

# Journal of the House

Wednesday, April 18, 2012

At one o'clock in the afternoon the Speaker called the House to order.

## Devotional Exercises

Devotional exercises were conducted by Rev. Michell Hay of the Essex United Methodist Church, Essex, VT.

## Joint Resolution Adopted in Concurrence

### J.R.S. 57

By Senators Carris and Mullin,

**J.R.S. 57.** Joint resolution relating to weekend adjournment.

### *Resolved by the Senate and House of Representatives:*

That when the two Houses adjourn on Thursday, April 19, 2012, or, Friday, April 20, 2012, it be to meet again no later than Tuesday, April 24, 2012.

Was taken up read and adopted in concurrence.

## Senate Proposal of Amendment Concurred in with a Further Proposal of Amendment Thereto

### H. 413

The Senate proposed to the House to amend House bill, entitled

An act relating to creating a civil action against those who abuse, neglect, or exploit a vulnerable adult

By striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 13 V.S.A. § 1384 is added to read:

### § 1384. CIVIL ACTION; RECOVERY BY ATTORNEY GENERAL

(a) The attorney general may bring an action for damages on behalf of the state against a person or caregiver who, with reckless disregard or with knowledge, violates section 1376 (abuse of a vulnerable adult), 1377 (abuse by unlawful restraint or confinement), 1378 (neglect of a vulnerable adult), 1380 (financial exploitation), or 1381 (exploitation of services) of this title, in addition to any other remedies provided by law, not to exceed the following:

(1) \$5,000.00 if no bodily injury results;

- (2) \$10,000.00 if bodily injury results;
- (3) \$20,000.00 if serious bodily injury results; and
- (4) \$50,000.00 if death results.

(b) In a civil action brought under this section, the defendant shall have a right to a jury trial.

(c) A good faith report of abuse, neglect, exploitation, or suspicion thereof pursuant to 33 V.S.A. § 6902 or federal law shall not alone be sufficient evidence that a person acted in reckless disregard for purposes of subsection (a) of this section.

Sec. 2. 13 V.S.A. § 1385 is added to read:

§ 1385. CIVIL INVESTIGATION

(a)(1) If the attorney general has reason to believe a person or caregiver has violated section 1376, 1377, 1378, 1380, or 1381 of this title or an administrative rule adopted pursuant to those sections, he or she may:

(A) examine or cause to be examined any books, records, papers, memoranda, and physical objects of whatever nature bearing upon each alleged violation.

(B) demand written responses under oath to questions bearing upon each alleged violation.

(C) require the attendance of such person or of any other person having knowledge on the premises in the county where such person resides or has a place of business or in Washington County if such person is a nonresident or has no place of business within the state.

(D) take testimony and require proof material for his or her information and administer oaths or take acknowledgment in respect of any book, record, paper, or memorandum.

(2) The attorney general shall serve notice of the time, place, and cause of such examination or attendance or notice of the cause of the demand for written responses at least ten days prior to the date of such examination, personally or by certified mail, upon such person at his or her principal place of business or, if such place is not known, to his or her last known address. Any book, record, paper, memorandum, or other information produced by any person pursuant to this section shall not, unless otherwise ordered by a court of this state for good cause shown, be disclosed to any person other than the authorized agent or representative of the attorney general or another law enforcement officer engaged in legitimate law enforcement activities unless

with the consent of the person producing the same. This subsection shall not apply to any criminal investigation or prosecution.

(b) A person upon whom a notice is served pursuant to this section shall comply with the terms thereof unless otherwise provided by the court order. Any person who, with intent to avoid, evade, or prevent compliance, in whole or in part, with any civil investigation under this section, removes from any place, conceals, withholds, or destroys, mutilates, alters, or by any other means falsifies any documentary material in the possession, custody, or control of any person subject of any such notice or mistakes or conceals any information shall be subject to a civil fine of not more than \$5,000.00.

(c) If a person fails to comply with a notice served pursuant to subsection (b) of this section or if satisfactory copying or reproduction of any such material cannot be done and such person refuses to surrender such material, the attorney general may file a petition with the superior court for enforcement of this section. Whenever any petition is filed under this section, the court shall have jurisdiction to hear and determine the matter presented and to enter such orders as may be required to effectuate the provisions of this section. Failure to comply with an order issued pursuant to this section shall be punished as contempt.

