

HOUSE RECORD

Second Year of the 156th Session of the General Court Calendar and Journal of the 2000 Session

Vol. 22 Concord N.H. Friday, January 21, 2000 No. 9

Contains: Hearings, Notices, Subcommittee Work Sessions, Reports and Amendments for January 27.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet on Thursday, January 27 at 10:00 a.m. We do not expect a long session, so it is possible that committees will have time to work on their bills that afternoon. We have encouraged committee chairmen to schedule executive sessions that day, and your attendance is strongly encouraged so that we can finish our work by the deadlines we have adopted.

Depending on the number of bills reported out by committee it is possible that we will be in session on Thursday, February 3.

I am pleased to announce the appointment of Representative John Tholl of Whitefield as vice chairman of the Legislative Administration Committee.

This mailing includes a revised copy of the last page of your voting record showing the final votes of the 1999 session.

Chairmen and Vice Chairmen will meet on Tuesday, January 25 at 9:00 a.m. in Room 201, LOB.

Donna Sytek, Speaker

NOTICE

There will be a Democratic Caucus on Thursday, January 27 at 9:00 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter H. Burling, Democratic Leader

HOUSE DEADLINES

February 10, 2000, Thursday Last day to act on remaining re-referred bills

February 24, 2000, Thursday Last day to act on all bills going to a second committee

March 30, 2000, Thursday Last day to act on all remaining House bills

April 20, 2000, Thursday Last day to act on all Senate bills going to a second committee

May 18, 2000, Thursday Last day to act on Senate bills

May 23, 2000, Tuesday Last day to form committees of conference

May 26, 2000, Friday Last day to sign off on Committee of Conference reports

May 31, 2000, Wednesday Last day to act on Committee of Conference reports

THURSDAY, JANUARY 27

CONSENT CALENDAR

CHILDREN AND FAMILY LAW

HB 1212, relative to extending the reporting date of the open adoption study committee. OUGHT TO PASS

Rep. Laura C. Pantelakos for Children and Family Law: The committee felt that more time was needed to study this issue. Vote 13-0.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 1130, relative to persons conducting alcohol concentration tests. OUGHT TO PASS WITH AMENDMENT

Rep. John E. Tholl, Jr. for Criminal Justice and Public Safety: This bill re-establishes the right of a defendant to confront the evidence against him/her at trial when RSA 265:90 was amended to permit the certifying scientist to testify at trial rather than the chemist performing the test. It inadvertently removed the right for the defendant to question the person performing the breath test. The committee felt that this was a fairness issue. The amendment only changes the effective date to upon passage. Vote 14-0.

EDUCATION

HB 1136, adding the dean of the college for lifelong learning to the university system of New Hampshire board of trustees. OUGHT TO PASS WITH AMENDMENT

Rep. David E. Larrabee, Sr. for Education: This bill corrects an inequity in the university system of three out of four Presidents being on the Board of Trustees. This legislation includes the President of the College of Life Long Learning. The amendment corrects language in other sections of the law referring to CLL. The committee recognizes the inflated number of trustees on the Board and instructed a letter be sent to the University Oversight Committee to review and make recommendations on this issue. Vote 14-1.

HCR 29, promoting the development and implementation of a financial literacy curriculum for primary school pupils in New Hampshire. INEXPEDIENT TO LEGISLATE

Rep. Elizabeth K. Hoadley for Education: The committee agrees with the intent of the bill. Financial literacy, however, is already embedded in New Hampshire's public school curriculum, through the economics portion of the social studies standards at the elementary levels and through the graduation requirement of economics at the secondary level. The selection of instructional materials lies with teachers, administrators and local school policy. Rather than try to legislate a specific curriculum, the committee would urge individuals and organizations to provide both materials and technical support to teachers who are committed to teaching these skills. Vote 14-1.

ELECTION LAW

HB 1150, relative to voter registration for official ballot meetings. OUGHT TO PASS

Rep. Jane A. Clemons for Election Law: This bill allows persons to register to vote at the polling place at official ballot meetings where persons may vote by absentee ballot. Vote 15-0.

HB 1198, establishing a procedure for the 2001 voter checklist verification. OUGHT TO PASS WITH AMENDMENT

Rep. Raymond Buckley for Election Law: The committee strongly supports accurate voter checklists. This bill, supported by the Town Clerk's Association, would significantly aid in our effort to have accurate up-to-date voter checklists by removing the name of any person who failed to vote in **any** election in the calendar year 2000. Any election includes the presidential primary, municipal election, state primary, general election or any special election. With same day voter registration, we believe no actual voter would be disenfranchised. Vote 17-0.

