

# Journal of the House

Thursday, March 26, 2015

At nine o'clock and thirty minutes in the forenoon the Speaker called the House to order.

## Devotional Exercises

Devotional exercises were conducted by the Speaker.

## House Bills Introduced

House bills of the following titles were severally introduced, read the first time and referred to committee or placed on the Calendar as follows:

### H. 491

By Rep. Quimby of Concord,

House bill, entitled

An act relating to video slot machines in service members' clubs;

To the committee on General, Housing & Military Affairs.

### H. 492

House bill, entitled

An act relating to capital construction and State bonding

Under the rule, placed on the Calendar for notice.

### S. 58

Senate bill, entitled

An act relating to requiring that the Defender General receive the same early retirement benefit as a State's Attorney;

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

## Joint Resolution Adopted in Concurrence

### J.R.S. 21

By Senators Baruth and Benning,

**J.R.S. 21.** Joint resolution relating to weekend adjournment.

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

That when the two Houses adjourn on Friday, March 27, 2015, it be to meet again no later than Tuesday, March 31, 2015.

Was taken up read and adopted in concurrence.

**Bill Referred to Committee on Appropriations****H. 492**

House bill, entitled

An act relating to capital construction and State bonding

Appearing on the Calendar, carrying an appropriation, under rule 35a, was referred to the committee on Appropriations.

**Favorable Report; Third Reading Ordered****S. 2**

**Rep. Devereux of Mount Holly**, for the committee on Government Operations, to which had been referred Senate bill, entitled

An act relating to the establishment of a State Latin Motto

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.

**Third Reading; Bill Passed****H. 135**

House bill, entitled

An act relating to authorizing the Vermont Department of Health to charge fees necessary to support Vermont's status as a Nuclear Regulatory Commission Agreement State

Was taken up, read the third time and passed.

**Third Reading; Bill Passed****H. 488**

House bill, entitled

An act relating to the State's Transportation Program and miscellaneous changes to laws related to transportation

Was taken up, read the third time.

Pending the question, Shall the bill pass? **Rep. Copeland-Hanzas of Bradford** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill pass? was decided in the affirmative. Yeas, 138. Nays, 3.

Those who voted in the affirmative are:

Ancel of Calais	Feltus of Lyndon	McCullough of Williston
Bancroft of Westford	Fields of Bennington	McFaun of Barre Town
Bartholomew of Hartland	Fiske of Enosburgh	Miller of Shaftsbury
Baser of Bristol	Forguites of Springfield	Morris of Bennington
Batchelor of Derby	Frank of Underhill	Morrissey of Bennington
Beck of St. Johnsbury	French of Randolph	Mrowicki of Putney
Berry of Manchester	Gage of Rutland City	Murphy of Fairfax
Beyor of Highgate	Gamache of Swanton	Myers of Essex
Bissonnette of Winooski	Graham of Williamstown	Nuovo of Middlebury
Botzow of Pownal	Greshin of Warren	O'Brien of Richmond
Branagan of Georgia	Haas of Rochester	Olsen of Londonderry
Brennan of Colchester	Head of South Burlington	O'Sullivan of Burlington
Briglin of Thetford	Hebert of Vernon	Parent of St. Albans City
Browning of Arlington	Helm of Fair Haven	Partridge of Windham
Burditt of West Rutland	Higley of Lowell	Patt of Worcester
Burke of Brattleboro	Hooper of Montpelier	Pearce of Richford
Buxton of Tunbridge	Hubert of Milton	Poirier of Barre City
Canfield of Fair Haven	Huntley of Cavendish	Potter of Clarendon
Carr of Brandon	Jerman of Essex	Pugh of South Burlington
Chesnut-Tangerman of Middletown Springs	Jewett of Ripton	Purvis of Colchester
Christie of Hartford	Johnson of South Hero	Quimby of Concord
Clarkson of Woodstock	Juskiewicz of Cambridge	Rachelson of Burlington
Cole of Burlington	Kitzmiller of Montpelier	Russell of Rutland City
Condon of Colchester	Klein of East Montpelier	Ryerson of Randolph
Connor of Fairfield	Komline of Dorset	Savage of Swanton
Conquest of Newbury	Krebs of South Hero	Scheuermann of Stowe
Copeland-Hanzas of Bradford	Krowinski of Burlington	Sharpe of Bristol
Corcoran of Bennington	LaClair of Barre Town	Shaw of Pittsford
Cupoli of Rutland City	Lalonde of South Burlington	Sheldon of Middlebury
Dakin of Chester	Lanpher of Vergennes	Sibilia of Dover
Dakin of Colchester	Lawrence of Lyndon	Smith of New Haven
Dame of Essex	Lefebvre of Newark	Stevens of Waterbury
Deen of Westminster	Lenes of Shelburne	Strong of Albany
Devereux of Mount Holly	Lewis of Berlin	Stuart of Brattleboro
Dickinson of St. Albans Town	Lippert of Hinesburg	Sullivan of Burlington
Donahue of Northfield	Long of Newfane	Sweaney of Windsor
Eastman of Orwell	Lucke of Hartford	Tate of Mendon
Ellis of Waterbury	Manwaring of Wilmington	Terenzini of Rutland Town
Emmons of Springfield	Marcotte of Coventry	Till of Jericho
Fagan of Rutland City	Martel of Waterford	Toleno of Brattleboro
	Martin of Wolcott	Toll of Danville
	Masland of Thetford	Townsend of South Burlington
	McCormack of Burlington	

