

Senate Calendar

FRIDAY, FEBRUARY 05, 2010

SENATE CONVENES AT: 8:30 A.M.

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CONCURRENT RESOLUTIONS FOR NOTICE

S.C.R. 37-40 (For text of Resolutions, see Addendum to Senate and House Calendar for February 5, 2010)

H.C.R. 230-237 (For text of Resolutions, see Addendum to House Calendar for February 5, 2010)

ORDERS OF THE DAY

ACTION CALENDAR

UNFINISHED BUSINESS OF THURSDAY, FEBRUARY 4, 2010

Second Reading

Favorable with Recommendation of Amendment

S. 90.

An act relating to representative annual meetings.

Reported favorably with recommendation of amendment by Senator Doyle for the Committee on Government Operations.

The Committee recommends that the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 17 V.S.A. § 2640a is added to read:

§ 2640a. REPRESENTATIVE ANNUAL MEETINGS

(a) A municipality with a population of 5,000 or greater may vote at a special or annual town meeting to establish a representative form of annual or special meeting.

(b) A representative form of annual or special meeting is a meeting of members elected by district to exercise exclusively all powers vested in the voters of the town. At a representative annual or special meeting, the members shall act upon all articles on the warning except those which relate to the election of officers, referenda, and other matters voted upon by Australian ballot.

(c) A vote to establish a representative form of annual or special meeting shall include a vote to establish:

(1) a certain number of elected members, a range of elected members, or a ratio of elected members to the number of voters. However, in no case shall the number of elected members be less than 100;

(2) a certain number of districts and the boundaries of those districts;

(3) who shall be ex officio voting members of the meeting;

(4) the procedure for accomplishing the representative meeting;

(5) any specific action to be taken at the representative meeting; and

(6) a procedure whereby the voters of the municipality may reconsider any action taken at a representative meeting.

(d) A vote establishing a representative form of annual or special meeting shall remain in effect until the municipality votes to discontinue or establish a new representative form of annual or special meeting at an annual or special meeting duly warned for that purpose.

(Committee vote: 5-0-0)

NEW BUSINESS

Third Reading

S. 280.

An act relating to prohibiting texting while operating on a highway.

NOTICE CALENDAR

Committee Bill for Second Reading

S. 282.

An act relating to updating and clarifying provisions regarding commercial driver licenses and commercial motor vehicles.

By the Committee on Transportation.

ORDERED TO LIE

S. 99.

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

PENDING ACTION: Third Reading

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)

Steven Gurin of Barre - Member of the Vermont Educational & Health Buildings Financing Agency - By Senator Cummings for the Committee on

Finance. (2/3/10)

PUBLIC HEARINGS

Wednesday, February 10, 2010 - 9:00 A.M. - Room 10 - Re: Cell phone use while driving - Senate Committee on Transportation.

Tuesday, February 16, 2010 - 2:45 - 4:00 P.M. - Room 11 - Re: Governor's proposed FY2011 state budget - House Committee on Appropriations.

Wednesday, February 17, 2010 - 9:30-10:45 P.M. - Room 11 - Re: Governor's proposed FY2011 State Budget - House Committee on Appropriations.

PUBLIC HEARING

Joint Public Hearing on Fiscal Year 2011 budget on Vermont Interactive Television Appropriations Committees

Monday, February 8, 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 2011. 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, <http://www.vitlink.org/>.

For information about the format of this event, interested parties may call the House Appropriations Committee office at 802/828-5767. Requests for interpreters should be made to the office by 12:00 noon on Friday, January 29, 2010.

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.

28. Vermont Center for Geographic Information Inc. Annual Report 2010. (January 2010)

29. Oversight and Implementation of the Wastewater System and Potable Water Supply Rules Annual Report. (January 2010)
30. Education Legislative Report. (Vermont School Boards Association/Vermont Superintendents Association/Vermont Principals' Association) (January 2010)
31. Vermont Labor Relations Board 2008 and 2009 Annual Reports. (January 2010)
32. Vermont Drinking Water State Revolving Fund Loans Awarded to Certain Nonprofit Privately-Owned Community Water Systems. (Agency of Natural Resources, Department of Environmental Conservation) (January 2010)
33. Regulation of Salvage Yards Report. (Agency of Natural Resources, Department of Environmental Conservation, Compliance and Enforcement Division) (January 2010)
34. Vermont Children's Trust Foundation Tax Check-Off Report. (Department for Children & Families/Child Development Division; Children and Family Council for Prevention Programs; Vermont Children's Trust Foundation) (February 2010)
35. Agency of Natural Resources Report on Mercury Thermostat Collection. (Department of Environmental Conservation) (February 2010)
36. Invasive Species Report. (Agency of Natural Resources, Department of Environmental Conservation) (February 2010)

NOTICE OF JOINT ASSEMBLY

Thursday, 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 Thursday, 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.