Sec. 3. 33 V.S.A. § 6911(a)(1) is amended to read:

(1) The investigative report shall be disclosed only to: the commissioner or person designated to receive such records; persons assigned by the commissioner to investigate reports; the person reported to have abused, neglected, or exploited a vulnerable adult; the vulnerable adult or his or her representative; the office of professional regulation when deemed appropriate by the commissioner; a law enforcement agency, the state's attorney, or the office of the attorney general, when the department believes there may be grounds for criminal prosecution or civil enforcement action, or in the course of a criminal or a civil investigation. When disclosing information pursuant to this subdivision, reasonable efforts shall be made to limit the information to the minimum necessary to accomplish the intended purpose of the disclosure, and no other information, including the identity of the reporter, shall be released absent a court order.

Sec. 4. REPORT

On or before December 1, 2012, the attorney general and the department of disabilities, aging, and independent living shall jointly provide a report on the status of investigations concerning the abuse, neglect, and exploitation of a vulnerable adult and statistics regarding investigation backlog to the senate and house committees on judiciary, the senate committee on health and welfare, and the house committee on human services.

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Sec. 5. EFFECTIVE DATE

This act shall take effect on July 1, 2012.

Pending the question, Shall the House concur in the Senate proposal of amendment? **Rep. Grad of Moretown** moved that the House concur in the Senate proposal of amendmnt with a further amendment thereto as follows:

By Striking Sec. 4 and renumbering the remaining Sec. to be numerically correct.

Which was agreed to.

**Senate Proposal of Amendment Concurred in**

**H. 459**

The Senate proposed to the House to amend House bill, entitled

An act relating to approval of amendments to the charter of the town of Brattleboro

First: In Sec. 2, in § 2.4 (representative town meeting), in subdivision (a)(2), by striking out the fifth sentence which reads, "The town clerk and town treasurer shall be nonvoting ex officio members if appointed by the town manager."

Second: In Sec. 2, in § 3.2 (initiative), in subdivision (1)(B), at the end of the final sentence before the period, by striking out ", unless it is deemed illegal or unconstitutional by the body, in consultation with the town attorney"

Which proposal of amendment was considered and concurred in.

**Action on Bill Postponed**

**H. 503**

House bill, entitled

An act relating to eliminating the ability of the sergeant at arms to employ a traffic control officer and requiring the certification of capitol police officers

Was taken up and pending the question, Shall the House concur in the Senate proposal of amendment? on motion of **Rep. Lippert of Hinesburg**, action on the bill was postponed until Friday, April 20, 2012.

**Third Reading; Bill Passed**

**H. 533**

House bill, entitled

An act relating to insurance business transfers

Was taken up, read the third time and passed.

**Proposal of Amendment Agreed to; Third Reading Ordered****S. 106**

Senate bill, entitled

An act relating to miscellaneous changes to municipal government law

Was taken up and pending third reading of the bill, **Rep. Lippert of Hinesburg** moved the House propose to the Senate to amend the bill as follows:

In Sec. 24, (auditor website; audit findings), in subdivision (a)(1), in the second sentence, after “The summary shall include”, by striking out the remainder of that sentence and inserting in lieu thereof “the names of all persons or entities convicted of those offenses; and”

Which was agreed to.

Thereupon,, the bill was read the third time and passed in concurrence with proposal of amendment.

**Third Reading; Bill Passed in Concurrence  
With Proposals of Amendment****S. 203**

Senate bill, entitled

An act relating to child support enforcement

Was taken up, read the third time and passed in concurrence with proposals of amendment.

**Third Reading; Bill Passed in Concurrence  
With Proposal of Amendment****S. 222**

Senate bill, entitled

An act relating to cost-sharing for employer-sponsored insurance assistance plans

Was taken up, read the third time and passed in concurrence with proposal of amendment.

**Third Reading; Bill Passed in Concurrence  
With Proposal of Amendment****S. 236**

Senate bill, entitled

An act relating to health care practitioner signature authority

Was taken up, and pending third reading of the bill, **Rep. Donahue of Northfield** moved the House propose to the Senate to amend the bill as follows:

In Sec. 1, 26 V.S.A. § 1616, following the word “chapter”, by striking out the word “and” and inserting in lieu thereof a comma, and following the word “midwife”, by inserting “, and not required to practice with a collaborative provider agreement” before the semicolon

Thereupon, **Rep. Donahue of Northfield** asked and was granted leave of the House to withdraw her amendment, and the bill was read the third time and passed in concurrence with proposal of amendment.