Trieber of Rockingham	Walz of Barre City	Yantachka of Charlotte
Troiano of Stannard	Webb of Shelburne	Young of Glover
Turner of Milton	Willhoit of St. Johnsbury	Zagar of Barnard
Van Wyck of Ferrisburgh	Woodward of Johnson	
Viens of Newport City	Wright of Burlington	

Those who voted in the negative are:

Davis of Washington	Gonzalez of Winooski	Pearson of Burlington
---------------------	----------------------	-----------------------

Those members absent with leave of the House and not voting are:

Donovan of Burlington	Keenan of St. Albans City	Ram of Burlington
Evans of Essex	Macaig of Williston	Shaw of Derby
Grad of Moretown	McCoy of Poultney	

**Rep. Pearson of Burlington** explained his vote as follows:

“Mr. Speaker:

Transportation projects are the most direct way we can stimulate the economy. Given the tough economic times it is not a good idea to be cutting back.”

**Rep. Turner of Milton** explained his vote as follows:

“Mr. Speaker:

I want to commend Chairman Brennan and the transportation committee for their work on this bill. This committee has shown that there is an alternative to increasing taxes when faced with less money than they would have preferred. Reprioritizing the Shumlin Administration transportation agency’s proposal, utilizing efficiencies and reducing spending is a valid approach to achieving goals without placing additional taxes on Vermonters.”

### **Bill Read Second Time; Consideration Interrupted by Recess**

#### **H. 489**

**Rep. Ancel of Calais** spoke for the committee on Ways & Means.

House bill entitled

An act relating to revenue

Having appeared on the Calendar one day for notice, was taken up and read the second time.

---

**Recess**

At ten o'clock and twenty-two minutes in the forenoon, the Speaker declared a recess until the fall of the gavel.

At eleven o'clock and fifteen minutes in the forenoon, the Speaker called the House to order.

**Consideration Resumed; Consideration Interrupted by Recess****H. 489**

Consideration resumed on House bill entitled

An act relating to revenue;

Pending the question, Shall the bill be read the third time? **Reps. Davis of Washington, O'Sullivan of Burlington, Poirier of Barre City, and Sullivan of Burlington** moved to amend the bill as follows:

First: By adding a reader assistance and new sections to be Sec. 11a and Sec. 11b to read:

\* \* \* Occupancy Charge \* \* \*

Sec. 11a. 32 V.S.A. § 9241 is amended to read:

§ 9241. IMPOSITION OF TAX

(a) An operator shall collect a tax of nine percent of the rent of each occupancy plus \$2.00 for each night of the occupancy.

