State of

New Hampshire

HOUSE RECORD

Second Year of the 155th Session of the General Court

Calendar and Journal of the 1998 Session

Vol. 20 Concord N.H. Thursday, May 7, 1998 No. 40

Contains: Hearings, Notices and Work Sessions, Reports and Amendments for May 7

HOUSE CALENDAR

NOTICE

MEMBERS OF THE HOUSE:

The House will meet on Thursday, May 14th at 10:00 a.m. Future sessions are tentatively scheduled for May 20, and 21.

Today the House welcomes in Joint Convention the Honorable Newt Gingrich, Speaker of the United States House of Representatives.

Donna Sytek, Speaker

NOTICE

There will be a Republican Caucus on Thursday, May 7th at 9:30 a.m. in Representatives Hall.

Rep. Robert Wheeler, Majority Leader

NOTICE

There will be a Democratic Caucus on Thursday, May 7 at 9:15 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter Hoe Burling, Democratic Leader

NOTICE

There will be a Chairmen's and Vice Chairmen's meeting Tuesday, May 12th at 9:00 a.m. in Room 201, LOB.

Speaker Donna Sytek

NOTICE

The cafeteria will reopen today with limited services including soup, cold sandwiches and drinks. The new operator, Division of Blind Services, anticipates providing full service next week. During the transition to this vendor, a number of repairs as well as extensive cleaning have been undertaken. The repairs were not expected and resulted in the delay in reopening.

David S. Saltmarsh, Legislative Operations Officer

Parliamentary Points to Ponder

When a bill has been amended in the second house and passed with amendment, it is returned by that house to the house of its origin with a message stating the facts and requesting the house where the bill originated to concur in the amendment.

Mason's Legislative Manual

Section 766 Paragraph 1

When House bills are amended by the Senate, they are returned to the House to see if we agree with their amendment. The practice has been for the committee chairman to consult with the committee and make a recommendation to the House in the form of a motion to concur, to non-concur, or to non-concur and request a committee of conference to sort out our differences. When the motion is to concur or non-concur (each of which is a final action) I will be requesting that the chairman provide a brief explanation either orally or in written form so that members may cast a more informed vote.

Donna Sytek, Speaker

NOTICE

Legislative Forum

House Continuing Education

TOPIC: Electric Utility Restructuring

PRESENTERS: Representative Jeb Bradley, Chairman

Representative Cliff Below, Senior Democratic Member

Science, Technology and Energy Committee

DATE: Thursday, May 7

TIME: Noon or whenever the House breaks for lunch

PLACE: Room 100, State House

No one expected deregulation of the last major monopoly to be easy, but it has proved more difficult than even the pessimists forecast. Secret mediations, negotiations, offer and counter-offers, Public Utility Commission orders, Federal court injunctions have all delayed the process. Our two speakers have been deeply involved throughout and can separate the wheat from the chaff.

Rep. Godfrey Howard

Legislative Continuing Education Coordinator

THURSDAY, MAY 7

CONSENT CALENDAR

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 465-FN, relative to the disposition of firearms which are voluntarily surrendered to the state. OUGHT TO PASS WITH AMENDMENT

Rep. Andrew Christie, Jr. for Criminal Justice and Public Safety**:** This bill amends RSA 159:25 by eliminating state agencies from the "voluntary surrender and destroy" firearms programs. Testimony indicated that only 3 or 4 firearms were surrendered to the state police in 1997. This is not a big problem. For those people who want their firearms destroyed, they can turn them in to their local police departments who do have the authority to destroy them. The committee also amended RSA 159:6-c, Appeal from Denial, Suspension, or Revocation of a Pistol Permit. Presently, if a permit is denied, suspended or revoked, a person may appeal the action to the district court within 30 days and after a hearing the court must issue its decision within 14 days. To this part of the statute, we added that "the burden shall be on the issuing authority to demonstrate by clear and convincing proof why any denial, suspension, or revocation was justified." Failure to do this will result in a court order to issue or reinstate the petitioners pistol permit. Vote 13-0.

EDUCATION

SB 448, establishing a committee to study joint maintenance agreements in school districts. OUGHT TO PASS

Rep. Susan B. Durham for Education: Joint maintenance agreements have not been used in the last 40 years. However, due to the interest shown by Barnstead and Pittsfield in this option in the last year, this is a good time to study such agreements. Implications of this option on cooperative school districts should be reviewed for such issues as governance, collective bargaining, and apportionment of costs. Vote 15-1.

ENVIRONMENT AND AGRICULTURE

SB 402, extending the reporting date for the pet overpopulation committee. OUGHT TO PASS WITH AMENDMENT

Rep. William R. Phinney for Environment and Agriculture**:** This bill codifies the present pet overpopulation committee. It is changed from an appointed committee to a permanent committee with staggered terms of appointments and the committee becomes a permanent part of RSA 437:A. The committee is required to submit an annual report and include the House Environment and Agriculture Committee. Vote 13-0.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 1680-FN-A-L, relative to administration of retiree's health benefits by the New Hampshire retirement system and making an appropriation therefor. OUGHT TO PASS WITH AMENDMENT

Rep. Merton S. Dyer for Executive Departments and Administration**:** This bill will increase the number of unclassified positions at the New Hampshire retirement system. These two positions will process the paper work necessary for retirees who have health insurance with deductions from their annuity checks. The system is mandated by law to do this for the various political subdivisions and does this for retired state employees. The work load has increased tremendously since the system first started this function. The cost of these employees will be met through the administrative account. Vote 15-0.

SB 322, repealing the prospective repeal relative to an exemption for certain rules regarding the radiological health program from drafting and numbering requirements of the rulemaking process. OUGHT TO PASS

Rep. Robert E. Murphy for Executive Departments and Administration**:** In 1995, it was determined that in order to ensure compatibility between state and federal regulatory criteria for radioactive materials and timely licensing of the same for use by academic institutions, businesses, and industries, the rules of the division of public health services should be exempted from the drafting and numbering requirements of RSA 541-A. This was accomplished by the enactment of RSA 541-A:21 IV in 1994.

Again, this section was repealed to be effective July 1, 1999 by SB 74, Chapter 179:3, Laws of 1995. This bill would re-instate the original exemption of the requirement for drafting and numbering of RSA 541-A at the request of the agency. Vote 14-0.

SB 352, relative to continuing education requirements for electrologists. OUGHT TO PASS WITH AMENDMENT

Rep. Mary Stuart Gile for Executive Departments and Administration**:** This bill addresses continuing education requirements for the renewal of licenses to practice electrology. The amendment requires applicants to complete continuing education hours related to the practice of electrology during the two years prior to application for renewal and specifies that half of such continuing education be in live courses. Vote 17-0.

SB 364, establishing a committee to study the feasibility and advisability of consolidating building trades under a single licensing board. OUGHT TO PASS

Rep. Miriam D. Dunn for Executive Departments and Administration**:** It is most timely that this study committee be created to resolve inefficiencies and confusion for the public now present in multiple boards and multiple trades in the building industry. The feasibility of consolidating these trades should be considered, including consultation with the list of ten "non-voting" members stated in the bill. Vote 15-0.

SB 504-FN, relative to members of predecessor systems of the New Hampshire retirement system. OUGHT TO PASS WITH AMENDMENT

Rep. Merton S. Dyer for Executive Departments and Administration**:** There is one individual remaining in the predecessor systems to the New Hampshire retirement systems. This individual would now like to join the New Hampshire retirement system. This bill will allow this to occur with the payment of any accrued liability by the individual involved. There will be no cost to the state or political subdivisions involved. Vote 14-0.

FINANCE

HB 1672-FN-A-L, replacing the business profits tax and the business enterprise tax with a reform business tax and establishing a committee to recommend a rate for the reform business tax. REFER FOR INTERIM STUDY

Rep. Kenneth L. Weyler for Finance**:** This bill proposes to replace the business profits tax and business enterprise tax with a single tax. The sponsor was the only one who spoke in favor; one other spoke against. The sponsor admits the bill is a work in progress and requests further study. The Committee felt it was time to examine the dynamic of the two taxes. Vote 20-2.

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. OUGHT TO PASS WITH AMENDMENT

Rep. Robert G. Holbrook for Finance: In the interests of good open government, the annual audit of the state's finances should be in a regular timely basis which this bill will require with an exception if a good cause of extension is approved by the Fiscal Committee. Vote 19-1.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 360, establishing a child and family resource group to study and make recommendations concerning the development and coordination of wellness and primary prevention programs. OUGHT TO PASS

Rep. Barbara C. French for Health, Human Services and Elderly Affairs**:** This bill establishes a child and family resource group to study and make recommendations concerning the development and coordination of wellness and primary prevention programs. The intent of this bill is to provide input necessary to implement this program. Vote 13-0.

SB 383, establishing a committee to study the use of telemedicine. OUGHT TO PASS WITH AMENDMENT

Rep. Michael Morello for Health, Human Services and Elderly Affairs**:** The use of telemedicine has great potential for the medical field. There was no opposition to the passage of this bill. It is an extension of current practice through use of new technology. However, further study of this technology is recommended. There are questions on establishing guidelines and/or licensing, questions on quality of care, liability and privacy. Vote 13-0.

