

Journal of the House

Tuesday, March 21, 2017

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

Devotional Exercises

Devotional exercises were conducted by Rabbi Tobie Weisman, Yearning for Learning Center, Montpelier, VT.

Pledge of Allegiance

Page Ayla Fidel of Waitsfield led the House in the Pledge of Allegiance.

Message from the Senate No. 31

A message was received from the Senate by Mr. Marshall, its Assistant Secretary, as follows:

Madam Speaker:

I am directed to inform the House that:

The Senate has on its part passed Senate bills of the following titles:

S. 20. An act relating to permanent licenses for persons 66 years of age or older.

S. 44. An act relating to equally shared candidate campaign expenditures.

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

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

H.C.R. 66. House concurrent resolution honoring the green industry in Vermont and celebrating the 2017 Vermont Flower Show.

H.C.R. 67. House concurrent resolution honoring Joe DeGray of Bridport.

H.C.R. 68. House concurrent resolution honoring those who care for, educate, and advocate for the youngest Vermonters, and designating March 15, 2017 as Early Childhood Day at the State House.

H.C.R. 69. House concurrent resolution in memory of former Craftsbury Assistant Fire Chief Randi Calderwood.

H.C.R. 70. House concurrent resolution congratulating the 2017 Essex High School Hornets' 12th consecutive State championship gymnastics team.

H.C.R. 71. House concurrent resolution in memory of Thomas C. Davis of

Barre Town.

H.C.R. 72. House concurrent resolution congratulating the Vermont Choral Union on its 50th anniversary.

H.C.R. 73. House concurrent resolution designating July 2017 as Parks and Recreation Month in Vermont.

H.C.R. 74. House concurrent resolution congratulating the 2017 St. Johnsbury Academy Hilltoppers Division I championship boys' indoor track and field team.

H.C.R. 75. House concurrent resolution congratulating Florilla Ames on her 106th birthday.

House Bills Introduced

House bills of the following titles were severally introduced, read the first time and referred to committee or placed on the Calendar as follows:

H. 505

By Reps. Ode of Burlington, Lefebvre of Newark, O'Sullivan of Burlington, Sullivan of Burlington and Wright of Burlington,

House bill, entitled

An act relating to the addition of a special education factor to the weighting factors used to determine equalized pupil counts;

To the committee on Education.

H. 506

By the committee on Government Operations,

An act relating to professions and occupations regulated by the Office of Professional Regulation;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 507

By the committee on Health Care,

An act relating to Next Generation Medicaid ACO pilot project reporting requirements;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 508

By the committee on Human Services,

An act relating to building resilience for individuals experiencing adverse

childhood experiences;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 509

By the committee on Education,

An act relating to calculating statewide education tax rates;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 510

By the committee on Natural Resources, Fish & Wildlife,

An act relating to the cost share for State agricultural water quality financial assistance grants;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 511

By the committee on Transportation,

An act relating to highway safety;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 512

By the committee on Government Operations,

An act relating to the procedure for conducting recounts;

Pursuant to House rule 48, bill placed on the Calendar for notice.

H. 513

By the committee on Education,

An act relating to making miscellaneous changes to education law;

Pursuant to House rule 48, bill placed on the Calendar for notice.

Senate Bill Referred

S. 20

Senate bill, entitled

An act relating to permanent licenses for persons 66 years of age or older

Was read and referred to the committee on Natural Resources, Fish & Wildlife.

Senate Bill Referred**S. 44**

Senate bill, entitled

An act relating to equally shared candidate campaign expenditures

Was read and referred to the committee on Government Operations.

Bill Referred to Committee on Ways and Means**H. 39**

House bill, entitled

An act relating to the threshold for operational stormwater permits

Appearing on the Calendar, affecting the revenue of the state, under rule 35(a), was referred to the committee on Ways and Means.

Bill Referred to Committee on Ways and Means**H. 92**

House bill, entitled

An act relating to the registration of dams

Appearing on the Calendar, affecting the revenue of the state, under rule 35(a), was referred to the committee on Ways and Means.

Bill Referred to Committee on Ways and Means**H. 111**

House bill, entitled

An act relating to vital records

Appearing on the Calendar, affecting the revenue of the state, under rule 35(a), was referred to the committee on Ways and Means.

