

State of
New Hampshire
HOUSE RECORD

First Year of the 155th Session of the General Court
Calendar and Journal of the 1997 Session

Vol. 19 Concord N.H. Friday, April 25, 1997 No. 53

Contains: Hearings, Notices, Work Sessions, House Bills Re-referred by the House; Reports and Amendments for April 30

HOUSE CALENDAR NOTICE

MEMBERS OF THE HOUSE:

This calendar contains a proposed amendment to the deadlines established by the House for action on Senate bills. We expect to receive the final set of Senate bills on Friday and Chairmen should expect to receive them next week for scheduling. The House Rules Committee will meet on Tuesday, April 29 at 4:00 p.m. in Room 201 of the LOB. We welcome your input as we work to establish achievable deadlines under which to conclude the 1997 legislative session.

The House will next meet on April 30 at 1:00 p.m. Future sessions are planned for May 7 and May 14.

Notice is hereby given that every Session Day shall be a Consent Calendar Day as set out in House Rule 51.

Donna Sytek, Speaker

NOTICE

There will be a Republican Caucus on Wednesday, April 30 at 11:30 a.m. in Representatives Hall.

Rep. Robert L. Wheeler, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, April 30 at 11:30 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter Hoe Burling, Democratic Leader

NOTICE

LEGISLATIVE FORUM

HOUSE CONTINUING EDUCATION

TOPIC: Christa McAuliffe Planetarium

PRESENTERS: Nancy Laprade, Kim Daniels and John Radzilowicz

DATE: Thursday, May 1

TIME: Noon to 1:30 p.m.

PLACE: Room 100, State House

For the members' convenience the cafeteria will sell sandwiches, snacks and sodas outside the room. This will be an informative session with handouts. Please make every effort to attend. Thank you.

Future Dates:

May 8 How To Make an Effective Speech

May 15 Committees of Conference

May 22 Department of Revenue Administration

May 29 Department of Treasury

Rep. Carol H. Holden

Legislative Continuing Education Coordinator

WEDNESDAY, APRIL 30

CONSENT CALENDAR

COMMERCE

SB 164, establishing a committee to study the establishment of a registry for intellectual property. OUGHT TO PASS

Rep. Toni M. Crosby for Commerce: This bill charges the state with establishing a committee to study the creation of a National Registry for Intellectual Property to be housed in New Hampshire. A centralized registry for copyrights, patents and trademarks would benefit both inventors and lenders when projects are in the funding stage. New Hampshire has a unique opportunity to promote itself as the perfect place to host an Intellectual Property Registry, as it is the home of the number one rated Intellectual Property program in the country, the Franklin Pierce Law Center. Vote 13-0.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 134, establishing a committee to study the certificate of need board and RSA 151-C. INEXPEDIENT TO LEGISLATE

Rep. Robert Chabot for Health, Human Services and Elderly Affairs: There being no testimony supporting a need for a study at this time, and aware that there is now in place a pilot program involving ambulatory care units, the committee feels that it is premature at this time. Vote 15-1.

JUDICIARY AND FAMILY LAW

SB 125, relative to the right of entry upon lands for surveying. INEXPEDIENT TO LEGISLATE

Rep. Carol H. Holden for Judiciary and Family Law: The committee feels that current governance of land surveyors by a licensure statute and regulations is adequate. The provisions of this bill go beyond what is an appropriate rule of practice. If this bill were adopted, licensed land surveyors and their agents would be allowed to enter any land after reasonable notice. Reasonable notice was not defined. In addition, licensees would be immunized from certain actions in trespass. Vote 17-0.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

SB 5, relative to deposits and investments by trustees of town trust funds in credit unions and in mutual funds. OUGHT TO PASS WITH AMENDMENT

Rep. Paul A. McGuirk for Municipal and County Government: The committee heard no unfavorable testimony on SB 5. This bill allows investments, namely in some credit unions in the state of New Hampshire and shares of open-ended mutual funds. The committee unanimously agreed to amend RSA 31:25, custody investments. Vote 19-0.

SB 151, relative to final orders on appeals of decisions of zoning boards of adjustment. INEXPEDIENT TO LEGISLATE

Rep. Paul A. McGuirk for Municipal and County Government: Current statute allows the court, in its discretion, to remand the appeal to the zoning board of adjustment for further proceedings, not inconsistent with the decree, as justice may require. This bill would require the court to make a final order or decision on the appeal. The committee is of the opinion that the procedure to resolve zoning appeals is working quite well and should not be changed, thus the report of ITL. Vote 16-1.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

SJR 3, urging the United States Congress to adopt a constitutional amendment for environmental rights. INEXPEDIENT TO LEGISLATE

Rep. William M. Golding for State-Federal Relations and Veterans Affairs: The committee feels that the dynamics involved in current federal and state laws and regulations pertaining to clean and healthful air and water adequately addresses the issue. The committee did not feel that the issue merited elevation to the status of a "right" prescribed in the Federal Constitution any more than the "right" to other elements and factors that contribute to the health of a person. Vote 15-3.

WILDLIFE AND MARINE RESOURCES

SB 123, relative to shellfish harvesting areas. OUGHT TO PASS

Rep. Dennis F. Abbott for Wildlife and Marine Resources: This bill recognizes the Department of Health and Human Services as the agency administrating water quality standards regarding shellfish harvesting areas. Vote 9-0.

WEDNESDAY, APRIL 30
REGULAR CALENDAR

JUDICIARY AND FAMILY LAW

SB 85, making technical changes in laws relative to the probate courts. OUGHT TO PASS

Rep. Benjamin J. DePecol for Judiciary and Family Law: This bill makes the N.H. Supreme Court responsible for setting the rates for New Hampshire Legal Assistance. It also extends ex parte expiration dates from 14 to 30 days after the date of the order and makes some technical wording changes to RSA 547. Vote 12-5.

