

HOUSE RECORD

First Year of the 162nd General Court Calendar and Journal of the 2011 Session

Vol. 33 Concord, N.H.

Friday, February 11, 2011

No. 13

Contains: Hearings, Meetings, Notices, Reports and Amendments for February 15 and 16.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet on **Tuesday, February 15th** at 10:00 am. After the opening of the House Session, we will meet in Joint Session with the Senate to hear the Governor's Budget Address. This will be immediately followed by the continuation of the House Session, which will recess that day at approximately 3:00 pm and resume on **Wednesday, February 16th** at 10:00 a.m.

Members are reminded to check the Calendar each week to ensure that they do not miss any meetings of their committees. Among your most important functions as a House member is to lend your time and expertise to your committee work. Please arrange your schedules so we can have full attendance at public hearings and executive sessions.

Due to the volume of work that must be accomplished and a split in school districts on when they are having their winter vacations, the House will NOT take a break week in February this year.

Security pins are now available for House members at the Sergeant-at-Arms office in Room 318 of the State House. Each member is entitled to one pin.

Thanks to suggestions by members of the Natural Rights Coalition, the legislative website has been configured to accommodate bulk data sharing downloads. All of us should appreciate their efforts to achieve greater transparency in state government.

Chairmen and Vice-Chairmen will meet at **8:30 a.m. on Tuesday**, February 15th in Rooms 305-307 of the Legislative Office Building. Please note that the meeting is starting ½ hour early this week.

William L. O'Brien, Speaker

NOTICE OF RECONSIDERATION

February 10, 2011

This date, February 10, 2011 at 11:37 a.m., Rep. John Gimás of Hillsborough District # 12, Manchester, having voted on the prevailing side, served notice of Reconsideration on House Resolution #11, affirming revenue estimates for fiscal years 2011, 2012 and 2013.

House Resolution #11 passed the House on February 9, 2011 on a roll call vote of 266-95.

Karen O. Wadsworth

Clerk of the House

NOTICE

There will be a Republican Caucus on Tuesday, **February 15**, Wednesday, **February 16** and Thursday, **February 17** at **9:00 a.m.** in Representatives Hall.

Rep. D.J. Bettencourt, Majority Leader

NOTICE

There will be a Democratic Caucus on Tuesday, **February 15** and Wednesday, **February 16** at **9:00 a.m.** in Rooms 305-307, LOB.

Rep. Terie Norelli, Democratic Leader

NOTICE

The Calendar closes at 3:00 p.m. on Wednesdays for scheduling and notices. It closes at noon on Thursdays for Committee Reports. Members and staff who need to schedule meetings should make arrangements with the Clerk's Office for room availability/assignment and publication of meeting notices.

Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES

Thursday, February 17, 2011

Last day to report HBs going to a second committee.

Thursday, February 24, 2011

Last day to act on HBs going to a second committee.

Thursday, March 10, 2011

Last day to report all HBs not in a second committee, except budgets.

Thursday, March 17, 2011

Last day to act on all HBs not in a second committee, except budgets.

Thursday, March 24, 2011

Last day to report all remaining HBs and list of retained HBs.

Thursday, March 31, 2011

Last day to act on House bills.

CROSSOVER

Thursday, April 28, 2011

Last day to report SBs going to a second committee.

Thursday, May 5, 2011

Last day to act on SBs going to a second committee.

Wednesday, May 25, 2011

First day to file LSRs for the 2012 session.

Thursday, May 26, 2011

Last day to report all remaining SBs and list of retained SBs.

Thursday, June 2, 2011

Last day to act on Senate bills.

Wednesday, June 8, 2011

Last day to form Committees of Conference.

Last day to file LSRs for the 2012 session.

Thursday, June 16, 2011

Last day to sign Committee of Conference reports.

Thursday, June 23, 2011

Last day to act on Committee of Conference reports.

Wednesday, November 2, 2011

Last day to report retained bills.

CONSENT CALENDAR

TUESDAY, FEBRUARY 15

COMMERCE AND CONSUMER AFFAIRS

HB 47, relative to inactive license status for real estate brokers and salespersons. **OUGHT TO PASS.**

Rep. James M Sullivan for Commerce and Consumer Affairs: This bill clarifies the real estate commission's procedures for placing a license on inactive status. The changes simplify the method of requesting a change of status. This would help those licensees who are experiencing the downturn in the real estate market. **Vote 13-0.**

HB 61, relative to daylight saving time. **OUGHT TO PASS.**

Rep. Donna C Mauro for Commerce and Consumer Affairs: The bill provides that daylight savings time in New Hampshire shall correspond with federal law. **Vote 14-0.**

HB 107, relative to the creation of express trusts for payment of claims for materials and services in building projects. **INEXPEDIENT TO LEGISLATE.**

Rep. Donna C Mauro for Commerce and Consumer Affairs: This bill seeks to establish express trust to ensure payment to suppliers when a contractor or subcontractor files for bankruptcy before paying for supplies. The extent of the problem was not well defined and the proposed remedies created undesirable consequences. **Vote 12-1.**

HB 169, relative to the regulation of wood stove, wood pellet, and fireplace dealers. **INEXPEDIENT TO LEGISLATE.**

Rep. James M Sullivan for Commerce and Consumer Affairs: The bill sought to relieve problems with dealers' agreements, inventory repurchase criteria and business transfer procedures by inserting dealers in these products into provisions of RSA 347-A1,II that covered farm, utility tractors and other types of heavy or industrial equipment. The existing provisions did not seem to fit the nature of wood stove, pellet or fireplace equipment, as to the nature of the inventory and its repair part valuation, and the lack of formal distribution agreements. **Vote 13-0.**

HB 174, relative to insurance coverage for court-ordered counseling in divorce proceedings. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Matt J Quandt for Commerce and Consumer Affairs: This bill provides that if parties to a divorce proceeding are insured and are required to participate in counseling, the parties may select a counselor who accepts direct payment from the parties health insurance carrier. **Vote 13-0.**

HB 203-FN, relative to mandatory motor vehicle liability insurance. **INEXPEDIENT TO LEGISLATE.**

Rep. James F Headd for Commerce and Consumer Affairs: This bill requires proof of motor vehicle liability insurance in order to register a motor vehicle. Additionally, it also increases the minimum liability limits for motor vehicle policies. This would place an undue financial burden on our citizens as the premium increases could be extreme in some cases. Even though New Hampshire does not now demand auto insurance, we have one of the highest percentages of insured operators in the country. Our uninsured rate is in the 7% area; 93% of our drivers are insured. Additionally, all policies bought in the state do have mandatory uninsured motorist protection at a very reasonable rate. Further, once an individual has an uninsured accident, the state has mandatory financial responsibility rules in place so the uninsured operator has the potential of losing his or her operators license until certain financial responsibilities are met. Contrary to common belief, an individual's insurance rates will not be increased due to an accident with an uninsured motorist. Rates are only increased if a driver is deemed at fault, not just for simple involvement. **Vote 13-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 53, requiring the inclusion of certain offenses against adults on the public sexual offender list. **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J Tasker for Criminal Justice and Public Safety: This bill is not sufficiently thought out and a strong enough case was not made to the committee for adding every person guilty of a sex offense onto an already crowded registry. **Vote 14-2.**

HB 65, relative to the advisory board on private investigative agencies and security services, and firearms proficiency for armed security guards, private investigators, and bail enforcement agents. **INEXPEDIENT TO LEGISLATE.**

Rep. Philip E Ginsburg for Criminal Justice and Public Safety: This bill would require representation on the advisory board from all three types of armed security personnel. The committee is satisfied that existing standards, which allow for more than one representative from among personnel who constitute the great majority of affected persons, is satisfactory. The bill would also allow persons licensed to carry firearms in their work to carry weapons in their off-duty hours as private citizens without complying with routine licensing requirements. The committee does not believe this is fair or prudent. **Vote 16-0.**

HB 80, eliminating the rank of corporal in the division of state police. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David A Welch for Criminal Justice and Public Safety: This bill is a housekeeping measure which removes a reference to the rank of corporal within the state police. The rank has not been filled for several years and the amendment reflects the existence of seven troop commanders and assistant troop commanders instead of the six currently in statute. **Vote 16-0.**

HB 82, relative to the annulment of criminal records. **OUGHT TO PASS.**

Rep. David A Welch for Criminal Justice and Public Safety: This legislation is the result of a study committee established by HB 1533, Chapter 307, Laws of 2010. This committee agrees with the study committee's findings that the current statute regarding the annulment of criminal records is outdated. The committee recognizes that the internet further complicates the intent of criminal annulment, creating a new record of the incident which is all but impossible to retract. Annulments of criminal record have increased in recent years, according to statistics provided by representatives of the media, from about 800 criminal cases in 1997 to about 4,000 in 2009. The committee agrees that the purpose of a criminal record annulment is to give the person a "fresh start," however there is further agreement that the practical effect of an annulment does not make the underlying facts disappear, nor should it prevent the dissemination of those facts. The bill will clarify which records are eligible for annulment, makes the fact of an annulment a public document, and based upon the principles of our right-to-know law and court cases determined upon free speech, removes liability for disclosing the contents on annulled record in certain circumstances. **Vote 16-0.**

HB 103, requiring law enforcement agencies to take proper care of firearms seized pursuant to a domestic violence order for relief. **INEXPEDIENT TO LEGISLATE.**

Rep. Kenneth Kreis for Criminal Justice and Public Safety: The committee did not feel that HB 103 and testimony given required the change as this is already covered in RSA 173-B:5, (c) and (d). **Vote 16-0.**

HB 122, establishing a commission to study the effectiveness of the sex offender registry. **INEXPEDIENT TO LEGISLATE.**

Rep. Stephen J Shurtleff for Criminal Justice and Public Safety: The committee felt that a study of the sexual offender registry was not needed at this time. The current sexual offender registry, as now constituted, came in to effect on January 1, 2010, after a lengthy joint committee hearing that made changes to the sexual offender registry in order for New Hampshire to come in to compliance with the federal "Adam Walsh Act." **Vote 14-0.**

HB 124-FN, allowing any person to request conviction information regarding public officials. **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J Tasker for Criminal Justice and Public Safety: This bill is unneeded for its intended purpose. A public official's background is already easily accessible with modern means. **Vote 14-0.**

HB 177, relative to the probation and parole status of offenders in motor vehicle records. **INEXPEDIENT TO LEGISLATE.**

Rep. Jason P Antosz for Criminal Justice and Public Safety: The committee voted to recommend "ITL" on this bill at the request of the sponsor. **Vote 14-0.**

HB 307, relative to the authority of the superintendent of a county correctional facility. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark Warden for Criminal Justice and Public Safety: The committee felt that this bill has the potential to reduce a burden on the court system by allowing the superintendent – in addition to the court – to recommend release to a work program, or home confinement. **Vote 14-0.**

HB 308, relative to the authority of the superintendent of a county correctional facility to order the removal or transfer of prisoners. **INEXPEDIENT TO LEGISLATE.**

Rep. Robbie L Parsons for Criminal Justice and Public Safety: Sponsor requested to ITL based on another bill similar, HB 115. **Vote 14-0.**

HB 433-FN-A, relative to the exhumation and testing of victims of the so-called Connecticut River Killer and making an appropriation therefor. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry G Gagne for Criminal Justice and Public Safety: The sponsor requested ITL because he realizes that the funding for the cold case unit might not be able to cover the extra expense that would be incurred by the unit. **Vote 13-0.**

HB 473-FN, relative to fees added to the late payment of fees to bail commissioners. **INEXPEDIENT TO LEGISLATE.**

Rep. Mark Warden for Criminal Justice and Public Safety: The committee agreed that there is not a significant problem with the current system, and the proposed legislation would add additional bureaucracy and cost to the court system. **Vote 13-0.**

ENVIRONMENT AND AGRICULTURE

HB 615, creating a database of New Hampshire grown genetically modified crops. **INEXPEDIENT TO LEGISLATE.**

Rep. Laura J Gandia for Environment and Agriculture: The sponsor of this bill requested that the committee issue a recommendation of ITL because the supporters of this bill were unable to appear and testify. **Vote 18-0.**

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES

HB 326-FN-L, eliminating the automatic continuation requirement for public employee collective bargaining agreements. **INEXPEDIENT TO LEGISLATE.**

Rep. Gary L Daniels for Labor, Industrial and Rehabilitative Services: This bill was the same as SB 1, the evergreen bill. The committee chose to use SB 1 as the vehicle for bringing this issue to the full House. This bill then is not needed. **Vote 17-0.**

LEGISLATIVE ADMINISTRATION

HB 585, proclaiming the third Friday in October as New Hampshire history day. **OUGHT TO PASS.**

Rep. Timothy P Comerford for Legislative Administration: Our state is steeped in tradition and is rich in history. The first shots of the Revolution were actually fired here. New Hampshire has been the cradle of liberty ever since the adoption of its first in the nation Bill of Rights. Thomas Jefferson said that the price of liberty is eternal vigilance, and this includes having a citizenry that is properly cognizant of its history and traditions. **Vote 15-0.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 54, relative to service in a qualifying war or conflict for purposes of the veterans property tax credit. **INEXPEDIENT TO LEGISLATE.**

Rep. James E Coffey for Municipal and County Government: This bill would allow a person with as little as one day of service during a qualifying period to receive the veteran's tax credit. The present 90 day standard has been in place for decades and is a well recognized standard. Passage of this bill could lead to increased veteran's tax credits which would raise the municipal property tax rate. **Vote 15-0.**