Bill Referred to Committee on Ways and Means**H. 196**

House bill, entitled

An act relating to paid family leave

Appearing on the Calendar, affecting the revenue of the state, under rule 35(a), was referred to the committee on Ways and Means.

Bill Referred to Committee on Appropriations**H. 308**

House bill, entitled

An act relating to a committee to reorganize and reclassify Vermont's criminal statutes

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

Bill Referred to Committee on Appropriations**H. 326**

House bill, entitled

An act relating to eligibility and calculation of grant or subsidy amount for Reach Up, Reach Ahead, and the Child Care Services Program

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

Bill Referred to Committee on Appropriations**H. 424**

House bill, entitled

An act relating to the Commission on Act 250: The Next 50 Years

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

Bill Referred to Committee on Appropriations**H. 504**

House bill, entitled

An act relating to career technical education, special education, and education weightings

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

Third Reading; Passed in Concurrence**S. 13**

Senate bill, entitled

An act relating to fees and costs allowed at a tax sale

Was taken up, read the third time and passed in concurrence.

Second Reading; Bill Amended; Third Reading Ordered**H. 22**

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

An act relating to the professional regulation of law enforcement officers by the Vermont Criminal Justice Training Council

Reported in favor of its passage when amended as follows:

First: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2362a (potential hiring agency; duty to contact former agency), in subdivision (a)(1), following “Prior to hiring a law enforcement officer who” by striking out the words “has been employed at another” and inserting in lieu thereof the words “is no longer employed at his or her last”

Second: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2401 (definitions), in subdivision (1) (“Category A conduct”), in subdivision (C) (misdemeanors committed off duty), in subdivision (ix), following “prostitution” by inserting the words “or soliciting prostitution”

Third: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2401 (definitions), in subdivision (4) (“effective internal affairs program”), in subdivision (E) (civilian review), following “which may be a selectboard or other elected” by inserting the words “or appointed”

Fourth: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2403 (law enforcement agencies; duty to report), by striking out subdivision (a)(1) in its entirety and inserting in lieu thereof a new subdivision (a)(1) to read as follows:

(a)(1) The executive officer of a law enforcement agency or the chair of the agency’s civilian review board shall report to the Council within 10 business days if any of the following occur in regard to a law enforcement officer of the agency:

(A) Category A.

(i) There is a finding of probable cause by a court that the officer committed Category A conduct.

(ii) There is any decision or findings of fact or verdict regarding allegations that the officer committed Category A conduct, including a judicial decision and any appeal therefrom.

(B) Category B.

(i) The agency receives a complaint against the officer that, if deemed credible by the executive officer of the agency as a result of a valid investigation, alleges that the officer committed Category B conduct.

(ii) The agency receives or issues any of the following:

(I) a report or findings of a valid investigation finding that the officer committed Category B conduct; or

(II) any decision or findings, including findings of fact or verdict, regarding allegations that the officer committed Category B conduct, including a hearing officer decision, arbitration, administrative decision, or judicial decision, and any appeal therefrom.

(C) Termination. The agency terminates the officer for Category A or Category B conduct.

(D) Resignation. The officer resigns from the agency while under investigation for unprofessional conduct.

Fifth: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2407 (limitation on Council sanctions; first offense of Category B conduct), by striking out subsection (a) in its entirety and inserting in lieu thereof a new subsection (a) to read as follows:

(a) Category B conduct; first offense. If a law enforcement agency conducts a valid investigation of a complaint alleging that a law enforcement officer committed a first offense of Category B conduct, the Council shall take no action.

Sixth: In Sec. 1, in 20 V.S.A. chapter 151 (Vermont Criminal Justice Training Council), in § 2409 (accessibility and confidentiality), in subdivision (c)(2)(A), following “the name and business address of the law enforcement officer” by striking out the words “and the complainant”

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.

Second Reading; Bill Amended; Third Reading Ordered

H. 29

Rep. Jickling of Brookfield, for the committee on Health Care, to which had been referred House bill, entitled

An act relating to permitting Medicare supplemental plans to offer expense discounts

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

Sec. 1. 8 V.S.A. § 4080e is amended to read:

§ 4080e. MEDICARE SUPPLEMENTAL HEALTH INSURANCE
POLICIES; COMMUNITY RATING; DISABILITY

(a) A health insurance company, hospital or medical service corporation, or health maintenance organization shall use a community rating method acceptable to the Commissioner for determining premiums for Medicare supplemental insurance policies.

