

Journal of the House

Tuesday, February 1, 2011

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

Devotional Exercises

Devotional exercises were conducted by Rev. Ann Grady of Christ Episcopal Church, Montpelier, VT.

Pledge of Allegiance

Page Amelia Sherman of Montpelier led the House in the Pledge of Allegiance.

Message from the Senate No. 9

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 considered a bill originating in the House of the following title:

H. 81. An act relating to approval of the adoption and codification of the charters of the town of Danville and the Danville school district.

And has passed the same in concurrence.

The Senate has considered House proposal of amendment to Senate bill of the following title:

S. 1. An act relating to technical amendments to the judicial restructuring act of 2010.

And has concurred therein.

The Senate has considered joint resolution originating in the House of the following title:

J.R.H. 8. Joint resolution honoring women veterans and requesting that state and federal officials work cooperatively to assure that women veterans receive their due recognition and essential support services.

And has adopted the same in concurrence.

Rules Suspended; House Bills Introduced

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

H. 142

By Rep. Johnson of Canaan,

House bill, entitled

An act relating to the trapping and transport of turkeys;

To the committee on Fish, Wildlife & Water Resources.

H. 143

By Reps. Wilson of Manchester, Cheney of Norwich, Bohi of Hartford, Botzow of Pownal, Browning of Arlington, Burke of Brattleboro, Clarkson of Woodstock, Deen of Westminster, Gilbert of Fairfax, Hooper of Montpelier, Keenan of St. Albans City, Lorber of Burlington, Macaig of Williston, Marcotte of Coventry, Masland of Thetford, Munger of South Burlington, Stevens of Waterbury, Stevens of Shoreham, Townsend of Randolph, Waite-Simpson of Essex and Weston of Burlington,

House bill, entitled

An act relating to the taxation of certain Internet sales;

To the committee on Ways and Means.

H. 144

By Reps. Bissonnette of Winooski and Atkins of Winooski,

House bill, entitled

An act relating to increasing fines and penalties in the enforcement of criminal and civil municipal ordinances;

To the committee on Government Operations.

H. 145

By Reps. Edwards of Brattleboro, Donovan of Burlington and Sharpe of Bristol,

House bill, entitled

An act relating to the use of disposable carryout bags;

To the committee on Natural Resources and Energy.

H. 146

By Rep. Poirier of Barre City,
House bill, entitled
An act relating to a public health care coverage option;
To the committee on Health Care.

H. 147

By Reps. Clarkson of Woodstock, Andrews of Rutland City, Branagan of Georgia, Conquest of Newbury, Evans of Essex, French of Shrewsbury, French of Randolph, Martin of Wolcott, Masland of Thetford, Olsen of Jamaica, Sweaney of Windsor, Weston of Burlington, Wilson of Manchester and Yantachka of Charlotte,
House bill, entitled
An act relating to rescission of voluntary acknowledgment of parentage;
To the committee on Judiciary.

H. 148

By Rep. Klein of East Montpelier,
House bill, entitled
An act relating to promoting innovation in education through a statewide teachers' contract and statewide teachers assessment system;
To the committee on Education.

H. 149

By Reps. Obuchowski of Rockingham and Partridge of Windham,
House bill, entitled
An act relating to existing hydroelectric plants of one megawatt or less;
To the committee on Natural Resources and Energy.

H. 150

By Reps. Grad of Moretown, Heath of Westford, Cheney of Norwich, Donaghy of Poultney, French of Shrewsbury, Keenan of St. Albans City, Koch of Barre Town, Marek of Newfane, Martin of Springfield, Potter of Clarendon, Pugh of South Burlington, Reis of St. Johnsbury and Wizowaty of Burlington,
House bill, entitled

An act relating to handheld use of portable electronic devices and primary seatbelt enforcement;

To the committee on Transportation.

H. 151

By Reps. Till of Jericho, Clarkson of Woodstock, French of Randolph, Kitzmiller of Montpelier, Miller of Shaftsbury, Mitchell of Barnard, Mrowicki of Putney, O'Brien of Richmond, Poirier of Barre City, Shand of Weathersfield, Spengler of Colchester, Waite-Simpson of Essex and Webb of Shelburne,

House bill, entitled

An act relating to the imposition of an excise tax on sugar-sweetened beverages;

To the committee on Ways and Means.

H. 152

By Reps. Lawrence of Lyndon, Conquest of Newbury, Crawford of Burke, Higley of Lowell, Howrigan of Fairfield, Marcotte of Coventry, McAllister of Highgate, McNeil of Rutland Town, Partridge of Windham and Smith of New Haven,

House bill, entitled

An act relating to hiring and firing authority of school boards;

To the committee on Education.

H. 153

By Reps. Grad of Moretown, Larson of Burlington, Ram of Burlington, Lippert of Hinesburg, Martin of Springfield, Pugh of South Burlington and Wizowaty of Burlington,

House bill, entitled

An act relating to human trafficking;

To the committee on Judiciary.

H. 154

By Reps. Sharpe of Bristol, Burke of Brattleboro, Donovan of Burlington, Edwards of Brattleboro, Miller of Shaftsbury, Mitchell of Barnard, Till of Jericho and Weston of Burlington,

House bill, entitled

An act relating to idling of heavy-duty motor vehicles;

To the committee on Natural Resources and Energy.