\* \* \*

Sec. 11b. 32 V.S.A. § 9242(c) is amended to read:

(c) A tax of nine percent of the gross receipts from meals and occupancies, plus the amount of any additional occupancy charges under subsection 9241(a) of this title, and 10 percent of the gross receipts from alcoholic beverages, exclusive of taxes and charges collected pursuant to section 9241 of this title, received from occupancy rentals, taxable meals, and alcoholic beverages by an operator, is hereby levied and imposed and shall be paid to the State by the operator as herein provided. Every person required to file a return under this chapter shall, at the time of filing the return, pay the Commissioner the taxes imposed by this chapter as well as all other monies collected by him or her under this chapter; provided, however, that every person who collects the taxes on taxable meals and alcoholic beverages according to the tax bracket schedules of section 9241 of this title shall be allowed to retain any amount lawfully collected by the person in excess of the tax imposed by this chapter as

compensation for the keeping of prescribed records and the proper account and remitting of taxes.

Second: In Sec. 12 (effective dates), by adding a subsection (g) to read:

(g) Sec. 11a (occupancy tax) and Sec. 11b (gross receipt tax) shall take effect on June 1, 2015.

Pending the question, Shall the bill be amended as recommended by Rep. Davis of Washington and others? **Rep. Olsen of Londonderry** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be amended as recommended by Rep. Davis of Washington and others? was decided in the negative. Yeas, 16. Nays, 124.

Those who voted in the affirmative are:

Burke of Brattleboro	McCullough of Williston	Till of Jericho
Chesnut-Tangerman of Middletown Springs	O'Sullivan of Burlington	Toleno of Brattleboro
Davis of Washington	Pearson of Burlington	Walz of Barre City
Fields of Bennington	Poirier of Barre City	Woodward of Johnson
Gonzalez of Winooski	Rachelson of Burlington	Yantachka of Charlotte
	Sullivan of Burlington	

Those who voted in the negative are:

Ancel of Calais	Copeland-Hanzas of Bradford	Graham of Williamstown
Bancroft of Westford	Corcoran of Bennington	Greshin of Warren
Bartholomew of Hartland	Cupoli of Rutland City	Haas of Rochester
Baser of Bristol	Dakin of Chester	Head of South Burlington
Batchelor of Derby	Dakin of Colchester	Helm of Fair Haven
Beck of St. Johnsbury	Dame of Essex	Higley of Lowell
Berry of Manchester	Deen of Westminster	Hooper of Montpelier
Beyor of Highgate	Devereux of Mount Holly	Hubert of Milton
Bissonnette of Winooski	Dickinson of St. Albans Town	Huntley of Cavendish
Botzow of Pownal	Donahue of Northfield	Jerman of Essex
Branagan of Georgia	Eastman of Orwell	Jewett of Ripton
Brennan of Colchester	Ellis of Waterbury	Johnson of South Hero
Briglin of Thetford	Emmons of Springfield	Juskiewicz of Cambridge
Browning of Arlington	Fagan of Rutland City	Kitzmiller of Montpelier
Burditt of West Rutland	Feltus of Lyndon	Klein of East Montpelier
Buxton of Tunbridge	Fiske of Enosburgh	Komline of Dorset
Canfield of Fair Haven	Forguites of Springfield	Krebs of South Hero
Carr of Brandon	Frank of Underhill	Krowinski of Burlington
Christie of Hartford	French of Randolph	LaClair of Barre Town
Clarkson of Woodstock	Gage of Rutland City	Lalonde of South Burlington
Cole of Burlington	Gamache of Swanton	Lanpher of Vergennes
Condon of Colchester	Grad of Moretown	Lawrence of Lyndon
Connor of Fairfield		Lefebvre of Newark
Conquest of Newbury		Lenes of Shelburne