HB 109, relative to residential fire sprinklers. **INEXPEDIENT TO LEGISLATE.**

Rep. James P Belanger for Municipal and County Government: Passage of this bill would effectively put the planning board in the building and construction business instead of the land subdivision business where it belongs. RSA 674:36 already gives the planning board authority to determine a subdivision scattered and premature for lack of a water source for fire protection and RSA 674:21 gives it the authority to assess impact fees for cisterns or other non-natural sources of water. Not having sprinklers does not endanger the public but mandating them infringes on personal freedoms. **Vote 16-0.**

HB 115, relative to the temporary removal or transfer of prisoners from a county correctional facility. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Philip L Munck for Municipal and County Government: This bill gives formal authority to superintendents of county departments of corrections to transfer prisoners for emergency or public safety purposes without specific prior approval of the county commissioners which would require a posted meeting to comply with RSA 91-A. Review of such transfers would be made by the commissioners at their next regular meeting. **Vote 16-0.**

HB 226-FN-L, relative to identification of certain publicly owned vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Franklin W Sterling for Municipal and County Government: The intention of this bill was to amend RSA 261:92 to require all vehicles owned by any governmental subdivision to affix signage to the vehicle that was visible from 25 ft identifying the government agency to which it was registered. The committee was of the opinion that this would make a cost that was not funded and therefore was in violation of part I of article 28-A of the state constitution. **Vote 16-0.**

PUBLIC WORKS AND HIGHWAYS

HB 204-FN, granting motor vehicles with special number plates for veterans toll-free use of the turnpike system. **INEXPEDIENT TO LEGISLATE.**

Rep. Franklin T Tilton for Public Works and Highways: The committee has great respect and gratitude for the dedicated service of our veterans. There currently are a number of ways in which the State of New Hampshire honors its veterans and expresses its gratitude to them; however, granting this privilege would ignore other very worthy groups including those who have purple heart plates. Additionally, this bill would reduce state revenues by more than \$500,000 annually. **Vote 15-0.**

HB 363-L, relative to Depot Street in the town of Andover. **OUGHT TO PASS.**

Rep. David B Campbell for Public Works and Highways: As a result of the rerouting of a section of NH Route 4 in Andover, NH department of transportation (DOT) was prepared to abandon approximately 1200 feet of state road. The Town of Andover has voted to assume ownership and maintenance of this 1200 foot section of road. This bill reclassifies this portion of road from Class I (state road) to Class V (municipal road). **Vote 14-0.**

RESOURCES, RECREATION AND DEVELOPMENT

HB 266-FN, relative to the submission of plans for sewage and waste disposal systems. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter S Bolster for Resources, Recreation and Development: The bill seeks to allow replacement of septic systems in residences built before 1989 without waiver from the department of environmental services (DES) in spite of the number of bedrooms. The committee felt that this is not appropriate and that septic replacement should be based on

current assessing records. All new septic systems should be built appropriately to the soil conditions and the present residence capacity. **Vote 15-0.**

HJR 1, directing the department of transportation and the department of environmental services to study the prevention of further erosion of the east bank of the Exeter River.

INEXPEDIENT TO LEGISLATE.

Rep. Laurie P Pettengill for Resources, Recreation and Development: This resolution would direct the department of transportation (DOT) and the department of environmental services (DES) to study the prevention of further erosion of the east bank of the Exeter River. The sponsor alleges that a bridge built ten years ago by the town in conjunction with the DOT, shifted the erosion from one bank of the river to the other bank, causing damage to the property of a local business. The sponsor feels the engineering design was faulty. The DOT maintains that the town is the primary entity constructing the bridge and that the engineer was hired and supervised by the town. The committee heard testimony from DES that there are many factors that could contribute to bank erosion, including the flooding of recent years. Conspicuously absent was testimony from the town and from the property owner. This resolution is really asking the committee to adjudicate a liability dispute. We are not equipped to do that and thus cannot grant what the resolution requests. It should be noted, however, that DES did volunteer to meet with town officials should they request it. **Vote 15-0.**

SCIENCE, TECHNOLOGY AND ENERGY

HB 302-FN, modifying the laws relative to renewable energy portfolios. **INEXPEDIENT TO LEGISLATE.**

Rep. Laurence M Rappaport for Science, Technology and Energy: The committee felt that this bill may be premature, and will take a second look at the renewable portfolio standard (RPS) in cooperation with the 2011 RPS review currently being conducted at the Public Utilities Commission. **Vote 15-0.**

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HCR 7, urging Congress to expedite the entry of political dissidents from Iraq and Afghanistan to the United States. **INEXPEDIENT TO LEGISLATE.**

Rep. Lynne F Blankenbeker for State-Federal Relations and Veterans Affairs: While this is a nice, feel-good resolution, our federal government already has provisions for a process to do what this resolution proposes. Furthermore, this resolution would call for head-of-the-line privileges for entry into the U.S. by political and religious dissidents. Some of these dissidents may have various religions and political beliefs and factions that may have adverse intentions against our nation. **Vote 10-1.**

TRANSPORTATION

HB 83, relative to vessel registration. **OUGHT TO PASS.**

Rep. John R Cloutier for Transportation: This bill simply adds language to New Hampshire RSA 270-E:3, and requires any vessel, capable of being propelled by a motor, to be registered as required under current law, even if the vessel is just to be put or placed in state waters. Such waters include tidal, coastal and inland waters. Current law solely requires registration for the above described vessels operating in these waters. This bill is at the request of the department of safety. **Vote 10-1.**

HB 188, relative to division responsibility for road toll administration, hazardous waste transport, truck weight enforcement, and the international registration plan by the department of safety and relative to clerical support for the advisory board of fire control. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John R Cloutier for Transportation: This bill, as amended, has four provisions. First, it would transfer responsibility for road toll administration and enforcement of the international fuel tax agreement from the division of motor vehicles to the division of administration, and makes the division of administration responsible for the international

registration plan. Second, it would transfer the road toll administrator position from the motor vehicles to administration division. Third, it would transfer responsibility for hazardous waste transport and truck weight enforcement from the motor vehicles to state police division. Fourth, it would direct the safety division rather than the administration to provide clerical support to the fire control advisory board. The amendment simply inserts the word “international” before the phrase “fuel tax agreement.” This bill is at the request of the department of safety. **Vote 12-0.**

WAYS AND MEANS

HB 68, establishing a committee to study reducing the rate of the interest and dividends tax for New Hampshire residents over 65 years of age. **INEXPEDIENT TO LEGISLATE.**

Rep. Patrick F Abrami for Ways and Means: The committee had concern that the word “rate” might not pass constitutional scrutiny because it implies different rates for different groups of citizens. Our concern was sent to house legal counsel for opinion. The reply from counsel was that, “it is likely that the New Hampshire Supreme Court would rule that such legislation is unconstitutional on the grounds that, by imposing different interest and dividends tax rates on taxpayers over 65 years old and tax payers under 65 years old, the legislation classifies taxpayers for purposes of taxation, which the court has ruled is unconstitutional.” With that opinion, the committee unanimously decided that it would be prudent not to move a bill forward that would be in conflict with the New Hampshire Constitution. **Vote 20-0.**

HB 215-FN-A, establishing a credit for gambling losses against the tax on gambling winnings. **INEXPEDIENT TO LEGISLATE.**

Rep. Bill Ohm for Ways and Means: The prime sponsor recommends ITL as he prefers passage of HB 229-FN-A (repealing the tax on gambling winnings) or HB 201-FN-A (deductions of gambling losses). HB 201 is essentially similar to this bill. **Vote 18-0.**

REGULAR CALENDAR

TUESDAY, FEBRUARY 15

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION

HB 125-FN, relative to lawful commerce in firearms, including manufacture and sale, in New Hampshire. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Joshua C Davenport for the **Majority** of Constitutional Review and Statutory Revision: This bill exempts firearms, fire arm accessories, and ammunition manufactured in New Hampshire from federal law and regulation. Testimony emphasized the importance of commerce clause limitations on federal power. The US Republic has internal checks and balances. For example, the legislative and executive branches are granted separate powers in order to keep each in check. If an organ of the executive attempts to overreach, the legislature, controlling the purse strings, may defend the organ. This primary check on power is internal to how the two branches are connected, and does not rely on the 3rd branch, the courts, for effectiveness. In the same manner, power is divided between the states and the central government. The commerce clause grants to the central government the right to regulate trade between states. As the central government attempts to over extend its power by regulating intra-state trade, it is up to the states to check that usurpation. States exercise this primary check by defending their own intra-state regulatory domain. This method of checking federal power was advocated by the authors of the constitution and has a long history of use: the state of NH previously removed the coast guard from Lake Winnepesaukee, because regulation of that space belongs to the people of

NH. HB 125 is well within the historical norm for this mechanism and ought to pass. The people of NH chose to be their own masters. **Vote 8-4.**

Rep. Gary B Richardson for the **Minority** of Constitutional Review and Statutory Revision: This bill would make a state or federal official, who enforced a lawful federal regulation, guilty of a misdemeanor or felony. This bill is in direct conflict with the National Firearms Act and is clearly unconstitutional.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 110, requiring professional safety and security services personnel to report certain criminal offenses. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Stephen J Shurtleff for the **Majority** of Criminal Justice and Public Safety: This bill requires college security personnel who have observed a felony, or had a felony revealed to them, to report that felony to their closet law enforcement agency. The bill, as amended, has an exception to the notification requirement: if the victim is 18 or older, has been the victim of a sexual assault offense or abuse as defined in RSA 173-B:1, and if the victim objects to the release of any information to the local law enforcement agency. Currently on some New Hampshire campuses not all felonies are reported. They are handled administratively by the school. Local law enforcements are never notified of these felonious crimes. Furthermore, the sub-committee on this bill was informed by one police chief that the college in his community was sometimes less then helpful in assisting felony investigations. The committee felt that there is a long held New Hampshire belief in the premise of “equal justice under the law” that there should not be one legal standard for NH citizens and another for college students. **Vote 14-2.**

Rep. Mark Warden for the **Minority** of Criminal Justice and Public Safety: The minority feels that this bill creates new regulations where none are needed. The bill would tie the hands of colleges and universities to deal with discipline on campus in the way they deem best. Requiring a college to report victimless crimes, even where there is no complainant, could lead to needlessly harming the futures of young people by tagging them with criminal records. This new level of bureaucracy will further hamper law enforcement efforts on colleges and universities.

ENVIRONMENT AND AGRICULTURE

HB 84, establishing a statutory commission on motor vehicle recycling issues. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. J. David Knox for the **Majority** of Environment and Agriculture: Each year over 150 motor vehicle salvage yards are dismantling end of life vehicles for reuse of parts and recycling of scrap material. Some of these yards are poorly operated and contaminate the environment. A previous study commission has brought the stakeholders of the industry and the various state departments together to work on solutions, but problems still exist, and the bill would have this work continue through the creation of a statutory commission. The department of environmental services and the department of transportation support the passage of this bill as do the Auto and Truck Recyclers Association of New Hampshire and other representatives of the industry. **Vote 10-7.**

Rep. Guy Comtois for the **Minority** of Environment and Agriculture: The auto recycling industry is “well” regulated. We don’t need another commission to study regulations, unless the goal is to deregulate.

FINANCE

HB 60-FN-L, repealing the moratorium on school building aid projects. **INEXPEDIENT TO LEGISLATE.**

Rep. William B Smith for Finance: The committee felt that the current budget situation is highly unlikely to provide the opportunity to remove the moratorium on school building aid

in the next biennium. Further study may be needed to address long term issues, but this bill does not provide the basis for such study. **Vote 25-0.**

HB 113, prohibiting the university system of New Hampshire from using state appropriations to fund public television. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Karen C Umberger for Finance: This bill with amendment eliminates any state general funds from being provided to New Hampshire Public Television. The university system had been providing general fund money to support New Hampshire Public Television. The committee believed this was not the proper way to spend taxpayer dollars. **Vote 19-6.**

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES

HB 185-FN, relative to determining bargaining units for purposes of public employee collective bargaining. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kevin P Sullivan for the **Majority** of Labor, Industrial and Rehabilitative Services: It is the sense of the committee that it can be burdensome to towns to negotiate with groups smaller than ten. It was reported that when previous versions of this legislation were put forth, it was for the purpose of being eligible to join the state retirement system. It was brought up today that it was not the case. Hence, the committee feels it is no longer necessary to allow formation of units less than ten. **Vote 13-4.**

Rep. Jeffrey P Goley for the **Minority** of Labor, Industrial and Rehabilitative Services: This legislation takes away the ability of a city or town governing body to recognize a public sector bargaining unit of less than ten. It no longer allows the governing body the decision that it feels may be in the best interest of its community. It takes away local control.