SB 473-FN, relative to child day care providers. OUGHT TO PASS

Rep. Joseph P. Manning for Health, Human Services and Elderly Affairs**:** This bill is the result of the study committee on SB 103, Chapter 64, Laws of 1997. It requires licensed providers to carry insurance or to disclose to parents that they are uninsured. It requires unlicensed providers who receive compensation from the state to register with health and human services and to provide a list of those in contact with children so that criminal checks can be made and corrective action taken, if needed. It further requires the commissioner to make certain changes in certification and safety requirements. Vote 13-0.

JUDICIARY AND FAMILY LAW

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. OUGHT TO PASS

Rep. Sandra B. Keans for Judiciary and Family Law**:** This is a consumer oriented bill. It provides that any licensed practitioner who is convicted of a felony will have his or her name forwarded to the appropriate regulatory board to be placed on file. It would still be the client's responsibility to call the appropriate board to get any information on that practitioner. Vote 14-0.

SB 392, relative to requirements for law enforcement personnel who conduct interviews of minors. OUGHT TO PASS WITH AMENDMENT

Rep. Wayne T. Moynihan for Judiciary and Family Law**:** This bill modifies sections of RSA 169-C, the statute that establishes the civil process associated with the protection of children from abuse and neglect through the District court and DHHS/DCYF. Existing language in RSA 169-C:38 IV and V allows that, under certain circumstances, police or DCYF officials may interview a child "without the consent or notification of the parent or parents," and that in such cases "every effort" would be made to video-tape or record the interview. Significant evidence was presented to the committee establishing that under the existing language some interviews with children are only partially recorded; that video taping of such interviews is more possible today; that video taping is a more desirable public policy; and that complete taping or recording should be accomplished in all cases, regardless of whether the parents have or have not consented to the interview. The bill as amended corrects the problems that were demonstrated. Vote 15-1.

SB 394, providing for revocation of wills by divorce. OUGHT TO PASS

Rep. Wayne T. Moynihan for Judiciary and Family Law**:** This bill modifies RSA 551:13 on the "revocation of wills" by providing that, after a divorce of a married couple by a decree of the Superior Court, those portions of the parties' last will and testament that had been signed prior to the divorce and that left property to the former spouse are automatically revoked by law. If former spouses still wish to benefit the other former spouse by will, they may do so by signing a new will after the divorce. If a couple is legally separated, but not divorced, the revocation does not occur. If a divorced couple subsequently remarries, the terms of the will, if never changed, are revived. The majority concluded that, since the divorce process results in a just and generally equitable distribution of a married couple's real and personal property, it is good public policy to prevent the unintended windfalls that have and could again benefit a former spouse because a person neglected to promptly change their will after a divorce. The bill came to the House with the full support of the Senate Judiciary Committee. It was also endorsed by the ad hoc Probate/Trust Committee organized by the probate court. Vote 10-6.

SB 395, enacting certain provisions of the prudent investor act. OUGHT TO PASS

Rep. Marjorie K. Smith for Judiciary and Family Law**:** This bill updates trust investment law in recognition of the alterations that have occurred in investment practice. It provides more comprehensive guidelines for trustee conduct and provides those charged with oversight of such trustees with standards against which to measure the trustee's conduct. Vote 14-0.

SB 438, exercising the authority of the state of New Hampshire to elect out of the federal Volunteer Protection Act of 1997. OUGHT TO PASS

Rep. Marjorie K. Smith for Judiciary and Family Law**:** The federal statute permits a state to opt out of the Federal Volunteer Protection Act for those civil actions "in a state court against a volunteer in which all parties are citizens of the state". Existing New Hampshire law provides some protection from liability for non-economic loss, a protection which does not exist in federal law. The majority of the committee chooses to continue this protection. For cases that would be subject to the jurisdiction of the federal courts, the federal statute would govern. Vote 9-4.

SB 446, relative to estate planning by a guardian. OUGHT TO PASS WITH AMENDMENT

Rep. Sandra B. Keans for Judiciary and Family Law**:** This bill applies only to estate planning for guardianships of adults under

RSA 464:A (incompetency) with the consent of the probate court. This would allow guardians of those individuals to plan for avoidance of federal taxes and future medical needs just as competent individuals now do with estate planning. Vote 15-0.

SB 498, clarifying the definition of "right of custody" with respect to the crime of interference with custody. OUGHT TO PASS WITH AMENDMENT

Rep. Sandra B. Keans for Judiciary and Family Law**: T**his bill deals with interference of custody and makes it a felony if the non-physical custody parent knowingly takes the child from the state. The bill is to clear up any misunderstanding in the way courts interpret whether a non-physical custody parent must adhere to the visitation stipulations. Vote 15-0.

SB 502-FN, allowing federal judges to perform marriages after obtaining a special license. OUGHT TO PASS WITH AMENDMENT

Rep. Peter F. Bergin for Judiciary and Family Law**:** Currently, a federal judge or federal magistrate cannot perform a marriage in the state of New Hampshire. This bill would extend a courtesy to any federal judge or magistrate to perform a marriage in the state of New Hampshire after obtaining a special license and paying a nominal fee. Vote 11-4.

MUNICIPAL AND COUNTY GOVERNMENT

SB 441-FN-L, relative to the authority of and protections for fire chiefs. OUGHT TO PASS

Rep. Robert W. Brundige for Municipal and County Government**:** This bill grants authority to appointed fire chiefs, chief fireward or engineer to direct and control department employees. Further, in the event of suspension or dismissal, it provides for a hearing on the merits and reasonableness of the action in superior court in the county in which the municipality is located. These powers are identical to those granted to police chiefs under RSA 105:2A. Vote 14-0.

RESOURCES, RECREATION AND DEVELOPMENT

SB 493, establishing a commission to determine the feasibility of a new public-private partnership to conserve New Hampshire's priority natural, cultural, and historical resources. OUGHT TO PASS WITH AMENDMENT

Rep. Rudolf A. Adler for Resources, Recreation and Development**:** This bill establishes a 19 member commission to determine the feasibility of a new public-private partnership to conserve New Hampshire's priority natural, cultural, and historical resources. A preliminary report will be due by November 30, 1998 with a final report, if necessary , due by November 30, 1999. Vote 13-0.

THURSDAY, MAY 7

REGULAR CALENDAR

EDUCATION

SB 321-FN-L, relative to creating a joint maintenance high school in certain towns. OUGHT TO PASS WITH AMENDMENT

Rep. Marie N. Rabideau for Education**:** This bill, as amended, provides that if any combination of the towns of Barnstead, Gilmanton, and Pittsfield enter into a joint maintenance agreement (JMA), they will be considered a single cooperative school district for the purpose of obtaining building aid. The provision in statute enabling the formation of a JMA has not been used in almost 100 years. Perhaps this is why this type of joint venture has not been addressed relative to building aid, until now, when other types of agreements (i.e. Authorized Regional Enrollment Area [AREA's] or co-ops) do not meet their needs. (SB 448, an act establishing a committee to study JMA's is also offered to this body for consideration.) The committee felt that the long standing school building issues and needs in these towns are well served by passing this bill as amended. Vote 14-2.

SB 451-FN-L, relative to the accessibility of pupil assessment materials and the anonymity of pupil assessment results. OUGHT TO PASS WITH AMENDMENT

Rep. Charles B. Yeaton for Education**:** This bill puts into statute what is currently being carried out by the state department of education permitting a parent to review test materials after the test has been administered. The amendment requires that the

department of education formalize these procedures through the adoption of rules. Vote 15-0.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 505-FN, eliminating the separate fee for licensed master plumbers who are the sole shareholders of a plumbing corporation. OUGHT TO PASS

Rep. Robert K. Dodge for Executive Departments and Administration**:** The majority of the committee felt that sole proprietors should not be required to obtain a dual license if they choose to incorporate. Vote 8-6.

FINANCE

HB 1000-FN-L, relative to a 10-year transportation plan, authorizing construction on the Spaulding Turnpike, and relative to the radio system upgrade for the department of transportation. OUGHT TO PASS WITH AMENDMENT

Rep. Robert G. Holbrook for Finance**:** The Finance Committee applauds the work of the Public Works and Highways Committee in drafting the 10-year transportation plan and added an amendment to raise the bond limit to $586,050,000 as needed by this bill and added the appropriation clause for up-grading the Department of Transportation radio system. Vote 22-0.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 210-FN, relative to an exemption from licensing for day care in private homes. OUGHT TO PASS

Rep. Joseph P. Manning for Health, Human Services and Elderly Affairs**:** This bill exempts from licensure those who provide child care in a private home for their own children or those of relatives. Vote 11-2.

JUDICIARY AND FAMILY LAW

SB 422-FN, establishing a study committee on the procedures for and affordability of open access to judicial records. MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.

