

State of New Hampshire HOUSE RECORD

Second Year of the 155th Session of the General Court Calendar and Journal of the 1998 Session

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Contains: Hearings, Notices, Work Sessions, Reports and Amendments for March 19

HOUSE CALENDAR

NOTICE

MEMBERS OF THE HOUSE:

Today the House welcomes back a former member, Representative Joan Tate (R-Hudson), and a new member, Representative Frank Davis (R-Pembroke). They were both sworn in yesterday. Please make them feel at home as they attend to their new duties.

Our special guests today are the Junior League All-Stars of Salem, winners of the 1997 World Championship. Congratulations to these fine young men and their coaches.

The House will meet on Wednesday, March 25th at 10:00 a.m. and will take up any unfinished business on Thursday, March 26th. Future sessions are tentatively planned for April 9th and April 16th.

Donna Sytek, Speaker

NOTICE

There will be a Republican Caucus on Thursday, March 19 at 9:15 a.m. in Representatives Hall.

Rep. Robert L. Wheeler, Majority Leader

NOTICE

There will be a Democratic Caucus on Thursday, March 19 at 9:15 a.m. in Rooms 306-308 of the Legislative Office Building.

Rep. Peter Hoe Burling, Democratic Leader

Parliamentary Points to Ponder

The reading in the house of any letter from a person not a member or any other communication calling in question acts of members or officials of the house or being abusive is out of order and should not be permitted.

Mason's Legislative Manual

Section 121 Paragraph 5

Save those strident editorials for another forum. It is not appropriate to read them on the floor of the House.

Donna Sytek, Speaker

bills carried over from march 12

RESOURCES, RECREATION AND DEVELOPMENT

HB 1187, relative to breakwater permitting. REFER FOR INTERIM STUDY

Rep. David M. Lawton for Resources, Recreation and Development: This bill is an attempt to clarify the current Department of Environmental Services (DES) rules relating to breakwater permitting. The majority of this committee strongly believes that the subject matter in the bill has merit, however, current time constraints inhibit a comprehensive airing of the issues at this time. Vote 15-0.

HB 1341, relative to temporary seasonal docks on lakes and ponds. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. William E. Williams, Jr. for the Majority of Resources, Recreation and Development: This legislation exempts temporary seasonal docks on lakes and ponds from excavating and dredging permit filing requirements. The bill provides specifications and conditions that the property owner must meet in order to comply with the act. The bill was amended at the suggestion of the Department of Environmental Services (DES) with the approval of the sponsor and encourages the use of a single temporary seasonal dock as a means to access the water in front of one's property. The majority believes that this bill represents a reasonable property use while not adversely impacting the public trust of lakes and ponds. Vote 10-9.

Rep. Sidney Lovett for the Minority of Resources, Recreation and Development: The minority believe that this bill has little merit. It provides a broad exemption without any accountable information to be provided to municipalities and or the Department of Environmental Services. It is simply a "give away" which evades both local control and responsible state planning.

SCIENCE, TECHNOLOGY AND ENERGY

HB 1659, prohibiting the use of eminent domain powers by public utilities to take private property for the construction and operation of electric generating plants. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: REFER FOR INTERIM STUDY.

Rep. Clifton C. Below for the Majority of Science, Technology and Energy: This bill simply removes the right of a public utility to use eminent domain powers to take private land for the construction or operation of an electric generating plant. The amendment makes this change in policy only effective when competition for electric generation supply exists in at least 70% of the state. This policy will put competitive generation suppliers on a level playing field with public utilities that retain generation. It is also consistent with the restructuring policy principle in RSA 374-F:3, VII, that states: "The rules that govern market activity should apply to all buyers and sellers in a fair and consistent manner in order to ensure a fully competitive market". Vote 11-5.

Rep. Donald B. White for the Minority of Science, Technology and Energy: This bill is well intended as written as part of

electrical restructuring. The Minority feels that this bill is premature and unnecessary prior to the time competition is in full force. This bill also leaves municipalities free of eminent domain restriction, so an unequal playing field exists. Of great concern, too, is the potential for the reduction of opportunity for new technology which is in the public interest because the cost and availability of logical sites may be priced out of reach for any buyer to construct a cost-competitive generation plant. Eminent domain for an electric energy supplier has been used only once in the past thirty years and only after demonstrating a clear public interest.

HB 1662-FN, restructuring the nuclear decommissioning finance committee and the office of the consumer advocate and amending laws relative to atomic energy to reflect the policies of electric utility restructuring. REFER FOR INTERIM STUDY

Rep. Jeb E. Bradley for Science, Technology and Energy: The committee believes that the nuclear decommissioning statutes, Chapters 162-B and 162-F, need updating due to electric utility restructuring. However, since this bill was not completed, and could not be scheduled for public hearing until February 10, the committee was unable to examine decommissioning with any thoroughness. The committee also needs ample time to study how best to accomplish the sponsors' goal of making the Office of the Consumer Advocate more accountable. The current statute provides that the Attorney General appoints the Consumer Advocate and the office is administratively attached to the Public Utilities Commission. Apparently, the current Consumer Advocate is a hold-over from a previous statute (before 1985) that provided Public Utilities Commission appointment and there is no appointment letter from the Attorney General according to a research request performed by the Office of Legislative Services. There is no term of office for the Consumer Advocate who is a classified employee and as such can be removed only for cause. The sponsors believe that were the office to have a four or five year term, with re-appointment necessary, the office would be more accountable to the public, and to the residential consumers of utility services whom the Consumer Advocate represents. The committee is sympathetic to the goals of the sponsors, but believes other states' statutes should be thoroughly studied if changes in appointment are to be made. The committee also believes that due to electric utility restructuring, the role of the Consumer Advocate must be carefully examined. Interim Study will allow for this examination. The committee takes no position on the current Consumer Advocate. Vote 16-0.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HCR 22, rescinding the 1979 call for a federal constitutional convention. MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.

Rep. Kenneth J. MacDonald for the Majority of State-Federal Relations and Veterans Affairs: In 1979, House Concurrent Resolution 8, dealing with a call for a federal constitutional convention to propose an amendment requiring a balanced federal budget, and alternatively calling on Congress to present such an amendment to the states for ratification, was passed. Over a period of years this state has stayed firm on the need for a balanced federal budget. This is not the time to back down but it is the time to stand our ground. A balanced budget is the only mechanism which can ensure our nation's economic future. Fears of a runaway convention are false due to the fact that the call for a convention would have a specific purpose, and would not have the authority other than specific purpose. Vote 10-7.

Rep. William H. Barry for the Minority of State-Federal Relations and Veterans Affairs: The minority of the committee believes that the call for a constitutional convention can not be limited to a single issue. A vote to rescind is not a vote against the balanced budget amendment. The founders did not allow for the constitutional convention to be limited to a single issue when called by the states. Disaster could result if a constitutional convention was open to amend the constitution on issues such as privacy, abortion, states rights, taxes and gun ownership.

HJR 22, requesting the government of the United States to adopt and ratify the international treaty to ban land mines. INEXPEDIENT TO LEGISLATE

Reps. Thomas A Varrell and Robert J. Letourneau for State-Federal Relations and Veterans Affairs: Passage of HJR 22 would greatly reduce the safety capabilities and morale of our existing armed forces. The United States currently only uses land mines in a defensive posture and maintains the exact location of all our land mines recently deployed throughout the world. In addition, our modern technology allows us to produce land mines which can be programmed to deactivate on command. As far as existing older unexploded ordinance is concerned, the United States maintains comprehensive SOFAs (Status of Forces Agreements) in all countries where American troops are deployed. All of these SOFAs contain provisions where American explosive ordinance disposal personnel shall assist the host country in the disarmament of all discovered older unexploded ordinance. This treaty has already been addressed by the Department of Defense, the Congress and the President. Under recommendation from DOD and the Congress, the President has declined to sign this treaty, since it would put our armed forces in great jeopardy. In addition, some of the other non-signatory nations are some of our greatest potential adversaries i.e.

Cuba, North Korea, Iraq, Iran, Bosnia, etc. This resolution upon first blush appears to be a humanitarian treaty, which certainly has merit. However, upon closer reading of the treaty itself, the treaty is about open ended financial assistance to over 100 third world countries through the United Nations Voluntary Trust Fund. Disclosure of stockpiles of weapons, including lot numbers, would have national security concerns. The majority of the committee felt that it should leave foreign affairs of this nature up to the policy makers in our nation's capitol without interference, no matter how dignified, from state law makers. Vote 11-5.

WILDLIFE AND MARINE RESOURCES

HB1196, prohibiting the sale and use of lead fishing sinkers except to persons with commercial salt water fishing licenses. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: REFER FOR INTERIM STUDY.

Rep. Donald Carlson for the Majority of Wildlife and Marine Resources: As originally drafted, this bill would have outlawed the sale, possession and use of lead sinkers and jigs in New Hampshire. The committee heard testimony at the public hearing that was inconclusive as to the threat of lead fishing tackle to water birds. This bill, as amended, takes a two pronged approach. First an education program, already underway, to alert sportsmen and the public to the dangers to, not only wildlife, but also humans. (We heard testimony from health and human services that there were 250 to 300 new cases of human lead poisoning in New Hampshire, annually). Second, the Department of Fish and Game in consultation with Environmental Services and Health and Human Services and in partnership with other interested organizations shall study existing scientific literature and coordinate and compile additional studies into the causes of water bird, and in particular loon, deaths due to lead poisoning and the extent of these deaths. The Director is to report the findings to the Governor, Speaker of the House, President of the Senate and appropriate committees of the House and Senate. Should these studies prove, to a reasonable extent, the need to discontinue the use of lead sinkers and jigs, the Director of Fish and Game may make rules banning the use of the offending devices in New Hampshire's fresh waters. There does not seem to be a threat in New Hampshire's salt waters. Vote 9-1.

Rep. Dennis F. Abbott for the Minority of Wildlife and Marine Resources: The bill, as amended, offers little protection to the common loon from the effects of lead poisoning. The bill provides for a continuing study until the year 2003 ensuring that loon mortality shall escalate annually as it has in recent years. The proposed educational program may help, but until loons stop ingesting lead sinkers, they will continue to die from unnecessary and avoidable lead poisoning. The minority does support the hard work and efforts of the committee and the Fish and Game Department in grappling with this difficult issue.

