

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. 51

Thursday, May 20, 2004

Fifty-first Day

The House of Representatives meets at the State House in Providence, Thursday, May 20, 2004 and is called to order at 4:18 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 65 members present and 10 members absent as follows:

PRESENT – 65: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Winfield.

ABSENT – 10: Representatives Anderson, Coogan, Ginaitt, Harwood, Lima, McCauley, Palumbo, Scott, Shavers, Williamson

INVOCATION

The Honorable Speaker presents Representative Enos 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, May 19, 2004, is approved as printed.

COMMUNICATION FROM THE SENATE

A message from the Honorable Senate transmits with announcement of passage, of the following measures:

Senate Bill No. 2684 SUB A

BY Bates, Gibbs, Gallo, Walaska, Paiva-Weed

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (general assembly website electronic filing by agencies and authorities) {LC2036/3/A}

05/20/2004 Referred to House Finance

Senate Bill No. 2019 SUB A as amended

BY Blais

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT (interstate compact sunshine act) {LC54/1/A}

05/20/2004 Referred to House Judiciary

Senate Bill No. 2320 SUB A

BY Tassoni, Polisena, Lanzi, Goodwin

ENTITLED, AN ACT RELATING TO THE RHODE ISLAND JUSTICE COMMISSION {LC1254/2/A}

05/20/2004 Referred to House Judiciary

Senate Bill No. 2917 SUB A as amended

BY Paiva-Weed, Goodwin, Lenihan, DaPonte, Connors

ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- CODE OF ETHICS {LC2755/1/A}

05/20/2004 Referred to House Judiciary

**REPORTS OF COMMITTEES
TRANSFER OF BILLS**

Representative Coderre, for the Committee on Separation of Powers, reports back the following measures, with recommendation of transfer to the Committee on Rules:

House Resolution No. 8530

BY Coderre E, Kilmartin, Lima, Crowley, Williamson

ENTITLED, HOUSE RESOLUTION CREATING THE HOUSE OVERSIGHT COMMITTEE {LC3332/1}

05/20/2004 Read and transferred to the House Committee on Rules Committee

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

Senate Bill No. 2166**BY** Sosnowski, Blais, Breene, Connors, Felag**ENTITLED**, AN ACT RELATING TO AGRICULTURE AND FORESTRY -- RIGHT TO FARM {LC149/1}

05/20/2004 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 Finance:

House Bill No. 8415 (by request)**BY** Aubin**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- OPTIONAL RETIREMENT FOR MEMBERS OF POLICE FORCE AND FIRE FIGHTERS {LC3068/1}

05/20/2004 Read and transferred to the House Committee on Finance

House Bill No. 8115**BY** Menard, Coderre E, Gallison, Slater**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY OF PUPILS {LC2682/1}

05/20/2004 Read and transferred to the House Committee on Finance

House Bill No. 8116**BY** Slater, Almeida, Dennigan, Malik, Ajello**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT {LC988/1}

05/20/2004 Read and transferred to the House Committee on Finance

COMMITTEE ON CORPORATIONS

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

House Bill No. 8489**BY** McHugh**ENTITLED**, AN ACT RELATING TO THE BLOCK ISLAND HOUSING BOARD {LC3303/1}

05/18/2004 Placed on House Calendar.

NEW BUSINESS**House Bill No. 8556****BY** Laroche, Brien T, Menard**ENTITLED**, AN ACT RELATING TO FINANCIAL INSTITUTIONS - CHECK CASHING {LC3459/1}

05/20/2004 Introduced, referred to House Corporations

House Bill No. 8557**BY** San Bento**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3457/1}

05/20/2004 Introduced, referred to House Judiciary

House Bill No. 8558**BY** Malik, Anguilla**ENTITLED**, AN ACT RELATING TO FISH AND WILDLIFE -- SHELLFISH AND AQUACULTURE {LC3461/1}

