

House Calendar

TUESDAY, FEBRUARY 3, 2009

28th DAY OF BIENNIAL SESSION

House Convenes at 10:00 A. M.

TABLE OF CONTENTS

Page No.

ACTION CALENDAR

Action Postponed Until Tuesday, February 3, 2009

Favorable with Amendment

- H. 6** Relating to Sale of Engine Coolants and Antifreeze 48
Rep. Young of St. Albans City for Natural Resources and Energy

For Action Under Rule 52

- H.R. 6** Pertaining to Jurisdiction of Committee on Agriculture 49

CONSENT CALENDAR

(See Addendum to House and Senate Calendar)

- H.C.R. 30** Honoring Bennington Probate Judge Doris S. Buchanan..... 49
H.C.R. 31 Recognizing Work of National Alliance of Mental Illness 50
H.C.R. 32 Congratulating Power Companies for '08 Ice Storm Repairs ... 50
H.C.R. 33 In Memory of Mary Jane Shriver of Barre Town..... 50
H.C.R. 34 Congratulating Williston AllStars Little League Baseball Team 50
H.C.R. 35 Congratulating Bennington Order of Eagles 100th Anniversary 50
S.C.R. 7 Celebrating the 75th Anniversary of the Vermont Farm Show... 50
S.C.R. 8 Recognizing VT Weather Fortitude in Comparison to N. H. 50

ORDERS OF THE DAY

ACTION CALENDAR

Action Postponed Until Tuesday, February 3, 2009

Pending Action: Second Reading of the bill.

Favorable with Amendment

H. 6

An act relating to the sale of engine coolants and antifreeze.

Rep. Young of St. Albans City, for the Committee on **Natural Resources and Energy**, recommends the bill be amended by striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 9 V.S.A. chapter 76, subchapter 1 is added to read:

Subchapter 1. Hydraulic Brake Fluids

Sec. 2. 9 V.S.A. chapter 76, subchapter 2 is added to read:

Subchapter 2. Sale of Engine Coolants and Antifreeze

§ 2841. AVERSIVE AGENT REQUIRED

As of January 1, 2011, a person shall not sell or offer to sell in this state any engine coolant or antifreeze that contains more than 10 percent ethylene glycol unless the engine coolant or antifreeze includes denatonium benzoate at a minimum of 30 parts per million and a maximum of 50 parts per million as an aversive agent within the product so as to render it unpalatable, except that this subchapter shall not apply to product inventory purchased by retailers prior to January 1, 2011.

§ 2842. RECORDS OF MANUFACTURER AND PACKAGER

Any manufacturer or packager of engine coolant or antifreeze subject to this subchapter shall maintain a record of the trade name, the scientific name, and the active ingredients of the aversive agent used pursuant to this subchapter. Information and documentation maintained pursuant to this subchapter must be furnished to any member of the public upon request.

§ 2843. LIMITATION OF LIABILITY

A manufacturer, distributor, recycler, or seller of any engine coolant or antifreeze that contains denatonium benzoate as required under this subchapter is not liable to any person for any personal injury, death, property damage,

damage to the environment or natural resources, or economic loss that results from the inclusion of denatonium benzoate if included in concentrations mandated by this subchapter. This section does not provide immunity to any person for liability to the extent that the cause of liability is not related to the inclusion of denatonium benzoate in any engine coolant or antifreeze as required by this subchapter.

§ 2844. MISCONDUCT NEGATES LIMITATION OF LIABILITY

The limitation of liability under section 2843 of this title does not apply if the personal injury, death, property damage, damage to the environment or natural resources, or economic loss results from willful or reckless misconduct by the manufacturer, the distributor, the recycler or the seller of the ethylene glycol engine coolant or antifreeze.

§ 2845. EXCEPTIONS

This subchapter does not apply to the sale of a motor vehicle that contains engine coolant or antifreeze.

Sec. 3. EFFECTIVE DATE

This act shall take effect upon passage.

(Committee vote: 11-0-0)

For Action Under Rule 52

H. R. 6

House resolution to amend Rule 25 of the Rules of the House of Representatives pertaining to the jurisdiction of the committee on agriculture.

(For text see House Journal January 30, 2009)

CONSENT CALENDAR

Concurrent Resolutions for Notice Under Joint Rule 16

The following concurrent resolutions have been introduced for approval by the House and Senate and have been printed in the Senate and House Addendum to today's calendars. These will be adopted automatically unless a member requests floor consideration before the end of the session of the next legislative day. Requests for floor consideration should be communicated to the Clerk of the House or to a member of his staff.

(For text of Resolutions, see Addendum to House and Senate Notice Calendar for Friday, January 30, 2009)

H.C.R. 30

House concurrent resolution honoring the judicial career of Bennington Probate Judge Doris S. Buchanan

H.C.R. 31

House concurrent resolution recognizing the work of the National Alliance of Mental Illness

H.C.R. 32

House concurrent resolution commending the leadership of Central Vermont Public Service and the support of other electric companies and state offices in restoring electric power in southern Vermont following the December 2008 ice storm

H.C.R. 33

House concurrent resolution in memory of Mary Jane Shriver of Barre Town

H.C.R. 34

House concurrent resolution congratulating the 2008 Williston All Stars state championship Little League Baseball team

H.C.R. 35

House concurrent resolution congratulating the Fraternal Order of Eagles' Bennington Aerie #1861 on its centennial anniversary

S.C.R. 7.

Senate concurrent resolution celebrating the 75th anniversary of the Vermont Farm Show.

S.C.R. 8.

Senate concurrent resolution recognizing the greater weather fortitude of the Vermont General Assembly in comparison to the New Hampshire General Court.

PUBLIC HEARINGS

Tuesday, February 10, 2009 – House Chambers – 4:00 P.M. – Deployment of National Guard – House Committee on General, Housing and Military Affairs

**Joint Public Hearing on Fiscal Year 2010 budget
on Vermont Interactive Television**

Appropriations Committees

Monday, February 9, 2009, 4:30 - 7:00 p.m. – The House and Senate Appropriations Committees will hold a joint public hearing on Vermont Interactive Television (V.I.T.) to give Vermonters throughout the state an opportunity to express their views about the State budget for fiscal year 2010. All V.I.T. sites will be available for the hearing: Bennington, Brattleboro, Castleton, Johnson, Lyndonville, Middlebury, Montpelier, Newport, Randolph Center, Rutland, Springfield, St. Albans, Waterbury, White River Junction and Williston. V.I.T.'s web site has an up-to-date location listing, including driving directions, addresses and telephone numbers.

For information about the format of this event, interested parties may call the House Appropriations Committee office at 802/828-5970. Requests for interpreters should be made to the office by 12:00 noon on Friday, January 23, 2009.

JOINT ASSEMBLY

Thursday, February 19, 2009 – 10:30 A.M. – House Chamber –Election of a Sergeant at Arms, of an Adjutant and Inspector General, and of three (3) trustees for the University of Vermont, and Vermont and State Agricultural College.

Candidates for the positions of Sergeant at Arms and of Adjutant and Inspector General, and legislative candidates for UVM trustees must notify the Secretary of State **in writing** of their candidacies not later than Thursday, February 12, 2009, 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.

NOTICE

Training Schedule re: Sexual Harassment

Friday, February 6 – 1:00 p.m. - 2:15 p.m.

Friday, February 6 – 3:00 p.m. - 4:15 p.m.

Wednesday, February 11 – 3:00 p.m. - 4:15 p.m.

Meeting rooms to be announced.