

# Journal of the Senate

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THURSDAY, JANUARY 12, 2012

The Senate was called to order by the President.

## Devotional Exercises

A moment of silence was observed in lieu of devotions.

## Message from the House No. 4

A message was received from the House of Representatives by Ms. H. Gwynn Zakov, its Second Assistant Clerk, as follows:

Mr. President:

I am directed to inform the Senate that:

The House has considered joint resolution originating in the Senate of the following title:

**J.R.S. 38.** Joint resolution relating to weekend adjournment.

And has adopted the same in concurrence.

## Bill Referred to Committee on Appropriations

House bill of the following title, appearing on the Calendar for notice, and carrying an appropriation or requiring the expenditure of funds, under the rule, was referred to the Committee on Appropriations:

### H. 461.

An act relating to the reimbursement of statewide education property taxes that were abated due to flood damage.

## House Concurrent Resolution Adopted

House concurrent resolution of the following title was offered, read and adopted in concurrence:

Offered by: All Members of the House,

Offered by: All Members of the Senate,

**H.C.R. 232.** House concurrent resolution honoring House Calendar Clerk Jean Jasman.

Whereas, Jean Jasman was born in Barre and graduated from the former Waterbury High School, and

Whereas, her initial General Assembly employment began in 1966 on the legislative council staff, she then became the secretary to Development Department Director Al Moulton in the Hoff administration and subsequently worked as a bookkeeper at radio station WDEV in her native Waterbury, and

Whereas, from 1972 to 1973, she served as the Waterbury town clerk, and this local government experience stood her in good stead when she became the administrative assistant to Speaker Timothy J. O'Connor in the late 1970s, and

Whereas, in this new capacity, Jean Jasman assisted the Speaker in organizing the operation of his office and assuring that his schedule resembled at least a modicum of order, and

Whereas, upon leaving the Speaker's office, Jean Jasman became more directly involved in the parliamentary order of the House as she assumed the position of calendar clerk and was responsible for preparing the daily calendar, the primary document upon which floor deliberations are based, and

Whereas, Jean Jasman often worked far into the night to assure that the next day's calendar was ready for the members' consideration, and she witnessed a technological metamorphosis in its delivery and printing from handing the copy to an individual who drove the pages to an off-site printer to the calendar's electronic transmission, at first at a turtle's pace, and ultimately instantaneously, both to the traditional paper printing press and the General Assembly's website, and

Whereas, while a person of good humor who enjoyed conversing with the members, Jean Jasman was not beyond issuing a friendly scolding when a member brought in a floor amendment far later than it was due, and

Whereas, on occasion, she would appear in the well of the House to assist in the taking of the roll, and

Whereas, Jean Jasman was closely associated with the House of Representatives, and her decision to retire and not return for the 2012 session will leave a void in our legislative community, now therefore be it

Resolved by the Senate and House of Representatives:

That the General Assembly honors House Calendar Clerk Jean Jasman and extends to her fond wishes for the years ahead, and be it further

Resolved: That the Secretary of State be directed to send a copy of this resolution to Jean Jasman in Montpelier.

**House Proposals of Amendment to Senate Proposal of Amendment to  
House Proposal of Amendment Concurred In**

**S. 92.**

House proposals of amendment to Senate proposal of amendment to House proposal of amendment to House bill entitled:

An act relating to the protection of students' health by requiring the use of safe cleaning products in schools.

Were taken up.

The House concurs in the Senate proposal of amendment to the House proposal of amendment with further amendment thereto as follows:

First: In Sec. 2 (Transition), subdivision (1), by striking out both references to the following: "2011" and inserting in lieu thereof the following: "2012"

Second: In Sec. 2, subdivision (2), by striking both references to the following: "2012" and inserting in lieu thereof the following: "2013"

Third: In Sec. 4 (Effective Date), by striking out the following: "2011" and inserting in lieu thereof the following: "2012"

Thereupon, the question, Shall the Senate concur in the House proposals of amendment to the Senate proposal of amendment to the House proposal of amendment?, was decided in the affirmative.

**Joint Assembly**

At two o'clock in the afternoon, the hour having arrived for the meeting of the two Houses in Joint Assembly pursuant to:

**J.R.S. 34.** Joint resolution to provide for a Joint Assembly to hear the budget message of the Governor.

The Senate repaired to the hall of the House.

Having returned therefrom, at two o'clock and forty-five minutes in the afternoon, the President assumed the Chair.