HB 474-FN, relative to freedom of choice on whether to join a labor union. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Tammy A Simmons for the **Majority** of Labor, Industrial and Rehabilitative Services: This bill increases personal freedoms and protects the rights of NH citizens by preventing an employer from terminating or otherwise discriminating against an employee because they choose to join or not join a labor union, or to pay dues, fees or other charges to a labor union. No other private organization in America insists on having the power to force membership on unwilling people except labor unions. New Hampshire would join 22 other Right to Work states – states that have experienced a 23% faster rise in per capita income than non-Right to Work states in the 30 years preceding 2007. HB474 would make NH more economically competitive, allowing us to be better able to attract new jobs to our great state while at the same time protecting individual workers' freedoms. The amendment removes the unions' obligation to represent those public sector employees who are not members of the union. **Vote 10-7.**

Rep. Charles F Weed for the **Minority** of Labor, Industrial and Rehabilitative Services: The bi-partisan minority found several questions about which little information was provided. Specifically, will the changes made lead to requests by those leaving the union of the exclusive bargaining agent to demand minority bargaining units? Will affected employees in the public sector drop out when there are no problems and rejoin when they feel insecure or vulnerable? How will communities deal with budget issues if employees suddenly choose to rejoin the union in order to receive negotiated compensation and benefits? In other words, unresolved questions may lead to chaos in cities and towns. We also wondered why the majority of the committee discounted the super majority of those who testified against the bill, as well as those indicating that this was not a pressing need expressed by 2000 New Hampshire employers. Was right to work a solution looking for a problem?

SB 1-FN-L, eliminating the automatic continuation requirement for public employee collective bargaining agreements. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Joanne A Ward for the **Majority** of Labor, Industrial and Rehabilitative Services: This bill eliminates the automatic continuation requirement for public employee bargaining agreements. Municipalities have encouraged this vote to help control their town/city budgets from costs not anticipated, and not within their control. This applies to public sector employees only. **Vote 13-4.**

Rep. Jeffrey P Goley for the **Minority** of Labor, Industrial and Rehabilitative Services: The minority of the committee believes the “evergreen law” that has been in place since 2008 should not be repealed. Evergreen balanced the negotiating powers between employees and employers in the public sector by making sure all parts of a contract were enforced when that contract expired, including negotiated pay plans.

MUNICIPAL AND COUNTY GOVERNMENT

HB 249-L, relative to procedures for property revaluations. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Betsey L Patten for the **Majority** of Municipal and County Government: The State of New Hampshire taxes its people based on the constitution and statutory requirements. The constitution in Article II, Part 5 requires “proportional and reasonable assessments” and in Article II, Part 6 also requires “there shall be a valuation of the estates within the state taken anew once in every five years.” In RSA 75:1 “the selectmen shall appraise....and all other taxable property at its market value. Market value means the property’s full and true value as the same would be appraised in payment of a just debt due from a solvent debtor. The selectmen shall receive and consider all evidence that may be submitted to them relative to the value of property, the value of which cannot be determined by personal examination.” In RSA 75:8 the law requires that “annually, and in accordance with state assessing guidelines, the assessors and selectmen shall adjust assessments to reflect changes so that all assessments are reasonably proportional within that municipality.” In order to comply with the constitution and state laws, the selectmen, board of assessors or individual assessors have tools to do their job. One of the tools is a statistical update “which means to maintain proportionality by analyzing market sales throughout the municipality to identify and implement needed value changes to the affected areas or classes of property.” A sales analysis is done by comparing property sales with assessed values. If the analysis shows any class of property, i.e.: manufactured housing or condominiums, being sold for over or under the assessed value, an update using that analysis is done to ensure that class of property is being taxed accurately and proportionally to other classes of property within the municipality. HB 249 prohibits the use of a statistical updates and the consequence of that action is a requirement to do a full measure and list and revaluation yearly, costing the municipalities. The cost of a full revaluation in Hudson in 2002 was \$243,000 where the statistical update in 2004 was \$45,400. If HB 249 were to pass, New Hampshire municipalities will be mandated to conduct more expensive full revaluations every year. In these trying economic times it is incumbent upon the government to limit costs as much as possible. The assessing standards board has been implementing guidelines and standards for the assessing community and is continuing to ensure the assessing process performs in a manner that yields a product that is accurate and proportional. All along the way there is an appeal process if errors or omissions are found. **Vote 15-1.**

Rep. John A Burt for the **Minority** of Municipal and County Government: With using statistical updates there may be abuses. If someone buys my neighbors \$180,000 home for \$500,000, your taxes will go up using statistical updates. Yet you could not sell your home for that increase, plus you pay more taxes because using statistical updates says your property is worth more.

HB 267-FN, permitting the adoption of slot machine gaming in a city or town. **INEXPEDIENT TO LEGISLATE.**

Rep. Priscilla P Lockwood for Municipal and County Government: If we want to have gambling it should be done on the state line, not piecemeal by municipalities. We should not be passing on regulatory obligations to the towns and cities. **Vote 16-0.**

RESOURCES, RECREATION AND DEVELOPMENT

HB 202-FN, relative to road salt applicators. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Harry C Merrow for the **Majority** of Resources, Recreation and Development: This bill would require a salt application certificate for commercial application. It would require an annual fee, not yet determined, and extensive paper work which must be kept for three years. The bill also establishes a salt fund and a two person department to inspect, and keep records at the state level at a cost of between 83K to 98K per year. One reason for doing this was to limit the liability of the contractor. We question this and believe most commercial applications already have adequate insurance. We do not feel the bill is needed at this time. **Vote 10-5.**

Rep. Marcia G Moody for the **Minority** of Resources, Recreation and Development: Salt applied to parking lots, roadways and other surfaces has been well documented as a cause of an official "impaired waters" status of New Hampshire water bodies, especially in the more developed parts of the state. The committee has been working on legislation to address this problem for several years. HB 202 is carefully crafted to offer strong incentives for salt applicators to be trained and to implement proper salt application practices. These include only the necessary amount of salt, and proper spreading techniques. The minority feels that making salt applicator certification voluntary enables a choice. Offering protection against liability for property owners and those using these procedures would be an incentive to use only an appropriate amount of salt. Private commercial applicators have testified that this is an appropriate means of achieving the desired minimization of salt use, while still protecting the safety of those using roadways and parking areas.

HB 230, exempting the repair of certain structures from compensatory mitigation requirements. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Peter S Bolster for the **Majority** of Resources, Recreation and Development: This bill exempts owners of waters, solely within the boundaries of the owner's property and that have no abutters who repair or replace existing structures from compensatory mitigation requirements. The bill addresses an economical and practical means to repair and maintain existing structures on small bodies of water without the need for expensive compensatory mitigation. **Vote 11-4.**

Rep. Judith T Spang for the **Minority** of Resources, Recreation and Development: The minority believes this bill needs work to clarify its language and to establish whether this would be found to be a non-issue, when existing state regulations are examined more closely.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HB 440-FN, requiring that New Hampshire join the lawsuit challenging federal health care reform legislation, and repealing the authority for state implementation of federal health care reform. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Daniel J Tamburello for the **Majority** of State-Federal Relations and Veterans Affairs: Passage of this bill would require the attorney general of the state of New Hampshire to join the lawsuit challenging the federal health care reform act. This bill will save taxpayer dollars by preventing the state from setting up a bureaucracy and infrastructure as required by the federal law currently determined to be unconstitutional. **Vote 8-2.**

Rep. Robert L Theberge for the **Minority** of State-Federal Relations and Veterans Affairs: The minority believes that this bill encroaches upon the essential functions of the executive branch. The proposed legislation clearly constitutes an enforcement action challenging federal law. Also, passing this bill, which would take away the authority of the New Hampshire insurance department to enforce these insurance laws, would undermine New Hampshire control and put Granite Staters at risk. By passing this bill and rescinding that authority, the legislature will be passing the reins over to the federal government to take

control of the program. The minority would like efforts made to strengthen our health care system and not seek to overturn policies that are benefiting our state.

HCR 6, requiring the Congress of the United States of America to reaffirm its adherence to the Constitution of the United States regarding international agreements and treaties.

MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Lucien A Vita for the **Majority** of State-Federal Relations and Veterans Affairs: HCR 6 is a straight-forward wakeup call to the Congress of the United States and those countries and supranational organizations who would wish to enter into treaties with the United States. The United States Constitution, which we, as legislators, have all sworn to uphold, absolutely requires that all treaties entered into by the United States be subjected to a 2/3 majority approval of the United States Senate (congressional oversight) prior to the implementation of a treaty. The congressional oversight requirement acts as a safeguard against unconstitutional changes to our laws and regulations, changes which can diminish the sovereignty and independence of the citizens of New Hampshire. This resolution states that the current practice of allowing bureaucrats, not responsible to the people, and elected officials to sign onto treaties that have not suffered congressional oversight will no longer be tolerated by the people of New Hampshire. **Vote 8-2.**

Rep. Robert L Theberge for the **Minority** of State-Federal Relations and Veterans Affairs: The minority strongly believes that the present legislation does not mirror, as stated in committee, HCR 29, which this House passed in 2010. HCR 29 addressed the “fast tracking authority” whereas this legislation admonishes President George W. Bush for having signed a formal agreement with Canada and Mexico which established the security and prosperity partnership. In addition, the bill undermines the authority of New Hampshire’s congressional delegation and encroaches upon the essential functions of the executive branch.

TRANSPORTATION

HB 414-FN-A, establishing an assessment on motor vehicle inspections to be deposited in the police standards and training council training fund. **INEXPEDIENT TO LEGISLATE.**

Rep. John A Hikel for Transportation: While this bill is well intended in order to fund police standards training, an increase of five dollars per New Hampshire safety inspection fee that will be passed on to the consumer is just too much of an increase and will cause repair shop, inspection stations, and consumers great hardship. **Vote 11-3.**

HB 626-FN, relative to a division of motor vehicles office location in Milford. **INEXPEDIENT TO LEGISLATE.**

Rep. John R Cloutier for Transportation: This bill would require the department of safety to maintain a division of motor vehicles (DMV) driver licensing and registration substation in the town of Milford. Furthermore, a portion of the building that housed the substation would also be available to the Milford district court. First, this bill would set a bad precedent by requiring the department of safety to maintain a Milford DMV substation as part of state law. This requirement has never been put into law before, and, if passed, would encourage legislation to file similar bills mandating the location of DMV substations in their districts. Second, the 2009 capital budget dealt with this issue by upgrading the Nashua DMV substation at a cost of \$250,000 so Milford residents could travel to that substation for their licensing and registration needs. Finally, there is presently legislation, House Bill 438, before the legislature, that would deal with the Milford district court. **Vote 13-1.**

WAYS AND MEANS

HB 37-FN-A, reestablishing the initial monthly gross charge exemption to the communications services tax. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Gary S Azarian for the **Majority** of Ways and Means: This bill reestablishes the exemption to the communications services tax for the first \$12 of the monthly gross charge

for a residential customer's telephone exchange access and service. The cost to the revenue side is small compared to the benefit gained by the elderly and those on the lower socio-economic level. **Vote 14-5.**

Rep. Susan W Almy for the **Minority** of Ways and Means: According to the sponsor and data from the telephone companies, this bill will cost approximately \$5 million a year to the state's revenues. It will benefit land-line customers to the tune of 84 cents/month. Most, if not all, land-line customers poor enough to care about this amount - dwarfed by the \$7.49 of federal taxes on the same basic bill – have given up their lines and moved to cheap trac phones for emergency use. They and other elderly that need the state's services will be hurt much more by the loss of those services in the budget. Why make the hole in our budget worse?

HB 166-FN-A-L, reducing the rate of the meals and rooms tax. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Laurie J Sanborn for the **Majority** of Ways and Means: This bill reduces the meals and rooms tax back to the 8 percent level. When the tax was increased by 12.5 percent to the 9 percent level, the tourism industry, small businesses, and residents of New Hampshire were all negatively affected. Reducing the tax is good for our economy, encourages people to spend money here, and helps our business community grow and create jobs. **Vote 16-5.**

Rep. Christine C Hamm for the **Minority** of Ways and Means: This bill would reduce the meals and rooms tax from 9 percent to 8 percent, the potential effect of which could result in more than \$27 million in lost revenues. In contrast, this multi-million dollar loss would affect a consumer renting a \$70 room in a hotel by only 70 cents, i.e. instead of paying \$6.30 tax on that room, he would now pay \$5.60. Since saving 70 cents is hardly enough to be a factor in such a decision as to whether or not to rent a hotel room, and since the commissioner of the department of resources and economic development confirmed that assumption when he testified there had been no impact on the state meals and rooms revenues that could be attributable to the rate's increase in 2010, and since the state is in need of sustainable revenues, the minority considers a reduction of this rate to be unnecessary and inadvisable at this time.

COMMITTEE MEETINGS

FRIDAY, FEBRUARY 11

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Room 207, LOB

- 9:00 a.m. Executive session on **HB 208-FN-L**, providing additional per pupil funding for pupils in certain public schools, **HB 216**, relative to the instructional authority of school boards, **HB 233**, restricting judicial review of state education trust fund distributions, **HB 238-FN-A**, relative to the assessment of the education tax by towns and cities.
- 9:30 a.m. **HB 533-FN-L**, establishing a cap on the amount of school building aid grants distributed in each fiscal year.
- 10:30 a.m. **HB 337-FN-L**, relative to the calculation and distribution of adequate education grants.
Executive session may follow.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB

- 9:00 a.m. **HB 461-FN**, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service.
- 10:00 a.m. **HB 227-FN**, relative to the membership of the retirement system board of trustees.
- 11:00 a.m. **HB 464-FN**, requiring the transfer of certain retirement system group II

- special account funds to the state annuity accumulation fund.
- 1:00 p.m. **HB 537-FN**, reducing retirement allowances paid by the New Hampshire retirement system.
Executive session may follow.
- 2:00 p.m. Executive session on **HB 231-FN**, relative to payment of state retiree medical benefits for spouses and dependents, **HB 299-FN**, relative to the method of financing for the judicial retirement plan.

