

# **Journal of the Senate of the STATE OF VERMONT ADJOURNED SESSION, 2014**

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**TUESDAY, JANUARY 7, 2014**

Pursuant to the provisions of the 2013 final adjournment joint resolution of the two Houses (J.R.S. 32), the Senate convened at the State House at Montpelier, on Tuesday, the seventh day of January, two thousand fourteen.

At ten o'clock in the forenoon, Eastern Standard Time, the Senate was called to order by the President, Lieutenant Governor Philip B. Scott.

### **Devotional Exercises**

Devotional exercises were conducted by the Reverend Mark Pitton of Montpelier.

### **Pledge of Allegiance**

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

### **Appointment to Committee of Conference**

#### **S. 41.**

The President announced the appointment of

Senator Pollina

as a replacement for

Senator Ayer

as a member of the committee of Conference on the part of the Senate to consider the disagreeing votes of the two Houses upon House bill entitled:

An act relating to water and sewer service.

### **Joint Senate Resolutions Adopted on the Part of the Senate**

Joint Senate resolutions of the following titles were severally offered, read and adopted on the part of the Senate, and are as follows:

By Senator Campbell,

**J.R.S. 33.** Joint resolution to provide for a Joint Assembly to receive the State-of-the-State message from the Governor.

***Resolved by the Senate and House of Representatives:***

That the two Houses meet in Joint Assembly on Wednesday, January 8, 2014, at two o'clock in the afternoon to receive the State-of-the-State message from the Governor.

By Senator Campbell,

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

***Resolved by the Senate and House of Representatives:***

That the two Houses meet in Joint Assembly on Wednesday, January 15, 2013, at two o'clock in the afternoon to receive the budget message of the Governor.

By Senator Campbell,

**J.R.S. 35.** Joint resolution relating to Town Meeting adjournment.

***Resolved by the Senate and House of Representatives:***

That when the two Houses adjourn on Friday, February 28, 2014, or Saturday, March 1, 2014, it be to meet again no later than Tuesday, March 11, 2014.

By Senators Baruth and Benning,

**J.R.S. 36.** Joint resolution relating to weekend adjournment.

***Resolved by the Senate and House of Representatives:***

That when the two Houses adjourn on Friday, January 10, 2014, it be to meet again no later than Tuesday, January 14, 2014.

**Joint Resolution Referred**

**J.R.S. 37.**

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

By Senator Pollina,

**J.R.S. 37.** Joint resolution requesting the United States Congress to pass the Homeowners Flood Insurance Affordability Act.

*Whereas*, the National Flood Insurance Act of 1968 was enacted to provide previously unavailable flood insurance protection to property owners, and

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*Whereas*, the National Flood Insurance Program continues to provide important and necessary property coverage for home and business owners throughout parishes, counties, and communities nationwide, and

*Whereas*, the Biggert-Waters Flood Insurance Reform Act of 2012 was signed into law on July 6, 2012 and calls for a revision of the flood insurance rate maps, and

*Whereas*, such revised flood insurance rate maps do not include the discounts granted by the current rate maps to property owners who have taken action to mitigate property damage by installing and maintaining flood control features, in conformity with the most current federal law available to them, and in conformity with current flood insurance rate maps, and

*Whereas*, countless property owners have built and purchased homes and businesses in accordance with the current flood rate insurance maps that, under the provisions of the Biggert-Waters Flood Insurance Reform Act of 2012, will soon enter obsolescence, and

*Whereas*, the act also includes provisions, located in Section 207 of the act, that eliminate the “grandfathering” of homes that were built after the existing flood insurance rate maps in accordance with then existing laws, and

*Whereas*, by purchasing homes and businesses in accordance with the provisions of the former flood rate insurance maps and by investing in previously owned property to install flood mitigation features, property owners relied on their strict compliance with federal and state law to protect their purchases and investments, and

*Whereas*, in light of the provisions of the Biggert-Waters Flood Insurance Reform Act of 2012, the reliance on existing flood insurance rate maps that those property owners demonstrated is now to their personal and financial detriment, and

*Whereas*, the passage of the Biggert-Waters Flood Insurance Reform Act of 2012 substantially and immediately devalued the investments made in all properties endowed with flood damage mitigation measures and to properties receiving subsidized insurance premium rates, and

*Whereas*, the Biggert-Waters Flood Insurance Reform Act of 2012 also includes provisions that permit the National Flood Insurance Program to increase premium rates for many policyholders, and

*Whereas*, the elimination of these discounts combined with the certainty of general premium rate increases will result in a premium increase of up to 25 percent per year for certain property owners over the next four years, and

*Whereas*, under the changes to the National Flood Insurance Program caused by the Biggert-Waters Flood Insurance Reform Act of 2012, property owners will struggle to pay exorbitant amounts of money or will lose their flood insurance, and

*Whereas*, a change in the ability of property owners to insure their homes from flood damage without bearing the burden of such a violent rise in cost may lead to financial distress for residents and property owners around this State and the entire nation, and

