

Journal of the House

Tuesday, March 12, 2013

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

Devotional Exercises

The Speaker asked for a moment of silence in sympathy for the family of Michael and Meg Bertrand in the loss of their daughter, Millie.

Pledge of Allegiance

Page Keegan McKenna of Warren led the House in the Pledge of Allegiance.

Message from the Senate No. 23

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 concurrent resolutions originating in the House of the following titles:

H.C.R. 39. House concurrent resolution honoring Charles Rivers for 50 years of public service on behalf of the towns of Pittsford and Brandon.

H.C.R. 40. House concurrent resolution in memory of Representative Greg Clark.

H.C.R. 41. House concurrent resolution honoring the Vermont state employees for their exemplary public service during, and in the aftermath of, Tropical Storm Irene.

H.C.R. 42. House concurrent resolution commemorating the sestercentennial anniversary of the town of Milton.

H.C.R. 43. House concurrent resolution honoring Robert K. Allen for his public service in the town of Reading.

H.C.R. 44. House concurrent resolution designating February 27, 2013 Afterschool & Summer Learning Day at the State House.

H.C.R. 45. House concurrent resolution commemorating the 70th anniversary of the heroic sacrifice of George Lansing Fox, one of the Four Immortal Chaplains.

H.C.R. 46. House concurrent resolution congratulating the Londonderry Volunteer Rescue Squad on a half-century of exemplary community service.

H.C.R. 47. House concurrent resolution in memory of Joan Mulhern.

H.C.R. 48. House concurrent resolution congratulating the town of Whiting on its sestercentennial anniversary.

H.C.R. 49. House concurrent resolution congratulating the 2013 Mt. Anthony Union High School Patriots Berkshire Swim League championship boys' and girls' teams.

H.C.R. 50. House concurrent resolution honoring Art Bradley, Kelly James, and Bob Warner as founding members of the Weybridge Volunteer Fire Department.

H.C.R. 51. House concurrent resolution honoring Tom Charbonneau.

House Bills Introduced

House bills of the following titles were severally introduced, read the first time and referred to committee or placed on the Calendar as follows:

H. 477

By Reps. Krowinski of Burlington and Mrowicki of Putney,

House bill, entitled

An act relating to banning temporary signs from highway and public rights-of-way;

To the committee on Transportation.

H. 478

By Reps. McCormack of Burlington and Larocque of Barnet,

House bill, entitled

An act relating to regulating leaf blowers and leaf vacuums;

To the committee on Natural Resources and Energy.

H. 479

By Rep. Zagar of Barnard,

House bill, entitled

An act relating to the design and operation of composting toilets;

To the committee on Fish, Wildlife & Water Resources.

H. 480

By Reps. Bissonnette of Winooski, Cole of Burlington, Cross of Winooski, Donovan of Burlington, Hubert of Milton, Johnson of South Hero, Keenan of St. Albans City, Krowinski of Burlington, McCormack of Burlington, O'Sullivan of Burlington, Pearson of Burlington, Poirier of Barre City, Savage of Swanton and Wright of Burlington,

House bill, entitled

An act relating to tax increment financing districts;

To the committee on Ways and Means.

H. 481

By Rep. Buxton of Tunbridge,

House bill, entitled

An act relating to campaign finance;

To the committee on Government Operations.

H. 482

By Reps. Buxton of Tunbridge, Bouchard of Colchester, Burditt of West Rutland, French of Randolph, Ralston of Middlebury, Strong of Albany and Trieber of Rockingham,

House bill, entitled

An act relating to creating an employer-assisted housing fund;

To the committee on Commerce and Economic Development.

H. 483

By Reps. Botzow of Pownal and Kupersmith of South Burlington,

House bill, entitled

An act relating to adopting revisions to Article 9 of the Uniform Commercial Code;

To the committee on Commerce and Economic Development.

H. 484

By Reps. Krowinski of Burlington, Fisher of Lincoln, Haas of Rochester, Jerman of Essex, McCormack of Burlington, Mrowicki of Putney, O'Sullivan of Burlington, Pugh of South Burlington, Rachelson of Burlington, Ram of Burlington and Till of Jericho,

House bill, entitled

An act relating to advertising and information provided by limited services pregnancy centers;

To the committee on Human Services.

