

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Twenty-Second Legislature
State of Maine

Volume I

First Regular Session

December 1, 2004 - March 30, 2005

First Special Session

April 4, 2005 – May 25, 2005

Pages 1-736

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
FIRST SPECIAL SESSION
15th Legislative Day
Thursday May 12, 2005

Representative DUPLESSIE of Westbrook assumed the Chair.

The House was called to order by the Speaker Pro Tem.

The House met according to adjournment and was called to order by the Speaker Pro Tem.

Prayer by Reverend Julia Wilson, Lisbon United Methodist Church.

National Anthem by Elijah Jenson, Naples.

Pledge of Allegiance.

At this point, pursuant to his authority under House Rule 401.1, the Chair temporarily assigned Representative PELLETIER-SIMPSON of Auburn to Seat 1 on May 12, 2005.

The Journal of yesterday was read and approved.

SENATE PAPERS

The following Joint Resolution: (S.P. 619)

**JOINT RESOLUTION MEMORIALIZING THE CONGRESS
OF THE UNITED STATES TO PROVIDE A DOMESTIC
NATURAL GAS POLICY**

WE, your Memorialists, the Members of the One Hundred and Twenty-second Legislature of the State of Maine now assembled in the First Special Session, most respectfully present and petition the Congress of the United States as follows:

WHEREAS, the price of natural gas in the United States, already the highest in the industrial world, has again spiked and shows continued volatility; and

WHEREAS, according to the federal Department of Energy, Energy Information Administration, total natural gas demand is projected to grow 48% over the next 25 years; and

WHEREAS, the United States and the residents, businesses and industries of Maine are increasingly reliant on natural gas, creating an imbalance between natural gas supply and demand; and

WHEREAS, higher natural gas costs are passed on to consumers in the form of spiraling home heating bills, more expensive food, higher costs for electricity and higher prices for many pharmaceuticals and consumer goods; and

WHEREAS, energy rates in Maine recently increased by an estimated 40% and the bill for a typical residential heating customer is already projected to increase significantly for the 2005 fiscal year; and

WHEREAS, the volatility of gas prices is having a negative effect on electricity production, papermaking, metal treating and chemical, fertilizer, plastics, aluminum and steel producers as well as the agricultural sector; and

WHEREAS, the chemical and plastics industries of the United States, once leading exporters, now have large trade deficits, in part due to rising gas prices; and

WHEREAS, hundreds of jobs in the State of Maine are threatened in industries using natural gas as a raw material, including the businesses of papermaking and chemistry; and

WHEREAS, the pulp and paper industry in the State of Maine employs approximately 10,000 workers, contributing \$1,400,000,000 to the state economy in direct and indirect wages; and

WHEREAS, the plastics industry in the State of Maine employs more than 4,000 workers with \$723,000,000 in plastics industry shipments; and

WHEREAS, the business of chemistry in Maine employs 1,600 workers in 50 manufacturing facilities, with average wages of \$46,000 and foreign exports of \$52,000,000; and

WHEREAS, natural gas is the cleanest fossil fuel for producing electricity, and new combined-cycle power plants in Maine fueled by natural gas produce 99.9% less sulfur dioxide, 98% less nitric oxide and nitrogen dioxide, half as much carbon dioxide and 100% less mercury than the United States average fossil fuel fleet; and

WHEREAS, the natural gas imbalance is a multifaceted issue and will require various solutions, including increased production, improved energy efficiency, greater conservation and increased importation; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge that the Congress of the United States provide a domestic energy policy that ensures an affordable supply of natural gas to the Nation and we urge Congress to embrace a concerted national effort to promote greater energy efficiency and environmentally responsible natural gas production; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Speaker of the United States House of Representatives and the President of the United States Senate and to each Member of the Maine Congressional Delegation.

Came from the Senate, **READ** and **ADOPTED**.

READ and **ADOPTED** in concurrence.

Non-Concurrent Matter

Bill "An Act To License Home Building and Improvement Contractors"

(H.P. 903) (L.D. 1306)

Minority (4) **OUGHT NOT TO PASS** Report of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** **READ** and **ACCEPTED** in the House on May 9, 2005.

