

# Senate Calendar

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TUESDAY, JANUARY 19, 2010

**SENATE CONVENES AT: 10:00 A.M.**

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## TABLE OF CONTENTS

Page No.

### ACTION CALENDAR

#### UNFINISHED BUSINESS OF FRIDAY, JANUARY 8, 2010

##### Third Reading

**S. 99** An act relating to amending the Act 250 criteria relating to traffic, scattered development, and rural growth areas ..... 13

### NOTICE CALENDAR

##### Second Reading

**H. 477** An act relating to reauthorizing the Lake Champlain reciprocal fishing license ..... 13

### CONCURRENT RESOLUTIONS FOR ACTION

**S.C.R. 35-36** (For text of Resolutions, see Addendum to Senate and House Calendar for January 15, 2010)

**H.C.R. 193-194, 196-204** (For text of Resolutions, see Addendum to House Calendar for January 15, 2010)

### FOR INFORMATION ONLY

**J.R.S. 43** Joint resolution providing for a Joint Assembly for the election of two legislative Trustees of the Vermont State Colleges Corporation ..... 15

**J.R.S. 44** Joint resolution establishing a procedure for the conduct of the election of two legislative trustees of the Vermont State Colleges Corporation by plurality vote by the General Assembly in 2010 ..... 15

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**ORDERS OF THE DAY**

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**ACTION CALENDAR**

**UNFINISHED BUSINESS OF FRIDAY, JANUARY 8, 2010**

**Third Reading**

**S. 99.**

An act relating to amending the Act 250 criteria relating to traffic, scattered development, and rural growth areas.

**NOTICE CALENDAR**

**Second Reading**

**Favorable**

**H. 477.**

An act relating to reauthorizing the Lake Champlain reciprocal fishing license.

**Reported favorably by Senator Lyons for the Committee on Natural Resources and Energy.**

(Committee vote: 5-0-0)

**CONFIRMATIONS**

The following appointments will be considered by the Senate, as a group, under suspension of the Rules, as moved by the President *pro tempore*, for confirmation together and without debate, by consent thereby given by the Senate. However, upon request of any senator, any appointment may be singled out and acted upon separately by the Senate, with consideration given to the report of the Committee to which the appointment was referred, and with full debate; and further, all appointments for the positions of Secretaries of Agencies, Commissioners of Departments, Judges, Magistrates, and members of the Public Service Board shall be fully and separately acted upon.

Robert Kelley of Brandon - Member of the Board of Education - By Senator Flory for the Committee on Education. (1/14/10)

**REPORTS ON FILE**

Pursuant to the provisions of 2 V.S.A. §20(c), one (1) hard copy of the following reports is on file in the office of the Secretary of the Senate. Effective January 2010, pursuant to Act No. 192, Adj. Sess. (2008) §5.005(g) some reports will automatically be sent by electronic copy only and can be found on the State of Vermont webpage.

1. Act 61 Stroke Report – 2009 Recommendations of the Stroke Workshop. (Vermont Association of Hospitals and Health Systems) (November 2009)
2. Executive Orders: Boards and Commissions Authorized to Receive Per Diems. (Agency of Administration, Office of the Secretary) (November 2009)
3. Report on 2009 Vermont Tax Amnesty. (Agency of Administration, Department of Taxes) (December 2009)
4. Vermont Criminal Information Center report regarding changes to the Sex Offender Registry as required by Act 58, Section 23. (Department of Public Safety) (December 2009)
5. Vermont Housing Finance Agency Annual Report. (December 2009)
6. Vermont State Housing Authority 2009 Annual Report. (January 2010)
7. Retirement Commission Report, State Treasurer’s Office. (December 2009)
8. Vermont Drinking Water State Revolving Fund Annual Report. (Agency of Economic Development and Vermont Economic Development Authority) (January 2010)
9. Strategies to Expand Educational Opportunities for Vermont Students. (Vermont State Colleges) (January 2010)
10. Fall 2009 Licensed Lender Study – Application of Vermont’s Licensed Lender Requirements to Certain Commercial Lending Practices. (Department of Banking, Insurance, Securities and Health Care Administration) (January 2010)
11. Petroleum Cleanup Fund Status Report for 2009. (Agency of Natural Resources, Department of Environmental Conservation Waste Management Division and the Petroleum Cleanup Fund Advisory Committee) (January 2010)
12. Loan Awards Annual Report. (Environmental Protection Agency (EPA) Pollution Control Revolving Fund) (January 2010).
13. Vermont Lottery Commission Annual Report Fiscal Year 2009. (January 2010)
14. Vermont Tobacco Evaluation and Review Board 2010 Annual Report. (Agency of Human Services). (January 2010)
15. Application Process for Certifications of Hydroelectric Projects Report. (Agency of Environmental Conservation) (January 2010)

16. ANR Compliance & Enforcement Division Annual Report. (Agency of Natural Resources, Dept. of Environmental Conservation) (January 2010)

17. Brownfield Advisory Committee Legislative Report for 2009. (Agency of Natural Resources, Dept. of Environmental Conservation, Water Management Division) (January 2010)

18. Revised Implementation Plan, Lake Champlain Phosphorus TMDL. (Agency of Natural Resources) (January 2010)

### **NOTICE OF JOINT ASSEMBLY**

Tuesday, January 19, 2010 - 2:00 p.m. Joint Assembly - to receive the Governor's budget message.

### **FOR INFORMATION ONLY**

#### **J.R.S. 43.**

By Senator Shumlin,

**J.R.S. 43.** Joint resolution providing for a Joint Assembly for the election of two legislative Trustees of the Vermont State Colleges Corporation.

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

That the two Houses meet in Joint Assembly on Thursday, February 18, 2010, at ten o'clock and thirty minutes in the forenoon to elect two legislative Trustees of the Vermont State Colleges Corporation to serve a four year term commencing March 1, 2010, and expiring on March 1, 2014. In case election of all such Trustees shall not be made on that day, the two Houses shall meet in Joint Assembly at ten o'clock and thirty minutes in the forenoon, on each succeeding day, Saturdays and Sundays excepted, and proceed in such election, until all such Trustees are elected.

#### **J.R.S. 44.**

By Senator Shumlin,

**J.R.S. 44.** Joint resolution establishing a procedure for the conduct of the election of two legislative trustees of the Vermont State Colleges Corporation by plurality vote by the General Assembly in 2010.

*Whereas*, in recent years it has become increasingly necessary to shorten the length of time spent by the General Assembly in joint session for the election of various officials, and

*Whereas*, if elections for multiple vacancies were to be decided by a plurality vote, then a great savings of time can be effectuated, *now therefore be it*

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

That, notwithstanding the current provisions of Joint Rule 10, and for this election only, the election of two legislative trustees of the Vermont State Colleges Corporation at a Joint Assembly to be held on February 18, 2010, shall be governed by the following procedure:

(1) All candidates for the office of Trustee shall be voted upon and decided on the same ballot; members may vote for any number of candidates up to and including the maximum number of vacancies to be filled, which in this case shall be two.

(2) The two candidates receiving the greater number of votes shall be declared elected to fill the two vacancies.

(3) In the event that the first balloting for the Trustee vacancies results in a tie vote for one or both of the two vacant positions, then voting shall continue on successive ballots for the unfilled position or positions until the vacancies have been filled by election declared of the two candidates receiving the greater number of votes.