ENVIRONMENT AND AGRICULTURE

HB 1186, extending the reporting date of the Sullivan county regional refuse disposal district issues study committee. OUGHT TO PASS

Rep. John G. Tuthill for Environment and Agriculture: This bill extends the reporting date of the committee studying issues pertaining to the Sullivan County Regional Refuse Disposal District. The committee shall report and make recommendations for legislation on or before November 1, 2000. Vote 15-0.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 1175, relative to license renewal for dental hygienists. OUGHT TO PASS

Rep. Syliva A. Holley for Executive Departments and Administration: This bill changes the year of license renewal for dental hygienists from even-numbered years to odd-numbered years. Presently, both dentists and dental hygienists are renewed in even numbered years. By changing hygienist license renewal to odd-numbered years, the board's workload would be more evenly distributed and the office more efficient. Vote 15-0.

HB 1176, relative to publication of notice of meetings of the joint health council. INEXPEDIENT TO LEGISLATE

Rep. Alida I. Millham for Executive Departments and Administration: The Joint Health Council consists of representatives from the Board of Nursing, the Board of Pharmacy and the Board of Medicine who meet to determine and revise the drug formulary for advanced registered nurse practitioners. Given the importance of the council and the relationship between the board, it is appropriate to continue to post the notice of their meetings in the House and Senate calendars. Vote 15-0.

HB 1223, changing the name, amending the duties, and extending the reporting date of the committee to study the unclassified salary structure for state officers. OUGHT TO PASS

Rep. Merton S. Dyer for Executive Departments and Administration: This bill will continue the committee established by Chapter 203:3 of the 1999 session and extend the reporting date for the study of the unclassified study committee. The committee working with the Department of Administrative Services needs to be continued so that the completed study can be ready by late summer and legislation, if needed, can be drafted for the 2001 session. Vote 13-0.

FINANCE

HB 1117-FN-A, establishing a retail sales fee on alcoholic beverages. INEXPEDIENT TO LEGISLATE

Rep. O. Alan Thulander for Finance: At the request of the prime sponsor, the bill was withdrawn from legislative consideration. Vote 18-0.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 1142, establishing a study committee to evaluate the Medicaid "In and Out" Program. INEXPEDIENT TO LEGISLATE

Rep. Marion L. Copenhaver for Health, Human Services and Elderly Affairs: The committee heard testimony about the Medicaid "In and Out" program that is complicated by federal regulations regarding eligibility. The basic issue of explaining these qualifications seemed to be centered in one district office. The Health and Human Services Oversight Committee will be monitoring this program at future meetings. Vote 13-1.

HB 1206, extending the reporting date of the committee studying alcohol and drug abuse prevention. OUGHT TO PASS

Rep. Walter D. Ruffner for Health, Human Services and Elderly Affairs: This is an extremely important function and the committee is discovering abundant and relevant information that can be positive and a remedial benefit to those who are tragically affected by the abuse of drugs or alcohol. The members of the committee have asked for more time to materialize their findings and uncovering more information. Vote 11-0.

HB 1256, clarifying certain health care laws. OUGHT TO PASS

Rep. James P. Pilliod for Health, Human Services and Elderly Affairs: This bill relieves retired physicians from the quarterly task of filing ownership interests in medical service entities since there is no financial implications after retirement which

would require disclosure under federal or state law. Vote 13-0.

HB 1272, allowing school nurses to possess and administer epinephrine for certain emergency treatment. OUGHT TO PASS

Rep. James P. Pilliod for Health, Human Services and Elderly Affairs: This bill would provide additional protection to schoolchildren, especially in cases of an anaphylactic shock emergency. This problem was of particular concern to school nurses who would be substantially relieved by the passage of this bill, which authorizes school nurses to possess the proper medication and equipment. Vote 14-0.

HB 1301, relative to regional appointments to the state committee on aging. OUGHT TO PASS WITH AMENDMENT

Rep. Alphonse Haettenschwiler for Health, Human Services and Elderly Affairs: The committee heard only testimony supporting this legislation which insures that there will be at least one member on the State Committee on Aging from each county. It also updates current legislation to reflect that the Division of Elderly and Adult Services of the Department of Health and Human Services and Elderly Affairs receives federal or other funds rather than the committee. Vote 14-0.