BILLS REMOVED FROM CONSENT CALENDAR

COMMERCE

HB 1178, relative to automobile leasing. OUGHT TO PASS WITH AMENDMENT

Rep. David T. Mittelman for Commerce: This bill allows the termination of a motor vehicle lease upon payment of an insurance settlement arising from the total loss of the vehicle. Vote 16-0.

HB 1529, reinstating the corporate charter of the Hampstead Garage, Inc. OUGHT TO PASS WITH AMENDMENT

Rep. Tara G. Reardon for Commerce: When corporate charters lapse in the state of New Hampshire, it is necessary to petition the legislature to reinstate the charter. Although the committee was willing to remedy the immediate need of the corporation before us, we felt this was not an ongoing role that the legislature should play. This bill creates a study committee to investigate a procedure to create the scheme to reinstate these charters within the office of the Secretary of State. Vote 15-0.

HB 1598-FN, prohibiting the use of social security numbers except for taxation purposes and providing certain rights to victims of credit card fraud. INEXPEDIENT TO LEGISLATE

Rep. Martha Fuller Clark for Commerce: This legislation, while well intended, would wreak havoc economically and socially. For example, social security numbers now are used for all health records, including Medicaid and Medicare, at both the state and federal level. These numbers are also used as a mechanism to provide instant credit by many businesses. It is the only system, other than finger printing, which provides a unique identification process for individuals and is needed in many different venues. At the same time, it is clear that there is a fraud and abuse problem in the use of these numbers. The committee did not feel it had enough information to solve this problem at the present time, but would welcome future legislation that addresses identification. Vote 10-2.

HB 1654, relative to consumer credit solicitations. INEXPEDIENT TO LEGISLATE

Rep. David T. Mittelman for Commerce: This bill prohibits the use of the term "pre-approved" or any similar term in the solicitation for consumer credit. The committee, however, does not see the harm in using such a phrase. "Pre-approved" simply denotes an invitation to apply for credit worthy individuals. The accuracy of the solicitations is adequately regulated by Truth-In-Lending and fair credit laws. Moreover, consumers can request a credit bureau to place their names on no solicitation lists and thereby effectively stop most if not all of these mailings. Vote 12-0.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 1327, clarifying enforcement when structures such as manufactured housing are relocated without payment of taxes. INEXPEDIENT TO LEGISLATE

Rep. Walter J. Mikowski for Criminal Justice and Public Safety: The sponsors of this bill were unaware that the provisions in this bill were already in statutes: RSAs 477:44, 73:16 and 80:2-A. cover the concerns brought forward in this bill. The committee did not want to duplicate present laws. Vote 14-0.

HB 1559, legalizing the possession and cultivation of marijuana for medicinal purposes. INEXPEDIENT TO LEGISLATE

Rep. Paul K. Chase, Jr. for Criminal Justice and Public Safety: This bill would legalize the possession and cultivation of marijuana for medical purposes. No documentation was presented to show that there is a medical benefit to be derived from the use of marijuana other than anecdotal evidence. Because marijuana has not been shown to be a safe and/or effective drug, no physicians in this state are prescribing marijuana. This drug has not been approved by the Federal Food and Drug Administration. There was no evidence to determine which, if any, diseases might be treated effectively by marijuana. The committee thinks that the jury is still out on medicinal use of marijuana. Vote 17-2.

EDUCATION

HB 1465, relative to eligibility for athletic scholarships with the university system of New Hampshire. INEXPEDIENT TO LEGISLATE

Rep. Marie Rabideau for Education: This bill would require 1/3 of all athletic scholarships granted within the university system be awarded to New Hampshire high school graduates and that a scholastic aptitude test (SAT) score of 1100 be required as the minimum for athletic scholarship eligibility. The committee felt that placing further restrictions on athletic scholarships was not in the best interest of the university system nor the duty of the committee to legislate. This matter would be better addressed to the university system legislative oversight committee. Vote 17-0.

JUDICIARY AND FAMILY LAW

HB 1371, requiring the collection of certain data on children and parents in the state case registry for use in child support enforcement. OUGHT TO PASS WITH AMENDMENT

Rep. Julie M. Brown for Judiciary and Family Law: This legislation provides for the entry of standardized data for children and parents for use in child support enforcement. Vote 11-2.

HB 1445-FN, relative to nonpublic sessions and relative to attorneys in certain proceedings. INEXPEDIENT TO LEGISLATE

Rep. Sandra B. Keans for Judiciary and Family Law: This is a change in the right to know law. It adds the word "private" to the current statute while never defining who is referred to. For municipalities it becomes a problem because often non-public sessions are used to discuss employees who are being disciplined without the infraction becoming the object of gossip in the community. The 3rd section adds court hearings to the right to know. The committee believes that is not a good idea, especially in cases of juveniles, incompetency hearings and civil commitments. Vote 15-0.

HB 1565-FN-A, establishing a joint legislative fiduciary oversight committee and making an appropriation therefor. INEXPEDIENT TO LEGISLATE

Rep. Peter F. Bergin for Judiciary and Family Law: Testimony was given that as a result of the Fairbanks investigation it was revealed that most fiduciaries are not lawyers and are not under the same conduct or rules. It was also stated that there are

thousands of trusts that are inter vivos which assures privacy and as a result lack court oversight. However, uniform bonding and accounting procedures now exist. In addition, RSA 506:7 was enacted to bring the court eyes to look at judiciary responsibility. If the legislature took on the oversight responsibility it would be costly and inefficient, cut into privacy issues and cause separation of power problems. Vote 15-0.

LOCAL AND REGULATED REVENUES

HB 1107-L, relative to the rate setting duties of the department of revenue administration. INEXPEDIENT TO LEGISLATE

Rep. Stephen G. Avery for Local and Regulated Revenues: The committee was unanimous that this legislation was not only unnecessary but was also ill-advised and could penalize the local property tax-rate process. The checks and balances of the present system were preferred over any changes. Vote 15-0.

HB 1136, changing the appointing authority for board of tax and land appeals members from the supreme court to the governor and council. INEXPEDIENT TO LEGISLATE

Rep. Stephen G. Avery for Local and Regulated Revenues: This bill would have changed the appointing authority for the board of tax and land appeals from the Supreme Court to the Governor and Council. Almost all of the testimony on this bill was in support of no change. The system is working well and no need was seen to make any changes. Vote 15-0.

******BLUE SHEETS BEGIN HERE******

THURSDAY, MARCH 19

CONSENT CALENDAR

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 428-FN, relative to firearm lock boxes in state facilities. OUGHT TO PASS

Rep. Herbert R. Hansen for Criminal Justice and Public Safety: Currently, warning signs are posted visibly at each court location and each state facility indicating that firearms are not permitted in the facility. In many of the locations, lock boxes to store the weapons in are available but only to law enforcement and government employees. Members of the public are informed that they must make their own arrangements to leave the weapon someplace outside the facility they are visiting. Many times the only place available is their vehicle which may not be a very secure or safe place to leave the firearm particularly if observed doing so. The committee felt that the same lock box privilege afforded to state and law enforcement personnel should be made available to members of the general public who legitimately have the right to carry. Vote 13-0.

FINANCE

HB 605-FN-L, relative to procedures regarding delinquent children under RSA 169-B. REFER FOR INTERIM STUDY

Rep. Frances L. Riley for Finance: This bill addresses an issue of such magnitude and complexity with reference to delinquent children, and the information still coming to the Committee raised so many additional questions, that in the interest of fairness to all concerned it was determined the bill required further study. Vote 15-0.

HB 606-FN-L, relative to procedures regarding children in need of services under RSA 169-D. REFER FOR INTERIM STUDY

Rep. Frances L. Riley for Finance: This bill addresses issues closely allied with HB 605. It was the unanimous recommendation that both bills be studied together. Vote 15-0.

HB 1106-FN, relative to special deer permits. OUGHT TO PASS

Rep. Margaret A. Lynch for Finance: This bill authorizes the Director of Fish and Game to charge a fee not to exceed \$10 for all

applications for special deer permits. Past experience has indicated that we can expect approximately 1400 applications to the lottery for a special deer permit and therefore we can expect a positive impact of \$14,000. Vote 15-0.

HB 1205-FN, making technical corrections to the securities laws. OUGHT TO PASS

Rep. Arthur P. Klemm, Jr. for Finance: This bill makes technical corrections to the securities law. Part of the change allows for an annual registration fee which will increase the state general fund revenues by \$40,000 annually. Vote 16-0.

HB 1210-FN, relative to the licensing rate for beverage manufacturers. OUGHT TO PASS

Rep. Robert G. Holbrook for Finance: This bill changes the beverage manufacturers' license fee for small beverage producers to \$1200, leaving the license fee of \$1692 for producers of over 15,000 barrels per year. Estimated loss of revenue is less than \$3,450. Vote 16-0.

HB 1224, requiring the department of environmental services to test sludge or biosolids to be used for land application and assessing fees to sludge quality certification holders. OUGHT TO PASS

Rep. Arthur P. Klemm, Jr. for Finance: This bill puts into statute a pilot project we passed last year which required the Department of Environmental Services to implement a program of random on-site inspection of samples of sludge or biosolids to be used for land application. The program will be paid by fees imposed on the eleven wastewater treatment facilities in-state and eleven facilities from out of state which are certified to land apply in New Hampshire the sludge they generate. The amount of the fee is set at \$500 per facility. Vote 16-0.

HB 1259-FN, relative to salary differentials for certain state employees of the New Hampshire Hospital. OUGHT TO PASS

Rep. Mary Jane Wallner for Finance: This bill provides a \$5 per week pay differential for security employees, pharmacists and dietitians employed at the New Hampshire Hospital. Fourteen employees will be eligible for the differential. The cost is approximately \$4,000 per year and will be covered by the existing budget. Vote 17-0.

