

# Journal of the House

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**Thursday, February 19, 2015**

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

## **Devotional Exercises**

Devotional exercises were conducted by former Page, Gabriello Lewis, violinist from New York, NY.

## **Rules Suspended; House Bills Introduced**

Pending first reading of the bills, on motion of **Rep. Turner of Milton**, the rules were suspended and the bills were read the first time by number and referred or placed on the Calendar as follows:

### **H. 242**

Reps. Canfield of Fair Haven, Cupoli of Rutland City, Grad of Moretown, Martel of Waterford, McCoy of Poultney, Morrissey of Bennington and Strong of Albany introduced a bill, entitled

An act relating to credit in the Vermont State Retirement System for military service during the Persian Gulf War

To the committee on Government Operations.

### **H. 243**

Reps. Clarkson of Woodstock and Devereux of Mount Holly introduced a bill, entitled

An act relating to illuminating vehicle lights while windshield wipers are in use

To the committee on Transportation.

### **H. 244**

Reps. Stevens of Waterbury introduced a bill, entitled

An act relating to repealing the State Lottery

To the committee on General, Housing & Military Affairs.

### **H. 245**

Reps. Zagar of Barnard and Masland of Thetford introduced a bill, entitled

An act relating to expanding the list of qualifying medical conditions for the medical marijuana registry and conditions for renewal of patient registry cards

To the committee on Human Services.

**H. 246**

Reps. Canfield of Fair Haven and Grad of Moretown introduced a bill, entitled

An act relating to veterans

To the committee on General, Housing & Military Affairs.

**H. 247**

Reps. Bartholomew of Hartland, Partridge of Windham, Ryerson of Randolph and Sullivan of Burlington introduced a bill, entitled

An act relating to the use of single-use carryout bags

Which was read the first time and referred to the committee on General, Housing & Military Affairs.

**H. 248**

Rep. Sullivan of Burlington introduced a bill, entitled

An act relating to miscellaneous revisions to the air pollution statutes

To the committee on Natural Resources & Energy.

**H. 249**

Reps. Sweaney of Windsor Devereux of Mount Holly, Evans of Essex and Martin of Wolcott, introduced a bill, entitled

An act relating to intermunicipal services and the authority to create a regional council of governments

To the committee on Government Operations.

**H. 250**

Reps. Clarkson of Woodstock, Briglin of Thetford, Cole of Burlington, Deen of Westminster, Donovan of Burlington, Hooper of Montpelier, Masland of Thetford, Mrowicki of Putney, Pearson of Burlington, Stevens of Waterbury, Sullivan of Burlington, Till of Jericho and Yantachka of Charlotte introduced a bill, entitled

An act relating to possession and transfer of firearms

To the committee on Judiciary.

**H. 251**

Rep. Stevens of Waterbury introduced a bill, entitled  
An act relating to lottery ticket sales  
To the committee on General, Housing & Military Affairs.

**H. 252**

Reps. Stevens of Waterbury, Gonzalez of Winooski, Huntley of Cavendish, Sweaney of Windsor and Walz of Barre City introduced a bill, entitled  
An act relating to establishing the Agency of Controlled Substances  
To the committee on Government Operations.

**H. 253**

Reps. Till of Jericho and Masland of Thetford introduced a bill, entitled  
An act relating to adding post-traumatic stress disorder to the list of qualified medical conditions for therapeutic use of cannabis and waiving the six-month professional–patient relationship requirement for veterans with post-traumatic stress disorder  
To the committee on Human Services.

**H. 254**

Rep. Townsend of South Burlington introduced a bill, entitled  
An act relating to growers  
To the committee on General, Housing & Military Affairs.

**H. 255**

Reps. Haas of Rochester, Frank of Underhill and French of Randolph introduced a bill, entitled  
An act relating to increasing hospice enrollment and length of care  
To the committee on Human Services.

**H. 256**

By the committee on General, Housing & Military Affairs,  
An act relating to disposal of property following an eviction, and fair housing and public accommodations;  
Under the rule, placed on the Calendar for notice.

