

State of New Hampshire HOUSE RECORD

First Year of the 156th Session of the General Court
Calendar and Journal of the 1999 Session

Web Site Address: www.state.nh.us

Vol. 21 Concord NH Thursday, July 1, 1999 No. 71

Contains: Committee of Conference Statements, Committee Report, Work Sessions, Notices and Governor's Veto Message

HOUSE CALENDAR

NOTICE

There will be a Democratic Caucus on Thursday, July 1 at 9:15 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter H. Burling, Democratic Leader

COMMITTEE OF CONFERENCE STATEMENTS

senate bills

CONSENT CALENDAR

SB 101, relative to landlord-tenant obligations.

The bill was brought to the Senate strictly as a deal decision agreed upon by lobbyists for landlord and tenants. This bill was passed by the Senate with no deliberation. The House Judiciary Committee found problems with the dates of notice and returns, as well as involving parties other than the Sheriff's Office to serve the papers. This could cause confusion and potential safety problems. As a result of the above, the Committee of Conference is unable to reach agreement.

Rep. Peter F. Bergin

SB 158, relative to indecent exposure.

The Conferees met and decided to accept the House passed version of the bill.

Rep. Andrew Christie, Jr.

SB 183, establishing a New Hampshire health access corporation and continually appropriating a special fund and making an appropriation therefor, requiring the department of health and human services to make a biennial report on the health status of New Hampshire residents, relative to certain transfers to the health care fund, and relative to rates for pharmaceutical services.

The amendment changes the name of one group represented on a committee with the correct identification of that organization.

Rep. John B. Hunt

SB 204, establishing the New Hampshire excellence in higher endowment trust fund.

The Senate agreed to the House amendment with a technical change to the language of the amendment and simplifying the language.

Rep. John R.M. Alger

SB 214, relative to ambulatory surgical facilities and establishing a committee to study the health services planning review board.

Across the country Certificate of Need Boards (C.O.N.) have undergone legislation study, scrutiny and changes in an effort to modernize them and make them more accountable to the general public's needs and desires. The Senate and House both addressed this important health reform with separate bills, which were debated at length. Although there were differences in the bills (some unreconcilable) both the House and the Senate were able to salvage this good bill by moving ahead with this amendment in the areas we agreed upon unanimously and those areas of disagreement to be further studied in HB 545 and come back next year with a recommendation. The C.O.N. board requires their approval for any new medical facility costing over \$1 million (threshold). The contentious issue was should that figure be increased or decreased, and that will be studied further as it is a rather complicated issue. In our Committee of Conference, it was unanimous that we should proceed in the areas of agreement between the House and Senate making various C.O.N. changes like leveling the playing field (to regulations) between all health facilities, the general make-up of the board members, board meetings to be held in government buildings, C.O.N. board staffing guidelines, etc. It was obvious to all committees that a severe communication problem exists between hospitals, C.O.N. boards and ambulatory surgical centers and, hopefully, this situation will improve over time and good legislation in the interest of all parties and the general good of the public.

Rep. Peter L. Batula

SENATE BILLS

REGULAR CALENDAR

SB 47-FN, relative to compensation for time lost by fish and game conservation officers for injuries received in the line of duty, and restoring certain leave time for a conservation officer injured while on duty on August 19, 1997.

The Senate concurred with the bill, as amended by the House, to restore sick and annual leave used by an injured conservation officer to augment his workman's compensation benefit. The Senate portion dealing with compensation for injuries in the line of duty was amended out. The House committee shared the Senate's concerns about fairness and who should be covered under the compensation for injuries in the line of duty portion of the bill. The House members supported the concept but felt additional work was needed and assured the Senate that the full House committee intended to study this question and prepare new legislation next year.

Rep. Merton S. Dyer

SB 70, changing the safe drinking water standard for MTBE.

The Senate largely accepted the House version of SB 70. Changes the Committee of Conference agreed to include: 1) moving the date for the Department of Environmental Services to begin rulemaking on drinking water standards for MTBE from June 30,

2000 to January 1, 2000; 2) more explicit language was added to instruct DES to seek a waiver from the EPA in order to use conventional gas with far less MTBE content, and 3) the purpose statement was also slightly changed to instruct DES, as part of their review, to examine the scientific record that led California to set drinking water standards with regard to MTBE.

Rep. Jeb E. Bradley

SB 124, establishing a committee to study the integration of technology at the state and municipal level.

This bill establishes a committee to study the integration of technology at the state, county and municipal level. The House Committee of Conference acceded to the Senate request to amend the bill by changing the amount of Senate members on the study committee from three to five (the bill also calls for five House members). In addition, the Senate Committee of Conference acceded to a House request (brought to the House Committee of Conference by one of its members) to "include in" the study committee's "study ... the identification and integration of technology necessary to develop a statewide voter registration database" and to designate at least one member of the Election Law Committee (in addition to members) from the Municipal and County Government Committee and the Science, Technology and Energy Committee be appointed to the House study committee.

Rep. Harold V. Lynde

SB 140, relative to ear and body piercing.

The conferees agreed to a broader provision requiring that all ear piercing devices that come into contact with skin during the piercing process shall be in single-use prepackaged sterilized units. The committee also deleted the penalty provision.