Lewis of Berlin	Olsen of Londonderry	Stuart of Brattleboro
Lippert of Hinesburg	Parent of St. Albans City	Sweaney of Windsor
Long of Newfane	Partridge of Windham	Tate of Mendon
Lucke of Hartford	Patt of Worcester	Terenzini of Rutland Town
Macaig of Williston	Pearce of Richford	Toll of Danville
Manwaring of Wilmington	Potter of Clarendon	Townsend of South
Marcotte of Coventry	Purvis of Colchester	Burlington
Martel of Waterford	Quimby of Concord	Trieber of Rockingham
Martin of Wolcott	Russell of Rutland City	Troiano of Stannard
Masland of Thetford	Ryerson of Randolph	Turner of Milton
McCormack of Burlington	Savage of Swanton	Van Wyck of Ferrisburgh
McFaun of Barre Town	Scheuermann of Stowe	Viens of Newport City
Miller of Shaftsbury	Sharpe of Bristol	Webb of Shelburne
Morris of Bennington	Shaw of Pittsford	Willhoit of St. Johnsbury
Morrissey of Bennington	Sheldon of Middlebury	Wright of Burlington
Mrowicki of Putney	Sibilia of Dover	Young of Glover
Murphy of Fairfax	Smith of New Haven	Zagar of Barnard
Myers of Essex	Stevens of Waterbury	
Nuovo of Middlebury	Strong of Albany	

Those members absent with leave of the House and not voting are:

Donovan of Burlington	Keenan of St. Albans City	Pugh of South Burlington
Evans of Essex	McCoy of Poultney	Ram of Burlington
Hebert of Vernon	O'Brien of Richmond	Shaw of Derby

Pending the question, Shall the bill be read the third time? **Reps. O'Sullivan of Burlington and Poirier of Barre City** moved to amend the bill as follows:

First: By inserting two new sections to be Secs. 1a and 1b to read:

Sec. 1a. REPEAL

2009 Spec. Sess. Acts and Resolves No. 2, Sec. 20 (personal income tax rates) is repealed.

Sec. 1b. INDIVIDUAL TAX RATES

Beginning in tax year 2015 and after, the rates assigned to the individual income tax brackets under 32 V.S.A. § 5822(a), from lowest to highest, shall be 3.55 percent, 6.8 percent, 7.8 percent, 9.5 percent, and 9.55 percent. In its statutory revision capacity under 2 V.S.A. § 424, the Office of Legislative Council is authorized to alter the statutory charts in 32 V.S.A. § 5822(a)(1)–(5) to reflect these changes.

Second: In Sec. 12 (effective dates), in subsection (b), after “(itemized deductions)”, by inserting “, Sec. 1a (income tax rate repeal), and Sec. 1b (income tax rates)”

Pending the question, Shall the bill be amended as recommended by Rep. O'Sullivan of Burlington and others? **Rep. Poirier of Barre City** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be amended as recommended by Rep. O'Sullivan of Burlington and others? was decided in the negative. Yeas, 43. Nays, 98.

Those who voted in the affirmative are:

Bartholomew of Hartland	Kitzmiller of Montpelier	Pearson of Burlington
Berry of Manchester	Krebs of South Hero	Poirier of Barre City
Burke of Brattleboro	Lefebvre of Newark	Rachelson of Burlington
Carr of Brandon	Lucke of Hartford	Ryerson of Randolph
Chesnut-Tangerman of Middletown Springs	Macaig of Williston	Sheldon of Middlebury
Christie of Hartford	Martel of Waterford	Stevens of Waterbury
Cole of Burlington	Martin of Wolcott	Sullivan of Burlington
Dakin of Chester	McCormack of Burlington	Till of Jericho
Davis of Washington	McCullough of Williston	Toleno of Brattleboro
Fields of Bennington	McFaun of Barre Town	Troiano of Stannard
French of Randolph	Miller of Shaftsbury	Walz of Barre City
Gonzalez of Winooski	Morris of Bennington	Woodward of Johnson
Haas of Rochester	Nuovo of Middlebury	Yantachka of Charlotte
Hooper of Montpelier	O'Sullivan of Burlington	Zagar of Barnard
	Patt of Worcester *	

Those who voted in the negative are:

Ancel of Calais	Cupoli of Rutland City	Helm of Fair Haven
Bancroft of Westford	Dakin of Colchester	Higley of Lowell
Baser of Bristol	Dame of Essex	Hubert of Milton
Batchelor of Derby	Deen of Westminster	Huntley of Cavendish
Beck of St. Johnsbury	Devereux of Mount Holly	Jerman of Essex
Beyor of Highgate	Dickinson of St. Albans Town	Jewett of Ripton
Bissonnette of Winooski	Donahue of Northfield	Johnson of South Hero
Botzow of Pownal	Eastman of Orwell	Juskiewicz of Cambridge
Branagan of Georgia	Ellis of Waterbury	Keenan of St. Albans City
Brennan of Colchester	Emmons of Springfield	Klein of East Montpelier
Briglin of Thetford	Fagan of Rutland City	Komline of Dorset
Browning of Arlington	Feltus of Lyndon	Krowinski of Burlington *
Burditt of West Rutland	Fiske of Enosburgh	LaClair of Barre Town
Buxton of Tunbridge	Forguites of Springfield	Lalonde of South Burlington
Canfield of Fair Haven	Frank of Underhill	Lanpher of Vergennes
Clarkson of Woodstock	Gage of Rutland City	Lawrence of Lyndon
Condon of Colchester	Gamache of Swanton	Lenes of Shelburne
Connor of Fairfield	Grad of Moretown	Lewis of Berlin
Conquest of Newbury	Graham of Williamstown	Lippert of Hinesburg
Copeland-Hanzas of Bradford	Greshin of Warren	Long of Newfane
Corcoran of Bennington	Head of South Burlington	Manwaring of Wilmington
		Marcotte of Coventry



---

Masland of Thetford	Quimby of Concord	Toll of Danville
Morrissey of Bennington	Russell of Rutland City	Townsend of South
Mrowicki of Putney	Savage of Swanton	Burlington
Murphy of Fairfax	Scheuermann of Stowe	Trieber of Rockingham
Myers of Essex	Sharpe of Bristol	Turner of Milton
Olsen of Londonderry	Shaw of Pittsford	Van Wyck of Ferrisburgh
Parent of St. Albans City	Sibilia of Dover	Viens of Newport City
Partridge of Windham	Strong of Albany	Webb of Shelburne
Pearce of Richford	Stuart of Brattleboro	Willhoit of St. Johnsbury
Potter of Clarendon	Sweaney of Windsor	Wright of Burlington
Pugh of South Burlington	Tate of Mendon	Young of Glover
Purvis of Colchester	Terenzini of Rutland Town	

Those members absent with leave of the House and not voting are:

Donovan of Burlington	McCoy of Poultney	Shaw of Derby
Evans of Essex	O'Brien of Richmond	Smith of New Haven
Hebert of Vernon	Ram of Burlington	

**Rep. Krowinski of Burlington** explained her vote as follows:

“Mr. Speaker:

While I support a more progressive method of taxing income in Vermont, I think we need to give this proposal time and testimony to get it right. I hope we can work together to find long term solutions to support our state employees and our most vulnerable Vermonters.”

**Rep. Patt of Worcester** explained his vote as follows:

“Mr. Speaker:

I fully support H.489 as proposed by the Ways and Means Committee. I voted in favor of this amendment because I also believe that we should be raising a modest amount of additional revenue to avoid at least some of the most damaging budget cuts we are considering.”

### Recess

At one o'clock and thirteen minutes in the afternoon, the Speaker declared a recess until one o'clock and forty-five minutes in the afternoon.

At two o'clock and ten minutes in the afternoon, the Speaker called the House to order.

### Consideration Resumed; Third Reading Ordered

#### H. 489

Consideration resumed on House bill entitled

An act relating to revenue;

Pending the question, Shall the bill be read a third time? **Rep. Poirier of Barre City** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be read a third time? was decided in the affirmative. Yeas, 76. Nays, 67.