HB 1325, establishing a study committee to address smoking in motor vehicles. INEXPEDIENT TO LEGISLATE

Rep. Peter Batula for Health, Human Services and Elderly Affairs: Although well intentioned, the committee was totally convinced that this was an educational situation not a law enforcement situation. In addition, if a law were established/passed, enforcement would be next to impossible. In the opinion of the committee, the implied study committees' effort would be to make it a law enforcement issue. Vote 14-0.

HB 1337, repealing the New Hampshire foundation for mental health. OUGHT TO PASS

Rep. Joseph Manning for Health, Human Services and Elderly Affairs: The New Hampshire Foundation for Mental Health came into existence when the then, new NH hospital was first opened in the 1980's. The foundation board was charged with finding grant monies for programs at the hospital. Since the department did, and still does fine work in this regard, the Board ceased to meet nine years ago, but this "no longer necessary law" has never been taken off the books. The department concurs with our vote. Vote 13-1.

HB 1379, establishing a long-term care council. INEXPEDIENT TO LEGISLATE

Rep. Andre A. Martel for Health, Human Services and Elderly Affairs: This particular bill would establish a new council to oversee long-term care policies in the state. Oversight on this issue already exists in the Health and Human Services Oversight Committee. There is also, an existing 16-member Long Term Care Institute, which has a distinct interest in long term care in New Hampshire. Vote 14-0.

HB 1394, requiring physicians to conduct examinations of the entire colon for certain patients. INEXPEDIENT TO LEGISLATE

Rep. Walter Ruffner for Health, Human Services and Elderly Affairs: The committee deemed it inappropriate to legislate medical practices. The concerns of the sponsor of this bill are indeed understandable and the support of this practice of colonoscopies is highly noted. Vote 14-0.

HB 1538-FN, relative to coverage of treatment for periodontal disease for adults on medicare or medicaid. INEXPEDIENT TO LEGISLATE

Rep. Alphonse Haettenschwiler for Health, Human Services and Elderly Affairs: The committee had great sympathy for the problem that this proposed legislation seeks to address. The problem of dental care for low-income adults is a longstanding problem that certainly needs to be addressed, but in a much broader context than only non-surgical treatment of periodontal disease. The committee stands ready to review any proposed legislation that looks at the broad issue of dental care for adults under Medicaid. Also, as the budget for the biennium is set, any monies spent in this proposed program would have to come from existing programs that already may have limited funds. Vote 14-1.

JUDICIARY

CACR 35, relating to malfeasance and crime in state agencies. Providing that a permanent grand jury shall be established to review and investigate all actions by agencies of the state of New Hampshire and all indictments arising therefrom shall be prosecuted promptly and without delay. INEXPEDIENT TO LEGISLATE

Rep. John M. Pratt for Judiciary: Though well intentioned as an effort to insure that all divisions of state government hold themselves accountable to the people they serve, in the judgment of the committee, the proposed constitutional amendment is over broad in its language and could subject every employee of the state, who has taken an "action", to the possibility of a grand jury indictment. Vote 14-2.

HB 1233, relative to interest on judgments. OUGHT TO PASS WITH AMENDMENT

Rep. Robert H. Rowe for Judiciary: Presently, interest is assessed on judgments under two separate statutes. The current law provides for accrual of interest from the commencement of the action until the entry of the verdict. Another law allows interest to be assessed after execution is taken. This bill consolidates the existing law and clears the ambiguity and provides continuity in assessing interest from the entry of the action until final tender. Vote 14-0.

HB 1263-FN, establishing the crime of the misrepresentation of law or facts of a case by a state judicial, executive, or legislative official. INEXPEDIENT TO LEGISLATE

Rep. Robert H. Rowe for Judiciary: This bill establishes the Judiciary Committee of the N.H. House of Representatives as a judicial power to impose the penalty of a Class B felony on the judicial, executive or legislative offices who knowingly or otherwise misrepresent the law or facts of a case in a ruling, order, judgment, opinion or decree. The committee believes that the bill violates the separation of powers under Article 37 of the N.H. Bill of Rights. However, the committee also believes that the philosophy expressed in this bill has merit, but this bill is not the vehicle to bring the matter into law. Vote 14-3.

HB 1477-FN-L, relative to notification of public proceedings. INEXPEDIENT TO LEGISLATE

Rep. Terri C. Dudley for Judiciary: The committee felt that the notification laws and process now in place are working adequately. This bill has the potential to have substantial financial impact on all towns, counties and state governments. This raised Art. 28-A red flags. Further, the bill was drafted so specifically as to **where** a notice was to be posted that it just couldn't be applicable on a statewide basis. There was also a problem with daily, weekly and monthly newspaper notices. The committee felt that we should leave well enough alone. Vote 16-0.