MONDAY, FEBRUARY 14

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 625-FN-A**, relative to New Hampshire correctional industries.
- 10:45 a.m. Rescheduled public hearing **HB 635-FN-A**, requiring the governor to consolidate certain agency functions and making an appropriation therefor.
- 11:30 a.m. Rescheduled public hearing on **HB 620**, establishing a commission to study the creation of a health care pool for police, fire, teachers, state, university, and municipal employees.
- 1:30 p.m. **HB 339-FN-A**, allowing the state veterinarian to employ a meat inspection services administrator.
Executive session may follow.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. **HB 320**, requiring the construction of a clock tower as part of the Hampton seashell complex.
- 10:30 a.m. **HB 498-FN**, relative to weed control along certain state routes.
- 11:00 a.m. Rescheduled public hearing on **HB 425-FN-A-L**, making an appropriation for the special education catastrophic aid program for the 2011 fiscal year.
Executive session may follow.

FINANCE – (DIVISION II), Rooms 210-211, LOB

- 1:00 p.m. University System of NH.
- 2:00 p.m. Department of Education.

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c), Room 100, State House

- 9:00 a.m. Regular meeting.

JUDICIARY, Room 208, LOB

- 10:00 a.m. Full committee executive session on **HB 375**, relative to immunity for school personnel using necessary force to protect pupils, **HB 438-FN-A**, relative to funding of the Claremont, Colebrook, Milford, and Keene District Courts and establishing a committee to study the utilization of existing facilities to house courts leased by communities through the state, **HB 534-FN-A**, relative to nonprofit reporting requirements with the division of charitable trusts, department of justice and making an appropriation therefor, **HB 538-FN**, establishing a reporting system for court decisions relative to the determination of parental rights and responsibilities and the appointment of guardians ad litem, **HB 286**, changing district court jurisdiction over the town of Weare, **HB 297**, allowing municipalities to establish municipal courts, **HB 199**, relative to proceedings of medical injury claims screening panels, **HB 261-FN**, eliminating screening panels for medical injury claims.

TEMPORARY COMMISSION RELATIVE TO CHILDREN'S HEALTH INSURANCE (RSA 126-H:10), Room 103, LOB

- 1:00 p.m. Regular meeting.

TUESDAY, FEBRUARY 15

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

3:00 p.m. Or immediately following the House session, executive session on **HB 234-FN-A**, relative to food service licensure, **HB 292-FN**, relative to securities regulation, **HB 509-FN**, relative to drinking water at temporary mass gatherings, **HB 602-FN-A**, relative to funding the law requiring reporting of health care acquired infections, **HB 619-FN**, requiring the state of New Hampshire to opt out of the requirement that individuals purchase health insurance contained in the Patient Protection and Affordable Care Act, **HB 102**, establishing a committee to study merging the insurance department, banking department, and securities division of the office of the secretary of state.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

8:30 a.m. Subcommittee work session on **HB 127-FN**, relative to the definition of oral communication, **HB 145**, permitting the audio and video recording of any public official while in the course of his or her official duties.

EDUCATION, Room 207, LOB

8:00 a.m. Subcommittee work session on **HB 301-FN**, amending the home education statutes, **HB 545**, repealing the department of education's rulemaking authority for home education programs, **HB 595**, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.

3:00 p.m. **HB 220-FN**, relative to the approval of plans and specifications for the construction of school buildings.

3:30 p.m. **HB 528-FN-L**, requiring school districts to develop a facility maintenance and capital improvement program.

4:00 p.m. **HB 604**, relative to the procedures for approval of plans, specifications, and costs of school building construction or renovation.
Executive session may follow.

ELECTION LAW, Room 308, LOB

3:15 p.m. **HB 451-FN**, prohibiting the use of prerecorded political messages for political advocacy within 30 days prior to an election.

3:40 p.m. **HB 459-FN**, relative to placement of political advertising.

4:00 p.m. **HB 466-FN**, eliminating the ballot law commission.
Executive session may follow.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

3:30 p.m. Or immediately following the House session, executive session on **HB 417-FN-A**, making an appropriation to the milk producers emergency relief fund.

ETHICS COMMITTEE (RSA 14-B:2), Room 103, State House

2:00 p.m. Regular meeting.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205, LOB

1:30 p.m. Or immediately following the House session, subcommittee work session on **HB 312-L**, relative to notice required for the fluoridation of drinking water.

2:00 p.m. Subcommittee work session on **HB 191**, relative to the community mental health system.

2:30 p.m. Subcommittee work session on **HB 75**, establishing a commission to study bed bugs in New Hampshire.

3:00 p.m. Subcommittee work session on **HB 295**, relative to the use of long-term antibiotics for the treatment of Lyme disease.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

3:00 p.m. Or immediately following the House session, executive session on **HB 133**, relative to the minimum wage, **HB 273**, relative to public or private criticism of employers by employees, **HB 275**, establishing an employers' private right of action to enforce the payment of workers' compensation coverage, **HB 401**, relative to postsecondary training for workers with disabilities.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

9:30 a.m. Subcommittee work session on **HB 350-FN**, updating laws relative to the fiscal committee of the general court.

12:00 p.m. Or immediately following the House session, subcommittee work session on **HB 135**, relative to state employee reimbursement for use of a personal vehicle.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

3:00 p.m. Or immediately following the House session, executive session on **HB 519-FN**, repealing New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions, **HB 365-FN-A**, establishing a commission to encourage broadband development and making an appropriation therefor, **HB 612**, establishing a commission to study existing septic systems and potential new septic technologies, **HB 387**, requiring providers of prepaid cellular telephone service to provide subscriber information to the enhanced 911 system.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

3:00 p.m. Or immediately following the House session, executive session on **HB 132**, adopting and implementing the United States flag code, **HCR 23**, urging the New Hampshire congressional delegation to support earmarks for the Portsmouth Naval Shipyard, **HR 9**, supporting earmarks for public safety, **HR 8**, urging the New Hampshire congressional delegation to sponsor and support a constitutional amendment to re-establish the authority of the states and Congress to regulate campaign spending by corporations.

WEDNESDAY, FEBRUARY 16

COMMERCE AND CONSUMER AFFAIRS (BANKING/BUSINESS DIVISION), Room 302, LOB

9:00 a.m. Banking/Business Division subcommittee work session on **HB 408**, relative to residential mortgage loan transactions.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

1:30 p.m. Or 45 minutes after the House session, executive session on **HB 222-FN**, relative to administrative rules which contain a fee increase, allowing political subdivisions to object to a proposed rule, and eliminating certain statutory provisions granting general rulemaking authority, **HB 279**, relative to gifts, grants, or donations received by the governor's commission on disability, **HB 150**, relative to benefits of judicial branch employees who transfer from the judicial branch to state service in the executive branch or the legislative branch, **HB 193**, relative to the Mount Washington commission, **HB 239**, prohibiting a state agency from establishing a fee without legislative approval, **HB 245**, establishing a committee to study election of the attorney general by the legislature, **HB 252-L**, repealing provisions regarding applications for hawkers' and peddlers' licenses, **HB 253**, establishing a committee to determine the value of professional licensing and disciplinary practices in New Hampshire, **HB 272-FN**, requiring hearing

aid dealers to post a surety bond., **HB 364**, relative to the membership of the state committee on aging, **HB 373**, proclaiming June 3 each year in dedication of the sermon by Reverend Samuel McClintock on the commencement of the New Hampshire constitution and relative to the observance of Federal Constitution Days, **HB 380**, exempting the commission on the status of men from repeal on June 30, 2011 and adding a duty to the commission, **HB 384**, prohibiting the office of energy and planning from requiring social security numbers from applicants of any program administered by the office, except when required under federal law or regulation, **HB 392**, clarifying responsibilities of the division of homeland security and emergency management, and expanding responsibilities of the advisory committee on emergency preparedness and security, **HB 413**, directing the joint legislative oversight committee on the emergency management system to review the duties of certain other committees, **HB 418-FN**, requiring state agencies to consider open source software when acquiring new software, **HB 625-FN-A**, relative to New Hampshire correctional industries, **HB 635-FN-A**, requiring the governor to consolidate certain agency functions and making an appropriation therefor,

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 303, LOB (Please note room change.)

9:00 a.m. Subcommittee work session on **HB 26-FN**, clarifying the definition of gross misconduct for purposes of unemployment compensation.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

1:00 p.m. Or immediately following the House session, executive session on **HB 139**, establishing a committee to study merging the New Hampshire turnpike system and the state highway system, **HB 204-FN**, granting motor vehicles with special number plates for veterans toll-free use of the turnpike system, **HB 268-FN**, relative to the Merrimack tolls, **HB 323**, establishing a commission to study and promote the long-term growth and efficient use of existing state highway rights-of-way, **HB 371-FN-A**, relative to capital appropriations to the liquor commission for facilities on Interstate Route 93 in Hooksett and improvements to existing stores, **HB 471-FN**, relative to the discontinuance of certain tolls and authorizing the department of transportation to establish a toll plaza between exits 1 and 2 on the F.E. Everett turnpike, **HB 472-FN**, relative to a certain E-Z Pass discount for Nashua toll plazas, **HB 497-FN-L**, relative to the placement of crosswalks and a stop sign in the town of Rye, **HB 603**, prohibiting public works projects and natural formations from being named in honor of any living elected official, if necessary.

THURSDAY, FEBRUARY 17

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. **HB 488-FN**, relative to criminal records checks for employment with child day care agencies.

11:00 a.m. **HB 634-FN**, relative to payment of guardian ad litem and mediator fees in marital cases where the parties are indigent.

1:10 p.m. **CACR 9**, relating to parental rights. Providing that the state shall not abridge the responsibility of parents for the health, education, and welfare of their children.

2:15 p.m. **HB 435**, establishing a committee to study joint parenting decisions. Executive session may follow.

COMMERCE AND CONSUMER AFFAIRS (INSURANCE/CONSUMER PROTECTION DIVISION), Room 302, LOB

- 9:00 a.m. Insurance /Consumer subcommittee work session on **HB 96**, relative to issuance of individual health insurance policies by health carriers.
- 9:30 a.m. Insurance /Consumer subcommittee work session on **HB 175**, relative to technical changes in life, accident, and health insurance.
- 10:00 a.m. **HJR 2**, prohibiting the implementation of the insurance department rules regarding the New Hampshire Medical Malpractice Joint Underwriting Association.
- 10:30 a.m. **HB 126-FN**, prohibiting interference with access to medical services and health insurance of New Hampshire citizens.
- 11:00 a.m. **HB 419-FN**, relative to language in insurance certificates.
- 1:15 p.m. **HB 298**, requiring condominium management companies to make certain disclosures to the condominium board of directors.
- 2:00 p.m. **HB 322**, relative to occupancy fees charged by manufactured housing park owners.
- Work sessions on these bills may follow the public hearings.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 225-FN**, relative to the return of personal property confiscated by law enforcement agencies from a person charged with a crime.
- 10:30 a.m. **HB 434**, relative to procedures for investigating law enforcement officers involved in critical incidents.
- 11:00 a.m. **HB 453-FN-L**, making persons fleeing to avoid prosecution or custody or violating parole or probation ineligible to receive certain disability aid.
- 11:30 a.m. **HB 556**, relative to citizen complaints against police officers.
- 1:30 p.m. **HB 572-FN**, relative to official oppression.
- 2:00 p.m. **HB 217-FN**, including "unborn child" in the definition of "another" for the purpose of first and second degree murder, manslaughter, and negligent homicide.
- 2:45 p.m. **HB 644-FN**, relative to various state laws pertaining to unlawfully present aliens.
- Executive session may follow.

EDUCATION, Room 207, LOB

- 8:00 a.m. Subcommittee work session on **HB 301-FN**, amending the home education statutes, **HB 545**, repealing the department of education's rulemaking authority for home education programs, **HB 595**, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.
- 10:30 a.m. **HB 290**, relative to staffing exceptions for small schools.
- Executive session may follow.
- 1:00 p.m. Executive session on **HB 467-FN**, relative to the procedure for school districts to determine if a child in the juvenile court system is a child with a disability.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:30 a.m. Rescheduled public hearing on **HB 586**, establishing an interdepartmental public health and environmental coordinating committee.
- 10:00 a.m. Rescheduled public hearing on **HB 458-FN-A**, establishing a sunset review process for executive agency and judicial programs and making an appropriation therefor.
- Executive session may follow.
- 11:00 a.m. Executive session continued from February 16, if needed.
- 1:30 p.m. **HB 348-FN**, transferring the duties of the racing and charitable gaming

commission to the lottery commission and abolishing the racing and charitable gaming commission, and prohibiting new electronic gaming devices without statutory authorization.
Executive session may follow.

FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Budget Presentation:

10:00 a.m. Governor's budget presentation.

FINANCE, Rooms 210-211, LOB

Agency Budget Presentations:

1:00 p.m. Veterans Home.

2:00 p.m. Department of Education

3:00 p.m. Community College System of NH (CCSNH)

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205, LOB

10:00 a.m. Executive session on **HB 353-FN**, establishing a Medicaid waiver program to provide in-home support services for children who are medically fragile or children with chronic illness, **HB 479-FN**, relative to receivership of nursing homes and other residential health care facilities, **HB 481-FN**, relative to the definition of disability for aid to the permanently and totally disabled, **HB 120**, extending the public health services improvement council, **HB 189**, relative to disclosure of certain hospital fees, **HB 284-FN**, relative to contact lens prescriptions, **HB 289**, relative to procedures followed by funeral directors, **HB 306**, relative to access to birth records.

