

February 2, 2023
No. 9

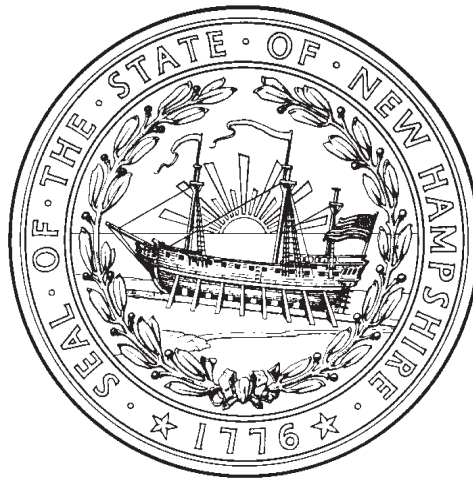
STATE OF NEW HAMPSHIRE

Website Address: <http://gencourt.state.nh.us>

Senate Meeting Schedule Website Address:
<http://gencourt.state.nh.us/senate/schedule/dailyschedule.aspx>

All Standing Committee hearings will be livestreamed on the NH Senate's YouTube channel:
<https://www.youtube.com/NewHampshireSenateLivestream>

Links are also available on the Senate Meeting Schedule.



First Year of the 168th Session of the
New Hampshire General Court

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON THURSDAY,
FEBRUARY 9, 2023 AT 10:00 A.M. IN THE SENATE CHAMBER**

The Senate Session on Thursday, February 9, 2023, in the Senate Chamber will be
live streamed at the following link:

<https://youtu.be/b-eScgaeIug>

Please note, this link will not be live until the Senate Session on
Thursday, February 9, 2023 at 10:00 A.M.

**THE SENATE WILL MEET IN SESSION ON TUESDAY,
FEBRUARY 14, 2023 AT 1:00 P.M.**

**THE SENATE WILL MEET IN JOINT CONVENTION WITH THE HOUSE
OF REPRESENTATIVES FOR THE GOVERNOR'S STATE OF THE STATE
ADDRESS ON TUESDAY, FEBRUARY 14, 2023**

CONSENT CALENDAR REPORTS

COMMERCE

SB 22, establishing a study commission to study automobile insurance for newly acquired vehicles.

Re-refer to Committee, Vote 5-0.

Senator Gannon for the committee.

When a vehicle has been purchased, insurance carriers use forms to specify the type of coverage being provided to a consumer. Since uniformity does not exist on what forms are used, this bill would have established a commission to study auto insurance for newly acquired vehicles. At the public hearing, the NH Insurance Department stated they did not believe a study commission would be necessary. The Committee felt that the motion of Re-Refer would provide the Department and the stakeholders with additional time to reach an informal resolution.

SB 64, establishing a study committee on resident-owned manufactured housing park disputes and oversight of resident-owned manufactured housing parks.

Ought to Pass, Vote 5-0.

Senator Innis for the committee.

This bill would establish a committee to study resident-owned manufactured housing disputes as well as if an appropriate regulatory oversight mechanism could be established. At the public hearing, the Committee heard overwhelming testimony that there are no mechanisms in place to resolve disputes between residents and their own boards. In conjunction with other legislation, the Committee felt a study committee could be a step towards potentially resolving ongoing issues among the affected stakeholders.

SB 66, relative to financial transactions involving the liquidation or rehabilitation of an insurer in which the Federal Home Loan Bank is a party.

Ought to Pass, Vote 5-0.

Senator Soucy for the committee.

In 1932, Federal Home Loan Banks (FHLBs) were chartered by Congress. FHLBs can provide their members with reliable access to funding at a low cost and liquidity to support housing, finance, and community development. This bill would modify insurance insolvency regulations pertaining to stays and voidable transfers. Currently, the FHLB may have secured credit that is subjected to a stay, injunction, or voidable transfer that can cause a delay in the liquidation of their collateral. By treating insurance companies like depository institutions, insurers would be provided with better access to funding and more favorable credit terms, which is beneficial to their policyholders.

SB 101, relative to penalties for violations of manufactured housing park sales requirements.

Re-refer to Committee, Vote 5-0.

Senator Chandley for the committee.

If an owner of a manufactured housing park does not comply with RSA 205-A:2 when the property has been sold or transferred, they are levied a penalty of \$10,000 or 10 percent of the total sales price. This bill would have increased the penalty to \$25,000 or 25 percent of the total sales price, whichever is greater. In addition, legal remedies would be provided to set aside a sale until a determination could be made if a violation had occurred. The Committee believes these issues may be addressed when the SB 64 study convenes. The motion to Re-Refer would allow the Commerce Committee to make further examination and to take action, if necessary.

SB 142, relative to the regulation of forms and rates for property and casualty insurance.

Ought to Pass, Vote 5-0.

Senator Ricciardi for the committee.

At the request of the NH Insurance Department, this bill would replace antiquated phrases – “rating bureau” and “rating organization” – with the term “advisory organization” in RSA 412. In addition, RSA 412:16 would clarify existing language regarding the confidentiality of insurers proprietary information when it has been submitted with a rate filing.

SB 197-FN, relative to the operation and regulation of certain business entities within the state.

Ought to Pass, Vote 5-0.

Senator Chandley for the committee.

This bill, a request of the NH Department of State, would make five statutory changes. First, nonprofits and other entities would be allowed to register an agent for service of process without it affecting their charter or standing. Second, foreign business entities would be required to affirm in their application to transact that they are in good standing in their home state. Third, domestic and foreign benefit corporations would be allowed to use PBC in their name. Fourth, limited partnerships would be allowed to electronically file changes to their registered agent and office address. Finally, the fee for certified documents would be changed from \$1 per page to \$1 per document. The process would be made fully automated to make it faster and simpler for consumers than the current practice.

SB 199, relative to the standard of care for insurance agents.

Re-refer to Committee, Vote 5-0.

Senator Gannon for the committee.

This bill would have required insurance agents to have a better degree of knowledge on what they are selling. Industry stakeholders had raised concerns on when an agent is required to provide a higher duty of care. At the request of the prime sponsor, the Committee adopted a Re-Refer motion to provide stakeholders with additional time to work on this legislation.