(b)(1) The Commissioner shall adopt rules for standards and procedure for permitting health insurance companies, hospital or medical service organizations, or health maintenance organizations that issue Medicare supplemental insurance policies to use one or more risk classifications in their community rating method. The premium charged shall not deviate from the community rate and the rules shall not permit medical underwriting and screening, except that a health insurance company, hospital or medical service corporation, or health maintenance organization may set different community rates for persons eligible for Medicare by reason of age and persons eligible for Medicare by reason of disability.

(2)(A) A health insurance company, hospital or medical service corporation, or health maintenance organization that issues Medicare supplemental insurance policies may offer expense discounts to encourage timely, full payment of premiums. Expense discounts may include premium reductions for advance payment of a full year's premiums, for paperless billing, for electronic funds transfer, and for other activities directly related to premium payment. The availability of one or more expense discounts shall not be considered a deviation from community rating.

(B) A health insurance company, hospital or medical service corporation, or health maintenance organization that issues Medicare supplemental insurance policies shall not offer reduced premiums or other discounts related to a person's age, gender, marital status, or other demographic criteria.

* * *

Sec. 2. EFFECTIVE DATE

This act shall take effect on July 1, 2017.

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

Rep. Krowinski of Burlington in chair.

Second Reading; Bill Amended; Third Reading Ordered

H. 145

Rep. Donahue of Northfield, for the committee on Health Care, to which had been referred House bill, entitled

An act relating to establishing the Mental Health Crisis Response Commission

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

Sec. 1. 18 V.S.A. § 7257a is added to read:

§ 7257a. MENTAL HEALTH CRISIS RESPONSE COMMISSION

(a) There is created the Mental Health Crisis Response Commission within the Office of the Attorney General for the following purposes:

(1) to conduct reviews of law enforcement interactions with persons acting in a manner that created reason to believe a mental health crisis was occurring and resulted in a fatality or serious bodily injury to any party to the interaction;

(2) to identify where increased or alternative supports or strategic investments within law enforcement, designated agencies, or other community service systems could improve outcomes;

(3) to educate the public, service providers, and policymakers about strategies for intervention in and prevention of mental health crises;

(4) to recommend policies, practices, and services that will encourage collaboration and increase successful interventions between law enforcement and persons acting in a manner that created reason to believe a mental health crisis was occurring;

(5) to recommend training strategies for public safety, emergency, or other crisis response personnel that will increase successful interventions; and

(6) to make recommendations based on the review of cases before the Commission.

(b)(1) Each incident involving an interaction between law enforcement and a person acting in a manner that created reason to believe a mental health crisis was occurring that results in a death or serious bodily injury to any party shall be referred to the Office of the Attorney General by the relevant law enforcement agency for review, analysis, and recommendations within 60 days of the incident. Interactions not resulting in death or serious bodily injury may

be referred for optional review to the Commission, including review of interactions with positive outcomes that could serve to provide guidance on effective strategies.

(2) The review process shall not commence until a final determination has been rendered regarding the appropriateness of the involved law enforcement officer's use of force by Attorney General, State's Attorney, or the internal review process of the law enforcement agency.

(c)(1) The Commission shall comprise the following members:

(A) the Attorney General or designee from a division other than that investigating the interaction;

(B) the Commissioner of Mental Health or designee;

(C) a member of the Vermont State Police, appointed by the Commissioner of Public Safety;

(D) a representative of frontline local law enforcement, appointed by the Vermont Association of Chiefs of Police;

(E) the Executive Director of the Vermont Criminal Justice Training Council or designee;

(F) a representative of the designated agencies, appointed by Vermont Care Partners;

(G) the director of Disability Rights Vermont or designee;

(H) an individual who has a personal experience of living with a mental illness or psychiatric disability, appointed by Vermont Psychiatric Survivors;

(I) a family member of an individual who experienced or is experiencing a mental condition or psychiatric disability, appointed by the Vermont chapter of the National Alliance on Mental Illness; and

(J) two regionally diverse at-large members, appointed by the Governor, who are not representative of subdivisions (A)–(G) of this subdivision (c)(1), such as an emergency dispatcher, specialist in interactions between law enforcement and individuals with a perceived mental condition, or a representative of the Vermont Human Rights Commission or Vermont Legal Aid.