HB 1486-FN, making the penalty for the offense of official oppression a felony and creating a civil cause of action against public officials for abuse of office or improper influence. INEXPEDIENT TO LEGISLATE

Rep. Robert H. Rowe for Judiciary: This bill dramatically increases the penalties for breach of the public trust, from a misdemeanor to a Class B felony. Further it shifts the burden of proof from the complaining party to prove the allegation against the official, to requiring the public official to prove he or she is innocent. This bill will also authorize a civil cause of action against a public official. This bill might have a chilling effect on volunteerism in all levels of government from towns to state government. Vote 16-0.

MUNICIPAL AND COUNTY GOVERNMENT

HB 1122, relative to firewards. INEXPEDIENT TO LEGISLATE

Rep. Anthony F. Simon for Municipal and County Government: This bill would have prohibited fire chiefs who were appointed by the firewards from, at the same time, being a fireward. Current law is the product of a study committee which approximately seven (7) years ago considered this subject thoroughly. Municipal and County Government found that passing this bill would affect the operations of fire departments in many communities in the state. Furthermore, municipalities already have the authority to enact this prohibition if they so choose. Vote 15-0.

HB 1425-L, relative to driveway permits. INEXPEDIENT TO LEGISLATE

Rep. William J. Kelley for Municipal and County Government: This bill would transfer the authority to issue driveway permits from Planning Boards to Boards of Selectmen and city councils. The committee unanimously agreed that this authority should not be transferred and should continue to be where it belongs, with the Planning Board. Vote 16-0.

PUBLIC WORKS AND HIGHWAYS

HB 1141, relative to access highways to public waters. OUGHT TO PASS

Rep. John R. Cloutier for Public Works and Highways: This bill would permit new boating access highways to be called Class III-a highways, to be laid out subject to the condition that they may not be maintained during the winter months. Also, such highways may be laid out subject to gates and bars or restricted to the accommodation of foot or vehicular traffic or both if federal funds are not used. Under the bill, Fish and Game Department's executive director may petition the Governor and Council to discontinue such highways. Finally, the bill also eliminates the requirement that refurbished service roads included in the statewide public boat access program be laid out as limited access facilities. The Public Water Access Advisory Board chair testified at the hearing that his board is in favor of the bill. Vote 14-0.

HB 1245, relative to notice of railroad construction projects. INEXPEDIENT TO LEGISLATE

Rep. Barbara L. Spear for Public Works and Highways: The existing procedures for rebuilding, modernization or maintenance projects for rail lines include working with the local community to keep the inconvenience to that community to a minimum. The incident in Wakefield, where the highway crossing was closed without notice by the railroad causing much disruption to the community, was unfortunate, but was an exception to the usual procedure. The committee was very concerned with this possible disregard for other forms of transportation other than railroads. We felt that these occurrences should be watched closely and will respond with legislation. Vote 14-0.

HB 1566-FN, relative to perambulation between states. OUGHT TO PASS

Rep. Barbara L. Spear for Public Works and Highways: Terminology for all the boundaries between New Hampshire and neighboring states should be the same. This bill recodifies old statutes and makes them gender neutral. Vote 14-0.

RESOURCES, RECREATION AND DEVELOPMENT

HB 1287, relative to the membership of the water council. OUGHT TO PASS

Rep. MaryAnn N. Blanchard for Resources, Recreation and Development: This bill authorizes "designees" for ex-officio members of the Water Council and requires members of this Council to take an oath. This Council acts on Department of Environmental Services (DES) grants and loans, reviews administrative rules for water issues, decides appeals of DES orders among other responsibilities. Attendance is very important and consistency of representation from each of the five ex-officio members is essential for thorough review of all matters that come before the Council. There was no testimony opposed to this bill. Vote 15-0.

HB 1306, relative to boating on Sandogardy Pond in the town of Northfield. INEXPEDIENT TO LEGISLATE

Rep. David M. Lawton for Resources, Recreation and Development: This bill would ban petroleum-powered motor boats on the waters of Sandogardy Pond, an approximately (41) acre water body in the town of Northfield. Also, the bill would require that any fines collected as a result of the ban be paid to the town. There was significant local opposition to the ban including the board of selectmen of Northfield, as well as several shorefront property owners. Since the Department of Safety currently has in place a good hearing/approval process to impose such bans, the majority of the committee recommends that HB 1306 be voted inexpedient to legislate. Vote 14-1.

