

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. Friday, August 28, 1998 No. 69

Contains: Notices, Work Sessions and Order Form for 1998 Permanent Journal

HOUSE CALENDAR

NOTICE

MEMBERS OF THE HOUSE:

The House will meet in session on Thursday, September 10, at 10:00 a.m. The Finance Committee will be meeting on Tuesday, September 1, to finish its work on the Claremont related bills. Although no date has been set, the Committee of Conference on HB 1075 will be meeting soon. Please stay tuned as we progress toward the September 10th session day. The House Calendar will be mailed on Thursday next week so that all members will receive it before the long Labor Day weekend and Primary Day.

Donna Sytek, Speaker

NOTICE

There will be a Democratic Caucus on Thursday, September 10 at 9:00 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter Hoe Burling, Democratic Leader

NOTICE

Due to the Labor Day holiday, the House Calendar will close at noon on Wednesday, September 2. Please give notice of scheduled meetings as early as possible for publication. The calendar will be mailed on Thursday, September 3. Weekly publication of the calendar will resume the following week with a return to Thursday closing at noon and Friday mailing.

Karen O. Wadsworth

Clerk of the House

HOUSE DEADLINES

House Rule 64:

June 10, 1998

Last day to act on all bills, excluding those related to the Claremont decision.

June 16, 1998

Final day to sign-off all Committee of Conference Reports at 5:00 p.m., excluding those related to the Claremont decision.

June 18, 1998

Last day to act on Committee of Conference Reports, excluding those related to the Claremont decision.

June 22, 1998

All bills to the Governor, excluding those related to the Claremont decision.

After June 4, 1998, any bills or messages which are received from the Senate concerning the Claremont decision shall be subject to deadlines to be established at a future date.

September 9, 1998, Wednesday

First day for incumbents who are candidates for the House to file LSR's with complete information.

October 5, 1998, Monday

The 10-day sign-off deadline begins (Rule38 (b))

October 30, 1998, Friday

Final day to file, with the Clerk of the House, all 1998 interim study reports.

November 4, 1998, Wednesday

First day for new members to file LSR's with complete information.

November 6, 1998, Friday

Final day to file, with complete information, all bill drafting requests from 1998 interim study work.

COMMITTEE OF CONFERENCE

HB 1075-FN-A-L, defining a constitutionally adequate public education, providing additional funding for education aid and/or property tax relief and relative to teacher renomination and the application of teacher professional performance standards. (Reps. Lozeau, Kurk, Henderson and Burling; Sens. Frederick W. King, Gordon and John King; Alternates: Johnson and Squires)

LAIID ON TABLE

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

COMMITTEE MEETINGS

MONDAY, AUGUST 31

JUDICIAL PENSIONS STUDY (HB 300, Chapter 192, Laws of 1997), Room 202, LOB

9:00 a.m. Regular meeting.

TUESDAY, SEPTEMBER 1

EARLY CARE AND EDUCATION REGULATION OF PERSONNEL STUDY, (HB 1438, Chapter 82:1, Laws of 1998), Room 202, LOB

9:30 a.m. Regular meeting.

FINANCE - (DIVISION II), ROOM 209, LOB

10:00 a.m. Work and executive session on all bills and CACRs relating to the Claremont decision.

FINANCE - (DIVISION III), ROOM 210-211, LOB

11:00 a.m. Work and executive session on ***SB 409-FN***, relative to long-term care and extending the moratorium on new nursing home beds.

FINANCE, Rooms 210-211, LOB

1:00 p.m. Rescheduled full committee executive session on all bills and CACRs related to the Claremont decision and on ***SB 409-FN***, relative to long-term care and extending the moratorium on new nursing home beds.

LONG-TERM CARE INSTITUTE BOARD (RSA 126-L:2), Rooms 205, LOB

10:00 a.m. Board of Directors meeting.

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

3:00 p.m. Regular meeting.

NEW HAMPSHIRE ECONOMIC DEVELOPMENT FUND REVIEW COMMITTEE (RSA 12-A:2-f), Room 103, State House

10:00 a.m. Regular meeting.

UPDATING NEW HAMPSHIRE LAWS RELATED TO FENCES STUDY, (HB 1154, Chapter 62:1, Laws of 1998), Room 301, LOB

9:00 a.m. Regular meeting.

WEDNESDAY, SEPTEMBER 2

PRESERVATION OF AND ACCESS TO RECORDS OF LEGISLATION AT ARCHIVES (HB 111, Chapter 36:2, Laws of 1998), Records Management and Archives, 71 South Fruit Street, Concord

1:00 a.m. Regular meeting.

