

State of New Hampshire HOUSE RECORD

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

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Contains: Public Hearings, Work Sessions, Notices, Ethics Advisory Opinion, Unsigned Sponsor List and Statements on Interim Study Bills

HOUSE CALENDAR

NOTICE

MEMBERS OF THE HOUSE:

For planning purposes, please note the following: New member orientation will take place on Thursday, November 19, and Friday, November 20. The House will meet to organize on Wednesday, December 2, 1998 at 1:00 p.m. The new session will convene on Wednesday, January 6, 1999.

I hope members and staff will join us for a farewell reception for Majority Leader Bob Wheeler on Wednesday, November 18 from 2:30-4:00 p.m. at the Upham Walker House. Come recognize Bob's service to the House and wish him well in his future endeavors.

Donna Sytek, Speaker

HOUSE DEADLINES

House Rule 64:

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.

LAI D ON TABLE

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

HB 1668-FN-A-L, establishing a personal income tax and a statewide school property tax to fund public education and making an appropriation therefor.

HB 1679-FN-A-L, relative to local property taxation and state aid to support public education.

HB 1681-FN-A, increasing the tobacco tax on all tobacco products and designating the increase in revenue for the advancing better classrooms program.

INTERIM STUDY STATEMENTS

COMMERCE

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. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Eric N. Lindblade for Commerce: Not recommended for future legislation because NCOIL is bringing in new model legislation in 1999 making this bill redundant. Vote 11-0.

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

Rep. Keith R. Herman for Commerce: The committee discussed further capitation and withholds. The committee feels that the Legislature needs to look further into all financial arrangements and should create a formal chapter study committee to address these concerns. Vote 11-0.

HB 541, relative to long-term care insurance. WITHOUT RECOMMENDATION.

Rep. George Hurt for Commerce: No recommendation. Vote 9-2.

HB 548, limiting access to certain business records. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Timothy S. McGough for Commerce: The committee, having met in interim study, did not find sufficient evidence to warrant recommendation of additional legislation at this time. Vote 10-1.

HB 1308, protecting the rights of distributors. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. John B. Hunt for Commerce: This bill would not solve the problem and at this time the bill could not go forward. Vote 11-0.

HB 1380-FN, relative to energy costs for persons dependent upon life-support equipment. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Keith R. Herman for Commerce: The committee is not interested in mandating coverage for non-medical aspects of treatments and ancillary costs associated with covered benefits such as gas for transportation and electric costs to run

equipment. The committee would like to look into a resolution to have different rates for those with the conditions outlined in the bill. Vote 10-1.

HB 1391, requiring insurance coverage for the screening and treatment of glaucoma. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Keith R. Herman for Commerce: The committee recognizes glaucoma as a serious problem, but feels glaucoma is being addressed now by most insurers and private non-profit organizations such as Lions. Vote 11-0.

HB 1546-FN, extending consumer protection rights to purchasers of farm equipment. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Eric N. Lindblade for Commerce: Further legislation is recommended as an addition to the existing automobile lemon law rather than a new chapter. Vote 11-0.

HB 1582-FN, extending small employer health insurance coverage to individuals, limiting annual premium rate increases, and eliminating minimum participation requirements for small employer groups. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Keith R. Herman for Commerce: Department and industry warned against mandating HMOs to write an individual market policy, and warned that merging the markets would lead to increased premiums and spiraling risk selection. The majority of the committee feels this legislation is unnecessary at this time and would recommend its death. Vote 9-2.

HB 1604, relative to ownership of shares of professional corporations and relative to shareholders of firms practicing public accountancy. WITHOUT RECOMMENDATION.

Rep. Keith R. Herman for Commerce: Time ran out in making the necessary changes to the bill. Vote 11-0.

SB 340, relative to the filing fee for securities in a combined prospectus offered for sale in New Hampshire by a mutual fund. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Eric N. Lindblade for Commerce: This bill is not needed as a chapter study if HB 1305 has already recommended further legislation. Vote 10-1.

SB 404, relative to home care. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Keith R. Herman for Commerce: The committee feels that this is mostly a Medicare issue. The federal government has much control over these decisions. In addition, the committee feels as the Medicare population grows, insurers will be forced to contract with more companies. Vote 11-0.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 605, relative to procedures regarding delinquent children under RSA 169-B. RECOMMENDED FOR FUTURE LEGISLATION

Rep. David A. Welch for Criminal Justice and Public Safety: This bill addresses procedures regarding children within the juvenile justice system. The amended version of this bill, passed by the House but referred to interim study by the Finance Committee, more clearly defines the definitions of "diversion" and "intervention" and provides the procedure for accessing same. The committee, consisting of those members who spent time on the previous two study committees, felt that HB 605 should be submitted as three separate bills because of the complexity. Therefor, it is the consensus of the committee that the above portion, with a few minor changes ("shall" to "may") should be resubmitted for the next session. The bill further clarifies the responsibilities required of parents, guardians and caregivers. This portion of the bill is also recommended for a "stand alone" submission for next session. A notification process for non-custodial parents is established and the timing of service for petitions and summonses would be simplified. Currently, summonses can not be served prior to seven days before court date nor later than 24 hours before court date. This creates an unnecessary cost on county government, especially in the North Country where travel distances are extensive, e.g., a deputy sheriff could be in Jackson on Monday and have to return on Tuesday just to serve the summonses. Current law limits time of service to a five-day window. Inasmuch as the section of HB 605 addressing "violations" became such a controversial issue, it was agreed to remove it from the bill and deal with it at a later time. Vote 15-0.

HB 606, relative to procedures regarding children in need of services under RSA 169-D. RECOMMENDED FOR FUTURE

LEGISLATION.

Rep. David A. Welch for Criminal Justice and Public Safety: This bill addresses procedures regarding children within the juvenile justice system, the specific areas dealing with "CHINS" petitions, diversion and intervention. The committee, consisting of those members that spent time on the previous two study committees, felt that this bill should be submitted again but with elimination of the "violation" section recommended in the original bill. The changes recommended made the fiscal note prohibitive. It was further recommended that the timing of service for petitions and summonses be simplified. The consensus of the committee was that those portions of HB 606 that addressed parental responsibilities, both custodial and non-custodial, should carry a penalty for non-compliance with court recommendations, and a non-custodial notification process should be instituted. A non-custodial parent is still a parent, has influence and should be made aware of juvenile problems existing. Vote 15-0.

HB 1108, relative to authority of the state fire marshal to adopt rules concerning permissible fireworks. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Bruce F. Hunter for Criminal Justice and Public Safety: The committee recommends further legislation to eliminate the administrative rulemaking requirements for fireworks approval. The permissible Fireworks Review Committee would handle the approvals instead. The new bill would also add one part-time paid seasonal inspector for 6-months of each year. Vote 14-0.