Rep. Sandra B. Keans for the Majority of Judiciary and Family Law**:** The committee believes the scope of this bill is not focused enough. 99% of court records are currently open to the public. We recognize it is not inexpensive to get transcripts. However, the protections gained by requiring court proceedings to be done by a specialized court stenographer, while expensive, are important for all parties. There is a technical flaw in the bill in that the court modernization funds referred to are set to lapse on July 1. Lately, many members believed that a true study of this important topic should not be scheduled in the second year of the session when some members would not be returning and others members would have their time filled with campaigning. Vote 12-1.

Rep. David A. Bickford for the Minority of Judiciary and Family Law**:** Many members of the public feel the high cost of court records forces them to give up possible evidence; therefore feeling justice is unaffordable. Even a representative of the court acknowledged the problem. This bill was voted unanimous in the Senate and had no opposition in committee.

SB 487, relative to the general powers and duties of a guardian over the estate of the minor. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Marjorie K. Smith for the Majority of Judiciary and Family Law**:** This bill is the result of a 1996 probate study committee. It applies in those situations where there is no will and therefore where the parents had not indicated their intentions. Under current law a guardian would necessarily be appointed to protect the minor and the minor's assets. This bill would give the guardian, with court authorization, the power to create and fund a trust for the benefit of the minor. The trust could terminate at some time after the termination of the guardianship but no later than the 25th birthday of the minor. The majority concluded that this flexible approach best balanced the possible competing forces of independence and responsibility. Vote 12-3.

Rep. Benjamin F. DePecol for the Minority Judiciary and Family Law**:** The minority of the committee believe that this is big government at its worst. This bill would allow the courts and guardians to deny a person, (who may be qualified to go to war or serve on a jury) access and discretion over funds properly left to that person until the courts or guardian decide that the person is qualified to control those funds. The court and/or guardian can deny this access and discretion until the person reaches the

age of 25.

RESOURCES, RECREATION AND DEVELOPMENT

SB 374, relative to large water withdrawals and relative to exemptions from local planning and zoning requirements for public utilities. OUGHT TO PASS

Rep. Martin Feuerstein for Resources, Recreation and Development**:** New groundwater withdrawals amounting to 57,600 gallons (40 gallons per minute) or more in 24 hours from a well will have to give written notice to the municipalities of contribution. Department of Environmental Services is to adopt rules regarding these withdrawals. Public water utilities are exempt from local planning and zoning requirements. This will give towns a voice in new water withdrawals. Individual private wells are not affected by this legislation. Vote 9-4.

SCIENCE, TECHNOLOGY AND ENERGY

SB 341, relative to the decommissioning finance committee. OUGHT TO PASS WITH AMENDMENT

CORRECTED STATEMENT

Rep. Jeb E. Bradley for Science, Technology and Energy**:** The committee, after two public hearings and several long full committee work sessions, recommends passage of this bill which amends Chapter 374-F, the electric utility restructuring statute. (1) The amendment urges consideration of negotiated settlements. (2) The amendment calls for the Public Utilities Commission (PUC) to create an option for New Hampshire residents and businesses who choose not to choose a competitive electricity supplier. Under the amendment, this option called transition service, would be available for customers for two to four years. Transition service would be procured through competitive means and would have stable and predictable ceiling prices that are consistent with the near term rate relief principle. Those prices would rise over time in order to encourage customers to choose competitive suppliers. However, during the two to four year transition period, customers electing to take this service would have known electricity prices while they learn about the unfolding market and can assess their needs and options realistically. (3) The amendment also would exempt any new electricity generation facility from being a public utility. This amendment is intended to create a favorable regulatory climate for New Hampshire as many new gas generating plants are being proposed in New England and not all will be built. The amendment also allows existing generation units to be exempt from public utility status once divestiture of assets occurs. The amendment retains the PUC's authority to regulate electric generation facilities for reliability and safety purposes. (4) The amendment lastly allows the PUC to delay the electric utility restructuring implementation date past July 1, 1998 if the PUC finds that delay is required due to events beyond the control of the commission, such as ongoing litigation. Vote 16-0.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

SB 313, requiring compliance with the Military Selective Service Act as a condition to receiving certain state education and employment benefits. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: OUGHT TO PASS WITH AMENDMENT.

Rep. Dennis Fields for the Majority of State-Federal Relations and Veterans Affairs**:** This bill requires registration with the Selective Service Act in order to receive certain state education and employment benefits. Those students or individuals who do not register shall not be eligible to enroll in or to receive loans, grants or scholarships or other financial assistance at a state supported institution of post secondary or higher education. Currently, applicants for federal scholarships or student loans can automatically be registered when they submit their applications for financial aid by checking a "yes" box on the application. Federal law requires that an applicant for federal scholarships, grants or employment register before receiving such assistance or employment. The language of the bill follows a national model and was reviewed by the New Hampshire Selective Service Board prior to being submitted as legislation. To date, 21 states have passed similar laws. The General Counsel for the University System submitted testimony in full support of this bill. The proposed language for the application has already been drafted. State officials have determined that the state's obligations under this law will be fulfilled with the inclusion of the question on the application. The committee amendment corrects a wording problem with legislation passed last year. This technical change is necessary to allow continued payment of the Gulf War Veteran's bonus. Vote 9-5.

Rep. John M. Pratt for the Minority of State-Federal Relations and Veterans Affairs**:** The minority retains the Persian Gulf War bonus payments while stripping the Selective Service provisions from the bill. Four quick reasons for doing so: (1) No second

chance: Once it had been discovered that a young man, who had been hired by the State or by any Town or City or by any school district, had failed to register for the draft, he would have to be fired immediately and NEVER EVER for the rest of his life be eligible to hold a State or local government job, or hold State or local office, or enroll (even at his own expense) in a state-supported institution of post secondary or higher education. Too Draconian. (2) Since the bill only applies to males, and the harsh punishments required under it will only affect males, it is clearly gender-based legislation. Too sexist. (3) Guess how much it will cost the State, the Towns, the Cities and all the school districts to "assure themselves" (Whatever that means??) that all applicants for employment or enrollment or financial aid are really registered for the draft???? Too expensive if done correctly. (4) The Selective Service Act is federal legislation. Why should we stick our noses into the Congress's Business? Let them determine the compliance requirements for their own laws. Too unnecessary.

NOTICE

LEGISLATIVE ETHICS COMMITTEE

AVAILABILITY OF NEW FINANCIAL DISCLOSURE FORM

Copies of the revised "Financial Disclosure Form" are available at the House Clerk's Office. For the 1998 session, members may use the form as an addendum to the disclosure form already filed.

Representative Jeb E. Bradley, Chairman

COMMITTEES OF CONFERENCE

HB 385, relative to reporting and registration requirements for lobbyists and employees of lobbyists. (Reps. Wheeler, Lozeau, Hager and A. Merrill)

HOUSE BILLS AMENDED BY THE SENATE

HB 170, exempting temporary, demountable, plastic-covered greenhouses from property taxation. (SJ 10)

HB 177, increasing the wild bear license and tag fee. (House Concurred 4/10/98)

HB 385, relative to reporting and registration requirements for lobbyists and employees of lobbyists. (House Nonconcurred; C-of-C 4/10/98)

HB 497, excluding domestic septage from regulation as sludge or biosolids. (SJ 11)

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

HB 529, relative to excluding from the definition of subdivision the placement and maintenance of wireless communication facilities. (SJ 12)

HB 544, relative to dwellings which extend over public waters. (House Concurred 3/19/98)

HB 697, establishing a homeless coordination council. (SJ 10)

HB 707, relative to municipal taxation of telecommunications poles and conduits. (SJ 10)

HB 1112, relative to the placement of articles on the official ballot. (SJ 13)

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

HB 1120, establishing a commission to study the effects of and jurisdiction over alternative agricultural products. (SJ 13)

HB 1123, relative to the control of wolf hybrids. (SJ 12)

HB 1126, relative to municipal debt limits. (House Concurred 4/23/98)

HB 1128, relative to space heaters. (SJ 11)

HB 1131, relative to the sale of liquor and beverages and relative to enforcement of the liquor laws. (SJ 11)

HB 1158, changing the process for designating a part-time district court justice a full-time district court justice. (House Concurred 4/23/98)

HB 1175, relative to authorizing the state board of education to adopt rules on teacher education programs, teacher certification fees, and recertification standards. (SJ 11)

HB 1189, increasing the limits of direct off-premises sales from breweries and brew pubs. (SJ 12)

HB 1245, relative to the management of New Hampshire retirement system funds by the board of trustees. (SJ 10)

HB 1328, extending the exemption period for motor vehicle titles and modifying the process for obtaining a duplicate motor vehicle certificate. (SJ 12)

HB 1330, naming the bridge over the Newfound River on route 104 west in the town of Bristol, New Hampshire, the Richard W. Musgrove bridge. (House Concurred 4/23/98)

HB 1374, relative to increasing the minimum amount of a state capital improvement project requiring competitive bidding and relative to contracts for major capital projects of the department of fish and game and resources and economic development. (SJ 13)

HB 1428, establishing requirements for teachers and teacher preparation programs to ensure that teachers are prepared to teach to a broad range of students including exceptional learners. (SJ 13)

HB 1430, relative to political expenditure limitation amounts. (SJ 8)

HB 1468, clarifying the legal status of home brewers of beer. (SJ 10)

HB 1536, establishing a committee to study women's health care. (SJ 12)

HB 1627, relative to deposits with the state treasurer of amounts due certain stockholders and creditors on the dissolution of a corporation. (SJ 9)

HB 1652, establishing a pilot program relative to the administration of medications in residential care facilities. (SJ 13)

HCR 21, encouraging the designation of the Connecticut River as an American Heritage River. (House Concurred 3/19/98)

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

COMMITTEE HEARINGS

THURSDAY, MAY 7

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

Executive session on pending legislation immediately following the House session.

