

Journal of the Senate

FRIDAY, APRIL 8, 2022

Pursuant to Rule 8 of the Senate Rules, in the absence of the President and the President *pro tempore*, the time for convening of the Senate having been set at 11:30 A.M., the Senate was called to order by John H. Bloomer, Jr., Secretary of the Senate.

Devotional Exercises

Devotional exercises were conducted by the Reverend Dan Haugh of Stowe.

Presiding Officer Elected

Thereupon, pursuant to the provisions of Rule 8 of the Senate Rules, in the absence of the President and the President *pro tempore*, the Senate proceeded to the election of an acting President *pro tempore* to preside.

Nominations being in order, Senator Mazza nominated Senator Alison H. Clarkson to be acting President *pro tempore*. Senator Hooker seconded the nomination.

There being no further nominations, on motion of Senator Brock, the nominations were closed, and the Assistant Secretary was instructed to cast one ballot for Senator Alison H. Clarkson to serve as presiding officer until the return of the President or the President *pro tempore*.

Senator Clarkson Assumes the Chair

Message from the House No. 44

A message was received from the House of Representatives by Ms. Alona Tate, its Second Assistant Clerk, as follows:

Madam President:

I am directed to inform the Senate that:

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

S. 184. An act relating to defense of others and justifiable homicide.

And has passed the same in concurrence.

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

J.R.S. 43. Joint resolution authorizing the Commissioner of Forests, Parks and Recreation to exchange quit claim deeds with the Vermont Land Trust and the Nature Conservancy in order to confirm the boundary between the Long Trail State Forest and the land co-owned by the Vermont Land Trust and the Nature Conservancy in the Towns of Eden and Belvidere.

J.R.S. 49. Joint resolution relating to weekend adjournment.

And has adopted the same in concurrence.

The Governor has informed the House that on April 6, 2022, he approved and signed bills originating in the House of the following titles:

H. 628. An act relating to amending a birth certificate to reflect gender identity.

H. 722. An act relating to reapportioning the final representative districts of the House of Representatives and the senatorial districts of the Senate.

Message from the House No. 45

A message was received from the House of Representatives by Ms. Alona Tate, its Second Assistant Clerk, as follows:

Madam President:

I am directed to inform the Senate that:

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

H.C.R. 135. House concurrent resolution designating April 27, 2022 as Alzheimer's Awareness Day at the State House.

H.C.R. 136. House concurrent resolution congratulating the 2021 Bellows Falls Union High School Terriers Division II championship football team.

H.C.R. 137. House concurrent resolution honoring Bellows Free Academy-St. Albans boys' ice hockey Head Coach Toby Ducolon for his outstanding achievements.

H.C.R. 138. House concurrent resolution congratulating the Champlain Valley Union High School RoboHawks on winning the 2022 Vermont State FIRST Tech Challenge Robotics Championships.

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

Bill Referred to Committee on Appropriations**H. 293.**

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 creating the State Youth Council.

Bill Passed in Concurrence with Proposal of Amendment**H. 461.**

House bill of the following title was read the third time and passed in concurrence with proposal of amendment:

An act relating to excluding the income of asylum seekers and refugees from household income.

Proposal of Amendment; Bill Passed in Concurrence with Proposals of Amendment**H. 629.**

House bill entitled:

An act relating to access to adoption records.

Was taken up.

Thereupon, pending third reading of the bill, Senator Pearson moved to amend the Senate proposal of amendment as follows:

First: By adding a new section to be Sec. 8a to read as follows:

Sec. 8a. VERMONT STATE ARCHIVES AND RECORDS
ADMINISTRATION; REPORT ON RECORDS OF CHILDREN
PLACED IN FOSTER HOMES OR RESIDENTIAL CHILD CARE
FACILITIES

On or before January 15, 2023, the Vermont State Archives and Records Administration, in consultation with the Department for Children and Families and other interested parties, shall submit to the Senate Committees on Government Operations and on Health and Welfare and the House Committees on Government Operations and on Human Services a written report containing:

(1) a historical overview of the laws governing records related to children who were placed by a child-placing agency in foster homes or residential child care facilities and who are not adopted;

(2) a narrative explanation of:

(A) the records that may exist concerning these children; and

(B) who acts as the custodians of the records; and

(3) a recommendation for legislation to ensure that these children have access to records concerning their background, medical history, and other pertinent information relating to their time under the care and supervision of an agency.

Second: In Sec. 9, effective dates, by striking out subsection (a) in its entirety and inserting in lieu thereof a new subsection (a) to read as follows:

(a) This section and Secs. 1, 8, and 8a shall take effect on passage.

Which was agreed to.

Thereupon, the bill was read the third time and passed in concurrence with proposals of amendment on a roll call Yeas 27, Nays 0.

Senator Collamore having demanded the yeas and nays, they were taken and are as follows:

Roll Call

Those Senators who voted in the affirmative were: Baruth, Benning, Bray, Brock, Campion, Chittenden, Collamore, Cummings, Hardy, Hooker, Ingalls, Kitchel, Lyons, MacDonald, Mazza, McCormack, Nitka, Parent, Pearson, Perchlik, Pollina, Ram Hinsdale, Sears, Sirotkin, Starr, Terenzini, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Balint, Clarkson (presiding), Westman.

Bill Passed in Concurrence with Proposal of Amendment

H. 708.

House bill of the following title was read the third time and passed in concurrence with proposal of amendment:

An act relating to the approval of an amendment to the charter of the City of Burlington.

Appointment Confirmed

The following Gubernatorial appointment was confirmed separately by the Senate, upon full report given by the Committee to which it was referred:

The nomination of

Ainsworth, Mary Jane of Barre - Director, Parole Board -
February 24, 2021 to February 29, 2024.

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. Noyes,

By Senator Brock,

H.C.R. 135.

House concurrent resolution designating April 27, 2022 as Alzheimer's Awareness Day at the State House.

By Reps. Partridge and others,

By Senators Balint and White,

H.C.R. 136.

House concurrent resolution congratulating the 2021 Bellows Falls Union High School Terriers Division II championship football team.

By Reps. Dickinson and others,

By Senators Brock and Parent,

H.C.R. 137.

House concurrent resolution honoring Bellows Free Academy-St. Albans boys' ice hockey Head Coach Toby Ducolon for his outstanding achievements.

By Reps. Yantachka and others,

H.C.R. 138.

House concurrent resolution congratulating the Champlain Valley Union High School RoboHawks on winning the 2022 Vermont State FIRST Tech Challenge Robotics Championships.

Adjournment

On motion of Senator Mazza, the Senate adjourned, to reconvene on Tuesday, April 12, 2022, at nine o'clock and thirty minutes in the forenoon pursuant to J.R.S. 49.