Rep. Janeen A. Dalrymple

SB 224, relative to stenographic records and availability of transcripts of adjudicative hearings before licensing boards.

The Senate made a positive change that was accepted by the House Conferees. The change requires that if an emergency hearing is held, as a result of a serious offense, and the licensee loses his/her license, the hearing must be transcribed by a certified court stenographer.

Rep. Maurice E. Goulet

THURSDAY, JULY 1

REGULAR CALENDAR

FINANCE

HB 747-FN-A-L, relative to the education property tax and adequate education grants. RE-REFER TO COMMITTEE

Rep. Vivian R. Clark for Finance: This bill, admitted through Rules in the waning days of this session, had its public hearing on June 29. It contains some elements which have already been rejected by the House, some which correct technical errors in the education funding process, and others which may or may not make improvements. The Finance Committee would like the time to get firm numbers on the effects of the various changes. Vote 9-6.

Report of the Joint Committee on Address

For the Removal of Chief Justice Brock

HA 1

The committee has voted unanimously not to recommend the address for the removal of Chief Justice Brock. Part II, Article 73 of the New Hampshire Constitution provides that the:

Governor with consent of the council may remove any commissioned officer for reasonable cause upon the address of both houses of the legislature, provided nevertheless that the cause for removal shall be stated fully and

substantially in the address and shall not be a cause which is sufficient ground for impeachment, and provided further that no officer shall be so removed unless he shall have had an opportunity to be heard in his defense by a joint committee of both houses of the legislature.

The committee does not believe that HA 1 meets the criteria established in the constitution. The conduct described by the 5 items listed in HA 1 does not rise to the level of conduct that requires removal. The members do not believe that HA 1 either stated a reasonable cause for removal or that the causes in HA 1 were fully and substantially stated.

The committee began by examining Part II, Article 73 in the New Hampshire Constitution. The provision was included in our original constitution and was amended in 1966 to spell out certain requirements for the address and to provide due process for the respondent. The committee held several organizational meetings to develop clear rules of committee procedure. This was particularly important because there have been no addresses before the legislature since the adoption of the 1966 amendment. The committee believes that based on the 1966 amendment to Article 73, the address is a legislative procedure to be used with great care and in circumstances where there is reasonable cause for removal. The committee discussed and formally adopted Special Rules of Procedure. Two separate days of hearings were held to provide the sponsors of the bill, the public, and the Chief Justice opportunities to testify.

The Special Rules of Procedure included the 1966 amendments in the Constitution which require the address to:

- a)state a reasonable cause for removal;
- b)be fully and substantially stated; and
- c)not be a cause which is sufficient ground for impeachment.

Members believe that there is a certain level of misperception about both the independence of each of the three branches of government as well as the level of cooperation that is necessary between the branches. The committee believes that a priority should be placed on establishing a better working relationship between the judiciary and the public and an improved relationship between the three branches.

Vote 12-0. Ought Not to Pass.

Rep. Henry Mock, Chair Sen. Debora Pignatelli, Vice-Chair

Rep. Sheila Francoeur Sen. Lou D'Allesandro

Rep. Betsy Patten Sen. Carl Johnson

Rep. John Pratt Sen. Frederick King

Rep. John Thomas Sen. John King

Rep. Janet Wall Sen. James Squires

COMMITTEE OF CONFERENCE STATEMENTS
HOUSE BILLS
CONSENT CALENDAR

HB 69, relative to the definition of employee under certain labor laws and relative to overtime pay for hourly employees.

This bill had two primary parts to it, bringing into uniformity the definition of an independent contractor in labor law, and giving the Labor Commission the authority to enforce the overtime provisions of the Fair Labor Standards Act (FLSA), a federal law. The Senate amendment added a fiscal note to the bill and changed the effective date.

HB 69 conferees made two changes to the Senate version. First, we removed the section pertaining to the commissioner enforcing FLSA provisions for two reasons: a) when the bill passed the House we were not aware of a cost to carry out this action, the fiscal note was added after it passed the House; and b) a recent United States Supreme Court decision (June 23,

1999) raises a question as to whether or not we would be giving up our sovereign immunity to law suits if we were to allow the state to be the enforcement agency for a provision of federal law.

The second change that was made changes the effective date back to 60 days after passage, as passed by the House.

Rep. Gary L. Daniels

HB 252, establishing a committee to study all aspects of the condominium act established under RSA 356-B.

The House could not agree with the Senate position as there was no provision to provide protection to property owners in condominium associations who disagree with the majority. Right now 100% agreement is required to change condo association rules and bylaws. The House and Senate agreed to add a provision to ensure due process and require a vote of a local governing body before any condo-association can change its make up.

Rep Keith R. Herman

HB 331, addressing hazardous waste and surface water quality violations incurred by the department of transportation identified by the state department of environmental services, and making an appropriation therefor.

The House retained its position and added an amendment dealing with the transfer of funds from Highway surplus.

Rep. Keith R. Herman

HB 333, relative to contracts between participating providers and managed care entities.

The House agrees to the Senate amendment as it simply clarifies the intent of the original House position. The Senate amendment clarifies that the 60 day review only applies to new items in a contract.

Rep. Keith R. Herman

HB 369, establishing a committee on educational programs on tobacco use for minors.

