

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. 52

Tuesday, May 25, 2004

Fifty-Second Day

The House of Representatives meets at the State House in Providence, Tuesday, May 25, 2004 and is called to order at 4:07 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 69 members present and 6 members absent as follows:

PRESENT – 69: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasyluk, Watson, Williamson, Winfield.

ABSENT – 6: Representatives Carter, Harwood, Naughton, Palunbo, Scott and Williams.

INVOCATION

The Honorable Speaker presents Representative Amaral 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 Tuesday, May 20, 2004 is approved as printed.

ANNOUNCEMENT

Representative Eileen Naughton will be unable to attend session today, May 25, 2004.

COMMUNICATION FROM THE SENATE

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

Senate Bill No. 2990

BY Parella, Felag, Bates

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC3000/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 2991

BY Parella, Bates, Felag

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) {LC3002/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3030

BY Felag

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC3141/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3031

BY Revens, Walaska, McCaffrey, Roberts, Lenihan

ENTITLED, AN ACT RELATING TO PROPERTY SUBJECT TO TAXATION {LC3090/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3043

BY Connors, Montalbano J

ENTITLED, AN ACT RELATING TO ANIMALS - DOGS {LC3197/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3059

BY Revens, Walaska, McCaffrey, Roberts, Lenihan

ENTITLED, AN ACT RELATING TO TAX CREDIT IN THE CITY OF WARWICK {LC3176/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3060 as amended

BY Fogarty P, Tassoni, Felag, Goodwin, Gallo

ENTITLED, AN ACT EXEMPTING FROM TAXATION PROPERTY OF HARMONY HILL SCHOOL, INC. TO AN AMOUNT NOT EXCEEDING TEN MILLION DOLLARS (\$10,000,000) {LC3246/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 3065

BY Sheehan, Revens

ENTITLED, AN ACT NAMING THE LONG TERM CARE PROGRAM, AND ASSOCIATED HOSPITAL WARDS, LOCATED AT THE R.I. INSTITUTE OF MENTAL HEALTH AFTER DR. ANDO SUVARI {LC3259/1}

05/25/2004 Referred to House Corporations

Senate Bill No. 2351

BY McBurney

ENTITLED, AN ACT RELATING TO VICTIMS ECONOMIC SECURITY AND SAFETY {LC2006/1}

05/25/2004 Referred to House Judiciary

Senate Bill No. 2825 SUB A as amended

BY Polisen, Damiani

ENTITLED, AN ACT RELATING TO LABOR AND LABOR RELATIONS - - CORRECTIONAL OFFICERS -- ARBITRATORS {LC1822/1/A}

05/25/2004 Referred to House Labor

REPORTS OF COMMITTEES TRANSFER OF BILLS

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

Senate Bill No. 2160

BY Badeau, Perry, Ruggiero, Walaska, Ciccone

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- PHARMACIES {LC1051/1}

05/25/2004 Read and transferred to the House Committee on Corporations

Senate Bill No. 2963

BY Breene

ENTITLED, AN ACT RELATING TO REGIONAL SCHOOL DISTRICTS - EXETER - WEST GREENWICH {LC2829/1}

05/25/2004 Read and transferred to the House Committee on Corporations

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

Senate Bill No. 2305 (Dept. of Health)

BY Blais, Gibbs

ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - BARBERS, HAIRDRESSERS, COSMETICIANS, MANICURIST AND ESTHETICIANS {LC1376/1}

05/25/2004 Read and transferred to the House Committee on Labor

COMMITTEE REPORTS

COMMITTEE ON CORPORATIONS

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

House Bill No. 8120

BY Gallison, Anguilla

ENTITLED, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC2700/1}

05/25/2004 Placed on the House Consent Calendar

House Bill No. 8395

BY Gorham, Moffitt, Anderson R, Landroche

ENTITLED, AN ACT ESTABLISHING A BOUNDARY (A PORTION THEREOF) BETWEEN THE TOWNS OF COVENTRY AND WEST GREENWICH {LC3128/1}

05/25/2004 Placed on the House Consent Calendar

House Bill No. 8499

BY Winfield

ENTITLED, AN ACT EXEMPTING FROM TAXATION PROPERTY OF HARMONY HILL SCHOOL, INC. TO AN AMOUNT NOT EXCEEDING TEN MILLION DOLLARS (\$10,000,000) {LC3353/1}

05/25/2004 Placed on the House Consent Calendar

House Bill No. 8507 (by request)

