

**State of Rhode Island and Providence Plantations**

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**JOURNAL**  
-OF THE-  
**HOUSE OF REPRESENTATIVES**

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**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.**

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Volume 131, No. 14

Thursday, February 5, 2004

Fourteenth Day

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The House of Representatives meets at the State House in Providence, Thursday, February 5, 2004 and is called to order at 4:33 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 5 members absent as follows:

**PRESENT** – 69: 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, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

**ABSENT** – 5: Representatives Faria, Lowe, McCauley, Palumbo, Schadone.

**INVOCATION**

The Honorable Speaker presents Representative Picard 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 February 4, 2004, is approved as printed.

**COMMUNICATION FROM THE SENATE**

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

**House Bill No. 7437** as amended

**BY** Menard, Petrarca, Winfield, Gallison, Malik

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING {LC1416/1}

Representative Menard moves passage of the act, seconded by Representatives Kennedy, Reilly, McHugh, and Coderre.

Representative Gorham requests to vote sections B, C, & D separately. The Honorable Speaker Murphy rules it is divisible

Representative Gorham discusses Section D.

Section D is read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 1 member voting in the negative as follows.

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Flaherty, Fox, Gallison, Giannini, Gorham, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 1: Representative Handy.

Section C is read and passed, in concurrence, on a roll call vote, 54 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 54: Representatives Ajello, Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, DeSimone, Enos, Flaherty, Fox, Gallison, Giannini, Handy, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Shanley, Shavers, Slater, Story, Tejada, Wasylyk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Gorham, Harwood, McManus, Mumford, Scott, Trillo, Watson.

Section B is read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 9 members voting in the negative as follows.

YEAS - 53: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, DeSimone, Enos,

Flaherty, Fox, Gallison, Giannini, Gorham, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McNamara, Menard, Moffitt, Moran, Mumford, Naughton, Petrarca, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 9: Representatives Ajello, Anderson, Callahan, Handy, Harwood, McManus, Montanaro, Moura, Picard.

Section A is read and passed, in concurrence, on a roll call vote, 55 members voting in the affirmative and 7 members voting in the negative as follows.

YEAS - 55: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Flaherty, Fox, Gallison, Giannini, Handy, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McManus, McNamara, Menard, Moran, Moura, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Wasyluk, Williams, Williamson, Winfield.

NAYS - 7: Representatives Ajello, Gorham, Moffitt, Montanaro, Mumford, Trillo, Watson.

The Act is read and passed as amended, in concurrence, on a roll call vote, 60 members voting in the affirmative and 3 members voting in the negative as follows.

YEAS - 60: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Flaherty, Fox, Gallison, Giannini, Gorham, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 3: Representatives Ajello, Callahan, Handy.

**Senate Bill No. 2139** as amended

**BY** Tassoni, Polisena, Connors, Felag, Fogarty P

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING {LC1143/1}

Representative Menard moves passage of the act, seconded by Representatives Winfield, Kennedy, Coderre, McHugh, Petrarca, Benson, Aubin, Moran, and Reilly.

Read and passed, in concurrence, on a roll call vote, 58 members voting in the affirmative and 4 members voting in the negative as follows.

YEAS - 58: The Honorable Speaker Murphy and Representatives Almeida, Amaral, Anderson, Anguilla, Aubin, Benson, Brien, Caprio, Carter, Cerra, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Flaherty, Fox, Gallison, Giannini, Gorham, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, McHugh, McManus, McNamara, Menard, Moffitt,

Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Story, Tejada, Trillo, Wasylyk, Watson, Williams, Williamson, Winfield.

NAYS - 4: Representatives Ajello, Callahan, Handy, Montanaro.

### 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.

### NEW BUSINESS

#### **House Resolution No. 7531**

**BY** Naughton, Giannini, Aubin, Cerra, Gallison

**ENTITLED**, HOUSE RESOLUTION CONGRATULATING DR. ROBERT BALLARD FOR ENGAGING AND INSPIRING STUDENTS AND TEACHERS WITH JASON PROJECT 2004 {LC1827/1}

Representative Naughton requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Naughton seconded by Representative Giannini, Gallison, Flaherty, Aubin, Cerra, Shavers, and several other members of the House, by unanimous consent, on a voice vote.