The Senate-passed version of HB 369 simply adds one additional Senator from the Senate Education Committee. The number of members required for a quorum does not change from the original number of four. The Senate and House conferees agreed to adopt an additional amendment to change the effective date to be upon passage.

Rep. Tim S. McGough

HB 408, relative to drug formularies under managed care entries.

The Senate agreed to recede from their position with one provision that in the event the FDA disapproves a drug, the notice requirement in HB 408 wouldn't be required. The House agrees this simple change is logical. The House retains all of their other positions in this report.

Rep. Keith R. Herman

HB 428, relative to school administrative units.

The Senate amended this bill to include a provision for the scheduling by a school district for the possible re-visiting of a proposed withdrawal from an SAU, After the failure to pass a withdrawal attempt by the voters of that district, and the Committee of Conference made a technical change to this revision. There was no change to the substance of the original bill or the Senate amendment.

Rep. Robert E. McKinley

HB 463, relative to local regulation of junk yards and altering the definition of federal aid primary system for purposes of the laws regarding highway regulations, protection and control regulations.

At the request of the New Hampshire Municipal Association the Senate's amendment to HB 463 needed to be withdrawn as it would have a series of unintended consequences to RSA 123:111-A.

Rep. Leon Calawa, Jr.

HB 562, relative to the date of decision for appeals of zoning matters.

The House and Senate conferees quickly realized that the two bodies were concerned about related but conflicting problems in current law governing the dates of decisions for appeals of zoning matters. The conferees also concluded that their differences could not be bridged in the brief time available to the Committee of Conference. Consequently, the conferees agreed to establish a study committee to address these issues and report out its recommendations by November 1, 1999.

Rep. David W. Hess

HB 563, relative to names of limited liability partnerships and companies and cooperative associations.

The original reason for the House nonconcurrence was due to the lack of time to determine the purpose of the amendment. Once the Committee of Conference met and reviewed the Senate amendment, the House agreed that the amendment did help to ensure the bill's intent.

Rep. John B. Hunt

HB 584, relative to administrative license suspensions.

The Committee of Conference met and agreed to the bill as amended by the Senate with one change and that was we all agreed the effective date should be January 1, 2000.

Rep. Andrew Christie, Jr.

HB 685, relative to the duties of the New Hampshire land and community heritage commission and making an appropriation therefor.

This bill, as passed by the House accepts the interim findings of the New Hampshire Land and Community Heritage Commission, and directs the commission to complete its work on or before November 30, 1999, so that the General Court may have the necessary information and recommendations upon which to base its consideration of a new program to protect and preserve New Hampshire's national, cultural and historic resources. The Senate agreed to accede to the House position.

Rep. Michael D. Whalley

HOUSE BILLS

REGULAR CALENDAR

HB 25-FN-A, making appropriations for capital improvements.

The capital budget, HB 25, funding capital projects for the state in the next biennium has been agreed to by the Committee of Conference after a certain amount of give and take by both sides. The major funding items include: the Department of Administrative Services, \$4,300,550 for various projects including life safety code upgrades and renovations for energy efficiency upgrades; Community Technical College System, \$6,897,500, library accreditation, lab upgrades, critical repairs and Alan Shepard Memorial Wing design; Department of Environmental Services, \$7,463,263 for drinking water and waste water federal matching funds and Hazardous Waste Super Fund federal match; Health and Human Services, \$9,677,000 for lab safety improvements, roof replacement and information technology; Department of Resources and Economic Development, \$1,175,000 for radio system and various park facilities statewide; Department of Transportation, \$3,790,000 for ADA compliance statewide and FAA match for airport projects; Veterans Home total project \$10,000,000 with \$3,500,000 state and \$6,500,000 federal; University System, \$8,180,000 for Pettee Hall at UNH, NH Public Television and design for other buildings.

This budget is a very good budget for the majority of the citizens of the state, making appropriations for many projects in a variety of important areas.

Rep. Edwin O. Smith

HB 112-FN-A, relative to state taxes and other sources of revenue for funding an adequate education; authorizing electronic games of chance at racetracks, grand hotels, and resort hotels; relative to establishing the cost of an adequate education, and relative to creating a commission to study the methodology used in establishing the cost of an adequate education, and making

an appropriation therefor.

The conferees agreed to increase the tobacco tax by 15 cents. This tax would apply only to cigarettes. The conferees further agreed to establish a dedicated fund for tobacco use prevention and cessation programs, including school and community programs as well as counter-marketing efforts. The revenue for this fund would come from the tobacco settlement funds. The actual parameters of these programs will be established by legislation to be filed next session.

Rep. Donnalee Lozeau

HB 265, relative to the student trustees on the University System of New Hampshire board of trustees.

After several sessions, the Committee unanimously adopted the formula for allocating adequate education grants to the member school districts of cooperative school districts, as contained in HB 265 as amended by the Senate. This results in more equitable property tax rates among all member school districts of cooperatives, credits greater aid to the more property-poor member school districts, and carries out the intent of the Committee of Conference on HB 117. The Committee also agreed that kindergartens which first opened in school year 1998-99, or which will open in the coming biennium, will receive reimbursement at the rate of \$750 per pupil in accordance with existing law. Finally, an appropriation of \$1.7 million was included to cover the increased costs in kindergarten aid and aid to the Town of Stratford provided by this bill and HB 300, as enacted earlier this session.