PUBLIC WORKS AND HIGHWAYS

SB 213-FN-A, establishing a fund for loans to rehabilitate class III railroads and cog railroads and making an appropriation therefor. OUGHT TO PASS WITH AMENDMENT

Rep. Paul I. LaMott for Public Works and Highways: The purpose of this bill is to continue the successful \$2.5 million railroad revolving loan program established in 1994. The loan program is administered by the Bureau of Railroads in coordination with the State Treasurer. The infrastructure of short line railroads in the northern part of the state, the Rochester area and the North Walpole area have benefited from the program. This bill increases the bonded appropriation by \$1.5 million and allows for the cog railroad to become eligible for the program. The amendment makes this program a permanent statute, requires a benefit cost analysis be prepared by the department of transportation prior to authorizing a loan, makes an intrastate passenger excursion railroad eligible for the program, and at the department of transportation's request changes the name of the Bureau of Railroads and Public Transportation to the Bureau of Rail and Transit. Vote 19-0.

COMMITTEES OF CONFERENCE

HB 338, repealing certain requirements relative to the duty to deliver a copy of process to prisoners. (Reps. Christie, Hansen, Lyman and Yvonne Coulombe)

HOUSE BILLS AMENDED BY THE SENATE

HB 105, allowing an extension of time limits upon a showing of good cause for holding an adjudicatory hearing in certain delinquency cases.

(House Concurred 4/10/97)

HB 165, establishing a committee to study withdrawal from cooperative school districts. (SJ 10)

HB 230, establishing a committee to study the school building aid system. (SJ 10)

HB 251, reclassifying a portion of North Main Street in the town of Farmington and a portion of Passaconaway Road in the town of Albany. (House Concurred 4/10/97)

HB 315, expanding certain financial powers of village districts. (SJ 10)

HB 338, repealing certain requirements relative to the duty to deliver a copy of process to prisoners. (House Nonconcurrent; C-of-C 4/10/97)

HB 343, relative to authority by governmental entities over driveways and other accesses to public ways. (House Concurred 4/23/97)

HB 392, changing references to the "BOCA Basic Building Code" to "BOCA National Building Code." (House Concurred 4/10/97)

HB 450, relative to accessing directory information as defined by the Family Educational Rights and Privacy Act. (SJ 11)

HB 539, relative to the tax lien process for quarterly tax bills in the city of Concord. (House Concurred 4/23/97)

HB 704, relative to provisional licenses for manufacturers of beverages and requiring approval of the source of water used to manufacture beverages. (SJ 11)

HB 706, establishing a commission on animal damage control to review the fish and game laws relating to damage by game birds and game. (SJ 11)

HB 737, establishing a committee to study the New Hampshire retirement system relative to redefining earnable compensation. (House Concurred 4/23/97)

HCR 2, urging all school districts in the state of New Hampshire to implement peer mediation programs. (SJ 11)

LAID ON TABLE

HB 198-L, allowing municipalities to offer tax incentives to foster growth in new and existing industrial construction. (Pending question is the adoption of the Committee report, re-refer to committee.)

HR 19, affirming unrestricted revenue estimates for fiscal years 1998 and 1999. (Pending question is ordering to third reading.)

HOUSE BILLS RE-REFERRED BY THE HOUSE FOR ACTION IN THE 1998 SESSION

COMMERCE

HB 147, relative to disclosure of certain information relating to tobacco products.

HB 263-FN, relative to viatical settlements which are settlements between an insurance provider and a policy holder or certificate holder with a life-threatening illness.

HB 359, regulating information regarding evictions contained in credit reports issued by consumer reporting agencies.

HB 409, requiring nonprofit educational organizations and certain hospitals to file certain forms with the director of charitable trusts.

HB 410, allowing mental health counselors and marriage and family therapists to obtain third party payments for services rendered which would otherwise qualify for such payments.

HB 451, providing that health care providers shall determine the appropriate course of patient treatment.

HB 505, revising provisions relative to smoking in indoor public places.

HB 541, relative to long-term care insurance.

HB 548-FN, limiting access to certain business records.

HB 594-FN-LOCAL, exempting towns and cities from paying condominium fees when condominium units are taken for nonpayment of taxes.

HB 670-FN, relative to telemarketing registration and fraud prevention.

HB 691, requiring large employers to offer their employees long-term care insurance.

HB 721, prohibiting certain tobacco or alcohol advertising within drug-free school zones.

HB 772-FN-A, establishing the position of industrial, commercial, and tourism agent for Coos county and making an appropriation therefor.

HB 798, relative to the bonding requirement for health clubs.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 152, relative to permissible fireworks.

HB 204-FN-LOCAL, relative to transportation of arrestees, detained defendants, and prisoners and court control of arrestees, detained defendants, and prisoners.

HB 271, establishing a committee to examine the effectiveness and efficiency of the multiple DWI offender intervention detention center program.

HB 353, establishing a committee to study issues regarding prosecutions and sentencing of, and incarceration treatment for, persons convicted of sex-related crimes.

HB 414, authorizing the commissioner of the department of safety to adopt rules imposing late fees for the impaired driver intervention programs.

HB 420, relative to administrative review of suspended or revoked motor vehicle licenses.

HB 467-FN, relative to felonious activities relating to wireless telephone cloning.

HB 480, revising the law relative to protection of persons from domestic violence.

HB 559-FN, relative to crimes against persons under 13 years of age.

HB 565-FN, relative to penalties for joy-riding and car theft across state lines.

HB 583-FN-LOCAL, relative to felonious disarming of a law enforcement officer.

HB 604-FN-LOCAL, relative to accessing information in delinquency cases.

HB 605-FN-LOCAL, relative to procedures regarding delinquent children under RSA 169-B.

HB 665-FN, establishing the crime of felony murder.

HB 682-FN-LOCAL, requiring law enforcement agencies to notify certain community organizations when a sexual offender moves into the community.

HB 730-FN, relative to penalties for sexual misconduct by mental health counselors.

HB 767-FN, relative to violation of court orders regarding child custody.

EDUCATION

HB 143-LOCAL, requiring that SAU budgets be approved by vote at school district meetings.

HB 166, extending the time frame for the annual school district meeting date to the last Saturday in April.

HB 167, changing the teacher nomination notification date from April 15 to May 15.

HB 242, requiring voter approval for any type of random drug testing within a school district

HB 270-LOCAL, allowing school districts to transfer permanent paper records onto electronic alternate media and destroy printed records.

HB 538, requiring every pupil receiving state-funded scholarships or grants for postsecondary education to pass a drug test as a condition for receiving such funds, and requiring repayment of such moneys upon conviction of a drug-related offense.