Those who voted in the affirmative are:

Ancel of Calais	Grad of Moretown	Nuovo of Middlebury
Bissonnette of Winooski	Head of South Burlington	O'Brien of Richmond
Botzow of Pownal	Hooper of Montpelier	Olsen of Londonderry
Branagan of Georgia	Huntley of Cavendish	Partridge of Windham
Briglin of Thetford	Jerman of Essex	Patt of Worcester
Buxton of Tunbridge	Jewett of Ripton	Potter of Clarendon
Carr of Brandon	Johnson of South Hero	Pugh of South Burlington
Christie of Hartford	Keenan of St. Albans City	Rachelson of Burlington
Clarkson of Woodstock	Kitzmiller of Montpelier	Russell of Rutland City
Condon of Colchester	Klein of East Montpelier	Ryerson of Randolph
Connor of Fairfield	Krebs of South Hero	Sharpe of Bristol
Conquest of Newbury	Krowinski of Burlington	Sheldon of Middlebury
Copeland-Hanzas of Bradford	Lalonde of South Burlington	Sibilia of Dover
Corcoran of Bennington	Lanpher of Vergennes	Stevens of Waterbury
Dakin of Chester	Lenes of Shelburne	Stuart of Brattleboro
Dakin of Colchester	Lippert of Hinesburg	Sweaney of Windsor
Deen of Westminster	Long of Newfane	Till of Jericho
Ellis of Waterbury	Lucke of Hartford	Toll of Danville
Emmons of Springfield	Macaig of Williston	Townsend of South Burlington
Fagan of Rutland City	Manwaring of Wilmington	Trieber of Rockingham
Feltus of Lyndon	Masland of Thetford	Troiano of Stannard
Fields of Bennington	McCormack of Burlington	Webb of Shelburne
Forguites of Springfield	Miller of Shaftsbury	Yantachka of Charlotte *
Frank of Underhill	Morris of Bennington	Young of Glover
French of Randolph	Mrowicki of Putney	Zagar of Barnard
	Murphy of Fairfax	

Those who voted in the negative are:

Bancroft of Westford	Canfield of Fair Haven	Eastman of Orwell
Bartholomew of Hartland	Chesnut-Tangerman of Middletown Springs	Fiske of Enosburgh
Baser of Bristol	Cole of Burlington	Gage of Rutland City
Batchelor of Derby	Cupoli of Rutland City	Gamache of Swanton
Beck of St. Johnsbury	Dame of Essex	Gonzalez of Winooski
Berry of Manchester	Davis of Washington	Graham of Williamstown
Beyor of Highgate	Devereux of Mount Holly	Greshin of Warren
Brennan of Colchester	Dickinson of St. Albans Town	Haas of Rochester
Browning of Arlington	Donahue of Northfield	Helm of Fair Haven
Burditt of West Rutland		Higley of Lowell
Burke of Brattleboro		Hubert of Milton

---

Juskiewicz of Cambridge	Myers of Essex	Strong of Albany
Komline of Dorset	O'Sullivan of Burlington	Sullivan of Burlington
LaClair of Barre Town	Parent of St. Albans City	Tate of Mendon
Lawrence of Lyndon	Pearce of Richford	Terenzini of Rutland Town
Lefebvre of Newark	Pearson of Burlington	Toleno of Brattleboro
Lewis of Berlin	Poirier of Barre City	Turner of Milton *
Marcotte of Coventry	Purvis of Colchester	Van Wyck of Ferrisburgh
Martel of Waterford	Quimby of Concord	Viens of Newport City
Martin of Wolcott	Savage of Swanton	Walz of Barre City
McCullough of Williston	Scheuermann of Stowe	Willhoit of St. Johnsbury
McFaun of Barre Town	Shaw of Pittsford	Woodward of Johnson
Morrissey of Bennington	Smith of New Haven	Wright of Burlington

Those members absent with leave of the House and not voting are:

Donovan of Burlington	Hebert of Vernon	Ram of Burlington
Evans of Essex	McCoy of Poultney	Shaw of Derby

**Rep. Turner of Milton** explained his vote as follows:

“Mr. Speaker:

We have a spending problem! Raising taxes is not the solution to Vermont’s financial problems. When you spend more than your income stream generates year after year, it is impossible to repair this problem. Our caucus’ top priority this session is to put Vermont back on a sound and sustainable financial path. We have a spending problem and not a revenue problem. - No new taxes. - ”

**Rep. Yantachka of Charlotte** explained his vote as follows:

“Mr. Speaker:

I strongly supported both amendments this morning because I believe that from those to whom much is given, much is expected. It would be better to assess a relatively small burden on those that can afford it instead of a large burden on those who can’t. However, a majority of this body disagreed, and we have to move forward with what is in front of us. For this reason, I voted to support this bill which reflects good, conscientious work by the Ways and Means Committee.”