Rep. Gene G. Chandler

HB 291, establishing a study committee for seed sterilization technology or "terminator" technology.

The agreed to proposal establishes a study committee for a three year period and requires the Commissioner of the Department of Agriculture to submit yearly reports on the status of the so-called terminator seeds, including any of his recommendations. The House conferees felt very strongly that since the so-called terminator seeds will not be available for at least five years, and more probably seven years, the proposed study committee and the Department of Agriculture would have ample time and opportunity to explore all avenues and file any necessary legislation to deal with the terminator seed issue. During this time many other states and the federal government will also be doing research and study. New Hampshire will be able to take advantage of this additional work.

Rep. David L. Babson, Jr.

HB 341, relative to the process for nonrenewal of teacher contracts.

The members of the Committee of Conference on HB 341 did not reach agreement on the teacher tenure issue. Although the House version represented the work of a task force and was supported by school boards, principals, superintendents, the State Board of Education, and the Governor's Office, the Senate insisted upon provisions that drastically changed the consensus reached by all other parties involved in order to satisfy the teachers unions who were the only group who did not support the bill. The Senate wanted to add a new review board called a "teacher appeals board" to provide an entirely new bureaucratic entity to review non-renewal decisions made by local school boards instead of allowing the state board of education a clearly defined review of local decisions. The Senate also wanted the standard of review for local board decisions to be a much looser review so that it would be more likely that local decisions could be overturned. The House conferees felt that the more than 3 years of work on this issue had already produced a consensus bill and they were not willing to concede to the Senate changes. The House members also believed that the Senate version was against the broad consensus reached by the task force. The Senate also added an amendment relative to bonding for vocational education centers. The House conferees did not feel that this was the proper vehicle for that discussion.

Rep. Jane E. O'Hearn

HB 491, relative to qualifying examinations for individuals seeking driver's licenses, and driver education course requirements.

The conferees agreed that all qualifying examinations for individuals seeking to obtain driver's licenses be conducted by the Department of Safety personnel. The conferees also agreed that persons under the age of 18 must complete an approved driver education course of not less than 10 hours of behind the wheel training. Additionally, this bill requires persons under the age of 18 to complete 20 hours of additional supervised driving time with a parent or guardian. No other changes were made to the bill.

Rep. Sherman A. Packard

HB 616, establishing a house study committee to consider issues related to the driver training fund.

The conferees agreed on the text of the bill, the only problem being a typo in the members section of the study committee. The change would be in lines 4 and 5 of the bill. The text will read ***The membership of the committee shall consist of three house members appointed by the speaker of the house.***

Rep. Sherman A. Packard

HB 664, establishing a study committee on rights of ownership to cemetery plots.

The study committee established regarding rights of ownership to cemetery plots as passed by the House stated that four members of the committee constituted a quorum. The Senate version removed the definition of quorum. The Committee of Conference agreed to an amendment stating that a majority of the study committee would vote on any findings and recommendations that will be reported to the Speaker of the House, the Senate President, the House Clerk, the Senate Clerk, the Governor, and the State Library on or before November 1, 1999.

Rep. Betsey L. Patten

HB 676, increasing fees for motor vehicle inspection stickers and establishing motor vehicle inspector positions and making an appropriation therefor.

The House conferees agreed to accede to the Senate amendment.

Rep. Sherman A. Packard

HB 684, requiring a 2/3 vote of both houses of the general court to increase the rate of the business enterprise tax and making technical corrections to 1999, HB 117.

This bill, as agreed to by the Committee of Conference, consists primarily of technical corrections to HB 117 recommended and drafted by Department of Revenue Commissioner Stan Arnold. These include definitional improvements as well as some technical changes to the utility property tax provisions. The bill also contains language recommended by the LBAO which clarifies the procedures for funding the state's adequate education grants. The bill also provides that all tax increment financing districts which had not issued bonds or otherwise incurred liabilities prior to April 29, 1999 would be included in the tax base used to raise the uniform education property tax. The bill further adds a provision establishing a minimum reimbursement of \$12,000 per municipality to cover the increased local administrative costs of the smaller towns incurred to implement HB 117. Such provision will assure adequate reimbursement to the smaller towns. The source of this minimum reimbursement will come from the existing \$4.6 million appropriation. The bill adds an appropriation of \$500,000 to cover reimbursement for additional municipal costs associated with computer hardware and software. Finally, this bill restores the super majority needed to raise the business enterprise tax which the committee of conference on HB 117 intended to repeal only for the purposes of adopting HB 117.

Rep. David W. Hess

HB 689-FN, establishing a committee to study campaign contributions and expenditures.

The Committee of Conference established a study committee to study campaign contributions and expenditures. Differences from the House version of this bill are the number of Senators increased from two to four. Reporting date changed from November 1, 1999 to December 1, 1999 in order to give the committee more time to work on the bill. The bill will be effective upon passage.

Rep. Lynn C. Horton

GOVERNOR'S VETO MESSAGE ON HB 527

June 25, 1999

To the Honorable Members of the General Court:

I have this day vetoed House Bill 527, An Act relative to the duties of the public utilities commission.

