

Senate Calendar

WEDNESDAY, FEBRUARY 10, 2016

SENATE CONVENES AT: 1:00 P.M.

TABLE OF CONTENTS

Page No.

ACTION CALENDAR

CONSIDERATION POSTPONED TO WEDNESDAY, FEBRUARY 10, 2016

H. 187 An act relating to absence from work for health care and safety	
Amendment - Sen. Champion	131
Amendment - Sens. Zuckerman and Campbell	131

NEW BUSINESS

Third Reading

S. 171 An act relating to eligibility for pretrial risk assessment and needs screening.....	132
H. 611 An act relating to fiscal year 2016 budget adjustments.....	132

Joint Resolutions for Action

J.R.S. 40 Joint resolution providing for a Joint Assembly for the election of two legislative Trustees of the Vermont State Colleges Corporation	132
J.R.S. 41 Joint resolution establishing a procedure for the conduct of the election of two legislative trustees of the Vermont State Colleges Corporation by plurality vote by the General Assembly in 2016.....	132
Amendment - Sen. MacDonald	132

ORDERS OF THE DAY

ACTION CALENDAR

**CONSIDERATION POSTPONED TO WEDNESDAY,
FEBRUARY 10, 2016**

H. 187.

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

PENDING QUESTION: On reconsideration, shall the Senate proposal of amendment be amended as moved by Senator Champion?

Senator Champion has moved that the Senate proposal of amendment be amended in Sec. 4, 21 V.S.A. § 481, by striking out subdivision (1) and inserting in lieu thereof a new subdivision (1) to read:

(1) “Employer” means any individual, organization, or governmental body, partnership, association, corporation, legal representative, trustee, receiver, trustee in bankruptcy, and any common carrier by rail, motor, water, air, or express company doing business in or operating within this State that employs more than five individuals for an average of no less than 30 hours per week during a year.

**Proposal of amendment to H. 187 to be offered by Senators Zuckerman
and Campbell before Third Reading**

Senators Zuckerman and Campbell move that the Senate proposal of amendment be amended in Sec. 2, Purpose, by striking out subsection (b) in its entirety and inserting a new subsection (b) to read:

(b) It is the intent of the General Assembly that:

(1) all employers doing business in or operating in the State of Vermont shall be required to provide earned sick time to their employees as provided by this act; and

(2) all employers that currently offer any type of paid time off from work that may, at a minimum, be used by the employer’s employees in the amounts and for the purposes required pursuant to this act shall not be required to change their paid time off policy or offer additional paid leave.

NEW BUSINESS

Third Reading

S. 171.

An act relating to eligibility for pretrial risk assessment and needs screening.

H. 611.

An act relating to fiscal year 2016 budget adjustments.

Joint Resolutions for Action

J.R.S. 40.

Joint resolution providing for a Joint Assembly for the election of two legislative Trustees of the Vermont State Colleges Corporation.

PENDING QUESTION: Shall the Senate adopt the resolution?

(For text of resolution, see Senate Journal of February 9, 2016, page 107.)

J.R.S. 41.

Joint resolution establishing a procedure for the conduct of the election of two legislative trustees of the Vermont State Colleges Corporation by plurality vote by the General Assembly in 2016.

PENDING QUESTION: Shall the Senate adopt the resolution?

(For text of resolution, see Senate Journal of February 9, 2016, page 108.)

Amendment to J.R.S. 41 to be offered by Senator MacDonald

Senator MacDonald moves to amend the resolution by striking out all after the title and inserting in lieu thereof the following:

Whereas, in recent years it has become increasingly necessary to shorten the length of time spent by the General Assembly in joint session for the election of various officials, and

Whereas, if elections for multiple vacancies were to be decided by a plurality vote, then a great savings of time can be effectuated, *now therefore be it*

Resolved by the Senate and House of Representatives:

That, notwithstanding the current provisions of Joint Rule 10, and for this election only, the election of two legislative trustees of the Vermont State Colleges Corporation at a Joint Assembly to be held on February 18, 2016, shall be governed by the following procedure:

(1) All candidates for the office of Trustee shall be voted upon and decided on the same ballot; members may vote for any number of candidates up to and including the maximum number of vacancies to be filled, which in this case shall be two.

(2) The two candidates receiving the greater number of votes shall be declared elected to fill the two vacancies.

(3) In the event that the first balloting for the Trustee vacancies results in a tie vote for one or both of the two vacant positions, then voting shall continue on successive ballots for the unfilled position or positions until the vacancies have been filled by election declared of the two candidates receiving the greater number of votes, *and be it further*

Resolved: That the Joint Rules Committee propose to the Senate Rules Committee and the House Rules Committee legislation to amend 2 V.S.A. § 10 to change the hour of the day of future joint assemblies held for the purpose of electing legislative trustees of the University of Vermont and State Agricultural College and legislative trustees of the Vermont State Colleges from 10 o'clock and 30 minutes, forenoon, to a time in the afternoon that will not conflict with regularly scheduled meetings of House or Senate standing committees.

PUBLIC HEARING ON JUDICIAL RETENTION

Thursday, February 11, 2016 - 7:00 P.M. - 8:00 P.M. - Room 11 - Joint Committee on Judicial Retention – Re: Retention of Superior Court Judges David Howard, Robert Mello and Helen Toor and Environmental Judge Thomas Durkin. Members of the public interested in testifying regarding these judges may sign up no sooner than 30 minutes prior to the hearing, with 5 minutes allowed for testimony. The hearing will adjourn at 8:00 P.M. unless there are no persons requesting to testify, in which case the meeting may adjourn at 7:30 P.M.

PUBLIC HEARINGS

Joint Community-Based Public Hearings on Fiscal Year 2017 State budget

House and Senate Committees on Appropriations

Monday, February 15, 2016, 6:00 - 7:00 P.M. – The Vermont House and Senate Committees on Appropriations are seeking public input on the FY2017 proposed State budget and will hold five joint public hearings Monday, February 15, 2016, 6:00 – 7:00 p.m. at 5 locations across the State. For further information, please go to: <http://www.leg.state.vt.us/jfo/link/Community-Based%20Joint%20Public%20Hearings%20site%20list>

The Committees will take testimony on the Governor's FY 2017 State budget proposal at that time. Anyone interested in testifying should come to one of the hearings. Time limits on testimony may apply depending on volume of participants.

To view or print a copy of the proposed budget, go to the Department of Finance and Management's website at:

http://finance.vermont.gov/state_budget/rec.

For more information about the format of these events, or to submit written testimony, call Theresa Utton-Jerman or Rebecca Buck, Joint Fiscal Office, 802-828-5767 or toll-free 1-800-322-5616; or e-mail: tutton@leg.state.vt.us or rbuck@leg.state.vt.us. Requests for interpreters should be made to the office by 3:00 p.m. on Monday, February 1, 2016.

NOTICE OF JOINT ASSEMBLY

Thursday, February 18, 2016 - 10:30 A.M. - Election of two (2) trustees for the Vermont State Colleges Corporation.

Candidates for the positions of trustee must notify the Secretary of State **in writing** not later than Thursday, February 11, 2016, by 5:00 P.M. pursuant to the provisions of 2 V.S.A. §12(b). Otherwise their names will not appear on the ballots for these positions.

The following rules shall apply to the conduct of these elections:

First: All nominations for these offices will be presented in alphabetical order prior to voting.

Second: There will be only one nominating speech of not more than three (3) minutes and not more than two seconding speeches of not more than one (1) minute each for each nominee.