HB 1258, establishing a committee to study and investigate issues related to The State of New Hampshire v. Edward Silva. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep David A. Welch for Criminal Justice and Public Safety: The purpose of the interim study recommendation on this bill was to allow time for the Criminal Justice and Public Safety Committee to determine if there were issues that needed to be reviewed and addressed pertaining to this type of a conviction. The committee held discussions with Attorney Lincoln Soldati (a prosecuting attorney), Attorney Michael Skibbie (Executive Director of the NH Public Defender program), and Lance Messinger (Director of the program for sex offenders at the NH State Prison). The committee voted unanimously to recommend legislation for a study committee which would look into, in more detail, the following issues insofar as they pertain to sex offenders: (1) videotaping interviews; (2) access to records for the defense; (3) the required admission of guilt before parole possibility; (4) sentencing issues; (5) developing parole protocols specific to sex offenders; (6) expansion of availability of sex offenders treatment programs; and (7) corroboration issue. Vote 15-0.

HB 1499, establishing a committee to study the circumstances and investigation of the deaths of Janet and Steven Dow; providing an exception from statutes of limitations for certain unlawful acts related to murders; relative to false reports to law enforcement officers; and nullifying the adoption of Steven Medeiros. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Bruce F. Hunter for Criminal Justice and Public Safety: In view of the committee's limitation on this case, it was the consensus that a letter to the Attorney General would not be inappropriate and that this bill was not the vehicle to move forward due to the lack of legislative jurisdiction. We agreed to put in further legislation recommending review of the law enforcement procedure. Vote 14-0.

SB 428-FN, relative to firearm lock boxes in state facilities. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Bruce F. Hunter for Criminal Justice and Public Safety: The issue of "firearm lock boxes in court facilities" was vacated by the Finance Committee to the Criminal Justice and Public Safety Committee. The Finance Committee cited the apparent conflict with RSA 159:19 which defines where firearms are not permitted as: "an area used by the court." Sheriff Prozzo felt that our argument about the danger in leaving firearms in vehicles was not convincing and cited hunting season when the gun racks in pickup trucks are in many parking lots including those of the courthouses. The committee believes that the "area used by a court" is vague and needs to be clarified before the issue of firearm lock boxes can be decided. No one entering a courthouse with a firearm should be charged with the violation of RSA 159:19 (Class B Felony). The AOC (Administrative Office of the Courts) has agreed to place the firearm prohibition as a warning on court documents sent to defendants and witnesses in an effort to discourage the presence of firearms at court facilities. The subcommittee agrees to examine the records of the sheriffs where the items controlled at the courthouse entrance are listed and submitted to the AOC. A bill to examine RSA 159:19 will be drafted to allow study of the issue of firearms and the accompanying felony penalty. The "area used by the court" shall also be studied as it applies to the potential felony charge. Vote 15-0.

EDUCATION

HB 1230, establishing a teacher improvement and evaluation program. NOT RECOMMENDED FOR FUTURE

LEGISLATION.

Rep. Susan B. Durham for Education: The committee feels that the Joint Education Council is really pushing a good model evaluation policy. The Governor's Task Force on Teacher Non-Renewal is also working on this issue, as is the State Board of Education. Vote 17-0.

HB 1273, relative to a percentage loss of state funding as a penalty for failing to comply with minimum public school standards. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Phil A. Weber for Education: No legislation is being recommended. The committee wishes the full Education committee to continually watch this area. Vote 17-0.

SB 456, enabling school districts to allow full parental choice in education. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Arthur J. Pelletier for Education: The committee found a need for further investigation, clarification and interpretation because of the confusion in lines 9 and 10. The subcommittee is expecting enabling legislation will be brought in the future. Therefore, the committee did not recommend future legislation. Vote 12-5.

SB 481, relative to the availability of school building aid for year-round schools. WITHOUT RECOMMENDATION

Rep. David E. Larrabee for Education: No recommendation was made due to the unsettled funding of state education. The chartered study committee on school building aid system is not making a recommendation for the same reason and the need to see the report from the State Board of Education on Statewide Qualitative study of public school building aid due July 1, 1999. Issues recommended for possible legislation include the definition of 180 days as equal to a school year, pilot programming for year-round schools, and defining year-round school. Vote 17-0.

ELECTION LAW

HB 647, relative to a centralized computer checklist of voters and making an appropriation therefor. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Raymond C. Buckley for Election Law: The interim study committee unanimously recommended to the full committee, and the committee agreed, that we move this admirable concept into reality. The study committee will file legislation creating a new position in the Secretary of State's Office as project manager of this program. Our goal is for the centralized checklist project to be completed in five years. Vote 12-0.

HB 1207-LOCAL, relative to the disqualification of election officials. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Susan W. Almy for Election Law: The committee voted to accept the report of the subcommittee which recommended no further legislation related to this bill. The subcommittee report states that while there is the potential of election fraud where relatives of candidates staff the polls, the possible solutions would create worse problems. Vote 11-1.

ENVIRONMENT AND AGRICULTURE

HB 1243-FN-A, relative to the regulation of pesticides and establishing a pesticide cleanup account in the hazardous waste fund. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Harold P. Melcher Environment and Agriculture: Although the principles in this bill are worth pursuing, the bill is incorrectly worded, impractical to pursue. Vote 10-6.

HB 1454, relative to the spreading of sludge or biosolids. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Peter R. Leishman for Environment and Agriculture: The committee does not support legislation that would impose a total moratorium on the spreading of sludge and biosolids. We believe the new rules as proposed and being reviewed by the Department of Environmental Services, will significantly reduce the toxicity of sludge and biosolids by applying performance standards based on the latest technology. These new standards/rules will better protect the environment and human health. Vote 13-4.

HB 1477, clarifying the waste reduction goals for the state of New Hampshire. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Karen K. McRae for Environment and Agriculture: After spending a year studying various Bottle Bills, the subcommittee was instructed to change its focus "to what is needed to monitor and promote the goal of a 40 percent reduction of the waste stream by the year 2000 (RSA 149-M:2). The subcommittee worked with the Department of Environmental Services to redefine the goal so that it could measure our progress and compare ourselves to other states. We examined the process by which DES collected data and analyzed it. We participated in the EPA television conferencing for developing comparative data collection and evaluation. The goal legislation we unanimously recommend to the main committee is attached. Goal progress estimates are attached and suggestions for ways to accelerate our progress. We also developed a library of recycling information for use by the Committee, available in the Environment and Agriculture Committee room. Vote 14-1.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 762, relative to the regulation of naturopathic medicine. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee voted to recommend that legislation be submitted concerning the practice of naturopathy. Legislation will be filed by the date set by house rules to establish the scope of practice of alternative practitioners and establish a voluntary registration process for alternative practitioners. Vote 14-0.

HB 1415, relative to the regulation of the practice of optometry. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee recommended that future legislation should be filed. The legislation to be filed will deal with hearing procedures of the board and continuing education. The legislation will be filed by the deadline set forth in the House rules. Vote 14-0.

HB 1524-FN, licensing bail recovery agents. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Howard C. Dickinson, Jr. for Executive Departments and Administration: Recommend some provisions of this bill be filed as future legislation. The committee unanimously recommends that certain issues in HB 1524-FN be addressed by amending RSA 597:7-b (Bail Agents and Recovery Agents: Notification to Local Law Enforcement Required) by adding the following sentence to the definition of "Recovery Agent": "A recovery agent shall be trained and certified by a program approved by the professional Bail Agents of the United States (PBAUS) and shall be registered with the NH Bureau of Security Regulation." Vote 13-0.

