

Journal of the Senate

TUESDAY, JANUARY 22, 2013

The Senate was called to order by the President.

Devotional Exercises

Devotional exercises were conducted by the Reverend Nancy McHugh of Waitsfield.

Pledge of Allegiance

The President then led the members of the Senate in the pledge of allegiance.

Message from the Governor

A message was received from His Excellency, the Governor, by Louis Porter Secretary of Civil and Military Affairs, as follows:

Mr. Secretary:

I am directed by the Governor to deliver to the Senate a communication in writing.

Appointment Journalized

The President laid before the Senate the following communication from His Excellency, the Honorable Peter E. Shumlin, Governor of the State of Vermont, relating to the appointment of a new Senator from the District of Rutland, which was ordered entered in the Journal, and is as follows:

“State of Vermont
Executive Department
Montpelier

January 22, 2013

The Honorable Philip B. Scott
President
Vermont State Senate
The State House
Montpelier, Vermont 05633

Dear Mr. President:

I have the honor to inform you that I have appointed

Eldred M. French, of Shrewsbury

to serve in the Vermont Senate representing the Rutland County Senatorial District, formerly held by Senator William H. Carris. This appointment is effective January 22, 2013.

Sincerely,

/s/ Peter E. Shumlin

Peter E. Shumlin
Governor”

Committee Appointed; Oath Administered; New Senator Seated

Thereupon, the President appointed Senator Mullin and Senator Flory as a committee of two to wait upon Senate-appointee, Eldred M. French, and to escort him to the bar of the Senate.

Thereupon, the Senate-appointee, Eldred M. French, was escorted to the bar of the Senate by Senator Mullin of Rutland District and Senator Flory of Rutland District, and took and subscribed the oath of office required by the Constitution from the Secretary of the Senate, John H. Bloomer, Jr.

The new Senator then took his seat and assumed his legislative duties.

Bills Introduced

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

S. 41.

By Senators Pollina, Cummings, Doyle, Fox and McCormack,

An act relating to water and sewer service.

To the Committee on Government Operations.

S. 42.

By Senator Ashe,

An act relating to computer science education.

To the Committee on Education.

S. 43.

By Senators Pollina and Westman,

An act relating to requiring that any increase in the corrections budget shall be matched with an equal increase in funding for Vermont State Colleges.

To the Committee on Appropriations.

S. 44.

By Senator Mullin,

An act relating to health insurance prior authorizations.

To the Committee on Health and Welfare.

S. 45.

By Senator Hartwell,

An act relating to government surveillance activities.

To the Committee on Judiciary.

S. 46.

By Senator Sears,

An act relating to expediting requests for ex parte emergency guardianship.

To the Committee on Judiciary.

S. 47.

By Senator Sears,

An act relating to protection orders and second degree domestic assault.

To the Committee on Judiciary.

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 Baruth and Benning,

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

Resolved by the Senate and House of Representatives:

That when the two Houses adjourn on Friday, January 25, 2013, it be to meet again no later than Tuesday, January 29, 2013.

Senate Resolution Adopted

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

By Senators Campbell, Baruth and Benning,

S.R. 5. Senate resolution relating to increasing the membership of the Senate Rules Committee from five members to six, for the 2013 biennium.

Resolved by the Senate:

That the last paragraph of Senate Rule 24 (relating to composition of the Senate Rules Committee) be amended to increase the number of members from five (5) to six (6) for the 2013 biennium, to read as follows:

A committee on Rules, of ~~five~~ six members, consisting of the President *pro-tempore*, who shall be chair *ex-officio*, and ~~four~~ five other members, who shall propose, and to whom shall be referred matters relating to the rules and operation of the Senate. The committee on Rules may introduce such bills as may be requested by the Governor, which bills shall have indicated on them the appropriate state department or commission appertaining to such bill.

This rule change is temporary and its date of expiration shall coincide with the conclusion of the 2013 biennial session.

Third Reading Ordered

S. 2.

Senator Sears, for the Committee on Judiciary, to which was referred Senate bill entitled:

An act relating to sentence calculations.

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.

Standing Committee Appointed

The President, on behalf of the Committee on Committees, reported the appointment of the following standing committee, as follows:

Senate Rules

At Call	Senator Campbell, Chair
	Ayer, Vice-Chair
	Baruth
	Benning
	Doyle
	Mazza

Adjournment

On motion of Senator Campbell, the Senate adjourned until one o'clock and thirty minutes in the afternoon on Wednesday, January 23, 2013.