*Whereas*, the premium increases to the National Flood Insurance Program, as mandated by the Biggert-Waters Flood Insurance Reform Act of 2012, will affect the entire nation's real estate market and the nation's banking and mortgage industry, and

*Whereas*, the premium increases to communities and property owners who made their best efforts to comply with federal law by building property in accordance with soon-to-be-outdated flood insurance rate maps will affect consumer confidence and the entire nation's economy, and

*Whereas*, on October 29, 2013, H.R. 3370 and SB 1610, the Homeowner Flood Insurance Affordability Act of 2013, were introduced in the respective houses of Congress to delay the implementation of certain provisions of the Biggert-Waters Flood Insurance Reform Act of 2012, and

*Whereas*, the Biggert-Waters Flood Insurance Reform Act of 2012 provides that an affordability study be conducted by the Federal Emergency Management Agency (FEMA) on the impact of rate increases, and

*Whereas*, the Homeowner Flood Insurance Affordability Act of 2013 would delay the provisions of the Biggert-Waters Flood Insurance Reform Act of 2012 that provide for the increase of premium fees for policyholders of the National Flood Insurance Program, in order to prevent the unduly hazardous effects it will have on home and business owners who invested in property prior to the adoption of the new federal legislation and flood insurance rate maps, and

*Whereas*, Representative Maxine Waters (D. Calif), coauthor of the Biggert-Waters Flood Insurance Reform Act, released a statement saying she is "outraged by the increased costs of flood insurance premiums that have resulted from the Biggert-Waters Act. I certainly did not intend for these types of outrageous premiums to occur for any homeowner," and

*Whereas*, Waters, ranking member of the House Committee on Financial Services, said she is committed to fixing the "unintended consequences" of the 2012 law and passing legislation to delay most rate changes for three years "to

give FEMA the opportunity to ensure its maps are accurate and allow Congress to make certain rates are affordable,” *now therefore be it*

***Resolved by the Senate and House of Representatives:***

That the General Assembly supports and urges the United States Congress to pass the Homeowners Flood Insurance Affordability Act currently pending before Congress as H.R. 3370 and SB 12610, which will delay the implementation of the National Flood Insurance Program changes until two years after the Federal Emergency Management Agency completes the affordability study on the impact of the rate increases, *and be it further*

***Resolved:*** That the Secretary of State be directed to send a copy of this resolution to the Administrator of the Federal Emergency Management Agency and 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 Economic Development, Housing and General Affairs.

**Joint Resolution Referred**

**J.R.H. 13.**

Joint resolution originating in the House of the following title was read the first time and is as follows:

Joint resolution relating to federal affordable housing policy

Whereas, in 2011, the private Bipartisan Policy Center established a Commission on Housing, which was charged with “examining what the appropriate role of government should be in helping to shape the future housing landscape in an increasingly diverse society,” and

Whereas, the Commission’s four co-chairs were former U.S. Senate Majority Leader George J. Mitchell, former U.S. Senator Christopher S. Bond, former U.S. Senator and Secretary of Housing and Urban Development (HUD) Mel Martinez, and former U.S. HUD Secretary Henry Cisneros, and

Whereas, on February 25, 2013, the Commission issued its report entitled *Housing America’s Future: New Directions for National Policy* (report), and

Whereas, on May 1, 2013, Commission member Nan Roman testified before the Vermont House Committee on General, Housing and Military Affairs and presented highlights of the report, and

Whereas, the Commission has developed a series of findings that would increase resources for effective programs in Vermont, including the low-income housing tax credit and rural development programs, and

Whereas, in her testimony, Nan Roman noted a number of Vermont initiatives as programs with promise, including the development of the SASH model (support and services at home) for citizens aging in place, and the role of land trusts, and

Whereas, the report proposed (1) focusing rental assistance on the lowest income citizens and making the assistance universally available in an effort to combat and alleviate homelessness; and (2) a significant HUD investment in public housing which according to HUD's own accounting system has been underfunded for many years, and

Whereas, Vermont has established housing policies which focus on placing development in town and village centers, the rehabilitation of our historic buildings, and serving our lowest income citizens, and

Whereas, according to 10 V.S.A § 302, the creation of affordable housing is a policy goal of the Vermont Housing and Conservation Board, and this policy goal through the Board's Trust Fund has promoted the preservation of housing stock and made home purchasing available to Vermonters, and

Whereas, the current federal budget crisis requires bipartisan housing policy solutions, now therefore be it

Resolved by the Senate and House of Representatives:

That the General Assembly requests that the National Conference of State Legislatures seek a federal consensus on housing policy as recommended in the report of the Bipartisan Policy Center's Commission on Housing, and be it further

Resolved: That the General Assembly encourages the Vermont Congressional Delegation to participate in the building of a bipartisan consensus on a federal housing policy, including reallocating funds to pay for increased federal financial support for affordable housing, and be it further

Resolved: That the Secretary of State be directed to send a copy of this resolution to the National Conference of State Legislatures, the Vermont Congressional Delegation, the Vermont Housing and Conservation Board, and Housing Vermont.

Thereupon, in the discretion of the President, under Rule 51, the joint resolution was treated as a bill and referred to the Committee on Economic Development, Housing and General Affairs.