**Proposal of Amendment Agreed to; Bill Read Third Time and  
Passed in Concurrence with Proposal of Amendment**

**S. 245**

Senate bill, entitled

An act relating to requiring cardiovascular care instruction in public and independent schools

Was taken up and pending third reading of the bill, **Rep. Donahue of Northfield** moved the House propose to the Senate to amend the bill as follows:

In Sec. 1, 16 V.S.A. § 131, by striking out subdivision (3)(B) in its entirety and inserting in lieu thereof a new subdivision (3)(B) to read:

(B) information regarding and practice of cardiopulmonary resuscitation by people who are not health care professionals and the use of automated external defibrillators;

Which was agreed to.

Thereupon, the bill was read the third time and passed in concurrence with proposal of amendmend.

**Proposal of Amendment Agreed to; Third Reading Ordered**

**S. 136**

**Rep. Marcotte of Coventry**, for the committee on Commerce and Economic Development, to which had been referred Senate bill, entitled

An act relating to vocational rehabilitation

Reported in favor of its passage in concurrence with proposal of amendment as follows:

First: By striking Sec. 2 and inserting in lieu thereof a new Sec. 2 to read:

Sec. 2. STUDY

(a) The department of labor in consultation with the department of disabilities, aging, and independent living and other interested parties including vocational rehabilitation counselors shall study the following:

(1) what performance standards should apply to vocational rehabilitation counselors;

(2) whether the department of disabilities, aging, and independent living should be allowed to provide workers' compensation vocational rehabilitation services and charge the fees for those services to insurance companies and whether providing services to state employees would represent a conflict of interest;

(3) whether injured workers receiving vocational rehabilitation services are receiving those services in a timely manner; and

(4) whether the current vocational rehabilitation screening process is effective and whether entities other than the department of disabilities, aging, and independent living should be permitted to provide screening to avoid conflicts of interest.

(b) The department of labor shall report its findings as well as any recommendations by January 15, 2013, to the house committee on commerce and economic development and the senate committee on economic development, housing and general affairs.

Second: By adding a Sec. 3 to read:

Sec. 3. 21 V.S.A. § 601 is amended to read:

§ 601. DEFINITIONS

Unless the context otherwise requires, words and phrases used in this chapter shall be construed as follows:

\* \* \*

(2) "Child" includes a stepchild, adopted child, posthumous child, grandchild, and ~~an acknowledged illegitimate~~ a child for whom parentage has been established pursuant to 15 V.S.A. chapter 5, but does not include a married child unless the child is a dependent.

\* \* \*

The bill, having appeared on the Calendar one day for notice, was taken up, read the second time and the recommendation of proposal of amendment agreed to and third reading ordered.

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**Proposal of Amendment Agreed to; Third Reading Ordered****S. 217**

**Rep. Kupersmith of South Burlington**, for the committee on Commerce and Economic Development, to which had been referred Senate bill, entitled

An act relating to closely held benefit corporations

Reported in favor of its passage in concurrence with proposal of amendment as follows:

In Sec. 1, in 11A V.S.A. § 21.10(e)(1), immediately preceding “is not required” by adding “except in the case of a corporation with annual gross revenue of one million dollars or more in each of the two years preceding his or her appointment.”

The bill, having appeared on the Calendar one day for notice, was taken up, read the second time and the recommendation of proposal of amendment agreed to and third reading ordered.

**Proposal of Amendment Agreed to; Third Reading Ordered****S. 237**

**Rep. Ralston of Middlebury**, for the committee on Commerce and Economic Development, to which had been referred Senate bill, entitled

An act relating to the genuine progress indicator

Reported in favor of its passage in concurrence with proposal of amendment as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. PURPOSE, DEFINITION, AND INTENT

(a) Purpose. The purpose of the genuine progress indicator (“GPI”) is to measure the state of Vermont’s economic, environmental, and societal well-being as a supplement to the measurement derived from the gross state product and other existing statistical measurements.

(b) Definition. The GPI is an estimate of the net contributions of economic activity to the well-being and long-term prosperity of our state’s citizens, calculated through adjustments to gross state product that account for positive and negative economic, environmental, and social attributes of economic development.

(c) Intent. It is the intent of the general assembly that once established and tested, the GPI will assist state government in decision-making by providing an



additional basis for budgetary decisions, including outcomes-based budgeting; by measuring progress in the application of policy and programs; and by serving as a tool to identify public policy priorities, including other measures such as human rights.