HB 1290-FN, relative to the authority of the state fire marshal. OUGHT TO PASS

Rep. Margaret A. Lynch for Finance: This bill updates the authority of the State Fire Marshal to correct fire safety hazards. It does not increase the responsibilities of the Fire Marshal's office. However, it does add a criminal penalty, a violation or misdemeanor, as a result of non-compliance. A fiscal impact may be felt in the event of Judicial Council involvement in the assignment of a public defender or assigned council. Vote 16-0.

HB 1291-FN, relative to management of the state ski areas at Mount Sunapee and Cannon Mountain. OUGHT TO PASS

Rep. Frances L. Riley for Finance: This bill modifies the existing law regarding leasing the state-owned ski areas. It allows for the leasing of one but not necessarily both of the areas and makes a number of other changes, none of which have any current fiscal impact. Vote 15-2.

HB 1297-FN-A, establishing a program of integrated pest management and continually appropriating an integrated pest management fund. OUGHT TO PASS

Rep. Robert L. Wheeler for Finance: The Committee felt that given the multi-tiered registration form and the creation of integrated pest management program that a fund be created specifically for the program and that it be continually appropriated and non-lapsing. The Commissioner shall report to the Environment and Agriculture Committee on the action from the fund by October 1st of each year. The bill requires that 10% of the approximately \$400,000 received in product registration fees be placed in the fund annually. Vote 14-2.

HB 1334-FN, establishing the position of deputy adjutant general. OUGHT TO PASS WITH AMENDMENT

Rep. Margaret A. Lynch for Finance: This bill establishes a Deputy Adjutant General position and outlines the tenure of office and the responsibilities of the office. There is no fiscal impact on the General Fund as the Office of Adjutant General has stated that the additional costs can be absorbed within existing agency funds. The Finance amendment allows the agency the ability to transfer funds within the sums appropriated for fiscal year 1999 to cover the costs of the position authorized by this act. Vote 14-2.

HB 1344-FN, relative to state employees receiving workers' compensation benefits. INEXPEDIENT TO LEGISLATE

Rep. Arthur P. Klemm, Jr. for Finance: This bill would have allowed state employees receiving partial workers' compensation indemnity benefits to accrue leave time. The Director of Personnel testified in opposition to the bill stating that the cost of the bill was indeterminable. This issue is more appropriately viewed as a negotiated item in collective bargaining. Vote 16-0.

HB 1377-FN, establishing a state commission on the status of men. INEXPEDIENT TO LEGISLATE

Rep. Mary Jane Wallner for Finance: As the bill came to the Finance Committee the Commission on the Status of Men would be attached to the Department of Administrative Services, but there was no funding for the new commission. The Department of Administrative Services does not have the needed funds in its present budget to accomplish the goals of the bill. Administrative Services estimated the cost might be up to \$20,000 for the first year and \$10,000 to \$11,000 in future years; the cost of the Commission on the Status of Women is about \$45,000 annually. The Finance Committee did not feel this new commission would be a priority for funding at this time. Vote 14-3.

HB 1402-FN, allowing the members of the general court dental insurance and relative to excess appropriations for state employee health insurance benefits for fiscal year 1998. OUGHT TO PASS

Rep. Arthur P. Klemm, Jr. for Finance: This bill allows members of the General Court to participate at their own expense in a group dental insurance program. The bill also requires the Department of Administrative Services and the judicial and legislative branches to transfer any excess appropriations for employee health insurance benefits for fiscal year 1998 to the employee benefit adjustment account. This will transfer \$404,178 on June 30, 1998, because of the rate saving on the current state health insurance contract. Vote 16-0.

HB 1409-FN, relative to licenses for taking lobster and crab. OUGHT TO PASS

Rep. Margaret A. Lynch for Finance: This bill establishes new categories of lobster and crab licenses. It differentiates between the size of the commercial endeavor; it sets up a category of super commercial license (a take of 12,000 lbs. of lobster/crab) at a license fee of \$300; a limited commercial license will carry a fee of \$103. A non-commercial license, which covers up to five traps for the lobsters/crabs that are not for re-sale, is \$35. The commercial fishermen are in agreement with these changes. There should be a \$14,000 positive impact on state income. Vote 15-0.

HB 1422-FN, changing unemployment compensation benefits. OUGHT TO PASS WITH AMENDMENT

Rep. Franklin G. Torr for Finance: This bill raises benefit levels and adjusts the level at which employers receive reductions to their contribution rate. The fund now has a balance of \$276,000,000. This bill was requested by the Department of Employment Security. The amendment makes a technical correction. Vote 15-1.

HB 1517-FN-A-L, establishing a fund for maintaining, dredging, and improving harbors in New Hampshire. OUGHT TO PASS WITH AMENDMENT

Rep. Franklin G. Torr for Finance: This bill sets up a non-lapsing dredging fund to be utilized to maintain harbors in New Hampshire. There is no cost in the bill and funding would occur in the next operating budget. The amendment changes the effective date to July 1, 1999. Vote 17-0.

HB 1545-FN, increasing the salaries and changing the terms of office of the labor commissioner and the deputy labor commissioner. OUGHT TO PASS WITH AMENDMENT

Rep. Robert L. Wheeler for Finance: The Committee felt that since the Labor Department has been assigned more responsibility – eleven new programs – since their last review, and has more employees and larger budgets than Banking and Insurance then they should have pay grades at least equivalent to those comparable departments. The cost to the general fund is less than \$3000. Vote 15-1.

HB 1575-FN, relative to highway modifications on lands acquired through the land conservation investment program. OUGHT TO PASS

Rep. Arthur P. Klemm, Jr. for Finance: This bill allows the Department of Transportation to obtain for state highway purposes interests in land currently held in public trust by the Council on Resources and Development in the Land Conservation Investment Program. The funds for this program would come out of the existing budget, and there would be no increase in expenditures. Vote 16-0.

HB 1617-FN-L, requiring all state agencies to include in its budget request the cost for maintaining state-owned buildings

based upon a formula and requiring the department of administrative services to maintain state-owned buildings.
INEXPEDIENT TO LEGISLATE

Rep. Arthur P. Klemm, Jr. for Finance: This bill would require state agencies to include in their budget requests the cost for maintaining state-owned buildings at \$1.00 per square foot. The Committee felt that though the bill was well-intentioned it needed further work in that some agencies needed to be excluded. The bill did not deal with what would happen to funds not expended at the end of the biennium. The bill would have had an \$8,407,000 cost impact on the biennial budget. Vote 17-0.

HB 1630-FN, relative to the transportation of high level radioactive waste. **OUGHT TO PASS**

Rep. Margaret A. Lynch for Finance: This bill is in response to pending federal legislation creating a temporary repository in Nevada for class C radioactive waste. This is especially timely in light of the closing of Maine Yankee. The bill provides for a permitting process established through the Department of Safety relative to the transportation of high level radioactive waste by highway, water or rail within the borders of New Hampshire. The specifics of the bill are in compliance with federal rules and the Motor Carrier Act. The cost of the program will be covered by the permit fees. Vote 17-0.

HB 1642-FN, relative to changing the environmental laboratory certification program administered by the department of environmental services to an accreditation program. **OUGHT TO PASS**

Rep. Franklin G. Torr for Finance: This bill changes the water testing laboratory certification program administered by the Department of Environmental Services to an accreditation program which has national standards approved by the National Environmental Laboratory Accreditation Conference. Dues collected from the program will be deposited in a revolving fund account. The fees established will cover the cost of the program. Vote 17-0.

PUBLIC WORKS AND HIGHWAYS

SB 302-FN-L, naming certain portions of U.S. Route 3 after Trooper Leslie Lord and Trooper Scott Phillips and naming a portion of New Hampshire Route 28 after Officer Jeremy Charron. **OUGHT TO PASS**

Rep. John E. Tholl, Jr. for Public Works and Highways: This bill names certain portions of U.S. Route 3 after Troopers Leslie Lord and Scott Phillips, and a segment of NH Route 28 after police officer Jeremy Charron. The committee felt that this is an appropriate means of permanently recognizing the sacrifice that these officers made in their service to the citizens of the state of New Hampshire and their communities Vote 18-0.

SB 303 FN-L, changing the name of Blue Mountain to Bunnell Mountain. **OUGHT TO PASS**

Rep. Gerald P. Merrill for Public Works and Highways: This bill changes the name of Blue Mountain in Columbia, NH to Bunnell Mountain to honor the memory of Vickie Bunnell whose life was dedicated to the people and environment of the North Country. This is the first step in this exercise as federal approval will still be necessary, but passage of this bill will show the state's commitment, hopefully making the federal approval move faster. Vote 18-0.

SB 305-FN, naming the bridge over the Souhegan River on the F.E. Everett turnpike in the town of Merrimack, New Hampshire, Merrill's Marauders bridge. **OUGHT TO PASS**

Rep. John P. Gleason for Public Works and Highways: The committee felt that it is most appropriate to name the bridge over the Souhegan River on the F.E. Everett turnpike in the town of Merrimack, NH, Merrill's Marauders bridge. The committee recognized from very impressive historic World War II testimony the significant military presence and operation of General Frank D. Merrill's Marauders in Southeast Asia during WWII. A number of living and deceased New Hampshire citizens served with General Merrill during his epic operation Vote 18-0.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

SB 307, relative to the display of the POW-MIA flag. **OUGHT TO PASS**

Rep. Robert J. Letourneau for State-Federal Relations and Veterans Affairs: This bill honors all those who have served the United States during times of conflict and are listed as POW or MIA. We as a state now have this opportunity to extend this recognition whenever the flag of the United States is flown over the State House. Vote 12-0.

THURSDAY, MARCH 19

REGULAR CALENDAR

FINANCE

HB 1234-FN, establishing an office of volunteerism. OUGHT TO PASS

Rep. O. Alan Thulander for Finance: This bill, the result of a 1997 study committee, recognizes that volunteerism is one of the foundation pieces of our state. The intent is the promotion of volunteerism and community service, the provision of assistance in the creation and maintenance of volunteer programs for political subdivisions. It would create as a resource information and coordination for programs across the state. There is no budget effect in FY 98; and the initiative would be subject to full budget review in the next biennium. Vote 9-6.