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**Message from the Governor**  
**Appointments Referred**

A message was received from the Governor, by Louis Porter, Secretary of Civil and Military Affairs, submitting the following appointments, which were referred to committees as indicated:

Lezak, Anne of Burlington - Member of the Board of Libraries, - from July 1, 2013, to February 28, 2017.

To the Committee on Education.

MacIver, Morgan of Plainfield - Member of the State Board of Education, - from July 1, 2013, to June 30, 2015.

To the Committee on Education.

Flynn, Sarah of Burlington - Member of the Community High School of Vermont Board, - from October 9, 2013, to February 28, 2015.

To the Committee on Education.

Vachon, Brian of Middlesex - Member of the Community High School of Vermont Board, - from November 5, 2013, to February 28, 2014.

To the Committee on Education.

Holcombe, Rebecca of Norwich - Secretary of the Agency of Education, - from January 2, 2014, to February 28, 2015.

To the Committee on Education.

Briglin, Timothy of Thetford Center - Member of the Vermont Economic Progress Council, - from July 18, 2013, to March 31, 2017.

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

Nesbitt, Thomas of Waterbury Center - Member of the Plumbers' Examining Board, - from October 9, 2013, to February 28, 2017.

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

Gentile, Betsy of Brattleboro - Member of the Vermont Economic Progress Council, - from July 18, 2013, to March 31, 2017.

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

Keane, Michael of North Bennington - Member of the Vermont Economic Progress Council, - from July 18, 2013, to March 31, 2017.

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

Lintermann, Mary of Stowe - Member of the Vermont Economic Progress Council, - from July 18, 2013, to March 31, 2017.

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

Smith, Rachel of St. Albans - Member of the Vermont Economic Progress Council, - from July 18, 2013, to March 31, 2017.

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

Gosselin, Lisa of Stowe - Commissioner of the Department of Economic Development, - from September 3, 2013, to February 28, 2015.

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

Flanagan, Edward F. of Montpelier - Member of the Vermont State Lottery Commission, - from September 4, 2013, to February 29, 2016.

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

Gucciardi, Mary Anne of South Burlington - Member of the Employment Security Board, - from September 4, 2013, to February 28, 2019.

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

Kenney II, Frederick S. of - Director of the Vermont Economic Progress Council, - from June 26, 2013, to March 31, 2015.

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

Burkhardt, Frederick of South Burlington - Member of the Vermont Educational and Health Buildings Financing Agency, - from June 7, 2013, to January 31, 2014.

To the Committee on Finance.

Morrissey, Jeanne A. of Richmond - Member of the Vermont Housing Finance Agency, - from June 26, 2013, to January 31, 2017.

To the Committee on Finance.

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Cheney, Margaret of Norwich - Member of the Public Service Board, - from October 1, 2013, to February 28, 2019.

To the Committee on Finance.

Sanders, Jane of Burlington - Member of the Vermont Economic Development Authority, - from October 9, 2013, to June 30, 2019.

To the Committee on Finance.

Kimel, David of St. Albans - Member of the Vermont Municipal Bond Bank, - from February 1, 2014, to January 31, 2016.

To the Committee on Finance.

Valente, John of Rutland - Member of the Board of Medical Practice, - from February 1, 2014, to January 31, 2016.

To the Committee on Health and Welfare.

Ogorzalek, Edward T. of Rutland - Member of the Vermont Educational and Health Buildings Financing Agency, - from February 1, 2014, to January 31, 2020.

To the Committee on Finance.

Linsley, Kenneth R. of Danville - Member of the Vermont Educational and Health Buildings Financing Agency, - from February 1, 2014, to January 31, 2020.

To the Committee on Finance.

Potvin, James of Mt. Holly - Member of the Vermont Educational and Health Buildings Financing Agency, - from February 1, 2014, to January 31, 2020.

To the Committee on Finance.

Jefferson, Shirley A. of South Royalton - Member of the State Police Advisory Commission, - from July 1, 2013, to June 30, 2017.

To the Committee on Government Operations.

Pallito, Patti of Richmond - Member of the State Police Advisory Commission, - from July 1, 2013, to June 30, 2017.

To the Committee on Government Operations.

Boyde, Glenn of Colchester - Member of the State Police Advisory Commission, - from August 7, 2013, to June 30, 2017.

To the Committee on Government Operations.

Dupre, Paul of Barre - Commissioner of the Department of Mental Health, - from July 1, 2013, to February 28, 2015.

To the Committee on Health and Welfare.

Potter, Alexandra S. of Starksboro - Member of the Vermont Tobacco Evaluation and Review Board, - from July 1, 2013, to June 30, 2016.

To the Committee on Health and Welfare.

Russo-DeMara, Ellamarie of Sharon - Member of the State Board of Health, - from June 26, 2013, to February 28, 2019.

To the Committee on Health and Welfare.

Gobeille, Alfred J. of - Member of the Green Mountain Care Board, - from August 1, 2013, to September 30, 2018.

To the Committee on Health and Welfare.