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 63, enabling municipalities to adopt a tax credit for qualified private community property owners.

Re-refer to Committee, Vote 5-0.

Senator Murphy for the committee.

This bill would allow municipalities to adopt a tax credit for residents who live on private roads. While well intended, this legislation has many legal and technical issues as written. In order for stakeholders to examine and resolve those issues, members thought it best to re-refer this bill to committee.

SB 121, relative to the position of ballot clerk.

Inexpedient to Legislate, Vote 5-0.

Senator Gray for the committee.

This bill would modify the duties of the inspectors of elections and how ballot clerks are selected. After a discussion of the options provided in the current statutes, the Committee agreed that this legislation, rather than solve a problem, would add confusion.

SB 156-FN, relative to voter registration and verification of voter identity.

Ought to Pass with Amendment, Vote 5-0.

Senator Gray for the committee.

This bill, as amended, updates the procedures for determining voter qualifications and voter registration by deleting language found unconstitutional by the courts and allowing authorized election officials to use non-public information from the centralized voter registration database to verify a voters identity. The intent of this legislation is to clarify procedures and provide additional tools for clerks and officials to use in order to verify legitimate voters. The amendment clarifies that the non-public information used will remain to be non-public.

SB 157-FN, relative to election audits.
Ought to Pass with Amendment, Vote 5-0.
Senator Gray for the committee.

This bill as amended requires the Secretary of State to conduct audits of up to 6 randomly selected AccuVote machines that are used at state primary and general elections. This was done during the 2022 elections, on a trial run, with positive results. Adding post-election audits to New Hampshire's election processes will increase voter confidence in our election results.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 49-FN, relative to creating a dedicated non-lapsing fund for OPLC.
Ought to Pass with Amendment, Vote 5-0.
Senator Carson for the committee.

This bill makes the office of professional licensure and certification fund a nonlapsing fund, a portion of which shall be used for capital expenditures and to lower fees.

HEALTH AND HUMAN SERVICES

SB 50, relative to pharmaceutical drug take-back programs.
Ought to Pass with Amendment, Vote 5-0.
Senator Prentiss for the committee.

SB 50 allows drug take-back programs to occur in long-term care facilities, nursing homes, and assisted living facilities. The Committee heard that the current process for drug disposal at these facilities is labor intensive and time consuming. Allowing drug take-back programs will make the process more efficient while maintaining important controls for safety. The Committee Amendment reflects a compromise between the Department of Environmental Services and the nursing facilities to ensure that only drugs prescribed to a patient can be discarded through a take-back program, rather than drugs in possession of an in-house pharmacy.

SB 83, relative to the signature authority of an advanced practice registered nurse or a certified midwife.
Ought to Pass, Vote 5-0.
Senator Prentiss for the committee.

SB 83 allows an advanced practice registered nurse (APRN) or certified midwife, acting within the scope of their practice, to certify a document in the place of a physician. This change is commonsense and respects the autonomy of practice for APRNs and certified midwives, while also saving time and cutting red tape for patients. APRNs and certified midwives are critical pieces of our healthcare system and SB 83 will further their integration.

SB 91, relative to the qualifications of dentists to administer general anesthesia or deep sedation.
Re-refer to Committee, Vote 5-0.
Senator Avarð for the committee.

SB 91 prohibits the Board of Dental Examiners from exempting dentists certified in dental anesthesiology or oral surgery from the requirement that sedation be administered by a dedicated anesthesia provider. The Committee heard testimony that the prime sponsor is attempting to reach a consensus agreement between the stakeholders. Re-referring this bill to the Committee will give the prime sponsor more time to seek such a consensus.

SB 171, relative to the definition of youth recreational programs.
Ought to Pass with Amendment, Vote 5-0.
Senator Avarð for the committee.

SB 171 modifies the definition of "recreational program". This will bring our statutes up to date with the current, widespread practice of all-day kindergarten and allow school-age children to attend certified before- and after-school programs. This will expand the opportunities available for high-quality, safe childcare options for working families in New Hampshire at a time when we are looking to support our workforce and bring young people to our state. The Committee Amendment will change the effective date of SB 171 to upon passage.

SB 172-FN, allowing court-appointed guardians to receive Temporary Assistance to Needy Families benefits.
Ought to Pass, Vote 5-0.
Senator Avarð for the committee.

SB 172-FN permits court-appointed guardians to receive Temporary Assistance to Needy Families (TANF) benefits. Fictive kin, despite being the court-appointed guardians of children, are ineligible to receive financial

assistance that is available for blood-related guardians. These families take on massive burdens, both personally and financially, to help give children the chance for a better life. Allowing fictive kin families to apply for TANF will be a small way to say “thank you” to those families who stepped up at a time of need.

JUDICIARY

SB 254-FN, relative to community-based sentencing alternatives for primary caregivers.

Inexpedient to Legislate, Vote 5-0.

Senator Whitley for the committee.

This bill would have addressed community-based sentencing alternatives for primary caregivers. The language is in need of further examination, and a working group intends to come together to discuss the impact primary caregiver incarceration has on children, the problem the bill intended to address. Therefore, the Committee recommends a motion of Inexpedient to Legislate.

REGULAR CALENDAR REPORTS

ENERGY AND NATURAL RESOURCES

SB 113-FN, relative to cost effectiveness review of the joint utility energy efficiency plan.

Ought to Pass, Vote 4-0.

Senator Avar for the committee.

SB 123-FN, relative to the adoption of ambient groundwater quality standards by the department of environmental services.

Ought to Pass, Vote 4-0.

Senator Watters for the committee.

SB 160-FN, relative to the use of OHRVs on designated trails and requiring a permit to operate certain OHRVs from before sunrise to after sunset.

Ought to Pass, Vote 4-0.

Senator Pearl for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 71-FN, relative to workers’ compensation for firefighter cancer disease and establishing a commission to study the implementation of optional annual cancer screenings.

Ought to Pass, Vote 5-0.