HB 1300, relative to the revenue stabilization reserve account. OUGHT TO PASS WITH AMENDMENT

Rep. Arthur P. Klemm, Jr. for Finance: This bill was recommitted to Finance. The new amendment divides any surplus at the end of the biennium 50/50 between the Rainy Day Fund and the Health Care Fund (the new name of the Health Care Transition Fund). The cap on the Rainy Day Fund is raised from 5% to 10% of the actual general fund revenues, and the Health Care Fund is capped at \$100,000,000. This amendment would put more of any surplus into the Rainy Day Fund and the Health Care Fund than the current law. Vote 12-5.

HB 1304-FN, relative to the qualifications and compensation of division directors of the department of environmental services. OUGHT TO PASS

Rep. Margaret A. Lynch for Finance: This bill places all three directors of the Department of Environmental Services within the same labor grade. In reality the only added expenditure will be for the incumbent Director of Air Resources, who will be moved from maximum in Group N to maximum in Group P. The incumbent Director of Waste Management is currently paid at Group P pursuant to RSA 94:3-b, which allows a salary adjustment for recruitment or retention purposes. The bill also changes the required qualification for a nominee for the position of Director of Waste Management to "be qualified by reason of education and experience." The fiscal note on this bill is \$15,514 for salary adjustment and benefits. Vote 14-3.

HB 1339-FN, regulating the sale by mail of liquor, wine, and beer. OUGHT TO PASS WITH AMENDMENT

Rep. Mary E. Brown for Finance: This bill requires direct shippers of liquor, wine and beer to obtain a permit for a fee of \$228 from the Liquor Commission, and to pay a fee to the Liquor Commission for each shipment made. There are no new positions created by this bill. Direct shippers will be able to ship alcoholic beverages to New Hampshire citizens, providing that the delivery person obtains a signature and proof of age over twenty-one. The direct shipment fee is 25% of the retail price of liquor and wine and a \$.30 per gallon fee for beer. Additional revenue is unknown but may be as much as \$61,000. Vote 9-8.

HB 1389-FN-L, relative to agreements for telecommunications-related uses of the state highway system. OUGHT TO PASS

Rep. Charles L. Vaughn for Finance: This bill authorizes the installation and maintenance of telecommunication towers for commercial use in state-owned rights-of-way. The bill grants the Commissioner of Transportation authority, with subsequent approval of Governor and Council, to lease state land for no more than ten years, subject to local zoning and planning requirements, and properly assessed real estate taxes. An indeterminate increase in state and local revenues may result. Vote 13-2.

HB 1639-A-L, relative to the highway and bridge betterment program and making an appropriation therefor. OUGHT TO PASS

Rep. Marie C. Hawkinson for Finance: The state highway fund has realized \$8 to \$10 million more in revenues than anticipated from the diesel tax since we have moved to taxing diesel fuel at the pump. This bill adds approximately \$6 million of this additional revenue annually to the highway and bridge betterment program. There is no impact on the general fund. Vote 16-0.

HOUSE BILLS AMENDED BY THE SENATE

HB 385, relative to reporting and registration requirements for lobbyists and clients of lobbyists. (SJ 3)

HB 517, relative to aggravated felonious sexual assault. (House Concurred 3/5/98)

HB 544, relative to dwellings which extend over public waters. (SJ 2)

HB 1119, relative to the town line between the towns of Groton and Plymouth, New Hampshire. (House Concurred 3/5/98)

HCR 21, encouraging the designation of the Connecticut River as an American Heritage River. (SJ 6)

LAI D ON TABLE

HB 643-FN, establishing an industry average performance system for air pollution control and establishing certain pollution control funds. (Pending question is the adoption of the committee amendment.)

HB 1520-FN, relative to primary petitions, political expenditures, and the jurisdiction of the ballot law commission. (Pending question is the adoption of the committee amendment.)

HB 1577-FN-A, relative to campaign finance expenditure and contribution reform. (Pending question is the adoption of the committee report.)

COMMITTEE HEARINGS

FRIDAY, MARCH 20

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

9:00 a.m. Regular meeting.

COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2), Room 103, State House

10:00 a.m. Marketing subcommittee meeting.

LONG-TERM CARE BOARD (RSA 126-L), Rooms 210-211, LOB

10:00 a.m. Regular meeting.

TUESDAY, MARCH 24

COMMERCE, Room 302, LOB

9:30 a.m. Subcommittee work session on **SB 340**, relative to the filing fee for securities in a combined prospectus offered for sale in New Hampshire by a mutual fund.

10:00 a.m. Informational meeting on health insurance for individuals.

1:15 p.m. Subcommittee work session on **SB 308**, relative to the board of directors of Delta Dental Plan of New Hampshire, Inc.

EDUCATION, Room 207, LOB

10:00 a.m. **HB 1678-FN-LOCAL**, authorizing school districts to establish local educational standards and perform local education program assessments.

11:00 a.m. **CACR 49**, relating to rights of parents to nurture and educate their children. Providing that the right of parents to nurture and educate their children is a natural right, that the legislature and courts shall respect local control of education, and that a local legislative body may promote and fund education through taxes that are reasonable and proportional throughout its jurisdiction.

Executive session on pending legislation may be held throughout the day, time permitting, from the

time the committee is initially convened.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Presentation by Kate Harnett from the Comparative Risk Program on "Fear versus Hazard".

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. **SB 310**, relative to the licensure of micropigmentation practitioners.

11:00 a.m. **SB 352**, relative to continuing education requirements for electrologists.

1:00 p.m. Subcommittee work session on **HB 1663-FN**, relative to rulemaking under the administrative procedures act.

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

FINANCE, Rooms 210-211, LOB

10:00 a.m. **HB 1675-FN-A-L**, establishing a referendum for a new taxation plan to fund public education.

11:00 a.m. **HB 1676-FN-A-L**, relative to collection by the state of local property taxes paid by business, industrial, and public utility properties and redistribution to municipalities for education purposes on a per pupil basis.

1:00 p.m. **SB 391-FN-A**, exempting personal property which is subject to taxation under the legacies and successions tax from the 2 percent tax on transfers of personal property of nonresident decedents.

1:30 p.m. **SB 405-FN**, relative to a specific time period by which the state is required to have an audited financial statement available to the public.

2:00 p.m. **SB 447-FN**, exempting siblings of a decedent who are unable to engage in substantial gainful employment from the legacies and successions tax.

2:30 p.m. **SB 462-FN**, relative to any general fund surplus at the close of the current biennium.

3:15 p.m. **SB 497**, relative to disbursement of tobacco settlement funds received by the state.

Executive session on pending legislation to follow.

JUDICIARY AND FAMILY LAW, Room 208, LOB

9:30 a.m. **SB 385**, requiring the clerks of the superior courts to notify the appropriate regulatory board when a health care provider is convicted of a felony.

10:15 a.m. **SB 419**, raising the minimum age for marriage.

11:00 a.m. **SB 392**, relative to requirements for law enforcement personnel who conduct interviews of minors.

1:00 p.m. **SB 395**, enacting certain provisions of the prudent investor act.

1:45 p.m. **SB 394**, providing for revocation of wills by divorce.

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

10:00 a.m. **SB 433-FN**, relative to computing average weekly wages for the purpose of determining

workers' compensation benefits.

11:00 a.m. ***SB 457-FN***, relative to the eligibility of employment program participants for workers' compensation.

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

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. County committee study work session

11:00 a.m. Subcommittee work session on ***SB 353-FN***, relative to official ballot procedures.

1:00 p.m. Subcommittee work session on the right to farm.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Subcommittee work session on ***SB 403***, relative to mooring on Spofford Lake.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Subcommittee work session on ***SB 140***, relative to the obligations of joint owners to the nuclear decommissioning finance fund.

1:00 p.m. ***SB 390***, relative to the application of the law governing foreign business entities to a merger or other reorganization of a gas utility.

Utilities subcommittee will meet following the public hearing, if needed.

TRANSPORTATION, Room 203, LOB

10:00 a.m. ***SB 408-FN***, requiring the department of safety to perform a background check to determine if an applicant for a motor vehicle registration is in default or has a warrant issued against the applicant.

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

WEDNESDAY, MARCH 25

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Department of Employment Security Office, 85 Mechanic Street, Lebanon

7:00 p.m. Public forum on New Hampshire labor laws.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Subcommittee work session on ***SB 342***, relative to capital appropriations for the Glencliff home for the elderly. (Immediately following the House session.)

THURSDAY, MARCH 26

EDUCATION, Room 207, LOB

Subcommittee work session on ***HB 1660-FN-LOCAL***, relative to defining educational adequacy within the public school system. (Immediately following the House session.)

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. Subcommittee work session on ***HB 1663-FN***, relative to rulemaking under the

administrative procedures act. (Or 20 minutes following the House session)

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

LOCAL AND REGULATED REVENUES, Room 206, LOB

1:00 p.m. ***HB 1677-FN-A-L***, authorizing towns and cities to determine the method of local taxation used to support public education.

2:00 p.m. Continued public hearing on ***SB 309***, relative to distributors and suppliers of bingo equipment.

2:30 p.m. ***SB 73-FN***, providing that telecommunications poles and lines be subject to the property tax.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Subcommittee work session on ***SB 140***, relative to the obligations of joint owners to the nuclear decommissioning finance fund and ***SB 390***, relative to the application of the law governing foreign business entities to a merger or other reorganization of a gas utility. (If no House session and if needed.)

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 301, LOB

1:30 p.m. Executive session on pending legislation.

FRIDAY, MARCH 27

COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2), Room 103, State House

10:00 a.m. Marketing subcommittee meeting.

11:00 a.m. Legal subcommittee meeting.

Noon Administrative subcommittee meeting.

1:30 p.m. Regular meeting.

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

9:30 a.m. Regular meeting.

MONDAY, MARCH 30

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

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

TUESDAY, MARCH 31

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. ***SB 304***, allowing juvenile case and court records to be unsealed in certain cases.

10:30 a.m. ***SB 418 -FN***, making a person driving under the influence of a controlled drug subject to an administrative loss of license.

11:00 a.m. ***SB 319***, establishing a committee to study the parole system and methods to increase its efficiency.

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

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Subcommittee work session on incinerator closures.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

10:00 a.m. ***SB 331***, eliminating work certificates for 16 and 17 year old youths.