MONDAY, MAY 11

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.

TUESDAY, MAY 12

COMMERCE, Room 302, LOB

9:30 a.m. Subcommittee work session on ***SB 490,*** relative to life and accident and health insurance and relative to certain salaries.

10:00 a.m. Subcommittee work session on ***SB 494,*** establishing the voluntary small employer health insurance purchasing alliance.

10:30 a.m. Subcommittee work session on ***SB 354,*** requiring insurance coverage for hospitalization and anesthesia for dental procedures for certain patients.

11:30 a.m. Subcommittee work session on ***SB 344,*** clarifying requirements regarding certain trusts.

11:45 a.m. Subcommittee work session on ***SB 377,*** authorizing the organization of merchant banks to provide equity financing and related services to small businesses and exempting certain New Hampshire banks from the aging requirement of the interstate acquisition and merger laws.

2:30 p.m. Executive session on pending legislation.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Subcommittee work session on ***SB 471-FN,*** creating the presumption that a juvenile charged with a driving while intoxicated felony offense, shall be certifiable as an adult.

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

10:15 a.m. Subcommittee work session on ***SB 387,*** expanding the attorney general's authority to record communications in criminal investigations.

ELECTION LAW, Room 308, LOB

1:00 p.m. Executive session on pending legislation.

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

8:30 a.m. Regular meeting.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

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

JUDICIARY AND FAMILY LAW, Room 208, LOB

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

10:00 a.m. Rescheduled executive session on pending legislation.

MUNICIPAL AND COUNTY GOVERNMENT, LOB Lobby

7:30 a.m. Subcommittee field trip on excavation of bedrock.

TRANSPORTATION, Room 203, LOB

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

WEDNESDAY, MAY 13

CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2), Rooms 201-203, LOB

9:00 a.m. Special meeting. Pursuant to the provisions of Chapter 119:3, Laws of 1997, the committee is meeting to review written comments submitted prior to the meeting, and to review and act on the proposal submitted by the Commissioner of the Department of Resources and Economic Development relative to the state-owned ski areas.

COMMERCE, Room 302, LOB

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

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

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

EDUCATION, Room 207, LOB

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Concord Hospital, Conrad Conference Center, Concord

5:30 p.m. Public forum on New Hampshire labor laws.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Informational briefing by New England Independent Systems Operator.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 301, LOB

1:30 p.m. ***SCR 7,*** supporting economic security in retirement of all Americans.

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

FRIDAY, MAY 15

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

9:00 a.m. Regular meeting.

BOARD OF MANUFACTURED HOUSING (RSA 205-A:25), Room 201, LOB

10:00 a.m. Complaint hearings.

MONDAY, MAY 18

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

9:30 a.m. Regular meeting.

NUCLEAR DECOMMISSIONING FINANCE COMMITTEE (RSA 162-F:15), Room 307, LOB

1:30 p.m. Regular meeting.

WEDNESDAY, MAY 27

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, City Hall, Laconia

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

THURSDAY, MAY 29

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

9:00 a.m. Legal subcommittee.

10:00 a.m. Administration subcommittee.

11:00 a.m. Marketing subcommittee.

1:30 p.m. Regular meeting.

MONDAY, JUNE 1

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

9:30 a.m. Regular meeting.

WATER QUALITIES ISSUES STUDY (HB 693, Chapter 213, Laws of 1997), Room 305, LOB

1:00 p.m. Regular meeting.

FRIDAY, JUNE 5

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

9:00 a.m. Regular meeting.

MONDAY, JUNE 8

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, JUNE 19

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

9:00 a.m. Regular meeting.

FRIDAY, JUNE 26

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

1:30 p.m. Regular meeting.

MONDAY, JUNE 29

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

9:30 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Coos County Delegation will meet Friday, May 8th at 1:30 p.m. at the Forests and Lands Building, Lancaster.

Rep. Lynn C. Horton, Chairman

Coos County Delegation

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet on May 11 at 7:00 p.m. at Belknap County Courthouse for a hearing on the Gunstock proposed budget for 1998.

Rep. Gordon E. Bartlett, Chairman

Belknap County Delegation

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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

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REVISED AMENDED FISCAL NOTES

The following HBs have a revised or amended fiscal note: HBs 111, 177, 204, 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, 1141, 1189, 1193, 1211, 1224, 1259, 1280, 1284, 1291, 1298, 1300, 1303, 1328, 1330, 1331, 1336, 1337, 1338, 1350, 1354, 1374, 1377, 1384, 1387, 1396, 1399, 1400, 1456, 1473, 1490, 1509, 1513, 1517, 1541, 1543, 1545, 1555, 1573, 1579, 1582, 1588, 1593, 1594, 1598, 1599, 1600, 1601, 1602, 1603, 1617, 1636, 1639, 1644, 1660, 1662, 1663, 1664, 1668, 1671, 1673, 1674, 1676, 1679, HJR 24 and SB 485.

Leo J. Callahan, Assistant Clerk

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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.

Gordon B. Flint, 21 Lincoln Terrace, Newport, New Hampshire 03773-1410

Robert W. Foster, PO Box 602, Moultonborough, New Hampshire 03254-0602

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

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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.

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I would like to remind members that you may have your mileage checks 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

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There will be a special meeting of the Tourism Caucus during the lunch break of the session on Thursday, May 7th in Rooms 201-203, LOB. We will preview the ten minute video on Smithsonian Folklife Festival that has been produced for us by Channel 11. Commissioner Van McLeod will give us a briefing on progress and a representative from the Governor's Office will give us a briefing on the Tourism Summit and the Governor's Conference on Tourism both scheduled in May. Box lunches will be available.

Rep. Stephen G. Avery

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All members are invited to hear Minnesota Governor Arne Carlson discuss School Vouchers and other educational options on Thursday, May 7th from noon to 1:30 p.m. at the Upham Walker House. Box lunches will be available to purchase. If you have any questions please feel free to call me at 525-3820.

Rep. Lauren Carney

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There will be a meeting of the Manchester legislative delegation on Thursday, May 7th at 8:30 a.m. in the cafeteria at the State House. Please make every effort to attend this meeting as we will be discussing the Access Road and other important issues.

Rep. Lou D'Allesandro

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The Campaign for Ratepayers' Rights is hosting an open house on Thursday, May 7 from 4:30 to 6:30 p.m. at 4 Park Street, Suite 403. All are welcome. Refreshments will be served.

Reps. Sarah K. Bonneau, Robert R. Cushing and Barbara C. French

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Plan now to enjoy a relaxing, fun-filled Day-on-the-Range at the Annual Legislative Shoot, sponsored by the Gun Owners of New Hampshire. This is a Firearms Orientation and Safety Program at the Sunset Mountain Fish and Game Club in Canterbury which gives both novices and those with firearms experience an opportunity to spend a day with GO- NH members to assist them. Starting at 10:00 a.m., wake-up coffee and lunch are provided. For further details, please call Rep. Frances Riley. Space is limited, so please reserve early. Monday, May 11 is the date, rain or shine, as shelter is available. All equipment is provided by GO-NH, or bring your own if you wish.

Rep. Frances L. Riley

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The Executive Departments and Administration Committee reunion is scheduled for Tuesday, May 12. All present and former members are invited. Governor Walter Peterson, Hon. Stewart Lamprey, Hon. Marshall Cobleigh, Hon. Walter Raiche and the Hon. George Roberts are just a few of the notables who plan to attend. How about you?

Rep. Howard C. Dickinson, Jr.

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There will be a presentation on Tuesday, May 12 at 2:00 p.m. in Rooms 201-203, LOB by DRED Commissioner Robb Thomson and Okemo Mountain on Commissioner's recommendation to lease the winter operations at Mt. Sunapee State Park.

Rep. Gene G. Chandler

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The Legislative Caucus for Young Children will meet on Tuesday, May 12 from 2:00-5:00 p.m. in the Upham Walker House.

Reps. Julie M. Brown, Iris W. Estabrook, Mary Stuart Gile and James P. Pilliod

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The biennial "How to Get Elected" seminar sponsored by the New Hampshire Hospital Association will be held on Monday, May 18 at 1:00 p.m. at the Hospital Association's Conference Center at 125 Airport Road, Concord. The program is a free, non-partisan workshop and will cover a wide variety of topics, including how to file as a candidate, proven campaign techniques and what is involved once you're elected. If you are interested in participating or know of someone interested in running for the legislature, please contact Miriam Watson at 225-0900 for more information.