Section 2 of H.B. 527 repeals the existing state ethics law prohibiting the members of the Public Utilities Commission and senior staff of the commission from future employment with regulated utilities for two years and replaces it with a less rigorous restriction that covers fewer commission employees.

Under existing state law, "[n]o commissioner, executive director, finance director, general counsel, ombudsman or chief engineer of the commission shall accept any employment with any utility under the control of the commission until 2 years after he shall become separated from the commission." RSA 363:12-b.

Section 2 of H.B. 527 would replace that law with the following less restrictive provision: "For one year after leaving the employment of the commission, the commissioners and general counsel shall not appear as a lobbyist or as an advocate in any matter over which the commissioner or general counsel had direct responsibility while with the commission."

It is incumbent on public servants at all times to avoid both real and perceived conflicts between their personal financial interests and the interests of the people they serve. To make an ethics law covering the Public Utilities Commission less rigorous, particularly now, when two industries regulated by the Public Utilities Commission - the electric industry and the telecommunications industry - are currently undergoing significant structural changes that have immense financial implications, threatens to diminish people's faith in the integrity of government.

I would support the enactment into law of the remaining sections of H.B. 527 and have so advised the sponsor of this legislation, who has indicated his support for this veto.

Respectfully submitted,

Jeanne Shaheen

Governor

LAI D ON TABLE

CACR 12, relating to a 4-year term for the office of governor. Providing that beginning in the year 2002, the governor shall be elected every 4 years. (Pending question is on ought to pass.)

CACR 21, relating to gender neutral language in the constitution. Providing that all references to persons in the constitution shall be gender neutral. (Pending question is on inexpedient to legislate.)

HB 116-FN-A-L, establishing an alternative consumption tax as a source of funding for education and making an appropriation therefor. (Pending question is on re-refer to committee.)

HB 536, authorizing municipalities to exempt from the local property tax personal property employed in the generation and production of electric power. (Pending question is the adoption of the committee report.)

HB 549-L, relative to the minimum vote required for bond issues by municipalities. (Pending question is on inexpedient to legislate.)

HB 550-LOCAL, relative to the date town reports must be made available in towns which have adopted the official ballot referenda form of meeting. (Pending question is on inexpedient to legislate.)

HB 612-FN, relative to compensation paid to jurors. (Pending question is on the adoption of the committee report.)

HB 695-FN-A, providing an exemption under the interest and dividends tax for taxpayers on a limited income. (Pending question is on inexpedient to legislate.)

HB 703-FN-A-L, establishing a regional youth center pilot program in the city of Nashua and making an appropriation therefor. (Pending question is re-refer to committee.)

HR 10, affirming revenue estimates for fiscal year 1999. (Pending question is ordering to third reading.)

house bills amended by the senate

HB 25-FN-A, making appropriations for capital improvements. (House Nonconcurrent; C-of-C 6/23/99)

HB 56, establishing a procedure for reinstating corporate charters that have been expired for more than 3 years. (House Concurred 6/16/99)

HB 67, relative to termination of parental rights upon a finding of either child abuse or the commission of certain criminal offenses. (House Nonconcurrent; C-of-C 5/13/99)

HB 69, relative to the definition of employee under certain labor laws and relative to overtime pay for hourly employees. (House Nonconcurrent; C-of-C 6/16/99)

HB 82, establishing a committee to study financial arrangements among hospitals, physicians, and insurance companies. (House Concurred 6/16/99)

HB 89-FN-A, making an appropriation for a department of transportation study of the state house complex's space needs, and naming the newly constructed state highway bridge on Route 135 between the towns of Haverhill and Bath in honor of Raymond S. Burton. (SJ 26)

HB 109-FN-A-L, establishing a flat rate education income tax and a statewide education property tax to fund public education and making an appropriation therefor. (House Nonconcurrent 3/30/99)

HB 112-FN-A, relative to state taxes and other sources of revenue for funding an adequate education; authorizing electronic games of chance at racetracks, grand hotels, and resort hotels; relative to establishing the cost of an adequate education, and relative to creating a commission to study the methodology used in establishing the cost of an adequate education, and making an appropriation therefor. (House Nonconcurrent, C of C 6/29/99)

HB 117-FN-A-L, establishing a uniform education property tax and a utility property tax, increasing the business profit and real estate transfer taxes, and including other sources of revenue to provide funding for an adequate public education and making an appropriation therefor. (House Nonconcurrent; C-of-C 4/22/99)

HB 204-FN, relative to driving after license revocation or suspension. (House Concurred 6/9/99)

HB 206, relative to restrooms in restaurants. (House Concurred 5/20/99)

HB 207-FN-A, directing the office of state planning to conduct a study of the effects of sprawl in the state and making an appropriation therefor. (House Concurred 4/22/99)

HB 210, reinstating the corporate charter of C. A. B. Real Estate Inc. (House Concurred 4/29/99)

HB 213, relative to voting by prisoners. (House Concurred 6/29/99)

HB 215, placing restrictions on name changes for certain felons. (House Concurred 6/9/99)

HB 216, relative to release conditions pending trial for defendants in domestic violence, stalking, or protective order violation cases. (House Concurred 6/29/99)