HB 612-FN, requiring the state board of education and the department of education to establish suitable tests of academic knowledge to be administered as a prerequisite for certification of new teachers in New Hampshire.

HB 784-FN-LOCAL, changing the age requirements for providing public education, including special education.

ELECTION LAW

CACR 8, relating to increasing the executive council membership and the number of executive council districts. Providing that the executive council shall be increased from 5 to 10 members, and the number of executive council districts shall be increased from 5 to 10.

CACR 9, relating to requiring that the attorney general be elected by the legislature. Providing that the attorney general be chosen by joint ballot of the senators and representatives.

HB 333-FN-LOCAL, establishing a fine for political advertising placed or affixed prior to the date permitted by statute or placed on or affixed to any public property.

HB 356, relative to reporting requirements for political candidates and political committees.

HB 408, relative to using name stickers on election ballots.

HB 443, relative to push-polling.

HB 484, relative to registration of certain voters who vote by absentee ballot.

HB 647-FN-A-LOCAL, relative to a centralized computer checklist of voters and making an appropriation therefor.

HB 659, modifying restrictions on televised political advertising.

ENVIRONMENT AND AGRICULTURE

HB 207-FN, relative to pesticide registration fees and making an appropriation therefor.

HB 396-LOCAL, prohibiting current use tax designation for property granted a change in zoning classification for 5 years after the reclassification.

HB 418, prohibiting the land application of sludge or biosolids containing amounts of heavy metals over certain limits.

HB 497, excluding domestic septage from regulation as sludge or biosolids.

HB 553-LOCAL, relative to a right to farm.

HB 593-FN-LOCAL, extending the grant program for closure of landfills to municipalities and adding the closure of the refuse-to-energy facility at Pease to the state water pollution control revolving fund priority projects.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 256-FN, establishing uniform adjudicative proceedings for state agencies and establishing a pilot program for adjudicative hearings.

HB 281, relative to regulation of medical assistants.

HB 303, relative to accountancy.

HB 465-FN, requiring the legislature to consider a list of factors in determining whether to regulate a previously unregulated profession.

HB 535, relative to the regulation of architects.

HB 600, consolidating administrative support for the regulation of health professionals.

HB 630-FN-LOCAL, providing an additional service retirement option for group I teacher members of the retirement system.

HB 749-FN, requiring group I retirement system members to be incapacitated for any gainful employment before receiving accidental disability retirement benefits.

HB 751-FN-LOCAL, relative to spousal benefits for certain retired group II members of the retirement system.

HB 753-FN, relative to the board of auctioneers and the conduct of auctions.

HB 756-FN, relative to the registration of alternative providers of mental health services.

HB 762-FN, relative to the regulation of naturopathic medicine.

FINANCE

CACR 21, relating to a balanced budget. Providing that the governor be prohibited from proposing, and the general court be prohibited from approving, an operating budget in which expenditures exceed estimated revenue.

HB 108-FN-A, relative to the rate of the legacies and successions tax as it applies to siblings of the decedent together with their spouses and lineal ascendants and descendants of siblings of the decedent together with their spouses.

HB 195-FN-A, increasing the exemption amount under the interest and dividends tax.

HB 223-FN-LOCAL, providing that catastrophic aid for special education shall be fully funded

HB 245-FN-A, making certain real estate transfers taxable.

HB 563-FN-A, relative to a tax on telecommunications easements.

HB 578-FN-A-LOCAL, providing for property tax relief and making an appropriation therefor.

HB 645-FN, requiring the commissioner of health and human services to produce certain quarterly reports.

HB 689-FN, relative to a certain portion of registration fees of a nonprofit corporation.

HB 717-FN-A, relative to the taxation of venture capital firms under the business profits tax.

HB 804, relative to the definition of "communication services" for the purposes of the communications services tax.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 266, relative to the Alzheimer's Special Care Disclosure Act.

HB 490, relative to the confidentiality of medical records.

HB 621, exempting wilderness/back country rescuers from RSA 151-B.

HB 686-FN-A, relative to financing child day care facilities and making an appropriation therefor.

HB 697-FN-A-LOCAL, establishing a homeless prevention fund, to be funded by a temporary homeless prevention state property tax, and making appropriations to the fund for fiscal years 1998 and 1999.

JUDICIARY AND FAMILY LAW

HB 234-FN-LOCAL, relative to disposition by counties of funds of deceased patients of county nursing homes.

HB 290, relative to electronic signatures.

HB 361, clarifying the status of tenants who reside in rooming or boarding houses for more than 90 consecutive days.

HB 555, exempting an individual's pensions and individual retirement accounts from bankruptcy attachment.

HB 595-FN, protecting consumers from the unlicensed practice of law

HB 606-FN-LOCAL, relative to procedures regarding children in need of services under RSA 169-D.

HB 616-FN, relative to jury selection reforms.

HB 635, relative to a limitation on liability for emergency medical care providers.

HB 734-FN, requiring district courts to hold evening sessions.

HB 736-FN, increasing jurors' fees.

HB 774-FN, relative to child support, custodial rights, and visitation.

HB 793, limiting the civil liability of persons engaged in equine activities.

HB 802, relative to judgments on past due rent and judgments for eviction.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES

HB 521-LOCAL, relative to the definition of terms and conditions of employment and to the subjects of bargaining in the public employee labor relations law.

HB 579-FN-LOCAL, providing that a person who, having obtained a restraining order against an abuser and having made all reasonable efforts to preserve employment, leaves a job in order to protect himself or herself from domestic abuse, shall not be denied unemployment compensation.

LEGISLATIVE ADMINISTRATION

HB 111-FN, relative to preservation and access to records of legislation in the state archives.

LOCAL AND REGULATED REVENUES

HB 170-LOCAL, exempting temporary, demountable, plastic-covered greenhouses from property taxation.

HB 337-LOCAL, allowing a municipality to reduce the property tax on improvements.

HB 432, increasing the wager limit on games of chance from \$1 to \$5.

HB 504-LOCAL, relative to the property tax obligation for real estate used as rental housing by qualified nonprofit charitable organizations.