05/20/2004 Introduced, referred to House Environment and Natural Resources

House Resolution No. 8559**BY** Malik**ENTITLED**, JOINT RESOLUTION MAKING AN APPROPRIATION OF \$289.06 TO PAY THE CLAIM OF PHILIP A. HOLMES OF 218 MARKET STREET, WARREN, RHODE ISLAND 02885 {LC3431/1}

05/20/2004 Introduced, referred to Jt. Committee on Accounts & Claims

House Bill No. 8560**BY** Flaherty, Gemma, McNamara, Naughton, Trillo**ENTITLED**, AN ACT RELATING TO TAX CREDIT IN THE CITY OF WARWICK {LC3464/1}

Representative Flaherty requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Flaherty seconded by Representatives Gemma, McNamara, Trillo, Naughton, Landroche on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

House Resolution No. 8561**BY** Gallison, Anguilla**ENTITLED,** HOUSE RESOLUTION HONORING HOWARD AND KAREN KESTENBERG FOR THEIR HEROIC EFFORTS IN RESCUING A DROWNING BOY {LC3479/1}

Representative Gallison requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representatives Anguilla, McNamara, Lally and by unanimous consent, on a voice vote.

House Resolution No. 8562**BY** Gallison, Anguilla**ENTITLED,** HOUSE RESOLUTION RECOGNIZING THE BRISTOL RESCUE AND FIRE INAUGURAL HEALTH AWARENESS AND SAFETY FAIR {LC3487/1}

Representative Gallison requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representatives Anguilla, Malik, Enos, and by unanimous consent, on a voice vote.

CALENDAR

From the Calendar are taken:

IN ORDER FOR THURSDAY, MAY 20, 2004:**1 2004-H 7647 SUB A****BY** Fox**ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL PROPERTY REMEDIATION AND REUSE ACT

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Kennedy moves passage of the act, seconded by Representatives Naughton and Coderre.

Representative Moura discusses the act.

By unanimous consent, Representative Fox, seconded by Representatives Naughton and Moura offers a written motion to amend

**FLOOR AMENDMENT
TO
2004 -- H 7647 SUBSTITUTE A**

**AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL PROPERTY
REMEDICATION AND REUSE ACT**

Mr. Speaker:

I hereby move to amend 2004 -- H 7647 SUBSTITUTE A, entitled "AN ACT RELATING TO HEALTH AND SAFETY -- INDUSTRIAL PROPERTY REMEDIATION AND REUSE ACT", as follows:

By striking all of the language after the enactment clause, and substituting therefore the following:

"SECTION 1. Section 23-19.14-5.1 of the General Laws in Chapter 23-19.14 entitled "Industrial Property Remediation and Reuse Act" is hereby amended to read as follows:

23-19.14-5.1. Brownfields program revitalization and continuous improvement. Brownfields program and continuous improvement.-- (a) ~~The economic development corporation and the department of environmental management shall prepare and submit a joint report to the general assembly no later than December 1, 2002, recommending methods of ensuring that Rhode Island Brownfields projects have access to comprehensive environmental insurance at a reasonable cost. The report should include a determination of whether or not the state should seek funding to purchase insurance or develop a risk sharing pool, an indemnity pool, or other insurance mechanism to provide financing for remedial actions. The report should include an evaluation of the available options for providing cost cap coverage at an affordable rate to projects with remedial costs under one million dollars (\$1,000,000).~~

~~(b) The department of environmental management and the Rhode Island economic policy council shall prepare and submit a joint report to the general assembly no later than December 1, 2002, evaluating the costs and benefits of establishing a licensed environmental professional program in Rhode Island. The report should include an assessment of the time that would be required to develop and implement such a program. In researching the report, the department and the Rhode Island economic policy council should consult the Rhode Island Society of Environmental Professionals and other appropriate bodies.~~