Senator Carson for the committee.

FINANCE

SB 20-FN, relative to keno license applications and fees.

Ought to Pass, Vote 7-0.

Senator Rosenwald for the committee.

SB 42-FN, relative to overpayment of unemployment compensation.

Ought to Pass, Vote 7-0.

Senator Pearl for the committee.

SB 70-FN, relative to the establishment of an election information portal.

Ought to Pass, Vote 7-0.

Senator Birdsell for the committee.

SB 124-FN-A, making an appropriation for the Eastern Slopes Regional Airport.

Ought to Pass, Vote 7-0.

Senator Innis for the committee.

HEALTH AND HUMAN SERVICES

SB 32-FN, relative to the opioid abatement trust fund.

Ought to Pass with Amendment, Vote 5-0.

Senator Whitley for the committee.

SB 65, establishing a committee to study the medical screening panel process and temporarily pausing the screening panel process.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

WAYS AND MEANS

SB 19-FN, relative to bingo dates.

Ought to Pass, Vote 3-0.

Senator Rosenwald for the committee.

SB 51-FN, creating a commission to study charitable gaming and historical horse races and relative to the moratorium on licensed historical horse racing facilities.

Ought to Pass with Amendment, Vote 2-1.

Senator Lang for the committee.

SB 90-A, establishing a commission to study charitable gambling.

Inexpedient to Legislate, Vote 3-0.

Senator Murphy for the committee.

SB 112-FN, relative to pari-mutuel pools and historic horse racing.

Ought to Pass with Amendment, Vote 3-0.

Senator Rosenwald for the committee.

SB 119-FN, relative to criminal background checks for charitable games of chance license applicants.

Ought to Pass, Vote 3-0.

Senator Lang for the committee.

SB 120-FN, relative to charitable gaming license applications, wages, stakes, and bonds.

Ought to Pass with Amendment, Vote 3-0.

Senator Lang for the committee.

SB 139, relative to the price of Lucky 7 tickets.

Ought to Pass with Amendment, Vote 4-0.

Senator D'Allesandro for the committee.

SB 190-FN, relative to advanced deposit account wagering.

Ought to Pass, Vote 4-0.

Senator Lang for the committee.

SB 191-FN, relative to road toll registration surcharges for electric vehicles.

Ought to Pass with Amendment, Vote 4-0.

Senator Innis for the committee.

SB 192-FN, relative to the hours that Lucky 7 tickets may be sold.

Ought to Pass with Amendment, Vote 4-0.

Senator Murphy for the committee.

AMENDMENTS

Health and Human Services

February 2, 2023

2023-0291s

05/07

Amendment to SB 32-FN

Amend the bill by replacing section 1 with the following:

1 Opioid Abatement Trust Fund. Amend RSA 126-A:84, II(b) to read as follows:

(b) All remaining funds shall be deposited into the opioid abatement trust fund as established by RSA 126-A:83, I to be distributed by the commissioner of the department of health and human services, with approval of the opioid abatement advisory commission. Funds may be awarded to a qualifying governmental entity or program for an approved use under RSA 126-A:86, I(b). ***The department shall solicit applications for qualifying projects at least once in any calendar year that the balance in the trust fund exceeds \$5,000,000. The commission shall collaborate with the department as to how many times the department shall solicit applications in any calendar year in which the fund balance is at least \$5,000,000, along with what amount above \$5,000,000 for which to solicit applications.***

Amend RSA 126-A:86, I(b)(1) as inserted by section 2 of the bill by replacing it with the following:

(1) Reimburse the state and any political subdivision within the state for any portion of the cost related to outpatient and residential opioid use disorder (OUD) and any co-occurring substance use disorder or mental health (SUD/MH) treatment services, including, but not limited to, services provided to ~~incarcerated individuals, Medication-assisted treatment (MAT)~~ ***people currently or previously involved with the criminal justice system; medications for substance use disorders (MSUD)***; abstinence-based treatment; treatment, recovery or other services provided by ~~[states, subdivisions, community health centers, or not-for-profit providers]~~ ***states, political subdivisions, community health centers, and not-for-profit providers, as long as no other reimbursement would otherwise have been received for such services;***

Senate Executive Departments and Administration
January 25, 2023
2023-0144s
07/05

Amendment to SB 49-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to creating a dedicated, non-lapsing fund, and a biennial report of such fund, for OPLC.

Amend the bill by replacing all after section 1 with the following:

2 New Paragraph; Office of Professional Licensure and Certification; Fees; Biennial Fund Report. Amend RSA 310-A:1-e by inserting after paragraph III the following new paragraph:

IV. The office of professional licensure and certification shall report biennially by each July 1 on how the funds were expended over the previous biennium. The office shall forward the report to the president of the senate, the speaker of the house of representatives, the chairs of the house and senate executive departments and administration committees, the state library, the governor, and applicable boards, and shall make the report available online.

3 Effective Date. This act shall take effect 60 days after its passage.

2023-0144s

AMENDED ANALYSIS

This bill makes the office of professional licensure and certification fund a nonlapsing fund, a portion of which shall be used for capital expenditures and to lower fees, and mandates a biennial report be made on the expenditures of the fund.

Health and Human Services
February 2, 2023
2023-0295s
07/10

Amendment to SB 50

Amend RSA 318-E:1, VII(a) as inserted by section 1 of the bill by replacing it with the following:

VII.(a) An authorized collector may establish and maintain a pharmaceutical drug take-back program at the site of a long-term care facility, nursing home, or assisted living facility, provided that all parties comply with the United States Drug Enforcement Administration regulations, 21 C.F.R. Part 1300 et. seq., and any applicable state and federal laws and regulations. A long-term care facility, nursing home, or assisted living facility may utilize a collection receptacle under such a drug take-back program on behalf of the ultimate user residing at, or who has resided at, the long-term care facility, nursing home or assisted living facility.

Senate Ways and Means
January 25, 2023
2023-0141s
02/07

Amendment to SB 51-FN

Amend the bill by replacing all after the enacting clause with the following:

1 New Section; Study Commission Established. Amend RSA 284 by inserting after section 6-b the following new section:

284:6-c Study Commission Established.