HB 707-LOCAL, relative to municipal taxation of utility property.

MUNICIPAL AND COUNTY GOVERNMENT

HB 174-LOCAL, relative to budgetary official ballot.

HB 295-LOCAL, authorizing a cooperative school district board to establish polling places in each member town.

HB 366-LOCAL, relative to noncompliance with zoning ordinances.

HB 529, relative to excluding from the definition of subdivision the placement and maintenance of wireless communication facilities.

HB 543-LOCAL, relative to valuation of aeronautical facilities for purposes of payments in lieu of property taxes.

HB 552-LOCAL, clarifying the authority of municipalities to regulate the use of their highways which provide sole access to properties in adjoining municipalities.

HB 641, relative to property tax bills for land parcels having multiple owners.

HB 642, requiring that all property taxes be paid prior to approval of a subdivision plat.

HB 676-FN-LOCAL, establishing procedures for the distribution of proceeds from the sale of tax-deeded property by a municipality.

HB 679-FN-LOCAL, repealing the limitation on zoning ordinance protest petitions.

PUBLIC WORKS AND HIGHWAYS

HB 126-FN-LOCAL, repealing road toll refunds for retail dealers.

HB 274-FN-A, relative to refinancing the cost and rehabilitation of the Cheshire Bridge.

HB 305-A, relative to the rehabilitation of the Walker building and making an appropriation therefor.

HB 400, authorizing the state to enter into a lease-purchase agreement with Cheshire county for the new Jaffrey-Peterborough district courthouse.

HB 778-A, relative to erosion prevention on a certain portion of the Connecticut River and making an appropriation therefor.

RESOURCES, RECREATION AND DEVELOPMENT

HB 272, relative to boat docking facilities.

HB 350, exempting permits by rule and permits by notification from certain excavating and dredging permit requirements.

HB 405-LOCAL, relative to standardizing the requirements for the design and specifications of septic systems.

HB 547, relative to granting permits to build certain structures on shoreline property.

HB 560-FN, relative to penalties for introduction of boats and seaplanes from waters infested with milfoil or zebra mussels into clean lakes or ponds

HB 561-FN, relative to certain marine patrol personnel.

HB 581-FN, authorizing the department of environmental services to issue permits in emergency situations, expanding the exemptions for excavating and dredging permits, and establishing a notification process for the replacement and repair of existing legal structures.

HB 618-FN, relative to increasing certain state park fees.

HB 710-FN, requiring boating safety education.

SCIENCE , TECHNOLOGY AND ENERGY

HB 406, relative to environmental disclosure by electric power facilities.

HB 482, relative to the access and development of interstate computer network systems.

HB 485, relative to limited electrical energy producers.

HB 587-FN, relative to the system benefits charge and interim stranded costs recovery charges in electric utility restructuring.

HB 610-FN, relative to the regulation of small telephone companies by the public utilities commission.

HB 643-FN, establishing an industry average performance system for air pollution control, and establishing certain pollution control funds.

HB 651-FN-LOCAL, relative to electric rate reduction financing.

HB 750-FN-LOCAL, relative to municipal water systems.

HB 754-FN, relative to special gas and electric rates for customers dependent on life-support equipment.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HCR 7, petitioning the Congress of the United States to propose an amendment to the Constitution of the United States for submission to the states to prohibit the federal government from imposing regulatory mandates, unfunded mandates, and spending conditions, which conditions are unrelated to the actual expenditures of funds allocated by Congress.

HCR 12, urging ratification of the Convention for the Elimination of All Forms of Discrimination Against Women.

HJR 3, requiring the attorney general to bring suit against the United States Government for violating the United States Constitution and the New Hampshire constitution by enacting a military firearms ban.

TRANSPORTATION

HB 231-FN-LOCAL, imposing a penalty on motor vehicle operators under 20 years of age if the operator is convicted of any violation offense involving the operation of a motor vehicle.

HB 477, prohibiting aircraft from landing and taking off on a certain portion of the Pemigewasset River.

HB 627-FN, establishing a conservation number plate trust fund, and a special motor vehicle license plate and associated fees, to support New Hampshire's natural and cultural resources.

HB 649-FN, relative to reckless driving.

HB 712, relative to the purchase, preservation, and reactivation of abandoned railroad rights-of-way and limiting railroad liability for passenger rail service.

HB 729-FN-A, establishing a kindergarten special number plate and fee, with the fees continually appropriated to the department of education.

WILDLIFE AND MARINE RESOURCES

HB 132-FN, allowing New Hampshire residents on active duty in the armed forces or coast guard to be issued hunting and fishing licenses at no charge.

HB 177-FN, increasing the wild black bear license and tag fee.

HB 371, relative to the authority of the department of fish and game to regulate the management, preservation, propagation, and taking of state fish, game, and wildlife resources.

HB 747-FN-A, establishing a fund for the acquisition or care of land or easements for wildlife habitats, continually appropriating the fund, and requiring an additional fee for each hunting or fishing license to be credited to the fund.

COMMITTEE HEARINGS

MONDAY, APRIL 28

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. Executive session on pending legislation.

Following the executive session subcommittee work session on HB 641, relative to property tax bills for land parcels having multiple owners; HB 642, requiring that all property taxes be paid prior to approval of a subdivision plat and HB 676-FN-LOCAL, establishing procedures for the distribution of proceeds from the sale of tax-deeded property by a municipality.

OIL FUND DISBURSEMENT (RSA 146-D:4), Room 305, LOB

9:00 a.m. Hearing and regular meeting.

TUESDAY, APRIL 29

COMMERCE, Room 302, LOB

9:30 a.m. Subcommittee work session on SB 18, relative to the sale of certain items at flea markets.

10:00 a.m. Subcommittee work session on SB 165, relative to Medicare and health maintenance organizations and small employer and individual insurance.

11:00 a.m. Subcommittee work session on SB 22, relative to health benefit plans sponsored by qualified franchise associations.

1:45 p.m. Subcommittee work session on SB 178, regulating managed care systems of health care delivery.

2:45 p.m. Subcommittee work session on SB 39, relative to the delivery of bank products and services.

EDUCATION, Room 207, LOB

1:30 p.m. Subcommittee work session on SB 203, deleting the state prison and adding county correctional facilities to the provisions relating to incarcerated educationally disabled children.

