

# Journal of the Senate

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THURSDAY, JUNE 9, 2016

The Senate was called to order by the President.

## Devotional Exercises

A moment of silence was observed in lieu of devotions.

## Pledge of Allegiance

The President then led the members of the Senate in the pledge of allegiance.

## Recess

On motion of Senator Campbell the Senate recessed until 11:00 A.M.

## Called to Order

The Senate was called to order by the President.

## Recess

On motion of Senator Campbell the Senate recessed until 12:00 P.M.

## Called to Order

The Senate was called to order by the President.

## Committee Bill Introduced; Rules Suspended; Immediate Consideration; Third Reading Ordered; Rules Suspended; Bill Passed; Rules Suspended; Bill Messaged

Senate committee bill of the following title was introduced, read the first time, and, under the rule, placed on the Calendar for notice the tomorrow:

### S. 260.

By the Committee on Natural Resources and Energy,

An act relating to improving the siting of energy projects.

Thereupon, pending entry of the bill on the Calendar for notice tomorrow, Senator Campbell moved that the rules be suspended and that the bill be taken up for immediate consideration,

Which was agreed to on a roll call, Yeas 22, Nays 7 (the necessary three-fourths vote *having* been attained).

Senator Rodgers having demanded the yeas and nays, they were taken and are as follows:

#### **Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Ayer, Balint, Bray, Campbell, Campion, Cummings, Doyle, Kitchel, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Riehle, Sears, Sirotkin, Westman, White, Zuckerman.

**Those Senators who voted in the negative were:** Baruth, Benning, Collamore, Degree, Flory, Rodgers, Starr.

**The Senator absent and not voting was:** McAllister (Suspended).

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

Thereupon, on motion of Senator Campbell, the rules were suspended and the bill was placed on all remaining stages of its pass forthwith.

Thereupon, the bill was read the third time and passed on a roll call, Yeas 27, Nays 2.

Senator Collamore having demanded the yeas and nays, they were taken and are as follows:

#### **Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Ayer, Balint, Benning, Bray, Campbell, Campion, Collamore, Cummings, Doyle, Flory, Kitchel, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Riehle, Rodgers, Sears, Sirotkin, Starr, Westman, White, Zuckerman.

**Those Senators who voted in the negative were:** Baruth, Degree.

**The Senator absent and not voting was:** McAllister (Suspended).

Thereupon, on motion of Senator Campbell, the rules were suspended, and the bill was ordered messaged to the House forthwith.

#### **Adjournment**

On motion of Senator Campbell, the Senate adjourned until two o'clock in the afternoon.

#### **Called to Order**

The Senate was called to order by the President.

#### **Recess**

On motion of Senator Campbell the Senate recessed until 3:00 P.M.

**Called to Order**

The Senate was called to order by the President.

**Recess**

On motion of Senator Campbell the Senate recessed until 4:00 P.M.

**Called to Order**

The Senate was called to order by the President.

**Rules Suspension Refused****S. 230.**

Appearing on the Calendar for notice, Senator Benning, moved that the rules be suspended and Senate bill entitled:

An act relating to improving the siting of energy projects.

Be taken up for immediate consideration which was disagreed to on a roll call, Yeas 6, Nays 22.

Senator Degree having demanded the yeas and nays, they were taken and are as follows:

**Roll Call**

**Those Senators who voted in the affirmative were:** Baruth, Benning, Collamore, Degree, Rodgers, Zuckerman.

**Those Senators who voted in the negative were:** Ashe, Ayer, Balint, Bray, Campbell, Campion, Cummings, Doyle, Kitchel, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Riehle, Sears, Sirotkin, Starr, Westman, White.

**Those Senators absent and not voting were:** Flory, McAllister (Suspended).

**Recess**

On motion of Senator Campbell the Senate recessed until 5:00 P.M.

**Called to Order**

The Senate was called to order by the President.

**Recess**

On motion of Senator Campbell the Senate recessed until 5:30 P.M.

**Called to Order**

The Senate was called to order by the President.

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**Recess**

On motion of Senator Ayer the Senate recessed until the fall of the gavel.

**Called to Order**

The Senate was called to order by the President.

**Recess**

On motion of Senator Campbell the Senate recessed until 7:15 P.M.

**Called to Order**

The Senate was called to order by the President.

**Committee Not Relieved of Further Consideration; Bill Not Committed****S. 22.**

Senator Ashe, moved that the Committee on Agriculture be relieved of further consideration of Senate bill entitled:

An act relating to docking the tail of a bovine,

and that the bill be committed to the Committee on Judiciary which was disagreed to.

