

# Journal of the House

---

**Tuesday, March 13, 2012**

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

## **Devotional Exercises**

Devotional exercises were conducted by Rev. Rebecca Clark of Trinity United Methodist Church, Montpelier, VT.

## **Pledge of Allegiance**

**Page Audrey Oliver of Montpelier** led the House in the Pledge of Allegiance.

## **Committee Bill Introduced**

### **H. 766**

**Rep. Head of South Burlington**, for the committee on General, Housing and Military Affairs, introduced a bill, entitled

An act relating to the national guard

Which was read the first time and, under the rule, placed on the Calendar for notice tomorrow.

## **Senate Bills Referred**

Senate bills of the following titles were severally taken up, read the first time and referred as follows:

### **S. 128**

Senate bill, entitled

An act relating to recognition of the Missisquoi, St. Francis-Sokoki Band as a Native American Indian tribe;

To the committee on General, Housing and Military Affairs.

### **S. 129**

Senate bill, entitled

An act relating to recognition of the Koasek Abenaki of the Koas as a Native American Indian tribe;

To the committee on General, Housing and Military Affairs.

**S. 189**

Senate bill, entitled

An act relating to expanding confidentiality of cases accepted by the court diversion project;

To the committee on Judiciary.

**S. 197**

Senate bill, entitled

An act relating to hospital-based outpatient fees;

To the committee on Health Care.

**S. 199**

Senate bill, entitled

An act relating to immunization exemptions and the immunization pilot program;

To the committee on Human Services.

**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. 506**

House bill, entitled

An act relating to vinous beverages

**H. 762**

House bill, entitled

An act relating to workers' compensation and unemployment compensation

**Rules Suspended; Bill Committed****H. 745**

On motion of **Rep. Pugh of South Burlington**, the rules were suspended and House bill, entitled

An act relating to the Vermont prescription monitoring system

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

Pending the reading of the report of the committee on Human Services, on motion of **Rep. Pugh of South Burlington**, the bill was committed to the committee on Judiciary.

**Bill Referred to Committee on Appropriations**

**H. 535**

House bill, entitled

An act relating to racial disparities in the Vermont criminal justice system

Appearing on the Calendar, carrying an appropriation, under rule 35a, was referred to the committee on Appropriations.

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

**S. 199**

**Rep. Pugh of South Burlington** moved that the committee on Human Services be relieved of Senate bill, entitled

An act relating to immunization exemptions and the immunization pilot program

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

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

**H. 700**

**Rep. Partridge of Windham** moved that the committee on Agriculture be relieved of House bill, entitled

An act relating to curbing the spread of invasive plant species

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

**Bill Amended; Third Reading Ordered**

**H. 469**

**Rep. Krebs of South Hero**, for the committee on Fish, Wildlife & Water Resources, to which had been referred House bill, entitled

An act relating to potable water supply and wastewater system isolation distances

Reported in favor of its passage when amended by striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 10 V.S.A. § 1973 is amended to read:

§ 1973. PERMITS

\* \* \*

(j)(1) When an applicant for a permit under this section proposes a water supply or wastewater system with isolation distances that extend onto property other than the property for which the permit is sought, the permit applicant shall send ~~a copy of the complete permit application~~ by mail, on a form provided by the secretary, a notice of an intent to file a permit application, including any plans the site plan that accurately depicts all isolation distances, to any landowner affected by the proposed isolation distances ~~no later than~~ at least seven calendar days prior to the date that the permit application is submitted to the secretary.

(2) If, during the course of the secretary's review of an application for a permit under this section, the location of a water supply or wastewater system permit is revised and the isolation distances of the revised system extend onto property other than the property for which the permit is sought, the permit applicant shall ~~provide~~ send by mail a copy of any revised plan to any landowner affected by the isolation distances.

(3) If, after a permit has been issued under this section, a water supply or wastewater system is not installed according to the permitted plan and the record drawings submitted under subsection (e) of this section indicate that the isolation distances of the ~~as-built~~ system as constructed extend onto property other than the property on which the ~~as-built~~ system is located, the permittee shall ~~provide~~ send by mail a notification form provided by the secretary with a copy of the record drawings showing all isolation distances to any landowner affected by the isolation distances.

(4) A permit applicant or permittee subject to the requirements of subdivisions (1) through (3) of this subsection shall certify to the secretary that the ~~notice~~ notices and information required by this subsection have been sent to affected landowners and shall include in the certification the name and address of all affected landowners. If the secretary approves a permit application under this section, the permit shall not be issued to a permit applicant subject to the requirements of ~~subdivisions~~ subdivision (1) and (2) of this subsection until seven calendar days after the permit applicant certifies to the secretary that the notice required under this subsection has been sent to affected landowners.

## Sec. 2. EFFECTIVE DATE

This act shall take effect 60 days after passage.

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

**Joint Resolutions Adopted**

Joint resolutions of the following titles were severally taken up and adopted on the part of the House;

**J.R.H. 28**

Joint Resolution, entitled

Joint resolution congratulating the Republic of China (Taiwan), President Ma Ying-jeou, and the 23 million Taiwanese people on their successful 2012 democratic elections and urging support for Taiwan's participation in various international organizations;

**J.R.H. 29**

Joint Resolution, entitled

Joint resolution commemorating Women's History Month, the publication of the sixth edition of *The Legal Rights of Women in Vermont*, and reaffirming continuing support for equal rights for women.

**Message from the Senate No. 25**

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 resolution of the following title:

**J.R.S. 49.** Joint resolution relating to weekend adjournment.

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

**Message from Governor**

A message was received from His Excellency, the Governor, by Ms. Alexandra Maclean, Secretary of Civil and Military Affairs, as follows:

Mr. Speaker:

---

I am directed by the Governor to inform the House that on the seventh day of March, 2012, he approved and signed bills originating in the House of the following titles:

**H. 558 An act relating to fiscal year 2012 budget adjustment**

**H. 755 An act relating to extending the deadline for adoption of certain health department rules.**

**Message from Governor**

A message was received from His Excellency, the Governor, by Ms. Alexandra Maclean, Secretary of Civil and Military Affairs, as follows:

Mr. Speaker:

I am directed by the Governor to inform the House that on the eighth day of March, 2012, he approved and signed a bill originating in the House of the following title:

**H. 365 An act relating to designating skiing and snowboarding as the official winter state sports**

**Adjournment**

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