H. 155

By Reps. Cheney of Norwich, Canfield of Fair Haven, Deen of Westminster, Edwards of Brattleboro, Emmons of Springfield, Frank of Underhill, Head of South Burlington, Hooper of Montpelier, Jerman of Essex, Keenan of St. Albans City, Kitzmiller of Montpelier, Klein of East Montpelier, Lenes of Shelburne, Lorber of Burlington, Marek of Newfane, Martin of Springfield, Masland of Thetford, Mrowicki of Putney, Myers of Essex, Poirier of Barre City, Pugh of South Burlington and Wright of Burlington,

House bill, entitled

An act relating to property-assessed clean energy districts;

To the committee on Natural Resources and Energy.

H. 156

By Rep. Cheney of Norwich,

House bill, entitled

An act relating to direct billing by the utility of the members of a farm or group net metering system;

To the committee on Natural Resources and Energy.

H. 157

By Rep. Ancel of Calais,

House bill, entitled

An act relating to restrictions on tanning beds;

To the committee on Human Services.

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

H. 141

Rep. Botzow of Pownal moved that the committee on Government Operations be relieved of House bill, entitled

An act relating to improving transparency in government and economic development policy and expenditures

And that the bill be committed to the committee on Commerce and Economic Development, which was agreed to.

Bill Amended; Third Reading Ordered

H. 6

Rep. Higley of Lowell, for the committee on Government Operations, to which had been referred House bill, entitled

An act relating to powers and immunities of the liquor control investigators

Reported in favor of its passage when amended as follows:

By adding two new sections to be Sec. 2 and Sec. 3 to read:

Sec. 2. 23 V.S.A. § 4(11) is amended to read:

(11) "Enforcement officers" shall include sheriffs, deputy sheriffs, constables, police officers, state's attorneys, capitol police officers, motor vehicle inspectors, liquor investigators, state game wardens, and state police, and for enforcement of offenses relating to parking of motor vehicles, meter checkers, and other duly authorized employees of a municipality employed to assist in the enforcement of parking regulations. "Enforcement officers" shall also include duly authorized employees of the department of motor vehicles for the purpose of issuing complaints related to their administrative duties, for enforcement of nonmoving traffic violations enumerated in subdivisions 2302(a)(1), (2), (3) and (4) of this title, pursuant to 4 V.S.A. § 1105.

Sec. 3. EFFECTIVE DATE

This act shall take effect on passage.

The bill, having appeared on the Calendar one day for notice, was taken up, read the second time, report of the committee on Government Operations agreed to and third reading ordered.

Message from the Senate No. 10

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. 14. Joint resolution providing for a Joint Assembly for the election of a Sergeant at Arms, an Adjutant and Inspector General, and three Trustees of the University of Vermont and State Agricultural College.

J.R.S. 15. Joint resolution relating to weekend adjournment.

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

The Senate has considered joint resolution originating in the House of the following title:

J.R.H. 9. Joint resolution explaining the importance and value of maple syrup and the University of Vermont's Proctor Maple Research Center.

And has adopted the same in concurrence.

The Senate has on its part adopted Senate concurrent resolution of the following title:

S.C.R. 3. Senate concurrent resolution designating May as Lupus Awareness Month in Vermont.

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

H.C.R. 31. House concurrent resolution congratulating the Vermont Jazz Ensemble on its 35th anniversary.

H.C.R. 32. House concurrent resolution congratulating the 2010 Rice Memorial High School Division III championship field hockey team.

H.C.R. 33. House concurrent resolution congratulating the Vermont Refugee Resettlement Program and the U.S. Committee for Refugees and Immigrants on their respective 30th and 100th anniversaries.

H.C.R. 34. House concurrent resolution honoring Michael Law on his outstanding career as a secondary school athletic coach.

H.C.R. 35. House concurrent resolution recognizing the week of January 23, 2011 as Nurse Anesthetist Week in Vermont.

H.C.R. 36. House concurrent resolution congratulating Keith Gerritt on his designation as the Vermont Principals' Association's 2010 High School Principal of the Year.

H.C.R. 37. House concurrent resolution congratulating the 2010 Missisquoi Valley Union High School Thunderbirds Division II championship boys' soccer team.

H.C.R. 38. House concurrent resolution congratulating Congregation Beth El of Bennington as it commences its second century.

Members Appointed to Committees

The Speaker appointed members to the following committees:

Legislative Council Committee**Rep. Clarkson of Woodstock****Rep Turner of Milton****Rep. Martin of Wolcott****Vermont State Nuclear Advisory Panel****Rep. Edwards of Brattleboro****Commission on International Trade and State Sovereignty****Rep. Keenan of St. Albans City****Joint Energy Committee****Rep Canfield of Fair Haven****Rep. Edwards of Brattleboro****Rep. Klein of East Montpelier****Rep. Jerman of Essex****Joint Legislative Committee on Administrative Rules****Rep. Marek of Newfane****Rep. French of Randolph****Rep. Myers of Essex****Rep. Krebs of South Hero****Adjournment**

At ten o'clock and thirty minutes in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until Thursday, February 3, 2011, at one o'clock in the afternoon.