

# Journal of the House

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Wednesday, March 30, 2016

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

## **Devotional Exercises**

Devotional exercises were conducted by Sheila and Jim Dooley, Alzheimer's Association Advocates, Franklin County.

## **Senate Bill Referred**

**S. 220**

Senate bill, entitled

An act relating to the public financing of campaigns

Was read and referred to the committee on Government Operations.

## **Bills Referred to Committee on Ways and Means**

House bills of the following titles, appearing on the Calendar, affecting the revenue of the state, under the rule, were referred to the Committee on Ways and Means:

**H. 865**

House bill, entitled

An act relating to promoting workforce housing

**H. 870**

House bill, entitled

An act relating to telecommunications

## **Joint Resolution Adopted in Concurrence**

**J.R.S. 49**

By Senators Baruth and Benning,

**J.R.S. 49.** Joint resolution relating to weekend adjournment.

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

That when the two Houses adjourn on Friday, April 1, 2016, it be to meet again no later than Tuesday, April 5, 2016.

Was taken up read and adopted in concurrence.

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

**H. 876**

House bill, entitled

An act relating to the transportation capital program and miscellaneous changes to transportation-related law

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

bill be amended in Sec. 35, 19 V.S.A. § 44, in subsection (b), by striking out subdivisions (5) and (6) in their entirety and inserting in lieu thereof the following:

(5) a representative of the Vermont Association of Planning and Development Agencies;

(6) a representative of the Vermont League of Cities and Towns; and

(7) a land surveyor licensed under 26 V.S.A. chapter 45 designated by the Vermont Society of Land Surveyors.

Which was agreed to.

Pending third reading of the bill, **Rep. Hooper of Montpelier** moved to amend the bill as follows:

In Sec. 7, in 23 V.S.A. § 3734(a)(4)(B), by adding a second sentence to read: ““Railroad property” also does not include any real property owned or leased by a railroad carrier that is a roadbed, or that is located on either side of a roadbed, from which tracks are currently removed.”

Which was agreed to.

Thereupon, the bill was read the third time.

Pending the question, Shall the bill pass? **Rep. Webb of Shelburne** 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, 124. Nays, 19.

Those who voted in the affirmative are:

Ancel of Calais	Berry of Manchester	Briglin of Thetford
Bancroft of Westford	Beyor of Highgate	Browning of Arlington
Bartholomew of Hartland	Bissonnette of Winooski	Burke of Brattleboro
Baser of Bristol	Botzow of Pownal	Buxton of Tunbridge
Batchelor of Derby	Branagan of Georgia	Carr of Brandon
Beck of St. Johnsbury	Brennan of Colchester	

Chesnut-Tangerman of Middletown Springs	Keenan of St. Albans City	Poirier of Barre City
Clarkson of Woodstock	Kitzmiller of Montpelier	Potter of Clarendon
Cole of Burlington	Klein of East Montpelier	Pugh of South Burlington
Condon of Colchester	Krebs of South Hero	Quimby of Concord
Connor of Fairfield	Krowinski of Burlington	Rachelson of Burlington
Conquest of Newbury	LaClair of Barre Town	Ram of Burlington
Copeland-Hanzas of Bradford	Lalonde of South Burlington	Russell of Rutland City *
Corcoran of Bennington	Lanpher of Vergennes	Ryerson of Randolph
Dakin of Chester	Lefebvre of Newark	Scheuermann of Stowe
Dakin of Colchester	Lenes of Shelburne	Sharpe of Bristol
Davis of Washington	Lewis of Berlin	Shaw of Pittsford
Deen of Westminster	Lippert of Hinesburg	Shaw of Derby
Devereux of Mount Holly	Long of Newfane	Sheldon of Middlebury
Dickinson of St. Albans Town	Lucke of Hartford	Sibilia of Dover
Donahue of Northfield	Macaig of Williston	Smith of New Haven
Donovan of Burlington	Manwaring of Wilmington	Stevens of Waterbury
Eastman of Orwell	Marcotte of Coventry	Stuart of Brattleboro
Emmons of Springfield	Martin of Wolcott	Sullivan of Burlington
Evans of Essex	Masland of Thetford	Sweaney of Windsor
Fagan of Rutland City	McCormack of Burlington	Tate of Mendon
Feltus of Lyndon	McCoy of Poultney	Till of Jericho
Forguites of Springfield	McCullough of Williston	Toleno of Brattleboro
Frank of Underhill	McFaun of Barre Town	Toll of Danville
French of Randolph	Miller of Shaftsbury	Townsend of South Burlington
Gonzalez of Winooski	Morris of Bennington	Trieber of Rockingham
Haas of Rochester	Morrissey of Bennington	Troiano of Stannard
Head of South Burlington	Mrowicki of Putney	Van Wyck of Ferrisburgh
Helm of Fair Haven	Murphy of Fairfax	Viens of Newport City
Hooper of Montpelier	Myers of Essex	Walz of Barre City
Huntley of Cavendish	Nuovo of Middlebury	Webb of Shelburne
Jerman of Essex	O'Brien of Richmond	Willhoit of St. Johnsbury
Jewett of Ripton	O'Sullivan of Burlington	Wood of Waterbury
Johnson of South Hero	Parent of St. Albans Town	Woodward of Johnson
Juskiewicz of Cambridge	Partridge of Windham	Yantachka of Charlotte
	Patt of Worcester	Young of Glover
	Pearce of Richford	Zagar of Barnard
	Pearson of Burlington	

