

Senate Calendar

FRIDAY, FEBRUARY 04, 2011

SENATE CONVENES AT: 11:30 P.M.

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CONCURRENT RESOLUTIONS FOR NOTICE

S.C.R. 4 (For text of Resolutions, see Addendum to Senate and House Calendar for February 4, 2011)

H.C.R. 39-45 (For text of Resolutions, see Addendum to Senate and House Calendar for February 4, 2011)

ORDERS OF THE DAY

ACTION CALENDAR

NEW BUSINESS

Third Reading

H. 65.

An act relating to fiscal year 2011 budget adjustment.

**AMENDMENT TO SENATE PROPOSAL OF AMENDMENT TO H. 65
TO BE OFFERED BY SENATOR KITCHEL, ON BEHALF OF THE
COMMITTEE ON APPROPRIATIONS, BEFORE THIRD READING**

Senator Kitchel moves to amend the Senate proposal of amendment as follows:

First: In Sec. 51, by striking out Sec. 6 of No. 68 of the Acts of the 2009 Adj. Sess. (2010) in its entirety and inserting in lieu thereof a new Sec. 6 of No. 68 of the Acts of the 2009 Adj. Sess. (2010) to read as follows:

Sec. 6. EDUCATION CHALLENGES

(a)(1) ~~The focus on learning challenge is to education policy makers and school administrators to improve student learning and reduce costs. of administration, resulting in education spending savings of \$13.3 million in fiscal year 2011, and education spending savings of \$40 million in fiscal year 2012. In fiscal year 2012, 25 percent of the total savings will be reinvested in instructional activities.~~

~~(2) The special education incentives challenge is to education policy makers and school administrators to improve special education student outcomes, including graduation rates and employment, while spending five percent less in fiscal year 2011 than in fiscal year 2010, and 7.5 percent less in fiscal year 2012 than in fiscal year 2010.~~

* * *

Second: In Sec. 56, Sec. B.1103(c) of No. 156 of the Acts of the 2009 Adj. Sess. (2010), by adding before the last sentence the following:

All other factors being equal systemwide, supervisory unions and their member districts that achieve spending reductions will incur lower property taxes for every school district statewide. To the extent that supervisory unions and their member districts do not achieve spending reductions, property taxes will be higher for every school district statewide. The commissioner of education shall, in consultation with the Vermont school boards association, the Vermont

superintendent's association, the Vermont principals' association, and Vermont-national education association, develop a plan by April 1, 2011 to assist Vermont schools to achieve at least \$23.2 million in reduced local education spending systemwide by fiscal year 2013. The plan would identify the technical assistance, facilitation, and adoption of best practices needed by schools to assist them in reaching this goal. To recognize the accomplishments of model supervisory unions and districts for actions in the past two fiscal years as well as the next two fiscal years, the plan would also include the ways incentives and awards for innovation could be used to promote the goal of obtaining the best educational outcomes for students in a most cost-effective way.

Third: In Sec. 68, E.338(c) of No. 156 of the Act of the 2009 Adj. Sess. (2010) by striking out the figure “\$20,000” and inserting in lieu thereof the figure \$22,000

Second Reading

Favorable

H. 8.

An act relating to approval of amendments to and codification of the charter of the town of Jamaica.

Reported favorably by Senator Galbraith for the Committee on Government Operations.

(Committee vote: 5-0-0)

CONCURRENT RESOLUTIONS FOR NOTICE

S.C.R. 4 (For text of Resolutions, see Addendum to Senate and House Calendar for February 4, 2011)

H.C.R. 39-45 (For text of Resolutions, see Addendum to Senate and House Calendar for February 4, 2011)

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.