BY Gallison, Enos, Amaral, Callahan, Watson

ENTITLED, AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,500,000 TO CONSTRUCT A GYMNASIUM, FOR PORTSMOUTH HIGH SCHOOL {LC3356/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3110

BY Cote

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF G. & S. REALTY AND RENTING CO., INC. {LC3390/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3038**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,025,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3053/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3037**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF ROAD AND TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$125,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3054/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3036**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3058/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3035**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3047/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3034**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3056/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3033**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$500,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3061/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3032**BY** McBurney, Issa

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$50,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006 {LC3050/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3029**BY** Felag, Bates, Parella

ENTITLED, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO FINANCE ROAD AND SIDEWALK IMPROVEMENT PROJECTS

BY ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS THEREFOR {LC3180/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 3011**BY** Breene, Blais, Raptakis

ENTITLED, AN ACT ESTABLISHING A BOUNDARY (A PORTION THEREOF) BETWEEN THE TOWNS OF COVENTRY AND WEST GREENWICH {LC3129/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 2999**BY** Connors, Montalbano J**ENTITLED**, AN ACT RELATING TO HOMESTEAD EXEMPTIONS IN THE TOWN OF LINCOLN {LC2933/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 2827**BY** Algieri**ENTITLED**, AN ACT IN AMENDMENT OF SECTION 2 OF AN ACT **ENTITLED** "AN ACT TO INCORPORATE THE WATCH HILL FIRE DISTRICT", APPROVED MAY 2, 1941 {LC1008/1}

05/25/2004 Placed on the House Consent Calendar

Senate Bill No. 2523**BY** Parella, Gibbs**ENTITLED**, AN ACT IN AMENDMENT TO AN ACT RELATING TO THE PORTSMOUTH WATER AND FIRE DISTRICT {LC2446/1}

05/25/2004 Placed on the House Consent Calendar

COMMITTEE FINANCE

Representative Costantino for the Committee on Finance reports back the following measures, with recommendation of passage:

House Bill No. 7917 SUB A**BY** Fox, Williams, Slater, Costantino, Almeida**ENTITLED**, AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS {LC2231/1/A}

05/25/2004 Placed on House Calendar

House Resolution No. 7887 SUB A**BY** McNamara, Handy**ENTITLED**, JOINT RESOLUTION CREATING A SPECIAL COMMISSION TO STUDY TRANSIT SERVICE IN THE STATE OF RHODE ISLAND {LC1920/1/A}

05/25/2004 Placed on House Calendar

House Bill No. 8498 SUB A**BY** Fox**ENTITLED**, AN ACT RELATING TO PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC3317/1/A}

05/25/2004 Placed on House Calendar

House Bill No. 7896 (Lieutenant Governor)**BY** Fox, Gallison, Malik, Brien T, Cerra**ENTITLED**, AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC2192/1}

05/25/2004 Placed on House Calendar

House Resolution No. 7566**BY** Carter, Gallison, Cerra, Rose, Montanaro**ENTITLED**, HOUSE RESOLUTION MAKING AN APPROPRIATION TO PAY CERTAIN VETERANS' BONUSES {LC1580/1}

05/25/2004 Placed on House Calendar

House Bill No. 7626**BY** Costantino, Anguilla, Slater**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- GENERIC DRUGS {LC2264/1}

05/25/2004 Placed on House Calendar

COMMITTEE ON JUDICIARY

Representative Flaherty for the Committee on Judiciary reports back the following measures, with recommendation of passage:

House Resolution No. 7736 SUB B**BY** Fox**ENTITLED**, JOINT RESOLUTION PROVIDING FOR A BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION {LC2298/1/B}

Leader Fox requests unanimous consent for immediate consideration.

There is no objection.

Representative Fox moves passage seconded by Representative Flaherty

Read and passed in concurrence on a roll call vote, 53 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Cerra, Coderre, Corvese, Dennigan, DeSimone, Faria, Flaherty, Gallison, Gemma, Giannini, Gorham, Handy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Lowe, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Story, Trillo, Voccola, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

REQUESTS

Representative Fox requests the journal to reflect that if he had voted on (04-H 7736 Sub A), he would have voted in the affirmative.

Senate Resolution No. 2102 SUB A as amended

BY Cote, Lenihan, Sheehan, Parella, Breene

ENTITLED, JOINT RESOLUTION PROVIDING FOR BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION {LC441/1/A}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Representative Fox moves passage seconded by Representatives Flaherty, Menard and Caprio.