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

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

1:00 p.m. Seminar session with the New Hampshire Municipal Association re: municipal charters.

FRIDAY, APRIL 3

FINANCE, Rooms 210-211, LOB

10:00 a.m. Continued public hearing on ***CACR 46***, relating to the right of each educable child to an adequate education, and the proportionality and reasonableness of local taxes for education. Providing that the right of every child to an adequate education shall be enforced by appropriate legislation, that the state may delegate to its political subdivisions the duty to provide an adequate education, and that a tax imposed to implement such a delegated duty shall be proportional and reasonable.

Executive session on pending legislation to follow.

OSTEOPOROSIS ADVISORY COUNCIL (RSA 126-I:3), ROOM 103, LOB

10:00 a.m. Regular meeting.

TELECOMMUNICATIONS OVERSIGHT COMMITTEE (RSA 374:22-h), Representatives Hall

9:00 a.m. Public forum in conjunction with the Public Utilities Commission.

TUESDAY, APRIL 7

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. County committee study work session

NEW HAMPSHIRE COMMISSION ON THE SMITHSONIAN FESTIVAL OF AMERICAN FOLKLIFE (SJR 20, Chapter 204, Laws of 1996), Room 307, LOB

3:00 p.m. Regular meeting.

WEDNESDAY, APRIL 8

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

9:00 a.m. Regular business.

9:30 a.m. Audits:

- 1. State of New Hampshire Sweepstakes Commission audit report for the years ended June 30, 1997 and 1996.
- 2. State of New Hampshire State Treasury audit report for the fiscal year ended June 30, 1997.
- 3. State of New Hampshire Department of Safety Division of Safety Services Marine Patrol Bureau Staffing performance audit report March 1998.

MONDAY, APRIL 13

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

9:30 a.m. Regular meeting.

PERINATAL ALCOHOL TOBACCO AND OTHER DRUG USE TASK FORCE (RSA 132:19), Room 101, LOB

9:00 a.m. Regular meeting.

PUBLIC WATER ACCESS ADVISORY BOARD (RSA 233-A:2), Director's Conference Room, Fish and Game Department, 2 Hazen Drive, Concord

10:00 a.m. Regular meeting.

FRIDAY, APRIL 17

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

9:00 a.m. Regular meeting.

TUESDAY, APRIL 21

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. County committee study work session

MONDAY, APRIL 27

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

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

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet for final discussion and passage of the 1998 county budget on Monday, March 23 at 7:00 p.m. at the County Courthouse.

Rep. Gordon E. Bartlett, Chairman

Belknap County Delegation

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, March 20 at 9:00 a.m. at the Hillsborough County Nursing Home, Goffstown.

Rep. Frances L. Riley, Chairman
Hillsborough County Delegation

COUNTY DELEGATION NOTICE

A public hearing will be held on the 1998 Merrimack County Budget on Thursday, March 19 at 7:00 p.m. in Rooms 206-208, LOB. Immediately following the public hearing the Merrimack County Delegation will meet to act on that budget.

Rep. David W. Hess, Chairman
Merrimack County Delegation

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet on Friday, April 24 at 9:30 a.m. at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood.

Rep. Sherman A. Packard, Chairman
Rockingham County Executive Committee

On House session days and committee days Representatives who do not have reserved LOB or reserved street parking please park in the Storrs Street Parking Garage.

Rob Johnson, Sergeant-at-Arms

Pursuant to 1996 HR 62, the Finance Committee has prepared a report dated November 1, 1997, of its study of alternatives to fund public, primary and secondary education. Copies of the report are available from the Sergeant-at-Arms office. Members will find it both interesting and enlightening.

Rep. Neal M. Kurk, Chairman
Finance Committee

Legislators are entitled to receive soft-bound copies of the session laws. The 1997 Session Laws are ready for printing and we need to know how many copies to order. If you would like a copy of the 1997 Session Laws, please notify the Office of Legislative Services by April 10.

Richard E. Amidon, Director of Legislative Services

REVISED AMENDED FISCAL NOTES

The following HBs have a revised or amended fiscal note: HBs 111, 177, 256, 443, 467, 485, 552, 559, 565, 579, 587, 605, 606, 651, 670, 676, 686, 697, 707, 717, 730, 734, 736, 747, 749, 753, 774, 784, 1000, 1011, 1100, 1115, 1121, 1211, 1224, 1259, 1284, 1291, 1298, 1328, 1330, 1331, 1336, 1338, 1350, 1354, 1377, 1384, 1387, 1396, 1399, 1456, 1490, 1541, 1543, 1545, 1555, 1573,

1579, 1582, 1588, 1593, 1594, 1598, 1599, 1600, 1601, 1602, 1603, 1617, 1639, 1644, 1660, 1662, 1664, 1671, 1673, HJR 24 and SB 485.

Leo J. Callahan, Assistant Clerk

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 so that their colleagues who so desire may send cards and greetings.

George F. Brown, 13 Grove Street, Gonic Station, Rochester, New Hampshire 03839-5511.

Charles W. Ferguson, 160 Foster Road, Milford, New Hampshire 03055-3608

Leo P. Pepino, 73 Walnut Street, Manchester, New Hampshire 03104-4848

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

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.

I would like to remind members that you may have your paychecks deposited directly into your bank account. The Direct Deposit program is convenient for you and saves the State considerable money as well. You will continue to receive a mock check with your attendance dates listed for your record keeping. Please see Carol Dunning in the Speaker's Office for details.

Donna Sytek, Speaker

A summary of the January meeting of the Judicial Conduct Committee is available at the Sergeant-at-Arms counter for those who may be interested.

Donna Sytek, Speaker

The Department of Administrative Services, Division of Information Technology Management (DITM) has just completed work on a paper entitled, The Year 2000 Report. This report is a compilation of a survey taken in the fall of 1997 to gauge the level of awareness and preparedness of state agencies relative to agency computers and the Year 2000 century date change.

Copies of the Year 2000 Report are available from the Legislative Budget Assistants Office, Room 102, State House. The report

is also expected to be available soon in electronic form on the State's web site.

Rep. Gene G. Chandler

The New Hampshire Order of Women Legislators First Gentleman's Dinner will be held March 20 at 6:00 p.m. at CR Sparks in Bedford. All proceeds will benefit the NH OWLs scholarship fund. The cost is \$60 per person. For information and tickets contact Sen. Katherine Wheeler or Rep. Anne Grassie.

Rep. Anne C. Grassie

As previously noticed in the calendar, Ski New Hampshire will be hosting its 6th annual legislative ski day on March 22 and March 23 at Attitash Bear Peak in Bartlett. Sunday evening from 5:00 to 7:00 p.m., a reception will be held for those participants arriving on Sunday. Skiing on Monday is included in the program for each legislator and guest. Additional tickets may be purchased.

Group rates at the Grand Summit Hotel are available that evening and you must make your own reservation by calling 374-1900. For Ski New Hampshire's planning purposes, please fill out the form below if you will be attending any of the events on March 22 & 23 and return same to the Sergeant-at-Arms Office. Non-skiers are welcome to participate as well as other activities will be available such as grooming tours, snow shoe tours, and cross country skiing. Remember, this year's event is a fundraiser for Keep Kids SAFE and we hope you attend. Staff is also invited and encouraged to attend.

1. _____
2. _____
3. _____
4. _____

Rep. Gene G. Chandler

Louise Bauer, the National Council of State Legislatures New Hampshire liaison, will be here Monday and Tuesday, March 23rd and 24th, to meet with staff and members. Louise will be available to answer questions and fill you in on what NCSL has to offer both Monday and Tuesday in the State House cafeteria between the hours of 11:30 a.m. and 1:30 p.m. Please stop by and find out how NCSL can be of assistance.

Donna Sytek, Speaker

The Portsmouth City Delegation in conjunction with Representatives from Greenland, Newcastle and Rye will be holding a Seacoast Forum on the Claremont decision, Monday, March 23 at 7:00 p.m. at the City Hall Chambers in Portsmouth. The Attorney General will be speaking on the Claremont decision to be followed by Rep. Dearborn of Greenland who will address the issue of adequacy. Reps. Hess, Burling, Below and Allen will be addressing four of the key legislative solutions which are pending - the Constitutional amendment, the ABC plan, the statewide income tax and the statewide property tax. The public is invited and all area representatives are also encouraged to attend.

Reps. Laura Pantelakos and Martha Fuller Clark

The Strafford County Republican Party will meet on Monday, March 23 at 7:00 p.m. at the Gateway Restaurant, Somersworth. The Lincoln Day Dinner will be held on Friday, March 27 at the Elks Lodge, Rochester. 6:00 p.m. social, 7:00 p.m. dinner. For tickets contact Jim Connelly (332-5333). Jack Kemp will be the featured speaker.

Rep. Robert E. McKinley

Governor Shaheen and the sponsors of the ABC proposal invite all members of the House to a breakfast and briefing session on Tuesday, March 24 at the NH Historical Society Building. Breakfast at 9:30 a.m. Briefing at 10:00 a.m.

Reps. Ann M. Torr and Peter H. Burling

Merrimack County Republican Association will meet at the Cat 'n Fiddle Restaurant on March 24 at 6:00 p.m. All Merrimack County Republicans are invited.

Rep. James A. Whittemore

The New Hampshire Legislative Aviation Group is sponsoring a briefing by the FAA Development Group on the FAA consolidated TRACON, which will encompass facilities located in Manchester, Nashua, Lebanon-Portsmouth and all aviation concerns within the State of New Hampshire. The briefing will take place on Tuesday, March 24 at 1:00 p.m. in Room 204, LOB. All legislators are invited.

Reps. Robert H. Milligan and Kenneth L. Weyler

The New Hampshire Automobile Dealers Association cordially invites all legislators and staff to its "Crossover Reception" on March 25 from 4:00 to 7:00 p.m. or immediately following session, at the New Hampshire Automobile Dealers Association Offices, 507 South Street, Bow, New Hampshire.