HB 1386, designating segments of the Souhegan River as protected under the rivers management and protection program. OUGHT TO PASS

Rep. Timothy D. O'Connell for Resources, Recreation and Development: Towns along the Souhegan River are experiencing continual development pressure. The nomination process received strong regional support, together with active involvement of numerous agencies, and associations. The acceptance of the Souhegan River into the Rivers Management Protection Program will result in greater community awareness and co-operation in managing this resource. Vote 15-0.

TRANSPORTATION

HB 1161, making technical changes to the New Hampshire Aeronautics Act and establishing a committee to study revisions to the state aeronautics laws. OUGHT TO PASS

Rep. Robert H. Milligan for Transportation: This bill recommends technical corrections to New Hampshire State Aeronautics laws, with assistance of an appointed study committee. This bill is a request of the NH State Aeronautics Commission. Vote 15-0.

HB 1290, relative to liability for motor vehicle state inspection, registration, and equipment violations. INEXPEDIENT TO

LEGISLATE

Rep. Sherman A. Packard: After hearing the sponsor's intent of this bill, the committee decided to take up the subject matter in HB 1193-FN, currently before the Transportation Committee. The committee felt that this bill did not accomplish the sponsor's goals. It is the committee's intent to accomplish these intentions in HB 1193-FN. Vote 14-1.

HB 1353, raising driver testing standards. INEXPEDIENT TO LEGISLATE

Rep. George A. LaPorte for Transportation: Since the prime sponsor has spoken to the Commissioner of the Department of Safety, they feel that they can improve testing within the Department of Safety. Vote 16-0.

HB 1378, establishing a task force to conduct an ongoing study of the feasibility of re-establishing passenger rail service on the Eastern Line from Newburyport, Massachusetts to Kittery, Maine. OUGHT TO PASS

Rep. George N. Katsakiores for Transportation: This bill establishes a task force to monitor the revitalization of the Newburyport, MA to Kittery, ME rail corridor. This rail service would provide economic benefit to the Seacoast area. The task force will cite the benefits to the Pease and Port Authorities with regards to commuter and tourist rail service, as well as economic benefit. The task force will report every six months to the Speaker of the House, the President of the Senate and the Governor. Vote 15-0.

HB 1409, establishing a committee to study the feasibility of reestablishing the Lawrence, Massachusetts to Manchester, New Hampshire rail service line and the Concord to Lebanon Northern passenger rail service line. OUGHT TO PASS WITH AMENDMENT

Rep. George N. Katsakiores Transportation: With interest in developing a multi-model transportation system in New Hampshire, with railroad advocates promoting the reintroduction of rail transportation in our state, a study committee would look at the most important corridor, from Lawrence, MA to Lebanon, NH. This is the first step in revitalization of the Boston to Montreal service. The study committee hopefully will report their findings positive, and provide the Legislature with a great deal of knowledge as to rail service restoration and its economic benefit to our state. Vote 15-0.

HB 1588, relative to the authority of the department of transportation regarding rail safety inspections. OUGHT TO PASS WITH AMENDMENT

Rep. George N. Katsakiores for Transportation: This bill authorizes the Department of Transportation Commissioner to carry out railroad safety inspections as prescribed by the Secretary of Transportation under the authority of the Federal Railroad Safety Act of 1970. For railroad properties not subject to federal regulations, the Commissioner may adopt rules under RSA 541-A and carry out such inspections as are necessary to maintain safety within the state. Vote 15-0.

WILDLIFE AND MARINE RESOURCES

HB 1167, exempting certain dog trainers from the requirement of possessing a hunting license. INEXPEDIENT TO LEGISLATE

Rep. Dennis F. Abbott for Wildlife and Marine Resources: It was agreed, by the sponsors and the Fish and Game Department, that the intent of this bill regarding the training of hunting dogs could and is being met by rulemaking pursuant to RSA 541-A. Therefore, the committee and the sponsors request that the bill be made Inexpedient To Legislate. Vote 13-0.