1:00 p.m. **HB 642-FN**, requiring the departments of health and human services and administrative services to jointly issue a certain request for information.
Executive session may follow.

2:30 p.m. Subcommittee work session on **HB 228-FN**, prohibiting the department of health and human services from entering into a contract with Planned Parenthood Federation of America, Inc. or any organization that provides abortion services and prohibiting the use of public funds or insurance for abortion services.

JUDICIARY, Representatives Hall

10:30 a.m. Full committee public hearing on **HB 437-FN**, relative to the definition of marriage.
Full committee public hearing on **HB 443-FN**, establishing that marriage between one man and one woman shall be the only legal domestic union that shall be valid or recognized in this state.
Full committee public hearing on **HB 569-FN**, establishing domestic union as a valid contract and extending certain rights to parties to a domestic union.
Executive session may follow.

LEGISLATIVE ADMINISTRATION, Room 303, LOB

2:00 p.m. Information session on Constitution Part 2 Article 7, Legislative Ethics and Lobbying.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

9:30 a.m. **HB 639-FN-L**, requiring impact studies for large-scale retail development.

10:00 a.m. **HB 293-FN**, relative to phasing out and repealing the exemption for water and air pollution control facilities from local property taxation.

10:15 a.m. **SB 16**, relative to amendments to warrant articles.

10:45 a.m. **SB 15**, relative to the duties of tax collectors and clerks.

11:10 a.m. **HB 340-FN**, promoting parental choice in education and providing for an abatement from the education taxes for parents of children not enrolled in

- the public school system.
- 12:45 p.m. **HB 341**, relative to local spending caps.
- 1:20 p.m. **HB 338**, allowing towns and cities to exempt farm buildings and structures from property taxation.
- 1:45 p.m. **HB 358**, relative to the maintenance, repair, and preservation of burial grounds.
- 2:10 p.m. **HB 361**, enabling counties to adopt semi-annual payment of county taxes by towns and cities.
- 2:40 p.m. **HB 457-FN**, reducing the interest rate on late and delinquent property tax payments, subsequent payments, and other unpaid taxes.
- Executive session may follow.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 9:30 a.m. **HB 525**, naming a bridge in the town of Merrimack in honor of Corporal Timothy Gibson, U.S.M.C.
- 10:30 a.m. **HB 558**, relative to exchanging Haseltine Street in Plaistow for a section of NH 121A from the intersection of Haseltine and Main Streets to the border with Haverhill, Massachusetts.
- 11:00 a.m. **HB 477-FN**, relative to the classification of certain highways in the town of Farmington.
- Executive session may follow.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 10:00 a.m. **HB 470-FN**, repealing the comprehensive shoreland protection act.
- 1:00 p.m. **SB 19**, relative to the definition of "prime wetlands."
- Executive session may follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 9:00 a.m. Rescheduled public hearing on **HCR 19**, affirming States' powers based on the Constitution for the United States and the Constitution of New Hampshire.
- Executive session may follow.
- 10:00 a.m. **HCR 22**, opposing the right of any firm, corporation, or individual to trademark the name Mount Washington.
- 10:30 a.m. **HCR 16**, urging the prohibition of enforcing a particular federal executive order.
- 11:00 a.m. **HCR 25**, urging Congress to amend the Internal Revenue Code to permit churches and other houses of worship to engage in political campaigns.
- 11:30 a.m. **HCR 11**, to urge the Congress of the United States to withdraw the membership of the United States from the United Nations so that the United States may retain its sovereignty and control over its own funds and military forces.
- 1:00 p.m. **HCR 10**, urging the National Park Service to permit the exhumation of the body of Meriwether Lewis to determine the cause of his death.
- 1:30 p.m. **HCR 15**, ordering our federal senators to vote against the Law of the Sea Convention.
- Executive session may follow.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **HB 157-FN-A**, repealing the tax on gambling winnings.
- 10:15 a.m. **HB 645-FN-A-L**, eliminating various taxes and fees and tax and fee increases enacted in fiscal years 2007 through 2010.
- 11:15 a.m. **HB 646-FN-A-L**, eliminating various taxes and fees and tax and fee increases enacted in fiscal years 2006 through 2010.
- 1:00 p.m. **HB 518-FN-A**, increasing the research and development tax credit and

- 1:30 p.m. establishing a commission to assess the effectiveness of the credit.
HB 243, enabling towns and cities to establish a local revenue option as an alternative to property taxation for the funding of local government costs.
- 2:15 p.m. **HB 277-FN**, relative to the deposit of fees collected under the Unified Carrier Registration System into the highway fund.
- 2:45 p.m. **HB 636-FN-A**, increasing the rate of the Medicaid enhancement tax, the nursing facility quality assessment fee, and the ICF quality assessment fee.
- 3:15 p.m. **HB 605**, authorizing the business finance authority to establish a New Hampshire innovation business job growth program.
 Executive session may follow.

FRIDAY, FEBRUARY 18

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 305-307, LOB

9:00 a.m. Regular meeting.

COMMISSION TO STUDY REQUIREMENTS FOR SAFE AND SECURE LANDFILLS (HB 672, Chapter 252:1, Laws of 2007), Room 304, LOB

1:30 p.m. Regular meeting.

COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F:1), Room 100, State House

12:00 p.m. Regular meeting.

FINANCE, Rooms 210-211, LOB

Agency Budget Presentations:

- 1:00 p.m. Liquor Commission
 3:00 p.m. Department of Information Technology

FISCAL COMMITTEE (RSA 14:30-a), Rooms 210-211, LOB

- 10:00 a.m. Regular business.
- 10:30 a.m. Audits: State of New Hampshire, Department of Labor, financial audit report for the fiscal year ended June 30, 2010.
 State of New Hampshire, Department of Corrections, financial audit report for the nine months ended March 31, 2010

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, INTERVENTION, AND TREATMENT (RSA 12-J), Rooms 302-304, LOB

9:00 a.m. Regular meeting.

GUARDIANS AD LITEM BOARD (RSA 490-C:1), Room 102, LOB

1:00 p.m. Regular meeting.

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Rooms 205-207, LOB

- 11:00 a.m. **CACR 7**, relating to education funding. Providing that the general court shall distribute funds in the manner that it determines will best promote an equal opportunity for an adequate education.
CACR 12, relating to funding of public education. Providing that the legislature shall define standards for education, determine the level of state funding thereof, establish standards of accountability, and allocate state funds in a manner that mitigates disparities in educational opportunity and fiscal capacity, provided that a reasonable share of state funds shall be distributed on a per pupil basis.
 Executive session may follow.
- 12:00 p.m. Full committee work session on **HB 337-FN-L**, relative to the calculation and distribution of adequate education grants.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-

203, LOB

- 9:00 a.m. ***HB 456-FN***, relative to the calculation of average final compensation for the purpose of determining retirement system benefits.
- 10:00 a.m. ***HB 265-FN***, redefining earnable compensation in the retirement system for new and non-vested members in service.
- 11:00 a.m. ***HB 463-FN***, relative to the retirement system maximum initial benefit limitation.
- 1:00 p.m. ***HB 360-FN***, establishing a state defined contribution retirement plan for state and political subdivision members of the retirement system and establishing a committee to study the transition of current employees into the new plan and administration of the new plan.
Executive session may follow.
- 2:00 p.m. Full committee work session on ***HB 456-FN***, relative to the calculation of average final compensation for the purpose of determining retirement system benefits, ***HB 265-FN***, redefining earnable compensation in the retirement system for new and non-vested members in service, ***HB 463-FN***, relative to the retirement system maximum initial benefit limitation, ***HB 360-FN***, establishing a state defined contribution retirement plan for state and political subdivision members of the retirement system and establishing a committee to study the transition of current employees into the new plan and administration of the new plan, ***HB 227-FN***, relative to the membership of the retirement system board of trustees, ***HB 461-FN***, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service, ***HB 464-FN***, requiring the transfer of certain retirement system group II special account funds to the state annuity accumulation fund, ***HB 537-FN***, reducing retirement allowances paid by the New Hampshire retirement system.
- 3:00 p.m. Executive session on ***HB 456-FN***, relative to the calculation of average final compensation for the purpose of determining retirement system benefits, ***HB 265-FN***, redefining earnable compensation in the retirement system for new and non-vested members in service, ***HB 463-FN***, relative to the retirement system maximum initial benefit limitation, ***HB 360-FN***, establishing a state defined contribution retirement plan for state and political subdivision members of the retirement system and establishing a committee to study the transition of current employees into the new plan and administration of the new plan, ***HB 227-FN***, relative to the membership of the retirement system board of trustees, ***HB 461-FN***, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service, ***HB 464-FN***, requiring the transfer of certain retirement system group II special account funds to the state annuity accumulation fund, ***HB 537-FN***, reducing retirement allowances paid by the New Hampshire retirement system.

TUESDAY, FEBRUARY 22

COMMERCE AND CONSUMER AFFAIRS (BUSINESS/BANKING DIVISION), Room 302, LOB

- 9:00 a.m. Banking/Business Division subcommittee work session on ***HB 171***, relative to restrictions on liquor licenses.
- 10:00 a.m. Rescheduled public hearing on ***HB 248***, establishing a commission to study business regulations in New Hampshire.
- 10:30 a.m. Rescheduled public hearing on ***HB 430***, establishing a committee to study the feasibility of establishing a state development bank in New Hampshire.

- 11:00 a.m. Rescheduled public hearing on **HB 405**, relative to dissolving corporations.
 - 1:15 p.m. Rescheduled public hearing on **HB 244**, restricting the collection of biometric data by state agencies and private entities.
 - 2:00 p.m. Rescheduled public hearing on **HB 317**, relative to fire warning devices and carbon monoxide detection devices in dwellings.
 - 2:45 p.m. **HB 398**, relative to service animals.
 - 3:15 p.m. Continued public hearing on **HB 262-FN**, relative to beverage manufacturers.
 - 3:45 p.m. Continued public hearing on **HB 276-FN**, relative to wine manufacturers.
 - 4:15 p.m. Continued public hearing on **HB 328**, relative to New Hampshire domestic liquor and wines.
- Work sessions on these bills may follow the public hearings.

**COMMISSION ON HEALTH CARE COST CONTAINMENT (RSA 21-S:2),
Department of Insurance Conference Room 21 South Fruit Street, Suite 14,
Concord**

- 9:00 a.m. Regular meeting.

EDUCATION, Room 207, LOB

- 8:00 a.m. Subcommittee work session on **HB 301-FN**, amending the home education statutes, **HB 545**, repealing the department of education's rulemaking authority for home education programs, **HB 595**, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.
- 10:30 a.m. **HB 219**, establishing a committee to study the abolishment of the department of education.
- 11:00 a.m. **HB 369-FN-L**, relative to withdrawal from a school administrative unit or an authorized regional enrollment area school.
- 11:30 a.m. **HB 376**, relative to representative voting on joint boards of school administrative units.
- 1:00 p.m. **HB 386**, adding Granite State college to the university system of New Hampshire corporate charter and adding a student trustee from Granite State college to the university system board of trustees.
- 1:30 p.m. **HB 505-FN**, making charter schools eligible for grants for leased space. Executive session may follow.

ELECTION LAW, Room 308, LOB

- 11:00 a.m. **HB 264-FN**, relative to political contributions by state contractors and other recipients of state grants or appropriations.
- 11:30 a.m. **HB 251**, relative to absentee ballots.
- 11:45 a.m. **HB 274-FN**, relative to voting procedures.
- 1:00 p.m. **HB 487-FN**, relative to election day registrants.
- 2:00 p.m. **HB 515-FN**, relative to voter registration and relative to procedures for absentee voting.
- 3:00 p.m. **HB 356-FN**, requiring valid photo identification to vote in person. Executive session may follow.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

- 10:00 a.m. Subcommittee work session on **HB 325-FN**, relative to the purchase of ill animals from licensed animal vendors and inspections of animal vendor premises by the state veterinarian.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 491-FN**, relative to divestiture of retirement system assets relating to Sudan.
- 10:30 a.m. **HB 43**, relative to the adoption of forms under the administrative procedures

act.
11:00 a.m. Rescheduled public hearing on **HB 517-FN**, repealing provisions concerning licensure of fuel gas fitters.

Representatives Hall

1:15 p.m. Rescheduled public hearing on **HB 450**, relative to the regulatory authority of the board of barbering, cosmetology, and esthetics.
2:00 p.m. **HB 446-FN**, repealing the authority for regulation of certain professional occupations.
Executive session may follow.

FINANCE, Rooms 210-211, LOB

Agency Budget Presentations:

11:00 a.m. University System of NH.

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE, (RSA 126-A:13), Room 205, LOB

2:00 p.m. Rescheduled regular meeting.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205, LOB

10:00 a.m. **HB 484-FN**, requiring random drug testing of food stamp program participants.
10:45 a.m. **HB 485-FN**, relative to requiring photo identification for food stamp program participants.
1:00 p.m. **HB 573**, relative to the administration of certain pain relief medications by a school nurse.
Executive session may follow.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:15 a.m. Rescheduled public hearing on **HB 647**, relative to withholding of wages.
10:45 a.m. Rescheduled public hearing on **HB 560**, increasing the minimum wage.
1:00 p.m. Rescheduled public hearing on **HB 582**, relative to communication between employers and employees during bargaining negotiations.
1:45 p.m. Rescheduled public hearing on **HB 589**, repealing written majority authorization for an employee organization to be certified as the exclusive representative of public employees in a bargaining unit.
Executive session may follow.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

10:30 a.m. **HB 520-FN**, requiring certain bills to have performance standard notes.
Executive session may follow.
11:00 a.m. Executive session on **HB 135**, relative to state employee reimbursement for use of a personal vehicle, **HB 159**, relative to review of proposed administrative rules by legislative committees, **HB 160**, requiring decisions and actions of the joint committee on legislative facilities to be ratified by the legislature, **HB 350-FN**, updating laws relative to the fiscal committee of the general court, **HB 190**, relative to legislative study committees.
1:00 p.m. Subcommittee work session on **HB 114**, establishing a committee to study merging the state heritage collections committee and the joint legislative historical committee.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

10:00 a.m. **HB 583**, relative to including projected sea level rise in planning and implementation of state-funded projects.
10:45 a.m. **HB 531**, relative to uniformed presence officers in highway work zones.
11:15 a.m. **HB 507-FN**, requiring the department of transportation to establish a storage depot for storing historic bridge parts.