**Rules Suspended; Immediate Consideration; Rules Suspended;  
Governor's Veto Sustained****S. 230.**

Appearing on the Calendar for notice, on motion of Senator Benning, the rules were suspended and Senate bill entitled:

An act relating to improving the siting of energy projects.

Was taken up for immediate consideration.

Thereupon, the pending question, Shall the bill pass, notwithstanding the Governor's refusal to approve it?, was decided in the negative on a roll call required by the Vermont Constitution, Yeas 8, Nays 20. (the necessary *override* two-thirds vote *not* having been attained).

**Roll Call**

**Those Senators who voted in the affirmative were:** Baruth, Benning, Collamore, Degree, Kitchel, Rodgers, Starr, Westman.

**Those Senators who voted in the negative were:** Ashe, Ayer, Balint, Bray, Campbell, Campion, Cummings, Doyle, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Riehle, Sears, Sirotkin, White, Zuckerman.

**Those Senators absent and not voting were:** Flory, McAllister (Suspended).

**Recess**

On motion of Senator Campbell the Senate recessed until the fall of the gavel.

**Called to Order**

The Senate was called to order by the President.

**Message from the House No. 81**

A message was received from the House of Representatives by Mr. Jeremy Weiss, 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. 260.** An act relating to improving the siting of energy projects.

And has passed the same in concurrence.

**Joint Senate Resolution Adopted on the Part of the Senate; Rules Suspended; Joint Resolution Messaged**

**J.R.S. 57.**

Joint Senate resolution of the following title was offered, read and adopted on the part of the Senate, and is as follows:

By Senator Campbell,

**J.R.S. 57.** Joint resolution relating to final adjournment of the General Assembly in 2016.

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

That the President of the Senate and the Speaker of the House of Representatives adjourn their respective Houses *sine die* on the ninth day of June, 2016.

Thereupon, on motion of Senator Campbell, the rules were suspended, and the joint resolution was ordered messaged to the House forthwith.

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**Message from the House No. 82**

A message was received from the House of Representatives by Mr. Jeremy Weiss, its Second Assistant Clerk, as follows:

Mr. President:

I am directed to inform the Senate that:

The House has considered the Governor's veto on House bill of the following title:

**H. 518.** An act relating to the membership of the Clean Water Fund Board.

And has passed the same, the refusal of the Governor to approve notwithstanding.

**Rules Suspended; Governor's Veto Sustained****H. 518.**

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

An act relating to the membership of the Clean Water Fund Board.

Was taken up for immediate consideration.

Thereupon, the pending question, Shall the bill pass, notwithstanding the Governor's refusal to approve it?, was decided in the negative on a roll call required by the Vermont Constitution, Yeas 4, Nays 18. (the necessary *override* two-thirds vote *not* having been attained).

Senator Campbell having demanded the yeas and nays, they were taken and are as follows:

**Roll Call**

**Those Senators who voted in the affirmative were:** Benning, Collamore, Degree, Rodgers.

**Those Senators who voted in the negative were:** Balint, Bray, Campbell, Campion, Cummings, Doyle, Kitchel, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Riehle, Starr, Westman, White, Zuckerman.

**Those Senators absent and not voting were:** Ashe, Ayer, Baruth, Flory, Lyons, McAllister (Suspended), Sears, Sirotkin.

Thereupon, on motion of Senator Campbell, the rules were suspended, and the bill was ordered messaged to the House forthwith.

**Rules Suspended; Bill Delivered**

On motion of Senator Campbell, the rules were suspended, and the following bill was ordered delivered to the Governor forthwith:

**S.260.****Message from the House No. 83**

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

Mr. President:

I am directed to inform the Senate that:

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

**J.R.S. 57.** Joint resolution relating to final adjournment of the General Assembly in 2016.

And has adopted the same in concurrence.

**Message from the House No. 84**

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

Mr President:

I am directed to inform the Senate that the House has on its part completed the business of the second half of the Biennial session and is ready to adjourn *sine die*, pursuant to the provisions of J.R.S. 57.

**Secretary Directed to Inform the House of Completion of Business**

On motion of Senator Campbell, the Secretary was directed to inform the House that the Senate has completed the second half of the Biennial session and is ready to adjourn *sine die*, pursuant to the provisions of J.R.S. 57.

**Final Adjournment**

On motion of Senator Campbell, at nine o'clock and thirty minutes in the evening (9:30 P.M.) the Senate adjourned *sine die*, pursuant to the provisions of J.R.S. 57.