Reps. Robert L. Wheeler and Peter H. Burling

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The New Hampshire Women's Lobby will hold its SPRING CELEBS '98 award celebration on Tuesday, May 19, 4:30-6:00 p.m. at the Holiday Inn. This years recipients include Rep. Elizabeth Hager for Women in Leadership, Rep. James Pilliod and Sen. James Squires for Meritorious Service Awards and Sandy Smith of the Concord Monitor for the Media Award among others. $10 donation. Cash bar and light refreshments. Tickets may be purchased from Reps. Sandra Keans, Barbara French or Sen. Katherine Wheeler.

Rep. Sandra B. Keans

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The Friends of Donna Sytek will be hosting a reception for the Speaker of the House on Wednesday, May 20th at 6:30 p.m. at The Center of NH, Manchester. The evening will include dinner, music and dancing. Tickets are available for $35.00 each. Tables of 10 are available for $350. Pick up tickets from Rep. Chandler or Rep. Wheeler in the Majority Office.

Reps. Robert L. Wheeler and Gene G. Chandler

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The Professional Fire Fighters of New Hampshire invite all legislators and legislative staff to a 1st annual "Legislature Five Alarm Chili" luncheon (three alarm and false alarm versions will also be available) on Thursday, May 21 at noon at the Historical Society, corner of State Street and Park Street in Concord (across from the Legislative Office Building).

Reps. Robert L. Wheeler and Peter H. Burling

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The State House softball team is organizing for its 1998 season. Games are scheduled from late April through June and take place at DOT field on Hazen Drive. Contact Curtis Barry in the Majority Office.

Rep. Robert L. Wheeler

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The Second Annual Deep Sea Fishing and Whale Watch Trip will be held on Friday, May 29. Leaving from Smith and Gilmore Pier, Hampton at 7:30 a.m. and returning at approximately 4:00 p.m. $30 per person. Limited to 40 people. Open to legislators, staff and friends of the process. See Rep. Terry Pfaff for reservations.

Rep. Terry R. Pfaff

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A benefit golf tournament and dinner for the NH Veterans Home will be held on May 30th at the Lochmere Country Club in Tilton on Route 3. The tournament will be followed by a tour of the Veterans Home to meet and recognize residents. The day's event will be capped off at the Home by a choice of lobster or steak dinner, entertainment and award ceremonies. Golf tournament fee is $100 per person which includes dinner. Dinner tickets $30 per person. Donations for NH Veterans Home $1 each/6 for $5. For further information regarding this event contact Donna Long, Community Affairs Director, NH Veterans Home (603)286-4412 or contact Reps. Joe Kenney, Robert Laflam or Betsey Patten.

Rep. Betsey L. Patten

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For those members of the House who would like to express their appreciation for the many contributions that Charles Ferguson has made to the legislature, memorial donations may be made to the Charles W. Ferguson Memorial Scholarship Fund, CFX Bank, South Street, Milford 03055.

Rep. Suzan L.R. Franks

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The Governor is going to recognize with a proclamation all New Hampshire cities and towns which have consistently celebrated "Old Home Day (OHD)," not missing a year, from 1899 to the present. Such towns will have their 100th OHD this summer. Please let me know of any city or town eligible for this honor. (Tel/fax: 786-9562/9463).

Rep. John R.M. Alger

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The New Hampshire Federation of Republican Women will be holding its annual Lilac Luncheon on June 1st at the Castleton in Windham. The guest speaker will be United States Senator John McCain (Arizona). Tickets are $25 and available from Rep. Joan Tate.

Rep. Joan C. Tate

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The Belknap County Republican Committee will hold its annual picnic and barbecue on June 13 at the Smith Meeting House in Gilmanton. For tickets call Rep. John Thomas at 528-5112.

Rep. John Thomas

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The Department of Transportation will hold the following meetings:

May 7 - Carroll Town Hall Building, 92 School Street, Carroll, 7:00 p.m. Combined public officials/public informational meeting. Carroll-Bethlehem, reconstruction and widening of US 302.

May 7 - Exit 8, Everett Turnpike, Nashua, 11:00 a.m. Ribbon cutting ceremony Nashua Park-and-Ride dedication.

May 19 - Woodsville Emergency Services Building, Route 10, Woodsville, 7:00 p.m. Public informational meeting, Haverhill, NH-Newbury, VT replacement of US 302 bridge.

May 20 - Newport Town Hall/Opera House, 20 Main Street, Newport, 7:00 p.m. Public informational meeting, Claremont-Newport widening of NH Route 11.

June 4 - Troy Elementary School Gymnasium, 44 School Street, Troy, 7:00 p.m. Public hearing (special committee), Troy, NH Route 12.

Rep. Gene G. Chandler, Chairman

Public Works and Highways

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Pursuant to RSA 228:93, the New Hampshire Department of Transportation and the Department of Safety will be conducting the following 1998 Regional Safety Conferences on highway related issues in each county, except Coos and Hillsborough where two are scheduled. The purpose of these conferences is to receive comments from representatives of local police, the public works department and the general public on highway issues such as speed limits, highway markings, traffic lights, highway signs, intersections, and other safety concerns relative to the State highway system.

Date Location Time
May 27 Hillsboro County #1 - Manchester 10:00 a.m.
Southern NH Planning Commission
438 Dubuque Street, Manchester
June 2 Cheshire County - Keene Recreational Center 10:00 a.m.
312 Washington Street, Keene
June 2 Sullivan County - Newport 2:00 p.m.
Sugar River Savings Bank Community Room
10 North Main Street, Newport
June 4 Coos County #1 - Berlin City Hall 10:00 a.m.
168 Main Street, Berlin
June 4 Carroll County - Ossipee Town Hall 2:00 p.m.
55 Main Street, Ossipee
June 10 Coos County #2 - Lancaster Town Hall 10:00 a.m.
25 Main Street, Lancaster
June 10 Grafton County - Haverhill Town Hall 2:00 p.m.
Main Street, Haverhill
June 16 Hillsborough County #2 - Nashua Public Library 10:00 a.m.
2 Court Street, Nashua
June 18 Rockingham County - Exeter Town Hall 10:00 a.m.
10 Front Street, Exeter
June 23 Belknap County - Laconia City Hall 10:00 a.m.

45 Beacon Street East, Laconia
June 23 Merrimack County - Concord City Council 2:00 p.m.
35 Green Street, Concord
June 25 Strafford County - Dover City Hall 10:00 a.m.
288 Central Avenue, Dover

Rep. Gene G. Chandler

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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 May, 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

DATE	***TIME***	***GROUP***	***CLASS/Size***
5/8	9:00	Kimball Elem. - Concord	4 / 20
5/8	10:00;11:15;12:30	Plymouth Elem.	4 / 60
5/11	9:00	Kimball Elem. - Concord	4 / 20
5/11	10:00 & 11:15	Rochester Catholic	4 / 40
5/11	1:00	Henniker Elem.	4 / 19
5/12	9:00	Kimball Elem. - Concord	4 / 20
5/12	10:00	New Franklin - Portsmouth	4 / 45
5/12	12:00	Dondero - Portsmouth	4 / 42
5/13	8:30	Concord Christian	4 / 20
5/13	9:45 & 10:45	Campton Elem.	4 / 42
5/13	12:00	Deerfield Community Sch.	4 / 18
5/13	12:00	Webster Elem.	4 / 17
5/14	9:30 & 10:30	Epsom Central	4 / 45
5/14	1:00	Berlin Middle	8 / 40
5/15	9:30 & 10:30	Henry Moore - Candia	4 / 48
5/15	12:30	Maple Street Elem. - Contoocook	4 / 40

5/15	1:30	Homeschool Group - Alexandria	2-9/15
5/15	1:30	Lighthouse Christian - Rochester	K-12/19
5/18	10:00 & 12:00	Garrison Elem. - Dover	4 / 50
5/18	1:00	Faith Christian - Bedford	4 / 18
5/18	1:00	SE NH Christian Academy - Somersworth	4 / 10
5/19	10:00 & 12:00	Garrison Elem. - Dover	4 / 50
5/19	1:00	Grace Christian - Merrimack	4 / 9
5/19	1:00	Salem Christian - Salem	4 / 17
5/20	9:30 & 11:00	Thorton's Ferry - Merrimack	4 / 50
5/20	1:30	Northwood Area Schoolers	1-6/15
5/21	9:30 & 11:00	Thorton's Ferry - Merrimack	4 / 50
5/21	Tentative	Kingswood Regional HS - Wolfeboro	HS/50
5/22	9:30 & 11:00	Thorton's Ferry - Merrimack	4 / 50
5/26	10:00 & 11:00	Fred C. Underhill - Hooksett	3 / 50
5/26	12:30	Dunbarton Elem.	4 / 35
5/27	10:00;11:00;12:00	DJ Bakie School - Kingston	4 / 90
5/28	10:00 & 11:15	DR. H.O. Smith - Hudson	4 / 50
5/28	Tentative	Kingswood Regional HS - Wolfeboro	HS/50
5/29	10:00 & 11:15	DR. H.O. Smith - Hudson	4 / 50
5/29	12:30	Antrim Elem.	4 / 37

NOTICE

The **25th Annual Bill White Memorial Legislative Golf Tournament** is scheduled for Friday, June 19 at the John Cain Golf Club in Newport. The entry fee for this annual tourney is $55 per person and includes greens fee, cart, dinner and prizes. A *shot-gun* start is scheduled for 9:00 a.m. The format is "Captain and Crew." Sign-up as a foursome or sign-up by yourself and be placed in a foursome. A maximum of 120 players will be allowed. Please return your entry and payment no later than June 5th to Sandy Wheeler at the LOB Lobby desk. (Checks should be made payable to David S. Saltmarsh.)