THURSDAY, SEPTEMBER 3

ELECTION LAW, Room 308, LOB

10:00 a.m. Subcommittee work session on ***HB 647***, relative to a centralized computer checklist of

voters and making an appropriation therefor.

STRATEGIES FOR INCREASING PARENTAL INVOLVEMENT IN PUBLIC EDUCATION STUDY, (HB 1159, Chapter 31:1, Laws of 1998), Room 207, LOB

9:00 a.m. Organizational meeting.

TUESDAY, SEPTEMBER 8

NEW PUBLIC-PRIVATE PARTNERSHIP TO CONSERVE NEW HAMPSHIRE'S NATURAL, CULTURAL, AND HISTORICAL RESOURCES FEASIBILITY STUDY COMMISSION (SB 493, Chapter 161:2, Laws of 1998), Room 308, LOB

2:00 p.m. Regular meeting.

WEDNESDAY, SEPTEMBER 9

ADOPTION OF A SINGLE SALES FACTOR APPORTIONMENT METHOD FOR BUSINESS TAXATION PURPOSES STUDY, (HB 1497, Chapter 49:2, Laws of 1998), Room 209, LOB

10:00 a.m. Organizational meeting.

ALAN B. SHEPARD PARK COMMISSION (HB 687, Chapter 94:1, Laws of 1997), Derry Town Hall

10:00 a.m. Regular meeting.

CHILD CARE AND FAMILY RESOURCE GROUP STUDY, (SB 360, Chapter 122:2, Laws of 1998), Room 205, LOB

10:00 a.m. Organizational meeting.

ELECTRIC RATE REDUCTION FINANCING COMMITTEE, (HB 651, Chapter 263:1, Laws of 1998), Room 304, LOB

1:00 p.m. Organizational meeting.

PERMISSIBLE FIREWORKS REVIEW COMMITTEE (RSA 160-B:23), Richard M. Flynn Fire Academy, 222 Sheep Davis Road (Route 106), Concord

9:30 a.m. Regular meeting.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Telecommunications subcommittee work session on ***HB 1535***, relative to local telephone calling areas and long distance access charges and ***HB 1632-FN-A-LOCAL***, promoting the development of telecommunications planning and coordination at a statewide level, establishing incentives for local government investment in telecommunications infrastructure, and permitting local governments to franchise or otherwise levy and collect payments for use of the rights-of-way.

THURSDAY, SEPTEMBER 10

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

Immediately following the House session, time permitting.

Rescheduled Utilities subcommittee work session on ***HB 1560-FN-A***, reestablishing the New Hampshire energy authority, making an appropriation therefor, and directing it to explore the acquisition of the transmission and distribution system of the Public Service Company of New Hampshire, ***HB 1662-FN***, restructuring the nuclear decommissioning finance committee and the office of the consumer advocate and amending laws relative to atomic energy to reflect the policies of electric utility restructuring, ***HJR 20***, finding that the contract requiring Public Service Company of

NewHampshire to assume financial responsibility for a decision by Northeast Utilities to acquire additional nuclear generating capacity has the potential to raise PSNH rates and was executed in violation of the 1989 Rate Agreement between Northeast Utilities and the state of New Hampshire and in violation of state law and **SB 326**, relative to representation and costs in utility rate proceedings.

FRIDAY, SEPTEMBER 11

COMMISSION TO STUDY SPECIAL EDUCATION ISSUES, (SB 462, Chapter 267:2, II, Laws of 1998), Room 102, LOB

10:00 a.m. Regular meeting.

IN-HOME SUPPORT SERVICES FOR CHILDREN WITH DISABILITIES FUNDING STUDY, (SB 443, Chapter 160:1, Laws of 1998), Room 101, LOB

1:00 p.m. Public hearing. Department of Health & Human Services Medicaid Program representative will present funding issues.

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

10:00 a.m. Regular meeting.

MONDAY, SEPTEMBER 14

AUTHORITY, FUNCTIONS, DUTIES, FUNDING AND RESPONSIBILITIES OF THE BUREAU OF EMERGENCY MEDICAL SERVICES STUDY, (HB 1150, Chapter 30:1, Laws of 1998), Fire Standards and Training, Sheep Davis Road, Concord

1:00 p.m. Tour of facility.

2:00 p.m. Regular meeting.

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

1:00 p.m. Complaint hearings.

BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2), Room 205, LOB

2:00 p.m. Regular meeting.

SUPERVISION OF JUVENILES ON PROBATION OR PAROLE STUDY, (SB 479, Chapter 219:1, Laws of 1998), Room 101, LOB

9:00 a.m. Regular meeting.