Reyes, Michael Anthony of Rutland - Member of the Children and Family Council for Prevention Programs, - from August 7, 2013, to February 29, 2016.

To the Committee on Health and Welfare.

Rambur, Betty of South Burlington - Member of the Green Mountain Care Board, - from August 15, 2013, to September 30, 2015.

To the Committee on Health and Welfare.

Wilson, Sharon of Duxbury - Member of the Human Services Board, - from September 4, 2013, to February 28, 2019.

To the Committee on Health and Welfare.

Avila, Maria Mercedes of Burlington - Member of the Children and Family Council for Prevention Programs, - from September 4, 2013, to February 28, 2015.

To the Committee on Health and Welfare.

Celentano, Katharine of New York - Member of the Children and Family Council for Prevention Programs, - from October 9, 2013, to February 28, 2015.

To the Committee on Health and Welfare.

Sullivan, Linda of Dorset - Member of the Children and Family Council for Prevention Programs, - from October 9, 2013, to February 28, 2015.

To the Committee on Health and Welfare.

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Ritvo, Marjorie of Montpelier - Member of the State Board of Health, - from October 9, 2013, to February 28, 2019.

To the Committee on Health and Welfare.

McClain, Sarah H. of Lincoln - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Lecours, Leo of Jericho - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Hayward, Robert of Shelburne - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Reich, Harvey of Mendon - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Plavin, Joshua of Randolph - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Burgee, Gary of Randolph - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Bernstein, Richard of Jericho - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Drew, Michael A. of Rutland - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Jenkins, David A. of Burlington - Member of the Board of Medical Practice, - from January 1, 2014, to December 31, 2018.

To the Committee on Health and Welfare.

Amestoy, Katherine L. of Burlington - Member of the Human Services Board, - from December 30, 2013, to February 28, 2017.

To the Committee on Health and Welfare.

Hayward, Susan of Middlesex - Member of the Capitol Complex Commission, - from November 1, 2013, to October 31, 2016.

To the Committee on Institutions.

Shouldice, Heather of Calais - Member of the Capitol Complex Commission, - from November 1, 2013, to October 31, 2016.

To the Committee on Institutions.

Crawford, Geoffrey W. of Burlington - Associate Justice of the Supreme Court, - from October 16, 2013, to March 31, 2017.

To the Committee on Judiciary.

Shems, Ron of Moretown - Chair of the Natural Resources Board.

To the Committee on Natural Resources and Energy.

Davies, William Boyd of Orleans - Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2017.

To the Committee on Natural Resources and Energy.

Fallar, Gail of Tinmouth - Alternate Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2017.

To the Committee on Natural Resources and Energy.

Haynes, Charles of East Montpelier - Alternate Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2015.

To the Committee on Natural Resources and Energy.

Illick, Martha of Charlotte - Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2016.

To the Committee on Natural Resources and Energy.

Powden, Patricia Moulton of South Londonderry - Alternate Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2016.

To the Committee on Natural Resources and Energy.

Sargent, Donald of Colchester - Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2014.

To the Committee on Natural Resources and Energy.

Smith, Denise of St. Albans - Member of the VT Citizens' Advisory Council on Lake Champlain's Future, - from June 7, 2013, to February 28, 2015.

To the Committee on Natural Resources and Energy.

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Wikel, Elizabeth of Walden - Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2015.

To the Committee on Natural Resources and Energy.

Wolcott, Julie of Enosburg Falls - Alternate Member of the Natural Resources Board, - from June 7, 2013, to January 31, 2014.

To the Committee on Natural Resources and Energy.

MacDonald, Alex of Lincoln - Member of the VT Citizens' Advisory Council on Lake Champlain's Future, - from September 4, 2013, to February 28, 2015.

To the Committee on Natural Resources and Energy.

Lang, Lisa of Waitsfield - Member of the Travel Information Council, - from August 7, 2013, to February 28, 2015.

To the Committee on Transportation.

Bostwick, Kyle of Hinesburg - Member of the Travel Information Council, - from July 18, 2013, to February 8, 2015.

To the Committee on Transportation.

LaBarge, John of South Hero - Member of the Travel Information Council, - from July 18, 2013, to February 28, 2015.

To the Committee on Transportation.

### **Bills Introduced**

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

#### **S. 170.**

By Senator Sears,

An act relating to proof of financial responsibility and of driver licensure, and relating to driver education and training.

To the Committee on Transportation.

#### **S. 171.**

By Senator Sears,

An act relating to credit toward a sentence for time spent in custody.

To the Committee on Judiciary.

**S. 172.**

By Senators Benning, McAllister, McCormack, Rodgers, Starr and Zuckerman,

An act relating to motorcycle helmets.

To the Committee on Transportation.

**S. 173.**

By Senator Benning,

An act relating to the purchase of health insurance outside the Exchange.

To the Committee on Finance.

**S. 174.**

By Senator Sears,

An act relating to the evidentiary rules governing proceedings concerning a child or person with a mental illness or developmental disability who is a victim of an offense involving bodily injury or serious bodily injury.

To the Committee on Judiciary.

