

# Journal of the House

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**Tuesday, February 10, 2009**

At ten o'clock in the forenoon the Speaker called the House to order.

## **Devotional Exercises**

Devotional exercises were conducted by Rev. Mark Pitton of Bethany Church of Christ, Montpelier.

## **Pledge of Allegiance**

**Page Anna Abrams of Montpelier** led the House in the Pledge of Allegiance.

## **Rules Suspended; House Bills Introduced**

House bills of the following titles were severally introduced. Pending first reading of the bills, on motion of **Rep. McDonald of Berlin**, the rules were suspended and the bills were read the first time by number and referred as follows:

### **H. 180**

By Reps. Rodgers of Glover and Morley of Barton,

An act relating to education property tax relief for businesses providing new jobs for Vermonters;

To the committee on Ways and Means.

### **H. 181**

By Reps. Obuchowski of Rockingham and Partridge of Windham,

An act relating to presumption of parentage;

To the committee on Judiciary.

### **H. 182**

By Rep. Winters of Williamstown,

An act relating to moose permits for instructors of hunter education courses;

To the committee on Fish, Wildlife & Water Resources.

**H. 183**

By Reps. Koch of Barre Town, Ainsworth of Royalton, Hube of Londonderry, Browning of Arlington, Clark of Vergennes, Flory of Pittsford, Komline of Dorset, Krawczyk of Bennington, McDonald of Berlin, McFaun of Barre Town, Morrissey of Bennington, Myers of Essex, O'Donnell of Vernon, Winters of Williamstown and Wright of Burlington,

An act relating to compensation reductions for members of the General Assembly;

To the committee on Government Operations.

**H. 184**

By Reps. Mrowicki of Putney, Andrews of Rutland City and O'Donnell of Vernon,

An act relating to parental consent to mental health treatment of minors under age 14;

To the committee on Human Services.

**H. 185**

By Reps. Jerman of Essex, Burke of Brattleboro, Cheney of Norwich, Conquest of Newbury, Davis of Washington, Devereux of Mount Holly, Edwards of Brattleboro, Evans of Essex, Martin of Wolcott, Potter of Clarendon and Townsend of Randolph,

An act relating to education finance;

To the committee on Ways and Means.

**H. 186**

By Reps. Lewis of Derby, Adams of Hartland, Atkins of Winooski, Baker of West Rutland, Branagan of Georgia, Canfield of Fair Haven, Deen of Westminster, Donaghy of Poultney, Krawczyk of Bennington, Marcotte of Coventry and Wright of Burlington,

An act relating to authorizing the department of fish and wildlife to administer polygraph examinations to applicants for law enforcement positions;

To the committee on Government Operations.

**H. 187**

By Reps. O'Donnell of Vernon, Flory of Pittsford, Ainsworth of Royalton, Brennan of Colchester, Canfield of Fair Haven, Hube of Londonderry,

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Komline of Dorset, McAllister of Highgate and Morrissey of Bennington,

An act relating to compensation in nonprofit organizations which receive state funding;

To the committee on General, Housing and Military Affairs.

**H. 188**

By Reps. Cheney of Norwich, Edwards of Brattleboro, Weston of Burlington, Ancel of Calais, Jerman of Essex, Krawczyk of Bennington, Masland of Thetford and McCullough of Williston,

An act relating to Vermont-based renewable energy development projects;

To the committee on Natural Resources and Energy.

**H. 189**

By Rep. Ancel of Calais,

An act relating to Catamount Primary;

To the committee on Health Care.

**H. 190**

By Reps. Donahue of Northfield, Andrews of Rutland City, Fisher of Lincoln, Haas of Rochester, Koch of Barre Town, McFaun of Barre Town and O'Donnell of Vernon,

An act relating to amending certificate of need criteria;

To the committee on Health Care.

**H. 191**

By Reps. Wright of Burlington, Brennan of Colchester, Clark of Vergennes, Devereux of Mount Holly, Donaghy of Poultney, Evans of Essex, Jerman of Essex, Komline of Dorset, McDonald of Berlin, Morrissey of Bennington, Scheuermann of Stowe, Townsend of Randolph, Waite-Simpson of Essex and Young of St. Albans City,

An act relating to permitting evidence of prior bad acts in sexual abuse trials;

To the committee on Judiciary.

**H. 192**

By Reps. Stevens of Shoreham, Bray of New Haven, Browning of Arlington, Conquest of Newbury, Malcolm of Pawlet, Martin of Springfield, Masland of Thetford, McNeil of Rutland Town, Potter of Clarendon, Taylor of Barre City and Zuckerman of Burlington,

An act relating to electronic benefit machines for farmers' markets;

To the committee on Agriculture .

**H. 193**

By Reps. Stevens of Shoreham, Ainsworth of Royalton, Bray of New Haven, Zuckerman of Burlington, Branagan of Georgia, Condon of Colchester, Conquest of Newbury, Johnson of S. Hero, Lawrence of Lyndon, Malcolm of Pawlet, Martin of Springfield, Masland of Thetford, McAllister of Highgate, Partridge of Windham, Peaslee of Guildhall, Taylor of Barre City and Winters of Williamstown,

An act relating to the addition of the secretary of agriculture, food and markets to the board of trustees of the University of Vermont and State Agricultural College;

To the committee on Government Operations.