#### **House Resolution No. 7531**

**BY** Naughton, Giannini, Aubin, Cerra, Gallison

**ENTITLED**, HOUSE RESOLUTION CONGRATULATING DR. ROBERT BALLARD FOR ENGAGING AND INSPIRING STUDENTS AND TEACHERS WITH JASON PROJECT 2004 {LC1827/1}

02/05/2004 House read and passed

#### **House Bill No. 7532**

**BY** Reilly, Petrarca, McHugh, Lewiss, Gorham

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING {LC1846/1}

02/05/2004 Introduced, referred to House Corporations

#### **House Bill No. 7533**

**BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche

**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- AIRPORTS AND LANDING FIELDS {LC1550/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7534****BY** Trillo, Long**ENTITLED**, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - -  
NONTRANSPARENT WINDSHIELDS AND WINDOWS {LC1546/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7535****BY** Trillo, Flaherty, McNamara, Lewiss, Landroche**ENTITLED**, AN ACT RELATING TO AERONAUTICS - NOISE MONTORING {LC1555/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7536****BY** Trillo, Ginaitt, Rose, Moffitt**ENTITLED**, AN ACT RELATING TO INSURANCE - - SMALL EMPLOYER HEALTH  
INSURANCE {LC1829/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7537****BY** Trillo, McNamara, Flaherty, Landroche, Lewiss**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC  
DEVELOPMENT CORPORATION {LC1791/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7538****BY** Ajello, Shavers, Anderson R, McHugh, Moura**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- DEPARTMENT OF  
TRANSPORTATION {LC1415/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7539****BY** Gorham**ENTITLED**, AN ACT {LC1766/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7540****BY** Gorham**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- COMMUNITY  
ANTENNA TELEVISION SYSTEMS {LC1768/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7541****BY** Gorham**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES --COMMUNITY ANTENNA  
TELEVISION SYSTEMS {LC1765/1}

02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7542**

**BY** McNamara, Naughton, Lewiss, Landroche, Trillo  
**ENTITLED**, AN ACT RELATING TO AIRPORTS {LC1425/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7543**

**BY** McNamara, Naughton, Landroche, Trillo, Flaherty  
**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- AIRPORT EXPANSION PROPERTY  
TAX IMPACT STUDY ACT {LC1437/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7544**

**BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche  
**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- RHODE ISLAND AIRPORT  
CORPORATION {LC1549/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7545**

**BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche  
**ENTITLED**, AN ACT RELATING TO AIRPORTS AND LANDING FIELDS {LC1552/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7546**

**BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche  
**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- REAL ESTATE  
SALES DISCLOSURES {LC1553/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7547**

**BY** Lima, Naughton, Benson, Cerra, Handy  
**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ADAPTIVE  
TELEPHONE EQUIPMENT LOAN PROGRAM COMMITTEE {LC1498/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7548**

**BY** Menard, Ginaitt, Laroche, Landroche, Enos  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ESTABLISHING FIRE SAFETY  
STANDARDS FOR CIGARETTES {LC1858/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7549**

**BY** Lima, Cerra, Handy, Jacquard, Montanaro  
**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY- STATE BUILDING CODE  
{LC1499/1}  
02/05/2004 Introduced, referred to House Corporations

**House Bill No. 7550****BY** Reilly**ENTITLED**, AN ACT RELATING TO TAXATION {LC1491/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7551** (Lieutenant Governor)**BY** Gallison, Ginaitt, Lewiss, Slater, Dennigan**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - LONG TERM HOME HEALTH CARE {LC1639/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7552****BY** Trillo, Savage, Moffitt**ENTITLED**, AN ACT RELATING TO TAXES -- PERSONAL INCOME TAX {LC1775/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7553****BY** Reilly**ENTITLED**, AN ACT RELATING TO MOTOR VEHICLES {LC1460/1}