**S. 175.**

By Senator Collins,

An act relating to permitting a student to remain enrolled in a Vermont public school after moving to a new school district.

To the Committee on Education.

**S. 176.**

By Senator White,

An act relating to identifying electric vehicles.

To the Committee on Transportation.

**S. 177.**

By Senators Sears and White,

An act relating to nonjudicial discipline.

To the Committee on Government Operations.

**S. 178.**

By Senator Collins,

An act relating to prohibiting the possession of firearms and other dangerous or deadly weapons on any school property.

To the Committee on Judiciary.

**S. 179.**

By Senators Sears and Ayer,

An act relating to postconviction eligibility for Reach Up benefits.

To the Committee on Health and Welfare.

**S. 180.**

By Senator Sears,

An act relating to criminal threatening.

To the Committee on Judiciary.

**S. 181.**

By Senators Ashe and Mullin,

An act relating to service of malt beverages by the glass.

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

**S. 182.**

By Senator Benning,

An act relating to isolation distances for potable water supply and wastewater systems.

To the Committee on Natural Resources and Energy.

**S. 183.**

By Senators Ayer and Sears,

An act relating to precursor drugs of methamphetamine.

To the Committee on Health and Welfare.

**S. 184.**

By Senators Sears, Ashe and Benning,

An act relating to eyewitness identification policy.

To the Committee on Judiciary.

**S. 185.**

By Senator White,

An act relating to in-state residential facilities providing special education services.

To the Committee on Education.

**S. 186.**

By Senator Collins,

An act relating to increasing the monetary limitation in Small Claims Court.

To the Committee on Judiciary.

**S. 187.**

By Senator Collins,

An act relating to funding career technical education.

To the Committee on Education.

**S. 188.**

By Senator White,

An act relating to notice requirements for exhuming human remains.

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

**S. 189.**

By Senator White,

An act relating to the Open Meeting Law.

To the Committee on Government Operations.

**S. 190.**

By Senator Mullin,

An act relating to the tax sale of blighted property.

To the Committee on Finance.

**S. 191.**

By Senator Mullin,

An act relating to setbacks and screening for solar generation plants.

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To the Committee on Natural Resources and Energy.

**S. 192.**

By Senator Pollina,

An act relating to the Vermont Pay it Forward, Pay Back College Affordability Program.

To the Committee on Education.

**S. 193.**

By Senator Pollina,

An act relating to establishing an interim Public Retirement Plan Study Committee.

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

**S. 194.**

By Senator Mullin,

An act relating to posting aggregated immunization rates.

To the Committee on Health and Welfare.

**S. 195.**

By Senators Benning, Kitchel and Sears,

An act relating to increasing the penalties for second or subsequent convictions for disorderly conduct, and creating a new crime of aggravated disorderly conduct.

To the Committee on Judiciary.

**S. 196.**

By Senator Rodgers,

An act relating to the regulation of net metering systems.

To the Committee on Finance.

**S. 197.**

By Senators Pollina and Fox,

An act relating to agency error in the 3SquaresVT Program.

To the Committee on Health and Welfare.

**S. 198.**

By Senator Rodgers,

An act relating to radar-controlled obstruction lighting on wind turbines.

To the Committee on Finance.

**S. 199.**

By Senator White,

An act relating to amending laws relating to lobbyists.

To the Committee on Government Operations.

**S. 200.**

By Senator White,

An act relating to prohibiting certain employment after a member of the General Assembly or an elected or appointed official in the Executive Branch leaves public office.

To the Committee on Government Operations.

**S. 201.**

By Senator Hartwell,

An act relating to siting review by the Public Service Board.

To the Committee on Natural Resources and Energy.

**S. 202.**

By Senator Hartwell,

An act relating to the energy efficiency charge.

To the Committee on Natural Resources and Energy.

**S. 203.**

By Senator Hartwell,

An act relating to establishing the Office of Energy Siting Counsel.

To the Committee on Finance.

**S. 204.**

By Senators Pollina, Ayer, French, McCormack, White and Zuckerman,

An act relating to the establishment of the 10 Percent for Vermont Program.

To the Committee on Finance.

**S. 205.**

By Senator Hartwell,

An act relating to disposable plastic carryout bags.

To the Committee on Natural Resources and Energy.

**S. 206.**

By Senator Hartwell,

An act relating to enhanced public advocacy in Public Service Board proceedings.

To the Committee on Finance.

**S. 207.**

By Senator Hartwell,

An act relating to the traffic criterion of Act 250.

To the Committee on Natural Resources and Energy.

**S. 208.**

By Senator Hartwell,

An act relating to solid waste management.

To the Committee on Natural Resources and Energy.

**S. 209.**

By Senator Hartwell,

An act relating to the complete streets laws.

To the Committee on Transportation.

**S. 210.**

By Senators MacDonald, Campbell, Doyle, McCormack, Pollina, Rodgers, Starr and Zuckerman,

An act relating to fencing along limited access facilities.

To the Committee on Transportation.

**S. 211.**

By Senator Hartwell,

An act relating to permitting of sewage holding and pumpout tanks for public buildings.

To the Committee on Natural Resources and Energy.