Read and passed in concurrence on a roll call vote, 52 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 52: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Cerra, Corvese, Dennigan, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, Menard, Moffitt, Montanaro, Moran, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Story, Trillo, Voccola, Wasylyk, Watson, Williamson, Winfield.

NAYS - 0.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are, ordered to be transmitted to His Excellency, the Governor.

NEW BUSINESS

House Resolution No. 8563**BY** Slater, Ajello, Tejada, Almeida, Williams**ENTITLED**, HOUSE RESOLUTION MEMORIALIZING CONGRESS TO VOTE AGAINST ANY FUTURE TAX BREAKS OR MAKING PERMANENT THE 2001 AND 2003 TAX CUTS FOR WEALTHY AMERICANS AND LARGE CORPORATIONS AND INSTEAD INCREASE SPENDING ON EDUCATION AND INVEST IN OUR SCHOOLS AND CHILDREN {LC3481/1}

05/25/2004 Introduced, referred to House Finance

House Bill No. 8564**BY** Benson, Carter, Lally**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NORTH KINGSTOWN TO FINANCE THE CONSTRUCTION, REPLACEMENT, INSTALLATION AND/OR IMPROVEMENT OF AN IRRIGATION SYSTEM AT THE NORTH KINGSTOWN MUNICIPAL GOLF COURSE AND TO ISSUE NOT MORE THAN \$1,100,000 BONDS AND NOTES THEREFOR {LC3454/1}

05/25/2004 Introduced, referred to House Corporations

House Bill No. 8565**BY** Williams, Tejada, Almeida, Enos, Slater**ENTITLED**, AN ACT RELATING TO PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS {LC3452/1}

05/25/2004 Introduced, referred to House Corporations

House Bill No. 8566**BY** McManus, Menard, Petrarca**ENTITLED**, AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION {LC3421/1}

05/25/2004 Introduced, referred to House Corporations

House Bill No. 8567 (by request)**BY** Enos, Amaral**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF TIVERTON TO FINANCE THE CONSTRUCTION, RENOVATION, ALTERATION, REPAIR, IMPROVEMENT, EQUIPPING AND FURNISHING OF, AND/OR ADDITIONS TO, THREE PUBLIC ELEMENTARY SCHOOLS IN THE TOWN INCLUDING, BUT NOT LIMITED TO, ENGINEERING AND ARCHITECTURAL COSTS AND TO ISSUE NOT MORE THAN \$30,700,000 BONDS AND/OR NOTES THEREFOR INCLUDING BUT NOT LIMITED TO, ANY BONDS OR NOTES ISSUED PURSUANT TO FINANCING AGREEMENTS WITH THE RHODE ISLAND HEALTH AND EDUCATIONAL BUILDING CORPORATION {LC3453/1}

05/25/2004 Introduced, referred to House Corporations

House Resolution No. 8568**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC3501/1}

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. 8569**BY** Crowley, Coderre E, Gallison, Benson, Shavers**ENTITLED**, JOINT RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF THE FATAL EXPLOSION ON THE U.S.S. BENNINGTON AND THE TRAGIC LOSS OF 103 CREWMEN {LC3493/1}

Representative Crowley requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Crowley seconded by Representative Coderre, Malik, Benson Shavers, Shanley, and San Bento and by unanimous consent, on a voice vote.

CALENDAR

From the Calendar are taken:

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.

Representatives McNamara moves passage of the act, seconded by Representatives Winfield, Fox and Giannini.

By unanimous consent, Representative Ajello, seconded by

Representatives Fox, Lima, Benson, Flaherty, McNamara, Almeida, Menard, Dennigan and Cerra. offers a written motion to amend. Representatives Fox and McNamara discuss the amendment.

**FLOOR AMENDMENT
TO
2004 -- H 7397 SUBSTITUTE A/2**

AN ACT RELATING TO EDUCATION

Mr. Speaker:

I hereby move to amend 2004 -- H 7397 SUBSTITUTE A/2, entitled "AN ACT RELATING TO EDUCATION", as follows:

(1) On page 2, line 9, after the word "may", by adding the following language:

“, after a hearing on either a stenographic or tape recorded record, and after also considering any need of the juvenile and/or the juvenile’s family for the juvenile to have a driver’s license, the relative benefits of the juvenile retaining or losing driving privileges, and whether any circumstances in the school environment or educational services are adversely affecting the juvenile’s school attendance”.