HB 240, prohibiting the reintroduction of wolf populations to the state of New Hampshire. (House Concurred 5/13/99)

HB 249, relative to the membership of the rivers management advisory committee. (House Concurred 4/14/99)

HB 252, establishing a committee to study all aspects of the condominium act established under RSA 356-B. (House Nonconcurrent; C-of-C 6/23/99)

HB 265, relative to the student trustees on the New Hampshire board of trustees. (House Nonconcurrent; C-of-C 6/23/99)

HB 272-FN, relative to the use of laser pointing devices. (House Concurred 6/29/99)

HB 291, establishing a study committee for seed sterilization technology or "terminator" technology. (House Nonconcurrent; C-of-C 6/23/99)

HB 313-FN, relative to the regulation of the practice of optometry. (House Concurred 6/9/99)

HB 325, prohibiting "cramming" in telecommunications billing. (House Concurred 6/9/99)

HB 331, addressing hazardous waste and surface water quality violations incurred by the department of transportation identified by the state department of environmental services, and making an appropriation therefor. (House Nonconcurrent; C-of-C 6/29/99)

HB 333, relative to contracts between participating providers and managed care entities. (House Nonconcurrent; C-of-C 6/23/99)

HB 341, relative to the process for nonrenewal of teacher contracts. (House Nonconcurrent; C-of-C 6/30/99)

HB 345-FN, relative to harassment via the computer. (House Concurred 6/9/99)

HB 356, relative to the issuance of summons and notice in CHINS petitions. (House Concurred 6/22/99)

HB 358, relative to the term of office for members of the state board of education. (House Concurred 4/29/99)

HB 367, relative to requesting certifying scientists to appear at DWI hearings. (House Concurred 6/29/99)

HB 369, establishing a committee on educational programs on tobacco use for minors. (House Nonconcurrent; C-of-C 6/23/99)

HB 374, relative to the order of names on presidential primary election ballots. (House Concurred 6/9/99)

HB 399, allowing the secretary of state to have flexibility in moving the date of NewHampshire's presidential primary and changing the filing period for declarations of candidacy for candidates for president and vice-president at the presidential primary. (House Concurred 6/29/99)

HB 408, relative to drug formularies under managed care entries.(House Nonconcurrent; C-of-C 6/23/99)

HB 411, requiring voters to present identification. (House Nonconcurrent; C-of-C 6/29/99)

HB 428, relative to school administrative units. (House Nonconcurrent; C-of-C 6/9/99)

HB 431, establishing a committee to study methods and processes necessary to retain the traditional uses of White Mountain National Forest land, the impact of any change in designation, and relative to promoting the continual multiple use management of such land. (House Concurred 6/9/99)

HB 442, relative to charitable gift annuities. (House Concurred 5/13/99)

HB 444, relative to establishing a study committee to review reestablishing passenger rail service on the Eastern Line between Newburyport, Massachusetts and Kittery, Maine. (House Concurred 6/9/99)

HB 456, establishing a committee to study issues relating to the deaf community in NewHampshire. (House Concurred 6/9/99)

HB 463, relative to local regulation of junk yards and altering the definition of federal aid primary system for purposes of the laws regarding highway regulations, protection and control regulations. (House Nonconcurrent; C of C 6/22/99)

HB 473, establishing a committee to study the non-group health insurance market. (House Concurred 6/22/99)

HB 491, relative to qualifying examinations for individuals seeking driver's licenses, and driver education course requirements. (House Nonconcurrent; C-of-C 6/9/99)

HB 492-FN-A-L, reducing the state bond guarantee limit for wastewater projects. (House Concurred 6/29/99)

HB 513, relative to approved permissible fireworks. (House Concurred 5/13/99)

HB 519, requiring law enforcement agencies to adopt written policies regarding emergency responses and vehicular pursuits. (House Concurred 6/16/99)

HB 525, relative to special number plates for certain veterans. (SJ 26)

HB 527, relative to the duties of the public utilities commission. (House Concurred 6/9/99)

HB 532, establishing a commission to study early childhood education. (House Concurred 6/16/99)

HB 541, establishing a committee to study the upgrade of Routes 11 and 140. (House Concurred 6/9/99)

HB 562, relative to the date of decision for appeals of zoning matters. (House Nonconcurrent; C-of-C 6/23/99)

HB 563, relative to names of limited liability partnerships and companies and cooperative associations. (House Nonconcurrent; C-of-C 6/30/99)

HB 566, relative to the supervision of the driver education program. (House Concurred 6/9/99)

HB 584, relative to administrative license suspensions. (House Nonconcurrent; C-of-C 6/29/99)

HB 596, making technical corrections to certain laws administered by the department of revenue administration and extending the temporary tax rate of the communications services tax through the biennium ending June 30, 2001. (House Concurred 6/29/99)

HB 604, relative to filling a vacancy in the office of county commissioner. (House Concurred 6/16/99)

HB 616, establishing a house study committee to consider issues related to the driver training fund. (House Nonconcurrent; C-of-C 6/29/99)

HB 626, relative to revising the laws regulating accountancy. (SJ 26)

HB 658, relative to certification, registration, and insurance requirements for recovery agents who assist bail agents and sureties. (House Concurred 6/29/99)