Those who voted in the negative are:

Burditt of West Rutland	Greshin of Warren	Savage of Swanton
Canfield of Fair Haven	Hebert of Vernon	Strong of Albany
Cupoli of Rutland City	Higley of Lowell	Terenzini of Rutland Town
Dame of Essex	Hubert of Milton	Turner of Milton
Fiske of Enosburgh	Komline of Dorset	Wright of Burlington
Gage of Rutland City	Lawrence of Lyndon	
Graham of Williamstown	Martel of Waterford	

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

Christie of Hartford	Gamache of Swanton	Olsen of Londonderry
Fields of Bennington	Grad of Moretown	Purvis of Colchester

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

“Mr. Speaker:

Jobs, economic development and infrastructure are why I vote ‘yes’ – moving transportation forward for Vermont!”

### **Third Reading; Bill Passed**

#### **H. 877**

House bill, entitled

An act relating to transportation funding

Was taken up and read the third time.

Pending the question, Shall the bill pass? **Rep. Turner of Milton** 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, 104. Nays, 40.

Those who voted in the affirmative are:

Ancel of Calais	Chesnut-Tangerman of	Donahue of Northfield
Bartholomew of Hartland	Middletown Springs	Donovan of Burlington
Baser of Bristol	Clarkson of Woodstock	Emmons of Springfield
Beck of St. Johnsbury	Cole of Burlington	Evans of Essex
Berry of Manchester	Condon of Colchester	Fagan of Rutland City
Bissonnette of Winooski	Connor of Fairfield	Feltus of Lyndon
Botzow of Pownal	Conquest of Newbury	Forguites of Springfield
Branagan of Georgia *	Copeland-Hanzas of	Frank of Underhill
Brennan of Colchester	Bradford	French of Randolph
Briglin of Thetford	Corcoran of Bennington	Gonzalez of Winooski
Browning of Arlington	Dakin of Chester	Haas of Rochester
Burke of Brattleboro	Dakin of Colchester	Head of South Burlington
Buxton of Tunbridge	Davis of Washington	Hooper of Montpelier
Carr of Brandon	Deen of Westminster	Huntley of Cavendish