**S. 212.**

By Senators Baruth, MacDonald and McCormack,

An act relating to prohibiting the handheld use of a portable electronic device while driving.

To the Committee on Transportation.

**S. 213.**

By Senator Baruth,

An act relating to an employee's use of benefits.

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

**S. 214.**

By Senator Snelling,

An act relating to integrating planning for land use and designated centers.

To the Committee on Natural Resources and Energy.

**S. 215.**

By Senator Snelling,

An act relating to administering, implementing, and financing water quality improvement in Vermont.

To the Committee on Natural Resources and Energy.

**S. 216.**

By Senator Sears,

An act relating to enhanced penalties for possession of a weapon or use of force or threat in commission of a burglary.

To the Committee on Judiciary.

**S. 217.**

By Senators Baruth, Benning, MacDonald, McCormack, Mullin, Pollina and Starr,

An act relating to the Open Meeting Law and minutes of certain executive sessions.

To the Committee on Government Operations.

**S. 218.**

By Senator White,  
An act relating to temporary employees.  
To the Committee on Government Operations.

**S. 219.**

By Senator Cummings,  
An act relating to sober houses.  
To the Committee on Health and Welfare.

**S. 220.**

By Senator Mullin,  
An act relating to amending the workers' compensation law, establishing a registry of sole contractors, increasing the funds available to the Department of Tourism and Marketing for advertising, and regulating legacy insurance transfers.

To the Committee on Finance.

**S. 221.**

By Senator Ashe,  
An act relating to providing statutory purposes for tax expenditures.  
To the Committee on Finance.

**S. 222.**

By Senators Sears and Snelling,  
An act relating to the transfer of investigator positions from the Department of Human Resources to the Agency of Human Services.  
To the Committee on Health and Welfare.

**S. 223.**

By Senator Mullin,  
An act relating to regulating the making of pension loans.  
To the Committee on Finance.

**S. 224.**

By Senator Snelling,  
An act relating to the shorelands of the lakes of the State.

To the Committee on Natural Resources and Energy.

**S. 225.**

By Senator White,

An act relating to early retirement allowance.

To the Committee on Government Operations.

**S. 226.**

By Senator Baruth,

An act relating to service of malt and vinous beverages by libraries.

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

**S. 227.**

By Senator Rodgers,

An act relating to the surface water level of Seymour Lake.

To the Committee on Natural Resources and Energy.

**S. 228.**

By Senators Rodgers and Starr,

An act relating to the livestock disease testing of red deer.

To the Committee on Agriculture.

**S. 229.**

By Senator Rodgers,

An act relating to the collection of mandated recyclables.

To the Committee on Natural Resources and Energy.

**S. 230.**

By Senator Rodgers,

An act relating to a nonresident permit to train dogs to pursue black bear.

To the Committee on Natural Resources and Energy.

**S. 231.**

By Senator Rodgers,

An act relating to registering land as posted against hunting and fishing.

To the Committee on Natural Resources and Energy.

**S. 232.**

By Senator Galbraith,  
An act relating to the use of neonicotinoid pesticides.  
To the Committee on Agriculture.

**S. 233.**

By Senator Campbell,  
An act relating to workers' compensation medical examination.  
To the Committee on Finance.

**S. 234.**

By Senators Mullin and Ashe,  
An act relating to Medicaid coverage for home telemonitoring services.  
To the Committee on Health and Welfare.

**S. 235.**

By Senator Mullin,  
An act relating to improving the oral health of Vermonters.  
To the Committee on Health and Welfare.

**S. 236.**

By Senator Mullin,  
An act relating to prescription refill synchronization.  
To the Committee on Health and Welfare.

**S. 237.**

By Senator Ashe,  
An act relating to civil forfeiture proceedings in cases of animal cruelty.  
To the Committee on Judiciary.

**S. 238.**

By Senators Bray and Lyons,  
An act relating to the taxation of natural gas infrastructure.  
To the Committee on Finance.

**S. 239.**

By Senators Lyons, Mullin, Ashe and Pollina,  
An act relating to the regulation of toxic substances.  
To the Committee on Health and Welfare.

**S. 240.**

By Senator White,  
An act relating to privatization contracts.  
To the Committee on Government Operations.

**S. 241.**

By Senator Mullin,  
An act relating to binding arbitration for State employees.  
To the Committee on Government Operations.

**S. 242.**

By Senator MacDonald,  
An act relating to authorizing the Public Service Board to regulate materials recovery recycling facilities.  
To the Committee on Finance.

**S. 243.**

By Senator Galbraith,  
An act relating to limiting the campaign contributions of businesses and partnerships.  
To the Committee on Government Operations.

**S. 244.**

By Senator MacDonald,  
An act relating to the numbering of exit signs on the interstate highway system within Vermont.  
To the Committee on Transportation.

**S. 245.**

By Senator Galbraith,  
An act relating to credit report disclosure and error prevention.

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To the Committee on Judiciary.

**S. 246.**

By Senator Kitchel,

An act relating to the exemption for municipally owned lakeshore land in another town.

To the Committee on Finance.

