

Journal of the House

Friday, February 17, 2017

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

Devotional Exercises

Devotional exercises were conducted by Reverend Jason McConnell, Franklin United Church, Franklin, VT.

Memorial Service

The Speaker placed before the House the following name of the member of past sessions of the Vermont General Assembly who had passed away recently:

Herb L. Armstrong of Pownal Member of the House,
Sessions 1983

Thereupon, the members of the House rose for a moment of silence in memory of the deceased member. The Clerk was thereupon directed to send a copy of the House Journal to the bereaved family.

Rules Suspended; House Bills Introduced

House bills of the following titles were severally introduced. Pending first reading of the bills, on motion of **Rep. Turner of Milton**, the rules were suspended and the bills were read the first time by number and referred as follows:

H. 301

By Reps. Lucke of Hartford, Cupoli of Rutland City and Fagan of Rutland City,

House bill, entitled

An act relating to the assessment of high school student performance;

To the committee on Education.

H. 302

By Rep. McFaun of Barre Town,

House bill, entitled

An act relating to increasing the minimum wage;

To the committee on General, Housing and Military Affairs.

H. 303

By Rep. Botzow of Pownal,

House bill, entitled

An act relating to responsibility for providing transportation service;

To the committee on Education.

H. 304

By Reps. Beck of St. Johnsbury, Willhoit of St. Johnsbury, Bancroft of Westford, Baser of Bristol, Batchelor of Derby, Beyor of Highgate, Bissonnette of Winooski, Brumsted of Shelburne, Canfield of Fair Haven, Christie of Hartford, Condon of Colchester, Conquest of Newbury, Cupoli of Rutland City, Donovan of Burlington, Feltus of Lyndon, Frenier of Chelsea, Gamache of Swanton, Greshin of Warren, Hebert of Vernon, Helm of Fair Haven, Higley of Lowell, Hooper of Brookfield, Hubert of Milton, Jickling of Brookfield, Juskiewicz of Cambridge, LaClair of Barre Town, Lawrence of Lyndon, Lucke of Hartford, McCoy of Poultney, Morris of Bennington, Murphy of Fairfax, Pearce of Richford, Poirier of Barre City, Rosenquist of Georgia, Scheuermann of Stowe, Shaw of Pittsford, Terenzini of Rutland Town, Till of Jericho, Trieber of Rockingham, Van Wyck of Ferrisburgh, Walz of Barre City, Webb of Shelburne, Wright of Burlington and Young of Glover,

House bill, entitled

An act relating to making changes to the calculation of the statewide education property tax;

To the committee on Education.

H. 305

By Reps. Rachelson of Burlington, Donovan of Burlington and Howard of Rutland City,

House bill, entitled

An act relating to live organ donation;

To the committee on Human Services.

H. 306

By Rep. Savage of Swanton,

House bill, entitled

An act relating to increasing the number of nursing homes able to accommodate patients on ventilators;

To the committee on Human Services.

H. 307

By Reps. Lucke of Hartford and Buckholz of Hartford,

House bill, entitled

An act relating to guardianship proceedings;

To the committee on Judiciary.

H. 308

By Reps. Lalonde of South Burlington, Burditt of West Rutland, Conquest of Newbury, Emmons of Springfield, Grad of Moretown, Morris of Bennington and Willhoit of St. Johnsbury,

House bill, entitled

An act relating to a committee to reorganize and reclassify Vermont's criminal statutes;

To the committee on Judiciary.

H. 309

By Reps. Lippert of Hinesburg and Donahue of Northfield,

House bill, entitled

An act relating to substitution of epinephrine autoinjector devices;

To the committee on Health Care.

H. 310

By Rep. Ainsworth of Royalton,

House bill, entitled

An act relating to adequate shelter for livestock;

To the committee on Agriculture & Forestry.

H. 311

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

House bill, entitled

An act relating to unclaimed property;

To the committee on Commerce and Economic Development.

H. 312

By Reps. Townsend of South Burlington, Brumsted of Shelburne, Devereux of Mount Holly, Gannon of Wilmington, Gardner of Richmond, Hubert of Milton, Kitzmiller of Montpelier, LaClair of Barre Town, Lewis of Berlin, Toleno of Brattleboro and Weed of Enosburgh,

House bill, entitled

An act relating to retirement and pensions;

To the committee on Government Operations.

H. 313

By Reps. Sullivan of Burlington, McCormack of Burlington and Townsend of South Burlington,

House bill, entitled

An act relating to increasing the minimum wage and tipped minimum wage;

To the committee on General, Housing and Military Affairs.

H. 314

By Rep. McCormack of Burlington,

House bill, entitled

An act relating to symptom relief for Alzheimer's disease;

To the committee on Human Services.

H. 315

By Rep. Condon of Colchester,

House bill, entitled

An act relating to prohibiting the use of robotic telephone calls for electioneering communications unless the operator has obtained consent from the recipient;

To the committee on Government Operations.

H. 316

By Reps. Sullivan of Burlington, Bartholomew of Hartland, Burke of Brattleboro, Cina of Burlington, Deen of Westminster, Forguites of Springfield, Head of South Burlington, Kitzmiller of Montpelier, Lalonde of South Burlington, McCormack of Burlington, McCullough of Williston, Mrowicki of Putney, O'Sullivan of Burlington, Squirrell of Underhill,

Townsend of South Burlington and Walz of Barre City,

House bill, entitled

An act relating to renewable energy goals for Vermont's total energy consumption;

To the committee on Energy and Technology.