Reps. Gene G. Chandler and Peter H. Burling

25th Annual Bill White Memorial Legislative Golf Tournament

Names (1)_(2)

(3)_(4)

Telephone No: _____ Amount Enclosed: _____

THURSDAY, MAY 7

AMENDMENT CALENDAR

(LISTED IN NUMERICAL ORDER)

1998-1496h

Amendment to HB 1000-FN-LOCAL

Proposed by the Committee on Finance

Amend the bill by replacing all after section 3 with the following:

4 Revenue Bonds. Amend RSA 237-A:2 to read as follows:

237-A:2 Issuance of Revenue Bonds. The state may issue bonds under this chapter to be known as "turnpike system revenue bonds." The bonds may be issued from time to time for the purpose of financing the project costs of construction of any turnpike or of paying or refunding any bonds issued pursuant to RSA 237 or interest thereon. Any such bonds issued to pay or refund bonds issued pursuant to RSA 237 or interest thereon may be issued in sufficient amount to cover items described in RSA 237-A:7. Bonds issued hereunder shall be special obligations of the state and the principal of, premium, if any, and interest on all bonds shall be payable solely from the particular funds provided therefor under this chapter. The bonds shall be issued by the treasurer in such amounts as the governor and council shall determine, not exceeding in the aggregate [~~$550,000,000~~] ***$586,050,000***. Bonds of each issue shall be dated, shall bear interest at such rate or rates, including rates variable from time to time as determined by such index, banker's loan rate or other method as may be determined by the treasurer, and shall mature at such time or times as may be determined by the treasurer, except that no bond shall mature more than 40 years from the date of its issue. Bonds may be made redeemable before maturity either at the option of the state or at the option of the holder, or on the occurrence of specified events, at such price or prices and under such terms and conditions as may be fixed by the treasurer prior to the issue of bonds. The treasurer shall determine the form and details of bonds. Subject to RSA 93-A, the bonds shall be signed by the treasurer and countersigned by the governor. The bonds may be sold in such manner, either at public or private sale, for such price, at such rate or rates of interest, or at such discount in lieu of interest, as the treasurer may determine.

5 Appropriation. In addition to any other funds appropriated to the department of transportation, there is hereby appropriated to the department the sum of $311,600 for the biennium ending June 30, 1999, for the purposes of the radio system upgrade-statewide in 1995, 309:4, I, A as amended by 1997, 349:34, XXXVI. This appropriation shall be a charge against the turnpike fund.

6 Effective Date.

I. Section 5 of this act shall take effect upon its passage.

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

1998-1403h

Amendment to HB 1680-FN-A-LOCAL

Proposed by the Committee on Executive Departments and Administration - C

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

AN ACT authorizing positions for the administration of retiree's health benefits by the New Hampshire retirement system and making an appropriation therefor.

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

1 Positions Authorized. The New Hampshire retirement system is authorized to employ a program specialist I, salary grade 18, and a program assistant I, salary grade 11, for the purpose of the administration of health benefits of state agency retirees.

2 Appropriation. The sum of $74,850 is hereby appropriated for fiscal year 1999 to the NewHampshire retirement system for the purpose of salary, benefits, and equipment for the positions authorized in section 1 of this act. The appropriation made pursuant to this section shall be made from the general fund or other applicable state agency funding sources. The governor is authorized to draw a warrant for any general fund sums out of any money in the treasury not otherwise appropriated.

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

AMENDED ANALYSIS

The bill allows the retirement system to hire 2 positions for the purpose of administering health care benefits for state agency retirees.

1998-1450h

Amendment to SB 313

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

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

AN ACT requiring compliance with the Military Selective Service Act as a condition to receiving certain state education and employment benefits, and clarifying the procedure for making Persian Gulf War service bonus payments.

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

2 Persian Gulf War Service Bonus Payments; Manifest and Warrant Added. Amend RSA115-A:10 to read as follows:

The director of the veterans council shall from time to time prepare a roster of the names of persons who have qualified for the bonus ***under RSA 115-A:9,*** and shall certify the same to the state treasurer***, and prepare a manifest to authorize the state treasurer to make payments from funds not otherwise appropriated. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated***.

AMENDED ANALYSIS

This act requires compliance with the Military Selective Service Act as a condition for receiving state educational and employment benefits including: state employment, enrollment in a state-supported institution of higher education, and the receipt of state funded educational assistance, including federally funded aid accepted by the state. This act also authorizes the governor to draw a warrant to pay Persian Gulf War service bonus payments to eligible veterans.

1998-1546h

Amendment to SB 313

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

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

AN ACT clarifying the procedure for making Persian Gulf War service bonus payments.

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

1 Persian Gulf War Service Bonus Payments; Manifest and Warrant Added. Amend RSA115-A:10 to read as follows:

115-A:10 Roster. The director of the veterans council shall from time to time prepare a roster of the names of persons who have qualified for the bonus ***under RSA 115-A:9,*** and shall certify the same to the state treasurer***, and prepare a manifest to authorize the state treasurer to make payments from funds not otherwise appropriated. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated***.

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

AMENDED ANALYSIS

This act authorizes the governor to draw a warrant to pay Persian Gulf War service bonus payments to eligible veterans.

1998-1560h

Amendment to SB 321-FN-LOCAL

Proposed by the Committee on Education - R

Amend RSA 198:15-b, VI as inserted by section 1 of the bill by replacing it with the following:

VI. For the purposes of calculating a grant under this section, should the school districts of Barnstead, Gilmanton, and Pittsfield, or any combination thereof, enter into a joint maintenance agreement prior to July1,2003, to build a high school pursuant to RSA 194:21, any 2 or more such districts shall be considered a single cooperative school district in accordance with RSA 195.

AMENDED ANALYSIS

This bill provides that if the towns of Barnstead, Gilmanton, and Pittsfield, or any combination thereof, enter a joint maintenance agreement to build a high school, any 2 or more such districts will be considered a single cooperative school district for the purposes of obtaining school building aid.

1998-1531h

Amendment to SB 341

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

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

AN ACT relative to the implementation of electric utility restructuring.

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

1 Statement of Intent. The general court finds that:

I. Circumstances beyond the control of the public utilities commission may delay implementation of electric utility restructuring and customer choice beyond July 1, 1998. Further delay will harm the state's economy and cause a continued burden on the state's citizens, commerce, and industry.

II. Delays resulting from court orders have heightened the need to consider negotiated settlements to expedite restructuring, near term rate relief for customers, and customer choice.

III. The distinction between transition service and default service needs to be clarified.

IV. There should be a transition service procured through competitive means. The commission should ensure that the terms of transition service accomplish the principle of near term rate relief while taking into account the need for developing customer choice.

V. Procuring transition service through competitive means in RSA 374-F:3, V, as amended by this act, includes, but is not limited to:

(a) The option of establishing a ceiling price for transition service, separate from or in conjunction with the competitive sale of electric-utility-owned or affiliate-owned generation assets, entitlements, and power purchase contracts, whereby such ceiling pricing constitutes a fixed rate or price path, that rises over time; and

(b) The option of having transition service supplied by the current owner of such generation assets while the sale is pending and by the purchaser of such generation assets after the sale is closed, for the duration of the term that transition service is available.

2 New Section; Public Utilities; Definition of Terms; Utilities Exempted; Electric Generation Companies, When Public Utilities. Amend RSA 362 by inserting after section 4-b the following new section:

362:4-c Electric Generation Companies, When Public Utilities.

I. The term "public utility" shall not include any corporation, company, association, limited liability company, joint stock association, partnership or person, their lessees, trustees or receivers appointed by any court, solely by virtue of owning, operating, or managing any plant or equipment or any part of the same which has received a certificate of site and facility as an energy facility or as a bulk power supply facility pursuant to RSA 162-H after July 1, 1998, or are sold after July 1, 1998, for the generation or sale of electricity or for transmission of electricity from such a plant to an interconnection with the transmission grid. General or facility-specific safety and reliability standards established by the commission for electric generation facilities shall also apply to those facilities exempted from public utility regulation under this paragraph.