HB 1225, relative to the name of the department of fish and game. OUGHT TO PASS

Rep. Gene G. Chandler for Wildlife and Marine Resources: During the summer, the Fish and Game Department held hearings regarding possible name changes for the Department. Given that our deadline for filing bills was after the hearings were to conclude, and understanding the strong objections of sportsmen and sportswomen to changing the name of the Department, it was necessary to file a bill to ensure that the name remained the Fish and Game Department. While the hearings showed the strong public objection to a name change and the Fish and Game Commission voted to not recommend a change, all the sponsors and the Wildlife and Marine Resources Committee, by unanimous vote, concluded the bill should pass as written, thereby firmly establishing the traditional and long respected name, The Fish and Game Department. Vote 14-0.

HB 1262-FN, establishing a fly-fishing stamp for persons possessing a fishing license who wish to fly-fish in waters designated fly-fishing only. INEXPEDIENT TO LEGISLATE

Rep. Betsy McKinney for Wildlife and Marine Resources: The theory that fly-fishing is elitist prompted this legislation, however, testimony did not support this perception. Fish and Game Department uses fly-fishing to help maintain fish levels and conservation of smaller areas from overfishing, i.e. fly-fishermen don't catch as many fish as "bait" fishermen. Nothing prohibits any "bait" fisherman from becoming a fly-fisherman. Committee felt this legislation was unnecessary. Vote 11-2.

HB 1455, relative to residency requirements for persons over 68 possessing a special complimentary license to hunt, fish, or trap. OUGHT TO PASS WITH AMENDMENT

Rep. Robert J. L'Heureux for Wildlife and Marine Resources: The original bill dealt with special hunting, fishing and trapping licenses for persons over 68 and while the committee felt there was some merit in this concept, it became readily apparent that the bill created more problems than it would solve. The Fish and Game Department had come to the committee with a late request to have legislation passed to allow the Department to sell licenses electronically on the Internet with bonded agents. Even though the proposal was germane to the original license bill, the committee held a public hearing on the Department's idea and voted unanimously to support the amendment which replaces the original bill. Vote 14-0.

HB 1604-FN-L, establishing the position of state animal control officer. REFER FOR INTERIM STUDY

Rep. Dennis F. Abbott for Wildlife and Marine Resources: This bill establishes the position of a statewide animal control officer to act as a resource for towns and cities, and accordingly, to provide technical backup. The committee feels that the legislation has merit, but the question of an unfunded mandate must be addressed and suitable funding found. Vote 14-0.

THURSDAY, JANUARY 27

REGULAR CALENDAR

COMMERCE

SB 147, relative to self-referrals for chiropractic care under managed care organizations. OUGHT TO PASS WITH AMENDMENT

Rep. Martha Fuller Clark for Commerce: This bill was re-committed to the committee for a minor correction. The original committee amendment provided for a "maximum" of 12 direct access chiropractic visits under managed care for those plans that choose to sell a chiropractic benefit. The use of the term maximum had the potential of creating the unintended consequence of limiting those plans that presently allow for more than 12 direct access visits. To address this concern, the term "maximum" was removed. With the new committee amendment, the bill makes it clear that managed care plans can offer more than 12 annual direct access visits for chiropractic care if they choose to. In working on this legislation, the committee heard testimony in a hugely attended public hearing about current problems with managed care's inability to manage effectively chiropractic benefits. Many healthcare consumers claimed that they are being denied access to chiropractic care for which they have already purchased coverage. The amendment to SB 147 stipulates that managed care plans that already sell chiropractic benefits must allow 12 annual self-referral chiropractic visits before utilization review of treatment will be required. It also requires a doctor, after an initial consultation, must send documentation to the insurer and/or the primary care physician. A section of the Senate version would have required that insurers pay all chiropractic providers a comparable fee if they perform a comparable service. The Commerce Committee has substituted non-discrimination language instead, believing it to be the better solution. Vote 11-1.

EDUCATION

HB 1197, encouraging school districts to offer instruction on the causes and effects of the Great Irish Hunger. INEXPEDIENT TO LEGISLATE

Rep. Russell Cox for Education: It should not be the duty of the Legislature to dictate curriculum, nor should we single out one immigrant group or its motivation. The contributions and success of each immigrant group should be celebrated and not the disaster that may have driven them to this country. Vote 13-2.

FINANCE

SPECIAL ORDER

CACR 10, relating to restricting the use of a statewide property tax and all funds deposited into the education trust fund to education funding. Providing that all revenues resulting from a statewide property tax and all funds deposited into the education trust fund shall be used exclusively for elementary and secondary education. INEXPEDIENT TO LEGISLATE

Rep. William S. Belvin for Finance: This CACR was originally introduced as a companion piece to HB 108, a statewide property tax, which was a fiscal response to the *Claremont II* decision. It is narrowly crafted to dedicate all statewide property tax money to be placed in the education trust fund, to be spent exclusively for elementary and secondary education.