H. 317

By Rep. Condon of Colchester,

House bill, entitled

An act relating to valuing property subject to a use value appraisal at 25 percent of its fair market value;

To the committee on Ways and Means.

H. 318

By Reps. Haas of Rochester, Burke of Brattleboro, Chesnut-Tangerman of Middletown Springs, Christie of Hartford, Cina of Burlington, Colburn of Burlington, Gonzalez of Winooski, Troiano of Stannard and Wood of Waterbury,

House bill, entitled

An act relating to creating an education property tax that is adjusted by income for all taxpayers;

To the committee on Education.

H. 319

By Reps. Condon of Colchester, Beck of St. Johnsbury, Greshin of Warren and Wright of Burlington,

House bill, entitled

An act relating to incentives for lower education spending;

To the committee on Education.

H. 320

By Rep. Donahue of Northfield,

House bill, entitled

An act relating to physicians' duties under the patient's bill of rights for palliative care and pain management;

To the committee on Human Services.

H. 321

By Reps. Conquest of Newbury and Toll of Danville,
House bill, entitled

An act relating to Act 250 jurisdiction in towns that do and do not have both permanent zoning and subdivision bylaws;

To the committee on Natural Resources, Fish & Wildlife.

H. 322

By Reps. Masland of Thetford, Browning of Arlington, Lucke of Hartford, Poirier of Barre City, Squirrell of Underhill and Sullivan of Burlington,

House bill, entitled

An act relating to changing the name of the Public Service Board;

To the committee on Energy and Technology.

H. 323

By Rep. Hooper of Montpelier,

House bill, entitled

An act relating to the classification of employees and independent contractors;

To the committee on Commerce and Economic Development.

H. 324

By Rep. Willhoit of St. Johnsbury,

House bill, entitled

An act relating to automobile minimum liability coverage;

To the committee on Transportation.

H. 325

By Reps. McCormack of Burlington and Bissonnette of Winooski,

House bill, entitled

An act relating to prohibiting bestiality;

To the committee on Judiciary.

S. 13

Senate bill, entitled

An act relating to fees and costs allowed at a tax sale;

To the committee on Government Operations.

S. 38

Senate bill, entitled

An act relating to the Government Accountability Committee and the State Outcomes Report;

To the committee on Government Operations.

Bill Referred to Committee on Ways and Means**H. 130**

House bill, entitled

An act relating to approval of amendments to the charter of the Town of Hartford

Appearing on the Calendar, affecting the revenue of the state, under rule 35(a), was referred to the committee on Ways and Means.

Bill Amended, Read Third Time and Passed**H. 25**

House bill, entitled

An act relating to sexual assault survivors' rights

Was taken up and pending third reading of the bill, **Rep. Donahue of Northfield** moved to amend the bill as follows:

In Sec.1, 13 V.S.A. § 3281(c), by striking "medical provider," and inserting in lieu thereof "emergency department, or sexual assault nurse examiner"

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

Third Reading; Bill Passed**H. 27**

House bill, entitled

An act relating to eliminating the statute of limitations on prosecutions for sexual assault

Was taken up, read the third time and passed.

Third Reading; Bill Passed**H. 74**

House bill, entitled

An act relating to nonconsensual sexual conduct

Was taken up, read the third time and passed.

Third Reading; Bill Passed**H. 35**

House bill, entitled

An act relating to adopting the Uniform Voidable Transactions Act

Was taken up, read the third time and passed.

Senate Proposal of Amendment Concurred in**H.C.R. 35**

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

House concurrent resolution commemorating the 240th anniversary of the Battle of Hubbardton

The Senate proposes to the House to amend the resolution by striking out the last Whereas clause (the 8th) in its entirety and at the end of the 7th Whereas clause by striking out the word "and" and inserting in lieu thereof the words now therefore be it

Which proposal of amendment was considered and concurred in.

Adjournment

At ten o'clock and fourteen minutes in the forenoon, on motion of **Rep. Turner of Milton**, the House adjourned until Tuesday, February 21, 2017, at ten o'clock in the forenoon, pursuant to the provisions of J.R.S. 16.

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. 39

House concurrent resolution in memory of Londonderry Selectboard Chair Steve Prouty;

H.C.R. 40

House concurrent resolution congratulating the Vermont League of Cities and Towns on its 50th anniversary;

H.C.R. 41

House concurrent resolution congratulating Alicia Dana of Putney on winning a silver medal in the women's handcycling time trial at the Rio 2016 Paralympic Games;

H.C.R. 42

House concurrent resolution honoring the creators of "Our Time" song and music video;

H.C.R. 43

House concurrent resolution designating February 16, 2017 as Suicide Prevention Awareness Day in Vermont;

H.C.R. 44

House concurrent resolution congratulating the 2016 Windsor High School Yellow Jackets Division III championship football team;

H.C.R. 45

House concurrent resolution in memory of Barbara A. MacIntyre;

H.C.R. 46

House concurrent resolution congratulating the 2016 Proctor High School Division IV girls' soccer championship team;

[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.]