**H. 257**

Reps. Olsen of Londonderry, Condon of Colchester, Conquest of Newbury, Jerman of Essex, Juskiewicz of Cambridge and Wright of Burlington introduced a bill, entitled

An act relating to a cap on education spending growth  
To the committee on Education.

**Senate Bill Referred****S. 2**

Senate bill, entitled

An act relating to the establishment of a State Latin Motto;

Was taken up, read the first time and referred to the committee on Government Operations.

**House Resolution Referred to Committee****H.R. 5**

House resolution amending the Rules and Orders of the House of Representatives related to the introduction of bills

Offered by: Representatives Higley of Lowell, Batchelor of Derby, Burditt of West Rutland, Devereux of Mount Holly, Hebert of Vernon, Lefebvre of Newark, Shaw of Pittsford, Terenzini of Rutland Town, Van Wyck of Ferrisburgh, and Willhoit of St. Johnsbury

Whereas, the Office of Legislative Council's receipt of a large number of standard form bill drafting requests from members after the convening of the biennial and adjourned sessions of the General Assembly has proven increasingly challenging, and

Whereas, placing a limit on the number of member-initiated standard-form bill drafting requests, after the convening of the biennial and adjourned sessions of the General Assembly, combined with the authority of the House Committee on Rules to grant a waiver in specific circumstances, would ease the heavy early session workload on the Office of Legislative Council and still allow for bill requests that could not have been anticipated on the first day of the biennial or adjourned sessions, and

Whereas, members would still be authorized to request an unlimited number of standard form bills prior to the convening of the biennial session and during the legislative interim, now therefore be it

Resolved by the House of Representatives:

That Rule 40 of the Rules and Order of the House of Representatives be amended to read:

40. (a) ~~During the first year of the biennium, except with the prior consent of the Committee on Rules, no member may introduce a bill into the House drafted in standard form, after the last day of February or submit any requests to the Legislative Council that a bill be drafted in this form later than the last day of January.~~ Prior to the first day of the first year of the biennium, a member may request an unlimited number of bills drafted in standard form. Except with the prior consent of the Committee on Rules, a member may request a maximum of five bills drafted in standard form from the first day of the biennium until the last day in January, and no member may introduce a bill drafted in that form after the last day in February. During the first year of the biennium, a member may introduce a bill into the House drafted in short form at any time, and may submit requests to the Legislative Council that a bill be drafted in this form at any time.

(b) ~~During the second year of the biennium, except with the prior consent of the Committee on Rules, no member may introduce a bill into the House drafted in standard form after the last day of January or submit any requests to the Legislative Council that a bill be drafted in this form later than the fifteenth~~

day of January Prior to the first day of the second year of the biennium, a member may request an unlimited number of bills drafted in standard form. Except with the prior consent of the Committee on Rules, a member may request a maximum of five bills drafted in standard form from the first day of the second year of the biennium until the fifteenth of January, and no member may introduce a bill drafted in that form after the last day in January. During the second year of the biennium, a member may introduce a bill into the House in short form until the second Friday after the annual Town meeting day, and may submit requests to the Legislative Council that a bill be drafted in short form until the fifteenth day of February.

Which was read and, in the Speaker's discretion, treated as a bill and referred to the committee on Rules.

### **Senate Proposal of Amendment Concurred in**

#### **H. 82**

The Senate proposed to the House to amend House bill, entitled  
An act relating to fiscal year 2015 budget adjustments

First: By inserting two new sections to be numbered Secs. 42a and 42b to read as follows:

Sec. 42a. 2014 Acts and Resolves No. 179, Sec. B.605 is amended to read:

Sec. B.605 Vermont student assistance corporation

Grants	<u>19,511,514</u>	<u>19,511,587</u>
Total	19,511,514	19,511,587
Source of funds		
General fund	<u>19,511,514</u>	<u>19,511,587</u>
Total	19,511,514	19,511,587

Sec. 42b. 2104 Acts and Resolves No. 179, Sec. B.608 is amended to read:

Sec. B.608 Total higher education

Source of funds		
General fund	84,791,486	84,791,559
Global Commitment fund	<u>4,455,678</u>	<u>4,455,678</u>
Total	<u>89,247,164</u>	89,247,237

Second: By inserting a new section to be numbered Sec. 56a to read as follows:

Sec. 56a. 2014 Acts and Resolves No. 179, Sec. B.911 is amended to read:

Sec. B.911 Transportation - town highway structures

Grants	<u>6,333,500</u>	<u>3,183,500</u>
Total	6,333,500	3,183,500
Source of funds		
Transportation fund	<u>6,333,500</u>	<u>3,183,500</u>
Total	6,333,500	3,183,500

and by striking out Sec. 58 in its entirety and inserting in lieu thereof a new Sec. 58 to read as follows:

Sec. 58. 2014 Acts and Resolves No. 179, Sec. B.922 is amended to read:

Sec. B.922 Total transportation

Source of funds		
Transportation fund	<u>229,903,089</u>	226,753,089
TIB fund	<u>19,895,087</u>	19,395,087
Special funds	3,630,222	3,630,222
Federal funds	<u>407,147,672</u>	405,897,672
Internal service funds	<u>20,200,226</u>	19,452,400
Interdepartmental transfers	2,395,041	2,395,041

Local match	<u>2,592,411</u>	<u>2,592,411</u>
Total	<u>685,763,748</u>	<u>680,115,922</u>

and in Sec. 61(a), by inserting a new subdivision (4) to read as follows:

(4) The following amounts shall be transferred to the Transportation Infrastructure Bond Fund from the Transportation Fund: 3,150,000.00

Third: In Sec. 89, in the first paragraph, by striking out the words “Agency of Administration” and inserting in lieu thereof the words Executive Office

Fourth: By inserting a new section to be numbered Sec. 91 to read as follows:

Sec. 91. GRANT ACCEPTANCE

(a) The following grant is hereby accepted and appropriated to the department indicated for the purpose specified by the grantor:

(1) JFO #2742 – \$21,593 grant from the Department of Justice, Office of Justice Programs to the Vermont Department of Public Safety. These funds will be used for planning, training and education for all agencies responsible for safeguarding communities and preventing prison rape.

And by renumbering the remaining section to be numerically correct.

Which proposal of amendment was considered and concurred in.

**Third Reading; Bill Passed**

**H. 141**

House bill, entitled

An act relating to the Organ and Tissue Donation Working Group

Was taken up, read the third time and passed.

**Favorable Report; Third Reading Ordered**

**H. 62**

**Rep. Rachelson of Burlington**, for the committee on Judiciary, to which had been referred House bill, entitled

An act relating to prohibiting a sentence of life without parole for a person who was under 18 years of age at the time of the commission of the offense

Reported in favor of its passage. The bill, having appeared on the Calendar one day for notice, was taken up, read the second time and third reading ordered.

**Favorable Report; Third Reading Ordered;  
Rules Suspended; Bill Read the Third Time and Passed; Rules  
Suspended and Bill Ordered Messaged to the Senate Forthwith**

**H. 194**

**Rep. LaClair of Barre Town**, for the committee on Government Operations, to which had been referred House bill, entitled

An act relating to approval of amendments to the charter of the Town of St. Johnsbury

Reported in favor of its passage. The bill, having appeared on the Calendar one day for notice, was taken up, read the second time and third reading ordered.

On motion of **Rep. Savage of Swanton**, the rules were suspended and the bill placed on all remaining stages of passage. The bill was read the third time and passed and, on motion of **Rep. Savage of Swanton** the rules were suspended and the bill was ordered messaged to the Senate forthwith.

**Message from the Senate No. 21**

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 considered a bill originating in the House of the following title:

**H. 7.** An act relating to miscellaneous amendments to laws regarding law enforcement officer certification.

And has passed the same in concurrence.

**Adjournment**

At one o'clock and forty-two minutes in the afternoon, on motion of **Rep. Savage of Swanton**, the House adjourned until tomorrow at nine o'clock and thirty minutes in the forenoon.