**H. 194**

By Reps. Weston of Burlington, Cheney of Norwich, Edwards of Brattleboro, Mitchell of Barnard and Young of St. Albans City,

An act relating to cost recovery of permitting costs for wind generation projects;

To the committee on Natural Resources and Energy.

**H. 195**

By Reps. Martin of Wolcott and Acinapura of Brandon,

An act relating to displaying motor vehicle vintage plates;

To the committee on Transportation.

**H. 196**

By Rep. McFaun of Barre Town,

An act relating to a Vermont hospital security plan;

To the committee on Health Care.

**H. 197**

By Reps. Lanpher of Vergennes, Aswad of Burlington, Burke of Brattleboro, Courcelle of Rutland City, Fagan of Rutland City, Fisher of Lincoln, Geier of S. Burlington, Koch of Barre Town, Lenex of Shelburne, Lorber of Burlington, Masland of Thetford, Minter of Waterbury, Moran of Wardsboro, Nease of Johnson, Nuovo of Middlebury, Potter of Clarendon,

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Spengler of Colchester, Wizowaty of Burlington and Zuckerman of Burlington,

An act relating to regulation of flavored malt beverages;

To the committee on General, Housing and Military Affairs.

**H. 198**

By Reps. Cheney of Norwich, Masland of Thetford, McCullough of Williston and Minter of Waterbury,

An act relating to illuminating motor vehicle headlights whenever wipers are in use;

To the committee on Transportation.

**Bill Read Second Time; Third Reading Ordered**

**H. 166**

**Rep. Condon of Colchester** spoke for the committee on Ways and Means.

House bill entitled

An act relating to the Vermont Student Assistance Corporation;

Having appeared on the Calendar one day for notice, was taken up, read the second time and third reading ordered.

**Joint Resolution Adopted**

**J.R.H. 7**

Joint resolution, entitled

Joint resolution requesting that all financial institutions, insurance companies, health care facilities, public service board regulated utilities, and public water systems refrain temporarily from increasing any consumer costs;

Was taken up and adopted on the part of the House.

**Rules Suspended; Action Postponed**

**H. 24**

On motion of **Rep. Maier of Middlebury** the rules were suspended and House bill, entitled

An act relating to An act relating to insurance coverage for colorectal cancer screening;

Appearing on the Calendar for notice, was taken up for immediate consideration.

Pending reading of the report of the committee on Health Care, **Rep. Maier of Middlebury** moved to postpone action until Thursday, 2/12/09, which was agreed to.

#### **Message from the Senate No. 15**

A message was received from the Senate by Mr. Marshall, its Assistant Secretary, as follows:

Mr. Speaker:

I am directed to inform the House that:

The Senate has on its part adopted joint resolutions of the following titles:

**J.R.S. 15.** Joint resolution relating to March recess.

**J.R.S. 16.** Joint resolution relating to weekend adjournment.

In the adoption of which the concurrence of the House is requested.

The Senate has on its part adopted concurrent resolutions originating in the House of the following titles:

**H.C.R. 36.** House concurrent resolution honoring Maurice Stephens Winn as Vermont's oldest working land surveyor.

**H.C.R. 37.** House concurrent resolution in memory of Fletcher Brush of Salisbury.

**H.C.R. 38.** House concurrent resolution congratulating the Hartford High School Hurricanes 2008 Division I championship football team.

**H.C.R. 39.** House concurrent resolution congratulating Eliza Masure of Bellows Falls for organizing a Walk for Warmth Sunday.

**H.C.R. 40.** House concurrent resolution congratulating the Peace and Justice Center in Burlington on its 30th anniversary.

**H.C.R. 41.** House concurrent resolution honoring the heroism of Robert Meehan of Middlesex.

**H.C.R. 42.** House concurrent resolution celebrating the diamond anniversary of alpine skiing in Vermont and the 2009 Woodstock Winter Fest.

**H.C.R. 43.** House concurrent resolution congratulates Outright Vermont on its 20th anniversary.

#### **Adjournment**

At eleven o'clock in the forenoon, on motion of **Rep. Komline of Dorset**, the House adjourned until tomorrow at one o'clock in the afternoon.

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**Concurrent Resolutions Adopted**

The following concurrent resolutions, having been placed on the Consent Calendar on the preceding legislative day, and no member having requested floor consideration as provided by Joint Rules of the Senate and House of Representatives, are hereby adopted in concurrence.

**H.C.R. 36**

House concurrent resolution honoring Maurice Stephens Winn as Vermont's oldest working land surveyor

**H.C.R. 37**

House concurrent resolution in memory of Fletcher Brush of Salisbury

**H.C.R. 38**

House concurrent resolution congratulating the Hartford High School Hurricanes 2008 Division I championship football team

**H.C.R. 39**

House concurrent resolution congratulating Eliza Masure of Bellows Falls for organizing a Walk for Warmth Sunday

**H.C.R. 40**

House concurrent resolution congratulating the Peace & Justice Center in Burlington on its 30th anniversary

**H.C.R. 41**

House concurrent resolution honoring the heroism of Robert Meehan of Middlesex

**H.C.R. 42**

House concurrent resolution celebrating the diamond anniversary of alpine skiing in Vermont and the 2009 Woodstock Winter Fest

**H.C.R. 43**

House concurrent resolution congratulates Outright Vermont on its 20th anniversary

[The full text of the concurrent resolutions appeared in the Senate and House Calendar Addendum on the preceding legislative day and will appear in the Public Acts and Resolves of the 2009, seventieth Biennial session.]