

Journal of the Senate

WEDNESDAY, MAY 6, 2015

The Senate was called to order by the President.

Devotional Exercises

A moment of silence was observed in lieu of devotions.

Rules Suspended; Bill Committed

H. 361.

Pending entry on the Calendar for notice, on motion of Senator Baruth, the rules were suspended and House bill entitled:

An act relating to making amendments to education funding, education spending, and education governance.

Was taken up for immediate consideration.

Thereupon, pending the reading of the report of the Committee on Education, Senator Baruth moved that Senate Rule 49 be suspended in order to commit the bill to the Committee on Appropriations with the reports of the Committee on Finance and the Committee on Education *intact*,

Which was agreed to.

Bills Referred

House bills of the following titles were severally read the first time and referred:

H. 497.

An act relating to approval of amendments to the charter of the Town of Colchester.

To the Committee on Rules.

H. 503.

An act relating to approval of amendments to the charter of the City of Burlington.

To the Committee on Rules.

H. 504.

An act relating to approval of the adoption and codification of the charter of the Town of Waitsfield.

To the Committee on Rules.

Committees of Conference Appointed**H. 489.**

An act relating to revenue.

Was taken up. Pursuant to the request of the House, the President announced the appointment of

Senator Ashe
Senator MacDonald
Senator Westman

as members of the Committee of Conference on the part of the Senate to consider the disagreeing votes of the two Houses.

H. 490.

An act relating to making appropriations for the support of government.

Was taken up. Pursuant to the request of the House, the President announced the appointment of

Senator Kitchel
Senator Sears
Senator Snelling

as members of the Committee of Conference on the part of the Senate to consider the disagreeing votes of the two Houses.

Proposal of Amendment; Third Reading Ordered**H. 18.**

Senator White, for the Committee on Government Operations, to which was referred House bill entitled:

An act relating to Public Records Act exemptions.

Reported recommending that the Senate propose to the House to amend the bill by striking out Sec. 21 and the reader assistance thereto in their entirety and inserting in lieu thereof the following:

* * * Presentence and Preparole Reports; Supervision History * * *

Sec. 21. 28 V.S.A. § 204 is amended to read:

§ 204. SUBMISSION OF WRITTEN REPORT; PROTECTION OF RECORDS

* * *

(d) Any presentence report, ~~pre-parole~~ preparole report, or supervision history prepared by any employee of the Department in the discharge of the employee's official duty, except as provided in subdivision 204a(b)(5) and section 205 of this title, is ~~privileged~~ confidential and shall not be disclosed to anyone outside the Department other than the judge or the Parole Board, except that the court or Board may in its discretion permit the inspection of the report or parts thereof by the State's Attorney, the defendant or inmate, or his or her attorney, or other persons having a proper interest therein, whenever the best interest or welfare of the defendant or inmate makes that action desirable or helpful. Nothing in this section shall prohibit the Department for Children and Families from accessing the supervision history of probationers or parolees for the purpose of child protection.

* * *

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered.

House Proposal of Amendment Concurred In

H. 105.

House proposal of amendment to Senate bill entitled:

An act relating to disclosure of sexually explicit images without consent.

Was taken up.

The House concurs in the Senate proposal of amendment with further amendment thereto as follows:

In Sec. 2, 13 V.S.A. § 2606, in subdivision (b)(2), by striking out "and causes harm to the person depicted"

Thereupon, the question, Shall the Senate concur in the House proposal of amendment?, was decided in the affirmative.

Message from the House No. 61

A message was received from the House of Representatives by Ms. Melissa Kucserik, its Second Assistant Clerk, as follows:

Mr. President:

I am directed to inform the Senate that:

The House has considered a bill originating in the Senate of the following title:

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

And has passed the same in concurrence.

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

J.R.S. 27. Joint resolution relating to weekend adjournment.

And has adopted the same in concurrence.

The House has considered Senate proposal of amendment to House proposal of amendment to Senate bill entitled:

S. 122. An act relating to miscellaneous changes to laws related to motor vehicles, motorboats, and other vehicles.

And has refused to concur therein and asks for a Committee of Conference upon the disagreeing votes of the two Houses.

The Speaker appointed as members of such Committee on the part of the House:

Rep. Brennan of Colchester
Rep. Corcoran of Bennington
Rep. Burke of Brattleboro

Adjournment

On motion of Senator Campbell, the Senate adjourned until one o'clock in the afternoon on Thursday, May 7, 2015.