I. There is established a commission to study the effect of recent changes made to charitable gaming laws, including the newly authorized historical horse races.

II.(a) The members of the commission shall be as follows:

(1) Two members of the senate, appointed by the president of the senate.

(2) Five members of the house of representatives, appointed by the speaker of the house of representatives.

- (3) The lottery executive director, or the executive director's designee.
- (4) One representative of the facility owners.
- (5) Two representatives of charitable gaming charities.
- (6) The attorney general, or the attorney general's designee.
- (7) One member of the public appointed by the governor.

(b) Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

III. The commission shall examine how charities are selected and whether a uniform process should exist; whether the state should implement a limit on the number of charitable gaming locations; and whether charging rent to the charities is necessary with historic horse racing. The commission shall bring together different stakeholders to address these questions, and ensure those involved in the process have a voice in the discussion that will result in recommendations benefitting all stakeholders. The commission also shall monitor the benefits of historical horse racing to charities to ascertain whether additional licenses for historical horse racing machines would increase or reduce revenues to charities.

IV. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Five members of the commission shall constitute a quorum.

V. The commission shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2024.

VI. The commission shall be administratively attached to the lottery commission.

2 Commission to Study Charitable Gaming; Appropriation. There is hereby appropriated to the lottery commission the sum of \$250,000 for the fiscal year ending June 30, 2023, which shall be nonlapsing, for the purpose of studying charitable gaming and soliciting input from stakeholders. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

3 Amend Effective Date; Licensed Historical Horse Racing Facilities. Amend 2021, 66:11, I to read as follows:

I. Section 10 of this act shall take effect July 1, ~~[2024]~~ **2026**.

4 Repeal. RSA 284:6-c, relative to studying the effect of recent changes made to charitable gaming laws, including the newly authorized historical horse races, is repealed.

5 Effective Date.

I. Section 2 of this act shall take effect June 30, 2023.

II. Section 4 of this act shall take effect July 1, 2025.

III. The remainder of this act shall take effect upon passage.

2023-0141s

AMENDED ANALYSIS

This bill establishes a commission to study charitable gaming and the impact of historical horse racing on revenues for charities, and appropriates \$250,000 to the lottery commission for such purposes. The bill also amends the moratorium on historic horse racing.

Health and Human Services
February 2, 2023
2023-0285s
07/08

Amendment to SB 65

Amend the title of the bill by replacing it with the following:

AN ACT relative to screening panels for medical injury claims.

Amend the bill by replacing all after the enacting clause with the following:

1 Repeal. RSA 519-B, relative to screening panels for medical injury claims, is repealed.

2 Effective Date. This act shall take effect July 1, 2023.

2023-0285s

AMENDED ANALYSIS

This bill repeals the chapter of law on screening panels for medical injury claims.

Senate Ways and Means

January 25, 2023

2023-0139s

02/05

Amendment to SB 112-FN

Amend the bill by deleting section 1 and renumbering the original sections 2 through 7 to read as 1 through 6, respectively.

Amend the bill by replacing section 2 with the following:

2 Pari-Mutuel Pools on Simulcast Racing. Amend the introductory paragraph of RSA 284:22-a, II(a) to read as follows:

II.(a) ~~During the calendar years 1941-2029, a~~ A licensee may sell pari-mutuel pools on races held at racetracks other than at the facility of the licensee, if any, provided:

2023-0139s

AMENDED ANALYSIS

This bill changes the redistribution of pari-mutuel wagers, eliminates employee state residency restrictions, and eliminates annual financial statement requirements.

Senate Ways and Means

January 25, 2023

2023-0145s

02/10

Amendment to SB 120-FN

Amend the bill by deleting section 17 and renumbering the original section 18 to read as 17.

Amend the bill by replacing section 17 with the following:

17 Effective Date. This act shall take effect July 1, 2023.

Senate Ways and Means

February 1, 2023

2023-0265s

02/08

Amendment to SB 139

Amend the bill by replacing section 1 with the following:

1 Lucky 7 Tickets; Price. Amend RSA 287-E:20, II to read as follows:

II. The price of any lucky 7 ticket pack or ticket card shall not exceed \$1, ***except that lucky 7 tickets sold by dispenser devices shall not exceed \$10***, provided that at any location where a charitable organization offers \$1 tickets ***or higher*** for sale the charitable organization shall also offer \$.50 tickets for sale.

2023-0265s

AMENDED ANALYSIS

This bill raises the maximum price allowed for lucky 7 tickets sold by dispenser devices.

Election Law and Municipal Affairs
January 31, 2023
2023-0253s
08/05

Amendment to SB 156-FN

Amend RSA 654:7, V(a) as inserted by section 1 of the bill by replacing it with the following:

(a) The secretary of state may collect additional voluntary, nonpublic information to assist in the location of the voter after the election, if necessary. Such additional information may include, but is not limited to: phone numbers, email addresses, employer information, vehicle license plate number, and state of registration, social media account information, or other information.

Election Law and Municipal Affairs
January 31, 2023
2023-0248s
07/08

Amendment to SB 157-FN

Amend RSA 660:34, II as inserted by section 1 of the bill by replacing it with the following:

II. At a state primary election, the secretary of state shall conduct an audit of one percent of the number of AccuVote machines to be used, but not less than 2 AccuVote machines. At a state general election, the secretary of state shall conduct an audit of 3 percent of AccuVote machines to be used, but not more than 6 AccuVote machines.

Amend RSA 660:34, VII as inserted by section 1 of the bill by replacing it with the following:

VII. A random sample of not less than 4 percent of the ballots scanned shall be selected and the images of the ballots selected shall be compared with the voters' choices recorded for the ballot. Any differences identified during the comparison shall be documented.