~~(c) The economic development corporation and the department of environmental management shall prepare and submit a joint report to the general assembly no later than December 1, 2002, outlining and detailing a program for compliance with the requirements of section 42-64-29. The department of environmental management shall provide for the coordination of the brownfield program, including consolidation of applications and hearing procedures for brownfield properties internally and across state agencies, the creation and maintenance of a consolidated application for brownfield projects which shall include all required department of environmental management application information and information required by other state agencies or bodies for purposes of redeveloping or financing the redevelopment of brownfield properties, and any other coordinating functions which will aid in the quick and efficient redevelopment of brownfield properties.~~

SECTION 2. Chapter 23-19 of the General Laws entitled "Industrial Property

Remediation and Reuse Act” is hereby amended by adding thereto the following section:

23-19.14-5.2. Entry of registered professional engineers onto certain property. -- Any registered professional engineer who is employed, retained, and/or otherwise acting on behalf of a municipality of this state may enter, examine, or survey, at any reasonable time, such places and real property which is either owned by a municipality or real property in which the municipality has a legal interest such as a tax lien, for the purpose of performing an environmental site assessment or investigation. An environmental site assessment or investigation under this section shall be conducted in accordance with and shall be subject to the same guidelines and limitations provided for an administrative inspection or, where appropriate, a criminal investigation, pursuant to the provisions of R.I.G.L. subsection 42-17.1-2(t).SECTION 3. This act shall take effect upon passage.”

Respectfully submitted,
REPRESENTATIVE FOX

The motion to amend prevails on a roll call vote 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

Representative Moura discusses the act as amended

The bill marked Substitute “A” is read and passed, as amended, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

2 2004-H 8237 SUB A**BY Moura****ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, May 26, 2004.

3 2004-H 7397 SUB A**BY Winfield****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 25, 2004.

4 2004-H 8142 SUB A**BY Trillo****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE**

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 2, 2004,

5 2004-H 7806**BY Coderre E****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, May 27, 2004.

6 2004-H 8313**BY Savage**

ENTITLED, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION AND THE DEPARTMENT OF HEALTH TO DEVELOP RULES AND REGULATIONS TO INSURE THAT RHODE ISLAND CHILDREN WITH DIABETES ARE MEDICALLY SAFE IN THE SCHOOL SETTING

Committee on Health, Education & Welfare recommends passage.

Representative Giannini moves passage of the act, seconded by Representatives Williams, Ajello, McNamara, Cerra, Aubin, Benson, Gemma, Mumford, Rose, Moura, Long and several other members of the House.

Read and passed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasyluk, Watson, Williams.

NAYS - 0.

7 2004-H 7727 SUB A**BY Coderre E**

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - MENTAL HEALTH COUNSELORS AND MARRIAGE AND FAMILY THERAPISTS

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 25, 2004.

8 2004-H 7051 SUB A**BY Gianni****ENTITLED,** AN ACT RELATING TO HEALTH INSURANCE COVERAGE

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Gianni moves passage of the act, seconded by Representatives Petrarca, Moran, Caprio, Moffitt, Savage, Trillo, Ajello, Naughton, Gemma, Benson and several other members of the House.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Caprio, Carter, Cerra, Coderre, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Gianni, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasyluk, Williams.

NAYS - 3: Representatives Callahan, Gorham, Watson.

9 2004-H 7305 SUB A**BY Anguilla****ENTITLED,** AN ACT RELATING TO EDUCATION - - HEALTH AND SAFETY
OF PUPILS

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative McNamara moves passage of the act, seconded by Representative Anguilla.

Representatives Gorham, McNamara, Anguilla, Gemma, and Gianni discuss the act.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 57: Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Williams.

NAYS - 2: Representatives Gorham, Watson.

REQUEST

Representative Shanley requests the journal to reflect that if he had voted on (04-H 7305A), he would have voted in the affirmative.

10 2004-H 7298 SUB A

BY McNamara

ENTITLED, AN ACT RELATING TO THE RHODE ISLAND STUDENT INVESTMENT INITIATIVE

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative McNamara moves passage of the act, seconded by Representatives Naughton, Savage, Amaral, Lally, Aubin, Benson., and Cerra.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

11 2004-H 7404 SUB A**BY Naughton****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Giannini moves passage of the act, seconded by Representatives Amaral, Story, Cerra and Gemma.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasyluk, Watson, Williams.