(2) The members of the Commission specified in subdivision (1) of this subsection shall serve two-year terms. Any vacancy on the Commission shall be filled in the same manner as the original appointment. The replacement member shall serve for the remainder of the unexpired term.

(3) Members who are part of an organization involved in an interaction under review shall recuse themselves from that review and shall not access any information related to it. The Commission may appoint an interim replacement member to fill the category represented by the recused member for review of that interaction.

(d)(1) The Attorney General or designee shall call the first meeting of the Commission to occur on or before September 30, 2017.

(2) The Commission shall select a chair and vice chair from among its members at the first meeting, and annually thereafter.

(3) The Commission shall meet at such times as may reasonably be necessary to carry out its duties, but at least once in each calendar quarter.

(e) In any case under review by the Commission, upon written request of the Commission, a person who possesses information or records that are necessary and relevant to review an interaction shall, as soon as practicable, provide the Commission with the information and records. The Commission may subpoena information or records necessary and relevant to the review of an interaction from any person who does not provide information or records in his or her possession to the Commission upon receiving an initial written request. A person who provides information or records upon request of the Commission is not criminally or civilly liable for providing information or records in compliance with this section.

(f) The proceedings and records of the Commission are confidential and are not subject to subpoena, discovery, or introduction into evidence in a civil or criminal action. The Commission shall not use the information, records, or data for purposes other than those designated by subsections (a) and (i) of this section.

(g) To the extent permitted under federal law, the Commission may enter into agreements with nonprofit organizations and private agencies to obtain otherwise confidential information.

(h) Commission meetings are confidential and shall be exempt from 1 V.S.A. chapter 5, subchapter 2 (the Vermont Open Meeting Law). Commission records are exempt from public inspection and copying under the Public Records Act and shall be kept confidential.

(i) Notwithstanding 2 V.S.A. § 20(d), the Commission shall report its conclusions and recommendations to the Governor, General Assembly, and Chief Justice of the Vermont Supreme Court on or before January 15 of the first year of the biennium. The report shall disclose individually identifiable health information only to the extent necessary to convey the Commission's conclusions and recommendations, and any such disclosures shall be limited to

information already known to the public. The report shall be available to the public through the Office of the Attorney General.

Sec. 2. EFFECTIVE DATE

This act shall take effect on July 1, 2017.

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

Second Reading; Bill Amended; Third Reading Ordered

H. 167

Rep. Burditt of West Rutland, for the committee on Judiciary, to which had been referred House bill, entitled

An act relating to establishing drug possession thresholds to distinguish misdemeanor and felony crimes

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

Sec. 1. LEGISLATIVE FINDINGS

The General Assembly finds:

(1) According to Michael Botticelli, former Director of the Office of National Drug Control Policy, the National Drug Control Strategy recommends treating “addiction as a public health issue, not a crime.” Further, the strategy “rejects the notion that we can arrest and incarcerate our way out of the nation’s drug problem.”

(2) Vermont Chief Justice Paul Reiber has declared that “the classic approach of ‘tough on crime’ is not working in [the] area of drug policy” and that treatment-based models are proving to be a more effective approach for dealing with crime associated with substance abuse.

(3) A felony conviction record is a significant impediment to gaining and maintaining employment and housing, yet we know that stable employment and housing are an essential element to recovery from substance abuse and desistance of criminal activity that often accompanies addiction.

(4) In a 2014 study by the PEW Research Center, 67 percent of people polled said government should focus more on providing treatment to people who use illicit drugs and less on punishment. The Center later reported that states are leading the way in reforming drug laws to reflect this opinion: State-level actions have included lowering penalties for possession and use of illegal drugs, shortening mandatory minimums or curbing their applicability,

removing automatic sentence enhancements, and establishing or extending the jurisdiction of drug courts and other alternatives to the regular criminal justice system.

(5) Vermont must look at alternative approaches to the traditional criminal justice model for addressing low-level illicit drug use if it is going to reduce the effects of addiction and addiction-related crime in this State.