Reps. Robert L. Wheeler and Peter Hoe Burling

The New Hampshire Chapter of Community Association's Institute (CAI), an organization of those managing and otherwise servicing condominium associations and other homeowner groups in NH, cordially invites you to a breakfast to be held in the State House Cafeteria on Thursday, March 26 from 8:00 a.m. to 9:00 a.m. We look forward to seeing and speaking with you there.

Rep. Marilyn A. Fraser

Merrimack County Republican Committee will meet Thursday, March 26 at 5:30 p.m. at the Concord Chamber of Commerce.

Rep. James A. Whittemore

The House Republican Alliance will meet at the Upham Walker House (Park Street across from the State House) at 9:00 a.m. on Wednesday, April 1st. Refreshments will be served.

Rep. Robert K. Boyce

Three April Open Houses will be open to the public in different locations throughout the Route 16 Corridor:

April 1 - Chocorua, Runnells Hall, Route 113 from 1:00 to 9:30 p.m.

April 9 - Newington, Newington Town Hall, 205 Nimble Hill Road from 3:00 to 8:00 p.m.

April 15 - Berlin, N. Forest Heritage Park's Brown Co. House Museum, 961 Main Street from 3:30 to 9:30 p.m.

Refreshments will be available throughout the day.

Reps. Lawrence J. Guay and Gene G. Chandler

Manchester City Democrats next meeting will be Monday, April 6, 7:00 p.m. at the Black Brimmer Restaurant, 1087 Elm Street. Success of the Cashin Roast and plans for a spring door-to-door drive will be discussed. Future meetings will be the first Monday of each month at the Black Brimmer.

Rep. Steve Vaillancourt

The State of New Hampshire will be celebrating New Hampshire Tartan Day the week of April 6. The House will be celebrating on Thursday, April 9 with pipers and dancers from different parts of the State. All legislators are asked to wear their tartan. If you don't have a family tartan, you can wear the New Hampshire Tartan. Ties and scarves are available from the gift shop in the State House lobby.

Rep. Stephen G. Avery

The Department of Transportation will hold the following meetings:

Mar 24 - Southern NH Planning Commission, 438 Dubuque Street, Manchester, 3:00-5:00 p.m. Committee meeting to

recommend projects for funding. Congestion Mitigation Air Quality Meeting (CMAQ).

Mar 30 - Haverhill Town Office, Morrill Municipal Building, Route 10, North Haverhill, 7:00 p.m. Public officials meeting, Haverhill, NH-Newbury, VT, US 302 bridge over the Connecticut River.

Mar 31 - Rollinsford Town Office, 667 Main Street, Rollinsford, 7:00 p.m. Public informational meeting, Rollinsford, replacement of the Rollins Road Bridge.

April 1 - Runnell's Hall, Chocorua, 2:00 p.m. Open house, Route 16 corridor study.

April 8 - Mabel Brown Room, Keene State College, 7:00 p.m. Special committee public hearing, Keene-Swanzey.

April 9 - Newington Town Hall, Newington, 3:00 p.m. Open house, Route 16 corridor study.

April 15 - Northern Forest Heritage Park, Berlin, 3:00 p.m. Open house, Route 16 corridor study.

Rep. Gene G. Chandler, Chairman

Public Works and Highways

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of school groups visiting the State House in March, 1998. These listings will replace individual notifications in an effort to reduce paper usage and to ensure all members will be notified in a timely manner. Please contact the Visitors' Center for further information. Thank you for your continued participation with our School Visitation Program.

Kenneth Leidner, Director

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>CLASS/Size</i>
3/20	9:00 & 10:00	Webster School - Manchester	4 / 50
3/20	11:15 & 12:15	Bedford Memorial School	4 / 60
3/23	9:00	Bow Elementary	4 / 25
3/23	10:15 & 11:30	Moultonborough Central School	4 / 55
3/23	1:00	Calvary Christian High School	12 / 18
3/24	9:00	Bow Elementary	4 / 25
3/24	10:00 & 11:00	Lancaster School - Lancaster	4 / 60
3/24	12:30 & 2:00	Memorial School - Newton	4 / 75
3/25	10:00 & 11:30	Lincoln Street School - Exeter	4 / 75
3/26	10:00 & 11:30	Lincoln Street School - Exeter	4 / 75
3/27	9:00 & 10:00	Webster School - Manchester	4 / 50
3/27	11:00 & 1:00	Bedford Memorial School	4 / 80
3/30	10:00; 11:15 & 12:30	Mount Pleasant School - Nashua	4 / 75

3/31	9:15 & 10:45	Bristol Elementary	4 / 60
3/31	1:00	Walker School - Concord	4 / 36

THURSDAY, MARCH 19

AMENDMENT CALENDAR

(LISTED IN NUMERICAL ORDER)

1998-0827h

Amendment to HB 1178

Proposed by the Committee on Commerce - C

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

1 Retail Installment Sales; Motor Vehicle Leasing; Restriction on Liability for Early Termination; Lessee Termination Rights Expanded. Amend RSA 361-D:17, I to read as follows:

- I.**(a)** The lessee shall have the right to terminate the lease at any time:
- (1)** After the lessee has made 12 full periodic lease payments for which lease charges have been accrued by the holder~~[-or,]~~:
- (2)** In the case of a single payment lease, at the expiration of 12 months from the consummation of the lease; **or**
- (3) Upon payment of an insurance settlement as a result of the total loss of the vehicle.**
- (b)** Nothing in this section shall be deemed to prohibit the holder from *terminating the lease pursuant to its terms or from* permitting the lessee to terminate the lease before the expiration of 12 months.

2 Retail Installment Sales; Motor Vehicle Leasing; Restriction on Liability for Early Termination; Credits at Termination. Amend RSA 361-D:17, V to read as follows:

V. Any refundable security deposit ~~[or,]~~ advance lease payment, **or single payment** held by the holder may be retained by the holder and shall be credited against the lessee's early termination obligation to the extent it has not been applied against other obligations. The amount of such **refundable** security deposit ~~[or,]~~ advance lease payment, **or single payment** in excess of the amount of the lessee's early termination obligation shall be returned to the lessee. The holder is not obligated to pay interest to the lessee on ~~[the security deposit]~~ **such excess amounts returned to the lessee.**

AMENDED ANALYSIS

This bill modifies certain provisions relative to liability for early termination of a motor vehicle lease.

1998-0862h

Amendment to HB 1196

Proposed by the Majority of the Committee on Wildlife and Marine Resources - R

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

AN ACT relative to coordinating and compiling studies and establishing a lead education program concerning the effects of lead on water birds and other wildlife.

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

1 Findings. The legislature finds that the loon population of New Hampshire is increasing and further finds that this unique and popular threatened species is an integral part of the economic and social fabric of our citizenry. However, a preliminary

review of research and literature on the toxicity of lead to loons and other waterbirds indicates that ingestion of lead fishing sinkers may pose a significant hazard to waterbirds. Therefore, the legislature finds a need to educate the public, acquire additional information, and review research on the effects of waterbird ingestible lead fishing gear on this important segment of our wildlife resource, and to authorize the executive director to regulate waterbird ingestible lead fishing gear if found hazardous to waterbird populations.

2 Lead Studies and Reports.

- I. The executive director of the department of fish and game, in consultation with the commissioners of the department of health and human services and the department of environmental services, shall coordinate and compile studies, in partnership with appropriate agencies and organizations, detailing the causative effects of lead poisoning in waterbirds.
- II. The executive director shall prepare a report that makes recommendations on protecting waterbirds from the effects of lead in New Hampshire. The report shall specifically address alternatives to waterbird ingestible lead fishing gear and shall include a determination, based upon scientific studies, as to whether lead fishing gear poses a hazard to the state's waterbirds. The final report shall be submitted no later than January 1, 2003, to the governor, the speaker of the house, the senate president, the house wildlife and marine resources committee, the senate wildlife and recreation committee, and the state library. Until the final report is issued, annual interim reports shall be submitted by January 1 to these entities.

3 New Subdivision; Lead Education Program. Amend RSA 207 by inserting after section 57 the following new subdivision:

Lead Education Program

207:58 Lead Education Program.

- I. To discourage the use of lead, the fish and game department, in consultation with the department of health and human services and in partnership with the department of environmental services, the Loon Preservation Committee, the New Hampshire Audubon Society, and the New Hampshire Wildlife Federation, shall institute an educational program consisting of, but not limited to, press releases or articles for all news media, an informational brochure for distribution by licensing agents and at department sponsored training programs, videos for use by television outlets, posters for boat access kiosks and other bulletin boards, and a mobile display for use at public events.
- II. The purpose of the educational program is to inform the public about adverse, though unintentional, effects of lead on wildlife, and how to reduce the introduction of lead into the environment through personal action.

4 New Section; Rulemaking; Restrictions on Lead Fishing Gear. Amend RSA 211 by inserting after section 13-a the following new section:

211:13-b Rulemaking; Restrictions on Lead Fishing Gear. The executive director may adopt rules, pursuant to RSA 541-A, relative to restrictions on the use or sale of waterbird ingestible lead fishing gear. This rulemaking authority may be exercised with reference to the state as a whole or for any specified county or part thereof.

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

AMENDED ANALYSIS

This bill requires the department of fish and game to coordinate and compile studies detailing the causative effects of lead poisoning in waterbirds and report by January 1, 2003. This bill also establishes a lead education program and allows the executive director of fish and game to adopt rules restricting waterbird ingestible lead fishing gear.

1998-1103h

Floor Amendment to HB 1196

Proposed by Rep. Abbott (Wildlife and Marine Resources - R)

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

AN ACT relative to prohibiting the sale and use of lead fishing sinkers and lead jigs in fresh waters of the state and establishing a lead education program concerning the effects of lead on water birds and other wildlife.

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

1 Findings. The legislature finds that the loon population of New Hampshire, a unique and popular threatened species, is an integral part of the economic and social fabric of our citizenry. However, a review of research and literature on the toxicity of lead to loons and other waterbirds indicates that ingestion of lead fishing sinkers and jigs poses a significant hazard to waterbirds. Therefore, the legislature finds a need to educate the public on the effects of lead fishing sinkers and jigs on this important segment of our wildlife resource, and to phase in a prohibition on the sale and use of lead fishing sinkers or jigs.

