

Journal of the House

Thursday, January 27, 2022

At one o'clock in the afternoon the Speaker called the House to order.

Devotional Exercises

A moment of silence was observed in lieu of a devotion.

House Bill Introduced

H. 695

By Rep. Conlon of Cornwall,

House bill, entitled

An act relating to the taxation of trailer coaches as real property

Was read the first time and referred to the Committee on Ways and Means.

Bill Amended; Read Third Time; Bill Passed

H. 654

House bill, entitled

An act relating to extending COVID-19 health care regulatory flexibility

Was taken up and, pending third reading of the bill, **Reps. Houghton of Essex, Black of Essex, Burrows of West Windsor, Cina of Burlington, Cordes of Lincoln, Donahue of Northfield, Goldman of Rockingham, Lippert of Hinesburg, Page of Newport City, and Peterson of Clarendon** moved to amend the bill in Sec. 1 by striking out Sec. 17 in that section in its entirety and inserting in lieu thereof a new Sec. 17 to read as follows:

Sec. 17. OFFICE OF PROFESSIONAL REGULATION; BOARD OF
MEDICAL PRACTICE; OUT-OF-STATE HEALTH CARE
PROFESSIONALS

(a) Notwithstanding any provision of Vermont's professional licensure statutes or rules to the contrary, through March 31, ~~2022~~ 2023, a health care professional, including a mental health professional, who holds a valid license, certificate, or registration to provide health care services in any other U.S. jurisdiction shall be deemed to be licensed, certified, or registered to provide health care services, including mental health services, to a patient located in Vermont ~~using telehealth~~; as a volunteer member of the Medical Reserve

Corps; or, for a period not to exceed six months, as part of the staff of a licensed facility, other health care facility as defined in 18 V.S.A. § 9432, or federally qualified health center, provided the health care professional:

(1) is licensed, certified, or registered in good standing in the other U.S. jurisdiction or jurisdictions in which the health care professional holds a license, certificate, or registration;

(2) is not subject to any professional disciplinary proceedings in any other U.S. jurisdiction; and

(3) is not affirmatively barred from practice in Vermont for reasons of fraud or abuse, patient care, or public safety.

(b) A health care professional who plans to provide health care services in Vermont as a volunteer member of the Medical Reserve Corps or as part of the staff of a licensed facility, other health care facility as defined in 18 V.S.A. § 9432, or federally qualified health center shall submit or have submitted on the individual's behalf the individual's name, contact information, and the location or locations at which the individual will be practicing to:

(1) the Board of Medical Practice for medical doctors, physician assistants, and podiatrists; or

(2) the Office of Professional Regulation for all other health care professions.

(c) A health care professional who delivers health care services in Vermont pursuant to subsection (a) of this section shall be subject to the imputed jurisdiction of the Board of Medical Practice or the Office of Professional Regulation, as applicable based on the health care professional's profession, in accordance with Sec. 19 of this act.

(d)(1) This section shall remain in effect through March 31, ~~2022~~ 2023, provided the health care professional remains licensed, certified, or registered in good standing throughout the period the health care professional is practicing in Vermont, which shall not exceed six months for a health care professional providing health care services as part of the staff of a licensed facility, other health care facility as defined in 18 V.S.A. § 9432, or federally qualified health center.

(2) The Board of Medical Practice and Office of Professional Regulation shall provide appropriate notice of the March 31, ~~2022~~ 2023 expiration date of this section to:

(A) health care professionals providing health care services in Vermont under this section;

(B) the Medical Reserve Corps; and

(C) health care facilities and federally qualified health centers at which health care professionals are providing services under this section.

(e) Nothing in this section is intended to limit, restrict, or modify the application of existing or future federal waivers of health care professional licensure requirements to licensed and certified facilities.

Which was agreed to. Thereupon, the bill was read the third time and passed.

Committee Bill; Second Reading; Third Reading Ordered

H. 693

Rep. Higley of Lowell spoke for the Committee on Government Operations.

House bill, entitled

An act relating to the annual budget vote of the Northeast Kingdom Waste Management District

Having appeared on the Notice Calendar and appearing on the Action Calendar, was taken up, read the second time, and third reading ordered.