02/05/2004 Introduced, referred to House Finance

**House Resolution No. 7554****BY** McNamara, Naughton, Lewiss, Landroche, Trillo**ENTITLED**, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY RHODE ISLAND AIRPORT CORPORATION'S MANAGEMENT AND GOVERNANCE OF RHODE ISLAND'S AIRPORTS {LC1421/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7555****BY** Benson, Aubin, Gallison, Picard, Williams**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR ELDERLY AND DISABLED RESIDENTS ACT {LC1447/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7556****BY** Brien T**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - FAMILY INDEPENDENCE ACT {LC1445/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7557****BY** Slater, Williams, Tejada, Almeida, Dennigan**ENTITLED**, AN ACT RELATING TO SALES TAX {LC985/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7558****BY** Reilly, Ginaitt, Coderre E, Harwood, Picard**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
PHARMACEUTICAL ASSISTANCE TO THE ELDERLY {LC1448/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7559****BY** Reilly, Gorham**ENTITLED**, AN ACT RELATING TO EDUCATION -- SPECIAL EDUCATION {LC1479/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7560****BY** Reilly**ENTITLED**, AN ACT RELATING TO TAXATION -- FRANCHISE TAX {LC1446/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7561****BY** Reilly**ENTITLED**, AN ACT RELATING TO EDUCATION TRUST FUND {LC1465/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7562****BY** Dennigan, Anguilla, Almeida, Williams**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES -- FAMILY INDEPENDENCE ACT  
{LC1506/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7563****BY** Dennigan, Anguilla, Almeida, McNamara, Williams**ENTITLED**, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS -- SAFE ROUTES TO  
SCHOOL {LC1424/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7564****BY** Reilly**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT --  
ESTABLISHING AN OFFICE OF INSPECTOR GENERAL (Inspector General) {LC1467/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7565****BY** Reilly, Slater**ENTITLED**, AN ACT RELATING TO TAXATION - - NEW EMPLOYMENT CREDIT {LC1494/1}

02/05/2004 Introduced, referred to House Finance

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

02/05/2004 Introduced, referred to House Finance



**House Bill No. 7567****BY** Reilly, Slater**ENTITLED**, AN ACT RELATING TO SMALL BUSINESS TAX CREDIT {LC1495/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7568****BY** Story, Savage, McManus, Long, Scott**ENTITLED**, AN ACT RELATING TO EDUCATION {LC1787/1}

02/05/2004 Introduced, referred to House Finance

**House Bill No. 7569****BY** Reilly, Ginaitt, Voccola, Moran, Giannini**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- MARRIAGE LICENSES {LC1436/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7570****BY** Reilly**ENTITLED**, AN ACT RELATING TO COURTS -- JUDICIAL SELECTION {LC1473/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7571****BY** Reilly, Corvese, Moffitt, Trillo, Coogan**ENTITLED**, AN ACT RELATING TO DOMESTIC RELATIONS -- PERSONS ELIGIBLE TO MARRY {LC1490/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7572 (Attorney General)****BY** Coderre E, Moran, Tejada**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PARTICULAR ACTIONS -- ABATEMENT OF NUISANCES {LC1164/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7573****BY** Tejada, Moran, Reilly, Voccola, Slater**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- UNIFORM CONTROLLED SUBSTANCES ACT {LC720/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7574****BY** Naughton**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - JUDGMENTS, ORDERS AND DECREES {LC1649/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7575****BY** Williamson, Landroche, Anguilla**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE - EYEWITNESS IDENTIFICATION {LC935/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7576****BY** Reilly, Corvese**ENTITLED**, AN ACT RELATING TO INFORMED CONSENT FOR ABORTION {LC1485/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7577****BY** Naughton**ENTITLED**, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- JOINT AND SEVERAL LIABILITY {LC1650/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7578****BY** Reilly, Corvese**ENTITLED**, AN ACT RELATING TO PUBLIC RECORDS -- PARENTAL RIGHT TO KNOW {LC1470/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7579****BY** Giannini, Gallison, Coderre E, Williams, Trillo**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE {LC909/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7580****BY** Reilly, Corvese**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- RHODE ISLAND RIGHT TO LIFE {LC1457/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7581****BY** Landroche, Anguilla, Williamson**ENTITLED**, AN ACT RELATING TO CRIMINAL PROCEDURE {LC937/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7582****BY** Ajello, Montanaro, Fox, Almeida, McHugh**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES {LC1688/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7583****BY** Reilly, Corvese**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- ABORTIONS {LC1454/1}