NAYS - 0.

12 2004-H 7476 SUB A**BY Ajello****ENTITLED, AN ACT RELATING TO THE RHODE ISLAND EDUCATIONAL RECORDS BILL OF RIGHTS**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Ajello moves passage of the act, seconded by Representatives Gemma, Fox, Montanaro, Handy, Benson, Menard and Giannini.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

13 2004-H 7665 SUB A

BY Handy

ENTITLED, AN ACT RELATING TO PHYSICIAN ASSISTANTS

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Handy moves passage of the act, seconded by Representatives Ajello, and Giannini.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 2 members voting in the negative as follows.

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Anguilla, Aubin, Benson, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 2: Representatives Gorham, McManus.

14 2004-H 7445 SUB A

BY Lima

**ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
VETERINARY PRACTICE**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Tuesday, May 25, 2004.

15 2004-H 8268**BY Menard****ENTITLED,** AN ACT RELATING TO HOMESTEAD EXEMPTIONS IN THE TOWN OF LINCOLN

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Menard, McManus, and Petrarca.

Read and passed, on a roll call vote, 58 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Amaral, Anguilla, Aubin, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Schadone, Shanley, Slater, Smith, Story, Tejada, Trillo, Wasylyk, Watson, Williams.

NAYS - 0.

16 2004-H 8477**BY Gorham****ENTITLED,** AN ACT PROVIDING FOR THE CONSTRUCTION OF A NEW MIDDLE SCHOOL AND THE ACQUISITION OF LAND THEREFOR AND FOR THE RENOVATION OF THE PONAGANSET HIGH SCHOOL AND PONAGANSET MIDDLE SCHOOL BY THE FOSTER-GLOCESTER REGIONAL SCHOOL DISTRICT AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$45,720,000.00 IN BONDS THEREFOR

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Trillo, Gorham, Mumford, Moffitt, Aubin and Gemma.

Representatives Kilmartin, Gorham, Watson, Anguilla, Gemma, Montanaro, Fox, Costantino, and Moura, discuss the act.

Representative Costantino moves to recommit to the committee on Finance, seconded by Representative Aubin.

Read and recommitted to the committee on Finance.

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, with the exception of a bill being held on the desk.

GUESTS

Representative Giannini welcomes to the House Chamber as guests, the Rhode Island Child Abuse Prevention Network with their campaign, "Be A Hero to A Child", along with their participants and Heroes as follows: Adriana Calise and Dad; Austin Hevey and Dad; Brian Rowe and Parents; Calvin Taylor and Grampa; Haley Abbott and Family; Jiawen Tany and Parents; Kimberly Trainor and Dad.

Also:

Representatives Montanaro and Mumford welcome to the House as guests the Western Hills Middle School Wrestling State Champions as follows: Brandon Badolato, Christopher DiStefano, Shawn Giblin, Cory Giblin, Cory Nicholls, Alexander Locwenthal, Michael Petrocelli, Walter Hassell, Michael McKenna, Dean Cooper, Chris O'Hara, Justin Goon, Alex Rathbun, Brandon Elliano, Emil Sarkis, Donnie Copapietro, Colin Esposito, John Coleman, Corey Beaudoin George Koutros, Chris Lussier, Robert Delgallo, Adam Loiacoho, Brandon Wilbur, Mike Serabian, Joe Simone, Joel Lake, Peter Solomon, Chris Forte, Nicholas Viau, Nick O'Connell, Jesse Alejandro, James Jaworski, Matthew Casey, Max O'Connell, Chris DiStefano, Johathan Schiveder, Steve Brown, along with their Coaches Vick Caldarone, Steve Markarian, Richard O'Connell, and their Principal, Peter Nero.