Second Reading; Bill Amended; Third Reading Ordered

H. 462

Rep. Whitman of Bennington, for the Committee on Human Services, to which had been referred House bill, entitled

An act relating to miscellaneous Department of Health programs

Reported in favor of its passage when amended by striking all after the enacting clause and inserting in lieu thereof the following:

* * * Division of Substance Use Programs * * *

Sec. 1. 3 V.S.A. § 3004 is amended to read:

§ 3004. PERSONNEL DESIGNATION

The Secretary, Deputy Secretary, commissioners, deputy commissioners, attorneys, Directors of the Offices of State Economic Opportunity, ~~of Alcohol and Drug Abuse Programs~~, and of Child Support, and all members of boards, committees, commissions, or councils attached to the Agency for support are exempt from the classified State service. Except as authorized by section 311

of this title or otherwise by law, all other positions shall be within the classified service.

Sec. 2. 18 V.S.A. § 4255 is amended to read:

§ 4255. VERMONT PRESCRIPTION DRUG ADVISORY COUNCIL

* * *

(b)(1) The Advisory Council shall consist of the following members:

(A) the Commissioner of Health or designee, who shall serve as chair;

(B) the Deputy Commissioner of Health for ~~Alcohol and Drug Abuse~~ the Division of Substance Use Programs or designee;

* * *

(CC) a drug and alcohol abuse counselor licensed pursuant to 26 V.S.A. chapter 62, to be selected by the Deputy Commissioner of Health for ~~Alcohol and Drug Abuse~~ the Division of Substance Use Programs;

* * *

Sec. 3. 18 V.S.A. 4806 is amended to read:

§ 4806. DIVISION OF ~~ALCOHOL AND DRUG ABUSE~~ SUBSTANCE USE PROGRAMS

(a) The Division of ~~Alcohol and Drug Abuse~~ Substance Use Programs shall plan, operate, and evaluate a consistent, effective program of substance abuse use programs. All duties, responsibilities, and authority of the Division shall be carried out and exercised by and within the Department of Health.

* * *

(c) Under the direction of the Commissioner of Health, the Deputy Commissioner of ~~Alcohol and Drug Abuse Programs~~ for the Division shall review and approve all alcohol and drug programs developed or administered by any State agency or department, except for alcohol and drug education programs developed by the Agency of Education in conjunction with the Alcohol and Drug Abuse Council pursuant to 16 V.S.A. § 909.

* * *

Sec. 4. 18 V.S.A. § 7253 is amended to read:

§ 7253. CLINICAL RESOURCE MANAGEMENT AND OVERSIGHT

The Commissioner of Mental Health, in consultation with health care providers as defined in section 9432 of this title, including designated

hospitals, designated agencies, individuals with mental conditions or psychiatric disabilities, and other stakeholders, shall design and implement a clinical resource management system that ensures the highest quality of care and facilitates long-term, sustained recovery for individuals in the custody of the Commissioner.

* * *

(2) For the purpose of maintaining the integrity and effectiveness of the clinical resource management system, the Department of Mental Health shall:

* * *

(B) coordinate care across the mental and physical health care systems as well as ensure coordination within the Agency of Human Services, particularly the Department of Corrections, the Department of Health's ~~Alcohol and Drug Abuse~~ Division of Substance Use Programs, and the Department of Disabilities, Aging, and Independent Living;

* * *

Sec. 5. 23 V.S.A. § 1216 is amended to read:

§ 1216. PERSONS UNDER 21 YEARS OF AGE; ALCOHOL
CONCENTRATION OF 0.02 OR MORE

* * *

(g) The Alcohol and Driving Program required under this section shall be administered by the ~~Office of Alcohol and Drug Abuse~~ Department of Health's Division of Substance Use Programs and shall take into consideration any particular treatment needs of operators under ~~the age of 21 years of age~~.

* * *

Sec. 6. 23 V.S.A. § 3207f is amended to read:

§ 3207f. PERSONS UNDER 21 YEARS OF AGE; ALCOHOL
CONCENTRATION OF 0.02 OR MORE

* * *

(f) The alcohol program required under this section shall be administered by the ~~Office of Alcohol and Drug Abuse~~ Department of Health's Division of Substance Use Programs and shall take into consideration any particular treatment needs of operators under ~~the age of 21 years of age~~.