II. Any entity exempted by this section may seek public utility status from the commission if it so chooses.

3 New Paragraph; Public Utilities; Electric Utility Restructuring; Definitions; Default Service Added. Amend RSA 374-F:2 by inserting after paragraph I the following new paragraph:

I-a. "Default service" means electricity supply that is available to retail customers who are otherwise without an electricity supplier and are ineligible for transition service.

4 New Paragraph; Public Utilities; Electric Utility Restructuring; Definitions; Transition Service Added. Amend RSA 374-F:2 by inserting after paragraph IV the following new paragraph:

V. "Transition service" means electricity supply that is available to existing retail customers prior to each customer's first choice of a competitive electricity supplier and to others, as deemed appropriate by the commission.

5 Public Utilities; Electric Utility Restructuring; Restructuring Policy Principles; Universal Service; Transition Service and Default Service. Amend RSA 374-F:3, V to read as follows:

V. Universal Service.

(a) Electric service is essential and should be available to all customers. A utility providing distribution services must have an obligation to connect all customers in its service territory to the distribution system. A restructured electric utility industry should provide adequate safeguards to assure universal service. Minimum residential customer service safeguards and protections should be maintained. Programs and mechanisms that enable residential customers with low incomes to manage and afford essential electricity requirements should be included as a part of industry restructuring.

(b) As competitive markets emerge, customers should have the option of stable and predictable ceiling electricity prices through a reasonable transition period, consistent with the near term rate relief principle of RSA 374-F:3, XI. Upon the implementation of retail choice, transition service should be available for at least 2 but not more than 4 years after the start of competition, for customers who have not yet chosen a competitive electricity supplier. Transition service should be procured through competitive means and may be administered by independent third parties. The price of transition service should increase over time to encourage customers to choose a competitive electricity supplier during the transition period. Such transition service should be separate and distinct from default service.

(c) Default service should be designed to provide a temporary safety net and to assure universal access and system integrity. Default service should be procured through the competitive market and based on short-term market prices, and may be administered by independent third parties. The cost of administering default service should be borne by the customers of default service. If the commission determines it to be in the public interest, the commission may implement measures to discourage misuse, or long-term use, of default service. Revenues, if any, generated from such measures should be used to defray stranded costs.

(d) The commission should establish transition and default service appropriate to the particular circumstances of each jurisdictional utility.

6 Public Utilities; Electric Utility Restructuring; Implementation; Date. RSA 374-F:4, I is repealed and reenacted to read as follows:

I. The commission is authorized to require the implementation of retail choice of electric suppliers for all customer classes of utilities providing retail electric service under its jurisdiction. The commission shall require such implementation at the earliest date determined to be in the public interest by the commission. However, in no event may the implementation be delayed beyond July 1, 1998 without legislative approval or a finding of public interest by the commission that delay is required due to events beyond the control of the commission. In addition, at the earliest practical date, the commission should make effective the unbundling of components of rates into at least distribution, transmission, and generation for each jurisdictional utility.

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

AMENDED ANALYSIS

This bill establishes electric utility restructuring policy principles for default service and transition service. This bill also provides that implementation of electric utility restructuring may be delayed by a finding of the public utilities commission that delay is required due to events beyond the control of the commission.

1998-1368h

Amendment to SB 352

Proposed by the Committee on Executive Departments and Administration - C

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

1 Electrologists; Continuing Education Requirements. Amend RSA 314:5 to read as follows:

314:5 Renewal of License***; Continuing Education Requirement***. Licenses issued under this chapter shall be subject to renewal every 2 years and shall expire unless renewed in accordance with rules adopted by the commissioner under RSA 314:8, IV, and upon payment of any fees required under RSA 314:10. ***Applicants for renewal shall also be required to complete 20 hours of continuing education related to the practice of electrology during the prior 2 years; provided that 10 hours of such continuing education shall be in didactic, live courses.***

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

1998-1517h

Amendment to SB 383

Proposed by the Committee on Health, Human Services and Elderly Affairs - C

Amend the bill by replacing paragraph I of section 2 with following:

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

(a) Three members of the senate, one of whom shall be a member of the public institutions, health and human services committee, appointed by the president of the senate.

(b) Three members of the house of representatives, one of whom shall be a member of the health, human services, and elderly affairs committee, appointed by the speaker of the house.

Amend the bill by replacing section 6 with the following:

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

1998-1167h

Amendment to SB 392

Proposed by the Committee on Judiciary and Family Law - C

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

1 Report to Law Enforcement; Child Interview. Amend the introductory paragraph of RSA169-C:38, IV to read as follows:

IV. Law enforcement personnel or department employees who are trained caseworkers shall have the right to enter any public place, including but not limited to schools and child care agencies, for the purpose of conducting an interview with a child, ***with or*** without the consent or notification of the parent or parents of such child, if there is reason to believe that the child has been:

2 Interview of Child; Video or Audio Recording Required. Amend RSA169-C:38, V to read as follows:

V. For any interview conducted pursuant to paragraph IV, [~~every effort shall be made to video-tape the interview with the child. If the interview cannot be video-taped, it shall be recorded~~] ***the interview with the child shall be video-taped if possible. If the interview is video-taped, it shall be video-taped in its entirety. If the interview cannot be video-taped in its entirety, an audio recording of the entire interview shall be made***.

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

AMENDED ANALYSIS

This bill requires that when interviewing a minor, with or without the consent of such minor's parent or parents, law enforcement personnel make either a video tape or audio tape recording of the entire interview.

1998-1490h

Amendment to SB 402

Proposed by the Committee on Environment and Agriculture - C

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

AN ACT codifying the pet overpopulation committee.

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

1 New Subdivision; Pet Overpopulation Committee. Amend RSA 437-A by inserting after section 6 the following new subdivision:

Pet Overpopulation Committee

437-A:7 Committee Established; Membership.

I. There is hereby established a committee to study pet overpopulation in New Hampshire and its relationship to the spread of rabies and threat to the public health. The committee membership shall be as follows:

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

(b) Two members of the senate, or their designees, appointed by the president of the senate.

(c) The commissioner of agriculture, or designee.

(d) The director of the division of public health services, or designee.

(e) The executive director of the fish and game department, or designee.

(f) A representative of the New Hampshire Veterinary Medical Association, appointed by such organization.

(g) A representative of the New Hampshire Federation of Humane Organizations, appointed by such organization.

(h) A representative of the New Hampshire Municipal Association, appointed by such organization.

(i) A representative of the City and Town Clerks Association, appointed by such organization.

(j) A representative of dog breeders, appointed by the governor.

(k) A public member, appointed by the governor.

(l) A representative of cat breeders, appointed by the governor.

II. The term of office for the members appointed pursuant to subparagraphs I(f) -(l) shall be 3 years; provided that the initial terms shall be as follows: the members in subparagraphs (f) and (h) shall serve for 3 years, the members in subparagraphs (g), (j), and (k) shall serve for 2 years, and the members in subparagraphs (i) and (l) shall serve for one year. The members in subparagraphs I(a) - (e) shall serve terms which are coterminous with their terms in office.

III. The members shall elect annually from among their number a chairperson. A member shall hold office until a successor has been appointed and qualified. The members shall serve without compensation; provided that the legislative members shall receive mileage at the legislative rate.

437-A:8 Duties. The primary duties of the committee shall be to study the economic, human, and public health impacts of cat and dog overpopulation in the state and the lack of compliance with dog licensing and rabies vaccination statutes. The committee shall make recommendations to reduce the number of stray and homeless cats and dogs in the state, to reduce the number of healthy cats and dogs killed in animal shelters and to increase compliance with dog licensing and rabies vaccination statutes.

437-A:9 Report. The committee shall submit an annual report its findings and recommendations, including any proposed legislation, to the speaker of the house, the house environment and agriculture committee, the president of the senate, and the governor beginning on or before November 1, 1998.

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

AMENDED ANALYSIS

This bill codifies the pet overpopulation committee and requires the committee to submit an annual report.

1998-1294h

Amendment to SB 405

Proposed by the Committee on Finance

Amend the bill by replacing section 1 with the following:

1 Audited Financial Report; Available to the Public. Amend RSA 21-I:8, I(h) to read as follows:

(h) Not later than 90 days after the close of the fiscal year, unless the governor and council for good cause shall extend such period, complete a comprehensive annual report concerning the preceding fiscal year that details the financial condition and operation of the state during that period in a manner consistent with generally accepted accounting principles. Said report shall subsequently be audited by the legislative budget assistant who may designate a certified public accountant not employed in the state service to conduct the annual audit and may accept the findings and report of the certified public accountant as fulfilling the provisions of this section provided that in either case said audit shall be conducted in accordance with prevailing standards and practices of governmental auditing specified by authoritative national standard setting bodies. ***The audited report shall be completed and available to the public by December 31 of each year unless for good cause the joint legislative fiscal committee shall extend such period.***

1998-1280h

Amendment to SB 446

Proposed by the Committee on Judiciary and Family Law - C

Amend the bill by replacing section 2 with the following:

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

1998-1471h

Amendment to SB 451-FN-LOCAL

Proposed by the Committee on Education - R

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

1 New Sections; Accessibility of Assessment Materials; Anonymity of Results. Amend RSA193-C by inserting after section 9 the following new sections:

193-C:10 Accessibility of Assessment Materials. After the assessment results are released to the department, a pupil's parent or legal guardian shall have the right to inspect and review their child's assessment booklet and answer or response sheets. A parent or legal guardian shall direct their request for inspection or review to the department, and the department shall have no more than 45 days to comply with such request. The commissioner shall adopt rules, pursuant to RSA 541-A, to implement procedures for the review and inspection of assessment materials. These rules shall provide parents and legal guardians with the same rights accorded to them under the Family Educational and Privacy Rights Act, 20 U.S.C. 1232g.