Health and Human Services
February 2, 2023
2023-0280s
06/07

Amendment to SB 171

Amend the bill by replacing all after the enacting clause with the following:

1 Child Day Care Licensing; Definitions. Amend the introductory paragraph of RSA 170-E:2, XI-a to read as follows:

XI-a. "Recreational program" means any before and/or after school, vacation, or summer ~~[youth]~~ ***school-age*** program ~~[for children 6 years of age or older]~~ offered by a school or religious group, the Boys and Girls Clubs of America, Girls, Incorporated, the YMCA, or the YWCA, provided that the program:

2 Effective Date. This act shall take effect upon its passage.

Senate Ways and Means
February 1, 2023
2023-0268s
02/07

Amendment to SB 191-FN

Amend the bill by replacing sections 2 and 3 with the following:

2 New Section; Electric Vehicle Registration Fee to be Collected. Amend RSA 261 by inserting after section 141-b the following new section:

261:141-c Electric Vehicle Registration Fee to be Collected.

I. Battery electric vehicles and plug-in hybrid electric vehicles, as defined in RSA 236:132, I and V, shall be assessed a surcharge of \$100 on annual registration, to be deposited in the highway fund. The

department of transportation is authorized to dedicate no more than 20 percent annually of collected fees for the construction of electric vehicle service equipment on New Hampshire transportation corridors, utilizing plans developed by the department in consultation with the department of environmental services, the New Hampshire transportation council, and Drive Electric NH. The department of safety, division of motor vehicles shall determine necessary procedures for determining vehicles subject to this surcharge.

II. The division of motor vehicles and the department of transportation shall report annually on or before January 1 of each year to the New Hampshire transportation council, speaker, president, and chairs of house and senate transportation committees on the surcharge revenue and the use of funds for electric vehicle service equipment under this section.

3 Effective Date. This act shall take effect January 1, 2024.

Senate Ways and Means
February 1, 2023
2023-0271s
02/08

Amendment to SB 192-FN

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect upon its passage.

HEARINGS

All Standing Committee hearings will be livestreamed on the NH Senate's YouTube channel:

<https://www.youtube.com/NewHampshireSenatelivestream>

Links are also available on the Senate Meeting Schedule.



TUESDAY, FEBRUARY 7, 2023

COMMERCE, Room 100, SH

Sen. Gannon (C), Sen. Ricciardi (VC), Sen. Innis, Sen. Soucy, Sen. Chandley

- | | |
|------------|--|
| 9:00 a.m. | SB 143-FN , establishing a scholarship fund for certain small businesses applying for loans from the capital access program administered by the New Hampshire business finance authority. |
| 9:15 a.m. | SB 193 , relative to the obligation of collective bargaining units to negotiate in good faith. |
| 9:30 a.m. | SB 195-FN , relative to the purchase of steel products with the Buy America certification. |
| 9:45 a.m. | SB 196 , establishing a minimum amount of uninsured motorist coverage required for vehicles operating as part of transportation network companies in New Hampshire. |
| 10:00 a.m. | SB 144 , relative to the state minimum hourly rate. |
- EXECUTIVE SESSION MAY FOLLOW**

EDUCATION, Room 101, LOB

Sen. Ward (C), Sen. Gendreau (VC), Sen. Lang, Sen. Prentiss, Sen. Fenton

- 9:00 a.m. **SB 153-FN-A**, establishing a first responder career development, recruitment, and retention program, and making an appropriation therefor.
- 9:15 a.m. **SB 154-FN**, relative to tuition waivers for children in guardianships after being in state foster care.
- 9:30 a.m. **SB 214-FN-A**, establishing a department of early childhood education and relative to a pre-kindergarten pilot program.
- 9:45 a.m. **SB 215-FN**, relative to nursing certification requirements.
- EXECUTIVE SESSION MAY FOLLOW**

ELECTION LAW AND MUNICIPAL AFFAIRS, Room 103, LOB

Sen. Gray (C), Sen. Murphy (VC), Sen. Abbas, Sen. Soucy, Sen. Perkins Kwoka

- 9:00 a.m. **SB 110-FN-L**, relative to administration of the emergency shelter program by cities and towns.
- 9:15 a.m. **SB 78**, relative to subdivision regulations on the completion of improvements.
- 9:30 a.m. **SB 84**, establishing a commission to study property tax exemptions for charitable organizations
- 9:45 a.m. **SB 132-FN**, prohibiting cities and towns from adopting sanctuary policies.
- 10:00 a.m. **SB 155-FN-L**, relative to the adoption of school administrative unit budgets.
- EXECUTIVE SESSION MAY FOLLOW**

ENERGY AND NATURAL RESOURCES, Room 103, SH

Sen. Avarad (C), Sen. Pearl (VC), Sen. Birdsell, Sen. Watters, Sen. Altschiller

- 9:00 a.m. **SB 60**, relative to water quality.
- 9:15 a.m. **SB 267-FN**, relative to rulemaking for advanced recycling facilities.
- 9:30 a.m. **SB 229-FN**, relative to administration of certain wetlands permits by the department of environmental services.
- 9:45 a.m. **SB 228-FN**, relative to the Hilton Park boat ramp.
- EXECUTIVE SESSION MAY FOLLOW**

FINANCE, Room 103, SH

Sen. Gray (C), Sen. Innis (VC), Sen. Bradley, Sen. Birdsell, Sen. Pearl, Sen. D'Allesandro, Sen. Rosenwald

- 1:00 p.m. **SB 55-FN-A**, making an appropriation for the Cannon Mountain tramway.
- 1:10 p.m. **SB 169-FN-A**, making an appropriation to the department of environmental services to fund a water main interconnection project between Nashua and Litchfield.
- 1:25 p.m. **SB 138-FN-A**, making an appropriation to PFAS remediation fund grants.
- 1:40 p.m. **SB 230-FN-A**, making an appropriation to the department of environmental services for wastewater infrastructure projects.
- EXECUTIVE SESSION MAY FOLLOW**

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Gannon (VC), Sen. Abbas, Sen. Whitley, Sen. Chandley

- 1:00 p.m. **SB 182**, relative to the definition of "way" in driving or operating under the influence of drugs or liquor.
- 1:15 p.m. **SB 183**, exempting certain phone calls from the right to know law.
- 1:30 p.m. **SB 185-FN**, relative to protective services for vulnerable adults and the definition of abandonment.
- 1:45 p.m. **SB 179**, relative to eliminating the use of seclusion as a form of punishment or discipline on children in schools and treatment facilities.
- 2:10 p.m. **SB 184**, relative to the age at which a minor may receive mental health treatment without parental consent.
- EXECUTIVE SESSION MAY FOLLOW**

TRANSPORTATION, Room 101, LOB

Sen. Ricciardi (C), Sen. Watters (VC), Sen. Ward, Sen. Gendreau, Sen. Fenton

2:45 p.m.