Kate Duffy of Williston – Commissioner of the Department of Human Resources– By Sen. Flory for the Committee on Government Operations. (1/25/11)

Jim Reardon of Essex Junction – Commissioner of the Department of Finance and Management – By Sen. White for the Committee on Government Operations. (1/28/11)

Chuck Ross of Hinesburg – Secretary of the Agency of Agriculture – By Sen. Kittell for the Committee on Agriculture. (1/28/11)

Robert D. Ide of Peacham – Commissioner of the Department of Motor Vehicles – By Sen. Kitchel for the Committee on Transportation. (1/28/11)

Jeb Spaulding of Montpelier – Secretary of the Agency of Administration – By Sen. Pollina for the Committee on Government Operations. (1/28/11)

Mary Peterson of Williston – Commissioner of the Department of Taxes – By Sen. Westman for the Committee on Finance. (1/28/11)

Steve Kimbell of Tunbridge – Commissioner of the Department of Banking, Insurance, Securities and Health Care Administration – By Sen. Cummings for the Committee on Finance. (1/28/11)

Brian Searles of Burlington – Secretary of the Agency of Transportation – By Sen. Mazza for the Committee on Transportation. (2/1/11)

Bruce Post of Essex Junction – Member of the Board of Libraries – By Sen. Baruth for the Committee on Education. (2/4/11)

Jason Gibbs of Duxbury – Member of the Community High School of Vermont Board – By Sen. Doyle for the Committee on Education. (2/15/11)

John Fitzhugh of West Berlin – Member of the Board of Libraries – By Sen. Doyle for the Committee on Education. (2/15/11)

Susan Wehry of Burlington – Commissioner of the Department of Disabilities, Aging and Independent Living – By Sen. Pollina for the Committee on Health and Welfare. (2/15/11)

Dave Yacavone of Morrisville – Commissioner of the Department of Children and Families – By Sen. Fox for the Committee on Health and Welfare. (2/15/11)

Christine Oliver of Montpelier – Commissioner of the Department of Mental Health – By Sen. Mullin for the Committee on Health and Welfare. (2/15/11)

Doug Racine of Richmond – Secretary of the Agency of Human Services – By Sen. Ayer for the Committee on Health and Welfare. (2/15/11)

PUBLIC HEARINGS

Tuesday, February 22, 2011 – Room 10 – 2:30–4:30 P.M. – Re: Governor’s Proposed FY2012 State Budget – House Committee on Appropriations.

Wednesday, February 23, 2011 – Room 11 – 9:00-11:00 A.M. – Re: Governor’s Proposed FY2012 State Budget – House Committee on Appropriations.

JOINT ASSEMBLY

Thursday, February 17, 2011 – 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 must notify the Secretary of State **in writing** of their candidacies not later than Thursday, February 10, 2011, by 5:00 P.M., pursuant 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 that one (1) minute each for each nominee.

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. List of boards and commissions created by Executive Order, authorized to receive per diem compensation, pursuant to 32 VSA Sec. 1010(e), (Agency of Administration, Office of the Secretary) (November 2010).
2. Board of Pharmacy, 2010 Annual Report on Remote Pharmacy Pilot Project. (Office of the Secretary of State, Board of Pharmacy) (December 2010).
3. Department of Liquor Control Annual Report. (January 2011).

4. Report on Tobacco Compliance Tests Conducted During Calendar Year 2010. (Department of Liquor Control) (January 2011).
5. Government Restructuring Report. (Government Accountability Committee) (January 2011).
6. Oversight and Implementation of the Wastewater System and Potable Water Supply Rules. (Agency of Natural Resources, Department of Environmental Conservation, Wastewater Management Division) (January 2011).
7. Review of the “Overshadowing of Water Supply-Wastewater System Isolation Distances. (Agency of Natural Resources, Department of Environmental Conservation, Wastewater Management Division) (January 2011).
8. Vermont Parent Representation Center, Inc. (January 2011).
9. Inmates who are Parents; Children and Families; Contact Policies – (Department of Corrections) (February 2011).
10. Property Valuation and Review Division Annual Report..(Department of Taxes) (February 2011).