### **Bill Amended, Read Third Time and Passed**

#### **H. 108**

House bill, entitled

An act relating to electrical installations

Was taken up and pending third reading of the bill, **Rep. Donahue of Northfield** moved to amend the bill as follows:

In Sec. 1, in 26 V.S.A. § 893, as follows:

First: In subsection (c) in the second sentence, after the word “installation” by inserting “in a complex structure”

Second: In subsection (d), after the word “installation” by inserting “in a complex structure”

Third: By striking out subsection (g) in its entirety and inserting in lieu thereof a new subsection (g) to read:

(g) The Board may use its authority to adopt rules under section 891 of this title to apply the requirements of this section to electrical installations in one- and two-family residential dwellings other than for work that does not require a license under subdivision 910(3) of this title.

Which was agreed to. Thereupon, the bill was read the third time and passed.

#### **Message from the Senate No. 35**

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 passed Senate bill of the following title:

**S. 60.** An act relating to payment for medical examinations for victims of sexual assault.

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

The Senate has considered joint resolution originating in the House of the following title:

**J.R.H. 5.** Joint resolution urging the Federal Communications Commission to adopt the new net neutrality rules as Commission Chair Thomas Wheeler has proposed.

And has adopted the same in concurrence.

#### **Bill Read Second Time; Third Reading Ordered**

#### **H. 490**

**Rep. Johnson of South Hero** spoke for the committee on Appropriations.

House bill entitled

An act relating to making appropriations for the support of government

Having appeared on the Calendar one day for notice, was taken up and read the second time.

Pending the question, Shall the bill be read a third time? **Rep. Copeland-Hanzas of Bradford** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be read a third time? was decided in the affirmative. Yeas, 96. Nays, 46.

Those who voted in the affirmative are:

Ancel of Calais	French of Randolph	Nuovo of Middlebury
Bartholomew of Hartland	Grad of Moretown	O'Brien of Richmond
Berry of Manchester	Haas of Rochester	Olsen of Londonderry
Bissonnette of Winooski	Head of South Burlington	O'Sullivan of Burlington
Botzow of Pownal	Helm of Fair Haven	Partridge of Windham
Branagan of Georgia	Hooper of Montpelier	Patt of Worcester
Brennan of Colchester	Huntley of Cavendish	Pearce of Richford
Briglin of Thetford	Jerman of Essex	Potter of Clarendon
Burke of Brattleboro	Jewett of Ripton	Pugh of South Burlington
Buxton of Tunbridge	Johnson of South Hero	Rachelson of Burlington
Carr of Brandon	Keenan of St. Albans City	Russell of Rutland City *
Chesnut-Tangerman of Middletown Springs	Kitzmiller of Montpelier	Ryerson of Randolph
Christie of Hartford	Klein of East Montpelier	Sharpe of Bristol
Clarkson of Woodstock	Krebs of South Hero	Shaw of Pittsford
Cole of Burlington	Krowinski of Burlington	Sheldon of Middlebury
Condon of Colchester	Lalonde of South Burlington	Sibilia of Dover
Connor of Fairfield	Lanpher of Vergennes	Stevens of Waterbury
Conquest of Newbury	Lenes of Shelburne	Stuart of Brattleboro
Copeland-Hanzas of Bradford	Lippert of Hinesburg	Sullivan of Burlington
Corcoran of Bennington	Long of Newfane	Sweaney of Windsor
Dakin of Chester	Lucke of Hartford	Till of Jericho
Dakin of Colchester	Macaig of Williston	Toleno of Brattleboro
Deen of Westminster	Manwaring of Wilmington	Toll of Danville
Eastman of Orwell	Marcotte of Coventry	Townsend of South Burlington
Ellis of Waterbury	Martin of Wolcott	Trieber of Rockingham
Emmons of Springfield	Masland of Thetford	Troiano of Stannard
Fagan of Rutland City	McCormack of Burlington	Walz of Barre City
Feltus of Lyndon	McCullough of Williston	Webb of Shelburne
Fields of Bennington	Miller of Shaftsbury	Wright of Burlington
Forguites of Springfield	Morris of Bennington	Yantachka of Charlotte
Frank of Underhill	Morrissey of Bennington	Young of Glover
	Mrowicki of Putney	Zagar of Barnard
	Murphy of Fairfax	