* * *

Sec. 7. 23 V.S.A. § 3323a is amended to read:

§ 3323a. PERSONS UNDER 21 YEARS OF AGE; ALCOHOL
CONCENTRATION OF 0.02 OR MORE

* * *

(f) The alcohol program required under this section shall be administered by the ~~Office of Alcohol and Drug Abuse~~ Department of Health's Division of Substance Use Programs and shall take into consideration any particular treatment needs of operators under ~~the age of 21 years of age~~.

* * *

Sec. 8. 33 V.S.A. § 5272 is amended to read:

§ 5272. JUVENILE JUSTICE UNIT; JUVENILE JUSTICE DIRECTOR

* * *

(c) The Juvenile Justice Director shall ensure that the following occur:

* * *

(3) cooperation among appropriate departments, including the Department; the Agency of Education; the Departments of Corrections, of Labor, of Mental Health, of Public Safety, and of Disabilities, Aging, and Independent Living; and the ~~Department of Health's Division of Alcohol and Drug Abuse~~ Substance Use Programs;

* * *

* * * Expansion of Drug Disposal Kiosks * * *

Sec. 9. 18 V.S.A. § 4224 is amended to read:

§ 4224. UNUSED PRESCRIPTION DRUG DISPOSAL PROGRAM

(a) The Department of Health shall establish and maintain the Statewide Unused Prescription Drug Disposal Program to provide for the safe disposal of Vermont residents' unused and unwanted prescription drugs. The Program may include establishing secure collection and disposal sites and providing medication envelopes for sending unused prescription drugs to an authorized collection facility for destruction.

(b) Pharmacies that operate 10 or more establishments in the United States, while concurrently conducting business in Vermont, shall enroll in a drug disposal kiosk program not later than December 31, 2022.

* * * Child Fatality Review Team * * *

Sec. 10. 18 V.S.A. § 1561 is amended to read:

§ 1561. CHILD FATALITY REVIEW TEAM

* * *

(g)(4) Confidentiality.

(1)(A) The records produced or acquired by the Team are exempt from public inspection and copying under the Public Records Act and shall be kept confidential. The records of the Team are not subject to subpoena, discovery, or introduction into evidence in a civil or criminal action. Nothing in this section shall be construed to limit or restrict the right to discover or use in any civil or criminal proceedings information or records that are available from another source and entirely outside the Team's review. The Team shall not use the information or records generated during the course of its review for purposes other than those described in this section.

(B) The Department may share deidentified data produced or acquired by the Team with other states that have child fatality review panels, provided access under such agreements is consistent with the privacy, security, and disclosure protections in this chapter.

* * *

* * * Autopsy Reports * * *

Sec. 11. 18 V.S.A. § 5205 is amended to read:

§ 5205. DEATH CERTIFICATE WHEN NO ATTENDING PHYSICIAN
AND IN OTHER CIRCUMSTANCES; AUTOPSY

* * *

(f) The State's Attorney or Chief Medical Examiner, if either deem it necessary and in the interest of public health, welfare, and safety, or in furtherance of the administration of the law, may order an autopsy to be performed by the Chief Medical Examiner or under ~~his or her~~ the Chief Medical Examiner's direction. Upon completion of the autopsy, the Chief Medical Examiner shall submit a report to such State's Attorney and the Attorney General and shall submit a report of death to the State Registrar. Upon the written request of a federal prosecutor or a prosecutor in another state, the Chief Medical Examiner shall submit a report of a death to the requesting office.

* * *

* * * Effective Date * * *

Sec. 12. EFFECTIVE DATE

This act shall take effect on July 1, 2022.

The bill, having appeared on the Notice Calendar, was taken up, read the second time, report of the Committee on Human Services agreed to, and third reading ordered.

