

# Journal of the House

of the

STATE OF VERMONT  
BIENNIAL SESSION, 2015

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**Wednesday, January 7, 2015**

Pursuant to the provisions of the Constitution and Laws of the State of Vermont, the member-elect of the House of Representatives convened in the State House in Montpelier on the first Wednesday after the first Monday, being the seventh day of January, in the year of our Lord, two thousand and fifteen.

At ten o'clock in the forenoon, the Honorable James Condos, Secretary of State, called the House to order for the seventy-third biennial session.

## **Devotional Exercises**

Devotional exercises were conducted by Pastor Margaret Dawedeit of the Peru Congregational Church.

## **Pledge of Allegiance**

**Page Lia Rubel of Barre City**, led the House in the Pledge of Allegiance.

## **Roll Call**

**Secretary of State, James Condos**, called the roll for the seventy-third biennial session:

Addison-1	Betty A. Nuovo Amy Sheldon
Addison-2	Willem W. Jewett
Addison-3	Diane M. Lanpher Warren VanWyck
Addison-4	Fred K. Baser David D. Sharpe
Addison-5	Harvey T. Smith
Addison-Rutland	Alyson Eastman
Bennington-1	William G. F. Botzow II

Bennington-2-1	Timothy R. Corcoran II Rachel Fields
Bennington-2-2	Kiah Morris Mary A. Morrissey
Bennington-3	Alice Miller
Bennington-4	Steven Berry Cynthia M. Browning
Bennington-Rutland	Patricia C. Komline
Caledonia-1	Marcia Martel
Caledonia-2	Chip Troiano
Caledonia-3	Scott Beck Janssen Willhoit
Caledonia-4	Martha A. Feltus Richard Lawrence
Caledonia-Washington	Catherine B. Toll
Chittenden-1	Anne T. O'Brien
Chittenden-2	Terence Macaig James M. McCullough
Chittenden-3	William R. Frank George W. Till
Chittenden-4-1	Michael L. Yantachka
Chittenden-4-2	William J. Lippert, Jr.
Chittenden-5-1	Kate L. Webb
Chittenden-5-2	Joan G. Lenes

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Chittenden-6-1	Joanna E. Cole Kurt Wright
Chittenden-6-2	Jean O'Sullivan
Chittenden-6-3	Jill Krowinski Curt McCormack
Chittenden-6-4	Christopher A. Pearson Kesha K. Ram
Chittenden-6-5	Johannah Leddy Donovan Mary M. Sullivan
Chittenden-6-6	Barbara Rachelson
Chittenden-6-7	Clement J. Bissonnette Diana González
Chittenden-7-1	Martin LaLonde
Chittenden-7-2	Ann D. Pugh
Chittenden-7-3	Helen J. Head
Chittenden-7-4	Maida F. Townsend
Chittenden-8-1	Debbie G. Evans Linda K. Myers
Chittenden-8-2	Paul Dame Timothy Jerman
Chittenden -8-3	Robert L. Bancroft
Chittenden-9-1	James O. Condon Joey A. Purvis
Chittenden-9-2	Patrick M. Brennan Maureen P. Dakin

Chittenden-10	Ronald E. Hubert Donald H. Turner, Jr.
Essex-Caledonia	Constance N. Quimby
Essex-Caledonia-Orleans	Paul Lefebvre
Franklin-1	Carolyn W. Branagan
Franklin-2	Barbara S. Murphy
Franklin-3-1	Kathleen C. Keenan Corey Parent
Franklin-3-2	Eileen G. Dickinson
Franklin-4	Marianna Gamache Brian K. Savage
Franklin-5	Steve C. Beyor Albert E. Pearce
Franklin-6	Daniel F. Connor
Franklin-7	Larry Fiske
Grand Isle-Chittenden	Mitzi Johnson Robert C. Krebs
Lamoille-1	Heidi E. Scheuermann
Lamoille-2	Linda J. Martin Mark E. Woodward
Lamoille-3	Bernard C. Juskiewicz
Lamoille-Washington	Avram Patt Shapleigh Smith, Jr.
Orange-1	Susan H. Davis Rodney Graham