Respectfully submitted,

REPRESENTATIVE AJELLO

The motion to amend prevails 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, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Cerra, Coderre, Coogan, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Handy, Kennedy, Lally, Landroche, Lewiss, Lima, Long, Lowe, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Moran, Moura, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Shanley, Shavers, Slater, Story, Trillo, Voccola, Wasylyk, Watson, Winfield.

NAYS - 3: Representatives Corvese, Gorham and Mumford.

Representatives Amaral, McNamara, Benson, and Lima discuss 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, 63 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Cerra, Coderre, Coogan, Corvese, Costantino, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Shanley, Shavers, Slater, Story, Trillo, Voccola, Wasylyk, Watson, Winfield.

NAYS - 0.

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.

By unanimous consent, Representative Giannini moves to recommit 04-H-7727 SubA to the committee on Finance, seconded by Representative Fox.

Read and recommitted to the committee on Finance.

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.

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

4 2004-H 7425

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 3, 2004.

ANNOUNCEMENTS

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

Representative Giannini announces that the Committee on Health, Education, and Welfare will meet today, at the rise of the House, in Room 135 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 Flaherty announces that the Committee on Judiciary will meet today, at the rise of the House, in Room 205 of the State House.

At 4:35 o'clock P.M. on motion of Representative Landroche, and as a further mark of respect to the memory of Lucille A. Lefebvre; on motion of Representative Benson, and as a further mark of respect to the memory of Lori L. Potter; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy

Recording Clerk

APPENDIX

INVOCATION

REPRESENTATIVE JOSEPH AMARAL

Heavenly Father, look with favor on our deliberation and assist us by your grace to do what is just and wise. Amen.

APPENDIX**TRANSMITTED TO THE GOVERNOR**

House Resolution No. 7736 SUB B

BY Fox

ENTITLED, JOINT RESOLUTION PROVIDING FOR A BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION {LC2298/1/B}

05/25/2004 House passed Sub B in concurrence

Senate Resolution No. 2102 SUB A as amended

BY Cote, Lenihan, Sheehan, Parella, Breene

ENTITLED, JOINT RESOLUTION PROVIDING FOR BI-PARTISAN PREPARATORY COMMISSION TO ASSEMBLE INFORMATION ON CONSTITUTIONAL QUESTIONS IN PREPARATION FOR A VOTE BY THE QUALIFIED ELECTORS ON THE HOLDING OF A CONSTITUTIONAL CONVENTION IN ACCORDANCE WITH ARTICLE XIV SECTION 2 OF THE RHODE ISLAND CONSTITUTION {LC441/1/A}

05/25/2004 House passed Sub A as amended in concurrence

APPENDIX

CONSENT CALENDAR

IN ORDER FOR THURSDAY, MAY 27, 2004:

1 2004-H 8120**BY Gallison****ENTITLED,** AN ACT RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Committee on Corporations recommends passage.

2 2004-H 8395**BY Gorham****ENTITLED,** AN ACT ESTABLISHING A BOUNDARY (A PORTION THEREOF) BETWEEN THE TOWNS OF COVENTRY AND WEST GREENWICH

Committee on Corporations recommends passage.

3 2004-H 8499**BY Winfield****ENTITLED,** AN ACT EXEMPTING FROM TAXATION PROPERTY OF HARMONYHILL SCHOOL, INC. TO AN AMOUNT NOT EXCEEDING TEN MILLION DOLLARS (\$10,000,000)

Committee on Corporations recommends passage.

4 2004-H 8507**BY Gallison****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF PORTSMOUTH TO ISSUE GENERAL OBLIGATION BONDS AND/OR NOTES IN AN AMOUNT NOT TO EXCEED \$3,500,000 TO CONSTRUCT A GYMNASIUM, FOR PORTSMOUTH HIGH SCHOOL

Committee on Corporations recommends passage.

5 2004-S 3110**BY Cote****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF G. & S. REALTY AND RENTING CO., INC.

Committee on Corporations recommends passage in concurrence.