ELECTION LAW, Rooms 306-308, LOB

7:00 p.m. Public informational session on campaign finance reform. The committee is meeting to obtain information from the public on campaign finance reform.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. Executive session on pending legislation.

FINANCE, Rooms 210-211, LOB

9:00 a.m. SB 47-FN, continuing the marital guardian ad litem recovery program in the unit of cost containment, office of the commissioner of administrative services.

9:30 a.m. SB 75-FN regulating beer festivals and requiring beer festival promoters to obtain a single event license for a fee from the liquor commission to hold a beer festival. (A)

10:00 a.m. SB 183-FN, relative to liquor licenses for a sports/entertainment complex. (A)

11:00 a.m. SB 90-FN, requiring all proposed legislation affecting independently owned small businesses to include an analysis of the cost of the legislation.(A)

1:00 p.m. SB 182-FN, relative to the administration, operation, and maintenance of the New Hampshire state veterans cemetery.

2:30 p.m. SB 64-FN-A, exempting motor fuel used for automobile racing from road toll taxation.(A)

Executive session on pending legislation

JUDICIARY AND FAMILY LAW, Room 208, LOB

10:00 a.m. Subcommittee work session on SB 197, relative to final dispositional orders in child protection cases.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

9:30 a.m. Subcommittee work session on SB 36, relative to incarcerated convicted persons receiving workers' compensation payments.

10:30 a.m. Executive session on pending legislation.

RULES, Room 201, LOB

4:00 p.m. Regular meeting.

SCIENCE , TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Public hearing on the proposed amendment to SB 116-FN, relative to the regulation of rural electric cooperatives by the public utilities commission. (Copy of the amendment will be available from the Sergeant-at-Arms Office.)

9:30 a.m. Executive session on SB 116-FN, relative to the regulation of rural electric cooperatives by the public utilities commission.

10:00 a.m. Full committee work session on HB 651-FN-LOCAL, relative to electric rate reduction financing.

TRANSPORTATION, Room 203, LOB

10:00 a.m. Executive session on pending legislation.

WEDNESDAY, APRIL 30

COMMERCE, Room 302, LOB

10:00 a.m. SB 113, establishing a committee to study health care issues related to individuals who are underinsured or without insurance.

11:00 a.m. Subcommittee work session on SB 130, relative to the portability, availability, and renewability of health coverage.

Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Subcommittee work session on HB 204-FN-LOCAL, relative to transportation of arrestees, detained defendants, and prisoners and court control of arrestees, detained defendants, and prisoners.

11:00 a.m. Subcommittee work session on HB 583-FN-LOCAL, relative to felonious disarming of a law enforcement officer.

EDUCATION, Room 207, LOB

9:00 a.m. Subcommittee work session on SB 203, deleting the state prison and adding county correctional facilities to the provisions relating to incarcerated educationally disabled children.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. Executive session on pending legislation, if needed.

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

9:30 a.m. Executive session on pending legislation.

10:30 a.m. Presentation by the Department of Health and Human Services on the awareness of shaken baby syndrome.

JUDICIARY AND FAMILY LAW, Room 208, LOB

9:30 a.m. Subcommittee work session on SB 194, relative to the age of child day care providers homes, and allowing school districts to transport school-age children between schools and before-and-after-school programs.

10:00 a.m. Executive session on pending legislation.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

9:30 a.m. Subcommittee work session on SB 93, relative to employees of employers who hire recipients of state assistance under the employment assistance program.

LOCAL AND REGULATED REVENUES, Room 206, LOB

10:00 a.m. Executive session on pending legislation.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Executive session on pending legislation.

WILDLIFE AND MARINE RESOURCES, Room 307, LOB

9:30 a.m. Full committee organizational meeting on re-referred bills.

THURSDAY, MAY 1

COMMERCE, Room 302, LOB

9:30 a.m. Subcommittee work session on SB 79, prohibiting the sale of gift certificates containing an expiration date, relative to unclaimed and abandoned property, and relative to liens on personal property.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

1:00 p.m. Organizational subcommittee meeting on HB 271, establishing a committee to examine the effectiveness and efficiency of the multiple DWI offender intervention detention center program; HB 414, authorizing the commissioner of the department of safety to adopt rules imposing late fees for the impaired driver intervention programs and HB 420, relative to administrative review of suspended or revoked motor vehicle licenses.

EDUCATION, Room 207, LOB

9:30 a.m. Executive session on pending legislation.

FRIDAY, MAY 2

WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62), Room 306, LOB

9:00 a.m. Regular meeting.

TUESDAY, MAY 6

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

1:00 p.m. Subcommittee work session on HB 553-LOCAL, relative to a right to farm.

WEDNESDAY, MAY 7

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Subcommittee work session on HB 665-FN, establishing the crime of felony murder.

NEW HAMPSHIRE COMMISSION ON THE SMITHSONIAN FESTIVAL OF AMERICAN FOLKLIFE (SJR 20, Chapter 204, Laws of 1996), Room 206, LOB

4:00 p.m. Rescheduled regular commission meeting.

MONDAY, MAY 12

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

9:00 a.m. Regular business.

PERINATAL CHEMICAL DEPENDENCY (RSA 132:19), Room 101, LOB

9:00 a.m. Regular meeting.

FRIDAY, MAY 16

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB

9:00 a.m. Regular meeting.

TUESDAY, MAY 27

ETHICS COMMITTEE (RSA 14-B:2), Room 304, LOB

9:00 a.m. Rescheduled regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet Monday, April 28 at 7:00 p.m. at the Belknap County Courthouse to review the Gunstock budget.

Rep. Gordon E. Bartlett, Chairman

Belknap County Delegation

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet May 2 at the Upham Walker House at 10:00 a.m.

Rep. Robert A. Lockwood, Chairman

Merrimack County Executive Committee

The New Hampshire Supreme Court has announced that typewritten memoranda on the questions presented by the request of the House for an opinion of the justices on the constitutionality of HB 198-LOCAL on municipal tax exemptions for industrial construction may be furnished by any attorney, legislator, organization, interested party or member of the public on or before April 28, 1997. An original and fifteen copies of any memorandum must be filed with the clerk's office.