02/05/2004 Introduced, referred to House Judiciary

**House Bill No. 7584****BY** Dennigan, Giannini, Petrarca, McHugh**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN {LC1031/1}

02/05/2004 Introduced, referred to House H.E.W.

**House Bill No. 7585****BY** Giannini, Dennigan, Petrarca, Wasylyk, Voccola**ENTITLED**, AN ACT RELATING TO HUMAN SERVICES - ABUSED AND NEGLECTED CHILDREN {LC1407/1}

02/05/2004 Introduced, referred to House H.E.W.

**House Bill No. 7586****BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- NOISE MONITORING ACT {LC1554/1}

02/05/2004 Introduced, referred to House H.E.W.

**House Bill No. 7587****BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche**ENTITLED**, AN ACT RELATING TO AERONAUTICS -- PERMANENT AIR QUALITY MONITORING ACT {LC1556/1}

02/05/2004 Introduced, referred to House H.E.W.

**House Bill No. 7588****BY** Slater, Moura, Costantino, Handy, Ajello**ENTITLED**, AN ACT RELATING TO FOOD AND DRUGS -- THE RHODE ISLAND MEDICAL MARIJUANA ACT {LC980/1}

02/05/2004 Introduced, referred to House H.E.W.

**House Bill No. 7589****BY** Trillo, Flaherty, McNamara, Ginaitt, Landroche**ENTITLED**, AN ACT RELATING TO AGRICULTURE AND FORESTRY -- AGRICULTURAL FUNCTIONS {LC1551/1}

02/05/2004 Introduced, referred to House Environment and Natural Resources

**CONSENT CALENDAR**

From the Consent Calendar is taken:

**House Bill No. 7381**

**BY** Winfield, Petrarca

**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF DAN SLEBODA EXCAVATING, INC. {LC1260/1}

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

**CALENDAR**

From the Calendar is taken:

**House Resolution No. 7378**

**BY** Savage, Rose, Dennigan, Coogan, Moura

**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE PUBLIC UTILITIES COMMISSION AND THE NARRAGANSETT ELECTRIC COMPANY TO FAVORABLY CONSIDER THOSE PROPOSALS CONTAINING PROVISION FOR BURIAL OF THE E-183 TRANSMISSION LINE FROM FRANKLIN SQUARE IN PROVIDENCE TO BOLD POINT IN EAST PROVIDENCE {LC1291/1}

Representative Savage moves passage of the resolution, seconded by Representatives Moura, Ajello, Williams, Dennigan, Rose, Watson, Mumford, Story, Amaral, and Winfield.

Representative Moura discusses the resolution.

Representative Watson rises on a point of order for Representative Moura to speak germane to the resolution.

The Honorable Speaker rules for Representative Moura to speak germane to the resolution.

Representative Crowley discusses the resolution.

The resolution prevails on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows.

YEAS - 62: 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, Gallison, Giannini, Gorham, Handy, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Long, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Petrarca, Picard, Reilly, Rose, Savage, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasyluk, Watson, Williams, Williamson, Winfield.

NAYS - 0.

### REQUEST

Representative Landroche requests the journal to reflect that if he had voted on (04-H 7378), he would have voted in the affirmative. There is no objection.

Majority Leader Fox request (03 H 5808 SUB B) held on the desk, be placed on the Calendar for Thursday, February 12, 2004. There is no objection.

**House Bill No. 5808 SUB B**

**BY Carter**

**ENTITLED, AN ACT AN ACT RELATING TO STATUTES AND STATUTORY CONSTRUCTION**

Read and placed on the Calendar.