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Orange-2	Sarah L. Copeland-Hanzas
Orange-Caledonia	Charles W. Conquest
Orange-Washington-Addison	Patsy T. French Marjorie Ryerson
Orleans-1	Lynn D. Batchelor Loren T. Shaw
Orleans-2	Michael J. Marcotte Gary Viens
Orleans-Caledonia	Vicki M. Strong Samuel R. Young
Orleans-Lamoille	Mark A. Higley
Rutland-1	Patricia A. McCoy
Rutland-2	Thomas B. Burditt David E. Potter
Rutland-3	William P. Canfield Robert G. Helm
Rutland-4	Thomas P. Terenzini
Rutland-5-1	Peter J. Fagan
Rutland-5-2	Larry P. Cupoli
Rutland-5-3	Herbert A. Russell
Rutland-5-4	Douglas A. Gage
Rutland-6	Stephen A. Carr Charles H. Shaw
Rutland-Bennington	Robin Chesnut-Tangerman
Rutland-Windsor-1	Job Tate

Rutland-Windsor-2	Dennis J. Devereux
Washington-1	Anne B. Donahue Patti J. Lewis
Washington-2	Rob LaClair Francis M. McFaun
Washington-3	Paul N. Poirier Tommy J. Walz
Washington-4	Mary S. Hooper Warren F. Kitzmiller
Washington-5	Anthony W. Klein
Washington-6	Janet Ancel
Washington-7	Maxine Jo Grad Adam Greshin
Washington- Chittenden	Rebecca M. Ellis Thomas S. Stevens
Windham-1	Michael J. Hebert
Windham-2-1	Valerie A. Stuart
Windham-2-2	Mollie S. Burke
Windham-2-3	Tristan D. Toleno
Windham-3	Carolyn W. Partridge Matthew A. Trieber
Windham-4	David L. Deen Michael Mrowicki
Windham-5	Emily Long
Windham-6	Ann P. Manwaring
Windham-Bennington	Laura Sibia

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Windham-Bennington-Windsor	Oliver K. Olsen
Windsor-1	John L. Bartholomew Donna G. Sweaney
Windsor-2	Mark A. Huntley
Windsor-3-1	Leigh J. Dakin
Windsor-3-2	Alice M. Emmons Robert Forguites
Windsor-4-1	Teo Zagar
Windsor-4-2	Kevin B. Christie Gabrielle Lucke
Windsor-5	Alison H. Clarkson
Windsor-Orange	Sarah E. Buxton
Windsor-Orange-2	Timothy Briglin James W. Masland
Windsor-Rutland	Sandy J. Haas

#### **Absentee**

The following named member-elect was not present for roll call:

Johannah Donovan – District Chittenden 6-5.

#### **Quorum Present**

Thereupon, the Secretary of State declared that a quorum of the members-elect was present.

#### **Election of Speaker**

The Secretary of State directed the House to the election of a Speaker for the two years next ensuing.

**Rep. Conquest of Newbury** presented the name of **Rep. Shapleigh Smith, Jr. of Morristown.**

Thereupon, Rep. Conquest of Newbury's nomination for Speaker was seconded by **Rep. Branagan of Georgia**.

**Rep. Turner of Milton** moved that nominations cease and the Secretary of State cast one ballot for Rep. Shapleigh Smith, Jr. of Morrystown as Speaker of the House, which was agreed to.

Thereupon, the Secretary of State declared that

**Rep. Shapleigh Smith, Jr.**

the Representative from the town of Morrystown, having a majority of the votes, was elected Speaker of the House of Representatives for the two years next ensuing.

The Secretary of State designated:

**Rep. Copeland-Hanzas of Bradford**  
**Rep. Webb of Shelburne**  
**Rep. Turner of Milton**  
**Rep. Savage of Swanton**  
**Rep. Conquest of Newbury**  
**Rep. Branagan of Georgia**

as a committee to wait upon the Speaker-elect, inform him of his election and conduct him to the rostrum to receive the oath of office.

**Oath Administered**

The Speaker-elect was conducted to the rostrum, the oath of office administered by the Secretary of State, and thereupon, the Speaker was conducted to the Chair and assumed his duties.

**Election of Clerk**

The Speaker directed the House to the election of a Clerk for the two years next ensuing.

**Rep. Poirier of Barre City** presented the name of Donald G. Milne of Washington.

Mr. Milne's nomination for Clerk of the House was seconded by **Rep. McFaun of Barre Town**.

There being no further nominations, the Speaker then directed that the vote be taken *viva voce*.

The vote having been taken, the Speaker declared that

**Donald G. Milne**

of Washington was unanimously elected Clerk of the House of Representatives for the two years next ensuing.

The Speaker designated:

**Rep. Poirier of Barre of Barre City**

**Rep. McFaun of Barre Town**

**Rep. Davis of Washington**

**Rep. Graham of Williamstown**

as a committee to wait upon the Clerk-elect, inform him of his election and conduct him to the bar of the House to receive the oath of office.

