

# House Calendar

---

Friday, January 26, 2018

24th DAY OF THE ADJOURNED SESSION

House Convenes at 9:30 A.M.

---

## TABLE OF CONTENTS

---

**Page No.**

### **ACTION CALENDAR**

#### **Third Reading**

<b>H. 552</b> Approval of the adoption and codification of the charter of the Town of Ferrisburgh.....	158
<b>H. 573</b> Approval of an amendment to the charter of the City of Rutland.....	158
<b>H. 691</b> Highway safety.....	158
Rep. Gonzalez Amendment.....	158

### **NOTICE CALENDAR**

#### **Favorable with Amendment**

<b>H. 271</b> Administration of the Supplemental Nutrition Assistance Program, 159 Rep. Rosenquist for Human Services	
<b>H. 566</b> Animal cruelty.....	160
Rep. Willhoit for Judiciary	
<b>H. 571</b> Creating the Department of Liquor and Lottery and the Board of Liquor and Lottery.....	161
Rep. Stevens for General, Housing, and Military Affairs	

#### **Favorable**

<b>H. 549</b> The Petroleum Cleanup Fund.....	161
Rep. Squirrell for Natural Resources, Fish, and Wildlife	
Rep. Masland for Ways and Means.....	162
Rep. Feltus for Appropriations.....	162
Rep. Harrison Amendment.....	162
<b>H. 611</b> Compensation for victims of crime.....	163
Rep. Morris for Judiciary	

<b>H. 694</b> Captive insurance companies.....	163
Rep. Myers for Commerce and Economic Development	
Rep. Baser for Ways and Means.....	163

<b>S. 19</b> An act relating to allowing silver-level nonqualified health benefit plans to be offered outside the Vermont Health Benefit Exchange.....	163
Rep. Briglin for Health Care	

**Ordered to Lie**

<b>H. 167</b> Alternative approaches to addressing low-level illicit drug use.....	163
<b>H. 219</b> The Vermont spaying and neutering program.....	164

**Consent Calendar**

<b>H.C.R. 229</b> Commemorating the 150th anniversary of the Grand Army of the Republic’s General Order relating to Decoration Day (Memorial Day).....	164
<b>H.C.R. 230</b> Honoring Jeffrey M. Lewis for his people-centric organizational leadership.....	164
<b>H.C.R. 231</b> Congratulating the 2017 St. Johnsbury Academy Hilltoppers Division I championship football team.....	164
<b>H.C.R. 232</b> Recognizing the important health care contributions of nurse anesthetists and the week of January 21-27, 2018 as National Nurse Anesthetists Week in Vermont.....	164

---

**ORDERS OF THE DAY**

---

**ACTION CALENDAR**

**Third Reading**

**H. 552**

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

**H. 573**

An act relating to approval of an amendment to the charter of the City of Rutland

**H. 691**

An act relating to highway safety

**Amendment to be offered by Rep. Gonzalez of Winooski to H. 691**

That the bill be amended as follows:

First: By inserting a section after Sec. 6 to read as follows:

Sec. 6a. 23 V.S.A. § 1259 is amended to read:

§ 1259. SAFETY BELTS; PERSONS AGE 18 YEARS OF AGE OR  
OVER

\* \* \*

(e) ~~[Repealed.]~~ This section may be enforced only if a law enforcement officer has detained the operator of a motor vehicle for another suspected traffic violation. An operator shall not be subject to the penalty established in this section unless the operator is required to pay a penalty for the primary violation.

\* \* \*

Second: By striking out Sec. 9 and the reader assistance thereto in their entirety and inserting in lieu thereof the following:

\* \* \* Reporting of Roadside Stop Data \* \* \*

Sec. 9. REPORTING OF ROADSIDE STOP DATA RELATED TO ADULT  
SEATBELT LAW STOPS

On or before January 15, 2019, January 15, 2020, and January 15, 2021, in connection with roadside stops for a suspected violation of 23 V.S.A. § 1259 that occurred in the prior calendar year, the Criminal Justice Training Council

shall provide a report to the General Assembly of the stop data required to be collected under 20 V.S.A. § 2366(e)(1), both at the level of the individual stops and as a statistical summary of the stops in the prior calendar year that involved suspected violations of 23 V.S.A. § 1259.

\* \* \* Effective Dates \* \* \*

Sec. 10. EFFECTIVE DATES

(a) This section and Sec. 7 (education campaign) shall take effect on passage.

(b) Sec. 6 (authorizing primary enforcement of adult seatbelt law) shall take effect on October 1, 2018.

(c) Sec. 6a (secondary enforcement of adult seatbelt law) shall take effect on May 1, 2021.

(d) All other sections shall take effect on July 1, 2018.