TUESDAY, SEPTEMBER 15

DRIVER TRAINING PROGRAMS FOR OLDER DRIVERS STUDY, (SB 316, Chapter 212:1, Laws of 1998), Room 102, LOB

10:00 a.m. Regular meeting.

HOME SCHOOL STUDENTS ACCESS TO PUBLIC SCHOOL FACILITIES AND PROGRAMS STUDY (HB 1247, Chapter 34:1, Laws of 1998), Room 205, LOB

3:00 p.m. Regular meeting.

LAND USE MANAGEMENT AND PROTECTION AND PRESERVATION OF THE STATE'S FARMLAND, RURAL CHARACTER AND ENVIRONMENTAL QUALITY AGAINST LOW DENSITY SPRAWL, URBAN AS WELL AS

RURAL, AND THE LOSS OF SENSE OF PLACE STUDY, (HB 1238, Chapter 197:2, Laws of 1998), Room 305, LOB

11:00 a.m. Regular meeting.

MARINE PATROL SERVICES STUDY, (HB 1605, Chapter 178:1, Laws of 1998), Room 204, LOB

9:00 a.m. Regular meeting.

NEW HAMPSHIRE COUNCIL ON APPLIED TECHNOLOGY AND INNOVATION (RSA 12-H:1), Room 304, LOB

9:00 a.m. Regular meeting.

10:00 a.m. Joint meeting with Telecommunications Oversight Committee (RSA 374:22-h).

**SERVICES PROVIDED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES UNDER THE STATE
SUBSTANCE ABUSE DELIVERY SYSTEM, (HB 1174, Chapter 247:1, Laws of 1998), Room 205,LOB**

10:00 a.m. Organizational meeting.

TELECOMMUNICATIONS OVERSIGHT COMMITTEE (RSA 374:22-h), Room 304,LOB

10:00 a.m. Joint meeting with New Hampshire Council on Applied Technology and Innovation (RSA 12-H:1).

WEDNESDAY, SEPTEMBER 16

**ALLOWING PRIVATE NONPROFIT SMALL BUSINESS HEALTH CARE INSURANCE PURCHASING GROUPS TO
FORM AND CONDUCT BUSINESS IN NEW HAMPSHIRE STUDY, (SB 494, Chapter 259:1, Laws of 1998), Room 302,
LOB**

10:00 a.m. Regular meeting.

**CABLE CONSUMERS AND THE ENHANCEMENT OF CABLE ELECTRONIC SERVICES PROTECTION STUDY,
(HB 1651, Chapter 52:1, Laws of 1998), Room 304, LOB**

10:00 a.m. Regular meeting.

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

9:00 a.m. Regular business.

INSURANCE COVERAGE FOR INFERTILITY STUDY, (SB 357, Chapter 92:1, Laws of 1998), Room 102, LOB

11:00 a.m. Regular meeting.

JUDICIARY AND FAMILY LAW, Room 208, LOB

9:30 a.m. Subcommittee work session on ***HB 1549-FN***, granting a right to trial by jury in any controversy between a person or persons and a state board, commission, or agency when the amount in controversy is at least \$1,500 and ***HB 1317***, relative to termination of parental rights upon a finding of either child abuse or the commission of certain criminal offenses.

LEGISLATOR ORIENTATION COMMITTEE (RSA 17-C:2), Room 305, LOB

10:00 a.m. Regular meeting.

LONG-RANGE CAPITAL PLANNING AND UTILIZATION (RSA 17-M), Room 201, LOB

1:00 p.m. Dredging subcommittee meeting.

**PAROLE SYSTEM AND METHODS TO INCREASE ITS EFFICIENCY STUDY, (SB 319, Chapter 181:1, Laws of 1998),
Room 204, LOB**

1:00 p.m. Regular meeting.

WOMEN'S HEALTH CARE STUDY, (HB 1536, Chapter 118:1, Laws of 1998), Room 302, LOB

1:00 p.m. Rescheduled organizational meeting.

THURSDAY, SEPTEMBER 17

CHILD CARE AND FAMILY RESOURCE GROUP STUDY, (SB 360, Chapter 122:2, Laws of 1998), Whole Village Center, 258 Highview Street, Plymouth

3:00 p.m. Public hearing.