Jerman of Essex	McCullough of Williston	Shaw of Derby
Jewett of Ripton	Miller of Shaftsbury	Sheldon of Middlebury
Johnson of South Hero	Morris of Bennington	Sibilia of Dover
Juskiewicz of Cambridge	Mrowicki of Putney	Stevens of Waterbury
Keenan of St. Albans City	Murphy of Fairfax	Stuart of Brattleboro
Kitzmiller of Montpelier	Nuovo of Middlebury	Sullivan of Burlington
Klein of East Montpelier	O'Brien of Richmond	Sweaney of Windsor
Krebs of South Hero	Olsen of Londonderry	Till of Jericho
Krowinski of Burlington	O'Sullivan of Burlington	Toleno of Brattleboro
Lalonde of South Burlington	Partridge of Windham	Toll of Danville
Lanpher of Vergennes	Patt of Worcester	Townsend of South Burlington
Lefebvre of Newark	Pearce of Richford	Trieber of Rockingham
Lenes of Shelburne	Pearson of Burlington	Troiano of Stannard
Lippert of Hinesburg	Poirier of Barre City	Walz of Barre City
Long of Newfane	Potter of Clarendon	Webb of Shelburne
Lucke of Hartford	Pugh of South Burlington	Wood of Waterbury
Macaig of Williston	Rachelson of Burlington	Woodward of Johnson
Manwaring of Wilmington	Ram of Burlington	Yantachka of Charlotte
Martel of Waterford	Russell of Rutland City	Young of Glover *
Martin of Wolcott	Ryerson of Randolph	Zagar of Barnard
Masland of Thetford	Scheuermann of Stowe	
McCormack of Burlington	Sharpe of Bristol	

Those who voted in the negative are:

Bancroft of Westford	Greshin of Warren	Parent of St. Albans Town
Batchelor of Derby	Hebert of Vernon	Quimby of Concord
Beyor of Highgate	Helm of Fair Haven	Savage of Swanton
Burditt of West Rutland	Higley of Lowell	Shaw of Pittsford
Canfield of Fair Haven	Hubert of Milton	Smith of New Haven
Cupoli of Rutland City	Komline of Dorset	Strong of Albany
Dame of Essex	LaClair of Barre Town	Tate of Mendon
Devereux of Mount Holly	Lawrence of Lyndon	Terenzini of Rutland Town
Dickinson of St. Albans Town	Lewis of Berlin	Turner of Milton *
Eastman of Orwell	Marcotte of Coventry	Van Wyck of Ferrisburgh
Fiske of Enosburgh	McCoy of Poultney	Viens of Newport City
Gage of Rutland City	McFaun of Barre Town	Willhoit of St. Johnsbury
Graham of Williamstown	Morrissey of Bennington	Wright of Burlington
	Myers of Essex	

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

Christie of Hartford	Gamache of Swanton	Purvis of Colchester
Fields of Bennington	Grad of Moretown	

**Rep. Branagan of Georgia** explained her vote as follows:

“Mr. Speaker:

The most important components in efforts to attract business and economic development to our state are (1) an educated and willing workforce, (2) communication infrastructure, (3) presence of an international airport, (4) a well maintained transportation infrastructure. This revenue is vital to the future of Vermont.”

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

“Mr. Speaker:

This bill raises more than 11.5 million dollars in new or additional transportation fees. This will increase the burden and cost of living for all hardworking and struggling Vermonters. Many of Vermonters have said loud and clear that it already costs far too much to live in Vermont. Thank you.”

**Rep. Young of Glover** explained his vote as follows:

“Mr. Speaker:

There is a connection between the Transportation Bill and supporting the funds to do the work. You can’t have one without the other.”

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

#### **H. 853**

House bill, entitled

An act relating to setting the nonresidential property tax rate, the property dollar equivalent yield, and the income dollar equivalent yield for fiscal year 2017, and other education changes

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

Bill be amended by inserting a Sec. 9c to read as follows:

Sec. 9c. REPORT ON THE IMPACT OF H.353 OF 2013

(a) On or before November 15, 2016, the Joint Fiscal Office, with the assistance of the Office of Legislative Council and the Department of Taxes, shall issue a report analyzing the impact of H.353 of 2013, an act relating to eliminating tax expenditures. The report shall be delivered to the Senate Committees on Finance and on Education and the House Committees on Ways and Means and on Education.

(b) The report shall address:

(1) how the removal of most tax expenditures as described in H.353 would affect base education property tax rates, including the amount by which they could be reduced;

(2) how much the replacement programs to fulfill the policy goals of property tax expenditures that need to be replaced will cost the General Fund, considering the reduction in property tax rates and any pre-existing General Fund allocations to those programs;

(3) how income tax rate brackets could be reduced in a way that would preserve progressivity and how to design a base credit to replace the policy goals of some of the special provisions eliminated;

(4) any transition issues created by the proposed changes; and

(5) any related issues identified by the Joint Fiscal Office.