HB 1525-FN, establishing an office of administrative hearings. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: HB 0256 (Chapter 298 of 1998) deals with uniform adjudicative hearings process. The committee felt this approach to uniform hearings should be evaluated before looking at an office of Administrative Hearings. Vote 13-0.

HB 1528, relative to the transfer of certain administratively attached agencies from the secretary of state to the department of administrative services. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee voted not to recommend the subject for future legislation. Vote 10-3.

HB 1612-FN, establishing a public information system to ensure electronic access to public records. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee recommends that legislation be submitted to form a task force to assist governmental units to use the electronic media for public information. Legislation will be filed by the date established by the house rules. Vote 14-0.

HB 1640-FN, prohibiting the use of public resources for political purposes. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee voted not to recommend the subject for future legislation. The interim study did not show that additional legislation was needed. Vote 14-0.

SB 431-FN-A, establishing a statewide database licensing program of the New Hampshire automated information system and making an appropriation therefor. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Merton S. Dyer for Executive Departments and Administration: The committee voted not to seek legislation after studying this bill. The subject matter and the cost will be addressed in the 1999-2000 budget cycle. Vote 14-0.

FINANCE

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

NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. David J. Alukonis for Finance: Although the committee does not endorse the bill as currently written, it encourages future similar legislation so that full and well-noticed hearings on the entire issue may be held. Additionally, adequate financial data regarding all estates has proven difficult to compile. This lack of information does not allow for the committee to fully analyze the financial impact of any changes to the estate and legacy tax at the current time. Vote 14-4.

HB 578, providing for property tax relief and making an appropriation therefor.

NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep Marie C. Hawkinson for Finance: This bill permits a property taxpayer whose property taxes are in excess of 10% of the taxpayer's household income to apply to the Department of Revenue Administration for property tax relief, provided the taxpayer's income does not exceed \$40,000, adjusted for inflation. After a 4-4 tie recommending for future legislation, the ensuing motion to not recommend passed and was supported in full committee with a vote of 14-4. Vote 14-4.

HB 645, requiring the commissioner of health and human services to produce certain quarterly reports. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. W. Gordon Allen for Finance: The committee felt this bill has much merit. The Department of Health and Human Services has agreed to work with the Finance Committee members in developing legislation for the 1999 session. The bill will address the needs of the Finance Committee for a report which will provide information on a regular basis about health and human services payables. Vote 18-0.

HB 1503-FN-A-LOCAL, relative to intergenerational homeshare programs and making an appropriation therefor. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. William S. Belvin for Finance: The idea of intergenerational homeshares has genuine merit. Actually dealing with all the issues of liability, candidate profiles, forming and ending homeshares, should occur as the result of a local pilot program. Interested parties might make grant applications to the health care transition fund for a pilot program. Appropriate legislation may come in future years from a pilot's recommendation. Vote 18-0.

HB 1507-FN-A, providing for a graduated reduction in the temporary increases in the communications services tax, meals and rooms tax, and the real estate transfer tax. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Kenneth L. Weyler for Finance: This bill was written to reduce the temporary rates currently in force on meals and rooms tax, communications service tax, and real estate transfer tax. The bill started with the supposition that unrestricted general fund revenues were running a surplus for the current biennium. Said surplus would allow successive restoration of the permanent rate on each of these taxes as set milestones were reached. Subsequent legislative action has laid claim to that surplus, negating the proposed mechanisms. Future revenues are judged to be slower in growth, and the present surplus a likely historic anomaly. Vote 17-1.

HB 1548-FN-A, providing for the health care of New Hampshire children and making an appropriation therefor. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. O. Alan Thulander for Finance: The program is already in place for one year. The information derived from this program may serve as a basis for future action. Vote 18-0.

HB 1663-FN, relative to rulemaking under the administrative procedures act and the responsibilities of the office of legislative

services and the department of administrative services, and establishing a committee to study procedures in administrative rulemaking. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Arthur P. Klemm, Jr. for Finance: After many hours of vigorous debate, a consensus could not be reached. The Finance Committee feels that (a) there are some statutory issues that need to be addressed, but this bill was not the vehicle to do so, and that (b) any changes should originate from the ED&A Committee. Vote 18-0.

HB 1666-FN-A-L, establishing a new statewide tax on land values to fund a constitutionally adequate education. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Avis B. Nichols for Finance: This bill would use land values to pay for adequate education. The bill establishes the cost of an adequate education when that has not been established by the statutory study commission. It assesses land values created by public investment from infrastructure. Current use and other exemptions are not taken into consideration. Vote 17-1.

HB 1672, 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. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Charles L. Vaughn for Finance: This bill replaces the present business profits tax and the business enterprise tax. Substantial research needs to be performed on the definition of "gross receipts tax base" in order to determine the fiscal impact of this bill. State revenue loss cannot be determined for FY 1999 and the following years. Vote 18-0.

SB 447-FN, exempting siblings of a decedent who are unable to engage in substantial gainful employment from the legacies and successions tax. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Charles L. Vaughn for Finance: No data available identifies persons who qualify under the provisions of this bill. State general fund revenues would decrease by an indeterminate amount in FY 1999 and following years. Vote 16-2.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 1219-FN, relative to the provision of free potable water at outdoor public events. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Alphonse A. Haettenschwiler for Executive Departments and Administration: The majority of the committee believes that there is a significant medical, as well as social issue that needs to be addressed where there are large gatherings of people so that the availability of potable water exists. A small minority believed that this would create an undue burden on activity providers. Vote 10-3.

JUDICIARY AND FAMILY LAW

HB 1317, relative to termination of parental rights upon a finding of either child abuse or the commission of certain criminal offenses. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Irene A. Pratt for Judiciary and Family Law: This bill is recommended for future legislation. This bill is based on a time-related matter involving children, and as such should be sensitive to time concepts from a child's viewpoint. The bill addresses the plight of children who may flounder for extended periods of time in foster care – even from an adult perspective. Current law prevents the filing of the initial petition of termination of parental rights before the child has completed 18 months of out-of-home placement. The time lapse after such a filing and before the final determination is a matter of additional months, if not years. This is a significant block of time in any child's life and validates the need to reduce the initial wait period to twelve months. Vote 11-2.

HB 1390, adopting a drug dealer liability act. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Sandra B. Keans for Judiciary and Family Law: This bill is not recommended for future legislation. This bill would set up a parallel system to our current liability statutes specifically for drug dealers. While the motive is sincere, the committee does not believe it is necessary or efficient. Vote 13-0.

HB 1433-FN, relative to physician aid-in-dying for certain persons suffering from a terminal condition. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Andrew R. Peterson for Judiciary and Family Law: This bill is not recommended for future legislation. This measure, which is opposed by the New Hampshire Medical Association, physicians, and other healthcare professionals throughout the state, was considered carefully by the committee and was subject of months of study. The majority determined not to recommend it for future legislation due to the potential labyrinth of problems its implementation would present. Although we are sensitive to the predicament of families facing difficult alternatives in the final days of the life of a loved one, our concern that the existence of this process in law could lead to the bureaucratization of death care in our state and serve ultimately to exacerbate the problem in many cases, rather than providing the relief envisioned by the bill's sponsors. Vote 8-5.