Executive session may follow.

TRANSPORTATION, Room 203, LOB

- 10:00 a.m. **HB 549**, relative to driver's license reexaminations.
11:00 a.m. **HB 546**, relative to the use of hand-held cellular phones while driving.
1:00 p.m. **HB 516-FN-A**, establishing Red Sox number plates to benefit the Children's Hospital at Dartmouth.
2:00 p.m. **HB 455-FN**, authorizing optional enhanced drivers' licenses and optional enhanced nondrivers' picture identification cards.
Executive session may follow.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **HB 564**, relative to the adoption of forms by the department of revenue administration for the filing of taxes.
10:30 a.m. **HB 579**, exempting department of revenue administration guidelines from the right-to-know law.
11:00 a.m. **HB 447-FN**, relative to collection of the education property tax and establishing a program to rebate certain excessive property tax payments of eligible taxpayers.
1:00 p.m. **HB 611-FN-A**, relative to determination of the reasonable compensation deduction under the business profits tax.
2:00 p.m. **HB 557-FN-A**, relative to the standards and burden of proof with respect to the business profits tax deduction for reasonable compensation attributable to owners of partnerships, limited liability companies, and sole proprietorships.
3:00 p.m. **HB 593-FN-A-L**, relative to video lottery and table gaming.
Executive session may follow.

THURSDAY, FEBRUARY 24

COMMERCE AND CONSUMER AFFAIRS (INSURANCE/CONSUMER PROTECTION DIVISION), Room 302, LOB

- 9:00 a.m. Insurance /Consumer subcommittee work session on **HB 255**, requiring consumer protection for prepaid services.
10:00 a.m. **HB 601-FN**, relative to implementation of federal health care reform.
10:30 a.m. **HB 627-FN**, relative to "essential benefits" under federal health care reform.
11:00 a.m. **HB 629-FN**, relative to the uninsured health care database.
1:15 p.m. Rescheduled public hearing on public hearing on **HB 309-FN**, repealing certain insurance mandates.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 378-FN**, inserting an exception to the criminal threatening statute.
10:45 a.m. **HB 576-FN**, relative to the right to brandish a firearm in defense of one's property.
11:30 a.m. **HB 235**, relative to the right to possess a firearm in one's personal motor vehicle.
1:30 p.m. **HB 330-FN**, relative to carrying firearms.
Executive session may follow.

EDUCATION, Room 207, LOB

- 9:00 a.m. Subcommittee work session on **HB 301-FN**, amending the home education statutes, **HB 545**, repealing the department of education's rulemaking authority for home education programs, **HB 595**, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.

10:00 a.m. **HB 542-FN**, amending the school attendance statutes, amending the statute for suspension or expulsion of a pupil for possession of certain weapons, and repealing the rulemaking and reporting provisions of the Parents as Teachers program.

Executive session may follow.

1:00 p.m. Executive session on **HB 545**, repealing the department of education's rulemaking authority for home education programs, **HB 301-FN**, amending the home education statutes, **HB 595**, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.

ELECTION LAW, Representatives Hall

1:00 p.m. **HB 223-FN**, eliminating election day voter registration.

2:00 p.m. **HB 176**, relative to eligibility to vote.

Executive session may follow.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:30 a.m. **HB 343-FN**, establishing a permanent state defense force.

10:00 a.m. **HB 624**, relative to the rulemaking authority of state agencies to establish or increase fees and costs.

10:45 a.m. Rescheduled public hearing on **HB 390**, relative to the reinstatement and repeal of certain boards, commissions, councils, advisory committees, and task forces.

11:30 a.m. **HB 630**, requiring state agencies, boards, and commissions to submit a report to the senate and house finance committees concerning the need for fee increases or new fees.

1:00 p.m. **HB 332-FN**, relative to an electronic controlled drug prescription monitoring program.

Executive session may follow.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

9:30 a.m. **HB 638-FN**, relative to access to public buildings by brick or stone walkways.

10:00 a.m. **HB 621-FN-L**, relative to the authority of the department of transportation.

Executive session may follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

10:00 a.m. **HCR 9**, urging Congress to support H.R. 6416 or similar legislation relative to airport security.

10:30 a.m. **HCR 8**, urging the Transportation Security Administration to terminate recent changes to pat down search procedures and urging Congress and the President to change or discontinue the use of advanced imaging technology at airports.

11:00 a.m. **HCR 13**, urging Congress to pass legislation against losses in value due to money supply by the federal reserve; restoring gold and silver money; and phasing out the federal reserve system.

1:00 p.m. **HCR 14**, applying to Congress to convene a convention proposing amendments to the United States Constitution.

1:30 p.m. **HCR 12**, urging Congress to withdraw the United States from the North American Free Trade Agreement (NAFTA) in accordance with Article 2205 of the agreement.

Executive session may follow.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. **CACR 6**, relating to taxation. Providing that a 2/3 vote is required to pass legislation imposing new or increased taxes or license fees provided that the legislature may increase the rate of taxes and fees with a majority vote in any

fiscal year that insufficient revenues are provided to pay the principal and interest on a debt payable in that year, to which the state has pledged its faith and credit.

- 11:00 a.m. **CACR 10**, relating to establishing a New Hampshire state reserve fund. Providing that the New Hampshire state reserve fund shall be under the authority of the state treasurer and dedicated to offset the business profits tax, business enterprise tax, and the interest and dividends tax for purposes of lowering the rates of such taxes.
Executive session may follow.

FRIDAY, FEBRUARY 25

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Department of Revenue Administration, 109 Pleasant Street, Concord

9:30 a.m. Regular meeting.

FINANCE, Rooms 210-211, LOB

Agency Budget Presentations:

- 1:00 p.m. Department of Transportation
3:00 p.m. Department of Safety

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB

- 10:00 a.m. **HB 492-FN**, establishing a deferred retirement option in the judicial retirement plan, and relative to benefits related to service of certain judges of probate retiring because of permanent disability.
11:00 a.m. **HB 465-FN**, relative to the number of years for calculating average final compensation for retirement system benefits.
Executive session may follow.

WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62), Room 307, LOB

9:00 a.m. Rescheduled regular meeting.

TUESDAY, MARCH 1

COMMERCE AND CONSUMER AFFAIRS (BANKING/BUSINESS DIVISION), Room 302, LOB

- 10:00 a.m. **HB 581**, regulating guaranteed price plans and prepaid contracts for petroleum.
10:30 a.m. **HB 643**, relative to propane sales.
11:00 a.m. **HB 394-FN**, relative to the regulation of oil heating technicians.
11:30 a.m. **HB 577**, relative to the use of foreign languages by retail establishments.
1:15 p.m. **HB 617**, repealing the prohibitions on Sunday business activities.
2:00 p.m. **HB 333-FN**, repealing certain provisions relating to the sale of oleomargarine.
2:30 p.m. **HB 445-FN**, relative to the regulation of electronic tracking devices.
Work sessions on these bills may follow the public hearings.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 536-FN**, relative to the natural right to carry a firearm, openly or concealed, without a license.
Executive session may follow.

EDUCATION, Room 207, LOB

- 10:30 a.m. **HB 296**, relative to procedures for juvenile delinquency petitions filed by a

- school district or school official.
- 11:00 a.m. **HB 377-FN**, requiring daily physical education for public school pupils.
- 11:30 a.m. **HB 422**, prohibiting vaccinations in public schools.
- 1:00 p.m. **HB 370**, making changes to the pupil safety and violence prevention act.
- 2:00 p.m. **HB 429**, permitting a child 16 years of age or older to withdraw from school with parental permission.
- 2:30 p.m. **HB 501-FN-L**, requiring the teaching of cardiopulmonary resuscitation in public schools.
- Executive session may follow.

ELECTION LAW, Room 308, LOB

- 11:00 a.m. **HB 588**, relative to polling hours and location of polling places.
- 11:15 a.m. **HB 423**, relative to including workplace harassment in the legislative ethics law.
- 1:00 p.m. **HB 598**, prohibiting a candidate from receiving the nomination of more than one party.
- 1:45 p.m. **HB 427-FN**, prohibiting political advertising on public property.
- 2:15 p.m. **HB 421**, relative to candidates for United States senator.
- Executive session may follow.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 444-FN**, making John Stark Day a New Hampshire state holiday.
- 10:30 a.m. **HB 449-FN**, expanding the information available on the state transparency website.
- 11:00 a.m. **HB 480-FN**, establishing a state renovation, repair, and painting (RRP) rule program relative to lead-safe practices.
- 1:30 p.m. **HB 476-FN**, establishing an independent board of psychologists.
- Executive session may follow.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205, LOB

- 10:00 a.m. **HB 442-FN**, relative to the use of marijuana for medicinal purposes.
- Executive session may follow.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

- 10:15 a.m. Rescheduled public hearing on **HB 420-FN**, relative to voluntary registration for independent contractors under workers' compensation law.
- 11:00 a.m. Rescheduled public hearing on **HB 494-FN**, relative to tipped employees who deal card and table games at games of chance venues.
- Executive session may follow.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:00 a.m. **HB 287-FN-A**, making an appropriation for funding disaster relief and hazard mitigation in response to the May 2006 Suncook River avulsion.
- Executive session may follow.

TRANSPORTATION, Room 203, LOB

- 10:00 a.m. **HB 610-FN-A**, establishing number plates supporting New Hampshire public higher education.
- 10:30 a.m. **HB 540-FN**, relative to motor vehicle inspections.
- 11:30 a.m. **HB 335-FN-A**, establishing multi-use number plates.
- 1:15 p.m. **HB 397**, relative to image display devices in motor vehicles.
- Executive session may follow.

THURSDAY, MARCH 3

COMMERCE AND CONSUMER AFFAIRS (INSURANCE/CONSUMER

PROTECTION DIVISION), Room 302, LOB

- 9:00 a.m. **HB 351-FN**, relative to insurance reimbursement for doctors of naturopathic medicine.
- 10:00 a.m. **HB 607**, relative to exemptions under the consumer protection act.
- 10:30 a.m. **HB 606**, establishing a committee to study the formation of a consumer protection working group.
- 11:00 a.m. **HB 359-FN**, prohibiting the use of certain information to underwrite insurance coverage.
- 11:30 a.m. **HB 424**, relative to surplus lines tax collection.
- 1:15 p.m. **HB 345-FN**, relative to insurance payments for ambulance providers.
- 2:00 p.m. **HB 616-FN**, relative to coverage for divorced spouses.
- Work sessions may follow the public hearings.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:30 a.m. **HB 503**, allowing a master electrician to have 2 apprentice electricians under his or her supervision.
- 10:15 a.m. **HB 508-FN**, establishing a performance measurement system for state agencies.
- 11:00 a.m. Rescheduled public hearing on **HB 623**, prohibiting preferences in recruiting, hiring, promotion, or admission by state agencies, the university system, the community college system, and the postsecondary education commission.
- 1:00 p.m. **HB 565**, establishing a dental hygienists committee within the board of dental examiners.
- 1:30 p.m. **HB 452-FN**, establishing the independent regulation of dental hygienists.
- Executive session may follow.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 493-FN**, relative to the certification of integrated residential communities.
- 11:00 a.m. Rescheduled public hearing on **HB 489-FN**, relative to health information exchange.
- 1:00 p.m. **HB 554**, relative to mental health records.
- Executive session may follow.

FRIDAY, MARCH 4

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 305-307, LOB

- 9:00 a.m. Continued regular meeting.

COMMERCE AND CONSUMER AFFAIRS (BANKING/BUSINESS DIVISION), Room 302, LOB

- 10:00 a.m. **HB 566**, relative to the identification of dental prosthetic appliances.
- 10:30 a.m. **HB 633**, preventing prescribing practitioners from owning pharmacies in-state and out-of-state.
- 11:00 a.m. **HB 578**, relative to payment at time of medical services.
- 11:30 a.m. **HB 504-FN**, licensing reverse distributors of drugs and requiring manufacturers and wholesalers to report changes in ownership.
- 1:15 p.m. **HB 385-FN**, relative to the applicability of licensure requirements for mortgage bankers and brokers.
- 2:00 p.m. **HB 613**, establishing exemptions from the licensing requirements for first mortgage bankers and brokers.
- 2:30 p.m. **HB 562**, relative to overdraft fees charged by banks.
- Work sessions may follow the public hearings.

