

Journal of the House

Friday, January 27, 2017

At nine o'clock and thirty minutes in the forenoon the Speaker called the House to order.

Devotional Exercises

Devotional exercises were conducted by Rev. Carl VanOsdall, First Presbyterian Church, Barre, VT.

House Bills Introduced

House bills of the following titles were severally introduced, read the first time and referred to committee or placed on the Calendar as follows:

H. 140

By Reps. Willhoit of St. Johnsbury and Conquest of Newbury,
House bill, entitled

An act relating to the validity of criminal statutes and conditions of probation or release related to alcohol consumption;

To the committee on Judiciary.

H. 141

By Reps. Masland of Thetford, Briglin of Thetford, Toleno of Brattleboro and Yantachka of Charlotte,

House bill, entitled

An act relating to appurtenant dwelling units under the use value appraisal program;

To the committee on Ways and Means.

H. 142

By Botzow of Pownal and Marcotte of Coventry,

House bill, entitled

An act relating to life insurance policies and the Vermont Uniform Securities Act;

To the committee on Commerce and Economic Development.

H. 143

By Botzow of Pownal, Marcotte of Coventry, Kimbell of Woodstock, Myers of Essex and Stuart of Brattleboro,

House bill, entitled

An act relating to automobile insurance requirements and transportation network companies;

To the committee on Transportation.

H. 144

By Rep. Deen of Westminster,

House bill, entitled

An act relating to the membership of the Nuclear Decommissioning Citizens Advisory Panel;

To the committee on Natural Resources, Fish & Wildlife.

H. 145

By Reps. Donahue of Northfield, Donovan of Burlington and Lippert of Hinesburg,

House bill, entitled

An act relating to establishing the Mental Health Crisis Response Commission;

To the committee on Health Care.

H. 146

By Reps. Grad of Moretown, Lalonde of South Burlington, Conquest of Newbury and Willhoit of St. Johnsbury,

House bill, entitled

An act relating to tests to determine the blood alcohol content of a motor vehicle operator;

To the committee on Transportation.

H. 147

By Botzow of Pownal, Marcotte of Coventry, O'Sullivan of Burlington and Sullivan of Dorset,

House bill, entitled

An act relating to consumer protection and data security breaches;

To the committee on Commerce and Economic Development.

H. 148

By Reps. Masland of Thetford, Bancroft of Westford, Briglin of Thetford, Conquest of Newbury and Nolan of Morristown,

House bill, entitled

An act relating to special annual overweight permits for truck combinations with six or more axles;

To the committee on Transportation.

H. 149

By Rep. Conquest of Newbury,

House bill, entitled

An act relating to providing meals to health care providers at conferences;

To the committee on Health Care.

H. 150

By Reps. Burke of Brattleboro and Batchelor of Derby,

House bill, entitled

An act relating to parole eligibility;

To the committee on Corrections and Institutions.

Senate Bill Referred

S. 1

Senate bill, entitled

An act relating to the determination of average daily membership for the 2016–2017 school year and equalized pupil count for fiscal year 2018

Was read and referred to the committee on Education.

Joint Resolution Referred to Committee

J.R.H. 2

Joint resolution commending Vermont municipalities that have adopted or are considering adopting sanctuary status

Offered by: Representatives Ancel of Calais, Bartholomew of Hartland, Baser of Bristol, Botzow of Pownal, Briglin of Thetford, Burditt of West Rutland, Burke of Brattleboro, Carr of Brandon, Christie of Hartford, Conlon of Cornwall, Conquest of Newbury, Copeland-Hanzas of Bradford, Dakin of Colchester, Deen of Westminster,

Donahue of Northfield, Dunn of Essex, Emmons of Springfield, Gannon of Wilmington, Grad of Moretown, Greshin of Warren, Haas of Rochester, Hooper of Montpelier, Jessup of Middlesex, Kitzmiller of Montpelier, Lanpher of Vergennes, Lippert of Hinesburg, Long of Newfane, Lucke of Hartford, Masland of Thetford, McCormack of Burlington, Morris of Bennington, Mrowicki of Putney, O'Sullivan of Burlington, Olsen of Londonderry, Partridge of Windham, Pugh of South Burlington, Rachelson of Burlington, Scheu of Middlebury, Sharpe of Bristol, Sibia of Dover, Squirrell of Underhill, Stevens of Waterbury, Stuart of Brattleboro, Sullivan of Burlington, Till of Jericho, Toleno of Brattleboro, Townsend of South Burlington, Troiano of Stannard, Webb of Shelburne, Wood of Waterbury, Yantachka of Charlotte, and Young of Glover

Whereas, American jurisdictions outside Vermont, including numerous counties, as well as the cities of Cambridge, Massachusetts, and Chicago, Illinois, have adopted formal sanctuary city policies, and Boston, Massachusetts; New York, New York; and Los Angeles, California, have implemented some type of immigration status protections, and