Came from the Senate with the Majority (9) **OUGHT TO PASS AS AMENDED** Report of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-257)** in **NON-CONCURRENCE**.

On motion of Representative PELLETIER-SIMPSON of Auburn, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

COMMUNICATIONS

The Following Communication: (S.C. 267)

**MAINE SENATE
122ND LEGISLATURE
OFFICE OF THE SECRETARY**

May 10, 2005

Honorable Millicent M. MacFarland

Clerk of the House

State House Station 2

Augusta, ME 04333

Dear Clerk MacFarland:

Please be advised the Senate today adhered to its previous action whereby it accepted the Majority Ought Not To Pass Report from the Committee on Education and Cultural Affairs on Bill "An Act To Encourage Cooperation between School Districts"(HP 328 LD 443) .

Sincerely,
S/Joy J. O'Brien
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: (S.C. 278)

**MAINE SENATE
122ND LEGISLATURE
OFFICE OF THE SECRETARY**

May 11, 2005

Honorable John Richardson
Speaker of the House
2 State House Station

Augusta, ME 04333-0002

Dear Speaker Richardson:

In accordance with Joint Rule 506 of the 122nd Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Committee on Labor, the nominations of Kenneth L. Williams of Damariscotta for appointment and Catherine R. Sullivan of Portland for reappointment to the Maine State Retirement System, Board of Trustees.

Upon the recommendation of the Committee on Natural Resources, the nominations of Elizabeth E. Ehrenfeld of Falmouth and Denis Culley of Mercer for appointment to the Board of Environmental Protection.

Upon the recommendation of the Committee on Inland Fisheries and Wildlife, the nominations of Ronald E. Usher of Westbrook and Dr. Sheridan R. Oldham of Waterville for appointment to the Inland Fisheries and Wildlife Advisory Council. The nomination of Robert S. Savage of Limington for reappointment to the Inland Fisheries and Wildlife Advisory Council.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

Bill "An Act To Protect Maine Citizens from Identity Theft"

(H.P. 1180) (L.D. 1671)

Sponsored by Representative PELLETIER-SIMPSON of Auburn. Cosponsored by Senator HOBBS of York and Representatives: BRAUTIGAM of Falmouth, CANAVAN of Waterville, FAIRCLOTH of Bangor, Senator: SULLIVAN of York.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested.

On motion of Representative BEAUDETTE of Biddeford, the Bill was **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**, ordered printed and sent for concurrence.

Pursuant to Statute

Commission on Governmental Ethics and Election Practices

Representative PATRICK for the **Commission on Governmental Ethics and Election Practices** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 1: Procedures; Portions of

Chapter 3: Maine Clean Election Act and Related Practices; and Campaign Reporting Forms for Candidates, Major Substantive Rules of the Commission on Governmental Ethics and Election Practices (EMERGENCY)

(H.P. 1181) (L.D. 1672)

Be **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

In Memory of:

Jack Haubois, Jr., of Waterboro, beloved husband and father. Mr. Haubois was a sergeant with the Wells Police Department, a Registered Maine Guide and a Certified Firearms Instructor for the Maine Criminal Justice Academy. He was a founding member of the Wells Police Department's Color Guard and was a forward observer for the department's Special Response Team. He enjoyed camping, motorcycling, fishing and snowmobiling. He will be missed by his family, friends and colleagues. We extend our condolences to his family;

(HLS 700)

Presented by Representative COLLINS of Wells.

Cosponsored by Representative MOULTON of York, Senator NASS of York, Representative JACOBSEN of Waterboro, Senator COURTNEY of York, Speaker RICHARDSON of Brunswick.

On **OBJECTION** of Representative COLLINS of Wells, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Wells, Representative Collins.

Representative **COLLINS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Jack Haubois was a dedicated public servant.

He served Wells' finest for many years and dedicated himself to his adoptive community of Wells – he resided in Waterboro. He gave of his free time to make Maine a better place to live.

Well respected throughout the community of Wells, Jack Haubois left us too soon to enter God's home and will be sadly missed by everyone. Thank you very much.

Subsequently, the sentiment was **ADOPTED** and sent for concurrence.