193-C:11 Anonymity of Pupil Assessment Results; Parental Authorization Required. Individual pupil names or codes contained in the statewide assessment results, scores, or other evaluative materials shall be deleted for the purposes of records maintenance and storage of such results or scores at the department of education, unless a parent or legal guardian provides written authorization otherwise, or as required under federal law. Individual pupil results shall be made available to a parent, a legal guardian, or the pupil's school in accordance with the Family Educational Rights and Privacy Act, 20 U.S.C. section 1232g.

2 Effective Date. This act shall take effect January 1, 1999.

AMENDED ANALYSIS

This bill guarantees parents and legal guardians the right to inspect and review a pupil's assessment materials within 45 days of a request made to the department of education. The bill also provides that assessment results obtained from the statewide education assessment and improvement program stored at the department of education shall not include individual pupil names or codes.

1998-1470h

Amendment to SB 465-FN

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

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

AN ACT relative to the disposition of firearms which are voluntarily surrendered to the state and relative to appeals from a denial, suspension, or revocation of a license to carry a loaded pistol or revolver.

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

2 Burden of Proof; Appeal From Denial, Suspension or Revocation. Amend RSA 159:6-c to read as follows:

159:6-c Appeal from Denial, Suspension***,*** or Revocation. Any person whose application for a license to carry a loaded pistol or revolver has been denied pursuant to RSA 159:6 or whose license to carry a loaded pistol or revolver has been suspended or revoked pursuant to RSA 159:6-b may within 30 days thereafter, petition the district or municipal court in the jurisdiction in which such person resides to determine whether the petitioner is entitled to a license. The court shall conduct a hearing within 14 days after receipt of the petition [~~and~~]***. During this hearing the burden shall be upon the issuing authority to demonstrate by clear and convincing proof why any denial, suspension, or revocation was justified, failing which the court shall enter an order directing the issuing authority to grant, or reinstate, the petitioner's license. The court*** shall issue its decision not later than 14 days after the hearing on whether the petitioner is entitled to a license.

3 Effective Date.

I. Section 2 of this act shall take effect January 1, 1999.

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

AMENDED ANALYSIS

This bill prohibits state agencies from operating a firearm "voluntary surrender and destroy" program. Firearms which are voluntarily surrendered to state agencies shall be sold at public auction or kept by the state agencies for their own use.

The bill also places the burden of proof in an appeals hearing on the issuing authority to demonstrate, by clear and convincing

evidence, why a denial, suspension, or revocation of a license to carry a loaded pistol or revolver is justified.

1998-1344h

Amendment to SB 487

Proposed by the Majority of the Committee on Judiciary and Family Law - R

Amend RSA 463:19, II as inserted by section 1 of the bill by replacing it with the following:

II. Except as limited by statute or order of the court, the guardian of the estate shall have the power to perform, without court authorization, every act which persons of prudence, discretion, and intelligence, and exercising judgment and care as in the management of their own affairs, would perform, including but not limited to, the powers specified in the Uniform Trustee's Powers Act pursuant to RSA564-A:3***. The guardian of the estate, with court authorization, shall have the power to create and fund a trust, to terminate at some time after the termination of the guardianship, for the benefit of the minor into which all or part of such minor's estate may be transferred. Except in the case of a special needs trust as defined in RSA 564:23, II, the trust shall not continue beyond the twenty-fifth birthday of the minor***.

1998-1314h

Amendment to SB 493

Proposed by the Committee on Resources, Recreation and Development - C

Amend the bill by replacing section 3 with the following:

3 Membership. The members of the commission shall be as follows:

I. Six members appointed by the president of the senate as follows:

(a) Two members of the senate; and

(b) Four public members who shall represent the following interests: natural resources; cultural resources; business and industry; and municipalities.

II. Six members appointed by the speaker of the house of representatives as follows:

(a) Two members of the house; and

(b) Four public members who shall represent the following interests: natural resources; cultural resources; travel and tourism; and recreation.

III. The commissioner of the department of cultural affairs, or designee.

IV. The commissioner of the department of environmental services, or designee.

V. The commissioner of the department of resources and economic development, or designee.

VI. The commissioner of the department of agriculture, markets, and food, or designee.

VII. The executive director of the fish and game department, or designee.

VIII. Three public members appointed by the governor, who shall represent the following interests: natural resources; cultural resources; and; regional and local planning.

Amend the bill by replacing sections 5-6 with the following:

5 Chairperson; Quorum. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Eleven members of the commission shall constitute a quorum.

6 Report. The commission shall report its preliminary findings and any recommendations for action to the senate president, the speaker of the house of representatives, and the governor on or before November 30, 1998. The commission shall submit its final

report of findings and recommendations for action to the senate president, the speaker of the house of representatives, and the governor on or before November 30, 1999.

1998-1472h

Amendment to SB 498

Proposed by the Committee on Judiciary and Family Law - C

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

2 Interference With Custody. Amend RSA 633:4, I and II to read as follows:

I. A person is guilty of a class B felony if[~~:~~

~~(a) He~~] ***such person*** knowingly takes from this state or entices away from this state any child under the age of 18, or causes any such child to be taken from this state or enticed away from this state, with the intent to detain or conceal such child from a parent, guardian or other person having lawful [~~charge of such child; and~~

~~(b) He does not have a right of custody with respect to such child~~] ***physical custody or physical custodial rights as described in RSA 458:17, IV***.

II. A person is guilty of a misdemeanor if[~~:~~

~~(a) He~~] ***such person*** knowingly takes, entices away, detains or conceals any child under the age of 18, or causes any such child to be taken, enticed away, detained or concealed, with the intent to detain or conceal such child from a parent, guardian or other person having lawful [~~charge of such child; and~~

~~(b) He does not have a right of custody with respect to such child~~] ***physical custody or physical custodial rights as described in RSA 458:17***.

1998-1491h

Amendment to SB 502-FN

Proposed by the Committee on Judiciary and Family Law - C

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

1 Solemnization of Marriages; Federal Judges and Magistrates Added. Amend RSA 457:31 to read as follows:

457:31 Who May Solemnize. Marriage may be solemnized by a justice of the peace as commissioned in the state; by any minister of the gospel in the state who has been ordained according to the usage of his ***or her*** denomination, resides in the state, and is in regular standing with the denomination; by any clergyman who is not ordained but is engaged in the service of the religious body to which he ***or she*** belongs, resides in the state, after being licensed therefor by the secretary of state; and within his ***or her*** parish, by any minister residing out of the state, but having a pastoral charge wholly or partly in this state***; by judges of the United States appointed pursuant to Article III of the United States Constitution, or by United States magistrate judges appointed pursuant to federal law***.

2 New Section; License and Fee; Judges of the United States. Amend RSA 457 by inserting after section 32 the following new section:

457:32-a Judges of the United States. The secretary of state may issue a special lifetime license to a judge of the United States residing in this state who is appointed pursuant to Article III of the United States Constitution, or to a United States magistrate judge residing in this state and appointed pursuant to federal law, to marry a couple within the state. There shall be a one time fee of $25 for such license and the secretary of state shall maintain a record of all special lifetime licenses issued. A copy of the marriage license of the couple proposed to be married shall be filed with the secretary of state who shall maintain a permanent record of all such marriage licenses and the name and residence of the judge or magistrate performing the ceremony.

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

1998-1404h

Amendment to SB 504

Proposed by the Committee on Executive Departments and Administration - C

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

1 New Section; Members of Predecessor Systems. Amend RSA 100-A by inserting after section 33 the following new section:

100-A:33-a Members of Predecessor Systems. Notwithstanding RSA 100-A:33 or any other provisions of law, any person who is a member of any predecessor system of the New Hampshire retirement system and is currently receiving benefits, or upon that person's retirement, death, disability, or termination, shall, upon the payment of any actuarially determined accrued liability cost, be considered to have been a full member of the New Hampshire retirement system for the entire period of creditable service in either system and shall receive all benefits to which he or she is entitled as a full member of the New Hampshire retirement system.

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

AMENDED ANALYSIS

This bill provides that members of predecessor systems of the retirement system, RSA 100-A, shall, after payment of certain costs, be considered full members entitled to benefits of the retirement system.