6 2004-S 3038**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND IMPROVEMENT OF PUBLIC BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,025,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

7 2004-S 3037**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE IMPROVEMENT AND REPLACEMENT OF ROAD AND TRAFFIC CONTROL DEVICES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$125,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

8 2004-S 3036**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS AND SIDEWALKS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$1,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

9 2004-S 3035**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR CONSTRUCTION AND RECONSTRUCTION OF THE SEWER AND SANITATION SYSTEM IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$300,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

10 2004-S 3034**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND EQUIPPING OF PUBLIC SCHOOL BUILDINGS IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$3,000,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

11 2004-S 3033**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RENOVATION AND RECONSTRUCTION AND EQUIPPING OF PUBLIC RECREATION FACILITIES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$500,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

12 2004-S 3032**BY McBurney**

ENTITLED, AN ACT AUTHORIZING THE CITY OF PAWTUCKET TO PROVIDE FOR THE RECONSTRUCTION OF BRIDGES IN THE CITY OF PAWTUCKET AND AUTHORIZING THE FINANCING THEREOF, INCLUDING THE ISSUE OF NOT MORE THAN \$50,000 BONDS AND NOTES THEREFOR, TO FUND THE CAPITAL IMPROVEMENT PROGRAM FOR THE TWO FISCAL YEARS 2005 AND 2006

Committee on Corporations recommends passage in concurrence.

13 2004-S 3029**BY Felag**

ENTITLED, AN ACT AUTHORIZING THE TOWN OF BRISTOL TO FINANCE ROAD AND SIDEWALK IMPROVEMENT PROJECTS BY ISSUANCE OF NOT MORE THAN \$5,000,000 BONDS THEREFOR

Committee on Corporations recommends passage in concurrence.

14 2004-S 3011**BY Breene**

ENTITLED, AN ACT ESTABLISHING A BOUNDARY (A PORTION THEREOF) BETWEEN THE TOWNS OF COVENTRY AND WEST GREENWICH

Committee on Corporations recommends passage in concurrence.

15 2004-S 2999**BY Connors**

ENTITLED, AN ACT RELATING TO HOMESTEAD EXEMPTIONS IN THE TOWN OF LINCOLN

Committee on Corporations recommends passage in concurrence.

16 2004-S 2827**BY Algieri**

ENTITLED, AN ACT IN AMENDMENT OF SECTION 2 OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE WATCH HILL FIRE DISTRICT", APPROVED MAY 2, 1941

Committee on Corporations recommends passage in concurrence.

17 2004-S 2523

BY Parella

ENTITLED, AN ACT IN AMENDMENT TO AN ACT RELATING TO THE
PORTSMOUTH WATER AND FIRE DISTRICT

Committee on Corporations recommends passage in concurrence.

Louis D'Antuono
Clerk of the House

Tuesday, May 25, 2004

APPENDIX

CALENDAR

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 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.

2 2004-H 7806**BY Coderre E****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT

Committee on Corporations recommends passage.

3 2004-H 7368**BY Giannini****ENTITLED,** AN ACT RELATING TO DOMESTIC RELATIONS-DOMESTIC
ABUSE PREVENTION

Committee on Health, Education & Welfare recommends passage.

4 2004-H 7369**BY Giannini****ENTITLED,** AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --
DOMESTIC ASSAULT

Committee on Health, Education & Welfare recommends passage.

5 2004-H 7670**BY Fox****ENTITLED,** AN ACT RELATING TO SPORTS RACING AND ATHLETICS --
BOXING AND WRESTLING

Committee on Labor recommends passage.

6 2004-H 7658**BY Giannini****ENTITLED,** AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
BOARD OF RADIOLOGIC TECHNOLOGY

Committee on Health, Education & Welfare recommends passage.

7 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.

8 2004-H 7917 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO HIGHWAYS -- CONSTRUCTION AND MAINTENANCE OF STATE ROADS

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

9 2004-H 7887 SUB A**BY McNamara****ENTITLED,** JOINT RESOLUTION CREATING A SPECIAL COMMISSION TO STUDY TRANSIT SERVICE IN THE STATE OF RHODE ISLAND

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

10 2004-H 8498 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

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

11 2004-H 7896**BY Fox****ENTITLED,** AN ACT RELATING TO GENERAL ASSEMBLY -- PERMANENT JOINT COMMITTEE ON NAMING ALL NEW BUILDINGS, BRIDGES, EDIFICES AND OTHER STATE CONSTRUCTIONS

Committee on Finance recommends passage.

12 2004-H 7566

BY Carter

ENTITLED, HOUSE RESOLUTION MAKING AN APPROPRIATION TO PAY
CERTAIN VETERANS' BONUSES

Committee on Finance recommends passage.

13 2004-H 7626

BY Costantino

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --
GENERIC DRUGS

Committee on Finance recommends passage.

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.

IN ORDER FOR THURSDAY, JUNE 3, 2004:

1 2004-H 7425

BY Kennedy

ENTITLED, AN ACT RELATING TO INSURANCE

Committee on Corporations recommends passage.

Louis D'Antuono
Clerk of the House

Tuesday, May 25, 2004