

Journal of the Senate

FRIDAY, APRIL 19, 2019

The Senate was called to order by the President.

Devotional Exercises

Devotional exercises were conducted by the Reverend Mark Pitton of Sharon.

Message from the House No. 47

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 considered bills originating in the Senate of the following titles:

S. 53. An act relating to determining the proportion of health care spending allocated to primary care.

S. 68. An act relating to Indigenous Peoples' Day.

And has passed the same in concurrence.

The House has considered a bill originating in the Senate of the following title:

S. 49. An act relating to the regulation of polyfluoroalkyl substances in drinking and surface waters.

And has passed the same in concurrence with proposal of amendment in the adoption of which the concurrence of the Senate is requested.

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

J.R.S. 24. Joint resolution relating to weekend adjournment.

And has adopted the same in concurrence.

Message from the House No. 48

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. 5. Joint resolution authorizing the Green Mountain Girls State educational program to use the State House.

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

The House has adopted House concurrent resolutions of the following titles:

H.C.R. 143. House concurrent resolution congratulating Olivia Shively on qualifying for the 2019 Snowboarding Junior World Championships.

H.C.R. 145. House concurrent resolution honoring the 26th President of the University of Vermont, E. Thomas Sullivan, for his leadership accomplishments.

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

Bill Referred to Committee on Appropriations

H. 521.

House bill of the following title, appearing on the Calendar for notice and carrying an appropriation or requiring the expenditure of funds, under the rule was referred to the Committee on Appropriations:

An act relating to amending the special education laws.

Message from the Governor Appointments Referred

A message was received from the Governor, by Brittney L. Wilson, Secretary of Civil and Military Affairs, submitting the following appointments, which were referred to committees as indicated:

The nomination of

O'Farrell, Jenna of Essex Junction - Member of the State Board of Education - from April 15, 2019 to February 28, 2025.

To the Committee on Education.

The nomination of

Gleason, Kimberly of Essex Junction - Member of the State Board of Education - from April 15, 2019 to February 28, 2025.

To the Committee on Education.

The nomination of

Nagy, Joan of Cambridge - Member of the Human Rights Commission - from April 22, 2019 to February 28, 2024.

To the Committee on Judiciary.

Message from the Governor

A message was received from His Excellency, the Governor, by Ms. Jaye Pershing Johnson Brittney L. Wilson, Secretary of Civil and Military Affairs, as follows:

Mr. President:

I am directed by the Governor to inform the Senate that on the eighteenth day of April, 2019 he approved and signed a bill originating in the Senate of the following title:

S. 109. An act relating to captive insurance companies and risk retention groups.

Joint Resolution Placed on Calendar

J.R.H. 5.

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

Joint resolution authorizing the Green Mountain Girls State educational program to use the State House.

Whereas, the American Legion Auxiliary of Vermont sponsors the Green Mountain Girls State educational program, providing a group of girls entering the 12th grade a special opportunity to study the workings of State government in Montpelier, and

Whereas, the Green Mountain Girls State educational program serves as an outstanding leadership-training forum for future civic leaders in Vermont, and

Whereas, as part of their visit to the State's capital city, the girls conduct a mock legislative session in the State House, now therefore be it

Resolved by the Senate and House of Representatives:

That the Sergeant at Arms shall make available the chambers and committee rooms of the State House for the Green Mountain Girls State educational program on Wednesday, June 19, 2019, from 8:00 a.m. to 4:15 p.m., and be it further

Resolved: That the Secretary of State be directed to send a copy of this resolution to the American Legion Auxiliary of Vermont in Montpelier.

Thereupon, in the discretion of the President, under Rule 51, the joint resolution was placed on the Calendar for action the next legislative day.

Proposal of Amendment; Consideration Postponed

H. 278.

Senator Nitka, for the Committee on Judiciary, to which was referred House bill entitled:

An act relating to acknowledgment or denial of parentage.

Reported recommending that the Senate propose to the House to amend the bill by adding a new section to be numbered Sec. 6 to read as follows:

Sec. 6. 33 V.S.A. § 5111(a) is amended to read:

(a) If a child is placed in the legal custody of the Department and the identity of a parent has not been legally established at the time the petition is filed, the Court may order that ~~the mother~~, the child, and the alleged child's father genetic parents submit to genetic testing and may issue an order establishing parentage pursuant to ~~15 V.S.A. chapter 5, subchapter 3A~~ 15C V.S.A. chapters 1 – 8 (parentage proceedings). A parentage order issued pursuant to this subsection shall not be deemed to be a confidential record.

And by renumbering the remaining section to be numerically correct.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43.

Thereupon, pending the question, Shall the Senate propose to the House to amend the bill as recommended the Committee on Judiciary?, Senator Sears moved that consideration of the bill be postponed until Wednesday, April 24, 2019, which was agreed to.

Appointments Confirmed

Under suspension of the rules (and particularly, Senate Rule 93), as moved by Senator White, the following Gubernatorial appointments were confirmed together as a group by the Senate, without reports given by the Committees to which they were referred and without debate:

The nomination of

Hutchins, Donn of Dorset - Member, Children and Family Council for Prevention Programs - May 4, 2018 to February 28, 2021.

Was confirmed by the Senate.

The nomination of

Davenport, Amy of Montpelier - Member, Children and Family Council for Prevention Programs - May 4, 2018 to February 28, 2021.

Was confirmed by the Senate.

The nomination of

Broughton, Jason of Barre - State Librarian, Department of Libraries - for an indefinite term beginning April 1, 2019.

Was confirmed by the Senate.

The nomination of

Rosenstreich, Judy P. of Shelburne - Member, Board of Medical Practice - February 18, 2019 to December 31, 2023.

Was confirmed by the Senate.

The nomination of

Osman, Adan of Burlington - Member, Children and Family Council for Prevention Programs - October 25, 2018 to February 28, 2021.

Was confirmed by the Senate.

Appointments Confirmed

The following Gubernatorial appointments were confirmed separately by the Senate, upon full reports given by the Committees to which they were referred:

The nomination of

Hutt, Monica C. of Williston - Commissioner, Department of Disabilities, Aging and Independent Living - March 1, 2019 to February 28, 2021.

Was confirmed by the Senate.

The nomination of

Cole, Christopher J. of Richmond - Commissioner, Department of Buildings and General Services - March 1, 2019 to February 28, 2021.

Was confirmed by the Senate.

The nomination of

Gustafson, Cory G. of Montpelier - Commissioner, Department of Vermont Health Access - March 1, 2019 to February 28, 2021.

Was confirmed by the Senate.

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 Rep. Rogers,

By Senator Westman,

H.C.R. 143.

House concurrent resolution congratulating Olivia Shively on qualifying for the 2019 Snowboarding Junior World Championships.

By Reps. Rachelson and others,

H.C.R. 145.

House concurrent resolution honoring the 26th President of the University of Vermont, E. Thomas Sullivan, for his leadership accomplishments.

Adjournment

On motion of Senator Ashe, the Senate adjourned, to reconvene on Tuesday, April 23, 2019, at nine o'clock and thirty minutes in the forenoon pursuant to J.R.S. 24.