

# Journal of the Senate

---

FRIDAY, JANUARY 20, 2017

The Senate was called to order by the President.

## Devotional Exercises

Devotional exercises were conducted by the Reverend John H.D. Lucy of Waterbury Center.

## Message from the House No. 8

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 House concurrent resolutions of the following titles:

**H.C.R. 9.** House concurrent resolution congratulating the 2016 Essex High School Division I championship softball team.

**H.C.R. 10.** House concurrent resolution honoring Richard Carter and Danby–Mt Tabor NOW for their innovative leadership in establishing the new Danby–Mount Tabor veterans memorial.

**H.C.R. 11.** House concurrent resolution congratulating the 2016 Essex High School State championship boys' rugby team.

**H.C.R. 12.** House concurrent resolution congratulating the 2016 Essex High School State championship Ultimate team.

**H.C.R. 13.** House concurrent resolution designating January 2017 as National Mentoring Month in Vermont.

**H.C.R. 14.** House concurrent resolution congratulating Robert McBride on receiving the 2016 Vermont Arts Council's Margaret L. (Peggy) Kannenstine Award for Arts Advocacy.

**H.C.R. 15.** House concurrent resolution congratulating Eric Aho of Saxtons River on his selection as the winner of the 2016 Governor's Award for Excellence in the Arts.

**H.C.R. 16.** House concurrent resolution designating January 2017 as School Board Recognition Month in Vermont.

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

The House has considered concurrent resolutions originating in the Senate of the following titles:

**S.C.R. 3.** Senate concurrent resolution congratulating radio station WDEV in Waterbury on its 85th anniversary.

**S.C.R. 4.** Senate concurrent resolution congratulating Katherine McCann on her selection as the 2017 Vermont Teacher of the Year.

**S.C.R. 5.** Senate concurrent resolution honoring Howard Frank Mosher, the Northeast Kingdom's special chronicler and literary ambassador.

And has adopted the same in concurrence.

### **Bills Introduced**

Senate bills of the following titles were severally introduced, read the first time and referred:

#### **S. 39.**

By Senator Benning,

An act relating to the repeal of the crime of obtaining maps and plans while at war.

To the Committee on Judiciary.

#### **S. 40.**

By Senators Sirotkin, Ingram, Ayer, Balint, Baruth, Brooks, Clarkson, Cummings, Lyons, MacDonald, McCormack, Pearson, Pollina and White,

An act relating to increasing the minimum wage.

To the Committee on Economic Development, Housing and General Affairs.

### **Bill Amended; Third Reading Ordered**

#### **S. 5.**

Senator Sears, for the Committee on Judiciary, to which was referred Senate bill entitled:

An act relating to plea agreements.

Reported recommending that the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the following:

---

Sec. 1. 13 V.S.A. § 6565 is amended to read:

§ 6565. PLEAS

(a) In prosecutions for felonies, the ~~state's attorney~~ State's Attorney shall place on record in open court the content of the plea agreement, including the offenses charged and the disposition of those charges, ~~and the prosecutor's reasons for entry into the plea agreement as permitted by the rules of criminal procedure.~~

\* \* \*

Sec. 2. EFFECTIVE DATE

This act shall take effect on July 1, 2017.

And that when so amended the bill ought to pass.

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

### **Third Reading Ordered**

#### **S. 2.**

Senator Lyons, for the Committee on Finance, to which was referred Senate bill entitled:

An act relating to information sharing by the Commissioner of Financial Regulation.

Reported that the bill ought to pass.

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

### **Appointment of Senate Members to the Joint Energy Committee**

Pursuant to the provisions of 2 V.S.A. §601, the President, on behalf of the Committee on Committees, announced the appointment of the following Senators to serve on the Joint Energy Committee for terms of two years ending on February 1, 2019

Senator Bray  
Senator Lyons  
Senator MacDonald  
Senator Branagan

**Appointment of Senate Members to Joint Fiscal Committee**

Pursuant to the provisions of 2 V.S.A. §501, the President, on behalf of the Committee on Committees, announced the appointment of the following Senators to serve on the Joint Fiscal Committee for terms of two years ending February 1, 2017:

Senator Cummings, *ex officio*  
Senator Sears  
Senator Kitchel, *ex officio*  
Senator Ayer  
Senator Westman

**Senate Concurrent Resolutions**

The following joint concurrent resolutions, having been placed on the consent calendar on the preceding legislative day, and no Senator having requested floor consideration as provided by the Joint Rules of the Senate and House of Representatives, were severally adopted on the part of the Senate:

By Senators Cummings, Brooks, and Pollina,

By Reps. Stevens and others,

**S.C.R. 3.** Senate concurrent resolution congratulating radio station WDEV in Waterbury on its 85th anniversary.

By Senators Cummings, Brooks, and Pollina,

By Representative Jessup,

**S.C.R. 4.** Senate concurrent resolution congratulating Katherine McCann on her selection as the 2017 Vermont Teacher of the Year.

By All Members of the Senate,

By All Members of the House,

**S.C.R. 5.** Senate concurrent resolution honoring Howard Frank Mosher, the Northeast Kingdom's special chronicler and literary ambassador.

**House Concurrent Resolutions**

The following joint concurrent resolutions having been placed on the consent calendar on the preceding legislative day, and no Senator having requested floor consideration as provided by the Joint Rules of the Senate and House of Representatives, were severally adopted in concurrence:

---

By Reps. Myers and others,

**H.C.R. 9.**

House concurrent resolution congratulating the 2016 Essex High School Division I championship softball team.

By Reps. Sullivan and others,

By Senators Collamore, Flory, and Mullin,

**H.C.R. 10.**

House concurrent resolution honoring Richard Carter and Danby–Mt Tabor NOW for their innovative leadership in establishing the new Danby–Mount Tabor veterans memorial.

By Reps. Myers and others,

**H.C.R. 11.**

House concurrent resolution congratulating the 2016 Essex High School State championship boys' rugby team.

By Reps. Myers and others,

**H.C.R. 12.**

House concurrent resolution congratulating the 2016 Essex High School State championship Ultimate team.

By All Members of the House,

**H.C.R. 13.**

House concurrent resolution designating January 2017 as National Mentoring Month in Vermont.

By Reps. Partridge and others,

**H.C.R. 14.**

House concurrent resolution congratulating Robert McBride on receiving the 2016 Vermont Arts Council's Margaret L. (Peggy) Kannenstine Award for Arts Advocacy.

By Reps. Partridge and others

**H.C.R. 15**

House concurrent resolution congratulating Eric Aho of Saxtons River on his selection as the winner of the 2016 Governor's Award for Excellence in the Arts.

By Reps. Long and others,

**H.C.R. 16.**

House concurrent resolution designating January 2017 as School Board Recognition Month in Vermont.

**Adjournment**

On motion of Senator Ashe, the Senate adjourned, to reconvene on Tuesday, January 24, 2017, at nine o'clock and thirty minutes in the forenoon pursuant to J.R.S. 10.