Howard J. Zibel, Clerk

New Hampshire Supreme Court

Members are reminded that material in mailboxes needs approval of the chairman of the Legislative Administration Committee. Such material should relate to legislative business and must indicate the identity of the sender.

Rep. Channing T. Brown, Chairman

Legislative Administration Committee

THE MOST RECENT INFORMATION ON HOUSE-CALENDAR DELIVERY:

Arrangements have been made to have our Friday mailings now leave Concord at 2:00 p.m. bound for the Manchester Distribution Center. Additionally, the Postal Representative assisting us has notified the Supervisors in all of the Post Offices where late delivery has been a consistent

problem (based on the return envelopes we collected) to be alert for mail addressed to State Representatives. If you continue to experience late delivery, please save your envelope when it does arrive; write on it the date of receipt and bring the envelope to the Clerk's Office. This has been a great help trying to isolate the problems. Thank you for your cooperation.

Karen O. Wadsworth, Clerk of the House

REVISED AMENDED FISCAL NOTES

The following HBs have a revised or amended fiscal note: HBs 2, 25, 50, 120, 151, 181, 186, 187, 225, 229, 236, 243, 262, 268, 340; 378, 379, 430, 436, 457, 459, 486, 498, 511, 516, 530, 557, 559, 560, 562, 564, 565, 567; 568, 569, 570; 571, 572, 573, 577, 578; 580, 587, 588, 589; 591, 592, 593, 595, 596, 598, 599, 602; 603; 604, 605; 607; 608, 610; 615; 617; 618; 619;622, 625; 626, 627; 636, 637, 638; 643; 644,645; 649; 657, 658, 661; 663, 671, 677, 686; 688, 689, 696, 700, 702, 716; 719; 720, 723, 724, 725, 726, 727, 729, 731, 733, 734, 735, 737, 739, 740, 741, 742, 743, 744, 745, 747, 748, 749, 750, 751, 755, 760, 761, 762, 763. 764, 765,766, 767, 768, 769, 770, 771, 773, 774, 780, 781, 783, 784, 785, 786, 788, 791, 792, 794, 795, 796, 799 and 810.

Leo J. Callahan, Assistant Clerk

When the House Clerk is aware of House Members who are hospitalized or homebound by serious illness, it will publish a list of names and addresses so that their colleagues who so desire may send cards and greetings.

William S. Belvin, 231 Boston Post Road, Amherst, New Hampshire 03031-3015

David S. Feng, 1 Timber Lane, Hudson, New Hampshire 03061-3114

Suzan L.R. Franks, 42 Cathedral Circle, Nahsua, New Hampshire 03063-2732

Paul W. Taylor, 214 Harris Road, Nashua, New Hampshire 03060-3708

Karen O. Wadsworth, Clerk of the House

Pursuant to RSA 326-B:12, the Joint Health Council will meet in Room 205, LOB, North Main Street Concord, on Monday, May 5 at 6:30 p.m.

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 social activities and political meetings or events. Publication should not be construed as support for either the events listed or the view espoused by the individual or organization sponsoring the event.

Improve your mind, and recycle! Bring a book - Buy a book is located outside the cafeteria. It is sponsored by the OWLs. All moneys go to the scholarship fund.

Rep. Betsy McKinney

The Manchester Legislative Delegation will be meeting with the Mayor of Manchester on Monday, April 28 at 8:30 a.m. in the Aldermanic Chambers at City Hall.. Nick Valis will speak to the delegation. Refreshments will be served.

Rep. Lou D'Allesandro

The Merrimack Republican Association will meet on April 29th at the Cat 'N Fiddle Restaurant at 6:30 p.m. "Dutch treat". Guest speaker will be Stephen Duprey. RSVP by April 22 to Rep. Whittemore.

Rep. James A. Whittemore

The NH Medical Society and the NH Hospital Association invite all House members to join them for a scrumptious lunch buffet at St. Paul's Church (across Park Street from the State House) on Tuesday, April 29, anytime between 11:30 a.m. and 1:30 p.m.

Reps. Robert L. Wheeler and Peter Hoe Burling

Legislators and staff are invited to a reception hosted by the NH Psychology Association on Wednesday, April 30, 4:00 p.m. or after session, at the Holiday Inn. Hors d'oeuvres and refreshments provided.

Reps. Robert L. Wheeler and Peter Hoe Burling

The New Hampshire Nurses' Association, the New Hampshire Nurse Practitioners' Association and other nursing specialty groups are pleased to invite all legislators to coffee and dessert before the session on April 30 from 12:15 p.m. to 1:15 p.m. at the Upham Walker House in honor of upcoming National Nurses' Week.

Reps. Marion L. Copenhaver and Lawrence A. Emerton

"Friend of a Democratic Senate" are sponsoring a reception to honor all Democratic State Senators on Wednesday, April 30 at the Szechuan Garden Restaurant on Fisherville Road in Concord from 4:30 p.m. to 7:00 p.m. Donations are \$50 and all are invited to attend this reception.

Rep. Peter Hoe Burling, Democratic Leader

Attention legislators! You are invited to attend Disability Awareness Day on Wednesday, April 30 in the Hall of Flags from 8:30 a.m. to 4:30 p.m. It is sponsored by the Statewide Independent Living Council and the Governor's Commission on Disability. For more information contact: Rep. Gene Gagnon at 271-2169 or Carol Nadeau at 271-6895.

Rep. Eugene L. Gagnon

Please join the Merrimack County Republican and Concord Republican Committees for their annual spring dinner Thursday, May 1 at the Capitol Center of the Arts. Guest speaker will be potential presidential candidate, Arizona Senator John McCain. Tickets are \$35 each or \$60 per couple and are available from Sen. Amy Patenaude, Rep. Michael Whalley or at State Republican Headquarters.

Rep. Michael D. Whalley

The State Veterans' Cemetery Oversight Committee cordially invites all legislators to attend the groundbreaking ceremony for the New Hampshire State Veterans Cemetery in Boscawen. The ceremony begins at 2:00 p.m. on Friday, May 2. We have waited a long time to acknowledge and honor our New Hampshire Veterans for their achievements and sacrifices made on behalf of our nation. This is a very historic day for the Veterans of New Hampshire and their families. We hope you can join us.