#### **Oath Administered**

The Clerk-elect was conducted to the bar of the House, the oath of office administered by his daughter, Cathy Frey, and thereupon, the clerk entered upon the discharge of his duties.

#### **Oath Administered to Members-Elect**

Thereupon, the Representatives-elect each took and subscribed the oath, administered by the Clerk, as required by the Constitution and laws of the State.

#### **Communication from Michael Fisher**

“December 4, 2014

I resign my House seat effective immediately.

Michael Fisher”

#### **House Resolution Adopted**

##### **H.R. 1**

House resolution, entitled

House Resolution relating to House Rules

By Reps. Copeland-Hanzas of Bradford and Turner of Milton

Resolved by the House of Representatives

That the House rules in effect at the end of the 2013-2014 session be the rules of this biennial session until others are adopted.

Which was read and adopted.

#### **House Resolution Adopted**

##### **H.R. 2**

House resolution, entitled

House resolution relating to the organization of the House and informing the Senate thereof

By Reps. Copeland-Hanzas of Bradford and Turner of Milton

Resolved by the House of Representatives

That the Clerk of the House inform the Senate that the House has organized and is ready on its part to proceed with the business of session.

Which was read and adopted.

### **House Resolution Adopted**

#### **H.R. 3**

House resolution, entitled

House resolution relating to the organization of the House informing the Governor thereof

By Reps. Copeland-Hanzas of Bradford and Turner of Milton

Resolved by the House of Representatives

That His Excellency, the Governor, be informed by Committee that the House has completed its organization and is ready to receive any communication from him.

Which was read and adopted.

### **Committee Appointed**

Pursuant to the provision of H.R. 3, the Speaker appointed the following as members of the Committee to inform the Governor of the organization of the House.

**Rep. Copeland-Hanzas of Bradford**

**Rep. Webb of Shelburne**

**Rep. Turner of Milton**

**Rep. Savage of Swanton**

**Rep. Pearson of Burlington**

**Rep. Davis of Washington**

### **Message from the Senate No. 1**

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:

A quorum of the Senate has assembled and organized by the election of

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**JOHN H. BLOOMER, JR**

of the Town of Wallingford, Secretary, who in turn has appointed

**STEVEN D. MARSHALL**

of the Town of Swanton, Assistant Secretary, and by the election of

**JOHN F. CAMPBELL**

of the Town of Quechee, Windsor District, President *pro tempore*.

**Message from the Senate No. 2**

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 joint resolutions of the following titles:

**J.R.S. 1.** Joint resolution relating to joint rules.

**J.R.S. 2.** Joint resolution to provide for a Joint Assembly to receive the report of the committee appointed to canvass votes for state officers.

**J.R.S. 3.** Joint resolution to provide for a Joint Assembly to hear the inaugural message of the Governor.

**J.R.S. 4.** Joint resolution relating to Town Meeting adjournment .

**J.R.S. 5.** Joint resolution to provide for a Joint Assembly to hear the budget message of the Governor .

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

**Message from the Senate No. 3**

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 appointed as members of the Joint Canvassing Committee on the part of the Senate to canvass votes for state offices:

Addison District	Senator Bray
Bennington District	Senator Champion
Caledonia District	Senator Benning
Chittenden District	Senator Sirotkin

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Essex-Orleans District	Senator Rodgers
Franklin District	Senator Degree
Grand Isle District	Senator Mazza
Lamoille District	Senator Westman
Orange District	Senator MacDonald
Rutland District	Senator Collamore
Washington District	Senator Pollina
Windham District	Senator White
Windsor District	Senator Nitka

The President has designated Senator White as Chair on the part of the Senate.

**Joint Resolution Adopted in Concurrence**

**J.R.S. 1**

By Senator Campbell,

**J.R.S. 1.** Joint resolution relating to joint rules.

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

That the joint rules of the Senate and the House as adopted in 2013 be adopted as the joint rules of this biennial session until others are adopted.

Was taken up read and adopted in concurrence.

**Joint Resolution Adopted in Concurrence**

**J.R.S. 2**

By Senator White,

**J.R.S. 2.** Joint resolution to provide for a Joint Assembly to receive the report of the committee appointed to canvass votes for state officers.

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

That the two Houses meet in Joint Assembly on Thursday, January 8, 2015, at ten o'clock in the forenoon to receive the report of the Joint Canvassing Committee appointed to canvass votes for Governor, Lieutenant Governor, State Treasurer, Secretary of State, Auditor of Accounts and Attorney General, and if it shall be declared by said Committee that there had been no election by the freemen and freewomen of any of said state officers, then to proceed forthwith to elect such officers as have not been elected by the freemen and freewomen.

