

# Journal of the House

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**Tuesday, January 22, 2013**

At ten o'clock in the forenoon the Speaker called the House to order.

## **Devotional Exercises**

Devotional exercises were conducted by Reverend Elissa Johnk of the Old Meeting House, East Montpelier, Vt.

## **Pledge of Allegiance**

**Page McKenzie Lattimore of Middlesex** led the House in the Pledge of Allegiance.

## **Message from the Senate No. 6**

A message was received from the Senate by Mr. Marshall, its Assistant Secretary, as follows:

Mr. Speaker:

I am directed to inform the House that:

The Senate has on its part adopted Senate concurrent resolutions of the following titles:

**S.C.R. 1.** Senate resolution commemorating the sestercentennial anniversary of the town of Middlesex.

**S.C.R. 2.** Senate concurrent resolution congratulating Angeleno's Pizza on its 30th anniversary.

**S.C.R. 3.** Senate concurrent resolution honoring the professional and civic contributions of Dr. David Butsch.

**S.C.R. 4.** Senate concurrent resolution congratulating the 2012 Northfield High School Marauders Division III championship baseball team and its illustrious retiring head coach, Frank Pecora.

**S.C.R. 5.** Senate concurrent resolution congratulating the town of Berlin on its sestercentennial (250th) anniversary.

**S.C.R. 6.** Senate concurrent resolution honoring Rosemary Miller for her three decades of outstanding work at the Vermont Center for Independent Living.

**S.C.R. 7.** Senate concurrent resolution commemorating the sestercentennial anniversary of the town of Waterbury.

**S.C.R. 8.** Senate concurrent resolution commemorating the 150th anniversary of the original chartering of Goddard College.

**S.C.R. 9.** Senate concurrent resolution commemorating the sestercentennial anniversary of the town of Worcester.

The Senate has on its part adopted concurrent resolutions originating in the House of the following titles:

**H.C.R. 1.** House concurrent resolution congratulating Food Works at Two Rivers Center of Montpelier on its 25th anniversary.

**H.C.R. 2.** House concurrent resolution recognizing January 10, 2013 as Homeless Awareness Day at the State House.

**H.C.R. 3.** House concurrent resolution recognizing the outstanding work of the Vermont Human Trafficking Task Force and designating January 11, 2013 as Human Trafficking Awareness Day in Vermont.

**H.C.R. 4.** House concurrent resolution congratulating Nathaniel Boone on being named a recipient of the Congressional Gold Medal.

**H.C.R. 5.** House concurrent resolution congratulating the 2012 9-10 Vermont State Little League championship Williston 9-10 All Stars baseball team.

**H.C.R. 6.** House concurrent resolution congratulating the 2012 Harwood Union High School Highlanders Division II championship field hockey team.

**H.C.R. 7.** House concurrent resolution congratulating the 2012 Harwood Union High School boys' and girls' Division II cross-country championship teams.

**H.C.R. 8.** House concurrent resolution congratulating Laura Ziegler of Plainfield on being named the recipient of the 30th annual David W. Curtis Civil Liberties Award.

**H.C.R. 9.** House concurrent resolution honoring Donald Vickers for his career role assisting students to achieve their education goals beyond high school.

### **House Bills Introduced**

House bills of the following titles were severally introduced, read the first time and referred to committee or placed on the Calendar as follows:

#### **H. 48**

By Reps. Canfield of Fair Haven, Browning of Arlington, Cupoli of Rutland City, Evans of Essex, Grad of Moretown, Hebert of Vernon, Juskiewicz of Cambridge, Shaw of Pittsford and Terenzini of Rutland Town,

House bill, entitled

An act relating to veteran eligibility for a Green Mountain passport;

To the committee on General, Housing and Military Affairs.

**H. 49**

By Reps. Townsend of Randolph, Canfield of Fair Haven, Grad of Moretown, Bouchard of Colchester, Browning of Arlington, Consejo of Sheldon, Cupoli of Rutland City, Deen of Westminster, Devereux of Mount Holly, Evans of Essex, Fagan of Rutland City, Frank of Underhill, Gage of Rutland City, Goodwin of Weston, Hebert of Vernon, Helm of Fair Haven, Higley of Lowell, Hubert of Milton, Jerman of Essex, Juskiewicz of Cambridge, Klein of East Montpelier, Koch of Barre Town, Larocque of Barnet, Lawrence of Lyndon, Malcolm of Pawlet, McCormack of Burlington, Moran of Wardsboro, Quimby of Concord, Savage of Swanton, Shaw of Pittsford, Smith of New Haven, Townsend of South Burlington, Winters of Williamstown and Yantachka of Charlotte,

House bill, entitled

An act relating to a veteran designation on motor vehicle licenses and nondriver identification cards;

To the committee on Transportation.