Thereupon, **Rep. Deen of Westminster** raised a Point of Order in that the amendment was not germane to the underlying bill, which Point of Order the Speaker ruled well taken.

Pending third reading of the bill, **Reps. Sibilia of Dover and Olsen of Londonderry** moved to amend the bill as follows:

By inserting a Sec. 9c to read:

Sec. 9c. REPORT ON AN ANALYSIS OF WEIGHTING FACTORS

The Agency of Education, with the assistance of other executive agencies, shall report to the General Assembly with recommendations on how to analyze the weighting factors that are used to determine equalized pupil counts under 16 V.S.A. § 4010, and how to analyze the effect of those weighting factors on educational opportunities. The report shall also consider how best to analyze whether any additional weighting factors beyond those currently listed in statute, including population density, could be used to provide education opportunities more equitably. The report shall include recommendations related to the staffing, cost, and data needs of such a study. The report shall be submitted to the Senate and House Committees on Education on or before December 15, 2016.

Which was agreed to and the bill was read the third time.

Pending the question, Shall the bill pass? **Rep. Browning of Arlington** 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, 98. Nays, 45.

Those who voted in the affirmative are:

Ancel of Calais	Berry of Manchester	Burke of Brattleboro
Bancroft of Westford	Bissonnette of Winooski	Buxton of Tunbridge
Bartholomew of Hartland	Botzow of Pownal	Carr of Brandon
Baser of Bristol	Branagan of Georgia	Clarkson of Woodstock
Beck of St. Johnsbury	Briglin of Thetford	Cole of Burlington

Condon of Colchester	Klein of East Montpelier	Rachelson of Burlington
Connor of Fairfield	Komline of Dorset	Ram of Burlington
Conquest of Newbury	Krebs of South Hero	Russell of Rutland City
Copeland-Hanzas of Bradford	Krowinski of Burlington	Ryerson of Randolph
Corcoran of Bennington	Lalonde of South Burlington	Sharpe of Bristol
Cupoli of Rutland City	Lanpher of Vergennes	Sheldon of Middlebury
Dakin of Chester	Lefebvre of Newark	Sibilia of Dover
Dakin of Colchester	Lenes of Shelburne	Stevens of Waterbury
Deen of Westminster	Long of Newfane	Stuart of Brattleboro
Donovan of Burlington	Lucke of Hartford	Sullivan of Burlington
Eastman of Orwell	Macaig of Williston	Sweaney of Windsor
Emmons of Springfield	Manwaring of Wilmington	Till of Jericho
Evans of Essex	Masland of Thetford	Toleno of Brattleboro
Feltus of Lyndon	McCormack of Burlington	Toll of Danville
Forguites of Springfield	McCullough of Williston	Townsend of South Burlington
Frank of Underhill	Miller of Shaftsbury	Trieber of Rockingham
French of Randolph	Morris of Bennington	Troiano of Stannard
Gonzalez of Winooski	Mrowicki of Putney	Walz of Barre City
Greshin of Warren	Murphy of Fairfax	Webb of Shelburne
Head of South Burlington	Nuovo of Middlebury	Willhoit of St. Johnsbury
Hoopar of Montpelier	O'Brien of Richmond	Wood of Waterbury
Huntley of Cavendish	Olsen of Londonderry	Woodward of Johnson
Jerman of Essex	O'Sullivan of Burlington	Wright of Burlington
Jewett of Ripton	Partridge of Windham	Yantachka of Charlotte
Johnson of South Hero	Patt of Worcester	Young of Glover
Juskiewicz of Cambridge	Pearson of Burlington	Zagar of Barnard
Keenan of St. Albans City	Poirier of Barre City	
Kitzmiller of Montpelier	Potter of Clarendon	
	Pugh of South Burlington	

Those who voted in the negative are:

Batchelor of Derby	Gage of Rutland City	Myers of Essex
Beyor of Highgate	Graham of Williamstown	Parent of St. Albans Town
Brennan of Colchester	Haas of Rochester	Pearce of Richford
Browning of Arlington *	Hebert of Vernon	Quimby of Concord
Burditt of West Rutland	Helm of Fair Haven	Savage of Swanton
Canfield of Fair Haven	Higley of Lowell	Scheuermann of Stowe
Chesnut-Tangerman of Middletown Springs	Hubert of Milton	Shaw of Pittsford
Dame of Essex	LaClair of Barre Town	Shaw of Derby
Davis of Washington	Lawrence of Lyndon	Smith of New Haven
Devereux of Mount Holly	Lewis of Berlin	Strong of Albany
Dickinson of St. Albans Town	Marcotte of Coventry	Tate of Mendon
Donahue of Northfield	Martel of Waterford	Terenzini of Rutland Town
Fagan of Rutland City	Martin of Wolcott	Turner of Milton *
Fiske of Enosburgh	McCoy of Poultney	Van Wyck of Ferrisburgh
	McFaun of Barre Town	Viens of Newport City
	Morrissey of Bennington	



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

Christie of Hartford  
Fields of Bennington

Gamache of Swanton  
Grad of Moretown

Lippert of Hinesburg  
Purvis of Colchester

**Rep. Browning of Arlington** explained her vote as follows:

“Mr. Speaker:

I vote no despite the several useful components of this bill because it fails to meet the needs of Vermonters. It fails to loosen the merger requirements that are making it difficult for some districts to find partners for consolidation. It fails to remove the threat of forced merger by the State Board of Education that hangs over our school boards. It fails to fully explore possible alternative approaches to the reform and renewal of our education finance system. It fails to hold the state responsible for paying for its own policies, instead shifting those costs onto property taxpayers. H.853 fails Vermonters.”

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

“Mr. Speaker:

We could have given all Vermont property tax payers a much needed reduction in their property tax rates had this body not modified Act 46 in the early morning hours of January 30, 2016. Thank you.”

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

#### **H. 879**

**Rep. Till of Jericho** spoke for the committee on Ways & Means.

House bill entitled

An act relating to the Health Care Fund contribution assessment and the taxation of e-cigarettes

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 the third time? **Rep. Helm of Fair Haven** moved that the bill be committed to the committee on Health Care, which was disagreed to on a Division vote. Yeas, 44. Nays, 64.

Pending the question, Shall the bill be read the third time? **Rep. Poirier of Barre City** demanded the yeas and nays, which demand was sustained by the Constitutional number.

Pending the call of the roll, **Rep. Hebert of Vernon** moved to commit the bill to the committee on Human Services.

Pending the question, Shall the bill be committed to the Committee on Human Services? **Rep. Turner of Milton** 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 committed to the Committee on Human Services? was decided in the negative. Yeas, 56. Nays, 83.

Those who voted in the affirmative are:

Bancroft of Westford	Feltus of Lyndon	Murphy of Fairfax
Batchelor of Derby	Fiske of Enosburgh	Myers of Essex
Beck of St. Johnsbury	Forguites of Springfield	Parent of St. Albans Town
Beyor of Highgate	Gage of Rutland City	Pearce of Richford
Bissonnette of Winooski	Graham of Williamstown	Quimby of Concord
Brennan of Colchester	Hebert of Vernon *	Ram of Burlington
Browning of Arlington	Helm of Fair Haven	Russell of Rutland City
Burditt of West Rutland	Higley of Lowell	Savage of Swanton
Canfield of Fair Haven	Hubert of Milton *	Scheuermann of Stowe
Condon of Colchester	Huntley of Cavendish	Shaw of Pittsford
Corcoran of Bennington	Juskiewicz of Cambridge	Sibilia of Dover
Cupoli of Rutland City	LaClair of Barre Town	Smith of New Haven
Dame of Essex	Lawrence of Lyndon	Tate of Mendon
Devereux of Mount Holly	Lefebvre of Newark	Terenzini of Rutland Town
Dickinson of St. Albans Town	Lewis of Berlin	Turner of Milton
Donahue of Northfield	Marcotte of Coventry	Van Wyck of Ferrisburgh
Eastman of Orwell	Martel of Waterford	Viens of Newport City *
Fagan of Rutland City	McCoy of Poultney	Willhoit of St. Johnsbury
	Morrissey of Bennington	Young of Glover

Those who voted in the negative are:

Ancel of Calais	Deen of Westminster	Lalonde of South Burlington
Bartholomew of Hartland	Donovan of Burlington	Lanpher of Vergennes
Baser of Bristol	Emmons of Springfield	Lenes of Shelburne
Berry of Manchester	Evans of Essex	Lippert of Hinesburg
Botzow of Pownal	Frank of Underhill	Long of Newfane
Branagan of Georgia	French of Randolph	Lucke of Hartford
Burke of Brattleboro	Gonzalez of Winooski	Macaig of Williston
Buxton of Tunbridge	Greshin of Warren	Manwaring of Wilmington
Carr of Brandon	Haas of Rochester	Martin of Wolcott
Chesnut-Tangerman of Middletown Springs	Head of South Burlington	Masland of Thetford
Clarkson of Woodstock	Hooper of Montpelier	McCormack of Burlington
Cole of Burlington	Jerman of Essex	McCullough of Williston
Connor of Fairfield	Jewett of Ripton	McFaun of Barre Town
Conquest of Newbury	Johnson of South Hero	Miller of Shaftsbury
Copeland-Hanzas of Bradford	Keenan of St. Albans City	Morris of Bennington
Dakin of Chester	Kitzmiller of Montpelier	Mrowicki of Putney
Dakin of Colchester	Klein of East Montpelier	Nuovo of Middlebury
Davis of Washington	Komline of Dorset	O'Brien of Richmond
	Krebs of South Hero	Olsen of Londonderry
	Krowinski of Burlington	O'Sullivan of Burlington

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Patt of Worcester	Stuart of Brattleboro	Troiano of Stannard
Pearson of Burlington	Sullivan of Burlington	Walz of Barre City
Poirier of Barre City	Sweaney of Windsor	Webb of Shelburne
Potter of Clarendon	Till of Jericho *	Wood of Waterbury
Rachelson of Burlington	Toleno of Brattleboro	Woodward of Johnson
Ryerson of Randolph	Toll of Danville	Wright of Burlington
Sharpe of Bristol	Townsend of South	Yantachka of Charlotte
Sheldon of Middlebury	Burlington	Zagar of Barnard
Stevens of Waterbury	Trieber of Rockingham	

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

Briglin of Thetford	Grad of Moretown	Shaw of Derby
Christie of Hartford	Partridge of Windham	Strong of Albany
Fields of Bennington	Pugh of South Burlington	
Gamache of Swanton	Purvis of Colchester	

**Rep. Hebert of Vernon** explained his vote as follows:

“Mr. Speaker:

Many people outside this building have little faith in what we do here. Our not following process is a major reason why they don’t.”

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

“Mr. Speaker:

This bill should have been sent to the committee of jurisdiction and not the tax committee.”

**Rep. Till of Jericho** explained his vote as follows:

“Mr. Speaker:

This is purely a tax bill. It changes no other policy. Why should it go to the Human Services Committee?”

**Rep. Viens of Newport City** explained his vote as follows:

“Mr. Speaker:

I have never smoked. Twenty four years ago I was married to a smoker. She tried to quit many times with no luck. She died at the age of 42. Cause of death – plaque in main artery near the heart. Not sure if e-cigarettes would have worked to help her stop smoking and we will never know. The Vermont legislature – the best business partner New Hampshire has ever had!”

Thereupon, the Clerk proceeded to call the roll and the question, Shall the bill be read the third time was decided in the affirmative. Yeas, 83. Nay, 54.

