

Journal of the Senate

TUESDAY, FEBRUARY 15, 2011

The Senate was called to order by the President *pro tempore*.

Devotional Exercises

Devotional exercises were conducted by the Reverend Mara Dowdall of Montpelier.

Pledge of Allegiance

Pages Lindsey Maloney and Alyssa Higgins then led the members of the Senate in the pledge of allegiance.

Joint Senate Resolution Adopted on the Part of the Senate

Joint Senate resolution of the following title was offered, read and adopted on the part of the Senate, and is as follows:

By Senators Carris and Mullin,

J.R.S. 19. Joint resolution relating to weekend adjournment.

Resolved by the Senate and House of Representatives:

That when the two Houses adjourn on Friday, February 18, 2011, it be to meet again no later than Tuesday, February 22, 2011.

Bills Introduced

Senate bills of the following titles were severally introduced, read the first time and referred:

S. 67.

By Senator White,

An act relating to the open meeting law.

To the Committee on Government Operations.

S. 68.

By Senators Sears, Campbell and Cummings,

An act relating to nonunanimous jury verdicts in civil actions.

To the Committee on Judiciary.

S. 69.

By Senators Pollina and White,

An act relating to government purchasing of Vermont products and services.

To the Committee on Government Operations.

Bills Referred

House bills of the following titles were severally read the first time and referred:

H. 46.

An act relating to youth athletes with concussions participating in athletic activities.

To the Committee on Health and Welfare.

H. 85.

An act relating to recognition of the Nulhegan Band of the Coosuk Abenaki Nation as a Native American Indian tribe.

To the Committee on Economic Development, Housing and General Affairs.

H. 86.

An act relating to recognition of the Elnu Abenaki tribe as a Native American Indian tribe.

To the Committee on Economic Development, Housing and General Affairs.

Bill Passed

Senate Committee bill of the following title was read the third time and passed:

S. 49. An act relating to commercial motor vehicle operation on the interstate system.

Third Readings Ordered**S. 12.**

Senator Ayer, for the Committee on Government Operations, to which was referred Senate bill entitled:

An act relating to adding a member from the area agencies on aging to the governor's commission on Alzheimer's disease and related disorders.

Reported that the bill ought to pass.

Senator Sears, for the Committee on Appropriations, to which the bill was referred, reported that the bill ought to pass.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, and third reading of the bill was ordered.

H. 30.

Senator Flory, for the Committee on Government Operations, to which was referred House bill entitled:

An act relating to requiring the board of governors of the unified towns and gores of Essex County to hear tax appeals.

Reported that the bill ought to pass in concurrence.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, and third reading of the bill was ordered.

Senate Concurrent Resolutions

The following joint concurrent resolutions, having been placed on the consent calendar on the preceding legislative day, and no Senator having requested floor consideration as provided by the Joint Rules of the Senate and House of Representatives, are hereby adopted on the part of the Senate:

By Senator Brock,

S.C.R. 5.

Senate concurrent resolution designating March 31, 2011 as Congenital Diaphragmatic Hernia Awareness Day.

By Senate Committee on Institutions,

By House Committee on Corrections and Institutions,

S.C.R. 6.

Senate concurrent resolution recognizing Gerald Myers for his outstanding accomplishments in the United States military and in local and state government.

By Senators Doyle, Cummings and Pollina,
By Representative Greshin,

S.C.R. 7.

Senate concurrent resolution congratulating the Waitsfield-Fayston Volunteer Fire Department on its centennial anniversary.

By Senators Doyle, Cummings and Pollina,
By Representatives Hooper and Kitzmiller,

S.C.R. 8.

Senate concurrent resolution commemorating the 20th anniversary of the enactment of the federal Americans with Disabilities Act and the Vermont Center for Independent Living's celebration of this landmark legislation.

By Senators Doyle, Cummings and Pollina,
By Representatives Kitzmiller and Hooper,

S.C.R. 9.

Senate concurrent resolution congratulating Onion River Community Access Media on its silver anniversary.

By Senators Doyle, Cummings and Pollina,
By Representatives Kitzmiller and Hooper,

S.C.R. 10.

Senate concurrent resolution congratulating Capitol Stationers of Montpelier on its 60th anniversary.

By Senators Doyle and Cummings,
By Representative Kitzmiller,

S.C.R. 11.

Senate concurrent resolution honoring the visionary leadership of Tracy Gallo during her state government service.

By Senators Doyle, Cummings and Pollina,
By Representative Hooper and others,

S.C.R. 12.

Senate concurrent resolution congratulating the Central Vermont Tennis Association on its 40th anniversary.

[The full text of the Senate concurrent resolutions appeared in the Senate calendar addendum for February 11, 2011, and, if adopted in concurrence by the House, will appear in the volume of the Public Acts and Resolves to be published for this session of the seventieth-first biennial session of the Vermont General Assembly.]

House Concurrent Resolutions

The following joint concurrent resolutions having been placed on the consent calendar on the preceding legislative day, and no Senator having requested floor consideration as provided by the Joint Rules of the Senate and House of Representatives, are hereby adopted in concurrence:

By Representative Miller,

By Senators Sears and Hartwell,

H.C.R. 46.

House concurrent resolution honoring Shaftsbury town clerk Judith Stratton and resident Florence Beebe for their comprehensive cataloguing and historical annotating of veterans' grave sites in Shaftsbury.

By Representative Myers and others,

H.C.R. 47.

House concurrent resolution honoring the town of Essex Police Chief Leo Nadeau on the conclusion of his superb four-decade-long law enforcement career.

By Representative Mook and others,

By Senators Sears and Hartwell,

H.C.R. 48.

House concurrent resolution honoring Charles Gingo for his exemplary leadership of state social services in Bennington County.

By Representatives Hooper and Kitzmiller,

By Senators Cummings, Doyle and Pollina,

H.C.R. 49.

House concurrent resolution congratulating Pamela Arnold on being named the 2010 Vermont Principals' Association's Middle School Principal of the Year.

By All Members of the House,

H.C.R. 50.

House concurrent resolution congratulating Caroline Bright on being named Miss Vermont for 2010.

By Representative Edwards and others,

H.C.R. 51.

House concurrent resolution recognizing the important role of nonprofit organizations in Vermont.

By Representatives Strong and Young,

H.C.R. 52.

House concurrent resolution in memory of Mary Pat O'Hagan of Sheffield.

By Representative Koch and others,

By Senators Benning, Brock, Campbell, Carris, Fox, Galbraith, Giard, Hartwell, Kittell, Lyons, MacDonald, Mazza, McCormack, Nitka, Pollina, Sears, Snelling, Starr and Westman,

H.C.R. 53.

House concurrent resolution congratulating the Green Mountain Council Boy Scout Eagle Class of 2010.

By Representative Browning and others,

By Senators Hartwell and Sears,

H.C.R. 54.

House concurrent resolution recognizing the dedicated civic service of former Representative Lawrence Molloy of Arlington.

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Adjournment

On motion of Senator Mazza, the Senate adjourned until one o'clock in the afternoon on Wednesday, February 16, 2011.