H. 485

By Reps. Masland of Thetford, Buxton of Tunbridge, Cheney of Norwich, Clarkson of Woodstock, Condon of Colchester, Conquest of Newbury, Davis of Washington, Deen of Westminster, French of Randolph, Goodwin of Weston, Mrowicki of Putney, Sharpe of Bristol, Spengler of Colchester, Stevens of Shoreham, Waite-Simpson of Essex, Wilson of Manchester and Woodward of Johnson,

House bill, entitled

An act relating to the minimum technical service requirements for broadband;

To the committee on Commerce and Economic Development.

H. 486

By Reps. Stevens of Shoreham and Masland of Thetford,

House bill, entitled

An act relating to a noncustodial parent's access to records and information;

To the committee on Judiciary.

H. 487

By Reps. Woodward of Johnson, Bouchard of Colchester, Burditt of West Rutland, Burke of Brattleboro, Copeland-Hanzas of Bradford, French of Randolph, Gage of Rutland City, Haas of Rochester, Marek of Newfane, Martin of Wolcott, Masland of Thetford, Michelsen of Hardwick, Mrowicki of Putney, Partridge of Windham, Poirier of Barre City, Ram of Burlington, Russell of Rutland City, Spengler of Colchester, Wilson of Manchester, Wizowaty of Burlington, Yantachka of Charlotte, Young of Glover and Zagar of Barnard,

House bill, entitled

An act relating to chiropractic coverage in Medicaid;

To the committee on Health Care.

H. 488

By Reps. Head of South Burlington, O'Sullivan of Burlington, Pugh of South Burlington, Stuart of Brattleboro and Townsend of South Burlington,

House bill, entitled

An act relating to prohibiting public funding of independent schools;

To the committee on Education.

H. 489

By Rep. Moran of Wardsboro,

House bill, entitled

An act relating to a study committee concerning public participation in the budget process;

To the committee on Appropriations.

H. 490

By Reps. Zagar of Barnard, Bartholomew of Hartland, Cheney of Norwich, Connor of Fairfield, Davis of Washington, Fisher of Lincoln, Klein of East Montpelier, Malcolm of Pawlet, Masland of Thetford, McCarthy of St. Albans City, Michelsen of Hardwick, Pearson of Burlington, Ram of Burlington, Stevens of Shoreham, Toleno of Brattleboro and Weed of Enosburgh,

House bill, entitled

An act relating to authorizing industrial hemp licenses;

To the committee on Agriculture and Forest Products.

H. 491

By Rep. McCormack of Burlington,

House bill, entitled

An act relating to the use of disposable carryout bags;

To the committee on Natural Resources and Energy.

H. 492

By Reps. Michelsen of Hardwick, Connor of Fairfield, Moran of Wardsboro and Zagar of Barnard,

House bill, entitled

An act relating to securities exemption for small businesses in the agriculture or forest products sector;

To the committee on Agriculture and Forest Products.

H. 493

By Reps. Ram of Burlington, Buxton of Tunbridge, Moran of Wardsboro, O'Sullivan of Burlington, Pearson of Burlington, Stevens of Waterbury and Zagar of Barnard,

House bill, entitled

An act relating to establishing a homeless bill of rights and prohibiting discrimination against people without homes;

To the committee on General, Housing and Military Affairs.

H. 494

By Reps. Ram of Burlington, Buxton of Tunbridge, Trieber of Rockingham and Zagar of Barnard,

House bill, entitled

An act relating to Reach Up and postsecondary education;

To the committee on Human Services.

H. 495

By Rep. Mrowicki of Putney,

House bill, entitled

An act relating to unclaimed beverage container redemption deposits;

To the committee on Natural Resources and Energy.

H. 496

By Reps. McCormack of Burlington and Krowinski of Burlington,

House bill, entitled

An act relating to highway roundabouts;

To the committee on Transportation.

H. 497

By Rep. Sweaney of Windsor,

House bill, entitled

An act relating to the open meeting law;
To the committee on Government Operations.

H. 498

By Rep. Hubert of Milton,
House bill, entitled
An act relating to legislative records;
To the committee on Government Operations.

H. 499

By Reps. Davis of Washington, Deen of Westminster, Masland of Thetford,
Stevens of Shoreham and Zagar of Barnard,
House bill, entitled
An act relating to regulation and taxation of marijuana;
To the committee on Judiciary.

H. 500

By Reps. Spengler of Colchester, Burke of Brattleboro, Christie of
Hartford, Cross of Winooski, French of Randolph, Macaig of Williston,
Malcolm of Pawlet, Martin of Springfield, Masland of Thetford, McCullough
of Williston, Moran of Wardsboro, Mrowicki of Putney, O'Sullivan of
Burlington, Townsend of South Burlington, Weed of Enosburgh, Woodward of
Johnson, Yantachka of Charlotte and Zagar of Barnard,
House bill, entitled
An act relating to medical marijuana caregivers, eligible medical conditions,
and dispensaries;
To the committee on Human Services.