Second Reading; Bill Amended; Third Reading Ordered

H. 466

Rep. Dolan of Waitsfield, for the Committee on Natural Resources, Fish, and Wildlife, to which had been referred House bill, entitled

An act relating to surface water withdrawals and interbasin transfers

Reported in favor of its passage when amended as follows:

In Sec. 1, 10 V.S.A. chapter 41, in section 1002, by striking out subdivision (20) in its entirety and inserting in lieu thereof a new subdivision (20) to read as follows:

(20) “Surface water” means all rivers, streams, creeks, brooks, reservoirs, ponds, lakes, and springs and all bodies of surface waters that are contained within, flow through, or border upon the State or any portion of it. “Surface water” shall not include the following:

(A) groundwater as defined in section 1391 of this title;

(B) artificial waterbodies as defined under section 29A-101(d) of the Vermont Water Quality Standards;

(C) treatment ponds, lagoons, or wetlands created solely to meet the requirements of a permit issued for a discharge; and

(D) constructed ponds or other impoundments that are used for irrigation or watering of livestock and that are not subject to the Vermont Water Quality Standards.

The bill, having appeared on the Notice Calendar, was taken up, read the second time, report of the Committee on Natural Resources, Fish, and Wildlife agreed to, and third reading ordered.

Second Reading; Proposal of Amendment Offered

S. 30

Rep. Notte of Rutland City, for the Committee on Judiciary, to which had been referred Senate bill, entitled

An act relating to prohibiting possession of firearms within hospital buildings

Reported in favor of its passage in concurrence with proposal of amendment by striking all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 13 V.S.A. § 4023 is added to read:

§ 4023. POSSESSION OF FIREARMS IN HOSPITAL BUILDINGS
PROHIBITED

(a) A person shall not knowingly possess a firearm while within a hospital building.

(b) A person who violates this section shall be fined not more than \$250.00.

(c) This section shall not apply to a firearm possessed by a federal law enforcement officer or a law enforcement officer certified as a law enforcement officer by the Vermont Criminal Justice Training Council pursuant to 20 V.S.A. § 2358, for legitimate law enforcement purposes.

(d) Notice of the provisions of this section shall be posted conspicuously at each public entrance to each hospital.

(e) As used in this section:

(1) "Firearm" has the same meaning as in subsection 4017(d) of this title.

(2) "Hospital" has the same meaning as in 18 V.S.A. § 1902.

Sec. 2. 13 V.S.A. § 4019 is amended to read:

§ 4019. FIREARMS TRANSFERS; BACKGROUND CHECKS

(a) As used in this section:

* * *

(4) "Licensed dealer" means a person issued a license as a dealer in firearms pursuant to 18 U.S.C. § 923(a).

(5) "Proposed transferee" means an unlicensed person to whom a proposed transferor intends to transfer a firearm.

(6) "Proposed transferor" means an unlicensed person who intends to transfer a firearm to another unlicensed person.

(7) "Transfer" means to transfer ownership of a firearm by means of sale, trade, or gift.

(8) “Unlicensed person” means a person who has not been issued a license as a dealer, importer, or manufacturer in firearms pursuant to 18 U.S.C. § 923(a).

(b)(1) Except as provided in subsection (e) of this section, an unlicensed person shall not transfer a firearm to another unlicensed person unless:

(A) the proposed transferor and the proposed transferee physically appear together with the firearm before a licensed dealer and request that the licensed dealer facilitate the transfer; and

(B) the licensed dealer agrees to facilitate the transfer.

(2) A person shall not, in connection with the transfer or attempted transfer of a firearm pursuant to this section, knowingly make a false statement or exhibit a false identification intended to deceive a licensed dealer with respect to any fact material to the transfer.

* * *

(d) A person shall not transfer a firearm to another person if:

(1) the transfer requires a background check under this section or under federal law; and

(2) the licensed dealer facilitating the transfer has not been provided with a unique identification number for the transfer by the National Instant Criminal Background Check System, provided that if the identification number has not been provided within 30 days, then the transfer may proceed.

~~(d)~~(e)(1) An unlicensed person who transfers a firearm to another unlicensed person in violation of subdivision (b)(1) of this section shall be imprisoned not more than one year or fined not more than \$500.00, or both.

(2) A person who violates subdivision (b)(2) or subsection (d) of this section shall be imprisoned not more than one year or fined not more than \$500.00, or both.