Whereas, in Vermont, the Montpelier City Council passed a resolution authorizing the city to adopt a sanctuary city policy, and sanctuary city policies are being considered in Burlington, South Burlington, Winooski, and other towns, and

Whereas, undocumented residents of Vermont confront the constant fear that if deported they may face political persecution and potentially physical harm in their countries of origin, and

Whereas, the General Assembly enacted 2014 Acts and Resolves No 193 (the Act), requiring that by July 1, 2016, the State's municipalities adopt the mandatory provisions of the Criminal Justice Training Council's impartial model policing policy, including not asking persons about their immigration status, and

Whereas, the Act did allow the State's municipalities to refrain from adopting the optional provisions of the model policy, such as disregarding federal requests to detain undocumented residents, and

Whereas, Grand Isle County and the towns of Milton and Williston have adopted the model policy in full, and

Whereas, throughout the world, millions of people are displaced by war, violence, economic or political strife, and natural disasters and are forced to seek safety and a better life elsewhere, and

Whereas, Vermont has a long tradition of protecting the politically threatened, dating to its official refusal prior to the Civil War to cooperate with federal fugitive slave acts and Vermonters' participation in the Underground Railroad that assisted escaped slaves fleeing to Canada, now therefore be it

Resolved by the Senate and House of Representatives:

That the General Assembly commends Vermont municipalities that have adopted or are considering adopting sanctuary status, and be it further

Resolved: That the Secretary of State be directed to send a copy of this resolution to the Vermont League of Cities and Towns, Governor Phil Scott, and the Vermont Congressional Delegation.

Which was read and, in the Speaker's discretion, treated as a bill and referred to the committee on Government Operations.

**Joint Committee On
Judicial Retention Appointed**

Pursuant to 4 V.S.A. § 607, the Chair hereby appoints the following members to the Joint Committee on Judicial Retention:

Rep. Conquest of Newbury
Rep. Rachelson of Burlington
Rep. Troiano of Stannard
Rep. Viens of Newport City

Third Reading; Bill Passed

H. 125

House bill, entitled

An act relating to fiscal year 2017 budget adjustments

Was taken up, read the third time.

Pending the question, **Shall the bill pass? Rep. Krowinski of Burlington** 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 pass? was decided in the affirmative. Yeas, 141. Nays, 0.

Those who voted in the affirmative are:

Ainsworth of Royalton	Gardner of Richmond	O'Sullivan of Burlington
Ancel of Calais	Giambatista of Essex	Parent of St. Albans Town
Bancroft of Westford	Gonzalez of Winooski	Partridge of Windham
Bartholomew of Hartland	Grad of Moretown	Pearce of Richford
Baser of Bristol	Graham of Williamstown	Poirier of Barre City
Beck of St. Johnsbury	Haas of Rochester	Potter of Clarendon
Belaski of Windsor	Head of South Burlington	Pugh of South Burlington
Beyor of Highgate	Hebert of Vernon	Quimby of Concord
Bissonnette of Winooski	Helm of Fair Haven	Rachelson of Burlington
Bock of Chester	Higley of Lowell	Rosenquist of Georgia
Botzow of Pownal	Hill of Wolcott	Savage of Swanton
Brennan of Colchester	Hooper of Montpelier	Scheu of Middlebury
Briglin of Thetford	Hooper of Brookfield	Scheuermann of Stowe
Browning of Arlington	Houghton of Essex	Sharpe of Bristol
Brumsted of Shelburne	Howard of Rutland City	Shaw of Pittsford
Buckholz of Hartford	Hubert of Milton	Sheldon of Middlebury

Burditt of West Rutland	Jessup of Middlesex	Sibilia of Dover
Burke of Brattleboro	Jickling of Brookfield	Smith of Derby
Canfield of Fair Haven	Joseph of North Hero	Smith of New Haven
Carr of Brandon	Juskiewicz of Cambridge	Squirrell of Underhill
Chesnut-Tangerman of Springs	Keefe of Manchester	Stevens of Waterbury
Cristensen of Weathersfield	Keenan of St. Albans City	Strong of Albany
Christie of Hartford	Kimbell of Woodstock	Stuart of Brattleboro
Cina of Burlington	Kitzmiller of Montpelier	Sullivan of Dorset
Colburn of Burlington	Krowinski of Burlington	Sullivan of Burlington
Condon of Colchester	LaClair of Barre Town	Tate of Mendon
Conlon of Cornwall	Lanpher of Vergennes	Taylor of Colchester
Connor of Fairfield	Lawrence of Lyndon	Terenzini of Rutland Town
Conquest of Newbury	Lefebvre of Newark	Till of Jericho
Copeland-Hanzas of	Lewis of Berlin	Toleno of Brattleboro
Corcoran of Bennington	Long of Newfane	Toll of Danville
Cupoli of Rutland City	Macaig of Williston	Townsend of South
Dakin of Colchester	Marcotte of Coventry	Trieber of Rockingham
Deen of Westminster	Martel of Waterford	Troiano of Stannard
Devereux of Mount Holly	Masland of Thetford	Turner of Milton
Donahue of Northfield	McCormack of Burlington	Van Wyck of Ferrisburgh
Donovan of Burlington	McCoy of Poultney	Viens of Newport City
Dunn of Essex	McCullough of Williston	Walz of Barre City
Emmons of Springfield	McFaun of Barre Town	Webb of Shelburne
Fagan of Rutland City	Miller of Shaftsbury	Weed of Enosburgh
Feltus of Lyndon	Morris of Bennington	Willhoit of St. Johnsbury
Fields of Bennington	Morrissey of Bennington	Wood of Waterbury
Forguites of Springfield	Mrowicki of Putney	Wright of Burlington
Frenier of Chelsea	Murphy of Fairfax	Yacavone of Morristown
Gage of Rutland City	Nolan of Morristown	Yantachka of Charlotte
Gamache of Swanton	Noyes of Wolcott	Young of Glover
Gannon of Wilmington	Ode of Burlington	
	Olsen of Londonderry	