Was taken up read and adopted in concurrence.

**Joint Resolution Adopted in Concurrence**

**J.R.S. 3**

By Senator Campbell,

**J.R.S. 3.** Joint resolution to provide for a Joint Assembly to hear the inaugural message of the Governor.

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

That the two Houses meet in Joint Assembly on Thursday, January 8, 2015, at one o'clock and thirty minutes in the afternoon to receive the inaugural message of the Governor.

Was taken up read and adopted in concurrence.

**Rules Committee Announced**

Pursuant to the provisions of House Rule 25, the following members were elected by caucus to the Committee on Rules:

<b>Democrats:</b>	<b>Rep. Copeland-Hanzas of Bradford</b>
	<b>Rep. Webb of Shelburne</b>
	<b>Rep. Deen of Westminster</b>
<b>Republicans:</b>	<b>Rep. Turner of Milton</b>
	<b>Rep. Savage of Swanton</b>
	<b>Rep. Donahue of Northfield</b>

**Committees Announced**

The Speaker announced the 2015-2016 House Standing Committees as follows:

**Agriculture**

Partridge, Chair	of Windham
Lawrence, Vice Chair	of Lyndon
Bartholomew	of Hartland
Connor	of Fairfield
Eastman	of Orwell
Graham	of Williamstown
Ryerson	of Randolph
Smith	of New Haven
Purvis	of Colchester
Turner	of Milton
Zagar	of Barnard

**Appropriations**

Johnson, Chair	of South Hero
Fagan, Vice-Chair	of Rutland City
Keenan	of St. Albans City
Helm	of Fair Haven
Feltus	of Lyndon
Hooper	of Montpelier
Toll	of Danville
Lanpher	of Vergennes
O'Brien	of Richmond
Pearce	of Richford
Trieber	of Rockingham

**Corrections and Institutions**

Emmons, Chair	of Springfield
Myers, Vice-Chair	of Essex
Lenes	of Shelburne
Batchelor	of Derby
Browning	of Arlington
Dickinson	of St. Albans Town
Fields	of Bennington
Davis	of Washington
Macaig	of Williston
Toleno	of Brattleboro
Shaw	of Pittsford

**Commerce and Economic Development**

Botzow, Chair	of Pownal
Marcotte, Vice-Chair	of Coventry
Kitzmiller	of Montpelier
Baser	of Bristol
Carr	of Brandon
Dakin	of Colchester
O'Sullivan	of Burlington
Parent	of St. Albans City
Scheuermann	of Stowe
Sibilia	of Dover
Stuart	of Brattleboro

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**Education**

Sharpe, Chair	of Bristol
Juskiewicz, Vice-Chair	of Cambridge
Christie	of Hartford
Beck	of St. Johnsbury
Buxton	of Tunbridge
Cupoli	of Rutland City
Jerman	of Essex
Long	of Newfane
Manwaring	of Wilmington
Miller	of Shaftsbury
Wright	of Burlington

**Fish, Wildlife and Water Resources**

Deen, Chair	of Westminster
McCullough, Vice-Chair	of Williston
Beyor	of Highgate
Krebs	of South Hero
Lefebvre	of Newark
Sheldon	of Middlebury
Terenzini	of Rutland Town
Webb	of Shelburne
Willhoit	of St. Johnsbury

**General, Housing and Military Affairs**

Head, Chair	of South Burlington
Stevens, Vice-Chair	of Waterbury
Savage	of Swanton
Gonzalez	of Winooski
Lucke	of Hartford
Morrissey	of Bennington
Tate	of Mendon
Walz	of Barre City

**Government Operations**

Sweaney, Chair	of Windsor
Evans, Vice-Chair	of Essex
Devereux	of Mount Holly

Cole	of Burlington
Copeland-Hanzas	of Bradford
Higley	of Lowell
Hubert	of Milton
Laclair	of Barre Town
Lewis	of Berlin
Martin	of Wolcott
Townsend	of South Burlington

**Health Care**

Lippert, Chair	of Hinesburg
Pearson, Vice-Chair	of Burlington
Donahue	of Northfield
Bancroft	of Westford
Briglin	of Thetford
Dakin	of Chester
Gage	of Rutland City
Morris	of Bennington
Patt	of Worcester
Poirier	of Barre City
Woodward	of Johnson

