

# Journal of the House

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Thursday, June 18, 2020

At ten o'clock in the forenoon the Speaker called the House to order.

## Devotional Exercises

Devotional exercises were conducted by Rep. Anne Donahue of Northfield.

## Message from the Senate No. 54

A message was received from the Senate by Mr. Bloomer, its Secretary, as follows:

Madam Speaker:

I am directed to inform the House that:

The Senate has on its part passed Senate bills of the following titles:

**S. 59.** An act relating to the creation of the Sports Betting Study Committee.

**S. 220.** An act relating to professional regulation.

In the passage of which the concurrence of the House is requested.

**J.R.S. 58.** Joint resolution relating to weekend adjournment.

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

## Senate Bill Referred

### S. 59

Senate bill, entitled

An act relating to the creation of the Sports Betting Study Committee

Was read and referred to the committee on General, Housing, and Military Affairs.

## Senate Bill Referred

### S. 220

Senate bill, entitled

An act relating to professional regulation

Was read and referred to the committee on Government Operations.

**Proposal of Amendment agreed to; Third Reading;  
Bill Passed in Concurrence with Proposal of Amendment**

**S. 339**

Senate bill, entitled

An act relating to miscellaneous changes to laws related to vehicles

Was taken up and pending third reading of the bill, **Reps. Donahue of Northfield and Kornheiser of Brattleboro** moved to propose to the Senate to amend the bill as follows:

First: In Sec. 9, 23 V.S.A. § 671, by striking out subsection (c) in its entirety and inserting in lieu thereof

(c) The Commissioner ~~shall not~~ may suspend the license of an operator, or the right of an unlicensed person to operate a motor vehicle, while a prosecution for an offense under this title is pending against such person, ~~unless if~~:

(1) ~~he or she~~ the Commissioner finds upon full reports submitted to him or her by an enforcement officer or motor vehicle inspector that the safety of the public will be imperiled by permitting such operator or such unlicensed person to operate a motor vehicle; or

(2) the Commissioner finds that such ~~person~~ operator is seeking to delay the prosecution, ~~but if he or she so finds, he or she may suspend such license or right pending a final disposition of the prosecution.~~

Second: In Sec. 9, 23 V.S.A. § 671, by striking out subsection (g) in its entirety and relettering subsection (h) to be subsection (g).

Which was agreed to.

Thereupon, pending third reading of the bill, **Rep. McCormack of Burlington** moved to propose to the Senate to amend the bill as follows:

By striking out subsection (c) in its entirety and relettering the remaining subsections to be alphabetically correct.

Which was agreed to. Thereupon, the bill was read the third time and passed in concurrence with proposal of amendment.

**Committee Bill; Second Reading; Third Reading Ordered**

**H. 962**

**Rep. Grad of Moretown** spoke for the committee on Judiciary.

House bill entitled

An act relating to the duration of temporary relief from abuse orders

Having appeared on the Calendar one day for Notice, was taken up, read the second time and third reading ordered.

**Senate Proposal of Amendment Concurred in**

**H. 936**

The Senate proposed to the House to amend House bill, entitled

An act relating to sexual exploitation of children

The Senate proposes to the House to amend the bill as follows:

First: In Sec. 1, 13 V.S.A. chapter 64, in section 2821, by striking out subdivision (2) in its entirety and inserting in lieu thereof the following:

(2) "Sexual conduct" means any of the following:

(A) any conduct involving contact between the penis and the vulva, the penis and the penis, the penis and the anus, the mouth and the penis, the mouth and the anus, the vulva and the vulva, or the mouth and the vulva;

(B) any intrusion, however slight, by any part of a person's body or any object into the genital or anal opening of another with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desire of any person;

(C) any intentional touching, not through the clothing, of the genitals, anus, or breasts of another with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desire of any person;

(D) masturbation;

(E) bestiality; or

(F) sadomasochistic abuse for sexual purposes.

Second: In Sec. 1, 13 V.S.A. chapter 64, in section 2821, by adding a subdivision (6) to read as follows:

(6) "Peer-to-peer network" means a network in which two or more computers or devices share files without requiring a separate server computer or server software.

Third: By inserting a new Sec. 2 to read as follows:

**Sec. 2. LEGISLATIVE PROPOSAL**

The Attorney General, in collaboration with the Defender General and the Department of State's Attorneys and Sheriffs, shall examine the issue of simulated sexual conduct by, with, or on a child under 16 years of age as it

relates to child sexual abuse material for the purpose of developing a clear, narrowly tailored legislative proposal that prohibits such conduct while ensuring that a substantial amount of constitutionally protected speech is not inadvertently swept into the purview of the statute. The Attorney General shall submit the recommendation not later than November 1, 2020 to the Joint Legislative Committee on Justice Oversight.

Fourth: By renumbering Sec. 2, effective date, to be Sec. 3, and by striking out “July 1, 2020” and inserting in lieu thereof passage

Which proposal of amendment was considered and concurred in.

**Rules Suspended; Bill Messaged to Senate Forthwith**

On motion of **Rep. McCoy of Poultney**, the rules were suspended and the bill was ordered messaged to the Senate forthwith.

**S. 339**

House bill, entitled

An act relating to miscellaneous changes to laws related to vehicles

**Committee Bill; Second Reading; Third Reading Ordered;**

**H. 966**

**Rep. Feltus of Lyndon** spoke for the committee on Appropriations.

House bill entitled

An act relating to COVID-19 broadband connectivity and housing initiatives

Having appeared on the Calendar one day for Notice, was taken up, read the second time and third reading ordered.

**Rules Suspended; Third Reading; Bill Passed**

**H. 962**

On House bill, entitled

An act relating to the duration of temporary relief from abuse orders

On motion of **Rep. McCoy of Poultney**, the rules were suspended and the bill placed on all remaining stages of passage. Thereupon, the bill was read the third time and passed.

**Adjournment**

At twelve o'clock and seventeen minutes in the afternoon, on motion of **Rep. McCoy of Poultney**, the House adjourned until tomorrow at ten o'clock in the forenoon.