## Sec. 2. GENUINE PROGRESS INDICATOR

### (a) Establishment; maintenance.

(1) The secretary of administration shall negotiate and enter into a memorandum of understanding with the Gund Institute for Ecological Economics of the University of Vermont (the "Gund Institute") to work in collaboration to establish and test a genuine progress indicator (GPI). The memorandum shall provide the process by which the GPI is established and, once tested, how and by whom the GPI shall be maintained and updated. The memorandum shall further provide that in the establishment of the GPI, the secretary of administration, in collaboration with the Gund Institute, shall create a Vermont data committee made up of individuals with relevant expertise to inventory existing datasets and to make recommendations that may be useful to all data users in Vermont's state government, nonprofit organizations, and businesses.

(2) The GPI shall use standard genuine progress indicator methodology and additional factors to enhance the indicator, which shall be adjusted periodically as relevant and necessary.

(b) Accessibility. Once established, the GPI and its underlying datasets that are submitted by the Gund Institute to the secretary of administration shall be posted on the state of Vermont website.

(c) Updating data. The secretary of administration shall cooperate in providing data as necessary in order to update and maintain the GPI.

## Sec. 3. PROGRESS REPORTS

By January 15, 2013 and once every other year thereafter, the secretary of administration shall report to the house committees on government operations and on commerce and economic development and the senate committees on government operations and on economic development, housing, and general affairs a progress report regarding the maintenance, including the cost of maintenance, and usefulness of the GPI.

## Sec. 4. DATASETS

Any datasets submitted to the secretary of administration pursuant to this act shall be considered a public record under chapter 5 of Title 1.

## Sec. 5. EFFECTIVE DATE

This act shall take effect on passage.

The bill, having appeared on the Calendar one day for notice, was taken up, and read the second time.

Pending the question, Shall the House propose to the Senate to amend the bill as recommended by the Committee on Commerce and Economic Development? **Rep. Leriche of Hardwick** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the House propose to the Senate to amend the bill as recommended by the Committee on Commerce and Economic Development? was decided in the affirmative. Yeas, 97. Nays, 41.

## Those who voted in the affirmative are:

Acinapura of Brandon	French of Randolph	Moran of Wardsboro
Ancel of Calais	Gilbert of Fairfax	Mrowicki of Putney
Andrews of Rutland City	Grad of Moretown	Nuovo of Middlebury
Aswad of Burlington	Greshin of Warren	Olsen of Jamaica
Bartholomew of Hartland	Haas of Rochester	Partridge of Windham
Bissonnette of Winooski	Head of South Burlington	Pearson of Burlington *
Bohi of Hartford	Heath of Westford	Peltz of Woodbury
Botzow of Pownal	Hooper of Montpelier	Poirier of Barre City
Browning of Arlington	Howard of Cambridge	Potter of Clarendon
Burke of Brattleboro	Jerman of Essex	Pugh of South Burlington
Buxton of Tunbridge	Jewett of Ripton	Ralston of Middlebury
Campion of Bennington	Johnson of South Hero	Ram of Burlington
Cheney of Norwich	Keenan of St. Albans City	Russell of Rutland City
Christie of Hartford	Kitzmiller of Montpelier	Shand of Weathersfield
Clarkson of Woodstock	Klein of East Montpelier	Sharpe of Bristol
Condon of Colchester	Krebs of South Hero	South of St. Johnsbury
Conquest of Newbury	Krowinski of Burlington	Spengler of Colchester *
Copeland-Hanzas of Bradford	Kupersmith of South Burlington	Stevens of Waterbury
Corcoran of Bennington	Lanpher of Vergennes	Stuart of Brattleboro
Courcelle of Rutland City	Lenes of Shelburne	Sweaney of Windsor
Dakin of Chester	Leriche of Hardwick	Taylor of Barre City
Davis of Washington	Lippert of Hinesburg	Till of Jericho
Deen of Westminster	Macaig of Williston	Toll of Danville
Degree of St. Albans City	Malcolm of Pawlet	Trieber of Rockingham
Donovan of Burlington	Manwaring of Wilmington	Turner of Milton
Edwards of Brattleboro	Marcotte of Coventry	Waite-Simpson of Essex
Ellis of Waterbury	Marek of Newfane	Webb of Shelburne
Emmons of Springfield	Martin of Wolcott	Wilson of Manchester
Evans of Essex	Masland of Thetford	Wizowaty of Burlington
Fisher of Lincoln	McCullough of Williston *	Woodward of Johnson
Frank of Underhill	Miller of Shaftsbury	Yantachka of Charlotte
French of Shrewsbury	Mook of Bennington	Young of Glover
		Zagar of Barnard

