

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. 29

Tuesday, March 23, 2004

Twenty-ninth Day

The House of Representatives meets at the State House in Providence, Tuesday, March 23, 2004 and is called to order at 4:08 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 72 members present and 2 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, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Palumbo, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

ABSENT – 2: Representatives Harwood, McManus.

INVOCATION

The Honorable Speaker presents Representative Ginaitt 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, March 18, 2004, is approved as printed.

ANNOUNCEMENT

Representative William J. McManus will be out-of-state and unable to attend session from March 23 through March 25.

REPORTS OF COMMITTEES**TRANSFER OF BILLS**

Representative Kennedy, for the Committee on Corporations, reports back the following measures, with recommendation of transfer to the Committee on Finance:

House Bill No. 7374

BY Moura, Anguilla, Long, Kilmartin, Giannini

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- FAIR MARKET DRUG PRICING {LC887/1}

03/23/2004 Read and transferred to the House Committee on Finance

House Bill No. 7977

BY Anguilla, Slater, Williams, Almeida, Tejada

ENTITLED, AN ACT RELATING TO EDUCATION -- NURSING LOAN REPAYMENT PROGRAM {LC2183/1}

03/23/2004 Read and transferred to the House Committee on Finance

House Resolution No. 8011

BY McCauley, Corvese, San Bento, Faria, Gallison

ENTITLED, JOINT RESOLUTION APPROVING THE ISSUANCE OF REVENUE BONDS BY THE RHODE ISLAND CONVENTION CENTER AUTHORITY {LC2706/1}

03/23/2004 Read and transferred to the House Committee on Finance

House Bill No. 8035

BY Winfield

ENTITLED, AN ACT RELATING TO TAXATION -- BUSINESS CORPORATION TAX {LC2693/1}

03/23/2004 Read and transferred to the House Committee on Finance

House Bill No. 8036

BY Costantino, Malik

ENTITLED, AN ACT RELATING TO CORPORATIONS {LC2588/1}

03/23/2004 Read and transferred to the House Committee on Finance

Representative Kennedy, for the Committee on Corporations, reports back the following measures, with recommendation of transfer to the Committee on Judiciary:

House Bill No. 7710**BY** Lima**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES {LC1502/1}

03/23/2004 Read and transferred to the House Committee on Judiciary

Representative Kennedy, for the Committee on Corporations, reports back the following measures, with recommendation of transfer to the Committee on Environment and Natural Resources:

House Bill No. 7375**BY** Moura, Fox, Ginaitt, Long, Naughton**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RENEWABLE ENERGY STANDARD {LC91/1}

03/23/2004 Read and transferred to the House Committee on Environment and Natural Resources

House Bill No. 8026 (Dept. Environmental Management)**BY** Gorham**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS -- DAM MANAGEMENT DISTRICTS {LC1674/1}

03/23/2004 Read and transferred to the House Committee on Environment and Natural Resources.

Representative Kennedy, for the Committee on Corporations, reports back the following measures, with recommendation of transfer to the Committee on Health, Education and Welfare.

House Bill No. 8185**BY** Giannini, Wasylyk, Handy, Petrarca, Lima**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- INSURANCE {LC1584/1}

03/23/2004 Read and transferred to the House Committee on H.E.W.

COMMITTEE ON CORPORATIONS

Representative Kennedy, for the Committee on Corporations, reports back the following measure, with recommendation of passage:

Senate Resolution No. 2205**BY** Pichardo, DaPonte, Gallo, Ruggerio, Cote**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO STUDY PREDATORY MORTGAGE LENDING PRACTICES {LC1155/1}

01/29/2004 Placed on House Calendar

NEW BUSINESS**House Bill No. 8327****BY** Ginaitt**ENTITLED**, AN ACT RELATING TO CITIES AND TOWNS {LC2965/1}

03/23/2004 Introduced, referred to House Corporations

House Bill No. 8328**BY** Ginaitt**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES {LC2968/1}

03/23/2004 Introduced, referred to House Corporations

House Bill No. 8329**BY** Ginaitt**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- EXPLOSIVES {LC2967/1}

03/23/2004 Introduced, referred to House Corporations

House Bill No. 8330 (by request)**BY** Anguilla, Gallison**ENTITLED**, AN ACT AMENDING AN ACT EXEMPTING FROM TAXATION AND AUTHORIZING THE HERRESHOFF MARINE MUSEUM TO INCREASE ITS HOLDINGS FROM AN AMOUNT NOT EXCEEDING ONE MILLION SIX HUNDRED THOUSAND DOLLARS (\$1,600,000) TO AN AMOUNT NOT EXCEEDING FOUR MILLION SIX HUNDRED THOUSAND DOLLARS (\$4,600,000) {LC2999/1}

03/23/2004 Introduced, referred to House Corporations

House Bill No. 8331 (State Police)**BY** Watson, Scott, Long**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - - LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS {LC2983/1}

03/23/2004 Introduced, referred to House Judiciary

House Resolution No. 8332**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC3027/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Watson and by unanimous consent, on a rising vote.

House Resolution No. 8333**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC3028/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

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

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.

ANNOUNCEMENTS

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

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

Representative Flaherty announces that the Committee on Judiciary will meet today, at the rise of the House, in Room 205 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 Picard wishes Representative Gallison a Happy Birthday and Representative Brien a Happy "40th" Birthday.

POINT OF INFORMATION

Representative Williams rises on a point of information.

ADJOURNMENT

At 4:15 o'clock P.M. on motion of Representative Lewiss, and as a further mark of respect to the memory of Albert Romanella, seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy

Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE PETER T. GINAITT

Thank you God for Your presence here with us and Your blessings on this Assembly today and every day. Amen.

APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, MARCH 24, 2004:

1 2004-H 7239

BY Fox

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY

Committee on Health, Education & Welfare recommends passage.

IN ORDER FOR THURSDAY, MARCH 25, 2004:

1 2004-S 2205

BY Pichardo

**ENTITLED, JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE
COMMISSION TO STUDY PREDATORY MORTGAGE LENDING
PRACTICES**

Committee on Corporations recommends passage in concurrence.

Louis D'Antuono
Clerk of the House

Tuesday, March 23, 2004