**H. 50**

By Rep. Bartholomew of Hartland,

House bill, entitled

An act relating to the sale, transfer, or importation of pets;

To the committee on Agriculture.

**H. 51**

By Reps. Marcotte of Coventry, Botzow of Pownal, Bouchard of Colchester, Carr of Brandon, Cross of Winooski, Dickinson of St. Albans Town, Kitzmiller of Montpelier, Kupersmith of South Burlington, Ralston of Middlebury, Scheuermann of Stowe and Young of Glover,

House bill, entitled

An act relating to payment of workers' compensation benefits by electronic payroll card;

To the committee on Commerce and Economic Development.

**H. 52**

By Rep. Deen of Westminster,  
House bill, entitled  
An act relating to municipal plans and flood resilience;  
To the committee on Fish, Wildlife & Water Resources.

**H. 53**

By Rep. Wilson of Manchester,  
House bill, entitled  
An act relating to forgery and counterfeiting;  
To the committee on Judiciary.

**H. 54**

By Rep. Sweaney of Windsor,  
House bill, entitled  
An act relating to Public Records Act exemptions;  
To the committee on Government Operations.

**H. 55**

By Rep. Jerman of Essex,  
House bill, entitled  
An act relating to family caps for public benefits;  
To the committee on Human Services.

**H. 56**

By Rep. Mook of Bennington,  
House bill, entitled  
An act relating to public funding of some approved independent schools;  
To the committee on Education.

**H. 57**

By Rep. Cross of Winooski,  
House bill, entitled  
An act relating to self-employment assistance;  
To the committee on Commerce and Economic Development.

**H. 58**

By Reps. Yantachka of Charlotte and Bouchard of Colchester,

House bill, entitled

An act relating to the warranty obligations of suppliers and machinery dealerships;

To the committee on Commerce and Economic Development.

**H. 59**

By Reps. Potter of Clarendon, Canfield of Fair Haven and Grad of Moretown,

House bill, entitled

An act relating to the Vermont Veterans' Medal;

To the committee on General, Housing and Military Affairs.

**H. 60**

By Reps. Donovan of Burlington, Ancel of Calais, Bartholomew of Hartland, Buxton of Tunbridge, Campion of Bennington, Christie of Hartford, Clarkson of Woodstock, Conquest of Newbury, Consejo of Sheldon, Copeland-Hanzas of Bradford, Cross of Winooski, Dakin of Chester, Ellis of Waterbury, Fay of St. Johnsbury, Frank of Underhill, Head of South Burlington, Jerman of Essex, Kitzmiller of Montpelier, Klein of East Montpelier, Komline of Dorset, Krowinski of Burlington, Lanpher of Vergennes, Lewis of Berlin, Lippert of Hinesburg, Macaig of Williston, Marek of Newfane, Martin of Springfield, Martin of Wolcott, Masland of Thetford, McCormack of Burlington, McCullough of Williston, Miller of Shaftsbury, Mrowicki of Putney, Nuovo of Middlebury, O'Sullivan of Burlington, Partridge of Windham, Pearson of Burlington, Peltz of Woodbury, Potter of Clarendon, Pugh of South Burlington, Rachelson of Burlington, Ram of Burlington, Russell of Rutland City, Sharpe of Bristol, South of St. Johnsbury, Stevens of Shoreham, Stuart of Brattleboro, Sweaney of Windsor, Till of Jericho, Toleno of Brattleboro, Townsend of South Burlington, Vowinkel of Wilder, Waite-Simpson of Essex, Webb of Shelburne, Weed of Enosburgh, Wilson of Manchester, Wizowaty of Burlington, Woodward of Johnson, Wright of Burlington, Yantachka of Charlotte and Zagar of Barnard,

House bill, entitled

An act relating to providing state financial support for school meals for children of low-income households;

To the committee on Education.

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**House Resolution Referred to Committee****H.R. 4**

House resolution supporting a woman's right to decide her own reproductive choices and commemorating the 40th anniversary of the U.S. Supreme court decision in *Roe v. Wade*