Those who voted in the negative are:

Atkins of Winooski	Fagan of Rutland City	McFaun of Barre Town
Batchelor of Derby	Hebert of Vernon	Morrissey of Bennington
Bouchard of Colchester	Helm of Fair Haven	Myers of Essex
Branagan of Georgia	Higley of Lowell	Pearce of Richford
Brennan of Colchester	Hubert of Milton	Perley of Enosburgh
Burditt of West Rutland	Johnson of Canaan	Reis of St. Johnsbury
Canfield of Fair Haven	Kilmartin of Newport City *	Savage of Swanton
Clark of Vergennes	Koch of Barre Town	Scheuermann of Stowe *
Consejo of Sheldon	Komline of Dorset	Shaw of Pittsford
Crawford of Burke	Larocque of Barnet	Smith of New Haven
Dickinson of St. Albans Town	Lawrence of Lyndon	Strong of Albany
Donaghy of Poultney	Lewis of Berlin	Townsend of Randolph
Donahue of Northfield *	Lewis of Derby	Winters of Williamstown
	McAllister of Highgate	Wright of Burlington

Those members absent with leave of the House and not voting are:

Devereux of Mount Holly	Martin of Springfield	O'Sullivan of Burlington
Eckhardt of Chittenden	McNeil of Rutland Town	Peaslee of Guildhall
Howrigan of Fairfield	Munger of South Burlington	Stevens of Shoreham
Lorber of Burlington	O'Brien of Richmond	

**Rep. Donahue of Northfield** explained her vote as follows:

“Mr. Speaker:

To endorse a bill that attempts to put numbers on abstract values without a legislative endorsement of the product prior to implementation is an irresponsible delegation of our responsibilities.”

**Rep. Kilmartin of Newport City** explained his vote as follows:

“Mr. Speaker:

Voting ‘no’ on this piece of legislation puts me in a state of euphoria and ecstasy, elevated well above and beyond my normal state of ‘happiness’.”

**Rep. McCullough of Williston** explained his vote as follows:

“Mr. Speaker:

I voted for S.237 because I am, and I believe, in happiness. I also believe a published Vermont GPI will literally attract the young, bright and happy to Vermont. We need them.”

**Rep. Pearson of Burlington** explained his vote as follows:

“Mr. Speaker:

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I am proud to support this bill. If the truth will set you free, Mr. Speaker, then surely more thorough information helps unlock the door.”

**Rep. Scheuermann of Stowe** explained her vote as follows:

“Mr. Speaker:

I vote ‘no’ on this bill for one simple reason. I am afraid this Genuine Progress Indicator (otherwise known as the Happiness Index) will be used as a tool to avoid addressing the real economic challenges facing Vermont families and businesses.”

**Rep. Spengler of Colchester** explained her vote as follows:

“Mr. Speaker:

Of all the bills we are considering this session I am most excited about S.237 for it holds the greatest promise. Taking into account the environmental and societal cost/benefit of our economic decisions has never been more important.”

Thereupon, third reading was ordered.

### **Favorable Report; Third Reading Ordered**

#### **S. 115**

**Rep. Donaghy of Poultney**, for the committee on Judiciary, to which had been referred Senate bill, entitled

An act relating to ineffective assistance claims against assigned counsel

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.

### **Recess**

At three o'clock and twenty minutes in the afternoon, the Speaker declared a recess until three o'clock and forty-five minutes in the afternoon.

At four o'clock and fifteen minutes in the afternoon, the Speaker called the House to order.

**Rep. Leriche of Hardwick** in Chair.

### **Reported Without Recommendation; Third Reading Ordered**

#### **H. 777**

**Rep. Lippert of Hinesburg**, for the committee on Judiciary, to which had been referred House bill, entitled

An act relating to licensed midwives and certified nurse midwives

Reported the bill without recommendation. The bill, having appeared on the Calendar one day for notice, was taken up and read the second time.

Pending the question, Shall the bill be read a third time? **Rep. Degree of St. Albans City** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be read a third time? was decided in the affirmative. Yeas, 76. Nays, 46.