H. 501

By Rep. Potter of Clarendon,
House bill, entitled
An act relating to operating a motor vehicle under the influence of alcohol
or drugs;
To the committee on Judiciary.

H. 502

By Reps. Dakin of Chester, Fisher of Lincoln, Pearson of Burlington, Spengler of Colchester and Till of Jericho,

House bill, entitled

An act relating to concussions in youth athletics;

To the committee on Human Services.

H. 503

By Rep. Masland of Thetford,

House bill, entitled

An act relating to abandoned swimming pools;

To the committee on Judiciary.

H. 504

By Rep. Ralston of Middlebury,

House bill, entitled

An act relating to positioning Vermont as a preferred domicile for knowledge-based businesses;

To the committee on Commerce and Economic Development.

H. 505

By Reps. Spengler of Colchester, Burke of Brattleboro, Cross of Winooski, French of Randolph, Haas of Rochester, Macaig of Williston, McCullough of Williston, Mrowicki of Putney, Pearson of Burlington, Poirier of Barre City, Townsend of South Burlington, Weed of Enosburgh, Wizowaty of Burlington, Woodward of Johnson and Yantachka of Charlotte,

House bill, entitled

An act relating to creating additional income tax brackets and rates;

To the committee on Ways and Means.

H. 506

By Reps. Pearson of Burlington and Toleno of Brattleboro,

House bill, entitled

An act relating to a tax on carbon content in fuels;

To the committee on Ways and Means.

H. 507

By Reps. Champion of Bennington and Christie of Hartford,

House bill, entitled

An act relating to a memorial for the victims of slavery;

To the committee on Corrections and Institutions.

H. 508

By Reps. Mrowicki of Putney, Jerman of Essex, Krowinski of Burlington, Bartholomew of Hartland, Burke of Brattleboro, Copeland-Hanzas of Bradford, Cross of Winooski, Dakin of Chester, Fay of St. Johnsbury, McCormack of Burlington, O'Sullivan of Burlington, Partridge of Windham, Pugh of South Burlington, Sharpe of Bristol, Taylor of Barre City, Till of Jericho, Waite-Simpson of Essex, Wizowaty of Burlington and Young of Glover,

House bill, entitled

An act relating to recognizing the right to have an abortion;

To the committee on Human Services.

H. 509

By Rep. Koch of Barre Town,

House bill, entitled

An act relating to judicial proceedings for involuntary psychiatric treatment and medication;

To the committee on Judiciary.

Bills Referred to Committee on Ways and Means

House bills of the following titles, appearing on the Calendar, affecting the revenue of the state, under the rule, were referred to the Committee on Ways and Means:

H. 101

House bill, entitled

An act relating to the clarification of provisions regarding the posting of land and access to land and water for hunting, fishing, and trapping

H. 262

House bill, entitled

An act relating to establishing a program for the collection and recycling of paint

**Committee Relieved of Consideration
and Bill Committed to Other Committee**

H. 476

Rep. Botzow of Pownal moved that the committee on Commerce and Economic Development be relieved of House bill, entitled

An act relating to the monitoring of Vermont's motor fuel oil industry

And that the bill be committed to the committee on Transportation, which was agreed to.

Third Reading; Bill Passed

H. 401

House bill, entitled

An act relating to municipal and regional planning and flood resilience

Was taken up, read the third time and passed.

Favorable Report; Third Reading Ordered

H. 14

Rep. Weed of Enosburgh, for the committee on General, Housing and Military Affairs, to which had been referred House bill, entitled

An act relating to the law enforcement authority of liquor control investigators

Reported in favor of its passage. The bill, 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 relating to the reliability of rural telephone service;

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

Message from the Senate No. 24

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 passed Senate bill of the following title:

S. 25. An act relating to public advocacy in utility matters.

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

The Senate has considered a bill originating in the House of the following title:

H. 41. An act relating to civil forfeiture of retirement payments to public officials convicted of certain crimes.

And has passed the same in concurrence with proposal of amendment in the adoption of which the concurrence of the House is requested.

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

J.R.S. 17. Joint resolution providing for a Joint Assembly to vote on the retention of seven Superior Judges and one Magistrate.

J.R.S. 18. Joint resolution relating to weekend adjournment.

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

Adjournment

At ten o'clock and forty minutes in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until tomorrow at one o'clock in the afternoon.