

House Calendar

Friday, February 12, 2010

39th DAY OF ADJOURNED SESSION

House Convenes at 9:30 A.M.

TABLE OF CONTENTS

	Page No.
ACTION CALENDAR	
Third Reading	
H. 759 An act relating to executive branch fees	182
Favorable with amendment	
H. 229 An act relating to mausoleums and columbaria	182
Rep. Savage for General, Housing and Military Affairs	
H. 598 An act relating to sorting early voter absentee ballots	183
Rep. Townsend for Government Operations	
Action Under Rule 52	
H.R. 27 House resolution urgently imploring U.S. Secretary of Agriculture Tom Vilsack to exercise dynamic and innovative leadership in addressing the volatility in the price of milk paid to Vermont's dairy farmers	183
Action Postponed Until February 16, 2010	
Favorable with Amendment	
H. 542 An act relating to transfers of mobile homes and rent-to-own transactions	184
Ordered to Lie	
H.R. 19 House resolution urging the agency of natural resources to retain delegated authority to administer the federal Clean Water Act in Vermont .	184
Consent Calendar	
H.C.R. 238 House concurrent resolution recognizing the celebration in the town of Rochester of the Asian Lunar New Year 4708	184

H.C.R. 239 House concurrent resolution recognizing the important role of nonprofit organizations in Vermont	184
H.C.R. 240 House concurrent resolution congratulating the Leland & Gray Union High School 2009 Division III championship baseball team.....	184
H.C.R. 241 House concurrent resolution congratulating WCAX television news and reporter Kristin Carlson on receipt of a 2010 Alfred I. duPont-Columbia University Award.....	185
H.C.R. 242 House concurrent resolution congratulating GospelFest on its 20th anniversary	185
H.C.R. 243 House concurrent resolution congratulating the Green Mountain Council Boy Scout Eagle Class of 2009.....	185
H.C.R. 244 House concurrent resolution commemorating the Boy Scouts of America's centennial anniversary and the establishment of Boy Scouting in Vermont.....	185

ORDERS OF THE DAY

ACTION CALENDAR

Third Reading

H. 759

An act relating to executive branch fees

Favorable with amendment

H. 229

An act relating to mausoleums and columbaria

Rep. Savage of Swanton, for the Committee on **General, Housing and Military Affairs**, recommends the bill be amended by striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 18 V.S.A. § 5573 is amended to read:

§ 5573. CONSTRUCTION REQUIREMENTS

A community mausoleum ~~or columbarium~~, the crypts ~~or niches~~ of which are available to the public, shall be constructed and erected only with the consent and approval of the ~~state board~~ department of health. Before commencing the building, construction or erection of any ~~such structure~~ community mausoleum, full detailed plans and specifications shall be presented to the state board of health. The approval of ~~such~~ the plans and specifications shall be evidenced by a certificate in writing, signed by the ~~state board~~ department of health. A community mausoleum, ~~columbarium~~ or any structure intended to hold or contain permanently the bodies of the dead, and to which the public ~~shall have~~ has access, shall ~~not~~ be constructed ~~or erected~~. ~~A building not used for the permanent disposition of the human dead shall not be altered or changed for such use or used for such purposes, and an addition shall not be made to any existing community mausoleum or columbarium, unless constructed of such material and workmanship as will to insure its durability and , permanence, as well as the safety, convenience, comfort and health of the community in which it is located, as dictated and determined at the time by modern mausoleum construction and engineering science.~~

Sec. 2. 18 V.S.A. § 5574 is amended to read:

§ 5574. INSPECTION

The ~~state board~~ department of health shall have supervisory control over the construction of any ~~such~~ community mausoleum ~~or columbarium~~. The ~~state board~~ department of health shall require compliance in all respects with the

approved plans and specifications. ~~Such~~ The board shall appoint an inspector who ~~shall be~~ is experienced in modern mausoleum construction and engineering science to supervise the erection and construction of ~~such the~~ the mausoleum ~~and columbarium~~ and to determine the amount of ~~his~~ the inspector's compensation. ~~Such compensation~~ Compensation shall be paid by the person, ~~firm or corporation~~ erecting ~~such the~~ the community mausoleum ~~or columbarium~~. A departure from the original plans and specifications shall not be permitted, except upon approval of the ~~state board~~ department of health, evidenced in like manner and form as the approval of the original plans and specifications.