Those who voted in the negative are: None

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

Batchelor of Derby	Lalonde of South Burlington	Myers of Essex
Dickinson of St. Albans	Lippert of Hinesburg	
Greshin of Warren	Lucke of Hartford	

Message from the Senate No. 12

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 on its part adopted Senate concurrent resolutions of the following titles:

S.C.R. 6. Senate concurrent resolution in memory of John Behan of Bennington.

S.C.R. 7. Senate concurrent resolution honoring Shirley Arlene Brown for her over half century of outstanding community service in the town of Belvidere.

S.C.R. 8. Senate concurrent resolution congratulating Jane Sprenger of Greensboro on her centennial birthday.

The Senate has on its part adopted concurrent resolutions originating in the House of the following titles:

H.C.R. 17. House concurrent resolution congratulating David Provost, Leonard Crouse, and the late Edward Meehan on their being named to the Captive Review Hall of Fame.

H.C.R. 18. House concurrent resolution in memory of esteemed Vermont poet David Budbill.

H.C.R. 19. House concurrent resolution designating January 20, 2017 as Vermont Pharmacists Day.

H.C.R. 21. House concurrent resolution designating January 22–28, 2017 as National Certified Registered Nurse Anesthetist Week in Vermont.

H.C.R. 22. House concurrent resolution commemorating the 240th anniversary of the Vermont Constitution.

H.C.R. 23. House concurrent resolution designating Wednesday, January 25, 2017 as School Choice Day in Vermont.

H.C.R. 24. House concurrent resolution congratulating The Dorset Inn on its 220th anniversary and honoring the current owners, Steve and Lauren Bryant.

H.C.R. 25. House concurrent resolution congratulating the Dorset Players and the Dorset Theater Festival on their respective 90th and 40th anniversaries.

Adjournment

At ten o'clock and six minutes in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until Tuesday, January 31, 2017, at ten o'clock in the forenoon, pursuant to the provisions of J.R.S. 11.

Concurrent Resolutions Adopted

The following concurrent resolutions, having been placed on the Consent Calendar on the preceding legislative day, and no member having requested floor consideration as provided by Joint Rules of the Senate and House of Representatives, are hereby adopted in concurrence.

H.C.R. 17

House concurrent resolution congratulating David Provost, Leonard Crouse, and the late Edward Meehan on their being named to the Captive Review Hall of Fame;

H.C.R. 18

House concurrent resolution in memory of esteemed Vermont poet David Budbill;

H.C.R. 19

House concurrent resolution designating January 20, 2017 as Vermont Pharmacists Day;

H.C.R. 21

House concurrent resolution designating January 22–28, 2017 as National Certified Registered Nurse Anesthetist Week in Vermont;

H.C.R. 22

House concurrent resolution commemorating the 240th anniversary of the Vermont Constitution;

H.C.R. 23

House concurrent resolution designating Wednesday, January 25, 2017 as School Choice Day in Vermont;

H.C.R. 24

House concurrent resolution congratulating The Dorset Inn on its 220th anniversary and honoring the current owners, Steve and Lauren Bryant;

H.C.R. 25

House concurrent resolution congratulating the Dorset Players and the Dorset Theater Festival on their respective 90th and 40th anniversaries;

S.C.R. 6

Senate concurrent resolution in memory of John Behan of Bennington;

S.C.R. 7

Senate concurrent resolution honoring Shirley Arlene Brown for her over half century of outstanding community service in the town of Belvidere;

S.C.R. 8

Senate concurrent resolution congratulating Jane Sprenger of Greensboro on her centennial birthday;

[The full text of the concurrent resolutions appeared in the House Calendar Addendum on the preceding legislative day and will appear in the Public Acts and Resolves of the 2017, seventy-fourth Biennial session.]