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. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Sandra B. Keans for Judiciary and Family Law: This bill is not recommended for future legislation. The majority of the committee believes this is not necessary. The minority is unhappy with two recent Supreme Court rulings that have said there is no right of jury trials for actions that did not exist at the time of the adoption of the constitution. There was some concern that at least in some situations, the party with the fewest assets could be delayed administrative compensation because the opponents would request a trial. Presently, all administrative hearings in the state do have an appeal process that eventually ends before a court. Vote 7-6.

HB 1554, allowing punitive damages in actions for domestic violence and sexual assault. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. David A. Bickford for Judiciary and Family Law: This bill is not recommended for future legislation. The New Hampshire judicial system has criminal and civil sides to protect, punish, and compensate the public. This bill would only add an unnecessary layer to the judicial system. Vote 13-0.

HB 1580-FN, permitting a jury trial in the superior court for violations of the state law against discrimination for a certain time period or with the written assent of the commission for human rights after an action has been filed with the commission. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Marjorie K. Smith for Judiciary and Family Law: This bill is recommended for future legislation. This bill extends the option of access to the courts to complainants who work in companies with between six and fourteen employees. The NH Commission for Human Rights has no jurisdiction for businesses with fewer than six employees and for companies with fifteen or more employees a complainant has the option to use the Federal Equal Employment Opportunity Commission. (Although NH does provide some protection not available under federal law.) While the committee values negotiation and conciliation, it also recognizes that in some instances litigation is the appropriate avenue for redress. The option of a jury trial would allow a complainant at the earliest stages of his/her case to opt out of the lengthy administrative investigation process and proceed to court after meeting initial commission requirements. This bill does protect a complainant who chooses to participate in the commission process; the complainant could not be forced to have a jury trial by the respondent and thus could not be forced to incur the expenses of the cost of litigation and attorney fees. Vote 12-0.

HB 1610, relative to back wages owed by employers. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Peter F. Bergin for Judiciary and Family Law: This bill is recommended for future legislation. This bill provides that where an employer is found to owe an employee back wages or is found to have failed to apply an employee's payroll deduction to its intended purpose, the responsible individual will be personally liable to the employee for the payment of such wages or payroll deductions in addition to any resulting damages to the employee. The committee felt that this bill needs to clearly define the "responsible person." In other words, is it the officer of the corporation, the owner of the business or the designated person responsible for overseeing the payroll operations of the company? If this is clarified, then the bill will properly address back wages owed by employers. Vote 10-3.

SB 367, relative to the public protection fund administered by the New Hampshire Bar Association. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Marjorie K. Smith for Judiciary and Family Law: This bill is not recommended for future legislation. While the committee believes that there are serious problems concerning the rulemaking procedures of the court and the bar association, and while the committee believes that the Legislature should do all in its power to support efforts to compensate victims who would be eligible for assistance under the public protection fund, we believe that this legislation is not timely and that the Legislature should revisit this issue after a year or two of experience under the procedures now in place. Vote 7-6.

LOCAL AND REGULATED REVENUES

HB 1352-FN-A, authorizing electronic games of chance at pari-mutuel licensee locations. WITHOUT RECOMMENDATION.

Rep. Douglass P. Teschner for Local and Regulated Revenues: The committee lacked a quorum for an executive session vote. The committee was made aware that a new bill on the subject has already been filed for the coming session.

HB 1467, establishing a study committee to determine the means and criteria for generating an analysis of New Hampshire's long-term strategic options regarding the sale and distribution of distilled spirits, beer, and wine. WITHOUT RECOMMENDATION.

Rep. Betsy McKinney for Local and Regulated Revenues: The committee lacked a quorum for an executive session vote. Those present felt that any new bill should address "privatization". This subject has been studied to death.

HB 1566-FN-LOCAL, providing that state-owned lands leased to or under an operating agreement with a private business entity are subject to the local property tax. WITHOUT RECOMMENDATION.

Rep. Stephen G. Avery for Local and Regulated Revenues: The committee lacked a quorum for an executive session vote. Those present agreed that the interested parties should draft a new bill for the coming session that incorporates the new suggestions that came forth during hearings.

MUNICIPAL AND COUNTY GOVERNMENT

HB 543, relative to valuation of aeronautical facilities for purposes of payments in lieu of property taxes. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Betsey L. Patten for Resources, Recreation and Development: This bill would have changed the date for valuation in the formula for calculating annual payments in lieu of taxes made by a municipality to another municipality for its property and rights related to an aeronautical facility located in such other municipality from 1940 to April 1 preceding the date when acquired for aeronautical facilities. After reviewing the information regarding the municipal airports under this classification, the subcommittee determined that there may be some "unintended consequences" attached to updating RSA 423:9, since all the municipalities involved have agreements or authorities to handle each specific situation. Vote 16-0.

HB 641, relative to property tax bills for land parcels having multiple owners. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Cynthia J. Dokmo for Municipal and County Government: The bill sought to narrow or eliminate tax billing to certain multiple property owners. After careful study, the committee came to the conclusion that the present property tax billing procedures best protect the property rights and due process rights of the taxpayers, and that any diminution of the tax billing requirements would seriously impair these rights. Vote 15-0.

HB 1482, providing a mechanism for optional fiscal year towns to use the official ballot voting procedures. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Robert W. Brundige for Municipal and County Government: The full committee voted not to pursue further legislation on this bill. This was one of many bills pertaining to RSA 40:13. This subject was thoroughly reviewed during this session. Further information is forthcoming and will be closely examined in conjunction with new legislation to be filed next session. Vote 15-0.

HB 1567-LOCAL, relative to local excavation permits for bedrock quarrying or crushing operations. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Joseph E. Stone for Municipal and County Government: Many subcommittee meetings were held regarding this bill and a field trip took place to a relatively new operation, an older operation, and finally an operation where the committee actually had an opportunity to observe a blast being conducted. Very few testified against the bill. With all the federal and state permits required and the local planning ordinances that had to be followed, there appeared no need to make any changes in the statutes at the present time. Vote 12-5.

PUBLIC WORKS AND HIGHWAYS

HB 1571, relative to the acquisition of abandoned or inactive rail lines in the city of Lebanon.

NOT RECOMMENDED FOR FUTURE LEGISLATION

Rep. Merle W. Schotanus for Public Works and Highways Committee: HB 1571 has accomplished its original purpose to strongly encourage the NH Department of Transportation and Guilford Transportation, Inc. to arrive at an agreement for the state to acquire the railroad corridor and former rail yard in West Lebanon. The property has been appraised and negotiations are underway to establish sale price and purchase agreement, thus, the bill is no longer needed. Vote 13-0.