DEAN MEMORIAL AIRPORT IN NORTH HAVERHILL UPGRADE STUDY, (HB 1340, Chapter 45:2, Laws of 1998), Room 201, LOB

9:30 a.m. Regular meeting.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

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

PATIENTS' NEEDS COMMITTEE, (HB 1335, Chapter 111:4, Laws of 1998), Room 201, LOB

1:00 p.m. Regular meeting.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Utilities subcommittee work session on ***HB 1560-FN-A***, reestablishing the New Hampshire energy authority, making an appropriation therefor, and directing it to explore the acquisition of the transmission and distribution system of the Public Service Company of New Hampshire, ***HB 1662-FN***, restructuring the nuclear decommissioning finance committee and the office of the consumer advocate and amending laws relative to atomic energy to reflect the policies of electric utility restructuring, ***HJR 20***, finding that the contract requiring Public Service Company of New Hampshire to assume financial responsibility for a decision by Northeast Utilities to acquire additional nuclear generating capacity has the potential to raise PSNH rates and was executed in violation of the 1989 Rate Agreement between Northeast Utilities and the state of New Hampshire and in violation of state law and ***SB 326***, relative to representation and costs in utility rate proceedings.

MONDAY, SEPTEMBER 21

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 305-307, LOB (PLEASE NOTE ROOM CHANGE)

9:00 a.m. Rescheduled regular meeting.

OVERSIGHT COMMITTEE TO REVIEW ALLOCATION OF FUNDS FOR PERSONS WITH SEVERE DEVELOPMENTAL DISABILITIES, (RSA 171-A:1-b), Room 205, LOB

9:00 a.m. Regular meeting.

TUESDAY, SEPTEMBER 22

BUILDING TRADES CONSOLIDATING UNDER A SINGLE LICENSING BOARD FEASIBILITY STUDY, (SB 364, Chapter 123:1, Laws of 1998), Room 101, LOB

9:00 a.m. Organizational meeting.

JUDICIARY AND FAMILY LAW, Room 208, LOB

10:00 a.m. Subcommittee work session on ***HB 1433-FN***, relative to physician aid-in-dying for certain persons suffering from a terminal condition.

WEDNESDAY, SEPTEMBER 23

EVENING SESSIONS IN DISTRICT COURTS STUDY, (HB 734, Chapter 29:1, Laws of 1998), Room 305, LOB

10:00 a.m. Organizational meeting.

FRIDAY, SEPTEMBER 25

BOARD OF CLAIMS (RSA 541-B:3), Room 202, LOB

9:00 a.m. Rescheduled regular meeting.

MONDAY, SEPTEMBER 28

CHILD CARE AND FAMILY RESOURCE GROUP STUDY, (SB 360, Chapter 122:2, Laws of 1998), University of New Hampshire Elliot Alumni Center (1925 Room), 9 Edgewood Road, Durham

3:00 p.m. Public hearing.

TUESDAY, SEPTEMBER 29

IN-HOME SUPPORT SERVICES FOR CHILDREN WITH DISABILITIES FUNDING STUDY, (SB 443, Chapter 160:1, Laws of 1998), Room 101, LOB

1:30 p.m. Public hearing. Department of Education and two school districts will present financial and special education issues.

TELEMEDICINE USE STUDY, (SB 383, Chapter 157:1, Laws of 1998), Concord Hospital, Conrad Auditorium

10:00 a.m. Regular meeting.

FRIDAY, OCTOBER 2

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

10:00 a.m. Regular meeting.

TUESDAY, OCTOBER 6

JUDICIARY AND FAMILY LAW, Room 208, LOB

10:00 a.m. Executive session on all interim study bills.

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

3:00 p.m. Regular meeting.

WEDNESDAY, OCTOBER 7

COMMERCE, Room 302, LOB

9:30 a.m. Subcommittee work session on ***HB 1546-FN***, extending consumer protection rights to

purchasers of farm equipment.

10:00 a.m. Subcommittee work session on ***HB 263***, relative to viatical settlements which are settlements between an insurance provider and a policy holder or certificate holder with a life-threatening illness.

10:30 a.m. Subcommittee work session on ***SB 340***, relative to the filing fee for securities in a combined prospectus offered for sale in New Hampshire by a mutual fund.

TUESDAY, OCTOBER 13

CHILD CARE AND FAMILY RESOURCE GROUP STUDY, (SB 360, Chapter 122:2, Laws of 1998), Nashua City Hall, Third Floor Auditorium, 229 Main Street

2:00 p.m. Public hearing.

IN-HOME SUPPORT SERVICES FOR CHILDREN WITH DISABILITIES FUNDING STUDY, (SB 443, Chapter 160:1, Laws of 1998), Room 101, LOB

10:00 a.m. Public hearing. Families will talk about their concerns of children with disabilities.

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

10:00 a.m. Regular meeting.

FRIDAY, OCTOBER 16

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

9:00 a.m. Regular meeting.