Sec. 2. STUDY

(a) The Office of Legislative Council shall examine the issue of a public health approach to low-level possession and use of illicit drugs in Vermont as an alternative to the traditional criminal justice model, looking to trends both nationally and internationally, with a goal of providing policymakers a range of approaches to consider during the 2018 legislative session.

(b) The Office of Legislative Council shall report its findings to the General Assembly on or before November 15, 2017.

Sec. 3. EFFECTIVE DATE

This act shall take effect on July 1, 2017.

And that after passage the title of the bill be amended to read: “An act relating to alternative approaches to addressing low-level illicit drug use”

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

Favorable Report; Second Reading; Third Reading Ordered

H. 152

Rep. Lalonde of South Burlington, for the committee on Judiciary, to which had been referred House bill, entitled

An act relating to the Vermont Revised Uniform Fiduciary Access to Digital Assets Act

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 eleven o'clock and forty-two minutes in the forenoon, the Speaker declared a recess until the fall of the gavel.

At one o'clock and thirty-nine minutes in the afternoon, the Speaker called the House to order.

Message from the Senate No. 32

A message was received from the Senate by Mr. Marshall, its Assistant Secretary, as follows:

Madam Speaker:

I am directed to inform the House that:

The Senate has on its part passed Senate bill of the following title:

S. 4. An act relating to publicly accessible meetings of an accountable care organization's governing body.

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

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

J.R.S. 24. Joint resolution relating to weekend adjournment.

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

**Favorable Report; Second Reading;
Third Reading Ordered**

H. 347

Rep. Sibia of Dover, for the committee on Energy and Technology, to which had been referred House bill, entitled

An act relating to the State Telecommunications Plan

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.

Second Reading; Bill Amended; Third Reading Ordered

H. 422

Rep. Conquest of Newbury, for the committee on Judiciary, to which had been referred House bill, entitled

An act relating to confiscation of dangerous or deadly weapons from a person arrested or cited for domestic assault

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

Sec. 1. FINDINGS

The General Assembly finds:

(1) The State of Vermont has a compelling interest in preventing domestic abuse.

(2) Domestic violence is often volatile, escalates rapidly, and possibly fatal. The victim has a substantial interest in obtaining immediate relief because any delay may result in further injury or death. The State's compelling interest in protecting domestic violence victims from actual or threatened harm and safeguarding children from the effects of exposure to domestic violence justifies providing law enforcement officers with the authority to undertake immediate measures to stop the violence. For these reasons the State has a special need to remove firearms from a home where law enforcement has probable cause to believe domestic violence has occurred.

(3) The General Assembly recognizes that it is current practice for law enforcement to remove firearms from a domestic violence scene if the firearms are contraband or evidence of the offense. However, given the potential harm of delay during a domestic violence incident, this legislation authorizes law enforcement officers to temporarily remove other dangerous firearms from persons arrested or cited for domestic violence, while protecting rights guaranteed by the Vermont and U.S. Constitutions, and insuring that those firearms are returned to the owner as soon as doing so would be safe and lawful.

Sec. 2. 13 V.S.A. § 1048 is added to read:

§ 1048. REMOVAL OF FIREARMS

(a) When a law enforcement officer arrests or cites a person for domestic assault in violation of this subchapter, the officer may remove any firearm obtained pursuant to a search warrant or a judicially recognized exception to the warrant requirement if the removal is necessary for the protection of the officer or any other person.

(b)(1) The law enforcement agency in possession of a firearm removed pursuant to his section shall return it to the person from whom it was removed or to any other person whom the agency reasonably believes is an owner of the firearm within five days after removal if the person requests that the firearm be returned, unless:

(A) the firearm is being or may be used as evidence in a pending criminal or civil proceeding;

(B) a court orders relinquishment of the firearm pursuant to 15 V.S.A. chapter 21 (abuse prevention) or any other provision of law consistent with 18 U.S.C. § 922(g)(8), in which case the weapon shall be stored pursuant to 20 V.S.A. § 2307; or

(C) the person requesting the return is prohibited by law from possessing a firearm.

(2) A law enforcement officer who removes a firearm pursuant to this section shall provide notice of the procedure to obtain return of the firearm to the person from whom it was removed.