Those who voted in the affirmative are:

Ancel of Calais	Grad of Moretown	Partridge of Windham
Atkins of Winooski	Haas of Rochester	Pearson of Burlington
Bartholomew of Hartland	Head of South Burlington	Peltz of Woodbury
Bissonnette of Winooski	Heath of Westford	Poirier of Barre City
Bohi of Hartford	Hooper of Montpelier	Potter of Clarendon
Botzow of Pownal	Jerman of Essex	Pugh of South Burlington
Burke of Brattleboro	Jewett of Ripton	Ralston of Middlebury
Buxton of Tunbridge	Kitzmiller of Montpelier	Ram of Burlington
Campion of Bennington	Klein of East Montpelier	Russell of Rutland City
Cheney of Norwich	Krebs of South Hero	Shand of Weathersfield
Christie of Hartford	Krowinski of Burlington	Sharpe of Bristol
Conquest of Newbury	Kupersmith of South Burlington	Spengler of Colchester
Consejo of Sheldon	Lanpher of Vergennes	Stevens of Waterbury
Courcelle of Rutland City	Lenes of Shelburne	Stuart of Brattleboro
Dakin of Chester	Lippert of Hinesburg	Sweaney of Windsor
Davis of Washington	Macaig of Williston	Taylor of Barre City
Deen of Westminster	Manwaring of Wilmington	Trieber of Rockingham
Donovan of Burlington	Marek of Newfane	Waite-Simpson of Essex
Edwards of Brattleboro	Masland of Thetford	Webb of Shelburne
Ellis of Waterbury	McCullough of Williston	Wilson of Manchester
Emmons of Springfield	Miller of Shaftsbury	Wizowaty of Burlington
Fisher of Lincoln	Mook of Bennington	Woodward of Johnson
Frank of Underhill	Moran of Wardsboro	Yantachka of Charlotte
French of Shrewsbury	Mrowicki of Putney	Young of Glover
French of Randolph	Nuovo of Middlebury	Zagar of Barnard
Gilbert of Fairfax		

Those who voted in the negative are:

Acinapura of Brandon	Crawford of Burke	Johnson of Canaan
Andrews of Rutland City	Degree of St. Albans City	Keenan of St. Albans City
Batchelor of Derby	Devereux of Mount Holly	Kilmartin of Newport City
Bouchard of Colchester	Dickinson of St. Albans Town	Koch of Barre Town
Branagan of Georgia	Donaghy of Poultney	Komline of Dorset
Browning of Arlington	Donahue of Northfield	Larocque of Barnet
Canfield of Fair Haven	Greshin of Warren	Lawrence of Lyndon
Clark of Vergennes	Higley of Lowell	Lewis of Berlin
Clarkson of Woodstock	Howard of Cambridge	Lewis of Derby
Condon of Colchester	Hubert of Milton	Malcolm of Pawlet
Corcoran of Bennington		Marcotte of Coventry

McAllister of Highgate	Reis of St. Johnsbury	Till of Jericho
McFaun of Barre Town	Savage of Swanton	Toll of Danville
Olsen of Jamaica	Scheuermann of Stowe	Turner of Milton
Pearce of Richford	Smith of New Haven	Wright of Burlington
Perley of Enosburgh	South of St. Johnsbury	

Those members absent with leave of the House and not voting are:

Aswad of Burlington	Howrigan of Fairfield	O'Sullivan of Burlington
Brennan of Colchester	Johnson of South Hero	Peaslee of Guildhall
Burditt of West Rutland	Lorber of Burlington	Shaw of Pittsford
Copeland-Hanzas of Bradford	Martin of Springfield	Smith of Morristown
Eckhardt of Chittenden	Martin of Wolcott	Stevens of Shoreham
Evans of Essex	McNeil of Rutland Town	Strong of Albany
Fagan of Rutland City	Morrissey of Bennington	Townsend of Randolph
Hebert of Vernon	Munger of South Burlington	Winters of Williamstown
Helm of Fair Haven	Myers of Essex	
	O'Brien of Richmond	

**Rep. Marek of Newfane** explained his vote as follows:

“Mr. Speaker:

This bill protects the right of Vermont women to make their own decisions about where and with whom they choose to share one of the most important and intimate experiences in their lives. At a time when their rights seem to be under assault in other areas I was happy to be able to support them in this one.”

#### **Adjournment**

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