**Remarks Journalized**

Rising on a point of personal privilege, Senator MacDonald addressed the Chair, and on motion of Senator McCormack, his remarks were ordered entered in the Journal, and are as follows:

“Mr. President:

“This last week the citizens of Orange County have mourned the loss of two towering personalities, two best friends and two former members of this legislature. As I speak these words today, the celebration of Kermit Richardson's life is taking place. Harvey "Bud" Otterman's services were on Saturday.

“Kermit was born and grew up in East Orange. One of his experiences was to travel to Washington, D.C. to head the National Grange.

“Bud was born and raised in Washington, immigrated to East Orange to pursue his life's work. Both dedicated decades to community service and to the citizens of Vermont.

“More than just a few friends, family, and neighbors have remarked that these last few days these two good friends Kermit and “Bud” would not have objected to having together, left us at the same time.”

#### **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, were severally hereby adopted on the part of the Senate:

By Senators Doyle, Cummings and Pollina,

By Representatives Donahue and Grad,

#### **S.C.R. 25.**

Senate concurrent resolution honoring the historic preservation efforts of the Northfield Historical Society Cemetery Project.

By Senators Flory, Carris, Mullin and Nitka,

By Representative Andrews and others,

#### **S.C.R. 26.**

Senate concurrent resolution recognizing the dedicated public service and career accomplishments of retired Rutland City Police Chief Anthony Bossi.

[The full text of the Senate concurrent resolutions appeared in the Senate calendar addendum for January 10, 2012, 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, were severally hereby adopted in concurrence:

By Representative Head,

**H.C.R. 204.**

House concurrent resolution recognizing January 4, 2012 as Homelessness Day at the State House.

By All Members of the House,

By All Members of the Senate,

**H.C.R. 205.**

House concurrent resolution in memory of the former Dean of the House Representative John Francis Murphy of Ludlow.

By Representative Smith and others,

By Senator Westman,

**H.C.R. 206.**

House concurrent resolution congratulating the 2011 Peoples Academy Wolves Division III championship girls' soccer team.

By Representative Smith and others,

By Senator Westman,

**H.C.R. 207.**

House concurrent resolution congratulating the 2011 Peoples Academy Division III championship boys' soccer team.

By All Members of the House,

By All Members of the Senate,

**H.C.R. 208.**

House concurrent resolution in memory of former Speaker of the House and Vermont statesman Richard Walker Mallery of Brookfield.

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By Representatives Macaig and McCullough,

By Senator Lyons,

**H.C.R. 209.**

House concurrent resolution honoring Kathy Boyden for her 40 years of exemplary public service in the town of Williston.

By Representative Lenex and others,

By Senators Lyons and Snelling,

**H.C.R. 210.**

House concurrent resolution congratulating the 2011 Champlain Valley Union High School Redhawks' second consecutive New England championship girls' cross-country team.

By All Members of the House,

**H.C.R. 211.**

House concurrent resolution in memory of former Representative Mark Mitchell of Barnard.

By Representative Savage and others,

By Senators Brock and Kittell,

**H.C.R. 212.**

House concurrent resolution congratulating the 2011 Missisquoi Valley Union High School Division III field hockey team.

By Representative Savage and others,

By Senators Brock and Kittell,

**H.C.R. 213.**

House concurrent resolution congratulating the 2011 Missisquoi Valley Union High School Division II championship baseball team.

By Representative Nuovo and others,

By Senators Ayer and Giard,

**H.C.R. 214.**

House concurrent resolution congratulating the 2011 Middlebury Union High School Tigers Division I championship field hockey team.

By Representative Dickinson and others,

By Senators Brock and Kittell,

**H.C.R. 215.**

House concurrent resolution honoring the Franklin County Industrial Development Corporation on its 40th anniversary.

By Representatives Donahue and Grad,

**H.C.R. 216.**

House concurrent resolution honoring Barbara Brayton for her laudable leadership of the Northfield Senior Center.

[The full text of the House concurrent resolutions appeared in the House calendar addendum for January 5, 2012, 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.]

**Adjournment**

Senator Campbell, moved that the Senate adjourn, to reconvene on Tuesday, January 17, 2012, at nine o'clock in the forenoon pursuant to J.R.S. 38.

Thereupon, pending the question, Shall the Senate adjourn until Tuesday, January 17, 2012?, Senator Sears moved that the motion be amended to strike out the following: "nine o'clock" and inserting in lieu thereof the following: "nine o'clock and thirty minutes"

Which was disagreed to.

Thereupon, the Senate adjourned, to reconvene on Tuesday, January 17, 2012, at nine o'clock in the forenoon pursuant to J.R.S. 38.