## Those who voted in the affirmative are:

Ancel of Calais	Head of South Burlington	O'Sullivan of Burlington
Bartholomew of Hartland	Hooper of Montpelier	Parent of St. Albans Town
Baser of Bristol	Jerman of Essex	Patt of Worcester
Berry of Manchester	Jewett of Ripton	Pearson of Burlington
Bissonnette of Winooski	Johnson of South Hero	Poirier of Barre City
Botzow of Pownal	Keenan of St. Albans City	Potter of Clarendon
Branagan of Georgia	Kitzmiller of Montpelier	Rachelson of Burlington
Browning of Arlington	Klein of East Montpelier	Russell of Rutland City
Burke of Brattleboro	Komline of Dorset	Ryerson of Randolph
Carr of Brandon	Krebs of South Hero	Sharpe of Bristol
Chesnut-Tangerman of Middletown Springs	Krowinski of Burlington	Sheldon of Middlebury
Clarkson of Woodstock	Lalonde of South Burlington	Stevens of Waterbury
Cole of Burlington	Lanpher of Vergennes	Stuart of Brattleboro
Connor of Fairfield	Lenes of Shelburne	Sullivan of Burlington
Conquest of Newbury	Lippert of Hinesburg	Sweaney of Windsor
Copeland-Hanzas of Bradford	Long of Newfane	Till of Jericho
Dakin of Chester	Lucke of Hartford	Toleno of Brattleboro
Dakin of Colchester	Macaig of Williston	Toll of Danville
Deen of Westminster	Manwaring of Wilmington	Townsend of South Burlington
Donovan of Burlington	Martin of Wolcott	Troiano of Stannard
Emmons of Springfield	Masland of Thetford	Walz of Barre City
Evans of Essex	McCormack of Burlington	Webb of Shelburne
Frank of Underhill	McCullough of Williston	Wood of Waterbury
French of Randolph	Miller of Shaftsbury	Woodward of Johnson
Gonzalez of Winooski	Morris of Bennington	Wright of Burlington
Greshin of Warren	Mrowicki of Putney *	Yantachka of Charlotte
Haas of Rochester	Nuovo of Middlebury	Zagar of Barnard
	O'Brien of Richmond	
	Olsen of Londonderry	

## Those who voted in the negative are:

Bancroft of Westford	Eastman of Orwell	Lewis of Berlin
Batchelor of Derby	Fagan of Rutland City	Marcotte of Coventry
Beck of St. Johnsbury	Feltus of Lyndon	Martel of Waterford
Beyor of Highgate	Fiske of Enosburgh	McCoy of Poultney
Brennan of Colchester	Forguites of Springfield	McFaun of Barre Town
Burditt of West Rutland	Gage of Rutland City	Morrissey of Bennington
Buxton of Tunbridge	Graham of Williamstown	Murphy of Fairfax
Canfield of Fair Haven	Hebert of Vernon	Myers of Essex
Condon of Colchester	Helm of Fair Haven	Pearce of Richford
Corcoran of Bennington	Higley of Lowell	Quimby of Concord
Cupoli of Rutland City	Hubert of Milton	Ram of Burlington
Dame of Essex	Huntley of Cavendish	Savage of Swanton
Devereux of Mount Holly	Juskiewicz of Cambridge	Scheuermann of Stowe
Dickinson of St. Albans Town	LaClair of Barre Town	Shaw of Pittsford
Donahue of Northfield *	Lawrence of Lyndon	Sibilia of Dover
	Lefebvre of Newark	Smith of New Haven

Tate of Mendon	Van Wyck of Ferrisburgh	Young of Glover
Trieber of Rockingham	Viens of Newport City	
Turner of Milton *	Willhoit of St. Johnsbury	

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

Briglin of Thetford	Grad of Moretown	Strong of Albany
Christie of Hartford	Partridge of Windham	Terenzini of Rutland
Davis of Washington	Pugh of South Burlington	Town
Fields of Bennington	Purvis of Colchester	
Gamache of Swanton	Shaw of Derby	

**Rep. Donahue of Northfield** explained her vote as follows:

“Mr. Speaker:

All I heard in debate was how bad tobacco is for our health. Yet we have a bill before us that taxes tobacco substitutes, not tobacco, and which its reporter tells us is not about health: ‘It’s purely a tax bill.’”

**Rep. Mrowicki of Putney** explained his vote as follows:

“Mr. Speaker:

My vote supports the work of your committee as this issue has been to the Human Services Committee and the evidence and testimony we heard led the committee to include vaping in the bans on public and workplace use we already have in statute for tobacco.

Along with the testimony of physicians I was convinced when I saw the name of the company pushing this product, RJ Reynolds. We have heard their claims about their products’ safety before and so I was convinced to vote for this.”

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

“Mr. Speaker:

This vote is not about Vermonters’ health. When explaining why the bill did not go to the Health or Human Services committees, said best by the presenter of the bill: this is not a health bill, it is simply a tax bill. A bill that assesses another tax on Vermonters! Thank you.”

**Adjournment**

At four o'clock and forty-four minutes in the afternoon, on motion of Rep. Turner of Milton, the House adjourned until tomorrow at one o'clock in the afternoon.