The committee believes that, given the fluid legal status of the statewide property tax, a dedicated statewide property tax constitutional amendment may prove to be a hindrance and be overtaken by events in addressing the *Claremont II* decision. Also, future legislatures may need flexibility in addressing health care, or postsecondary higher education, or other material issues where a statewide property tax may have multiple roles in a re-aligned state budget. Other questions remained about apparent conflicts in the bill's references to ". . . education funding . . ." and what would happen if the statewide property tax raised more money than required for an adequate education, so the committee voted Inexpedient to Legislate. Vote 21-0.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 1211, establishing a committee to study the health effects of child immunizations. INEXPEDIENT TO LEGISLATE

Rep. Robert Chabot for Health, Human Services and Elderly Affairs: The committee heard testimony from a number of citizens expressing concern about potential adverse reactions from certain vaccines/immunizations. This proposed legislation would have established a study committee to look into these matters. Representatives from the Department of Health and Human Services and the New Hampshire Public Association pointed out that these issues are being investigated in great detail at the federal level i.e. the Center for Disease Control and the Institute of Medicine. The committee felt that this legislative committee would not have the expertise required to deal with the concerns expressed and would be duplicating efforts in process at national and international levels and declared the bill ITL. Vote 11-3.

JUDICIARY

SPECIAL ORDER

CACR 22, relating to 7-year terms for state judges. Providing that all state judges appointed on or after January 1, 2001 be commissioned for 7-year terms, which may be renewed. INEXPEDIENT TO LEGISLATE

Rep. James W. Craig for Judiciary: This bill was studied by a subcommittee this summer. The subcommittee and a majority of the full committee felt that this bill was not good for the judicial process or for the retention of competent judges. The prospect of having to undergo a reappointment process could interject the political process into decision-making by a judge and the committee feels that judicial decisions must be made as independently as possible. Further, it would be difficult for top grade candidates to give up a law practice to sit as a judge knowing that they may be out of work in seven years just at the time when they may be facing family student tuition and other personal expenses. Vote 13-3.

HB 1448, relative to the partition of real property. OUGHT TO PASS WITH AMENDMENT

Rep. John M. Pratt for Judiciary: This bill changes the existing probate law which essentially removes the appointment of a 3 person committee to oversee the partition of property where there is no agreement by the parties to the partition, and give the powers of that committee to the probate judge. The amended bill will also alleviate a petitioner from the cost of payment for a 3-person board. Overall, this will expedite the "petition to partition" process – a goal of the bill's sponsor. Vote 13-3.

MUNICIPAL AND COUNTY GOVERNMENT

HB 1397, relative to naming a certain island in Lake Winnepesaukee in the town of Moultonborough. OUGHT TO PASS

Rep. Robert W. Brundige for Municipal and County Government: The effect of this bill is to name a currently unnamed State owned island on Lake Winnepesaukee in Ambrose Cove. The island may be named "Children's Island", or any other name deemed suitable by the town, in memory and tribute to a family's deceased child who enjoyed playing on the island with her friends. Vote 16-0.

RESOURCES, RECREATION AND DEVELOPMENT

HCR 25, opposing the President's action to establish vast roadless areas in the White Mountain National Forest without the consultation or input of the New Hampshire citizenry. OUGHT TO PASS WITH AMENDMENT

Rep. Michael W. Downing for Resources, Recreation and Development: HCR 25, as amended, directs our Congressional Delegation to continue to support management of the White Mountain National Forest for multiple uses as part of the National Forest System. Further, it expresses the legislature's opposition to restricting the Timber base outside of the Forest Planning Process. The primary objection to the Executive Order is the circumvention of the present collaborative planning process that has involved New Hampshire citizens in decisions about the uses in the White Mountain National Forest. HCR 25 calls on the president to rescind his unilateral decree and allow the Forest Planning Process on the White Mountain National Forest to go forward unimpeded. Vote 15-0.

LAID ON TABLE – 1999 session

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.

CACR 21, relating to gender neutral language in the constitution. Providing that all references to persons in the constitution shall be gender neutral.

HB 116-FN-A-L, establishing an alternative consumption tax as a source of funding for education and making an appropriation therefor.

HB 549-L, relative to the minimum vote required for bond issues by municipalities.

HB 550-L, relative to the date town reports must be made available in towns which have adopted the official ballot referenda form of meeting.