**S. 247.**

By Senator White,

An act relating to the regulation of medical marijuana dispensaries.

To the Committee on Health and Welfare.

**S. 248.**

By Senator Snelling,

An act relating to a single license for barbers and cosmetologists.

To the Committee on Government Operations.

**S. 249.**

By Senators Galbraith, Hartwell and Mullin,

An act relating to lowering education property tax rates for low spending towns.

To the Committee on Finance.

**S. 250.**

By Senator Mullin,

An act relating to limiting mail-in rebates.

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

**S. 251.**

By Senator Nitka,

An act relating to the deferral of property taxes for taxpayers 65 years of age and over.

To the Committee on Finance.

**S. 252.**

By Senator Galbraith,

An act relating to financing for Green Mountain Care.

To the Committee on Finance.

**S. 253.**

By Senator Nitka,

An act relating to gradually increasing the mandatory age of school attendance.

To the Committee on Education.

**S. 254.**

By Senator Galbraith,

An act relating to transitional financing of Green Mountain Care.

To the Committee on Finance.

**S. 255.**

By Senators Fox, Ayer, Baruth, Cummings, French, Lyons, McCormack, Pollina, White and Zuckerman,

An act relating to paid absence from work for health care and safety.

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

**S. 256.**

By Senator Campbell,

An act relating to the solemnization of a marriage by a Judicial Bureau hearing officer.

To the Committee on Government Operations.

**S. 257.**

By Senator Sears,

An act relating to energy assistance program fees.

To the Committee on Finance.

**S. 258.**

By Senators Flory and McAllister,

An act relating to fiscal notes for bills that would affect the expenditures or revenues of the State or a municipality.

To the Committee on Government Operations.

**S. 259.**

By Senator Sears,

An act relating to adjusting the base education amount.

To the Committee on Education.

**S. 260.**

By Senator Flory,

An act relating to malt and vinous beverage tastings.

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

**S. 261.**

By Senator Flory,

An act relating to electrical installations.

To the Committee on Government Operations.

**S. 262.**

By Senator Flory,

An act relating to unemployment record disclosure and child support.

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

**S. 263.**

By Senators Sears and Kitchel,

An act relating to the authority of assistant judges in child support contempt proceedings.

To the Committee on Judiciary.

**S. 264.**

By Senator Sears,

An act relating to technical corrections to civil and criminal procedure statutes.

To the Committee on Judiciary.

**S. 265.**

By Senator Starr,

An act relating to the application of foreign law in the State of Vermont.

To the Committee on Judiciary.

**S. 266.**

By Senators MacDonald and McCormack,

An act relating to workers' compensation wages.

To the Committee on Finance.

**S. 267.**

By Senators Sears and Fox,

An act relating to a study of staff secure residential programs and the Woodside Juvenile Rehabilitation Center.

To the Committee on Health and Welfare.

**S. 268.**

By Senator Ayer,

An act relating to employment contracts.

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

**S. 269.**

By Senators Kitchel and Lyons,

An act relating to business consumer protection and data security breaches.

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

**S. 270.**

By Senator Sears,

An act relating to the office of Attorney General.

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To the Committee on Government Operations.

**S. 271.**

By Senator Fox,

An act relating to the reorganization of the Departments of Health, Mental Health, and Disabilities, Aging, and Independent Living.

To the Committee on Health and Welfare.

**S. 272.**

By Senator Sears,

An act relating to detention of public inebriates.

To the Committee on Judiciary.

**S. 273.**

By Senator Sears,

An act relating to modification of an order terminating parental rights.

To the Committee on Judiciary.

**S. 274.**

By Senator Sears,

An act relating to confidentiality of arrest information concerning a minor.

To the Committee on Judiciary.

**S. 275.**

By Senator Sears,

An act relating to the Court's jurisdiction over youthful offenders.

To the Committee on Judiciary.

**S. 276.**

By Senator Flory,

An act relating to rulemaking by the Judicial Nominating Board.

To the Committee on Judiciary.

**S. 277.**

By Senators Ashe, Campbell and Sears,

An act relating to the use of video conferencing in an emergency relief from abuse hearing and storage of firearms surrendered pursuant to a relief from abuse order.

To the Committee on Judiciary.

**S. 278.**

By Senators Zuckerman and Pollina,

An act relating to a livable wage for employees of the Vermont State Colleges and the University of Vermont.

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

**S. 279.**

By Senator Zuckerman,

An act relating to voter registration forms.

To the Committee on Government Operations.

**S. 280.**

By Senator Sears,

An act relating to filling out-of-state narcotics prescriptions.

To the Committee on Health and Welfare.

**S. 281.**

By Senator Mullin,

An act relating to vision riders and a choice of providers for vision and eye care services.

To the Committee on Health and Welfare.

**S. 282.**

By Senator Sears,

An act relating to bail condition related to release.

To the Committee on Judiciary.

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**S. 283.**

By Senator Sears,

An act relating to the changing of the name of the Vermont Criminal Information Center.

To the Committee on Judiciary.

