

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 185

Approved March 26, 2002

RESOLVED, That the City Council hereby endorses and urges passage by the General Assembly of Senate Bill 2002 -- S 2804 Relating to Lead Paint Actions, in substantially the form attached.

IN CITY COUNCIL
MAR 21
READ AND PASSED
PR 36
Michael P. Clement
CLERK

APPROVED
MAR 26 2002
Vincent A. Cianna
MAYOR

IN CITY COUNCIL
Jul 21, 2002
FIRST READING
REFERRED TO COMMITTEE ON
STATE LEGISLATION

Michael R. Clement
CLERK
137

THE COMMITTEE ON

State Legislation
Recommends *Passage*
Michael R. Clement
CLERK
3/6/02

RECEIVED
MAY 14 2002

2002 -- S 2804

LC01835

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2002

A N A C T

RELATING TO LEAD PAINT ACTIONS

Introduced By: Senators Goodwin, Perry, Iglizzi, Walton, and Ruggiero

Date Introduced: February 07, 2002

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 9-1 of the General Laws entitled "Causes of Action" is hereby
2 amended by adding thereto the following section:

3 **9-1-14.5. Limitation on lead paint actions.** -- Any action brought by or on behalf of
4 any city, town, school committee or district, housing authority or any other agency or political
5 subdivision of any city or town to recover any costs associated with lead paint/pigment and/or
6 tetraethyl lead corrective actions, including, but not limited to, the removal and replacement of
7 lead paint/lead paint pigment and materials containing them, the costs of special education and
8 other education and other costs incurred on behalf of individuals damaged by exposure to lead
9 paint/pigment and/or tetraethyl lead, the costs of any and all public education efforts related to the
10 hazards of lead paint/pigment and/or tetraethyl lead, the costs of code enforcement, the costs of
11 housing court, the costs of health care/screening programs/testing programs/medication, and the
12 like necessitated by exposure to lead paint/pigment and/or tetraethyl lead, the recovery of all and
13 any other legally recoverable damages resulting from lead exposure, lead pigment and/or
14 tetraethyl lead exposure shall be commenced only within ten (10) years next after such city, town,
15 school committee or district, housing authority or any other agency or political subdivision of any
16 city or town incurred such expense.

17 (b) Notwithstanding the provisions of subsection (a), any city, town, school committee or
18 district, housing authority or any other agency or political subdivision of any city or town may
19 commence an action to recover any of the costs enumerated in subsection (a) even if the recovery

1 of all such costs would otherwise be barred as a result of the expiration of the applicable period of
2 limitation of action of any time prior to January 1, 2003; provided, however, that such action is
3 commenced prior to January 1, 2003. It is a specific intent of this legislation to, retroactively
4 revive any time-barred causes of action concerning the above claims.

5 SECTION 2. This act shall take effect upon passage.

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LC01835
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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO LEAD PAINT ACTIONS

- 1 This act would provide a statute of limitation in which certain entities may bring a
- 2 lawsuit for damages involving lead paint.
- 3 This act would take effect upon passage.

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