RESOURCES, RECREATION AND DEVELOPMENT

HB 1187, relative to breakwater permitting. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. David M. Lawton for Resources , Recreation and Development Committee: After study on this issue of breakwaters, this committee recognizes that the Department of Environmental Services is developing rules which will hopefully resolve problems with authorizing breakwaters on New Hampshire lakes. While the committee generally approves of the proposed rules, we also recognize that legislative oversight over the final rules is necessary and we, therefore, recommend that an LSR be filed which will provide the Legislature with a vehicle if the rulemaking process should fall short of its goal. Vote 12-0.

SCIENCE, TECHNOLOGY AND ENERGY

HB 1535, relative to local telephone calling areas and long distance access charges. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. John H. Thomas for Science, Technology and Energy: The committee feels that no legislation is needed at this time. However this issue should be watched as there is some progress being made. Vote 17-0.

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. WITHOUT RECOMMENDATION.

Rep. Jeb E. Bradley for Science, Technology and Energy: After much debate, the committee decided upon no recommendation. The committee was evenly split as to whether to recommend submission of new legislation in 1999 or recommending no legislation. Some committee members believe that proposal of an energy authority would provide another option in dealing with any electric utility that continues to fight New Hampshire's efforts to implement customer choice of electricity supplier and to lower rates. Some committee members believe that the potential problems of acquiring utility plant and property through the condemnation process of an energy authority may be very time consuming and expensive and not offer a viable option to lowering rates in New Hampshire. It is likely this legislation will be reintroduced and the committee will fully debate it again and judge it based on the circumstances (ongoing federal court cases) that are in effect at that time. Vote 16-1.

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. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. John H. Thomas for Science, Technology and Energy: The committee feels that no legislation is needed at this time. It is fully expected that future legislation will be filed possibly splitting the issues. Vote 17-0.

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. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Jeb E. Bradley for Science, Technology and Energy: The committee supports reintroduction of this legislation which has two components. One piece of legislation will propose to establish a statutory oversight board for the Office of Consumer Advocate. The second piece of legislation will look at the issue of nuclear decommissioning. After hearing testimony, the committee preliminarily supports accelerated funding for decommissioning. Currently, Seabrook decommissioning is funded over a 36-year period. Alternative proposals calls for accelerating funding to a 25-year period. Vote 16-1.

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. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Jeb E. Bradley for Science, Technology and Energy: The committee recommends no further legislation at this time though there is an expectation this resolution will be reintroduced. The committee's split vote was more over timing and is this resolution needed prior to Public Utilities Commission review of this issue? The committee expects that the commission will examine this issue raised by this resolution carefully in its current biannual fuel and purchase power adjustment proceeding. Was it prudent for Public Service of New Hampshire to purchase an additional share of the Seabrook power plant several years ago given the high price of that power and the possible upward pressure on PSNH rates? The committee also believes the commission should determine whether the modification to the Rate Agreement which allowed PSNH to acquire this additional share of Seabrook had any impact on rates, in which case it would require approval of the Legislature. The majority of the committee do not feel legislation is necessary at this time pending the commission's review of these questions. After PUC review, legislation may be necessary. Vote 10-6.

SB 326, relative to representation and costs in utility rate proceedings. RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Jeb E. Bradley for Science, Technology and Energy: The committee recommends submittal of further legislation. The committee has proposed an amendment on customer representation and cost recovery before the Public Utilities Commission. The recovery of costs would be capped at \$10,000, would apply to rate cases only, would require significant customer contribution to the proceeding before the commission, and would give the PUC discretion as whether to award any compensation. The committee is sensitive to the fact that participating in PUC dockets has become increasingly complex and expensive for customer interests. This small amount of possible reimbursement for customer interests would help level the playing field with utilities that have far greater resources. Vote 15-2.

TRANSPORTATION

HB 1171, to establish a committee to investigate the discrepancy in air fares between flights from Logan International Airport and Manchester Airport. NOT RECOMMENDED FOR FUTURE LEGISLATION.

Rep. Robert H. Milligan for Transportation: Whereas, competition between airlines operating out of the Manchester Airport has in effect greatly reduced discrepancies with Logan operations, this committee believes the subject bill is not necessary at this time. Vote 10-0.

HB 1232-FN, establishing a procedure for the proposal of special license plates which designate the proceeds for use by a state agency. NOT RECOMMENDED FOR FUTURE LEGISLATION

Rep. Robert J. Letourneau for Transportation: After a number of meetings, the committee working with the Department of Safety could not come up with language that the committee felt would solve the problem. It concluded that future bills would have to come before the Legislature in some form. Vote 11-0.

NOTICE

LEGISLATIVE ETHICS COMMITTEE

At its meeting on October 6, 1998, the Legislative Ethics Committee voted unanimously to adopt the following Advisory Opinion, which is printed below in its entirety.

Representative Jeb E. Bradley, Chairman

Senator Richard L. Russman, Vice-Chairman

Senator John A. King

Representative Sarah K. Bonneau

Mr. Shawn N. Jasper

Attorney Peter C. Scott

ADVISORY OPINION 1998 - #2

(October 6, 1998)

The Legislative Ethics Committee received and reviewed a request for an Advisory Opinion to provide guidance for legislators for complying with the financial disclosure and conflict of interest disclosure provisions of the Ethics Guidelines.

Ethics Guidelines Section 3, Legislator's Financial Disclosure Form, requires every legislator to file a Financial Disclosure Form with the Office of the Secretary of State on or before January 31 of each year. The form consists of two sections. Completion of Section 1 of the form, which requires a legislator to identify sources of income in excess of \$10,000 during the preceding calendar year, is mandatory. Completion of Section 2 of the form, which affords a legislator the opportunity to disclose and describe any financial interest that the legislator or legislator's spouse may have in certain businesses, professions, occupations, groups, or matters, is optional. Section 2 of the form is intended to eliminate the requirement in most circumstances for a legislator to file a specific Declaration of Intent Form, as provided in Ethics Guidelines Section 5, at the time of participation in any official activity in which a legislator has a potential conflict of interest.

Conflicts of interest, as defined for legislators in Ethics Guidelines Section 2, exist when a legislator's participation in any legislative activity has a direct material financial effect upon the legislator, or the legislator's spouse, which is distinguishable from its effect upon the general public. It is the responsibility of legislators to recognize when a conflict of interest exists and to act accordingly through the use of the appropriate disclosure procedure.

There are three ways for a legislator to comply with the disclosure provisions of the Ethics Guidelines.

Option #1: Completion of Section 2 of the Legislator's Financial Disclosure Form. The so-called "checklist" allows a general disclosure of a legislator's financial interests in certain issues likely to come before the General Court. Although disclosure of financial interests on the checklist would satisfy the Ethics Guidelines' disclosure requirements in most circumstances, it will not relieve a legislator from the requirement of filing a specific Declaration of Intent Form if a legislator's participation in pending legislation or other official activities could reasonably be expected to result in any benefit that is either: (1) limited to the legislator or the legislator's spouse (or a small group which includes the legislator or the legislator's spouse); or (2) of a significantly greater magnitude than would result to other individuals with similar financial interests. In such cases, the legislator must choose either Option #2 or Option #3.

