

01/22/2004 Introduced, referred to House Finance

House Bill No. 7337**BY** Gorham, Moffitt, Trillo**ENTITLED**, AN ACT RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION {LC822/1}

01/22/2004 Introduced, referred to House Labor

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith.

CONSENT CALENDAR

From the Consent Calendar is taken:

IN ORDER FOR THURSDAY, JANUARY 22, 2004:**1 2004-H 7011****BY Menard****ENTITLED**, AN ACT RELATING TO THE INCORPORATION OF THE ALBION FIRE DISTRICT

Committee on Corporations recommends passage.

Read and passed, on a motion of Majority Leader Fox, seconded by Minority Leader Watson, by unanimous consent on a voice vote.

TRANSMITTAL

By unanimous consent, (2004-H 7011) on the clerk's desk is, ordered to be transmitted to His Excellency, the Governor, and the Honorable Senate forthwith.

ANNOUNCEMENTS

Representative Picard announces that the Committee on Corporations will meet today, at the rise of the House, in Room 203 of the State House.

Representative Malik announces that the Committee on Finance will meet today, at the rise of the House, in Room 35 of the State House.

Representative Corvese announces that the Committee on Labor will meet today, at the rise of the House, in Room 201 of the State House.

Representative Fox announces that there will be a Code of Ethics Seminar on Tuesday, January 27, 2004 at 5 o'clock P.M. in the House Lounge.

GUESTS

Representative Handy welcomes to the House Chambers as guests Pastor R. Arnett Fugett from Olneyville Street Baptist Church; Natasha Mobray and Latoya Mosley from Providence Assembly of God; Reverend Dr. Donald C. Anderson, Assistant Pastor, Marie Clark – Carpenter, and Ernest Carpenter from First Baptist Church in East Greenwich.

ADJOURNMENT

At 4:26 o'clock P.M. on motion of Representative Long, and as a further mark of respect to the memory of Maegan Cecilia Harpool; on motion of Representative Carter, and as a further mark of respect to the memory of Walter J. Winter; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy

Recording Clerk

APPENDIX

INVOCATION

Lord, we have been sent to these positions of responsibility by the people. Keep us mindful that we are their servants. Give us the wisdom and energy to serve them honestly and well. Amen.