2 New Subdivision; Lead Education Program. Amend RSA 207 by inserting after section 57 the following new subdivision:

Lead Education Program

207:58 Lead Education Program.

I. To discourage the use of lead, the fish and game department, in consultation with the department of health and human services and in partnership with the department of environmental services, the Loon Preservation Committee, the New Hampshire Audubon Society, and the New Hampshire Wildlife Federation, shall institute an educational program consisting of, but not limited to, press releases or articles for all news media, an informational brochure for distribution by licensing agents and at department sponsored training programs, videos for use by television outlets, posters for boat access kiosks and other bulletin boards, and a mobile display for use at public events.

II. The purpose of the educational program is to inform the public about adverse, though unintentional, effects of lead on wildlife, and how to reduce the introduction of lead into the environment through personal action.

3 New Section; Lead Fishing Sinkers and Jigs; Sale Prohibited. Amend RSA211 by inserting after section 13-a the following new section:

211:13-b Lead Fishing Sinkers and Jigs; Sale Prohibited.

I. No person shall sell any lead sinker or lead jig for the taking of fish in any fresh waters of the state, except as otherwise specifically permitted in this title.

II. A person selling any such lead sinker or jig, shall, upon a first offense, receive a warning, and shall, upon a second offense, be guilty of a violation. Such devices shall be summarily seized and destroyed at any time by any law enforcement officer.

III. The executive director shall develop a fact sheet explaining the potential impact of lead sinkers and lead jigs, which shall be forwarded or given to each person found selling any lead sinker or lead jig pursuant to this section.

IV. For purposes of this section, "lead sinker" or "lead jig" means any device made from lead, the lead portion of which has a mass of one ounce or less. Lead sinkers and lead jigs shall not include lead wire used in fly tying, or lead core fishing line.

4 Lead Fishing Sinkers and Jigs; Sale or Use in Fresh Waters Prohibited. RSA211:13-a is repealed and reenacted to read as follows:

211:13-b Lead Fishing Sinkers and Jigs; Sale or Use in Fresh Waters Prohibited.

I. No person shall sell or use a lead sinker or lead jig for the taking of fish in any fresh waters of the state, except as otherwise specifically permitted in this title.

II. A person selling any such lead sinker or jig, or a person found on any fresh waters of this state, or the shores or islands thereof, having in possession any such lead sinker or jig, shall, upon a first offense, receive a warning, and shall, upon a second offense, be guilty of a violation. Such devices shall be summarily seized and destroyed at any time by any law enforcement officer.

III. The executive director shall develop a fact sheet explaining the potential impact of lead sinkers and lead jigs, which shall be forwarded or given to each person found in possession of any lead sinker or lead jig pursuant to this section.

IV. In accordance with RSA 211:4, the executive director shall confer with the officer or board of other states having jurisdiction over lakes and ponds situated partly in this state and another state for the purpose of developing joint rules regarding the use of lead sinkers or jigs.

V. For purposes of this section, "lead sinker" or "lead jig" means any device made from lead, the lead portion of which has a mass of one ounce or less. Lead sinkers and lead jigs shall not include lead wire used in fly tying, or lead core fishing line.

5 Effective Date.

I. Section 3 of this act shall take effect July 1, 2000.

II. Section 4 of this act shall take effect July 1, 2001.

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

AMENDED ANALYSIS

I. Establishes a lead education program.

II. Prohibits the sale of lead fishing sinkers and lead jigs effective July1,2000, and prohibits their use and sale effective July 1, 2001.

III. Requires the executive director of fish and game to develop a fact sheet on the potential impact of the use of lead sinkers and jigs and to confer with other states concerning lakes and ponds partly in another state.

1998-1037h

Amendment to HB 1300

Proposed by the Committee on Finance - R

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

AN ACT relative to the revenue stabilization reserve account and the health care transition fund.

Amend the bill by replacing section 1 with the following:

1 Budget and Appropriations; Deficit Control; Revenue Stabilization Reserve Account; Transfer of Surplus. Amend RSA 9:13-e, II to read as follows:

II. There is hereby established within the general fund general ledger a revenue stabilization reserve account. At the close of each fiscal biennium, any surplus, as determined by the official audit performed pursuant to RSA 21-I:8, I(h) shall be transferred by the comptroller *in the following manner: 50 percent* to a special nonlapsing revenue stabilization reserve account *and 50 percent to the health care fund established pursuant to RSA 167:70*; provided, however, that in any single fiscal year *the total of* such ~~[transfer]~~*transfers* shall not exceed 1/2 of the *total* potential maximum ~~[balance]~~*balances* allowable under paragraph V *and RSA 167:74, III*. The comptroller is hereby directed to establish ~~[said]~~*the* revenue stabilization reserve account in which to deposit ~~[a]~~*any* money received from ~~[any]~~*a* general fund operating budget surplus. The state treasurer shall invest funds in this account as authorized by RSA 6:8. The interest so earned shall be deposited as unrestricted general fund revenue.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 6:

3 Public Assistance; Health Care Transition Fund Changed to Health Care Fund. Amend the subdivision heading following RSA 167:68 to read as follows:

Health Care ~~[Transition]~~ Fund

4 Public Assistance; Health Care Transition Fund Changed to Health Care Fund. Amend RSA 167:69-70 to read as follows:

167:69 Definitions. In this subdivision:

I. "Commissioner" means the commissioner of health and human services.

II. "Department" means the New Hampshire department of health and human services.

III. "Fund" means the health care ~~[transition]~~ fund established in RSA167:70.

167:70 Health Care ~~[Transition]~~ Fund.

I. There is hereby established in the office of the state treasurer a fund to be known as the health care ~~[transition]~~ fund.

II. The state treasurer shall invest and reinvest the assets of the fund in accordance with law, and the principal assets and accumulated income in the fund shall be nonlapsing.

5 Public Assistance; Health Care Transition Fund Changed to Health Care Fund; \$100,000,000 Fund Maximum. Amend RSA 167:73-74 to read as follows:

167:73 Annual Health Care Initiatives Budget. Appropriations from the health care ~~[transition]~~ fund shall be consistent with the purposes of the fund. Any funds not obligated shall lapse to the health care ~~[transition]~~ fund.

167:74 Fund Limitations.

I. Health care initiatives as established in RSA 167:71 shall be available for a limited time period which shall not exceed 4 years.

II. The health care ~~[transition]~~ fund shall fund:

(a) Coverage for those groups established in RSA 167:68, I(a), (b), (c), (d), and (e) for those recipients who have incomes between 170 percent and 185 percent of the federal poverty level.

(b) Primary preventive health services under RSA 126-A:10-e.

(c) Health care grants, which are intended to support community-based health care initiatives, as established in RSA 167:71, necessary to promote access, improve the quality of health care services, evaluate service delivery and cost models, or improve the purchasing and cost effective utilization of health care services.

III. At the end of the fiscal biennium, all principal assets in the fund in excess of \$100,000,000 shall be transferred to the revenue stabilization reserve account.

AMENDED ANALYSIS

This bill requires that a balance in excess of an amount equal to 10 percent of the actual general fund unrestricted revenues for the most recently completed fiscal year in the revenue stabilization reserve account shall be transferred to the general fund surplus account. Current law requires such transfer when the amount is equal to 5 percent. This bill changes the name of the health care transition fund to the health care fund. This bill also provides that a budget surplus shall be transferred to the revenue stabilization reserve account and the health care fund, and places a limit on the principal assets in the health care fund at \$100,000,000.

1998-0977h

Amendment to HB 1334-FN

Proposed by the Committee on Finance - C

Amend the bill by replacing section 3 with the following:

3 Cost of Position; Transfers Authorized. Notwithstanding any other provision of law to the contrary, the adjutant general is authorized to transfer within the sums appropriated by 1997, 350 for fiscal year 1999 to the adjutant general the amount necessary to cover the costs for the position authorized by this act.

4 Effective Date. This act shall take effect July 1, 1998.

1998-0986h

Amendment to HB 1339-FN

Proposed by the Committee on Finance - R

Amend the bill by replacing section 11 with the following:

11 Effective Date. This act shall take effect July 1, 1998.

1998-0583h

Amendment to HB 1341

Proposed by the Majority of the Committee on Resources, Recreation and Development - R

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Excavating and Dredging Permit; Exemptions; Temporary Seasonal Docks. Amend RSA 482-A:3 by inserting after paragraph IV the following new paragraph:

IV-a. Temporary seasonal docks constructed on any lake or pond shall be exempt from the permitting requirements of this section. To qualify for this exemption, temporary seasonal docks must:

- (a) Have a length of less than 50 feet;
- (b) Have a total surface area of less than 200 square feet;
- (c) Be removed from the water for at least 5 months of every calendar year;
- (d) Have a width of 8 feet or less;
- (e) Not obstruct navigation;
- (f) Be the only structure on the frontage;
- (g) Be on at least 60 feet of frontage owned by the owner of the dock;
- (h) Be at least 20 feet from any property line or the imaginary extension of any property line into the water;
- (i) Not impact wetlands along or adjacent to the shoreline.

1998-0861h

Amendment to HB 1371 - C

Proposed by the Committee on Judiciary and Family Law

Amend the bill by replacing section 5 with the following:

5 Effective Date.

I. Section 2 of this act shall take effect October 1, 1998 at 12:01 a.m.

II. The remainder of this act shall take effect January 1, 1999.

1998-0978h

Floor Amendment to HB 1371 (Judiciary and Family Law - C)

Proposed by Rep. Kurk

Amend the bill by replacing all after section 2 with the following:

3 Revocation and Denial of License; Applicability Revised. Amend RSA 161-B:11, VI-a to read as follows:

VI-a. The social security number of any applicant for a professional license, ~~commercial~~ driver's license, occupational license, or marriage license shall be recorded on the application, provided that if the use of ~~[a number other than]~~ the social security number is allowed ***to appear on the face of the license***, the applicant shall be so advised. Any application required by this section to contain a social security number shall be confidential and not subject to the right to know law. The use of such number shall be limited to proceedings or actions to establish paternity or to establish or enforce support and shall only be

provided to or entered in any out-of-state or federal data base for those cases for which the department is providing services.