Sec. 3. 18 V.S.A. § 5577 is amended to read:

§ 5577. MAUSOLEUM BECOMING UNTENABLE

If, in the opinion of the ~~state board~~ department of health, a mausoleum, vault, crypt or structure containing one or more deceased human bodies becomes a menace to public health, and the owner or owners ~~thereof~~ fail to remedy or remove the ~~same~~ menace to the satisfaction of the ~~state board of health~~ department, a court of competent jurisdiction may order the person, ~~firm or corporation~~ owning ~~such the~~ the structure to remove the body or bodies for interment in some suitable cemetery at the expense of the ~~person, firm or corporation owning such~~ owner of the mausoleum, vault or crypt. When ~~such~~ the person, ~~firm or corporation~~ the owner can not be found ~~in the county where such mausoleum, vault or crypt is located,~~ then ~~such~~ removal and interment shall be at the expense of the cemetery or cemetery association, ~~city or town where such~~ or the municipality in which the mausoleum, vault or crypt is ~~situated~~ located.

(Committee Vote: 8-0-0)

H. 598

An act relating to sorting early voter absentee ballots

Rep. Townsend of Randolph, for the Committee on **Government Operations**, recommends the bill be amended as follows:

In Sec. 1, 17 V.S.A. § 2546(a), by striking “500” and inserting in lieu thereof “300”

(Committee Vote: 10-0-1)

Action Under Rule 52

H.R. 27

House resolution urgently imploring U.S. Secretary of Agriculture Tom Vilsack to exercise dynamic and innovative leadership in addressing the

volatility in the price of milk paid to Vermont's dairy farmers
(For text see House Journal 2-11-10)

Action Postponed Until February 16, 2010

Favorable with Amendment

H. 542

An act relating to transfers of mobile homes and rent-to-own transactions.

Pending Question: Second reading of the bill?

Action Postponed Until May 28, 2010

Governors Veto

H. 436

An act relating to decommissioning funds of nuclear energy generation plants.

Pending Question: Shall the House sustain the Governor's veto?

Ordered to Lie

H.R. 19

House resolution urging the agency of natural resources to retain delegated authority to administer the federal Clean Water Act in Vermont.

Pending Question: Shall the House adopt the resolution?

**Consent Calendar
Concurrent Resolutions**

The following concurrent resolutions have been introduced for approval by the Senate and House and will be adopted automatically unless a Senator or Representative requests floor consideration before the end of the session of the next legislative day. Requests for floor consideration in either chamber should be communicated to the Secretary's office and/or the House Clerk's office, respectively. For text of resolutions, see Addendum to House Calendar and Senate Calendar.

H.C.R. 238

House concurrent resolution recognizing the celebration in the town of Rochester of the Asian Lunar New Year 4708

H.C.R. 239

House concurrent resolution recognizing the important role of nonprofit organizations in Vermont

H.C.R. 240

House concurrent resolution congratulating the Leland & Gray Union High School 2009 Division III championship baseball team

H.C.R. 241

House concurrent resolution congratulating WCAX television news and reporter Kristin Carlson on receipt of a 2010 Alfred I. duPont-Columbia University Award

H.C.R. 242

House concurrent resolution congratulating GospelFest on its 20th anniversary

H.C.R. 243

House concurrent resolution congratulating the Green Mountain Council Boy Scout Eagle Class of 2009

H.C.R. 244

House concurrent resolution commemorating the Boy Scouts of America's centennial anniversary and the establishment of Boy Scouting in Vermont

Public Hearings

Tuesday, February 16, 2010 – Room 11 – 2:45 – 4:00 P.M. - House Committee on Appropriations – Governor's Proposed FY 2011 State Budget

Wednesday, February 17, 2010-Room 11 - 9:30 – 10:45 A.M. – House Committee on Appropriations – Governor's Proposed 2011 State Budget

Wednesday, February 24, 2010 – Room 11 – 5:00 – 8:00 P.M. –House and Senate Education Committees – S. 252 Consolidation – School Districts

Joint Assembly

February 18, 2010 - 10:30 A.M. – Election of two (2) trustees for the Vermont State Colleges Corporation.

Candidates for the positions of trustee must notify the Secretary of State **in writing** not later than February 11, 2010 , by 5:00 P.M. pursuant to the provisions of 2 V.S.A. §12(b). Otherwise their names will not appear on the ballots for these positions.

The following rules shall apply to the conduct of these elections:

First: All nominations for these offices will be presented in alphabetical order prior to voting.

Second: There will be only one nominating speech of not more than three (3) minutes and not more than two seconding speeches of not more than one

(1) minute each for each nominee.