**REPORTS OF COMMITTEE
Ought to Pass as Amended**

Report of the Committee on **NATURAL RESOURCES** on Bill "An Act To Amend the Law on Junkyards, Automobile Graveyards and Automobile Recycling Businesses"

(S.P. 448) (L.D. 1268)

Reporting **Ought to Pass as Amended by Committee Amendment "A" (S-156)**.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-156) AND SENATE AMENDMENT "A" (S-163)**.

Report was **READ** and **ACCEPTED**. The Bill **READ ONCE. COMMITTEE AMENDMENT "A" (S-156) READ** by the Clerk and **ADOPTED. SENATE AMENDMENT "A" (S-163) READ** by the

Clerk and **ADOPTED. TOMORROW ASSIGNED FOR SECOND READING.**

Divided Report

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-142)** on Bill "An Act To Require the Department of Agriculture, Food and Rural Resources Accurately Identify Harmful and Nonharmful Bacteria When Testing Food Products"

(S.P. 209) (L.D. 654)

Signed:

Senators:

NUTTING of Androscoggin
BRYANT of Oxford
RAYE of Washington

Representatives:

PIOTTI of Unity
CARR of Lincoln
JENNINGS of Leeds
MAREAN of Hollis

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representatives:

LUNDEEN of Mars Hill
FLOOD of Winthrop
TWOMEY of Biddeford
SHERMAN of Hodgdon

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-142).**

READ.

On motion of Representative PIOTTI of Unity, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (S-142)** was **READ** by the Clerk and **ADOPTED.** The Bill was assigned for **SECOND READING** Monday, May 16, 2005.

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-143)** on Bill "An Act To Recognize and Protect the Native Eastern Brook Trout as Maine's Heritage Fish"

(S.P. 395) (L.D. 1131)

Signed:

Senators:

BRYANT of Oxford
WOODCOCK of Franklin

Representatives:

WATSON of Bath
LUNDEEN of Mars Hill
WHEELER of Kittery
CEBRA of Naples
MOODY of Manchester
TRAHAN of Waldoboro
RICHARDSON of Greenville
RICHARDSON of Carmel
BRYANT of Windham

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

JACKSON of Fort Kent

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-143).**

READ.

On motion of Representative WATSON of Bath, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (S-143)** was **READ** by the Clerk and **ADOPTED.** The Bill was assigned for **SECOND READING** Monday, May 16, 2005.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-136)** on Bill "An Act Relating to Unlawful Housing Discrimination"

(S.P. 99) (L.D. 321)

Signed:

Senators:

HOBBINS of York
BROMLEY of Cumberland
HASTINGS of Oxford

Representatives:

PELLETIER-SIMPSON of Auburn
FAIRCLOTH of Bangor
GERZOFISKY of Brunswick
CANAVAN of Waterville
BRYANT of Windham
DUNN of Bangor
SHERMAN of Hodgdon
BRYANT-DESCHENES of Turner
NASS of Acton

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

CARR of Lincoln

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-136).**

READ.

On motion of Representative FAIRCLOTH of Bangor, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (S-136)** was **READ** by the Clerk and **ADOPTED.** The Bill was assigned for **SECOND READING** Monday, May 16, 2005.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Encourage Downtown and Urban Revitalization while Meeting the Requirements of New Storm Water Rules"

(S.P. 189) (L.D. 580)

Signed:

Senators:

PERRY of Penobscot
STRIMLING of Cumberland
COURTNEY of York

Representatives:

HANLEY of Paris
CLARK of Millinocket

McCORMICK of West Gardiner
 WOODBURY of Yarmouth
 CLOUGH of Scarborough
 PINEAU of Jay
 BIERMAN of Sorrento
 SEAVEY of Kennebunkport
 WATSON of Bath

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-159)** on same Bill.

