

# Senate Calendar

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THURSDAY, MARCH 29, 2012

SENATE CONVENES AT: 12:45 P.M.

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**ACTION CALENDAR  
UNFINISHED BUSINESS**

**Third Reading**

**AMENDMENT TO S. 151 TO BE OFFERED BY SENATOR ASHE  
BEFORE THIRD READING**

Senator Ashe moves to amend the bill as follows

First: In Sec. 1, 9 V.S.A. § 3221, by striking out subsection (a) in its entirety and inserting a new subsection (a) to read as follows:

(a) A scrap metal processor as defined in 9 V.S.A. § 3021 shall not knowingly purchase or give anything of value in exchange for a metal grave marker, or any grave ornament or flag holder bearing a description or an emblem from any branch of the United States armed services or a police or fire department or which bears the designation “veteran.”

Second: In Sec. 1, 9 V.S.A. § 3221 in subsection (b) by striking out the words “business or metal dealer” and inserting in lieu thereof the following: scrap metal processor

Third: In Sec. 1, 9 V.S.A. § 3221, by striking out subsection (c) in its entirety

**Second Reading**

**Favorable with Proposal of Amendment**

**H. 634.**

An act relating to remedies for failure to pay municipal tickets.

**Reported favorably with recommendation of proposal of amendment by Senator White for the Committee on Judiciary.**

The Committee recommends that the Senate propose to the House to amend the bill by striking out Sec. 3 in its entirety and inserting in lieu thereof a new Sec. 3 to read as follows:

**Sec. 3. EFFECTIVE DATES**

(a) Sec. 1 of this act shall take effect on July 1, 2012.

(b) Sec. 2 of this act and this section shall take effect on passage.

(Committee vote: 4-0-1)

(For House amendments, see House Journal for March 21, 2012, page 297.)

**Joint Resolution for Action**

**J.R.S. 52.**

Joint resolution relating to the issuance of a commemorative United States postage stamp in honor of former United States Senator George D. Aiken.

(For text of resolution, see Senate Journal of March 21, 2012, page 401.)

**NEW BUSINESS**

**Third Reading**

**S. 183.**

An act relating to the testing of potable water supplies.

**S. 200.**

An act relating to the reporting requirements of health insurers.

**S. 223.**

An act relating to extending health insurance coverage for autism spectrum disorders.

**Joint Resolution For Action**

**J.R.H. 33.**

Joint resolution authorizing the state of Vermont to accept a reprint of an engraving of Thaddeus Stevens for the state house art collection.

(For text of resolution, see Senate Journal of March 28, 2012, page 495.)

**NOTICE CALENDAR**

**Second Reading**

**Favorable**

**H. 39.**

An act relating to persons authorized to direct disposition of service members' remains.

**Reported favorably by Senator Flory for the Committee on Government Operations.**

(Committee vote: 4-0-1)

## Favorable with Proposal of Amendment

### H. 21.

An act relating to the mutual benefit enterprise act.

#### **Reported favorably with recommendation of proposal of amendment by Senator Cummings for the Committee on Finance.**

The Committee recommends that the Senate propose to the House to amend the bill as follows:

First: In Sec. 1, in 11C V.S.A. § 203(a), in the second sentence, following the words “filed record” by striking out the words “and a receipt for the fees”

Second: In Sec. 1, in 11C V.S.A. § 207(a), by striking out the word “and” in subdivision (3), by redesignating subdivision (4) as subdivision (5), and by inserting a new subdivision (4) to read as follows:

(4) the name and business address of any director or officer; and

Third: In Sec. 1, in 11C V.S.A. § 207, by striking out subsection (c) in its entirety and inserting in lieu thereof a new subsection (c) to read:

(c) A mutual benefit enterprise or foreign enterprise authorized to transact business in this state shall deliver its annual report to the secretary for filing between January 1 and April 1 of each year, beginning in the year following the calendar year in which the mutual benefit enterprise is formed or the foreign enterprise is authorized to transact business in this state.

Fourth: In Sec. 1, in 11C V.S.A. § 207(e), following the words “designated office,” by striking out the words “the name of the agent for service of process” and inserting in lieu thereof the following: the name or business address of a director or officer

Fifth: In Sec. 1., by striking out 11C V.S.A. § 1214 in its entirety and redesignating that section as “[Reserved.]”

(Committee vote: 6-0-1)

(For House amendments, see House Journal for April 13, 2011, page 947.)

### H. 449.

An act relating to the designation of brook trout and walleye pike as the state fish of Vermont.

#### **Reported favorably with recommendation of proposal of amendment by Senator MacDonald for the Committee on Natural Resources and Energy.**

The Committee recommends that the Senate propose to the House to amend the bill in Sec. 1, by striking out subdivision (4) in its entirety and inserting in lieu thereof the following:

(4) the original designation of these two fish was championed by the students of Cornwall Elementary School, whose efforts resulted in a Joint Resolution, approved by the General Assembly on May 3, 1978 (J.R.S. 41), designating the two state fish.

(Committee vote: 5-0-0)

(For House amendments, see House Journal for January 26, 2012, page 95.)

### CONCURRENT RESOLUTIONS FOR NOTICE

**S.C.R. 40-42** (For text of Resolutions, see Addendum to House Calendar for March 29, 2012)

**H.C.R. 319-327** (For text of Resolutions, see Addendum to House Calendar for March 29, 2012)

### 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.

David Luce of Waterbury Center – Member of the Community High School of Vermont Board- By Sen. Kittell for the Committee on Education. (1/13/12)

Patrick Flood of East Calais – Commissioner of the Department of Mental Health – By Sen. Mullin for the Committee on Health and Welfare. (2/8/12)

John Snow of Charlotte – Member of the Vermont Economic Development Authority – By Sen. Fox for the Committee on Finance. (2/8/12)

Martin Maley of Colchester – Superior Court Judge – By Sen. Sears for the Committee on Judiciary. (2/9/12)

Alison Arms of South Burlington – Superior Court Judge – By Sen. Snelli8lng for the Committee on Judiciary. (2/16/12)

Robert Bishop of St. Johnsbury – Member of the State Infrastructure Bank Board – By Sen. MacDonald for the Committee on Finance. (2/21/12)

John Valente of Rutland – Member of the Vermont Municipal Bond Bank –  
By Sen. McCormack for the Committee on Finance. (2/21/12)

James Volz of Plainfield – Chair of the Public Service Board – By Sen.  
Cummings for the Committee on Finance. (2/21/12)

Ed Amidon of Charlotte – Member of the Valuation Appeals Board – By  
Sen. Ashe for the Committee on Finance. (2/21/12)

**NOTICE OF JOINT ASSEMBLY**

**March 29, 2012 – 1:00 P.M.** – Retention of Superior Court Judges: Karen  
R. Carroll and Dennis R. Pearson.

Retention of Magistrate: Barry Peterson.