

**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. 23

Thursday, March 4, 2004

Twenty-third Day

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The House of Representatives meets at the State House in Providence, Thursday, March 4, 2004 and is called to order at 4:11 o'clock P.M., by the Honorable William J. Murphy, Speaker

The roll is called and a quorum is declared present with 73 members present and 1 members absent as follows:

**PRESENT** – 73: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Aubin, Benson, Brien, Callahan, Caprio, Carter, Cerra, Coderre, Coogan, Corvese, Costantino, Crowley, Dennigan, DeSimone, Enos, Faria, Flaherty, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Harwood, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Lowe, Malik, McCauley, McHugh, McManus, McNamara, Menard, Moffitt, Montanaro, Moran, Moura, Mumford, Naughton, Palumbo, Petrarca, Picard, Reilly, Rose, San Bento, Savage, Schadone, Scott, Shanley, Shavers, Slater, Smith, Story, Tejada, Trillo, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

**ABSENT** – 1: Representative Anderson.

**INVOCATION**

The Honorable Speaker presents Representative Cerra 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, March 3, 2004, is approved as printed.

**ANNOUNCEMENT**

Representative Rita J. Anderson will be unable to attend session today, March 4, due to illness.

**COMMUNICATION FROM THE SENATE**

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

**Senate Bill No. 2953**

**BY** Blais

**ENTITLED**, AN ACT RELATING TO ELECTIONS {LC2785/1}

03/04/2004 Referred to House Corporations

**REPORTS OF COMMITTEES****TRANSFER OF BILLS**

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

**House Bill No. 7871**

**BY** Kennedy, Winfield

**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - JOBS DEVELOPMENT ACT {LC2324/1}

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

**NEW BUSINESS****House Bill No. 8229**

**BY** Almeida, Williams, Palumbo

**ENTITLED**, AN ACT RELATING TO TAXATION - TAX SALES - INFORMED NOTICE {LC2795/1}

03/04/2004 Introduced, referred to House Judiciary

**House Bill No. 8230**

**BY** Kilmartin, Rose, Dennigan, Coderre E

**ENTITLED**, AN ACT RELATING TO THE GENERAL ASSEMBLY - VACANCY - SPECIAL ELECTIONS {LC2784/1}

03/04/2004 Introduced, referred to House Judiciary

**House Bill No. 8231****BY** Gorham, Mumford, Trillo, Savage, Story**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - - DISCLOSURE OF NAMES OF STATE GOVERNMENT CONSULTANTS {LC2783/1}

03/04/2004 Introduced, referred to House Finance

**House Bill No. 8232****BY** Carter**ENTITLED**, AN ACT RELATING TO EDUCATION -- THE PUBLIC HIGHER EDUCATION ACADEMIC EXCELLENCE AND STUDENT ACCESS ENDOWMENT INCENTIVE PROGRAM {LC2880/1}

03/04/2004 Introduced, referred to House Finance

**House Bill No. 8233****BY** Dennigan, Anguilla, Malik, Rose**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - URBAN INFRASTRUCTURE COMMISSION {LC2804/1}

03/04/2004 Introduced, referred to House Finance

**House Resolution No. 8234****BY** Naughton, Crowley, Aubin, Gallison, Anderson R**ENTITLED**, HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO REVIEW CURRENT SCIENCE EDUCATION K-12 STANDARDS AND THOSE FOR "THE NO CHILD LEFT BEHIND" REQUIREMENT {LC2820/1}

03/04/2004 Introduced, referred to House H.E.W.

**House Bill No. 8235****BY** Dennigan, Anguilla, Malik, Rose**ENTITLED**, AN ACT RELATING TO CURRICULUM -- PHYSICAL EDUCATION {LC2789/1}

03/04/2004 Introduced, referred to House H.E.W.

**House Resolution No. 8236****BY** Mumford**ENTITLED**, HOUSE RESOLUTION RESPECTFULLY REQUESTING THE STATE TRAFFIC COMMISSION TO INSTALL A TRAFFIC LIGHT AT OR AROUND 251 DANIELSON PIKE, SCITUATE, AT THE TRINITY EPISCOPAL CHURCH {LC2818/1}

03/04/2004 Introduced, referred to Jt. Committee on Highway Safety

**House Bill No. 8237****BY** Moura, Schadone, Long**ENTITLED**, AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES {LC2822/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8238****BY** Moura, Long, Schadone**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICES ACT {LC2825/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8239****BY** Moura, Schadone, Long**ENTITLED**, AN ACT RELATING TO INSURANCE -- UNFAIR CLAIMS SETTLEMENT PRACTICES ACT {LC2821/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8240** (Attorney General)**BY** Kennedy, Coderre E, San Bento, Lewiss, Gallison**ENTITLED**, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- DECEPTIVE TRADE PRACTICES {LC2817/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8241** (Attorney General)**BY** Kennedy, Coderre E, San Bento, Lewiss, Winfield**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -- HEALTH CLUBS {LC2816/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8242****BY** Gorham**ENTITLED**, AN ACT RELATING TO ELECTIONS -- ELECTIVE MEETINGS {LC2813/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8243****BY** Schadone, Long, Moura**ENTITLED**, AN ACT RELATING TO INSURANCE - MOTOR VEHICLE DAMAGE APPRAISERS {LC2824/1}

03/04/2004 Introduced, referred to House Corporations

**House Bill No. 8244****BY** Schadone, Long, Moura**ENTITLED**, AN ACT RELATING TO BUSINESSES AND PROFESSIONS - AUTOMOBILE BODY REPAIR SHOPS {LC2823/1}

03/04/2004 Introduced, referred to House Corporations

**House Resolution No. 8245****BY** Gallison, Anguilla**ENTITLED**, HOUSE RESOLUTION CONGRATULATING HUMBERTO AND MARIA INES VERISSIMO OF BRISTOL, RHODE ISLAND ON THE OCCASION OF THEIR 50TH WEDDING ANNIVERSARY {LC2895/1}

Representative Gallison requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Gallison seconded by Representative Anguilla, Benson, Malik, Aubin 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.

#### **ANNOUNCEMENT**

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.

#### **ADJOURNMENT**

At 4:18 o'clock P.M. on motion of Representative Landroche, and as a further mark of respect to the memory of Phyllis R. Kelly; on motion of Representative Lowe, and as a further mark of respect to the memory of Lucille T. Pincince; on motion of Representative Giannini and as a further mark of respect to the memory of Tulio Pitassi; on motion of Representative Lewiss, and as a further mark of respect to the memory of Rena Kaschuluk; seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

**Linda M. McElroy**

**Recording Clerk**

**APPENDIX**

**INVOCATION**

**REPRESENTATIVE MARY CERRA**

Lord may it be Thy will, not our own, which governs our deliberations this day. Amen

APPENDIX

CALENDAR

**IN ORDER FOR TUESDAY, MARCH 9, 2004:**

**1 2004-H 7286**

**ENTITLED,** AN ACT CREATING THE PRUDENCE ISLAND WATER DISTRICT  
Committee on Corporations recommends passage.

**2 2004-S 2468**

**ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF  
THE CHARTER OF GREENVILLE INSULATION CO., INC.  
Committee on Corporations recommends passage in concurrence.

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

**Thursday, March 4, 2004**