Offered by: Representatives Krowinski of Burlington, Bartholomew of Hartland, Clarkson of Woodstock, Connor of Fairfield, Conquest of Newbury, Copeland-Hanzas of Bradford, Dakin of Chester, Deen of Westminster, Emmons of Springfield, Fisher of Lincoln, Frank of Underhill, French of Randolph, Gallivan of Chittenden, Haas of Rochester, Head of South Burlington, Heath of Westford, Hooper of Montpelier, Jewett of Ripton, Lanpher of Vergennes, Macaig of Williston, Marek of Newfane, Martin of Springfield, Masland of Thetford, McCarthy of St. Albans City, McCullough of Williston, Michelsen of Hardwick, Miller of Shaftsbury, Mook of Bennington, Moran of Wardsboro, Mrowicki of Putney, O'Brien of Richmond, O'Sullivan of Burlington, Partridge of Windham, Pugh of South Burlington, Stevens of Waterbury, Sweaney of Windsor, Taylor of Barre City, Till of Jericho, Toleno of Brattleboro, Trieber of Rockingham, Waite-Simpson of Essex, Webb of Shelburne, Wizowaty of Burlington, Woodward of Johnson, and Zagar of Barnard

Whereas, on January 22, 1973, the U.S. Supreme Court decision in *Roe v. Wade*, 410 U.S. 113 (1973), established that the U.S. Constitution protects a woman's right to privacy and limits government interference with medical decisions, and

Whereas, the House of Representatives believes that the decision in *Roe v. Wade* ensures that abortion remains a safe and legal procedure for a woman to consider, if and when she needs it, and

Whereas, as the State of Vermont pursues major health care reform, it should be a public policy goal to enhance the health of all citizens, including women of all ages, and to strengthen individuals and families by encouraging and promoting access to comprehensive family planning services and to prenatal support services that help ensure that planned pregnancies remain healthy throughout their entire term, and

Whereas, the General Assembly's repeal of the dated and restrictive 13 V.S.A. Chapter 3 would remove the statutory prohibition on abortion procedures in Vermont and serve as an important legislative action in support of a woman's reproductive rights as well as help a health care provider to perform an abortion procedure without fear of criminal liability, and

Whereas, this legislative body believes that abortion is a deeply personal and often complex decision for a woman, and therefore decisions about whether to choose adoption, end a pregnancy, or raise a child must be left to woman, her family, and her faith, with the counsel of her doctor or health care provider, and

Whereas, a majority of Americans support access to safe and legal abortion and oppose efforts to overturn *Roe v. Wade*, and

Whereas, the 2012 elections sent a powerful and unmistakable message to members of Congress and state legislatures that people do not want politicians to interfere with their personal medical decisions, and

Whereas, violence against providers of family planning services and restrictions on access to abortion endanger the lives of women, now therefore be it

Resolved by the House of Representatives:

That on the 40th anniversary of *Roe v. Wade*, this legislative body urges Congress and other state legislatures to preserve the rights protected in *Roe v. Wade*, and be it further

Resolved: That this legislative body recognizes the critical importance of continued access to safe and legal abortion, and be it further

Resolved: That this legislative body reaffirms the right of every Vermont woman to privacy, autonomy, and safety in making personal decisions regarding reproduction and family planning, and be it further

Resolved: That the Clerk of the House be directed to send a copy of this resolution to the Vermont Congressional Delegation.

Was read and pending the question, Shall the resolution be adopted? **Rep. Donahue of Northfield** moved to amend the resolution as follows:

First: By amending the eighth Whereas clause and adding a ninth Whereas clause to read as follows:

Whereas, violence against providers of family planning services and restrictions on access to abortion endanger the lives of women, ~~now therefore be it~~ and

Whereas, choice for women is not an option in other nations, especially in China, where women are subjected to forced sterilizations and where pregnant women, often in the late stages of pregnancy, are subjected to forced abortions, now therefore be it

Second: By adding a new third Resolved clause to read as follows:

Resolved: That the Vermont Congressional Delegation be encouraged to speak out strongly against the current practice of forced abortions and forced sterilizations in countries where this is practiced and to take steps to ensure that federal tax dollars are not funding these atrocities, and be it further

**Rep. Pugh of South Burlington** raised a Point of Order that the amendment was not germane to the resolution.

Thereupon, the Speaker referred the resolution to the committee on Human Services.

**Rules Suspended; Bill Read Second Time; Third Reading Ordered**

**H. 47**

On motion of **Rep. Turner of Milton**, the rules were suspended and House bill, entitled

An act relating to fiscal year 2013 budget adjustment

Appearing on the Calendar for notice, was taken up for immediate consideration.

**Rep. Heath of Westford** spoke for the committee on Appropriations.

Thereupon, the bill was read the second time and third reading ordered.

**Message from the Senate No. 7**

A message was received from the Senate by Mr. Bloomer, its Secretary, as follows:

Mr. Speaker:

I am directed to inform the House that:

The Senate has on its part adopted joint resolution of the following title:

**J.R.S. 8.** Joint resolution relating to weekend adjournment.

In the adoption of which the concurrence of the House is requested.

**Adjournment**

At ten o'clock and fifty-five minutes in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until tomorrow at one o'clock in the afternoon.