Option #2: Filing a Declaration of Intent Form and indicating "I will participate." When a legislator becomes aware that participation in an official activity could reasonably be expected to result in any benefit that is either limited to the legislator or the legislator's spouse (or a small group which includes the legislator or the legislator's spouse) or is of a significantly greater magnitude than would result to other individuals with similar financial interests, the legislator must file a Declaration of Intent Form. On the form, a legislator may elect to declare an intention to participate in the activity but must detail the nature of the conflict of interest in order to do so. Use of the Declaration of Intent Form is also required for disclosure of any conflicts of interest which have occurred subsequent to filing the checklist form in January of the current year.

Option #3: Filing a Declaration of Intent Form and indicating "I will not participate." When a legislator becomes aware that participation in an official activity could reasonably be expected to result in any benefit that is either limited to the legislator or the legislator's spouse (or a small group which includes the legislator or the legislator's spouse) or is of a significantly greater magnitude than would result to other individuals with similar financial interests, the legislator must file a Declaration of Intent Form and may elect to abstain from participation in any activity relating to the issue. The decision to participate or not to participate is solely that of each individual legislator. The greater the perceived financial benefit is to the legislator, however, the more seriously the legislator may want to consider electing not to participate.

The Committee believes that the following hypothetical examples may be helpful in understanding the conflict of interest disclosure procedure and choosing an appropriate disclosure option:

(1)The legislator owns a restaurant and has disclosed this financial interest by checking the box in checklist category "(i) restaurants and lodging" and writing on the line below "My wife and I own a restaurant." There is a bill before the legislature to raise the Rooms & Meals Tax generally. The legislator is not required to file a specific Declaration of Intent Form before voting

on or participating in any official activity relating to the bill because the legislator's generic disclosure on the checklist adequately covers this legislation which is of a general nature.

(2)The legislator is a lawyer and a partner/owner of a two-person law firm. The legislature is considering one bill relating to the Business Enterprise Tax and another relating to the regulation of lawyers. The legislator has disclosed the financial interest in checklist categories: "(k) the practice of law," and "(q) New Hampshire Taxes: Business Enterprise Tax." As in the example above, no filing of a specific Declaration of Intent Form is required because these generic disclosures on the checklist adequately cover these general pieces of legislation.

(3)The legislator is a member or beneficiary of the New Hampshire Retirement System and has disclosed this financial interest in checklist category "(g) the New Hampshire Retirement System." Advisory Opinion 1992 - #3 and this opinion hold that membership in or receiving a benefit from the System constitutes a conflict of interest with respect to any proposed legislation, or other official activity, which would affect the amount or timing of benefits payable by the System to the legislator or the legislator's spouse or the amount or timing of contributions required to be made to the System by the legislator or the legislator's spouse. The legislature is considering a bill to increase the state's contribution to the System for all members or affected group members or beneficiaries. The legislator stands to derive a direct financial benefit from passage of this legislation, however, this benefit would presumably be no greater than the benefit derived by the many other members of the System throughout the state. Therefore, the legislator's disclosure of membership in or being a beneficiary of the System on the checklist would satisfy the requirements of the Ethics Guidelines' disclosure provisions in this example. Although not required, the legislator may elect to file a Declaration of Intent Form and declare an intention to participate or not participate. The greater the perceived financial benefit is to the legislator, the more seriously the legislator may want to consider choosing these options.

(4)The legislator owns land subject to current use assessment. Advisory Opinion 1996 - #1 has previously held that the current use tax system constitutes a financial interest, and therefore a potential conflict of interest, with respect to any official activity pertaining to the tax. The legislature is considering a bill to change the definition of open space land and the method used to assess it. This bill would potentially affect the financial benefit of current use land ownership for every owner of land in current use. The legislator has disclosed the ownership of land in current use by checking the box in checklist category "(h) the current use land assessment program" and writing on the line below "I own 25 acres in current use." This disclosure would be sufficient in most cases given the large number of individuals in the state owning land subject to current use assessment and the probability that the financial benefit or detriment of the bill would affect all such landowners similarly. As in the example above, the legislator may elect to file a Declaration of Intent Form and declare an intention to participate or not participate. The greater the perceived financial benefit is to the legislator, the more seriously the legislator may want to consider choosing these options.

(5)The legislator is an attorney who represents an electric utility. The legislature is considering one bill relating to the Public Utilities Commission and another relating to the regulation of electric utilities. The legislator has disclosed the financial interest in checklist category "(k) the practice of law." This disclosure would be sufficient if the legislator receives very little income from the utility. If, however, the legislator receives a significant income from the utility, the legislator must in addition either: (1) check checklist category "(l) any business regulated by the Public Utilities Commission" and disclose the name of the utility; or (2) file a specific Declaration of Intent Form for each of the two bills. As a practical matter, the legislator may not want to disclose on the checklist the names of all businesses with whom the legislator deals. Accordingly, the usual and preferred course would be to file a Declaration of Intent Form as the need arises. In some circumstances, the legislator may consider declining to participate, depending on the nature of the legislator's relationship with the utility, the amount of income generated, and the terms of the legislation.

(6)The legislator is a developer and has disclosed this financial interest in checklist category "(d) real estate, including brokers, agents, developers, and landlords." There is a bill to construct a new exit ramp off of a state highway. The legislator owns a parcel of land the value of which would be directly affected by construction of the exit ramp. Because the legislator stands to benefit directly from this specific legislation, the legislator's generic disclosure on the checklist form is inadequate. The legislator in this example must also file a specific Declaration of Intent Form and declare an intention to participate or not participate.

(7)The legislator is not a developer or professional Realtor and therefore has not made any disclosure in checklist category "(d)" or elsewhere on the checklist regarding a parcel of land owned by the legislator. The bill referenced in the above example would affect the value of this legislator's land. The legislator in this example must file a specific Declaration of Intent Form and declare an intention to participate or not participate.

(8)The legislator has an ownership interest in a hotel and makes disclosure of such in checklist category "(i) restaurants and lodging." There is a bill to allow video gambling in a few specific hotels, including the legislator's. Although the legislator has disclosed ownership in a hotel, the legislator could reasonably be expected to financially benefit from the bill in a way that only a few other individuals in the state would. The legislator must file a specific Declaration of Intent Form and declare whether the legislator will participate or will not participate.

(9)The legislator's spouse is a teacher in the state's public school system. The legislator could have elected to disclose this financial interest by checking checklist category "(n) education" and writing on the line below "My wife/husband is a public school teacher." Instead the legislator has chosen not to complete the optional checklist section of the Legislator's Financial Disclosure Form. There is a bill relating to teacher tenure. Because the legislator has made no disclosure of this financial interest, the legislator must file a specific Declaration of Intent Form and declare an intention to participate or not participate before voting on or participating in any official activity relating to this bill.

In adopting the Ethics Guidelines, the General Court has sought to balance the need of the public to know when a member may have a conflict of interest with the goal of providing a disclosure process that is clear and uncomplicated for members to use. The Committee recognizes that the application of any guideline to individual circumstances may pose questions not easily addressed in an advisory opinion which is general in nature. The Committee is available to provide advice with respect to specific situations as they arise.