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Room 207, LOB

- 9:00 a.m. **HCR 26**, declaring that the Claremont case's mandates that the legislative and executive branches define an adequate education, determine its cost, fund its entire cost with state taxes, and ensure its delivery through accountability, are not binding on the legislative and executive branches. Executive session may follow.
- 9:30 a.m. Full committee work session on **CACR 7**, relating to education funding. Providing that the general court shall distribute funds in the manner that it determines will best promote an equal opportunity for an adequate education, **CACR 12**, relating to funding of public education. Providing that the legislature shall define standards for education, determine the level of state funding thereof, establish standards of accountability, and allocate state funds in a manner that mitigates disparities in educational opportunity and fiscal capacity, provided that a reasonable share of state funds shall be distributed on a per pupil basis.
- 10:00 a.m. Or immediately following the work session, executive session on **HCR 26**, declaring that the Claremont case's mandates that the legislative and executive branches define an adequate education, determine its cost, fund its entire cost with state taxes, and ensure its delivery through accountability, are not binding on the legislative and executive branches, **CACR 7**, relating to education funding. Providing that the general court shall distribute funds in the manner that it determines will best promote an equal opportunity for an adequate education, **CACR 12**, relating to funding of public education. Providing that the legislature shall define standards for education, determine the level of state funding thereof, establish standards of accountability, and allocate state funds in a manner that mitigates disparities in educational opportunity and fiscal capacity, provided that a reasonable share of state funds shall be distributed on a per pupil basis, **HB 337-FN-L**, relative to the calculation and distribution of adequate education grants.
- SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB**
- 10:00 a.m. **HB 460-FN**, relative to the retirement age for group II members.
- 11:00 a.m. **HB 462-FN**, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system.
- 1:00 p.m. **HB 580-FN-L**, relative to the New Hampshire retirement system. Executive session may follow.

TUESDAY, MARCH 8

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Room 101, LOB

3:00 p.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet at the County Complex on Monday, **March 7** at 7:00 p.m. for a public hearing and vote on the budget.

Rep. Alida I. Millham, Chairman
Belknap County Delegation

COUNTY DELEGATION NOTICE

Carroll County Delegation will meet in Executive Committee on Monday, **February 14** at 9:00 a.m. to work on the 2011 County budget. The meeting will take place in the County

Administration Building, 95 Water Village Road, Ossipee. The delegation will also consider and act upon any other business that may be properly brought before the meeting.

Rep Karen C. Umberger, Clerk
Carroll County Delegation

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, **February 25** at 9:00 a.m. at the County Complex in Goffstown.

Rep. Carl W. Seidel, Chairman
Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on Monday, **March 7th**, 2011 at 9:00 a.m. in the Lower Level Conference Room located at the McDonnell Building 4 Court Street, Concord, NH. The purpose of the meeting is as follows: 1. 2011 Budget Review/Approval. 2. Any other business that may appropriately come before them.

Rep. David H. Kidder, Chairman
Merrimack County Executive Committee

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet at 5:30 p.m. on Tuesday, **February 22** at the Commissioners' Conference Room, Hilton Auditorium, Rockingham County Nursing Home, Brentwood to finalize unfinished business prior to the Delegation meeting.

Rep. David A. Welch, Clerk
Rockingham County Executive Committee

Rockingham County Delegation will meet at 6:00 p.m. on Tuesday, **February 22** at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood to adopt the County Budget for 2011 (storm date February 24).

Rep. David A. Welch, Clerk
Rockingham County Delegation

COUNTY DELEGATION NOTICE

Sullivan County Delegation will meet on Wednesday, **February 16th** at 8:30 a.m. in Room 209, LOB to set per diem and mileage for delegation. Also to make a decision of Unity's request to abate the penalty tax on late payment of county tax.

Rep. Beverly T. Rodeschin, Chairman
Sullivan County Delegation

REVISED FISCAL NOTES

The following House Bills have a revised fiscal note: HBs 37, 49, 222, 225, 234, 238, 242, 256, 261, 262, 264, 266, 268, 270, 276, 277, 284, 288, 302, 303, 310, 325, 329, 330, 332, 333, 335, 337, 343, 345, 353, 356, 365, 368, 369, 377, 418, 419, 420, 440, 441, 448, 451, 452, 453, 454, 456, 459, 464, 465, 466, 467, 470, 471, 472, 477, 479, 480, 481, 482, 484, 485, 486, 487, 488, 493, 495, 496, 497, 498, 502, 505, 506, 507, 509, 515, 517, 518, 522, 523, 529, 539, 542, 601, 602, 619, 621, 626, 627, 629, 634, 640, 641. SB 1

Karen O. Wadsworth, Clerk of the House

When the House Clerk's Office is aware of House Members who are hospitalized or homebound by serious illness, we will publish a list of names and addresses as requested.

Rep. Ronald J. Belanger, PO Box 415, Salem, New Hampshire 03079-0415
Colleagues who so desire may send cards and greetings to the address listed above.

Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

The following notices are published in the House record as a courtesy to the member(s) requesting publication. These are not official public notices and will be limited to legislative policy or legislative social activities and political meetings or events. Publication should not be construed as support for either the events listed or the views espoused by the individual or organization sponsoring the event.

The components of the NH Dental Society will be inviting legislators to events in their area in order to share information regarding oral health issues in New Hampshire. Please watch for invitations in the mail.

Reps. D.J. Bettencourt and Terie Norelli

Lincoln-Reagan Dinner will be held on **February 12** at 5:30 p.m. at the Plymouth Senior Center. There will be a guest speaker, potential Presidential contender Herman Cain. Contact Bill Tobin at 934-5946 for tickets.

Rep. William B. Tobin

The Rockingham County Republican Committee will hold its Lincoln-Reagan Day Dinner on Saturday, **February 12** from 6:00 to 10:00 p.m. at the Granite Rose in Hampstead. Guest Speaker is Senator Rick Santorum of Pennsylvania. Tickets are \$50 per person and can be ordered by calling Brenda Major, Secretary at 382-5429 or e-mail nlbem@comcast.net.

Rep. Kenneth L. Weyler

All members of the House and Senate are invited to attend a Legislative Breakfast sponsored by the NH Coalition of Aging Services (NH's Meals on Wheels and Senior Meal providers) on Tuesday, **February 15** from 8:00 to 9:30 a.m. at the Holiday Inn, 272 North State Street, Concord.

Reps. Mary Jane Wallner and Alida I. Millham

Due to the weather, the Retail Merchants Association of New Hampshire has rescheduled its 45th Annual Legislative Reception to Tuesday, **February 15** at 4:00 p.m. or following the House session, whichever is later, at the Bartlett Room, Concord Holiday Inn. Please join RMANH members, your colleagues and others for light fare and conversation as RMANH leadership presents the annual "Legislator of the Year", "Law Enforcement Partner of the Year", and "Retailer of the Year" awards.

Reps. D.J. Bettencourt and Terie Norelli

The New Hampshire House Business Coalition will meet at 4:00 p.m. on Tuesday, **February 15** in Room 202, LOB. Please contact Rep. Laurie J. Sanborn at repsanborn@gmail.com.
Rep. Laurie J. Sanborn

The Natural Rights Council will hold its regular meeting on Wednesday, **February 16** at 8:00 a.m. at Caffenio, 84 North Main Street, Concord. All House members are welcome.
Rep. Mark Warden

The Board of Merrimack County Farm Bureau invites the Merrimack County Delegation and the Environment and Agriculture Committee for a luncheon on Wednesday, **February 16** at noon at the Department of Agriculture, Markets and Foods, State House Annex, Second Floor, 25 Capitol Street, Concord.

Rep. David J. Palfrey

Republican freshmen will meet in the Cafeteria at 2:30 p.m. or immediately following the House session on Wednesday, **February 16th**

Rep. Charlie Moore

The organizational meeting of the Freedom and Family Coalition will meet in Room 209, LOB on Wednesday, **February 16** after session. All legislators are welcome to join.
Rep. David Pierce and Cindy Rosenwald

The New Hampshire Public Charter School Association would like to invite all legislators to the Fourth Annual Charter School Chili Competition on Thursday, **February 17** from 11:30 a.m. to 1:30 p.m. at St. Paul's Church in Concord. Warm up with a tasting of chili prepared by charter school parents and vote for your favorite. National speakers to be announced.
Rep. Kenneth L. Weyler

There will be a meeting of General Court Lodge No. 1784, Free & Accepted Masons on Thursday, **February 17** with dinner at 5:30 p.m. and the meeting at 6:30 p.m. All Masons are welcome and encouraged to attend!

Rep. Shawn N. Jasper

All legislators invited to the Community Corrections symposium on **February 17**, 2011 who have not yet responded **but** plan to attend are urged to RSVP to Johanna.Houman@doj.nh.gov (271-7820) as soon as possible to assure that there are seats available for you at lunch. The symposium is very heavily subscribed and seats are going fast.

Reps. David A. Welch and Steven J. Shurtleff

The Sullivan County Republican Committee will meet next on **February 19th** at Crownpoint Cabinetry, 462 River Road, Claremont, NH at 9:00 a.m.

Rep. Steven L. Cunningham

The members of the House Republican Women's Caucus are cordially invited to attend a "Committeewoman's Breakfast Reception" hosted by RNC National Committeewoman Phyllis Woods, at the Upham Walker House on Wednesday morning, **February 23rd** from 8:00 to 9:00 a.m. All Republican women House Reps. are welcome to attend.

Rep. Pamela Z. Tucker

Mark your calendar. Back by popular demand is the annual Legislative Ski Day on Monday, **March 7**. Details to follow.

Rep. Frank V. Sapareto

On **March 10th** from 11:30 a.m.-1:30 p.m. in the State House Cafeteria, there will be a luncheon honoring "Granny D" Doris Haddock a year after her passing at age 100. There will be a short program starting at 12:10 including a Governor's Proclamation for "Granny D Day 2011," videos, music, and a presentation of her archives. All are welcome. Please join us for lunch provided by the Coalition for Open Democracy and to celebrate the life of a New Hampshire icon who walked across the country at age 89 to bring national attention to the need for campaign finance reform.

Rep. John B. Hunt

The 2011 New Hampshire Poetry Out Loud (POL) program will hold a statewide Championship Competition in Representatives Hall, at the State House on Thursday, **March 17** at 7:00 p.m. (snowdate March 18). Twelve New Hampshire high school poetry champions will recite great poetry and compete for the opportunity to represent NH at the National Poetry Out Loud Championship in Washington, DC in April. The 12 students are the winning competitors, coming out of four semi-finals. Close to 10,000 NH high school students participated. All legislators and their families are invited. This event, sponsored by the NH State Council on the Arts, is free and open to the public. To see a listing of high schools or for information contact Catherine O'Brien, Arts Education Coordinator, NH State Council on the Arts, 271-0795 or go to: www.nh.gov/nharts.

William L. O'Brien, Speaker

The Main Street Republicans meet on Tuesdays at 8:30 a.m. in Room 104, LOB. All Republican House members are welcome.

Rep. Kenneth H. Gould

All members of the Republican caucus are invited to the House Republican Alliance's weekly

meeting. The HRA will meet Tuesdays at 8:00 a.m. in Rooms 306-308, LOB.
 Reps. Dan McGuire, Marilinda Garcia and Stephen Palmer

STATE HOUSE VISITATION SCHEDULE

State House Visitation Schedule

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in **2011**. These listings are to ensure all members be notified in a timely manner of visitors from their district. Our schedule is tightly booked for the school year and subject to changes.

Please contact the Visitor Center concerning school tour booking information.

Legislators planning to meet with students should notify the Visitor Center. Thank you for your continued participation with your School Visitation Program.

Virginia J. Drew, Director

Deborah Rivers, Public Information Administrator

DATE	TIME	GROUP	Group#/Grade
Feb. 11	9:00/10:30 SH/Manse	Peter Woodbury School – Bedford	60/4
Feb. 11	12:30	World Affairs Council – Kosovo visitors	7
Feb. 14	9:30	St. Benedict Academy – Manchester	20/4
Feb. 14	9:30	World Affairs Council – Russian Guests	
Feb. 15	10:30	New Searles Elementary School-Nashua	50/4
Feb. 15	11:30	James Faulkner Elementary School-Stoddard	16/4&5
Feb. 15	11:30	Mount Zion Christian School – Manchester	7/4
Feb. 16	1:00	Cardigan Mountain School – Canaan	25/MS
Feb. 16	9:30/11:00 SH/HM	Pembroke Hill School	80/4
Feb. 16	12:30	Grafton Boy Scouts	8
Feb. 17	9:30	Mt. St. Mary Academy – Manchester	5/4
Feb. 17	9:30	Tuftonboro Central School	25/4
Feb. 17	10:30	World Elementary School – Nashua	14/4
Feb. 18	8:45	St. John's Regional School – Concord	31/4
Feb. 18	9:00/10:30 SH/Manse	Henry W. Moore School – Candia	60/4
Feb. 18	1:00	Lighthouse Home school Co-op-Loudon	25
Feb. 22	9:00	Kimball Walker School – Concord	23/4
Feb. 22	10:30	YMCA Allard Center School Out Program – Goffstown	35/k-5
Feb. 22	1:00	Legislator Historic State House Tour	
Feb. 23	9:00	Broken Ground School – Concord	40/4
Feb. 24	9:00/10:00	Broken Ground School – Concord	80/4
Feb. 24	11:00	Legislator Historic State House Tour	
Feb. 25	9:00	Kimball Walker School – Concord	23/4
Feb. 25	10:00/11:30 SH/SC	Stratham Memorial School	113/4
Feb. 28	10:30	Pioneer Junior Academy – Westmoreland	14/1-8
March 1	10:45/12:15 SH/HM	Appleton Elementary School – New Ipswich	100/4
March 2	9:15	Bedford Church Group	15
March 2	10:30	Hancock Elementary School	13/4

March 2	11:45 SH/HM	Nottingham West Elementary School – Hudson	52/4
March 3	10:30/11:45 SH/HM	Nottingham West Elementary School – Hudson	79/4
March 4	9:15/10:30 SH/SC	Hanover St. School – Lebanon	75/4
March 7	10:00/11:30 SH/Manse	Chester Academy	70/4
March 8	9:45/11:00 SH/HM	Hooksett Memorial School	75/4
March 8	3:30	Bedford Cub Scouts	10
March 9	9:30/11:00 SH/HM	Loudon Elementary School	65/4
March 9	4:00	UNH- Social Welfare Policy class	40/col
March 10	9:45/11:00 SH/HM	Hooksett Memorial School	100/4
March 11	9:30/11:00 SH/SC	Lincoln St. School –Exeter	80/4
March 14	9:30/11:00 SH/SC	Lincoln St. School –Exeter	80/4
March 14	10:15/12:15 SH/HM	Walpole School	90/4&5
March 15	8:45	Bow Elementary School	40/4
March 15	10:15	Lamprey River Elementary School – Raymond	
March 16	9:45/11:00 SH/HM	Derry Village School	82/4
March 16	8:45	Bow Elementary School	20/4
March 16	10:00/11:30 SH/Planet	Cutler Elementary School – Swanzey	80/4
March 16	12:30	Sant Bani School – Sanbornton	16/4
March 17	8:45	Bow Elementary School	40/4
March 17	10:30	Barnstead Elementary School	44/4
March 18	1:00	Kimball School- Concord	45/4

AMENDMENTS

TUESDAY, FEBRUARY 15

(LISTED IN NUMERICAL ORDER)

2011-0034h

Amendment to HB 80

Proposed by the Committee on Criminal Justice and Public Safety - C

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

AN ACT relative to ranks in the division of state police.