**Human Services**

Pugh, Chair	of South Burlington
Haas, Vice-Chair	of Rochester
McFaun	of Barre Town
Berry	of Manchester
Dame	of Essex
Fiske	of Enosburgh
French	of Randolph
Krowinski	of Burlington
McCoy	of Poultney
Mrowicki	of Putney
Troiano	of Stannard

**Judiciary**

Grad, Chair	of Moretown
Jewett, Vice-Chair	of Ripton
Burditt	of West Rutland

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Conquest	of Newbury
Frank	of Underhill
LaLonde	of South Burlington
Nuovo	of Middlebury
Rachelson	of Burlington
Martel	of Waterford
Strong	of Albany
Viens	of Newport

### **Natural Resources and Energy**

Klein, Chair	of East Montpelier
Ellis, Vice-Chair	of Waterbury
Hebert	of Vernon
Chestnut-Tangerman	of Middletown Springs
Forguites	of Springfield
Gamache	of Swanton
Olsen	of Londonderry
Ram	of Burlington
Sullivan	of Burlington
VanWyck	of Ferrisburgh
Yantachka	of Charlotte

### **Transportation**

Brennan, Chair	of Colchester
Potter, Vice-Chair	of Clarendon
Corcoran	of Bennington
Bissonnette	of Winooski
Burke	of Brattleboro
Huntley	of Cavendish
McCormack	of Burlington
Murphy	of Fairfax
Quimby	of Concord
Russell	of Rutland City
Shaw	of Derby

### **Ways and Means**

Ancel, Chair	of Calais
Branagan, Vice-Chair	of Georgia
Donovan	of Burlington
Canfield	of Fair Haven

Clarkson	of Woodstock
Condon	of Colchester
Greshin	of Warren
Komline	of Dorset
Masland	of Thetford
Till	of Jericho
Young	of Glover

### **Recess**

At eleven o'clock and thirty-five minutes in the forenoon, the Speaker declared a recess until one o'clock in the afternoon.

At one o'clock in the afternoon, the Speaker called the House to order.

### **Seating of Members**

Pursuant to the provisions of House Rule 5, the members were seated.

### **Communication from Clerk**

The Speaker placed before the House a communication from the Clerk as follows:

“January 7, 2015

Honorable Shap Smith  
Speaker of the House

Sir,

I have the honor to inform you and the members of the House that I have appointed William M. MaGill of Montpelier as First Assistant Clerk, Melissa Kucserik of Waterbury as Second Assistant Clerk, Cathleen M. Cameron of Montpelier as Journal Clerk, Jean Olson of Montpelier as Resolution Clerk and Christine Ditmeyer of Plainfield as Clerk Assistant.

Sincerely,

/s/Donald G. Milne  
Clerk of the House”

### **Oath Administered to Clerks**

The Doorkeepers were directed to conduct William MaGill, the First Assistant Clerk, and Melissa Kucserik, the Second Assistant Clerk, to the bar of the House where the oath was administered by the Clerk.

Thereupon, the assistant clerks entered upon the discharge of their duties.

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**Canvassing Committee Elected**

Addison District	Eastman of Orwell Sheldon of Middlebury Smith of New Haven
Bennington District	Berry of Manchester Miller of Shaftsbury Morrissey of Bennington
Caledonia District	Feltus of Lyndon Troiano of Stannard Toll of Danville
Chittenden District	Evans of Essex Gonzales of Winooski Dakin of Colchester
Essex-Orleans District	Lefebvre of Newark Shaw of Derby Young of Glover
Franklin District	Connor of Fairfield Murphy of Fairfax Pearce of Richford
Grand Isle District	Condon of Colchester Krebs of South Hero Purvis of Colchester
Lamoille District	Martin of Wolcott Scheuermann of Stowe Woodward of Johnson
Orange District	Conquest of Newbury Hatch Davis of Washington Ryerson of Randolph
Rutland District	Chestnut-Tangerman of Middletown Springs Cupoli of Rutland City Potter of Clarendon
Washington District	Patt of Worcester Stevens of Waterbury Donahue of Northfield

Windham District            Hebert of Vernon  
                                     Mrowicki of Putney  
                                     Toleno of Brattleboro

Windsor District            Bartholomew of Hartland  
                                     Haas of Rochester  
                                     Zagar of Barnard

**Rep. Copeland-Hanzas of Bradford** moved the election of the candidates, as nominated by the Speaker, which was agreed to.

Thereupon, the Speaker appointed **Rep. Evans of Essex** as Chair on the part of the House.

#### **Adjournment**

At two o'clock in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until tomorrow at nine o'clock and thirty minutes in the afternoon.