~~(e)~~(f) This section shall not apply to:

(1) the transfer of a firearm by or to a law enforcement agency;

(2) the transfer of a firearm by or to a law enforcement officer or member of the U.S. Armed Forces acting within the course of his or her official duties;

(3) the transfer of a firearm from one immediate family member to another immediate family member; or

(4) a person who transfers the firearm to another person in order to prevent imminent harm to any person, provided that this subdivision shall only apply while the risk of imminent harm exists.

~~(f)~~(g) A licensed dealer who facilitates a firearm transfer pursuant to this section shall be immune from any civil or criminal liability for any actions taken or omissions made when facilitating the transfer in reliance on the provisions of this section. This subsection shall not apply to reckless or intentional misconduct by a licensed dealer.

Sec. 3. 13 V.S.A. § 4057 is amended to read:

§ 4057. PROCEDURE

(a) Except as otherwise specified, proceedings commenced under this subchapter shall be in accordance with the Vermont Rules for Family Proceedings and shall be in addition to any other available civil or criminal remedies.

* * *

(d)(1) For purposes of a petition filed pursuant to this subchapter, a health care provider may notify a law enforcement officer when the provider believes in good faith that disclosure of the information is necessary to prevent or lessen a serious and imminent threat to the health or safety of a person or the public.

(2) As used in this subsection:

(A) "Health care provider" has the same meaning as in 18 V.S.A. § 9402.

(B) "Necessary to prevent or lessen a serious and imminent threat to the health or safety of a person or the public" includes circumstances when the health care provider reasonably believes that the patient poses an extreme risk of causing harm to themselves or another person by purchasing, possessing, or receiving a dangerous weapon or by having a dangerous weapon within the patient's custody or control.

Sec. 4. 13 V.S.A. § 4062 is added to read:

§ 4062. ANNUAL REPORTING; OFFICE OF COURT ADMINISTRATOR
AND AGENCY OF HUMAN SERVICES

(a) On or before September 1, 2022 and annually thereafter, the Court Administrator, with the assistance of the Agency of Human Services, shall report data on the use of extreme risk protection orders during the previous year to the Senate and House Committees on Judiciary.

(b) The reports required by this section shall include the following data for the previous year:

(1) the number of extreme risk protection order petitions filed and the number of orders issued;

(2) geographical data indicating the county where the petition was filed;
and

(3) follow-up information describing whether the order was renewed or terminated pursuant to section 4055 of this title and whether the subject of the order was charged with violating it under section 4058 of this title.

(c) The Agency of Human Services shall include in the reports required by this section an analysis of the impact of extreme risk prevention orders on Vermont suicide rates, including any relevant data relied on or utilized by the Agency for purposes of providing the information required by 2017 Acts and Resolves No. 34, An act relating to evaluation of suicide profiles.

Sec. 5. 13 V.S.A. § 4021 is amended to read:

§ 4021. LARGE CAPACITY AMMUNITION FEEDING DEVICES

(a) A person shall not manufacture, possess, transfer, offer for sale, purchase, or receive or import into this State a large capacity ammunition feeding device. As used in this subsection, “import” shall does not include the transportation back into this State of a large capacity ammunition feeding device by the same person who transported the device out of State if the person possessed the device on or before the effective date of this section.

* * *

(d)(1) This section shall not apply to any large capacity ammunition feeding device:

* * *

(F) transported by a resident of another state into this State for the exclusive purpose of use in an organized shooting competition sponsored by an entity registered with the Secretary of State if the device is lawfully possessed under the laws of another state.

* * *

Sec. 6. 15 V.S.A. § 1104 is amended to read:

§ 1104. EMERGENCY RELIEF

(a) In accordance with the Vermont Rules of Civil Procedure, temporary orders under this chapter may be issued *ex parte*, without notice to the defendant, upon motion and findings by the court that the defendant has

abused the plaintiff or the plaintiff's children, or both. The plaintiff shall submit an affidavit in support of the order. A minor 16 years of age or older, or a minor of any age who is in a dating relationship as defined in subdivision 1101(2) of this chapter, may seek relief on his or her own behalf. Relief under this section shall be limited as follows:

(1) Upon a finding that there is an immediate danger of further abuse, an order may be granted requiring the defendant:

(A) to refrain from abusing the plaintiff or his or her children, or both, or from cruelly treating as defined in 13 V.S.A. § 352 or 352a or killing any animal owned, possessed, leased, kept, or held as a pet by either party or by a minor child residing in the household;

(B) to refrain from interfering with the plaintiff's personal liberty or the personal liberty of the plaintiff's children, or both;

(C) to refrain from coming within a fixed distance of the plaintiff, the plaintiff's children, the plaintiff's residence, or the plaintiff's place of employment; and

(D) to refrain from contacting the plaintiff or the plaintiff's children, or both, in any way, whether directly, indirectly, or through a third party, with the purpose of making contact with the plaintiff, including in writing or by telephone, e-mail, or other electronic communication; or

(E) to immediately relinquish, until the expiration of the order, all firearms that are in the defendant's possession, ownership, or control and to refrain from acquiring or possessing any firearms while the order is in effect.

(2) Upon a finding that the plaintiff, ~~his or her~~ or the plaintiff's children, or both, have been forced from the household and will be without shelter unless the defendant is ordered to vacate the premises, the court may order the defendant to vacate immediately the household and may order sole possession of the premises to the plaintiff.

(3) Upon a finding that there is immediate danger of physical or emotional harm to minor children, the court may award temporary custody of these minor children to the plaintiff or to other persons.

* * *

Sec. 7. EFFECTIVE DATE

This act shall take effect on July 1, 2022.

The bill, having appeared on the Calendar for Notice, was taken up and read the second time.

Pending the question, Shall the House propose to the Senate to amend the bill as recommended by the Committee on Judiciary?, **Rep. Smith of Derby** moved that the bill be committed to the Committee on Health Care.

Recess

At two o'clock and thirty minutes in the afternoon, the Speaker declared a recess until the fall of the gavel.

At two o'clock and thirty-six minutes in the afternoon, the Speaker called the House to order.

Consideration Resumed; Bill Not Committed; Proposal of Amendment Agreed To; Third Reading Ordered

S. 30

Consideration resumed on Senate bill, entitled

An act relating to prohibiting possession of firearms within hospital buildings

Pending the question, Shall the bill be committed to the Committee on Health Care?, **Rep. Brennan of Colchester** demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the bill be committed to the Committee on Health Care?, was decided in the negative. Yeas, 55. Nays, 90.

Those who voted in the affirmative are:

| | | |
|------------------------------|-------------------------|---------------------------|
| Achey of Middletown Springs | Higley of Lowell | Page of Newport City |
| Birong of Vergennes | Labor of Morgan | Pajala of Londonderry |
| Brennan of Colchester | LaClair of Barre Town | Palasik of Milton |
| Brownell of Pownal | Lefebvre of Newark | Parsons of Newbury |
| Canfield of Fair Haven | Lefebvre of Orange | Pearl of Danville |
| Chase of Colchester | Leffler of Enosburgh | Peterson of Clarendon |
| Cupoli of Rutland City | Marcotte of Coventry | Rogers of Waterville |
| Dickinson of St. Albans Town | Martel of Waterford | Rosenquist of Georgia |
| Donahue of Northfield | Martin of Franklin | Scheuermann of Stowe |
| Fagan of Rutland City | Mattos of Milton | Shaw of Pittsford |
| Feltus of Lyndon | McCoy of Poultney | Sibilia of Dover |
| Goslant of Northfield | McFaun of Barre Town | Sims of Craftsbury |
| Graham of Williamstown | Morgan, L. of Milton | Smith of Derby |
| Gregoire of Fairfield | Morgan, M. of Milton | Smith of New Haven |
| Hango of Berkshire | Morrissey of Bennington | Strong of Albany |
| Harrison of Chittenden | Murphy of Fairfax | Taylor of Colchester |
| Helm of Fair Haven | Norris of Sheldon | Terenzini of Rutland Town |
| | Norris of Shoreham | Toof of St. Albans Town |
| | Noyes of Wolcott | Williams of Granby |