COMMITTEE MEETINGS

TUESDAY, NOVEMBER 17

ADOPTION OF ARTICLES 41, 72-a AND 73-a OF THE SECOND PART OF THE NEW HAMPSHIRE CONSTITUTION STUDY, (HB 1338, Chapter 330:1, Laws of 1998), Room 207, LOB

9:30 a.m. Executive session.

FOSTER CARE SYSTEM TASK FORCE STUDY, (SB 346, Chapter 277:1, Laws of 1998), Room 308, LOB

2:00 p.m. Regular meeting.

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 208, LOB

2:00 p.m. Regular meeting.

WEDNESDAY, NOVEMBER 18

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

10:00 a.m. Regular meeting.

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

9:00 a.m. Regular business.

9:30 a.m. Audit: Office of the Governor, Office of State Planning.

HEALTH, EDUCATION REVIEW (RSA 186:67-a), Room 207, LOB

3:30 p.m. Regular meeting.

LEGISLATIVE FACILITIES (RSA 17-E:2), Room 103, State House

1:00 p.m. Regular meeting.

THURSDAY, NOVEMBER 19

BOARD OF MANUFACTURED HOUSING (RSA 205-A:25), Room 101, LOB

1:00 p.m. Complaint hearings.

CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2), Room 207, LOB

9:30 a.m. Regular meeting.

ENVIRONMENT AND AGRICULTURE, Rooms 302-304, LOB

1:00 p.m. Presentation by Dr. Rubin, United States Environmental Protection Agency, regarding the latest EPA information on sludge and the 503 Rules.

WOMEN'S HEALTH CARE STUDY, (HB 1536, Chapter 118:1, Laws of 1998), Room 308, LOB (Please note room change.)

1:30 p.m. Regular meeting.

FRIDAY, NOVEMBER 20

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

9:00 a.m. Regular meeting.

TUESDAY, NOVEMBER 24

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

10:00 a.m. Regular meeting.

LONG-RANGE CAPITAL PLANNING AND UTILIZATION (RSA 17-M) AND SKYHAVEN AIRPORT COMMISSION (RSA 422:47), Room 201, LOB

11:00 a.m. Skyhaven Airport subcommittee meeting.

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 102, LOB

10:00 a.m. Regular meeting.

MONDAY, NOVEMBER 30

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

9:30 a.m. Regular meeting.

TUESDAY, DECEMBER 1

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 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 306, LOB

2:00 p.m. Regular meeting.

THURSDAY, DECEMBER 3

CURRENT USE BOARD (RSA 79-A:3), Rooms 301-303, LOB

10:00 a.m. Hearings and regular meeting.

1:00 p.m. Annual board meeting.

NEW HAMPSHIRE CONSERVATION NUMBER PLATE ADVISORY COMMITTEE, (RSA 261:97-d), Room 203, LOB

9:00 a.m. Regular meeting to review artists' submissions.

FRIDAY, DECEMBER 4

CHILD CARE AND FAMILY RESOURCE GROUP STUDY, (SB 360, Chapter 122:2, Laws of 1998), Room 308, LOB

1:30 p.m. Regular meeting.

JUDICIAL COUNCIL (RSA 494), Room 208, LOB

3:00 p.m. Regular meeting.

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

10:00 a.m. Regular meeting.

MONDAY, DECEMBER 7

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

1:00 p.m. Complaint hearings.

FRIDAY, DECEMBER 11

NUCLEAR DECOMMISSIONING ELECTRIC GENERATING FACILITIES COMMITTEE, (RSA 162-F:15), Rooms 305-307, LOB

9:00 a.m. Regular meeting

MONDAY, DECEMBER 14

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.

OFFICIAL NOTICES

All avowed candidates for the offices of Speaker, House Clerk, Assistant House Clerk and Sergeant-at-Arms please get in touch with the House Clerk's Office as quickly as possible.

Karen O. Wadsworth, Clerk of the House

Room 317, State House, Telephone: 271-2548

A reminder to all Representatives to check your mail slot in the members' lobby of Representatives Hall. Mail slots will be cleaned and re-labeled the week of November 16th. Also a reminder to turn in your voting key and locker keys (if you are not returning) if you have not already done so. Thank you.

Rob Johnson, House Sergeant-at-Arms

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.

Donald Carlson, PO Box 41, New Ipswich, New Hampshire 03071-0041

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

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.

All members and staff are invited to join us for a reception honoring Majority Leader Robert Wheeler on Wednesday, November 18 at 2:30 until 4:00 p.m. at the Upham Walker House.

Donna Sytek, Speaker

If you plan to introduce a bill affecting the well being of young children through age six, the Bipartisan Legislative Caucus for Young Children would be interested in hearing from you as part of their effort to monitor legislation in the areas of health care, early childhood and education, and family support and education. Please contact Reps. Marjorie Smith at 868-7500 (msmithpen@aol.com) or Terie Norelli at 436-9169 (norelli@nh.ultranet.com) for further information.

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

The Main Street Republican Caucus will hold a meeting at noon downstairs in the Forefathers Restaurant on Tuesday, Nov 17th. Stan Arnold, Commissioner of Department of Revenue, will be in attendance to answer questions relating to the school funding issues. We are hopeful Georgie Thomas, State Treasurer, will also be able to attend. We welcome all Republicans to attend and be informed and educated on one of the most important issues of the upcoming session. Lunch may be obtained at your own expense.

Rep. Peter F. Bergin

The House Republican Alliance will meet at the Upham Walker House (Park Street across from the State House) at 9:00 a.m. on Wednesday, November 18th. Refreshments will be served.

Rep. Robert K. Boyce

The Legislative Caucus for Young Children will meet on Tuesday, November 24th at 10:00 a.m. in the Upham Walker House.

Reps. Susan B. Durham and Barbara L. Spear

All members of the New Hampshire House are cordially invited to attend the official kickoff for the New Hampshire Marine Corps Reserve Toys for Tots campaign on Tuesday, November 24th at 10:00 a.m. at the Center Court in the Mall of New Hampshire. Last year over 50,000 toys were collected for more than 15,000 of New Hampshire's less fortunate children.

Rep. Joseph D. Kenney

All legislators and legislative staff are invited to a "Welcome Back" reception at the completion of Organization Day Session, December 2, at Forefathers Restaurant, hosted by S&H Murphy.

Rep. Warren C. Henderson

The Department of Transportation will hold the following meetings:

Nov 17 - Four Points Sheraton, North Conway, 6:00 p.m. Open house, Route 16 corridor study.

Nov 18 - Runnells Hall, Chocorua, 6:00 p.m. Open House, Route 16 Corridor Study.

Nov 18 - Municipal Building, Community Room, 26 Railroad Street, Charlestown, 7:00 p.m. Public informational/officials meeting, Charlestown, NH Route 12-A/NH Route 12 & New England RR & Central RR.

Nov 19 - Birches Restaurant, Gorham, 6:00 p.m. Open House, Route 16 corridor study.

Nov 23 - Whitney Hall, Main Street, Enfield, 7:00 p.m. Public informational meeting, Enfield, Shaker Hill Road bridge and Main

Street bridge.