EXECUTIVE SESSION ON PENDING LEGISLATION***WEDNESDAY, FEBRUARY 8, 2023*****EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 103, SH

Sen. Pearl (C), Sen. Carson (VC), Sen. Gendreau, Sen. Perkins Kwoka, Sen. Altschiller

9:00 a.m. **SB 108-FN**, relative to participation of the New Hampshire public defender program in the state employee health insurance plan.9:15 a.m. **SB 210-FN**, relative to the licensing of software applications by state agencies.9:30 a.m. **SB 134-FN**, relative to disability pensions for public safety employees who are victims of violence.9:45 a.m. **SB 204-FN**, requiring trauma kits to be available in state-owned buildings.10:00 a.m. **SB 146**, relative to the agricultural advisory board.10:15 a.m. **SB 147**, relative to the board of dental examiners.

(The previous hearing for SB 147 was recessed on February 2nd)

EXECUTIVE SESSION MAY FOLLOW**HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Birdsell (C), Sen. Avarad (VC), Sen. Bradley, Sen. Whitley, Sen. Prentiss

9:00 a.m. **SB 127-FN**, relative to certain programs administered by the department of health and human services.9:15 a.m. **SB 177-FN**, to create orthotics and prosthetics parity and ensure coverage of orthotics and prosthetics for the performance of physical activities for children 18 years of age and younger.9:30 a.m. **SB 233-FN-A**, re-establishing the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Farmers Market Nutrition Program.9:45 a.m. **SB 175-FN**, relative to Medicaid coverage for mothers.**EXECUTIVE SESSION MAY FOLLOW****WAYS AND MEANS**, Room 100, SH

Sen. Lang (C), Sen. D'Allesandro (VC), Sen. Murphy, Sen. Innis, Sen. Rosenwald

9:00 a.m. **SB 189-FN**, relative to the definition of gross business profits in determining taxable business profits.9:15 a.m. **SB 260-FN**, relative to deductions under the business profits tax for compensation of members and owners.**EXECUTIVE SESSION MAY FOLLOW*****THURSDAY, FEBRUARY 9, 2023*****RULES AND ENROLLED BILLS**, Room 103, SH

Sen. Avarad (C), Sen. Carson (VC), Sen. Ward, Sen. Soucy, Sen. Rosenwald

9:00 a.m. Consideration of Late Bills

TUESDAY, FEBRUARY 14, 2023**COMMERCE**, Room 100, SH

Sen. Gannon (C), Sen. Ricciardi (VC), Sen. Innis, Sen. Soucy, Sen. Chandley

9:00 a.m. **SB 200**, relative to optometrists.

- 9:15 a.m. **SB 198**, directing the insurance department to conduct a cost study of providing coverage for certain reproductive health care.
- 9:30 a.m. **SB 145-FN**, relative to New Hampshire housing champion designation for municipalities and making appropriations therefor.
- 9:45 a.m. **SB 202-FN-A**, relative to establishing a homeownership innovations fund in the New Hampshire housing finance authority.
- EXECUTIVE SESSION MAY FOLLOW**

MEETINGS

FRIDAY, FEBRUARY 3, 2023

COMMISSION TO STUDY THE INCIDENCE OF POST-TRAUMATIC STRESS DISORDER IN FIRST RESPONDERS (RSA 281-A:17-e)

10:00 a.m. NH Fire Academy, Classroom 2 Regular Meeting
98 Smokey Bear Boulevard
Concord, NH 03301

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)

10:00 a.m. Rooms 305-307, LOB Organizational/Regular Meeting

NEW HAMPSHIRE LOW-GRADE TIMBER AND WOOD EMERGING MARKET COMMISSION (RSA 227-1)

10:00 a.m. NH DNCR Regular Meeting
Forests and Lands
Main Conference Room
172 Pembroke Road
Concord, NH 03301

MONDAY, FEBRUARY 6, 2023

NEW HAMPSHIRE PRESCRIPTION DRUG AFFORDABILITY BOARD (RSA 126-BB:2)

10:00 a.m. Brown Building Auditorium Regular Meeting
129 Pleasant Street
Concord, NH 03301

NEW HAMPSHIRE OPIOID ABATEMENT ADVISORY COMMISSION (RSA 126-A:85)

1:30 p.m. Brown Building Auditorium Regular Meeting
129 Pleasant Street
Concord, NH

Microsoft Teams meeting
Join on your computer, mobile app or room device
[Click here to join the meeting](#)
Meeting ID: 265 217 259 891
Passcode: TQF5kG
[Download Teams](#) | [Join on the web](#)
Or call in (audio only)
[+1 603-931-4944,,507245876#](#) United States, Concord
Phone Conference ID: 507 245 876#
[Find a local number](#) | [Reset PIN](#)
[Learn More](#) | [Meeting options](#)

TUESDAY, FEBRUARY 7, 2023

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)

5:00 p.m.	Edward Cross Training Center Facility 722 Riverwood Drive Pembroke, NH	Regular Meeting
-----------	--	-----------------

FRIDAY, FEBRUARY 10, 2023

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, TREATMENT, AND RECOVERY (RSA 12-J:1)

9:30 a.m.	Executive Council Chambers Room 207, SH 107 North Main Street Concord, NH 03301	Regular Meeting
-----------	--	-----------------

COMMISSION ON THE ENVIRONMENTAL AND PUBLIC HEALTH IMPACTS OF PERFLUORINATED CHEMICALS (RSA 126-A:79-a)

10:00 a.m.	Regular Meeting
------------	-----------------

This meeting will take place by remote conference. To listen in please follow the instructions below:

Please register for HB 737 Commission Meeting on February 10, 2023 10:00 AM EST at:
<https://attendee.gotowebinar.com/register/5594148464891896925>

After registering, you will receive a confirmation email containing information about joining the webinar.