Rep. Leon Calawa, Jr.

Don't forget! Call today to register for Leadership Victory Summit '97 on Saturday, May 3 at Lake Ossipee Conference Center, Freedom, NH. Don't miss your chance to be part of this unprecedented gathering of Republicans from across New Hampshire. Sen. Don Nickels of Oklahoma will be the luncheon speaker. Call the Republican State Committee at 225-9341 to register and be part of planning for victory.

Rep. Frances L. Riley

The New Hampshire Federation of Republican Women cordially invites you to join them for their Annual Lilac Luncheon with Guest Speaker Steve Forbes. This year's luncheon is being held at the Castleton in Windham on Monday, May 5 at 11:30 a.m. Tickets are \$25 and are available from Rep. Cynthia Dokmo (5-28) or Rep. Carol Holden (3-1).

Rep. Carol H. Holden

Now is the time to plan for relaxing, fun filled Day-On-The-Range at the Annual Legislative Shoot, sponsored by the Gun Owners of New Hampshire. This Firearms Orientation and Safety Program at the Sunset Mountain Fish and Game Club in Canterbury gives both novices and those with firearms experience an opportunity to spend a day in the sun with GO-NH Club members to assist them. Wake-up coffee and lunch will be provided. For further details and reservations, please call Rep. Frances Riley. Space is limited, so please reserve as early as possible. Monday, May 5 is the date, rain or shine, as shelter is available.

Rep. Frances L. Riley

Concord City Democrats will meet on Tuesday, May 6 at 7:00 p.m. in Room 102, LOB.

Rep. Miriam D. Dunn

The next public informational meeting for the Manchester Airport access road has been scheduled for May 6 from 5:30 to 8:00 p.m. at the McKelvie School, 108 Liberty Hill Road, Bedford. This will be an open forum at which the Department of Transportation will explain its preferred route on a one-to-one basis and in small groups. Maps will be shown and questions will be answered.

Rep. Steve Vaillancourt

The Merrimack County Democrats will meet on Tuesday, May 13 at 7:00 p.m. in Room 102, LOB

Rep. Miriam D. Dunn

The OWLs will meet Wednesday, May 14 in Room 306, LOB from noon to 1:00 p.m. Joyce Miko, co-founder of the Academy of American Doll Artists Inc. will be speaking. Boxed lunches will be available for a small charge. All legislators are welcome to attend.

Rep. M. Virginia Burke

The 1997 State House softball team is being formed for games to be played from late April through June. The games take place on Mondays during the early evenings at DOT field, Hazen Drive. All staff and legislators (or others) who want to play may contact Curtis Barry at 3663 or Erik Schneiderhan at 2136.

Reps. Robert L. Wheeler and Peter Hoe Burling

A deep sea fishing trip is planned for Friday, May 16. Boat departs at 7:30 a.m. from Smith and Gilmore Pier, Hampton and returns at approximately 4:30 p.m. The trip is open to representatives, senators and staff. \$25 per person. Limit 40 people. First paid - first reserved. Please contact Rep. Terence R. Pfaff, 329 Hackett Hill Road, Hooksett, New Hampshire 03106-2522, telephone 624-0950.

Rep. Terence R. Pfaff

The Manchester Republican Committee will hold a fund raising "Spring Fling" Dinner featuring the Honorable John H. Sununu at the Center of New Hampshire on Thursday, May 22nd. Reception at 6:00 p.m. Dinner at 7:00 p.m. Tickets \$50 each; Table of 10 \$450. RSVP by May 15. For more information contact Bobbi Arnold at 669-4814; or Rep. Bill Golding at 623-6562; or Rep. Winston McCarty at 668-4263.

Rep. William M. Golding

The Department of Transportation will hold the following meetings:

April 30 Keene High School (small) Gymnasium, 43 Arch Street, Keene, 6:30 p.m. public information meeting, Keene-Swanzey, NH 101 reconstruct from Main Street Westerly to NH 12.

May 6 McKelvie School Cafeteria, Liberty Hill Road, Bedford, 5:30 p.m. Public information meeting, Bedford, Manchester, Londonderry, Litchfield, Merrimack, Manchester Airport Access.

Rep. Gene G. Chandler, Chairman

Public Works and Highways

PROPOSED AMENDMENT TO HOUSE RESOLUTION 1

1997-1148h

Amendment to House Rule 64

Proposed by Rep. Channing Brown

Amend House Rule 64 by replacing the entries from April 16, 1997 to June 11, 1997 with the following:

MAY 8, 1997, Thursday

Last day to report all Senate bills going to a second committee.

MAY 14, 1997, Wednesday

Last day to act on all Senate bills going to a second committee.

MAY 15, 1997, Thursday

Last day to report all Senate bills not in second committee.

MAY 22, 1997, Thursday

Last day to report all Senate bills in second committee.

MAY 28, 1997, Wednesday

Last day to act on all Senate bills.

MAY 29, 1997, Thursday

Last day to form committees of conference.

JUNE 5, 1997, Thursday

Last day to file committee of conference reports.

JUNE 9, 1997, Monday

Committee of conference reports available.

JUNE 12, 1997, Thursday

Last day to act on committee of conference reports.

AMENDED ANALYSIS

The amendment to House Rule 64 changes various deadlines for legislative action.

WEDNESDAY, APRIL 30

AMENDMENTS

(Listed in numerical order.)