### 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

The Honorable Speaker Murphy announces Michael Cronin, a long time valued employee, will be leaving. Everyone is invited to a reception in his honor, upstairs after the session. The Speaker wishes Mike well.

Representative Kilmartin commends the entire House of Representatives on an article that appeared in the Governing magazine. For the article on Rhode Island see Appendix of this journal.

Representative Benson also discusses the article.

### GUEST

The Honorable Speaker Murphy welcomes to the House Chambers as a guest Adam Vinatieri, kicker for the Superbowl Champions the New England Patriots.

The Honorable Speaker presents Adam with a House of Representatives citation.

At 4:35 o'clock P.M. the Honorable Speaker yields the rostrum to Adam Vinatieri.

By unanimous consent, Adam Vinatieri addresses the members of the House.

At 4:37 o'clock P.M. the Honorable Speaker returns to the rostrum.

**ADJOURNMENT**

At 5:07 o'clock P.M. on motion of Representative Carter, and as a further mark of respect to the memory of Douglas E. Thompson seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**  
**Recording Clerk**

**APPENDIX****INVOCATION**

REPRESENTATIVE ROGER A. PICARD

Dear Lord,

You present us with our greatest challenges, so we can learn to rise to the occasion. This comes in many forms, individually designed to challenge each and every one of us.

Last Sunday, you challenged a team of individuals, to work together to accomplish a singular goal, a singular goal that affected millions.

As spectators, we watched this team of individuals work together. We cheered touchdowns, agonized over miscues, we summoned our personal strength to pass along through the television to each player and coach-so they would feel supported in their endeavors.

And Lord, as we have learned to have faith in you, we learned to have faith in this team and their abilities. Our faith was well founded, our team, the New England Patriots are now Superbowl Champions again. For they had faith in themselves-and –in their fans. May we as legislators, draw upon their spirit to assist us in our endeavors to better serve the citizen's of Rhode Island. Amen

**TRANSMITTAL TO THE GOVERNOR**

**House Bill No. 7437** as amended

**BY** Menard, Petrarca, Winfield, Gallison, Malik

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING {LC1416/1}

**Senate Bill No. 2139** as amended

**BY** Tassoni, Polisen, Connors, Felag, Fogarty P

**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES -- LOW AND MODERATE INCOME HOUSING {LC1143/1}

APPENDIX

CONSENT CALENDAR

IN ORDER FOR TUESDAY, FEBRUARY 10, 2004:

1 2004-H 7280

BY Menard

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT  
OF LOCAL TAXES

Committee on Corporations recommends passage.

2 2004-H 7465

BY Moura

ENTITLED, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES

Ordered on the Calendar

IN ORDER FOR WEDNESDAY, FEBRUARY 11, 2004:

1 2004-H 7529

BY Shavers

ENTITLED, AN ACT RELATING TO THE SOLEMNIZATION OF MARRIAGES

Ordered on the Calendar

**Louis D'Antuono**  
**Clerk of the House**

Thursday, February 5, 2004



APPENDIX

CALENDAR

IN ORDER FOR WEDNESDAY, FEBRUARY 11, 2004:

1 2004-H 7185

BY **Ginaitt**

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION -- CITY  
OF WARWICK -- HARBOR MASTER

Committee on Environment and Natural Resources recommends passage.

IN ORDER FOR THURSDAY, FEBRUARY 12, 2004:

1 2003-H 5808 SUB B

BY **Carter**

ENTITLED, AN ACT RELATING TO STATUTES AND STATUTORY  
CONSTRUCTION

Ordered on the Calendar

**Louis D'Antuono**  
*Clerk of the House*

Thursday, February 5, 2004

**APPENDIX**

**Article from the magazine on Governing**

**SUCCESS STORIES**

**Rhode Island**

Rhode Island has the best record in the country at providing women with prenatal care. Credit goes to its Rite Care program, which has improved children's health generally. The key to this managed care effort comes in setting standards for provider performance and then following up to see that they are met. Attention to pre- and post-natal care results in lower infant mortality.