Signed:

Representative:

HUTTON of Bowdoinham

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

On motion of Representative WOODBURY of Yarmouth, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-144)** on Bill "An Act To Protect Young Drivers"

(S.P. 393) (L.D. 1129)

Signed:

Senators:

DAMON of Hancock
 DIAMOND of Cumberland
 SAVAGE of Knox

Representatives:

MARLEY of Portland
 BROWNE of Vassalboro
 FISHER of Brewer
 HOGAN of Old Orchard Beach
 MAZUREK of Rockland
 McKENNEY of Cumberland
 SAMPSON of Auburn
 THOMAS of Ripley
 PARADIS of Frenchville

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

COLLINS of Wells

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-144)**.

READ.

Representative MARLEY of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Wells, Representative Collins.

Representative COLLINS: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. As you can see by our calendar today, I was grossly outvoted on this report. Unfairly I might add, but nevertheless, I want to explain to you all, members of this body, my reasons behind voting against this bill.

I humbly think that it was a feel good bill. It was a bill to prohibit young drivers from possessing radar detectors in their motor vehicles while they had a special license as a learning license. Now, that in itself doesn't sound like too bad of an idea, but I could realize consequences as a result of that and there are

some adult folks here that have radar detectors in their cars, the poor young child of that parent gets in the car to drive, he or she is pulled over and is given a summons. I feel as though that is not a good thing to do. I also felt that during the testimony given to us at public hearing there was not a huge amount of abuse of this, young people having radar detectors in their cars and speeding as a result of being able to detect police radar. A constituent of the good Senate Chair of the Transportation Committee came forward with this legislation and wanted, somehow, to prevent young drivers from having radar detectors in their cars.

I think that it is discriminatory against an age group, preventing somebody from buying something. I just had a problem with it and so that is my opinion on LD 1129 and I wanted to share it with the body. Thank you and I would like to request a roll call please if I may?

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Marley.

Representative MARLEY: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Just a couple of things that I just would like to share with the members.

The current law in Maine is that Maine has a three step graduated licensing system for drivers under the age of 21. It consists of a supervised instruction permit, an intermediate license and then an unrestricted license. The law actually currently prohibits someone who has been issued an instructional permit, or an intermediate permit from driving while using a mobile phone. The idea, obviously, is that they should be learning the rules of the road and focusing on those basic expectations as a driver and not have all of the other distractions.

The sponsor did bring this to us, but I would have to disagree with my good friend the Representative from Wells, Representative Collins when he says that there really isn't a problem. I don't know if it was this summer or the summer previous where we saw a substantial poll in the newspapers as far as the number of young drivers who have been in accidents and killed. There is a problem. There is definitely a correlation between inexperienced drivers and excessive speeds and fatalities.

In 2003, 63% of drivers were involved in fatal crashes in this age group. Forty-three percent of those died in vehicles driven by other young drivers. A substantial number of those were the result of excessive speed and nine of them were the result of driver inexperience. Actually, federal law currently bans radar detector use in any state by drivers of trucks over 10,000 pounds. Just as we discussed in the other issues here we are talking about young drivers only – inexperienced drivers. There is a correlation between young drivers, speed and fatalities and I believe this is what the sponsor is trying to get to and why the committee supported the bill and I hope you will support the pending motion. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Auburn, Representative Shields.

Representative SHIELDS: Mr. Speaker, may I pose a question through the Chair?

The SPEAKER PRO TEM: The Representative may pose his question.

Representative SHIELDS: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Are radar detectors illegal for those drivers over age 21?

The SPEAKER PRO TEM: The Representative from Auburn, Representative Shields has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Portland, Representative Marley.

Representative **MARLEY**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I received some notices that I have been too wordy, so I will make sure to try and answer precisely. No, this would not affect drivers over the age of 21. It's simply for that intermediate license range. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Frankfort, Representative Lindell.