HB 664, establishing a study committee on rights of ownership to cemetery plots. (House Nonconcurrent; C-of-C 6/9/99)

HB 666, relative to the taxation of sand, gravel, loam and other similar substances. (SJ 26)

HB 667, relative to the quorum required for sessions of the supreme court. (House Concurred 6/16/99)

HB 675-FN, extending the applicability of postsecondary educational assistance for New Hampshire national guard members and requiring an annual reporting from state-supported postsecondary institutions. (House Concurred 6/23/99)

HB 676, increasing fees for motor vehicle inspection stickers and establishing motor vehicle inspector positions and making an appropriation therefor. (House Nonconcurrent; C-of-C 6/29/99)

HB 684, requiring a 2/3 vote of both houses of the general court to increase the rate of the business enterprise tax and making technical corrections to 1999, HB 117. (House Nonconcurrent; C-of-C 6/30/99)

HB 685, relative to the duties of the New Hampshire land and community heritage commission and making an appropriation therefor. (House Nonconcurrent; C-of-C 6/29/99)

HB 687, establishing the criminal offense of identity fraud. (House Concurred 6/29/99)

HB 689-FN, establishing a committee to study campaign contributions and expenditures. (House Nonconcurrent; C-of-C 6/9/99)

HB 714-FN, changing the potential penalties for certain acts of solicitation and conspiracy to commit murder and attempted murder to life in prison. (House Concurred 6/9/99)

HB 721, relative to procedures regarding delinquent children under RSA 169-B. (SJ 26)

HB 739, eliminating certain restrictions on the number of days bingo volunteers may serve. (House Concurred 6/29/99)

HB 741, relative to the ratio of apprentices to journeymen in trade or industry apprenticeship programs. (House Concurred 6/29/99)

HB 742, defining "domestic employee" for purposes of workers' compensation. (House Concurred 6/22/99)

HB 745-L, authorizing the town of Ashland to call a special meeting for the purpose of raising money to address a general fund

deficit. (House Concurred 6/22/99)

HJR 2, urging that federal air pollution programs not punish early adopters of air pollution control technology. (House Concurred 6/23/99)

COMMITTEES OF CONFERENCE

HB 25-FN-A, making appropriations for capital improvements. **REPORT FILED**

HB 69, relative to the definition of employee under certain labor laws and relative to overtime pay for hourly employees. **REPORT FILED**

HB 112-FN-A, relative to state taxes and other sources of revenue for funding an adequate education; authorizing electronic games of chance at racetracks, grand hotels, and resort hotels; relative to establishing the cost of an adequate education, and relative to creating a commission to study the methodology used in establishing the cost of an adequate education, and making an appropriation therefor. **REPORT FILED**

HB 252, establishing a committee to study all aspects of the condominium act established under RSA 356-B. **REPORT FILED**

HB 265, relative to the student trustees on the New Hampshire board of trustees. **REPORT FILED**

HB 291, establishing a study committee for seed sterilization technology or "terminator" technology. **REPORT FILED**

HB 331, addressing hazardous waste and surface water quality violations incurred by the department of transportation identified by the state department of environmental services, and making an appropriation therefor. **REPORT FILED**

HB 333, relative to contracts between participating providers and managed care entities. **REPORT FILED**

HB 341, relative to the process for nonrenewal of teacher contracts. **REPORT FILED**

HB 369, establishing a committee on educational programs on tobacco use for minors. **REPORT FILED**

HB 408, relative to drug formularies under managed care entries. **REPORT FILED**

HB 411, requiring voters to present identification. **SENATE REFUSED TO ACCEDE**

HB 428, relative to school administrative units. **REPORT FILED**

HB 463, relative to local regulation of junk yards and altering the definition of federal aid primary system for purposes of the laws regarding highway regulations, protection and control regulations. **REPORT FILED**

HB 491, relative to qualifying examinations for individuals seeking driver's licenses, and driver education course requirements. **REPORT FILED**

HB 562, relative to the date of decision for appeals of zoning matters. **REPORT FILED**

HB 563, relative to names of limited liability partnerships and companies and cooperative associations. **REPORT FILED**

HB 584, relative to administrative license suspensions. **REPORT FILED**

HB 616, establishing a house study committee to consider issues related to the driver training fund. **REPORT FILED**

HB 664, establishing a study committee on rights of ownership to cemetery plots. **REPORT FILED**

HB 676, increasing fees for motor vehicle inspection stickers and establishing motor vehicle inspector positions and making an appropriation therefor. **REPORT FILED**

HB 684, requiring a 2/3 vote of both houses of the general court to increase the rate of the business enterprise tax and making technical corrections to 1999, HB 117. **REPORT FILED**

HB 685, relative to the duties of the New Hampshire land and community heritage commission and making an appropriation therefor. **REPORT FILED**

HB 689-FN, establishing a committee to study campaign contributions and expenditures. **REPORT FILED**

SB 30, relative to the cruelty to animals law. **HOUSE ADOPTED REPORT 6/29/99**

SB 47-FN, relative to compensation for time lost by fish and game conservation officers for injuries received in the line of duty, and restoring certain leave time for a conservation officer injured while on duty on August 19, 1997. **REPORT FILED`**