**NOTICE CALENDAR**

**Favorable with Amendment**

**H. 271**

An act relating to administration of the Supplemental Nutrition Assistance Program

**Rep. Rosenquist of Georgia**, for the Committee on Human Services, recommends the bill be amended by striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 33 V.S.A. chapter 17 is amended to read:

CHAPTER 17. FEDERAL SUPPLEMENTARY BENEFITS  
SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

§ 1701. SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

(a) The State of Vermont may participate in the federal Supplemental Nutrition Assistance Program which is provided for under (SNAP) pursuant to 7 U.S.C. chapter 51. The Commissioner may adopt, amend, or repeal rules governing the operation of the Program in the State. The purpose of SNAP is to alleviate hunger and malnutrition among households with low income by increasing their food purchasing power and access to nutritious safe food.

(b) An individual domiciled in Vermont shall be exempt from the disqualification provided for in 21 U.S.C. § 862a.

(c) The Commissioner may adopt, amend, or repeal rules governing the operation of the Program in the State pursuant to 3 V.S.A. chapter 25.

(d) ~~When As~~ used in this section chapter, “Commissioner” means the Commissioner for Children and Families and “Department” means the Department for Children and Families.

\* \* \*

§ 1703. CHANGES TO PROGRAM ADMINISTRATION

(a)(1) The Department shall report to the Chairs of the House Committee on Human Services and the Senate Committee on Health and Welfare and any interested stakeholders within 30 days after any substantive change in the federal law governing SNAP that:

(A) restricts or improves eligibility;

(B) increases or reduces barriers or creates or eliminates hardships to access; or

(C) inhibits or increases benefit usage.

(2) The Department shall provide an analysis of the administrative costs and impacts on SNAP applicants and participants of any such change to the Chairs within 90 days after the change.

(b) The Commissioner may convene a meeting of interested stakeholders to discuss a change listed in subsection (a) of this section.

Sec. 2. EFFECTIVE DATE

This act shall take effect on July 1, 2018.

**( Committee Vote: 11-0-0)**

**H. 566**

An act relating to animal cruelty

**Rep. Willhoit of St. Johnsbury**, for the Committee on Judiciary, recommends the bill be amended as follows:

by adding a new section to be Sec. 1a to read as follows:

Sec. 1a. 13 V.S.A. § 353(a) is amended to read:

(a) Penalties.

\* \* \*

(5) A person who violates subdivision 352(1) of this title by intentionally killing or attempting to kill an animal belonging to another or subdivision 352(2) of this title by torturing, administering poison to, or cruelly ~~beating~~ striking one or more times or mutilating an animal shall be imprisoned not more than two years or fined not more than \$5,000.00, or both.

**( Committee Vote: 11-0-0)**

## H. 571

An act relating to creating the Department of Liquor and Lottery and the Board of Liquor and Lottery

**Rep. Stevens of Waterbury**, for the Committee on General; Housing and Military Affairs, recommends the bill be amended as follows:

First: In Sec. 9, 7 V.S.A. § 101, by striking out subdivision (b)(4) in its entirety and inserting a new subdivision (b)(4) to read:

(4) The Governor shall ~~biennially~~ designate a member of the Board to be its Chair. The Chair shall have general charge of the offices and employees of the Board.

Second: In Sec. 105, 32 V.S.A. § 1010, by striking out the section in its entirety and inserting a new Sec. 105 to read:

Sec. 105. 32 V.S.A. § 1010 is amended to read:

§ 1010. MEMBERS OF CERTAIN BOARDS

(a) Except for those members serving ex officio or otherwise regularly employed by the State, the compensation of the members of the following Boards shall be \$50.00 per diem:

\* \* \*

(7) ~~Liquor Control Board~~ [Repealed.]

\* \* \*

(g) For each day of official duties, a member of the Board of Liquor and Lottery shall receive the same per diem compensation as a member of the General Assembly receives pursuant to 2 V.S.A. § 406(a)(1) together with his or her actual and necessary expenses pursuant to subsection (c) of this section.

Third: In Sec. 111, Transition, in subdivision (a)(1), after the words “The Commissioner of Liquor” by striking out the words “and Lottery” and inserting in lieu thereof the word “Control”

**( Committee Vote: 11-0-0)**

**Favorable**

## H. 549

An act relating to the Petroleum Cleanup Fund

Rep. Squirrell of Underhill, for the Committee on Natural Resources; Fish and Wildlife, recommends the bill ought to pass.

**( Committee Vote: 8-0-1)**

**H. 549**

An act relating to the Petroleum Cleanup Fund

Rep. Masland of Thetford, for the Committee on Ways and Means, recommends the bill ought to pass.

**( Committee Vote: 11-0-0)**

**H. 549**

An act relating to the Petroleum Cleanup Fund

Rep. Feltus of Lyndon, for the Committee on Appropriations, recommends the bill ought to pass.