Representative **LINDELL**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. Thanks to the miracles of modern technology I have before me a copy of the text of this bill and frankly I am shocked by how serious this bill treats the offense of merely possessing a radar detector. It says here that if a person is convicted or adjudicated, in other words just simply through some administrative action, is determined to have had a radar detector than the Secretary of State shall - shall, not may, shall - suspend the license without right to hearing - without the right to hearing. For 30 days for the first offense, 60 days for the second offense, 90 days for the third offense. Think about it, do you really want to subject our young drivers to this sort of peril, of this sort of thing going on their permanent record for merely making the mistake of leaving daddy's radar detector in the car when they go out for a drive. No thank you, Mr. Speaker, I am voting against this.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 130

YEA - Adams, Annis, Barstow, Beaudette, Blanchard, Blanchette, Bliss, Bowen, Bowles, Brannigan, Brautigam, Browne W, Bryant, Burns, Canavan, Craven, Daigle, Driscoll, Duchesne, Dunn, Duplessie, Duprey, Eberle, Faircloth, Farrington, Finch, Fisher, Gerzofsky, Hanley S, Harlow, Hogan, Hutton, Jackson, Koffman, Lerman, Makas, Marley, Marraché, Mazurek, McKane, McKenney, Merrill, Miller, Millett, Mills, Moody, Muse, Norton, O'Brien, Paradis, Patrick, Pelletier-Simpson, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Rines, Robinson, Sampson, Saviello, Schatz, Shields, Smith W, Tardy, Thomas, Tuttle, Valentino, Walcott, Watson, Webster, Wheeler, Woodbury.

NAY - Ash, Austin, Babbidge, Berube, Bierman, Bishop, Brown R, Bryant-Deschenes, Campbell, Carr, Cebra, Churchill, Clark, Clough, Collins, Cressey, Crosby, Crosthwaite, Curley, Curtis, Davis G, Davis K, Dugay, Eder, Edgecomb, Emery, Fitts, Fletcher, Flood, Glynn, Goldman, Grose, Hall, Hamper, Hanley B, Hotham, Jacobsen, Jennings, Jodrey, Joy, Kaelin, Lewin, Lindell, Lundeen, Marean, McCormick, McFadden, McLeod, Moore G, Moulton, Nass, Nutting, Ott, Pinkham, Plummer, Rector, Richardson D, Richardson E, Richardson M, Richardson W, Rosen, Seavey, Sherman, Sykes, Trahan, Twomey, Vaughan.

ABSENT - Cain, Cummings, Dudley, Fischer, Greeley, Lansley, Smith N, Stedman, Thompson, Mr. Speaker.

Yes, 74; No, 67; Absent, 10; Excused, 0.

74 having voted in the affirmative and 67 voted in the negative, with 10 being absent, and accordingly Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. Committee Amendment "A" (**S-144**) was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Monday, May 16, 2005.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(H.P. 419) (L.D. 564) Bill "An Act To Amend the Laws Governing the Student Code of Conduct" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-333)**

(H.P. 689) (L.D. 979) Bill "An Act To Fund Youth Mentoring Programs" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-332)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Papers were **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

BILLS IN THE SECOND READING

Senate

Bill "An Act To Extend the Number of Days Nonprofit Organizations Are Allowed To Operate Games of Chance" (**EMERGENCY**)

(S.P. 173) (L.D. 547)

Senate as Amended

Bill "An Act To Require Health Insurers To Cover the Costs of Hearing Aids"

(S.P. 145) (L.D. 447)

(C. "A" S-149)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED AS AMENDED** in concurrence.

House as Amended

Bill "An Act Establishing Minimum Energy Efficiency Standards for Certain Products Sold or Installed in the State"

(H.P. 999) (L.D. 1435)

(C. "A" H-307)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative **PELLETIER-SIMPSON** of Auburn, was **SET ASIDE**.

On further motion of the same Representative, **TABLED** pending **PASSAGE TO BE ENGROSSED as Amended** and later today assigned.

The following items were taken up out of order by unanimous consent:

SENATE PAPERS

The following Joint Order: (S.P. 621)

ORDERED, the House concurring, that when the House stands adjourn it does so until Monday, May 16, 2005, at 9:00 in the morning and the Senate do so until Monday, May 16, 2005, at 10:00 in the morning.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Cutler, Representative Emery who wishes to address the House on the record.

Representative **EMERY**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. In reference to roll call number 123 on LD 349 yesterday, if I had been present I would have voted yea.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

On motion of Representative COLLINS of Wells, the House adjourned at 10:15 a.m., until 9:00 a.m., Monday, May 16, 2005, pursuant to the Joint Order (S.P. 621) and in honor and lasting tribute to Jack Haubois, Jr., of Waterboro.