Also:

Representatives Enos and Amaral welcome to the House Chamber the Tiverton Middle School Chorus as follows: Heather Jamieson, Zoe Mello, Brittany Peridigao, Lauren King, Chris King, Amanda Correia, Tayla Petit, Ashlyn Folger, Taryn Brown, Stephanie Cwalina, Josh Gabriel, Stephanie Pezzone, Allyson Perry, Amy Cone, Sarah Costa, Alison deMedeiros, Nick Viera, Jaime Olivier, Michaela Gienty, Hope Oliveira, Heather Oliveira, Abilyn Silvia, Alicia McGovern, Jessika St. Pierre, Megan Kershaw, Angelea Kelley, Kelsey Edwards, Chelsea Powers-Keyes, Jillian Dion, Kerri Medeiros, Alexis Halpen, Bethany Turek, accompanied by

Chaperones: Beth Bergeron, Gail Petit, Gale Gabriel, Mary Griffin, Pat Dubois, Deborah Bosse, Jennifer King, Paul Anderson, Patricia Felizberto and High School Students: Sheri Costa, Mallory Pacheco, and Amanda Paquin.

The Chorus performs for the entire House of Representatives singing "America the Beautiful", led by Beth Bergeron.

ADJOURNMENT

At 5:25 o'clock P.M. on motion of Representative Gemma, and as a further mark of respect to the memory of R. Maureen Scanlon; on motion of Representative Corvese, and as a further mark of respect to the memory of John Ferrante; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE WILLIAM ENOS

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 TUESDAY, MAY 25, 2004:

1 2004-H 7397 SUB A**BY Winfield****ENTITLED, AN ACT RELATING TO EDUCATION**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

2 2004-H 7727 SUB A**BY Coderre E****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
MENTAL HEALTH COUNSELORS AND MARRIAGE AND FAMILY
THERAPISTS**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

3 2004-H 7445 SUB A**BY Lima****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS --
VETERINARY PRACTICE**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

4 2004-H 7425**BY Kennedy****ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Corporations recommends passage.

IN ORDER FOR WEDNESDAY, MAY 26, 2004:**1 2004-H 8237 SUB A****BY Moura****ENTITLED,** AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION
AND PRACTICES

Committee on Corporations recommends indefinite postponement of the original bill
and passage of Substitute A.

2 2004-H 7659**BY Giannini****ENTITLED,** AN ACT RELATING TO DELINQUENT AND DEPENDENT
CHILDREN -- O'ROURKE CHILDREN'S CENTER

Committee on Health, Education & Welfare recommends passage.

3 2004-H 8141**BY Trillo****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS

Committee on Judiciary recommends passage.

4 2004-H 8489**BY McHugh****ENTITLED,** AN ACT RELATING TO THE BLOCK ISLAND HOUSING BOARD

Committee on Corporations recommends passage.

IN ORDER FOR THURSDAY, MAY 27, 2004:**1 2004-H 7806****BY Coderre E****ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT**

Committee on Corporations recommends passage.

2 2004-H 7368**BY Giannini****ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS-DOMESTIC ABUSE PREVENTION**

Committee on Health, Education & Welfare recommends passage.

3 2004-H 7369**BY Giannini****ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- DOMESTIC ASSAULT**

Committee on Health, Education & Welfare recommends passage.

4 2004-H 7670**BY Fox****ENTITLED, AN ACT RELATING TO SPORTS RACING AND ATHLETICS -- BOXING AND WRESTLING**

Committee on Labor recommends passage.

5 2004-H 7658**BY Giannini****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - BOARD OF RADIOLOGIC TECHNOLOGY**

Committee on Health, Education & Welfare recommends passage.

6 2004-H 7585 SUB A**BY Giannini****ENTITLED, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

IN ORDER FOR WEDNESDAY, JUNE 2, 2004:

1 2004-H 8142 SUB A

BY Trillo

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A.

2 2004-H 7510

BY Picard

ENTITLED, AN ACT RELATING TO GENERAL POWERS

Committee on Judiciary recommends passage.

Louis D'Antuono
Clerk of the House

Thursday, May 20, 2004