You also may join the meeting by phone:

Call in Number: 1 (213) 929-4212

Access Code: 237-862-334

Webinar ID: 914-210-731

The following email address will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: Amy.E.Rousseau@DES.NH.gov. You may also call Amy Rousseau at 603-848-1372.

COMMISSION TO STUDY THE USE OF OHRVS IN NEW HAMPSHIRE (RSA 215-A:44-a)

10:00 a.m.	NH Dept. of Natural & Cultural Resources Main Conference Room 172 Pembroke Road Concord, NH 03301	Regular Meeting
------------	--	-----------------

Remote access: Microsoft Teams

Meeting ID: 223 916 359 909

Passcode: nCcpDM

Or call in (audio only)

[+1 603-931-4944,,975104183#](tel:+16039314944975104183)

MONDAY, FEBRUARY 13, 2023

ADVISORY COUNCIL ON CAREER AND TECHNICAL EDUCATION (RSA 188-E:10-b)

9:00 a.m.	Walker Building, Room 100 21 South Fruit Street Concord, NH	Regular Meeting
-----------	---	-----------------

NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS (RSA 119:3-a)

9:00 a.m.	NH Veterans Home Tarr South Conference Room 139 Winter Street Tilton, NH	Regular Meeting
-----------	---	-----------------

NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)

2:00 p.m. Brain Injury Association Special Meeting
 of New Hampshire Office
 52 Pleasant Street
 Concord, NH

LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2)

3:00 p.m. Room 104, LOB Regular Meeting

FRIDAY, FEBRUARY 17, 2023**ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m. Rooms 306-308, LOB Regular Meeting

NEW HAMPSHIRE TRANSPORTATION COUNCIL (RSA 238-A:2)

9:00 a.m. NH DOT, Rooms 112-113 Regular Meeting
 7 Hazen Drive
 Concord, NH 03301

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://us06web.zoom.us/j/82230897405?pwd=aGZXRNVENi9lYzA5VDdsNmUxMWRrdz09>

Passcode: 996541

Or One tap mobile:

+13126266799,,82230897405#,,,,*996541# US (Chicago)

+16465588656,,82230897405#,,,,*996541# US (New York)

Or join by phone:

Dial(for higher quality, dial a number based on your current location): US: +1 312 626 6799 or +1 646 558 8656 or +1 646 931 3860 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 669 444 9171 or +1 689 278 1000 or +1 719 359 4580 or +1 720 707 2699 or +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799

Webinar ID: 822 3089 7405

Passcode: 996541 International numbers available: <https://us06web.zoom.us/j/82230897405?pwd=aGZXRNVENi9lYzA5VDdsNmUxMWRrdz09>

FISCAL COMMITTEE (RSA 14:30-a)

10:00 a.m. Rooms 210-211, LOB Regular Meeting
 The You Tube link to view the meeting livestream is
 <https://youtube.com/live/ZLlFKmPqrU>

FRIDAY, FEBRUARY 24, 2023**SOLID WASTE WORKING GROUP (RSA 149-M:61)**

9:30 a.m. NH DES Offices Regular Meeting
 Room 208C
 29 Hazen Drive
 Concord, NH 03301

Remote attendance: <https://attendee.gotowebinar.com/register/3435858814888164108>

TUESDAY, MARCH 7, 2023

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)

5:00 p.m.	Edward Cross Training Center Facility 722 Riverwood Drive Pembroke, NH	Regular Meeting
-----------	--	-----------------

FRIDAY, MARCH 17, 2023

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.	Rooms 306-308, LOB	Regular Meeting
-----------	--------------------	-----------------

MONDAY, MARCH 27, 2023

NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)

2:00 p.m.	Mathey Center at Burley Farms 247 North River Road Epping, NH	Regular Meeting
-----------	---	-----------------

MONDAY, APRIL 3, 2023

NEW HAMPSHIRE PRESCRIPTION DRUG AFFORDABILITY BOARD (RSA 126-BB:2)

10:00 a.m.	Brown Building Auditorium 129 Pleasant Street Concord, NH 03301	Regular Meeting
------------	---	-----------------

TUESDAY, APRIL 4, 2023

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)

5:00 p.m.	Edward Cross Training Center Facility 722 Riverwood Drive Pembroke, NH	Regular Meeting
-----------	--	-----------------

FRIDAY, APRIL 21, 2023

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.	Rooms 306-308, LOB	Regular Meeting
-----------	--------------------	-----------------

* * * * *

FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR THE FOLLOWING 2023 BILLS:

SENATE BILLS: 1, 32, 34, 36, 38, 39, 52, 56, 57, 68, 70, 73, 97, 98, 104, 105, 108, 112, 115, 122, 133, 134, 152, 156, 157, 159, 160, 164, 167, 173, 186, 187, 191, 197, 204, 211, 212, 215, 218, 228, 229, 257, 259, 260, 261, 264, 265

* * * * *

NOTICES

TUESDAY, FEBRUARY 7, 2023

Northeast Delta Dental cordially invites all House and Senate members to their Twenty-Second Annual Legislative Reception on Tuesday, February 7, 2023 from 4:00 p.m. to 6:30 p.m. at their corporate headquarters at One Delta Drive in Concord, New Hampshire. Please RSVP to Siobhan Hutchison at 603-223-1244 or email legreception@nedelta.com.

Senator Sharon M. Carson, Senate Majority Leader
Senator Donna M. Soucy, Senate Democratic Leader

* * * * *

WEDNESDAY, FEBRUARY 8, 2023

Stay Work Play New Hampshire will hold a Legislative Reception from 4:30 p.m. – 6:30 p.m. Wednesday, February 8th, at The Barley House, 132 N. Main St., directly across from the State House.