Those who voted in the negative are:

| | | |
|---------------------------|------------------------------|--------------------------|
| Ancel of Calais | Durfee of Shaftsbury | Nigro of Bennington |
| Anthony of Barre City | Elder of Starksboro | Notte of Rutland City |
| Arrison of Weathersfield | Emmons of Springfield | O'Brien of Tunbridge |
| Austin of Colchester | Gannon of Wilmington | Ode of Burlington |
| Bartholomew of Hartland | Garofano of Essex | Partridge of Windham |
| Beck of St. Johnsbury | Goldman of Rockingham | Patt of Worcester |
| Black of Essex | Grad of Moretown | Pugh of South Burlington |
| Bluemle of Burlington | Hooper of Montpelier | Rachelson of Burlington |
| Bock of Chester | Hooper of Burlington | Scheu of Middlebury |
| Bongartz of Manchester | Houghton of Essex | Sheldon of Middlebury |
| Bos-Lun of Westminster | Howard of Rutland City | Small of Winooski |
| Brady of Williston | James of Manchester | Squirrell of Underhill |
| Briglin of Thetford | Jerome of Brandon | Stebbins of Burlington |
| Brown of Richmond | Jessup of Middlesex | Stevens of Waterbury |
| Brumsted of Shelburne | Killacky of South Burlington | Sullivan of Dorset |
| Burditt of West Rutland | Kimbell of Woodstock | Surprenant of Barnard |
| Burke of Brattleboro | Kitzmiller of Montpelier | Till of Jericho |
| Burrows of West Windsor | Kornheiser of Brattleboro | Toleno of Brattleboro |
| Campbell of St. Johnsbury | LaLonde of South | Townsend of South |
| Christie of Hartford | Burlington | Burlington |
| Cina of Burlington | Lanpher of Vergennes | Troiano of Stannard |
| Coffey of Guilford | Lippert of Hinesburg | Vyhovsky of Essex |
| Colburn of Burlington | Long of Newfane | Walz of Barre City |
| Colston of Winooski | Masland of Thetford | Webb of Shelburne |
| Conlon of Cornwall | McCarthy of St. Albans City | White of Bethel |
| Copeland Hanzas of | McCormack of Burlington | White of Hartford |
| Bradford | McCullough of Williston | Whitman of Bennington |
| Corcoran of Bennington | Morris of Springfield | Wood of Waterbury |
| Cordes of Lincoln * | Mrowicki of Putney | Yacovone of Morristown |
| Dolan of Essex | Mulvaney-Stanak of | Yantachka of Charlotte |
| Dolan of Waitsfield | Burlington | |
| Donnally of Hyde Park | Nicoll of Ludlow | |

Those members absent with leave of the House and not voting are:

| | | |
|--------------------|-----------------------|-------------------|
| Hooper of Randolph | Satcowitz of Randolph | Seymour of Sutton |
|--------------------|-----------------------|-------------------|

Rep. Cordes of Lincoln explained her vote as follows:

“Madam Speaker:

I voted no because a mental health professional’s reporting requirements are well established in common law by *Peck v. Counseling Service of Addison County, Inc.*, and in long standing mental health and healthcare practice.”

Pending the question, Shall the House propose to the Senate to amend the bill as recommended by the Committee on Judiciary?, **Rep. Peterson of**

Clarendon demanded the Yeas and Nays, which demand was sustained by the Constitutional number. The Clerk proceeded to call the roll and the question, Shall the House propose to the Senate to amend the bill as recommended by the Committee on Judiciary?, was decided in the affirmative. Yeas, 97. Nays, 49.

Those who voted in the affirmative are:

| | | |
|--------------------------------|----------------------------------|---------------------------------|
| Ancel of Calais | Elder of Starksboro | Noyes of Wolcott |
| Anthony of Barre City | Emmons of Springfield | O'Brien of Tunbridge |
| Arrison of Weathersfield | Fagan of Rutland City | Ode of Burlington |
| Austin of Colchester | Garofano of Essex | Partridge of Windham |
| Bartholomew of Hartland | Goldman of Rockingham | Patt of Worcester |
| Beck of St. Johnsbury | Grad of Moretown | Pugh of South Burlington |
| Birong of Vergennes | Hooper of Montpelier | Rachelson of Burlington |
| Black of Essex | Hooper of Randolph | Rogers of Waterville |
| Bluemle of Burlington | Hooper of Burlington | Satcowitz of Randolph |
| Bock of Chester | Houghton of Essex | Scheu of Middlebury |
| Bongartz of Manchester | Howard of Rutland City | Sheldon of Middlebury |
| Bos-Lun of Westminster | James of Manchester | Sims of Craftsbury |
| Brady of Williston | Jerome of Brandon | Small of Winooski |
| Briglin of Thetford | Jessup of Middlesex | Squirrell of Underhill |
| Brown of Richmond | Killacky of South Burlington | Stebbins of Burlington |
| Brumsted of Shelburne | Kimbell of Woodstock | Stevens of Waterbury |
| Burke of Brattleboro | Kitzmiller of Montpelier | Sullivan of Dorset |
| Burrows of West Windsor | Kornheiser of Brattleboro | Surprenant of Barnard |
| Campbell of St. Johnsbury | LaLonde of South Burlington | Taylor of Colchester |
| Chase of Colchester | Lanpher of Vergennes | Till of Jericho |
| Christie of Hartford | Lippert of Hinesburg | Toleno of Brattleboro |
| Cina of Burlington | Long of Newfane | Townsend of South Burlington |
| Coffey of Guilford | Masland of Thetford | Troiano of Stannard |
| Colburn of Burlington | McCarthy of St. Albans City | Vyhovsky of Essex |
| Colston of Winooski | McCormack of Burlington | Walz of Barre City |
| Conlon of Cornwall | McCullough of Williston | Webb of Shelburne |
| Copeland Hanzas of Bradford | Morris of Springfield | White of Bethel |
| Corcoran of Bennington | Mrowicki of Putney | White of Hartford |
| Cordes of Lincoln | Mulvaney-Stanak of Burlington | Whitman of Bennington |
| Dolan of Essex | Nicoll of Ludlow | Wood of Waterbury |
| Dolan of Waitsfield | Nigro of Bennington | Yacovone of Morristown |
| Donnally of Hyde Park | Notte of Rutland City | Yantachka of Charlotte |
| Durfee of Shaftsbury | | |

Those who voted in the negative are:

| | | |
|--------------------------------|-----------------------|-----------------------|
| Achey of Middletown Springs | Helm of Fair Haven | Norris of Shoreham |
| Brennan of Colchester | Higley of Lowell | Page of Newport City |
| Brownell of Pownal | Labor of Morgan | Pajala of Londonderry |
| Burditt of West Rutland | LaClair of Barre Town | Palasik of Milton |
| Canfield of Fair Haven | Lefebvre of Orange | Parsons of Newbury |
| | Leffler of Enosburgh | Pearl of Danville |

| | | |
|---------------------------------|-------------------------|---------------------------|
| Cupoli of Rutland City | Marcotte of Coventry | Peterson of Clarendon |
| Dickinson of St. Albans Town | Martel of Waterford | Rosenquist of Georgia |
| Donahue of Northfield | Martin of Franklin | Scheuermann of Stowe |
| Feltus of Lyndon | Mattos of Milton | Shaw of Pittsford |
| Gannon of Wilmington | McCoy of Poultney | Sibilia of Dover |
| Goslant of Northfield | McFaun of Barre Town | Smith of Derby |
| Graham of Williamstown | Morgan, L. of Milton | Smith of New Haven |
| Gregoire of Fairfield | Morgan, M. of Milton | Strong of Albany |
| Hango of Berkshire | Morrissey of Bennington | Terenzini of Rutland Town |
| Harrison of Chittenden | Murphy of Fairfax | Toof of St. Albans Town |
| | Norris of Sheldon | Williams of Granby |

Those members absent with leave of the House and not voting are:

Lefebvre of Newark Seymour of Sutton

Thereupon, third reading was ordered in a vote by division: Yeas, 93; Nays, 47.

Message from the Senate No. 14

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

Madam Speaker:

I am directed to inform the House that:

The Senate has considered House proposals of amendment to Senate proposal of amendment to House bill of the following title:

H. 157. An act relating to registration of construction contractors.

And has concurred therein.

Adjournment

At three o'clock and thirty-four minutes in the afternoon, on motion of **Rep. McCoy of Poultney**, the House adjourned until tomorrow at nine o'clock and thirty minutes in the forenoon.