4 Social Security Numbers; Driver's License Application Form; Requirements. Amend RSA263:40-a, I and II to read as follows:

I. ~~[The application form for a driver's license or a renewal of a driver's license may request the social security number of the applicant. An applicant for a renewal of a driver's license who is a resident of New Hampshire shall be given the opportunity to determine whether to provide the social security number.]~~ ***The social security number of any applicant for a driver's license or a renewal of a driver's license shall be recorded on the application but shall not appear on the driver's license.*** The application form shall include ~~[a box to check off if the applicant does not wish to provide his or her social security number pursuant to this paragraph, a box to check off if the applicant does not wish to have his or her social security number appear on the license, and]~~ a box to check off if the applicant does not wish to have his or her computerized image, likeness, or photograph retained in the records of the department of safety. ***Any application required by this section to contain a social security number shall be confidential and not subject to the right to know law. The use of such number shall be limited to proceedings or actions to establish paternity or to establish or enforce support and shall only be provided or entered in any out-of-state or federal data base for those cases for which the department of health and human services is providing services.***

II. An applicant for a driver's license who has established residency as provided in RSA263:35 shall provide his ***or her*** social security number in the application. ~~[The social security number shall be retained in the department's records unless the applicant obtains a waiver pursuant to paragraph I.]~~

5 Effective Date.

I. Section 2 of this act shall take effect October 1, 1998 at 12:01 a.m.

II. The remainder of this act shall take effect January 1, 1999.

AMENDED ANALYSIS

This bill provides for the entry of standardized data for children and parents in the state case registry and provides that social security numbers shall not appear on a driver's license, professional license, occupational license, or marriage license unless the applicant is so advised.

1998-1074h

Floor Amendment to HB 1377-FN

Proposed by Reps. Jacobson and Bickford (Finance - C)

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

AN ACT establishing a state commission on the status of men and making an appropriation therefor.

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

2 Supplemental Appropriation. The sum of \$1 is hereby appropriated to the department of administrative services for the fiscal year ending June 30, 1999, for the purposes of this act. This sum is in addition to any other sums appropriated to the department. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

Amend the bill by replacing section 4 with the following:

4 Effective Date.

I. Section 3 of this act shall take effect September 1, 2003.

II. The remainder of this act shall take effect 60 days after its passage.

AMENDED ANALYSIS

This bill establishes a state commission on the status of men and makes an appropriation therefor.

1998-0987h

Amendment to HB 1422-FN - C

Proposed by the Committee on Finance

Amend RSA 282-A:25, I as inserted by section 2 of the bill by replacing it with the following:

I. The maximum weekly benefit amount and maximum benefits payable to an eligible individual in any benefit year shall be determined by the individual's annual earnings, of which in each of 2 calendar quarters the individual must have earned not less than 1,400, as follows:

Annual Earnings of Not Less Than	Maximum Weekly Benefit Amount	Maximum Benefits
\$ 2,800	\$ 32	\$ 832
3,100	35	910
3,400	39	1,014
3,900	45	1,170
4,200	48	1,248
4,500	52	1,352
4,800	55	1,430
5,100	59	1,534
5,600	64	1,664
6,100	69	1,794
6,600	75	1,950
7,000	80	2,080
7,400	83	2,158
7,800	88	2,288
8,200	92	2,392
8,600	96	2,496
9,000	101	2,626
9,500	105	2,730
10,000	110	2,860
10,500	115	2,990
11,000	119	3,094

11,500	123	3,198
12,200	131	3,406
12,900	136	3,536
13,600	141	3,666
14,300	146	3,796
15,000	~~[151]~~ 153	~~[3,926]~~ 3,978
15,700	~~[156]~~ 160	~~[4,056]~~ 4,160
16,400	~~[161]~~ 167	~~[4,186]~~ 4,342
17,100	[166] 174	~~[4,316]~~ 4,524
17,800	~~[171]~~ 181	~~[4,446]~~ 4,706
18,500	[178] 189	~~[4,628]~~ 4,914
~~[19,200]~~ 19,500	~~[185]~~ 199	~~[4,810]~~ 5,174
~~[19,900]~~	~~[193]~~	~~[5,018]~~
20,500	~~[197]~~ 209	~~[5,122]~~ 5,434
21,500	[207] 219	~~[5,382]~~ 5,694
22,500	~~[217]~~ 229	~~[5,642]~~ 5,954
23,500	~~[226]~~ 240	~~[5,876]~~ 6,240
24,500	~~[236]~~ 250	~~[6,136]~~ 6,500
25,500	[246] 260	~~[6,396]~~ 6,760
26,500	~~[255]~~ 270	~~[6,630]~~ 7,020
27,500	[266] 280	~~[6,916]~~ 7,280
28,500	~~[275]~~ 290	~~[-7,150]~~ 7,540
29,500	301	7,826

1998-0984h

Amendment to HB 1517-FN-A-LOCAL

Proposed by the Committee on Finance - C

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

AN ACT establishing a fund for dredging to maintain harbors in New Hampshire.

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect July 1, 1999.

1998-0819h

Amendment to HB 1529

Proposed by the Committee on Commerce - C

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

AN ACT reinstating the corporate charters of Hampstead Garage, Inc. and Raycor Corporation and establishing a committee to study the process for reinstating a corporate charter.

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

2 Reinstatement of Corporate Charter of Raycor Corporation. The charter of Raycor Corporation, of Salem, New Hampshire, incorporated on February 6, 1996, was forfeited on November 2, 1992, under former RSA 293-A:95, I(a) now codified at RSA 293-A:14.21. Upon payment of any fees in arrears, a reinstatement fee of \$135 under RSA 293-A:1.22(a)(7), the filing of any annual reports required by law, the filing of an affidavit with the secretary of state stating that there are no lawsuits pending against the corporation, and obtaining a certificate of good standing from the department of revenue administration, Raycor Corporation shall be reinstated for all purposes as a New Hampshire corporation. This reinstatement shall be retroactive to November 2, 1992.

3 Committee Established. There is established a committee to study the process for reinstating a corporate charter after revocation.

4 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the house, appointed by the speaker of the house.

(b) Three members of the senate, appointed by the senate president.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

5 Duties. The committee shall study the current process for reinstating a corporate charter after revocation by the secretary of state.

6 Chairperson; Quorum. The first meeting of the committee shall be called by the first-named house member. At the first meeting, the members of the committee shall elect a chairperson from among the members. All subsequent meetings shall be at the call of the chairperson. Four members of the committee shall constitute a quorum.

7 Report. The committee shall submit a report of its findings, including any recommendations for legislation, to the speaker of the house, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 1998.

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

AMENDED ANALYSIS

This bill reinstates the corporate charters of Hampstead Garage, Inc. and Raycor Corporation.

The bill also establishes a committee to study the corporate charter reinstatement process.

1998-0966h

Floor Amendment to HB 1529 (Commerce - C)

Proposed by Rep. Lynde

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

AN ACT reinstating the corporate charters of Hampstead Garage, Inc., Shannon Ridge Development, Inc., and Raycor Corporation and establishing a committee to study the process for reinstating a corporate charter.

Amend the bill by inserting after section 1 the following and renumbering the original sections 2-8 to read as 3-9, respectively:

2 Reinstatement of Corporate Charter of Shannon Ridge Development, Inc. The charter of Shannon Ridge Development, Inc., of Pelham, New Hampshire, incorporated on March 20, 1989, was forfeited on November 1, 1991, under former RSA 293-A:95, I(a) now codified at RSA 293-A:14.21. Upon payment of any fees in arrears, a reinstatement fee of \$135 under RSA 293-A:1.22(a)(7), the filing of any annual reports required by law, the filing of an affidavit with the secretary of state stating that there are no lawsuits pending against the corporation, and obtaining a certificate of good standing from the department of revenue administration, Shannon Ridge Development, Inc. shall be reinstated for all purposes as a New Hampshire corporation. This reinstatement shall be retroactive to November 1, 1991.

AMENDED ANALYSIS

This bill reinstates the corporate charters of Hampstead Garage, Inc., Shannon Ridge Development, Inc., and Raycor Corporation.

The bill also establishes a committee to study the process for reinstating a corporate charter.

1998-1017h

Amendment to HB 1545-FN

Proposed by the Committee on Finance - C

Amend the bill by replacing section 2 with the following:

2 Salaries of Labor Commissioner and Deputy Labor Commissioner. Amend RSA 94:1-a, I by inserting:

I. In group P, deputy labor commissioner.

II. In group R, labor commissioner.

Amend the bill by replacing section 6 with the following:

6 Applicability; Salary of Incumbent Deputy Labor Commissioner and Labor Commissioner. The incumbent deputy labor commissioner and labor commissioner on the effective date of this act shall be placed at the minimum step in group P and R, respectively, as provided in section 2 of this act, on the effective date of this act.

1998-0765h

Amendment to HB 1659

Proposed by the Majority of the Committee on Science, Technology and Energy - R

Amend RSA 371:1 s inserted by section 1 of the bill by replacing it with the following:

371:1 Petition. Whenever it is necessary, in order to meet the reasonable requirements of service to the public, that any public utility should construct a line, branch line, extension, or a pipeline, conduit, line of poles, towers or wires across the land of another, or should acquire land, land for an electric ~~[generating station or electric]~~ substation, ~~[land for a dam site,]~~ or flowage, drainage, or other rights for the necessary construction, extension or improvement of any ~~[plant,]~~ water power~~[-]~~ or other works owned or operated by such public utility, and it cannot agree with the owners of such land or rights as to the necessity or the price to be paid therefor, such public utility may petition the public utilities commission for such rights and easements or for permission to take such lands or rights as may be needed for said purposes. ***No public utility may petition for permission to take private land or property rights for the construction or operation of an electric generating plant.***

Amend the bill by replacing all after section 2 with the following:

3 Contingency. Sections 1 and 2 of this act shall take effect upon the date of certification by the chairman of the public utilities commission to the secretary of state, pursuant to RSA 38:36, that retail electric competition exists in at least 70 percent of the

state.

4 Effective Date.

I. Sections 1-2 of this act shall take effect as provided in section 3.

II. Section 3 of this act shall take effect upon its passage.