

# Journal of the Senate

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WEDNESDAY, MAY 23, 2018

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.

The roll of the Senate was thereupon called by the Secretary, John H. Bloomer, Jr., and it appeared that the following Senators were present.

Addison District	Senator Claire D. Ayer Senator Christopher A. Bray
Bennington District	Senator Brian A. Campion Senator Richard W. Sears, Jr.
Caledonia District	Senator M. Jane Kitchel
Chittenden District	Senator Timothy R. Ashe Senator Philip E. Baruth Senator Deborah J. Ingram Senator Virginia V. Lyons Senator Christopher A. Pearson Senator Michael D. Sirotkin
Essex-Orleans District	Senator John S. Rodgers Senator Robert A. Starr
Franklin District	Senator Carolyn Whitney Branagan
Grand Isle District	Senator Richard T. Mazza
Lamoille District	Senator Richard A. Westman
Orange District	Senator Mark A. MacDonald
Rutland District	Senator Margaret K. Flory Senator David J. Soucy

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Washington District	Senator Francis K. Brooks Senator Ann E. Cummings Senator Anthony Pollina
Windham District	Senator Rebecca A. Balint Senator Jeanette K. White
Windsor District	Senator Alison Clarkson Senator Richard J. McCormack Senator Alice W. Nitka

### **Governor's Proclamation**

The following proclamation of His Excellency, the Governor, convening the General Assembly in Special Session, was read by the Secretary:

#### “PROCLAMATION

#### CALL FOR A SPECIAL SESSION OF THE VERMONT GENERAL ASSEMBLY

I, Philip B. Scott, Governor of the State of Vermont, by virtue of the authority vested in me by the Constitution, find it necessary to call together the Vermont General Assembly, and I do hereby summon the members of the Senate and House of Representatives to meet in their respective chambers in the State House, together with the officers of the two Houses, on Wednesday, the 23rd day of May, A.D., 2018, at 10:00 in the forenoon, for the purposes of providing Vermonters property tax relief through level statewide property tax rates, stabilizing the State's system of education finance and make appropriations for State government for fiscal year 2019.

WITNESS my name hereunto subscribed and the Great Seal of the State of Vermont hereunto affixed at Montpelier this 18th day of May, A.D., 2018.

/s/Philip B. Scott  
Governor

By the Governor:  
/s/Brittney L. Wilson  
Secretary of Civil and Military Affairs”

### **Senate Resolutions Adopted**

Senate resolutions of the following titles were severally offered, read and adopted, and are as follows:

By the Committee on Rules,

**S.R. 1.** Senate resolution relating to adoption of rules to govern the Special Session of 2018.

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***Resolved by the Senate:***

That during the Special Session of 2018 commencing on May 23, 2018, by call of the Governor issued on May 18, 2018, the Senate does hereby adopt as its rules for this Special Session, the rules as previously adopted for the 2017 regular session except for Rules 39, 41, and 100, with the following additions thereto:

*Rule 33A.* Bills and joint resolutions to be placed on the Calendar for notice and subsequent action shall comprise solely those bills and resolutions consisting of matters introduced during the Special Session; upon adjournment *sine die* of the Special Session all such matters contained in these new bills and resolutions not enacted into law shall terminate automatically and be of no further force and effect.

*Rule 39A.* No bill or resolution may be introduced during this Special Session unless it is a bill or resolution introduced by the Committee on Rules or a committee bill or resolution introduced with the consent of the Committee on Rules.

All House bills shall be referred to the Committee on Rules, which may report any bills referred to it for reference to another Committee of jurisdiction pursuant to Senate Rule 24.

*Rule 100A.* Joint rules adopted during the 2017 regular session by the legislature shall be in full force and effect during this Special Session.

By the Committee on Rules,

**S.R. 2.** Senate resolution relating to appointment of a Committee to inform the Governor of the organization of the Senate.

***Resolved by the Senate:***

That a Committee of two Senators be appointed to wait upon His Excellency, the Governor, and inform him that the Senate has organized and is ready on its part to proceed with the business of the Special Session

By the Committee on Rules,

**S.R. 3.** Senate resolution relating to informing the House of the organization of the Senate.

***Resolved by the Senate:***

That the Secretary be directed to inform the House of Representatives that a quorum of the Senate has assembled and is ready on its part to proceed with the business of the Special Session.

**Committee Appointed**

Pursuant to the provisions of S.R. 2, the President appointed a Committee to wait upon His Excellency, the Governor, to inform him that the Senate is ready on its part to proceed with the business of the session:

Senator Ingram  
Senator Clarkson

**Report of Committee**

Senator Ingram, of Chittenden District, for the Committee appointed to wait upon His Excellency, the Governor, to inform him that the Senate is ready on its part to proceed with the business of the session, appeared at the bar of the Senate and reported that it had performed the duties assigned to it.

**Message from the House No. 1****Special Session**

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

Mr. President:

I am directed to inform the Senate that:

The House has assembled and is ready to conduct the business of the Special Session of 2018.

**Message from the House No. 2****Special Session**

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

Mr. President:

I am directed to inform the Senate that:

The House has adopted joint resolution of the following title:

**J.R.H. 1.** Joint resolution relating to weekend adjournment.

In the adoption of which the concurrence of the Senate is requested.

**Joint Resolution Adopted in Concurrence****J.R.H. 1.**

Joint resolution originating in the House of the following title was read and adopted in concurrence and is as follows:

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By the Committee on Rules,

**J.R.H. 1.** Joint resolution relating to weekend adjournment.

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

That when the two Houses adjourn for the week on Wednesday, May 23, 2018, Thursday, May 24, 2018 or Friday, May 25, 2018, it be to meet again no later than Tuesday, May 29, 2018.

**Committee Bills Introduced**

Senate committee bills of the following titles were severally introduced, read the first time, and, under the rule, placed on the Calendar for notice the next legislative day:

**S. 1.**

By the Committee on Rules,

An act relating to co-payment limits for chiropractic care and physical therapy.

**S. 2.**

By the Committee on Rules,

An act relating to regulating finance leases for credit card terminals.

**S. 3.**

By the Committee on Rules,

An act relating to sexual exploitation of students.

**Rules Suspended; Third Reading Ordered, Rules Suspended; Bill Passed;  
Bill Messaged**

**S. 1.**

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

An act relating to co-payment limits for chiropractic care and physical therapy.

Was taken up for immediate consideration.

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 Ashe, the rules were suspended and the bill was placed on all remaining stages of its passage forthwith.

Thereupon, the bill was read the third time and passed.

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

**Rules Suspended; Third Reading Ordered, Rules Suspended; Bill Passed;  
Bill Messaged**

**S. 2.**

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

An act relating to regulating finance leases for credit card terminals.

Was taken up for immediate consideration.

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 Ashe, the rules were suspended and the bill was placed on all remaining stages of its passage forthwith.

Thereupon, the bill was read the third time and passed.

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

**Rules Suspended; Third Reading Ordered, Rules Suspended; Bill Passed;  
Bill Messaged**

**S. 3.**

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

An act relating to sexual exploitation of students.

Was taken up for immediate consideration.

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 Ashe, the rules were suspended and the bill was placed on all remaining stages of its passage forthwith.

Thereupon, the bill was read the third time and passed.

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

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**Adjournment**

On motion of Senator Ashe, the Senate adjourned, to reconvene on Tuesday, May 29, 2018, at ten o'clock and thirty minutes in the forenoon pursuant to J.R.H. 1.