1997-1165h

Amendment to SB 5

Proposed by the Committee on Municipal and County Government

Amend the bill by replacing sections 1 and 2 with the following:

1 Custody Investments. Amend RSA 31:25 to read as follows:

31:25 Custody; Investments. The trustees shall have the custody of all trust funds held by their town. The funds shall be invested only by deposit in some savings bank or in the savings department of a national bank or trust company in this state, in some credit union in this state, or in shares of any building and loan association or cooperative bank, incorporated and doing business under the laws of this state, or in the shares of any federal savings and loan association, located and doing business in this state, or in bonds, notes or other obligations of the United States government, or in state, county, town, city, school district, water and sewer district bonds and the notes of towns or cities in this state; and such stocks and bonds as are legal for investment by New Hampshire savings banks [and when so invested, the trustees shall not be liable for the loss thereof]; and in [any common trust fund established by the New Hampshire Charitable Foundation in accordance with RSA 292:23] participation units in the public deposit investment pool established pursuant to RSA 383:22. Shares of open ended mutual funds are also permitted if they are registered with the Securities and Exchange Commission, qualified for sale in the state of New Hampshire in accordance with the New Hampshire uniform securities act of the New Hampshire secretary of state's office, and which have in their prospectus a stated investment policy which is consistent with the investment policy adopted by the trustees of trust funds in accordance with RSA 35:9, and when so invested, the trustees shall not be liable for the loss thereof. The trustees may retain investments as received from donors, until the maturity thereof. The trustees shall formally adopt an investment policy for all investments made by them or by their agents for any trust funds in their custody. Such investment policy shall be reviewed and confirmed at least annually.

2 Retention of Nonlegal Securities. Amend RSA 31:25-a to read as follows:

31:25-a Retention of Nonlegal Securities. Any security which at the time of its purchase under RSA 31:25 constituted a legal investment for New Hampshire savings banks or trustees of trust funds under the laws and conditions then existing may be retained notwithstanding the fact that, because of changes in the law relating to legal investments or because of conditions arising subsequent to the purchase of such security, its purchase might not then be legal; provided, however, that no such security that is not a prudent investment under the circumstances existing at the time of its retention and thereafter [shall] may be retained by the trustees; and provided further, that the aggregate total of the market value of all securities

retained under this section shall not exceed 20 percent of the total market value of all the investments held by the trustees.

1997-1142h

Amendment to SB 213-FN-A

Proposed by the Committee on Public Works and Highways

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

1 Statement of Purpose. The general court declares that:

I. Rail service is indispensable to certain areas of the state.

II. There is a need to provide and maintain efficient and viable rail lines of New Hampshire class III railroads and cog railroads.

III. There is a need to keep rail lines of class III railroads and cog railroads in the private sector by utilizing qualified short line operators and cog railroad operators.

IV. There is a need to provide for limited state support funds for local rail assistance to maintain and enhance the rail lines and equipment of short line railroads and cog railroads.

2 Bureau Name Changed. Amend RSA 228:57-a, I to read as follows:

I. Notwithstanding RSA 228:57, portions of real estate owned by the state and managed by the bureau of [railroads and public transportation] rail and transit in the department of transportation that are on the shores of public waters, as defined by RSA 271:20, may be leased for private, noncommercial use by owners of adjacent properties separated from the shore only by the railroad land, as long as such use does not interfere with railroad operations. Any property owner meeting the requirements of this section may request in writing to be allowed to lease such property from the state. However, when the adjacent property is owned by more than one individual, such as a condominium association, the association, only as a single entity, may request the lease. In no case shall more than one access point to the leased property be allowed.

3 New Section; Rehabilitating Class III Railroads and Cog Railroads; Revolving Loan Fund. Amend RSA 228 by inserting after section 66 the following new section:

228:66-a Rehabilitating Class III Railroads and Cog Railroads; Revolving Loan Fund.

I. There is established the class III railroad and cog railroad capital rail line rehabilitation and equipment revolving loan fund which shall be spent on rehabilitating the rail lines and the purchasing of equipment of class III railroads and cog railroads, which rail lines, equipment, and railroads, shall meet the requirements of the benefit/cost analysis prepared by the department of transportation's bureau of rail and transit. Loans provided to operators of class III railroads and cog railroads for rehabilitating the rail lines and equipment purchases shall be approved by the governor and council.

II. The operator of the class III railroad or cog railroad provided a loan under this section shall be required to furnish assurance by signed agreement with the state to continue utilization of the line involved on an annual basis at a tonnage level of at least 80 percent of their annual tonnage average over the 3 years preceding the agreement, provided that enforcement of such assurance shall be preceded by a finding by the commissioner that any shipping rate increases during such period are reasonable, or a continued utilization of the line involved on an annual basis at a passenger level of at least 80 percent of their prior 3 years preceding the agreement.

III. The operator of the class III railroad or cog railroad shall repay any loan funded pursuant to paragraph I on such terms and conditions as are recommended by the bureau of rail and transit, department of transportation. The term of the loan shall be no less than 5 and no longer than 20 years and shall, to the extent possible and consistent with this section, be determined so as to match the useful life of the improvements funded by the loan. The terms and conditions shall be contained in the binding agreement between the state and the operator of the class III railroad or cog railroad and shall be sufficient to fully reimburse the state for the principal and interest payments on that portion of the bonds authorized to fund the loan.

IV. A lien on the improved property or equipment shall be created in favor of the state in an amount which equals the sum of principal and interest to be repaid by the operator of the class III railroad or cog railroad. The lien shall be recorded in the registry of deeds of the county or counties in which the improved property is situated and shall not supersede any lien created by a mortgage affecting such property. The lien shall expire only when the loan has been fully repaid.

V. For the purpose of this section, a "class III railroad" shall be a freight railroad or an intrastate passenger excursion railroad.

4 Appropriation. The sum of \$1,500,000 is hereby appropriated, in addition to any other sums appropriated, to the department of transportation, bureau of rail and transit, to be deposited in the class III railroad and cog railroad capital rail line rehabilitation and equipment revolving loan fund for the fiscal year ending June 30, 1998, for the purpose of rehabilitating the rail lines of class III railroads and cog railroads. This appropriation shall be nonlapsing.

5 Bonds Authorized. To provide for the appropriation made in section 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding \$1,500,000 for said purposes and may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the general fund of the state.

6 Transfer of Funds. All funds remaining in the fund established under 1994, 338:3 and 4 shall be transferred to the fund established under RSA 228:66-a.

7 Effective Date. This act shall take effect July 1, 1997.

AMENDED ANALYSIS

This bill establishes a fund to be used for loans to operators of class III railroads and cog railroads for rehabilitation of such railroads and appropriates \$1,500,000 for the fiscal year ending June 30, 1998, and transfers funds from the class III railroad capital rehabilitation revolving loan fund to the class III railroads and cog railroad capital rail line rehabilitative fund. It also changes the name of the bureau of railroads and public transportation to the bureau of rail and transit.