(c) This section shall not be construed to permit conduct by a law enforcement officer that violates the U.S. or Vermont Constitution.

(d)(1) A law enforcement officer shall not be subject to civil or criminal liability for acts or omissions made in reliance on the provisions of this section. This section shall not be construed to create a legal duty to a victim or to any other person, and no action may be filed based upon a claim that a law enforcement officer removed or did not remove a firearm as authorized by this section.

(2) A law enforcement agency shall be immune from civil or criminal liability for any damage or deterioration of firearms removed, stored, or transported pursuant to this section. This subdivision shall not apply if the damage or deterioration occurred as a result of recklessness, gross negligence, or intentional misconduct by the law enforcement agency.

(3) This section shall not be construed to limit the authority of a law enforcement agency to take any necessary and appropriate action, including disciplinary action, regarding an officer’s performance in connection with this section.

Sec. 3. EFFECTIVE DATE

This act shall take effect on September 1, 2017.

And that after passage the title of the bill be amended to read: “An act relating to removal of firearms from a person arrested or cited for domestic assault”

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 amended as recommended by the Committee on Judiciary? **Rep. Savage of Swanton** 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 amended as recommended by the Committee on Judiciary? was decided in the affirmative. Yeas, 78. Nays, 67.

Those who voted in the affirmative are:

- | | | |
|-------------------------|--------------------------|-------------------------|
| Ancel of Calais | Forguites of Springfield | McCormack of Burlington |
| Bartholomew of Hartland | Gannon of Wilmington | McCullough of Williston |
| Belaski of Windsor | Gardner of Richmond | Miller of Shaftsbury |
| Bissonnette of Winooski | Giambatista of Essex | Morris of Bennington |
| Bock of Chester | Gonzalez of Winooski | Mrowicki of Putney |

Botzow of Pownal	Grad of Moretown	Ode of Burlington
Briglin of Thetford	Greshin of Warren	O'Sullivan of Burlington
Brumsted of Shelburne	Haas of Rochester	Pugh of South Burlington
Buckholz of Hartford	Head of South Burlington	Rachelson of Burlington *
Burke of Brattleboro	Hill of Wolcott	Scheu of Middlebury
Carr of Brandon	Hooper of Montpelier	Sharpe of Bristol
Chesnut-Tangerman of Middletown Springs	Hooper of Brookfield	Sheldon of Middlebury
Christensen of Weathersfield	Houghton of Essex	Squirrell of Underhill
Christie of Hartford	Howard of Rutland City	Stevens of Waterbury
Cina of Burlington	Jessup of Middlesex	Stuart of Brattleboro *
Colburn of Burlington	Joseph of North Hero	Sullivan of Burlington
Conlon of Cornwall	Keenan of St. Albans City	Till of Jericho
Connor of Fairfield	Kimbell of Woodstock	Toleno of Brattleboro
Conquest of Newbury	Kitzmiller of Montpelier	Toll of Danville
Copeland-Hanzas of Bradford	Krowinski of Burlington *	Townsend of South Burlington
Dakin of Colchester	Lalonde of South Burlington	Walz of Barre City
Deen of Westminster	Lanpher of Vergennes	Webb of Shelburne
Donovan of Burlington	Lippert of Hinesburg	Wood of Waterbury
Dunn of Essex	Long of Newfane	Yacavone of Morristown
Emmons of Springfield	Lucke of Hartford	Yantachka of Charlotte
Fields of Bennington	Macaig of Williston	
	Masland of Thetford	

Those who voted in the negative are:

Ainsworth of Royalton	Higley of Lowell	Potter of Clarendon
Bancroft of Westford	Hubert of Milton	Quimby of Concord
Baser of Bristol	Jickling of Brookfield	Rosenquist of Georgia
Beck of St. Johnsbury	Juskiewicz of Cambridge	Savage of Swanton
Beyor of Highgate	Keefe of Manchester	Scheuermann of Stowe
Brennan of Colchester	LaClair of Barre Town	Shaw of Pittsford
Browning of Arlington	Lawrence of Lyndon	Sibilia of Dover
Burditt of West Rutland	Lefebvre of Newark	Smith of Derby
Canfield of Fair Haven	Lewis of Berlin	Smith of New Haven
Condon of Colchester	Marcotte of Coventry	Strong of Albany
Corcoran of Bennington	Martel of Waterford	Sullivan of Dorset
Cupoli of Rutland City	McCoy of Poultney	Tate of Mendon
Devereux of Mount Holly	McFaun of Barre Town	Taylor of Colchester
Dickinson of St. Albans	Morrissey of Bennington	Terenzini of Rutland Town
Donahue of Northfield	Murphy of Fairfax	Trieber of Rockingham
Fagan of Rutland City	Myers of Essex	Troiano of Stannard
Feltus of Lyndon	Nolan of Morristown	Turner of Milton
Frenier of Chelsea	Norris of Shoreham	Van Wyck of Ferrisburgh
Gage of Rutland City	Noyes of Wolcott	Viens of Newport City
Gamache of Swanton	Olsen of Londonderry	Willhoit of St. Johnsbury
Graham of Williamstown	Parent of St. Albans Town	Wright of Burlington *
Hebert of Vernon	Pearce of Richford	
Helm of Fair Haven	Poirier of Barre City	

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

Batchelor of Derby	Weed of Enosburgh
Partridge of Windham	Young of Glover

Rep. Krowinski of Burlington explained her vote as follows:

“Madam Speaker:

We have a domestic violence problem in our state. By creating a cooling off period we give families and law enforcement one more tool to prevent escalation. 18 states have similar laws on the books. I vote yes to support and protect victims.”

Rep. Rachelson of Burlington explained her vote as follows:

“Madam Speaker:

I voted yes. In many states these laws have already made a difference. This bill could truly save lives by giving people a chance to make safety plans without fearing for their lives. It is my hope that Stella, the brave mother who testified on this bill, will feel some comfort knowing she’s helped to save some others from the tragic loss she experienced from her daughter’s murder in 2013.”

Rep. Stuart of Brattleboro explained her vote as follows:

“Madam Speaker:

I proudly vote yes on behalf of H.422. It would be a sad day for Vermont to be surpassed by New Hampshire, which passed a bill that actually goes further than this bill does, in terms of protecting those who suffer at the hands of domestic abusers. Madam speaker, this bill is not about the second amendment. And this bill does not take away anyone's rights. Madam speaker, new hampshire's motto is: "live free or die". Madam speaker my question is: how many more women need to die at the hands of domestic abusers? And how many children must suffer the trauma of seeing their mothers murdered or be left without one of the most important person in their lives? Madam speaker, Vermont can and must do better. God bless the green mountain state for passing this bill.

Rep. Wright of Burlington explained his vote as follows:

“Madam Speaker:

We do have a problem with domestic violence in Vermont, but this bill is constitutionally challenged and much of what the bill proposes to accomplish can be done through existing law. Let’s be serious about domestic violence and pass legislation that helps to convict abusers and put them away for much

longer than 5 days.”

Thereupon, third reading was ordered.

Second Reading; Bill Amended; Third Reading Ordered

H. 136

Rep. Walz of Barre City, for the committee on General, Housing and Military Affairs, to which had been referred House bill, entitled

An act relating to accommodations for pregnant employees

Reported in favor of its passage when amended as follows:

First: In Sec. 1, 21 V.S.A. § 495k (accommodations for pregnancy related conditions), in subdivision (a)(4), following “an employee who the employer knows” by striking out “, or should know,”

Second: In Sec. 1, 21 V.S.A. § 495k (accommodations for pregnancy related conditions), following subsection (c), by inserting a new subsection to read as follows:

(d) An employer shall post notice of the provisions of this section in a form provided by the Commissioner in a place conspicuous to employees at the employer’s place of business.

Third: In Sec. 2, Effective Date, by striking out the section in its entirety and inserting in lieu thereof the following:

Sec. 2. EFFECTIVE DATES

(a) This section and in Sec. 1, 21 V.S.A. § 495k subsections (a)–(c) shall take effect on July 1, 2017.

(b) In Sec. 1, 21 V.S.A. § 495k subsection (d) shall take effect on January 1, 2018.

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

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

H. 108

Rep. Colburn of Burlington moved that the committee on Judiciary be relieved of House bill, entitled

An act relating to limiting drug-related criminal liability and civil forfeiture actions against persons associated with an approved safer drug consumption

program

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

Adjournment

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