

# Journal of the Senate

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FRIDAY, JANUARY 18, 2013

The Senate was called to order by the President.

## Devotional Exercises

Devotional exercises were conducted by the Reverend Elisse Johnk of East Montpelier.

## Bills Introduced

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

### S. 37.

By Senators Ashe, Baruth, Fox, Lyons, Snelling and Zuckerman,  
An act relating to the creation of a tax increment financing district.  
To the Committee on Finance.

### S. 38.

By Senators Baruth, Ashe, Ayer, Cummings, Fox, Lyons, McCormack, Pollina, White and Zuckerman,  
An act relating to expanding eligibility for driving and identification privileges in Vermont.

To the Committee on Transportation.

### S. 39.

By Senators Hartwell and Sears,  
An act relating to the adoption of local option taxes.  
To the Committee on Finance.

### S. 40.

By Senators Pollina, Collins, Cummings, Doyle, Lyons, Westman and Zuckerman,  
An act relating to establishing an interim committee that will develop policies to restore the 1980 ratio of state funding to student tuition at Vermont State Colleges and to make higher education more affordable.

To the Committee on Education.

**Senate Resolution Referred****S.R. 4.**

Senate resolution of the following title was offered, read the first time and is as follows:

Senate 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*.

By Senators Fox, Ashe, Baruth, Bray, Doyle, Hartwell, Kitchel, Lyons, MacDonald, McCormack, Pollina, Sears, Snelling, White, and Zuckerman,

**S.R. 4.** Senate 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*.

*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 Senate 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 a 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 Senate:***

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

***Resolved:*** That the Senate of the State of Vermont recognizes the critical importance of continued access to safe and legal abortion, *and be it further*

***Resolved:*** That the Senate of the State of Vermont 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 Secretary of the Senate be directed to send a copy of this resolution to the Vermont Congressional Delegation.

Thereupon, the President, in his discretion, treated the joint resolution as a bill and referred it to the Committee on Judiciary.

**Committee Relieved of Further Consideration; Bill Committed**

**S.R. 4.**

On motion of Senator Ayer, the Committee on Judiciary was relieved of further consideration of Senate resolution entitled:

Senate 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*,

and the resolution was committed to the Committee on Health and Welfare.

**Message from the House No. 6**

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 adopted House concurrent resolutions 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.

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

### **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 adopted on the part of the Senate:

By Senators Doyle, Cummings and Pollina,

By Representative Klein,

#### **S.C.R. 1.**

Senate resolution commemorating the sestercentennial anniversary of the town of Middlesex.

By Senators Doyle, Cummings and Pollina,

**S.C.R. 2.**

Senate concurrent resolution congratulating Angeleno's Pizza on its 30th anniversary.

By Senators Doyle, Cummings and Pollina,

**S.C.R. 3.**

Senate concurrent resolution honoring the professional and civic contributions of Dr. David Butsch.

By Senators Doyle, Cummings and Pollina,

By Representatives Donahue and Lewis,

**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.

By Senators Doyle, Cummings and Pollina,

By Representatives Donahue and Lewis,

**S.C.R. 5.**

Senate concurrent resolution congratulating the town of Berlin on its sestercentennial (250th) anniversary.

By Senators Cummings, Doyle and Pollina,

**S.C.R. 6.**

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

By Senators Doyle, Cummings and Pollina,

By Representatives Ellis and Stevens,

**S.C.R. 7.**

Senate concurrent resolution commemorating the sestercentennial anniversary of the town of Waterbury.

By Senators Doyle, Cummings and Pollina,

By Representative Ancel,

**S.C.R. 8.**

Senate concurrent resolution commemorating the 150th anniversary of the original chartering of Goddard College.

By Senators Doyle, Cummings and Pollina,

By Representatives Peltz and Smith,

**S.C.R. 9.**

Senate concurrent resolution commemorating the sescentennial anniversary of the town of Worcester.

**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 adopted in concurrence:

By Representative Klein,

By Senators Cummings, Doyle and Pollina,

**H.C.R. 1.**

House concurrent resolution congratulating Food Works at Two Rivers Center of Montpelier on its 25th anniversary.

By Representative Head,

**H.C.R. 2.**

House concurrent resolution recognizing January 10, 2013 as Homeless Awareness Day at the State House.

By Representative Ram and others,

By Senator Sears,

**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.

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By Representative Wilson and others,

**H.C.R. 4.**

House concurrent resolution congratulating Nathaniel Boone on being named a recipient of the Congressional Gold Medal.

By Representatives Macaig and McCullough,

By Senator Lyons,

**H.C.R. 5.**

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

By Representative Stevens and others,

**H.C.R. 6.**

House concurrent resolution congratulating the 2012 Harwood Union High School Highlanders Division II championship field hockey team.

By Representative Stevens and others,

**H.C.R. 7.**

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

By Representative Ancel and others,

By Senators Cummings, Doyle, Pollina, Ashe, Ayer, Baruth, Benning, Campbell, Collins, Flory, Fox, Galbraith, Hartwell, Kitchel, Lyons, MacDonald, Mazza, McAllister, McCormack, Mullin, Nitka, Sears, Starr, Westman and White,

**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.

By Representative Heath,

**H.C.R. 9.**

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

**Adjournment**

On motion of Senator Campbell, the Senate adjourned, to reconvene on Tuesday, January 22, 2013, at nine o'clock and thirty minutes in the forenoon pursuant to J.R.S. 7.