TUESDAY, OCTOBER 20

IN-HOME SUPPORT SERVICES FOR CHILDREN WITH DISABILITIES FUNDING STUDY, (SB 443, Chapter 160:1, Laws of 1998), Room 101, LOB

10:00 a.m. Full committee review of draft report due November 1st.

OFFICIAL NOTICES

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.

Eugene L. Gagnon, 234 Joliette Street, Manchester, New Hampshire 03102-3019

Richard Noyes, PO Box 75, N. Salem, New Hampshire 03073-0075

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

Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

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

Prints of the 1997-98 class photo can be ordered from Susan Wood in the House Information Office, Room 314, or by calling 271-3666. A copy of the picture is available in Room 314 for anyone who wants to look at a print before placing an order. The cost is \$10.00 for an 8 x 10 print. Only checks will be accepted for payment. Please place your orders as soon as possible and no later than Sept. 11 to ensure prompt delivery of the prints.

Donna Sytek, Speaker

The Main Street Republican Caucus will meet on upcoming issues at the Grist Mill at 8:30 a.m. on Tuesday, September 1. All Republicans are encouraged to attend.

Reps. Cynthia J. Dokmo, Richard C. Leone and Andrew R. Peterson

The House Republican Alliance will meet at the Upham Walker House (Park Street across from the State House) at 9:00 a.m. on the following Wednesdays: September 2; September 16, September 30, October 14 and October 28. Refreshments will be served.

Rep. Robert K. Boyce

Strafford County Republicans are scheduled to meet Saturday, September 12 at 9:00 a.m. at the Gateway Restaurant in Somersworth. The Strafford County Republican picnic is scheduled for Saturday, September 19. Details to follow.

Rep. Robert E. McKinley

Due to Labor Day, the monthly meeting of Manchester City Democrats will be moved to Monday, September 14 at 7:00 p.m., 27 Lowell Street, office on fifth floor (elevator accessible). Primary results will be reviewed and strategy for the November election will be outlined. The latest newsletter is scheduled to be mailed to a new list of 6,000 regular Manchester voters on September 3.

Rep. Steve Vaillancourt

The Legislative Caucus for Young Children will meet on Tuesday, September 15 at 10:00 a.m. in the Upham Walker House.

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

Just a reminder for those who have signed up for the Golf Tournament.

The 25th Annual Bill White Memorial Legislative Golf Tournament is scheduled for Friday, September 18 at the John Cain Golf Club in Newport. Any questions please call Sandy Wheeler at the LOB Lobby desk 271-3321.

Reps. Gene G. Chandler and Peter H. Burling

In recognition of your support, the New Hampshire Law Enforcement Officers' Memorial Committee cordially invites all members of the House to the dedication ceremony of the New Hampshire Law Enforcement Officers' Memorial. The ceremony for the memorial will be held on Saturday, September 26, beginning promptly at 6:00 p.m. at the Legislative Office Building in Concord. The ceremony will proceed rain or shine. Refreshments will be served immediately following the event. Please contact Amy Parker-Donovan at 539-1316 or Chief John Curran of the Meredith Police Department at 279-4561 if you have any questions.

Rep. Allen K. MacNeil

The Department of Transportation will hold the following meetings:

Sept 2 - Goffstown Town Hall, 16 Main Street, Goffstown, 7:00 p.m. Public officials meeting, Mast Road, High Street, Elm Street Intersection.

Sept 15 - Newport Town Hall Opera House, 15 Sunapee Street, Newport, 7:00 p.m. Public hearing (special commission), Claremont-Newport, NH Route 11.

Rep. Gene G. Chandler, Chairman

Public Works and Highways

NOTICE

LAST CALL! Those persons who have not yet placed an order for a 1998 hard-cover permanent House Journal may still do so but ***ORDERS CLOSE FRIDAY, SEPTEMBER 18th.***

REMINDERS:

- 1) If you have already ordered, there is no need to re-order. We have your name on file. If you can't recall placing an order and want to check, please call the House Clerk's Office at 271-2548.
- 2) Upon request, legislators and heads of state agencies are each entitled to one copy at no cost.
- 3) Non-legislators will be charged approximately \$45 per volume, plus mailing costs if there are any.
- 4) To cut waste, the number of printed Journals will be determined by the number of orders placed.

5) If you are a member of the general public, please ***DO NOT*** send money now. You will be billed.

Please clip and return to: House Clerk's Office, Room 317 - State House, Concord, NH 03301

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I WISH TO ORDER _____ 1998 HOUSE PERMANENT JOURNAL(S)

SIGNED _____

Leo J. Callahan

House Assistant Clerk