**( Committee Vote: 11-0-0)**

**Amendment to be offered by Rep. Harrison of Chittenden to H. 549**

That the bill be amended as follows:

First: By adding a Sec. 3a to read:

Sec. 3a. COMBINATION TANK SYSTEMS; CONTINUATION OF  
SERVICE

(a) As used in this section:

(1) "Combination tank system" shall have the same meaning as set forth in 10 V.S.A. § 1922.

(2) "Motor fuel" means fuel subject to the licensing fee under 10 V.S.A. § 1942(a).

(b) Notwithstanding the requirements in 10 V.S.A. § 1927(e)(2) that a combination tank system shall be closed by January 1, 2018, the Secretary of Natural Resources may authorize a combination tank service to supply motor fuel after January 1, 2018 upon a determination that the combination tank system:

(1) is the sole supply of motor fuel in the municipality in which the combination tank system is located;

(2) is needed to supply motor fuel to public safety or fire control services in the municipality; and

(3) the owner of the combination system has entered into a contract and obtained financing to replace the tank as required under 10 V.S.A. § 1927.

(c) The Secretary may authorize continued supply of motor fuel from a combination tank system under this section until August 1, 2018.

(d) This section shall be repealed on August 1, 2018.

Second: By striking out Sec. 4 (Effective date) in its entirety and inserting in lieu thereof the following:

Sec. 4. EFFECTIVE DATES

(a) This section and Sec. 3a (combination tank system continuation) shall take effect on passage.

(b) All other sections shall take effect July 1, 2018.

**H. 611**

An act relating to compensation for victims of crime

Rep. Morris of Bennington, for the Committee on Judiciary, recommends the bill ought to pass.

**( Committee Vote: 11-0-0)**

**H. 694**

An act relating to captive insurance companies

Rep. Myers of Essex, for the Committee on Commerce and Economic Development, recommends the bill ought to pass.

**( Committee Vote: 8-0-3)**

Rep. Baser of Bristol, for the Committee on Ways and Means, recommends the bill ought to pass.

**( Committee Vote: 11-0-0)**

**S. 19**

An act relating to allowing silver-level nonqualified health benefit plans to be offered outside the Vermont Health Benefit Exchange

**Rep. Briglin of Thetford**, for the Committee on Health Care, recommends that the bill ought to pass in concurrence.

**(Committee Vote: 9-0-2)**

**(For text see Senate Journal January 10, 2018 )**

**Ordered to Lie**

**H. 167**

An act relating to alternative approaches to addressing low-level illicit drug use.

Pending Question: Shall the House concur in the Senate Proposal of Amendment?



## **H. 219**

An act relating to the Vermont spaying and neutering program.

Pending Question: Shall the House concur in the Senate Proposal of Amendment?

### **Consent Calendar**

#### **Concurrent Resolutions for Adoption Under Joint Rule 16a**

The following concurrent resolutions have been introduced for approval by the Senate and House and will be adopted automatically unless a Senator or Representative requests floor consideration before today's adjournment. Requests for floor consideration in either chamber should be communicated to the Secretary's office and/or the House Clerk's office, respectively. For text of resolutions, see Addendum to House Calendar and Senate Calendar of January 25, 2018.

#### **H.C.R. 229**

House concurrent resolution commemorating the 150th anniversary of the Grand Army of the Republic's General Order relating to Decoration Day (Memorial Day)

#### **H.C.R. 230**

House concurrent resolution honoring Jeffrey M. Lewis for his people-centric organizational leadership

#### **H.C.R. 231**

House concurrent resolution congratulating the 2017 St. Johnsbury Academy Hilltoppers Division I championship football team

#### **H.C.R. 232**

House concurrent resolution recognizing the important health care contributions of nurse anesthetists and the week of January 21-27, 2018 as National Nurse Anesthetists Week in Vermont

### **Public Hearings**

January 30, 2018 - House Chamber - 5:30-7:30 PM - Public Hearing on VT Firearms Laws - Held by Senate Judiciary Committee

## **Information Notice**

### **CROSS OVER DATES**

The Joint Rules Committee established the following Crossover deadlines:

(1) All **House** bills must be reported out of the last committee of reference (including the Committees on Appropriations and Ways and Means, except as provided below in (2) and the exceptions listed below) on or before **Friday, March 2, 2018**, and filed with the Clerk so they may be placed on the Calendar for Notice the next legislative day.

(2) All **House** bills referred pursuant to House Rule 35(a) to the Committees on Appropriations and Ways and Means must be reported out by the last of those committees on or before **Friday, March 16, 2018**, and filed with the Clerk so they may be placed on the Calendar for Notice the next legislative day.