Those who voted in the negative are:

Bancroft of Westford	Gamache of Swanton	Pearson of Burlington
Baser of Bristol	Graham of Williamstown	Poirier of Barre City
Batchelor of Derby	Greshin of Warren	Purvis of Colchester
Beck of St. Johnsbury	Hebert of Vernon	Quimby of Concord
Beyor of Highgate	Higley of Lowell	Savage of Swanton
Browning of Arlington	Hubert of Milton	Scheuermann of Stowe
Burditt of West Rutland	Juskiewicz of Cambridge	Smith of New Haven
Canfield of Fair Haven	Komline of Dorset	Strong of Albany
Cupoli of Rutland City	LaClair of Barre Town	Tate of Mendon
Dame of Essex	Lawrence of Lyndon	Terenzini of Rutland Town
Devereux of Mount Holly	Lefebvre of Newark	Turner of Milton *
Dickinson of St. Albans Town	Lewis of Berlin	Van Wyck of Ferrisburgh
Donahue of Northfield	Martel of Waterford	Viens of Newport City
Fiske of Enosburgh	McFaun of Barre Town	Willhoit of St. Johnsbury
Gage of Rutland City	Myers of Essex	Woodward of Johnson
	Parent of St. Albans City	

Those members absent with leave of the House and not voting are:

Davis of Washington	Gonzalez of Winooski	Shaw of Derby
Donovan of Burlington	McCoy of Poultney	
Evans of Essex	Ram of Burlington	

**Rep. Russell of Rutland City** explained his vote as follows:

“Mr. Speaker:

I vote Yes. This legislature is faced with numerous fiscal challenges and I believe thanks are in order for the professional work accomplished by House Appropriations. Collectively they listened to all sectors, seeking best ideas from everyone in this tedious process. Our emergency services statewide were clearly heard as this budget bill reflects the concerns of not only first responders, fire, police and dispatch but citizens who needed assurance across Vermont that safety would be prioritized as #1. On behalf of Rutland County and city fire services and citizens, Thank You!”

**Rep. Turner of Milton** explained his vote as follows:

“Mr. Speaker:

Voters said loud and clear last election that it costs too much to live here in Vermont and that they want the state to start living within its means. Therefore, I cannot support passage of an appropriations bill that continues to spend over and above the state’s natural growth in revenue. Revenue is projected to grow at 2.4% and spending in this budget proposal is growing in the general fund at 4.8%. This is not sustainable and continues to set VT up

---

for projected budget gaps of \$40 – 50 million dollars in FY17/FY18. This bill spends an additional \$68 million in general fund dollars, a total of \$72 million in all funds in FY16 over what will be spent FY15. Furthermore, the bill requires \$33 million in new taxes of which \$13 million of those will be levied on the backs of hard working Vermonters making less than \$150,000 per year. Vermont has a spending problem that cannot be solved by raising additional taxes. The only solution to putting Vermont back on a sound and sustainable path is a reduction in spending, not raising taxes! Thank you!”

#### **Action on Bill Postponed**

##### **S. 98**

Senate bill, entitled

An act relating to captive insurance companies

Was taken up and pending the reading of the report of the committee on Commerce & Economic Development, on motion of **Rep. Kitzmiller of Montpelier**, action on the bill was postponed until the next legislative day.

#### **Rules Suspended; Bill Recommitted**

##### **H. 35**

Pending entrance of the bill on the Calendar for notice, on motion of **Rep. Deen of Westminster**, the rules were suspended and House bill, entitled

An act relating to improving the quality of State waters

Was taken up for immediate consideration.

Thereupon, **Rep. Deen of Westminster** moved to recommit the bill to Fish, Wildlife & Water Resources, which was agreed to.

#### **Adjournment**

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