SB 70, changing the safe drinking water standard for MTBE. **REPORT FILED**

SB 101, relative to landlord-tenant obligations. **REPORT FILED**

SB 124, establishing a committee to study the integration of technology at the state and municipal level. **REPORT FILED**

SB 140, relative to ear and body piercing. **REPORT FILED**

SB 158, relative to indecent exposure. **REPORT FILED**

SB 183, establishing a New Hampshire health access corporation and continually appropriating a special fund and making an appropriation therefor, requiring the department of health and human services to make a biennial report on the health status of New Hampshire residents, relative to certain transfers to the health care fund, and relative to rates for pharmaceutical services. **REPORT FILED**

SB 204, establishing the New Hampshire excellence in higher endowment trust fund. **REPORT FILED**

SB 214, relative to ambulatory surgical facilities and establishing a committee to study the health services planning review board. **REPORT FILED**

SB 224, relative to stenographic records and availability of transcripts of adjudicative hearings before licensing boards. **REPORT FILED**

COMMITTEE MEETINGS

TUESDAY, JULY 6

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. Subcommittee work session on **HB 571**, relative to joint legal and physical custody of children and **HB 628**, relative to the relocation of the principal residence of a child.

MONDAY, JULY 12

LONG-RANGE CAPITAL PLANNING AND UTILIZATION (RSA 17-M), NH Hospital, Acute Psychiatric Services Building, Conference Room

1:30 p.m. Subcommittee meeting.

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

10:00 a.m. Rescheduled regular meeting.

WEDNESDAY, JULY 14

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

9:00 a.m. Regular business.

9:30 a.m. Audit: State of New Hampshire Department of Education Special Education Catastrophic Aid Program Performance Audit report July 1999.

FRIDAY, JULY 16

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

9:00 a.m. Regular meeting.

MONDAY, JULY 19

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

1:00 p.m. Regular meeting.

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

9:30 a.m. Rescheduled regular meeting.

FRIDAY, JULY 30

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

1:00 p.m. Rescheduled regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

The Hillsborough County Executive Committee will meet on Friday, July 16 at 9:30 a.m. at the Hillsborough County Complex, Goffstown.

Rep. Robert S. Mercer, Chairman

Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

The Rockingham County Executive Committee will meet Friday, July 30 at 9:30 a.m. in the Hilton Auditorium, Rockingham County Nursing Home, Brentwood to review the second quarter budget.

Rep. Jon P. Beaulieu, Chairman

Rockingham County Executive Committee

A summary of the Judicial Conduct Committee's May meeting is available at the Sergeant-at-Arms counter for those interested.

Donna Sytek, Speaker

Softbound volumes of the 1998 Session Laws are now available for those who signed up for them in the Office of Legislative Services, Room 109, State House. There are a number of extra volumes available to House and Senate members on a first come, first serve basis.

Richard E. Amidon, Director
Office of Legislative Services

REVISED AMENDED FISCAL NOTES

The following HBs have a revised or amended fiscal note: HBs 66, 67, 69, 84, 89, 108, 109, 116, 118, 119, 120, 124, 224, 237, 245, 272, 274, 297, 311, 325, 346, 395, 424, 417, 443, 453, 464, 477, 486, 494, 495, 501, 522, 537, 546, 549, 565, 574, 576, 579, 596, 599, 601, 602, 605, 606, 608, 612, 615, 616, 620, 624, 625, 626, 639, 641, 643, 645, 649, 650, 652, 653, 655, 658, 672, 676, 685, 689, 692, 693, 694, 695, 696, 698, 699, 707, 715, 719, 722, 726, 727, 728, 733, 734, 735 and 738.

Leo J. Callahan, Assistant Clerk

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

- Paul A. Golden, PO Box 26, Center Barnstead, New Hampstead 03225-0026
- Philip J. McColgan, Jr., 162 Old Gage Road, Pelham, New Hampshire 03076-2635
- Robert H. Milligan, 42 Patten Road, Merrimack, New Hampshire 03054-3064
- Norma A. Sabella, 4 Birchwood Drive, Derry, New Hampshire 03038-3937
- Frank M. Schanda, 22 Maplecrest, Newmarket, New Hampshire 03857-1402
- 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.

The Ranking Democrats will be meeting each Wednesday in Room 101 of the LOB at 9:00 a.m.
Rep. Marion L. Copenhaver

Members of the Rockingham County Delegation challenge friends and other legislative members to an afternoon of golf on

Friday, July 23 at 12:30 p.m. at the Apple Hill Golf Club on Route 107, East Kingston (formerly East Kingston Golf Course). It should be an enjoyable day of golf and anyone interested, please contact Rep. John Whittier at 642-8744.

Rep. Richard E. Dolan

The Department of Transportation will hold the following meetings:

July 13 – Northfield Town Hall, 21 Summer Street, Northfield, 7:00 p.m. Public informational meeting, Northfield-Tilton, bridge rehabilitation.

July 26 – Exeter Office Building, Nowak Room, 10 Front Street, Exeter, 7:00 p.m. Public hearing (Selectmen), Exeter, Lincoln Street railroad platform and parking area.

Rep. Edwin O. Smith, Chairman

Public Works and Highways