Amend the bill by replacing section 1 with the following:

1 Division of State Police; Ranks. Amend RSA 106-B:4 to read as follows:

106-B:4 Ranks and Qualifications; Establishment. The director of state police shall hold the rank of colonel. Within the division of state police there shall be not less than one major, 2 field officers with the rank of captain, ~~[6]~~ 7 troop commanders with the rank of lieutenant, ~~[6]~~ **and 7** assistant troop commanders with the rank of sergeant ~~[and 6 corporals at large]~~. Every police employee shall have had not less than 2 years' service within the division to become eligible for promotion of any type except from probationary status to trooper. No member of the division shall be eligible for promotion in any event unless his **or her** record is free from the commission of any major infraction of divisional discipline within the last 7

consecutive years of such service. In addition to the foregoing, the personnel commission, with the advice of the director, shall establish suitable classification for additional grades, positions and ranks and for each classification shall fix standards of health, education, training and experience, as well as the conduct and manner of taking of competitive examinations for promotion within the division.

AMENDED ANALYSIS

This bill eliminates the rank of corporal in the division of state police and makes other changes to reflect the current ranks within the division.

This bill was requested by the department of safety.

2011-0113h

Amendment to HB 84

Proposed by the Majority of the Committee on Environment and Agriculture - R

Amend section 3 of the bill by replacing paragraph I with the following:

I. Section 2 of this act shall take effect November 1, 2013.

2011-0133h

Amendment to HB 110

Proposed by the Majority of the Committee on Criminal Justice and Public Safety - R

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

1 Detective Agencies and Security Services; Exceptions. Amend RSA 106-F:2, IV to read as follows:

IV. Any unarmed security employee who is a direct employee of a business which is not a security guard agency and who is employed by that business to secure its premises while so employed, including but not limited to store ~~[detective]~~ **detectives** and watchmen. ***This exclusion shall not apply to any security guard or security guard service furnished by a college or university operating in the state of New Hampshire.***

2 Detective Agencies and Security Services; Definitions. Amend RSA 106-F:4, XIV to read as follows:

XIV. "Security guard service" or "***security guard agency***" means any business entity, except as provided in RSA 106-F:2, that furnishes or employs security guards or other persons for the protection of individuals or their property from injury or theft and includes, but is not limited to, services providing for the safe transport of money or valuable documents and security patrols of homes, businesses, ***colleges, universities, or other postsecondary educational institutions***, or industrial plants. Such service may use the terms "security," "safety," "control" or like terms leading the public to look to the individual as a person of authority. A person engaged in so-called "executive protection" or providing body guard services shall be classified as a security guard.

3 Detective Agencies and Security Services; License Required. Amend RSA 106-F:5, I to read as follows:

I. No person shall engage in the business of a private investigative agency, security guard agency, or bail enforcement agency without obtaining a private investigative, security guard, or bail enforcement agency license from the commissioner of safety and no person shall engage in the business of a security guard service or bail enforcement service without obtaining a security guard service or bail enforcement service license from the commissioner of safety. ***The license requirement set forth in this paragraph shall not apply to security guards or security guard services furnished by a college or university operating in the state of New Hampshire.***

4 Detective Agencies and Security Services; Obligation to Report Certain Criminal Violations. Amend RSA 106-F:13-a, I to read as follows:

I. All felonies observed or revealed by or to persons licensed under this chapter, ***or to any security guard or security guard service furnished by a college or university***

operating in the state of New Hampshire, shall be immediately reported to the New Hampshire state police, the closest law enforcement agency having jurisdiction, or the attorney general's office, ***unless the victim:***

(a) Is 18 years of age or older;

(b) Has been the victim of a sexual assault offense or abuse as defined in RSA 173-B:1; and

(c) Objects to the release of any information to the local law enforcement agency.

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

AMENDED ANALYSIS

This bill requires security guards and security guard services furnished by a college or university operating in the state of New Hampshire to report felonies to law enforcement officials. The bill exempts security guards or security guard services furnished by a college or university operating in New Hampshire from the licensing requirements of RSA 106-F.

2011-0243h

Amendment to HB 113

Proposed by the Committee on Finance - R

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

AN ACT prohibiting the use of state funds for New Hampshire public television.

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

1 New Section; Budget and Appropriations; Funding Limitation. Amend RSA 9 by inserting after section 17-f the following new section:

9:17-g Funding for Public Television Prohibited. No state general funds shall be appropriated or expended for the purpose of funding New Hampshire public television.

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

AMENDED ANALYSIS

This bill prohibits the use of state general funds for New Hampshire public television.

2011-0148h

Amendment to HB 115

Proposed by the Committee on Municipal and County Government - C

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 4:

2 Removal of Prisoners for Public Safety or Emergency Reasons or Because of Epidemic or Repairs to Facility. Amend RSA 30-B:22 to read as follows:

30-B:22 Removal of Prisoners ***for Public Safety or Emergency Reasons or*** Because of Epidemic or Repairs to Facility.

I. Whenever the prevalence of disease, or the rebuilding or repairing of a correctional facility or for other cause, the ~~[county commissioners]~~ ***superintendent of the county department of corrections*** shall think it expedient that the prisoners be removed therefrom, the county commissioners may authorize the superintendent to remove the prisoners to some other facility in the same or another county location, there to be detained, in the same manner and by the same process as in the correctional facility from which they were so removed, until removed by similar process or discharged according to law.

II. The superintendent may remove a prisoner, without the approval of the county commissioners, if the superintendent determines the removal is necessary for public safety or emergency reasons. The county commissioners shall review any such removal at their next regular meeting. If the county commissioners reject the removal, the prisoner shall be returned to the facility from which the prisoner came as soon as practicable.

3 Department of Corrections; Powers and Duties of Commissioner. Amend RSA 21-H:8, VI to read as follows:

VI. The commissioner may enter into contracts with the state's counties, the governments of other states, and the federal government, and appropriate private agencies or facilities and make proper and necessary arrangements with them for the transfer and reception of inmates and allow transfers to state prisons of any person. Any person who is confined awaiting trial on a felony charge may be transferred to the state prison from the county correctional facility, upon the recommendation of the superintendent of the county department of corrections, and with the approval of the county commissioners of said county. ***The superintendent may transfer a prisoner, without the approval of the county commissioners, if the superintendent determines the transfer is necessary for public safety or emergency reasons. The county commissioners shall review any such transfer at their next regular meeting. If the county commissioners reject the transfer, the prisoner shall be returned to the facility from which the prisoner came as soon as practicable.***

2011-0109h

Amendment to HB 174

Proposed by the Committee on Commerce and Consumer Affairs - C

Amend the bill by replacing sections 1-3 with the following:

1 Causes for Divorce; Reconciliation; Counseling. Amend RSA 458:7-b to read as follows:

458:7-b Reconciliation. Whenever, before or during a hearing but before a final decree, the court shall determine that there is a likelihood for rehabilitation of the marriage relationship, the court shall refer the parties to an appropriate counseling agency within its jurisdiction, which referral may be made according to RSA 167-B or as the parties request, with the approval of the court. If the court determines that there is a reasonable possibility of reconciliation, the court shall continue the proceedings and require that both parties submit to marriage counseling. ***If the parties are insured, the court shall give due consideration to selecting a counselor who accepts direct payment from the parties' health insurance carrier.***

2 Marriage Counseling Referral Service. Amend RSA 167-B:1 to read as follows:

167-B:1 Service Established; Court Referrals. Whenever a petition for divorce or petition for legal separation has been filed with the superior court the presiding justice or his ***or her*** authorized representative, subject to rules to be established by the superior court, pending a hearing upon the merits, shall exercise his ***or her*** discretion to determine if the matter before the court shall be referred for marriage counseling to an approved family service agency within the jurisdiction of the court. ***If the parties are insured, the referral shall be made with due consideration to identifying a counselor who accepts direct payment from the parties' health insurance carrier.*** Any such referral shall be binding upon the petitioner and upon any petitionee who enters an appearance or otherwise submits himself ***or herself*** to the court's jurisdiction.

3 New Paragraph; Parental Rights and Responsibilities. Amend RSA 461-A:4 by inserting after paragraph II the following new paragraph:

III. If the parties are insured and the parenting plan directs the parties to participate in counseling, the court shall give due consideration to selecting a counselor who accepts direct payment from the parties' health insurance carrier.

AMENDED ANALYSIS

This bill provides that if the court orders the parties to a divorce or parental rights case to participate in counseling, the court shall give due consideration to selecting a counselor who accepts direct payment from the parties' health insurance carrier.

2011-0071h

Amendment to HB 188

Proposed by the Committee on Transportation - C

Amend RSA 21-P:6, VIII as inserted by section 1 of the bill by replacing it with the following:

VIII. Collection of fuel taxes and administration of road tolls, the international fuel tax agreement, and the international registration plan under RSA 260.

2011-0188h

Amendment to HB 307

Proposed by the Committee on Criminal Justice and Public Safety - C

Amend the bill by deleting section 2 and renumbering the original section 3 to read as 2.

AMENDED ANALYSIS

This bill permits the superintendent of the county correctional facility to recommend a prisoner for release in order to obtain gainful employment, perform uncompensated public service, or serve the sentence under home confinement.

2011-0218h

Amendment to HB 474-FN

Proposed by the Majority of the Committee on Labor, Industrial and Rehabilitative Services - R

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

AN ACT relative to freedom of choice on whether to join a labor union and eliminating the duty of a public employee labor organization to represent employees who elect not to join the employee organization.

Amend the bill by inserting after section 1 the following and renumbering the original sections 2 and 3 to read as 3 and 4, respectively:

2 New Paragraph; Obligation to Bargain. Amend RSA 273-A:3 by inserting after paragraph IV the following new paragraph:

V. The employee organization certified by the board as the exclusive representative of the bargaining unit shall not be required to represent employees who elect not to join the employee organization. A collective bargaining agreement reached under this chapter shall apply only to public employees in the bargaining unit who are members of the employee organization.

AMENDED ANALYSIS

This bill prohibits collective bargaining agreements that require employees to join a labor union.

This bill also provides that no public employee labor organization shall be required to represent employees who elect not to join the employee organization.

2011-0180h

Amendment to HCR 6

Proposed by the Majority of the Committee on State-Federal Relations and Veterans Affairs - R

Amend the resolution by replacing all after the fourth clause with the following:

Whereas, the SPP's stated goals compromise and infringe upon the sovereignty and independence of the state of New Hampshire; and

Whereas, the government of the United States of America has not been delegated either the right or the authority to surrender any of the sovereignty or independence of the state of New Hampshire to any foreign or supranational body; and

Whereas, all legislators have taken an oath to uphold and defend the Constitutions of New Hampshire and the United States according to the meaning understood and accepted by the people of the United States, at the time of adoption; and

Whereas, the Constitution for the United States as accepted by the people of New Hampshire requires and demands National federal protection of the sovereignty and independence of the state of New Hampshire; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring:

That the President and the Congress of the United States be required to reaffirm their allegiance to the Constitution of the United States by severing all commitments to agreements and treaties that have not been subjected to Constitutional authority and Congressional oversight; the New Hampshire Congressional delegation is urged to use diligence in all of its efforts and energies to prevent any further involvement of the government of the state of New Hampshire with agreements and treaties that have not been subjected to Constitutional authority and Congressional oversight; and

That the clerk of the house of representatives deliver signed copies of this resolution to the President of the United States of America, the Speaker of the United States House of Representatives, the President of the United States Senate, each member of the United States Congress, the presiding officers of each state's legislature and the members of the New Hampshire congressional delegation so that they may be apprised of the sense of the citizens of New Hampshire in this matter.