Bringing together legislators, young Granite Staters, and those who want to employ them, this casual networking event will give you the opportunity to meet your younger constituents and learn more about the issues affecting whether they might stay in, or leave, New Hampshire.

Please RSVP to Kristina Lafiosca at kristina@stayworkplay.org or (603) 489-6104, ext. 2.

Senator James P. Gray
Senator Rebecca Perkins Kwoka

* * * * *

THURSDAY, FEBRUARY 9, 2023

The Housing Caucus cordially invites all House and Senate members and staff to their inaugural legislative luncheon, which was rescheduled due to weather, on Thursday, February 9 from 12:00 p.m. - 1:30 p.m. in the State House cafeteria for introduction to the caucus and issue of housing.

Senator Rebecca Perkins Kwoka

* * * * *

THURSDAY, FEBRUARY 16, 2023

Please join the New Hampshire Retail Association (NHRA) for the 57th Annual Meeting at the Holiday Inn in Concord on February 16th from 11:00 a.m. – 1:00 p.m. The annual meeting brings together retailers, stakeholders, and legislators for a conversation on the issues impacting New Hampshire's retail industry. Additionally, there will be a presentation of our annual Retailer of the Year Award, Legislator of the Year Award, and Law Enforcement Partner of the Year award. Lunch will be provided. To RSVP, please contact Curtis Picard at curtis@retailnh.com.

Senator Sharon M. Carson, Senate Majority Leader
Senator Donna M. Soucy, Senate Democratic Leader

* * * * *

TUESDAY, FEBRUARY 21, 2023

The New Hampshire Association of Nurse Anesthesiology (NHANA) and the New Hampshire Nurse Practitioner Association (NHNPA) will be hosting a legislative breakfast on Tuesday, February 21st, from 8:00 a.m.-10:00 a.m. in the State House cafeteria. Note that this has been rescheduled from January 26th. A hearty warm breakfast will be served. Advanced Practice Registered Nurses (APRN) including CRNAs, NPs and CNMs will be on hand to discuss pending legislation as well as the services they provide to NH residents.

Senator Ruth Ward

* * * * *

WEDNESDAY, FEBRUARY 22, 2023

Save the Children Action Network, New Futures, MomsRising, and NAEYC invite all NH Lawmakers to attend a hearty hot Legislative Breakfast on Wednesday, February 22nd beginning at 8:00 am at St. Paul's Church, 21 Centre St, Concord. Please join us as we work together to solve the child care crisis in NH. This bipartisan event will feature guest speakers who are passionate about improving NH's child care system. Questions? Contact Dellie Champagne at Dchampagne@savechildren.org or 603-496-8660. Registration is not required.

Senator Rebecca Whitley

* * * * *

WEDNESDAY, MARCH 8, 2023

Legislative Breakfast – The annual Water's Worth It! legislative breakfast is set for Wednesday March 8, 2023 at the Holiday Inn on Main Street in Concord. Check in for the event begins at 7:00 a.m. with a breakfast buffet. Water quality professionals will present information on drinking water and wastewater treatment challenges in New Hampshire. The keynote speaker this year is Scott Spradling an Emmy award winning former reporter, anchor, and political director for WMUR-TV. In addition, Water Division staff for NH-DES will also address the audience. All legislators and staff are invited to enjoy a hearty breakfast and learn more about New Hampshire's water infrastructure. This event is free.

Please RSVP to info.nhwpca@gmail.com by February 24th to reserve your seat at this important breakfast. The breakfast is sponsored by the NH Water Pollution Control Association in conjunction with a wide-ranging coalition of other NH non-profit water organizations. There is no cost for enjoying breakfast with your legislative peers and attending this event.

Senator Timothy Lang

* * * * *

THURSDAY, MARCH 9, 2023

The New Hampshire Academy of Nutrition and Dietetics cordially invites all legislators and staff to the 2023 NHAND legislative breakfast at St Paul's Episcopal Church in Concord on Thursday, March 9th from 7:30 a.m. – 9:00 a.m. prior to the session start, to discuss issues important to legislators, dietitians and NH citizens.

Senator Rebecca Whitley
Senator Daniel Innis

* * * * *

TUESDAY, MARCH 28, 2023

Please join the Community College System of New Hampshire for a meet and greet in the State House cafeteria Tuesday, March 28th from 11:00 a.m. – 1:00 p.m. Legislators are invited to join college and system leaders and discuss education and workforce development issues of importance to your region and the state. Refreshments, provided by culinary students from Lakes Region and White Mountains Community Colleges, will be served. The committee that leaves us the most business cards will win a gorgeously decorated and delicious cake made by pastry arts students.

Senator Jeb Bradley, Senate President

* * * * *

SENATE SCHEDULE

Tuesday, February 14, 2023 at 1:00 p.m.	Joint Convention with the House of Representatives for the Governor's State of the State Address
Monday, February 20, 2023	President's Day (State Holiday)
Thursday, February 23, 2023	Senate Session
Monday, February 27, 2023 – Friday, March 03, 2023	SENATE BREAK.
Thursday, March 09, 2023	Deadline for Policy Committees to ACT on all Senate bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5.
Thursday, March 30, 2023	CROSSOVER – Deadline to ACT on all Senate bills.
Thursday, May 18, 2023	Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5.
Monday, May 29, 2023	Memorial Day (State Holiday)
Thursday, June 08, 2023	Deadline to ACT on all House bills.
Thursday, June 15, 2023	Deadline to FORM Committees of Conference.
Thursday, June 22, 2023	Deadline to SIGN Committee of Conference Reports.
Thursday, June 29, 2023	Deadline to ACT on Committee of Conference Reports.
Tuesday, July 04, 2023	Independence Day (State Holiday)
Monday, September 04, 2023	Labor Day (State Holiday)
Friday, November 10, 2023	Veterans' Day (Observed) (State Holiday)
Thursday, November 23, 2023	Thanksgiving Day (State Holiday)
Friday, November 24, 2023	Day after Thanksgiving (State Holiday)
Monday, December 25, 2023	Christmas Day (State Holiday)