Nov 24 - Municipal Building, 16 Main Street, Hooksett, 7:00 p.m. Public informational meeting, Hooksett, US/3/NH 28 bypass intersection.

Nov 30 – First Floor Conference Room, Humiston Building, 103 Main Street, Meredith, 7:00 p.m. Combined public officials/public informational meeting, Meredith, signalization of the intersection of Pease and Winona Roads with NH 104.

Dec 2 - Plymouth Town Hall, 6 Post Office Square, Plymouth, 6:30 p.m. Public informational meeting, Plymouth, Smith Bridge Road covered bridge replacement.

Dec 3 - Londonderry Square, 50 Nashua Road, Londonderry, 7:00 p.m. Public Hearing/Selectmen, Londonderry, NH Route 128/Liberty Drive.

Rep. Gene G. Chandler, Chairman

Public Works and Highways

Please drop by and view fifteen inspirational quilts produced by the students of the D. J. Bakie Elementary School of Kingston. These quilts were created by students in grades one through five during an artist-in-residence program guided by Merrilyn SanSoucie, quiltmaker/fabric artist. The program was supported in part by the NH State Council on the Arts. The student work will be on display in the Visitors' Center until the end of December.

Kenneth Leidner, Director

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 November, 1998. These listings will replace individual notifications in an effort to reduce paper usage and to ensure all members will be notified in a timely manner. Please contact the Visitors' Center for further information. Thank you for your continued participation with our School Visitation Program.

Kenneth Leidner, Director

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>CLASS/Size</i>
Nov 16	10:00 & 11:30	Lincoln Street School - Exeter	4/75
Nov 17	10:00 & 11:15	Mastricola Elem. - Merrimack	4/50
Nov 18	10:00 & 11:15	Pollard Elementary - Plaistow	4/50
Nov 19	10:00 & 11:15	Mastricola Elem. - Merrimack	4/50
Nov 20	10:00 & 11:15	Mastricola Elem. - Merrimack	4/50
Nov 20	12:30	Tabernacle Christian - Litchfield	4/12
Nov 23	10:00 & 11:15	Hollis Elementary	4/50
Nov 24	9:30 & 11:00	Grinnell School - Derry	4/80
Nov 25	10:00 & 11:15	Pollard Elementary - Plaistow	4/62

The members listed below have bills ready for signature in Legislative Services.

Richard E. Amidon, Director

SPONSOR	COUNTY	DISTRICT	LSR NUMBER
Akins, Ralph	Grafton	14	1999-H-0152-R
Allison, David	Sullivan	10	1999-H-0069-R
Allison, David	Sullivan	10	1999-H-0120-R
Arnold, Thomas	Hillsborough	20	1999-H-0197-R
Babson, David	Carroll	05	1999-H-0154-R
Baroody, Benjamin	Hillsborough	42	1999-H-0026-L
Bartlett, Gordon	Belknap	06	1999-H-0156-R
Bickford, David	Strafford	01	1999-H-0158-L
Brown, Julie	Strafford	17	1999-H-0120-R
Brown, Mary	Merrimack	10	1999-H-0067-R
Chandler, Gene	Carroll	01	1999-H-0072-R
Christie, Andrew	Rockingham	22	1999-H-0071-R
Clark, Martha	Rockingham	36	1999-H-0025-L
Cooper, Kipp	Carroll	02	1999-H-0106-R
Cooper, Kipp	Carroll	02	1999-H-0155-R
DeChane, Marlene	Strafford	06	1999-H-0057-R
Dickinson, Howard	Carroll	02	1999-H-0072-R
Dickinson, Howard	Carroll	02	1999-H-0152-R
Dickinson, Howard	Carroll	02	1999-H-0155-R
Dickinson, Howard	Carroll	02	1999-H-0158-L
Dokmo, Cynthia	Hillsborough	14	1999-H-0152-R
Dowling, Patricia	Rockingham	13	1999-H-0080-R
Dunlap, Patricia	Strafford	18	1999-H-0025-L

Dyer, Merton	Hillsborough	08	1999-H-0167-R
Flanagan, Natalie	Rockingham	14	1999-H-0173-R
Guay, Lawrence	Coos	06	1999-H-0072-R
Guay, Lawrence	Coos	06	1999-H-0073-R
Guay, Lawrence	Coos	06	1999-H-0074-R
Hall, Betty	Hillsborough	20	1999-H-0106-R
Henderson, Warren	Rockingham	20	1999-H-0038-R
Hess, David	Merrimack	11	1999-H-0114-R
Hinman, Harry	Grafton	07	1999-H-0050-R
Hinman, Harry	Grafton	07	1999-H-0051-R
Hinman, Harry	Grafton	07	1999-H-0052-R
Hunt, John	Cheshire	10	1999-H-0062-R
Hunter, Bruce	Hillsborough	07	1999-H-0167-R
Jacobson, Alf	Merrimack	02	1999-H-0059-R
Jacobson, Alf	Merrimack	02	1999-H-0106-R
Katsakiores, Phyllis	Rockingham	13	1999-H-0033-L
Keans, Sandra	Strafford	16	1999-H-0080-R
Keans, Sandra	Strafford	16	1999-H-0105-R
Keans, Sandra	Strafford	16	1999-H-0120-R
Kenney, Joseph	Carroll	06	1999-H-0057-R
Knowles, William	Strafford	11	1999-H-0070-R
Knowles, William	Strafford	11	1999-H-0071-R
L'Heureux, Robert	Hillsborough	18	1999-H-0018-R
L'Heureux, Robert	Hillsborough	18	1999-H-0114-R
Leber, William	Merrimack	01	1999-H-0057-R
Leber, William	Merrimack	01	1999-H-0133-R
Lessard, Rudy	Hillsborough	23	1999-H-0068-R
Lozeau, Donnalee	Hillsborough	30	1999-H-0106-R
Martin, Mary	Hillsborough	34	1999-H-0106-R

McKinley, Robert	Strafford	02	1999-H-0122-L
McRae, Karen	Hillsborough	07	1999-H-0007-R
Mock, Henry	Carroll	03	1999-H-0134-R
Murphy, Robert	Hillsborough	42	1999-H-0152-R
Owen, Derek	Merrimack	06	1999-H-0105-R
Patten, Betsey	Carroll	09	1999-H-0162-R
Pepino, Leo	Hillsborough	40	1999-H-0013-R
Pepino, Leo	Hillsborough	40	1999-H-0015-L
Pilliod, James	Belknap	03	1999-H-0059-R
Pratt, Irene	Cheshire	05	1999-H-0120-R
Rice, Thomas	Belknap	07	1999-H-0156-R
Richardson, Barbara	Cheshire	12	1999-H-0120-R
Robertson, Timothy	Cheshire	18	1999-H-0124-R
Rowe, Robert	Hillsborough	14	1999-H-0149-R
Rowe, Robert	Hillsborough	14	1999-H-0150-R
Stone, Joseph	Rockingham	07	1999-H-0064-R
Tholl, John	Coos	05	1999-H-0076-R
Thulander, O. Alan	Hillsborough	06	1999-H-0176-R