**S. 284.**

By Senator Cummings,

An act relating to a certificate of birth for a foreign-born child adopted in Vermont.

To the Committee on Government Operations.

**S. 285.**

By Senator Sears,

An act relating to the furlough of offenders 65 years of age and older.

To the Committee on Institutions.

**S. 286.**

By Senator Sears,

An act relating to an assault of a correctional officer.

To the Committee on Judiciary.

**S. 287.**

By Senators Ayer, Sears and White,

An act relating to involuntary treatment and medication.

To the Committee on Judiciary.

**S. 288.**

By Senator Lyons,

An act relating to water quality improvement.

To the Committee on Natural Resources and Energy.

**S. 289.**

By Senator French,

An act relating to the liability of owners of genetically engineered seed.

To the Committee on Judiciary.

**S. 290.**

By Senator Hartwell,  
An act relating to Vermont Strong plates.  
To the Committee on Transportation.

**S. 291.**

By Senators Fox, Flory and Sears,  
An act relating to the establishment of transition units at State correctional facilities.  
To the Committee on Institutions.

**S. 292.**

By Senator Hartwell,  
An act relating to siting of energy facilities.  
To the Committee on Natural Resources and Energy.

**S. 293.**

By Senator Snelling,  
An act relating to reporting on population-level outcomes and indicators and on program-level performance measures.  
To the Committee on Government Operations.

**S. 294.**

By Senator White,  
An act relating to data concerning instructional hours and associated costs.  
To the Committee on Education.

**S. 295.**

By Senators Fox, Ashe, Flory, Sears and Snelling,  
An act relating to pretrial services, risk assessments, and criminal justice programs.  
To the Committee on Judiciary.

**S. 296.**

By Senators Sears, Ashe, Flory, Fox and Snelling,  
An act relating to the Defender General's duty to investigate issues related to the health, safety, and welfare of inmates in correctional facilities.

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To the Committee on Institutions.

**S. 297.**

By Senators Sears, Ashe and Benning,

An act relating to the recording of custodial interrogations in homicide and sexual assault cases.

To the Committee on Judiciary.

**S. 298.**

By Senator Collins,

An act relating to writs of possession.

To the Committee on Judiciary.

**S. 299.**

By Senator Fox,

An act relating to service of malt beverages by the glass.

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

**S. 300.**

By Senator McAllister,

An act relating to substance abuse testing and treatment for recipients of public assistance.

To the Committee on Health and Welfare.

**S. 301.**

By Senators Galbraith, Ashe, Ayer, Baruth, Cummings, Fox, McCormack and White,

An act relating to raising the Vermont minimum wage.

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

**S. 302.**

By Senator McAllister,

An act relating to waiving the energy efficiency charge.

To the Committee on Natural Resources and Energy.

**S. 303.**

By Senator Flory,

An act relating to a noncustodial parent's access to records and information.

To the Committee on Judiciary.

**S. 304.**

By Senator Collins,

An act relating to public school principals and nonrenewal of contracts.

To the Committee on Education.

**S. 305.**

By Senator Flory,

An act relating to qualifications of judicial officers and judicial selection.

To the Committee on Judiciary.

**S. 306.**

By Senator Zuckerman,

An act relating to regulation and taxation of marijuana.

To the Committee on Judiciary.

**S. 307.**

By Senator Flory,

An act relating to the assessment of Vermont's public benefit structure.

To the Committee on Health and Welfare.

**S. 308.**

By Senators Baruth, Collins and Nitka,

An act relating to regulating precious metal dealers.

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

**S. 309.**

By Senator Snelling,

An act relating to emergency involuntary procedures.

To the Committee on Health and Welfare.

**S. 310.**

By Senator Hartwell,

An act relating to allocating clean energy development fund proceeds.

To the Committee on Natural Resources and Energy.

**S. 311.**

By Senator Hartwell,

An act relating to economic development and prosperity for Vermonters.

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

**S. 312.**

By Senators Lyons and Mullin,

An act relating to extended producer responsibility.

To the Committee on Natural Resources and Energy.

**S. 313.**

By Senators Zuckerman and Pollina,

An act relating to a tax credit for donations made to socially responsible small farms.

To the Committee on Finance.

**S. 314.**

By Senator Mazza,

An act relating to miscellaneous amendments to laws related to motor vehicles.

To the Committee on Transportation.

**S. 315.**

By Senators Ashe, Bray, Fox, Lyons, McCormack and Zuckerman,

An act relating to decriminalizing the performance of abortions in Vermont and recognizing the right to have an abortion.

To the Committee on Judiciary.

**Bill Referred**

House bill of the following title was read the first time and referred:

**H. 112.**

An act relating to the labeling of food produced with genetic engineering.

To the Committee on Agriculture.

**Message from the House No. 1**

A message was received from the House of Representatives by Ms. Melissa Kucserik, 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. 33.** Joint resolution to provide for a Joint Assembly to receive the State-of-the-State message from the Governor.

And has adopted the same in concurrence.

**Adjournment**

On motion of Senator Baruth, the Senate adjourned until one o'clock and thirty minutes in the afternoon on Wednesday, January 8, 2014.