HB 612-FN, relative to compensation paid to jurors.

HB 695-FN-A, providing an exemption under the interest and dividends tax for taxpayers on a limited income.

HB 703-FN-A-L, establishing a regional youth center pilot program in the city of Nashua.

HR 10, affirming revenue estimates for fiscal years 1999, 2000, and 2001.

LAID ON TABLE – 2000 session

CACR 2, relating to supreme court rules. Providing that supreme court rules may not be inconsistent with statutes. (Pending question is reconsideration.)

HB 637-FN, establishing certain standards of accountability for health maintenance organizations and other entities providing health insurance through a managed care system. (Pending question is the adoption of the committee report.)

HOUSE BILLS AMENDED BY THE SENATE

HB 75, changing the number required for a quorum on the commission for human rights. (SJ 1)

HB 422, relative to advertising by rent-to-own business. (SJ 1)

HJR 6, encouraging the revitalization of the northern rail line from Concord to Lebanon. (SJ 1)

COMMITTEE HEARINGS

MONDAY, JANUARY 24

COMMISSION ON EARLY CHILDHOOD EDUCATION (HB 532, Chapter 135:3, Laws of 1999), Room 207, LOB

12:30 p.m. Commission subcommittee meeting.

ELECTRIC UTILITY RESTRUCTURING OVERSIGHT COMMITTEE (RSA 374-F:5), Room 304, LOB

10:00 a.m. Regular meeting.

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

2:00 p.m. Regular meeting.

LAND USE MANAGEMENT AND PROTECTION OF FARMLAND, RURAL CHARACTER AND ENVIRONMENTAL QUALITY AND SPRAWL STUDY (HB 288, Chapter 23:3, Laws of 1999), Room 302, LOB

2:00 p.m. Regular meeting.

PROBLEMS AND POSSIBLE REGULATION OF OUTDOOR LIGHTING (HB 727, Chapter 146:2, Laws of 1999), Room 105A, State House

1:00 p.m. Regular meeting.

WOMEN'S HEALTH CARE STUDY, (HB 214, Chapter 42:1, Laws of 1999), Room 302, LOB

11:00 a.m. Regular meeting.

TUESDAY, JANUARY 25

CHILDREN AND FAMILY LAW, Room 206, LOB

9:15 a.m. Subcommittee work session on **HB 1238**, relative to the collection and disbursement of support orders by the department of health and human services.

10:00 a.m. **HB 1459**, requiring the state police to record and update information relative to the charge of non-support.

11:00 a.m. **HB 1463**, making technical corrections related to the mental health system and guardianship hearings.

1:00 p.m. **HB 1542-FN-LOCAL**, establishing a parents bill of rights.

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

COMMERCE, Room 302, LOB

10:00 a.m. **HB 1298**, requiring advertisements and postings of meals and rooms prices to include the amount of meals and rooms tax in each price displayed.

11:00 a.m. **HB 1361**, relative to ingredients in restaurant-prepared meals.

1:15 p.m. **HB 1314**, relative to propane sales.

2:00 p.m. **HB 1318**, requiring a waiting period before the retail price of home heating or motor vehicle fuel is increased in certain circumstances.

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

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

9:30 a.m. Subcommittee work session on **HB 1137**, relative to bingo and lucky 7 volunteers.

10:00 a.m. **HB 1264-FN**, relative to the unlawful use of theft detection shielding devices.

10:30 a.m. **HB 1392**, relative to the criminal offense of initiating a vehicular pursuit.

11:00 a.m. **HB 1424**, relative to reevaluation of a person's competency to stand trial.

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

EDUCATION, Room 207, LOB

10:00 a.m. **HB 1381**, relative to the dissolution of the Pawtuckaway cooperative high school district.

11:00 a.m. Continued public hearing on **HB 1427**, relative to the calculation of the days of school in the school year.

1:15 p.m. Rescheduled public hearing on **HB 1376-LOCAL**, relative to the procedure for voting on the school administrative unit budget.

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

ELECTION LAW, Room 308, LOB

10:00 a.m. Subcommittee work session on **HB 1365**, relative to spending disclosures in political advertising, **HB 1478-FN-A**, establishing matching funds for certain candidates, **HB 1526-FN**, relative to campaign contributions and expenditures and **HB 1226**, relative to vacancies in the office of United States senator.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Subcommittee work session on **HB 1483**, permitting owners to choose certain health care providers for their animals, **HB 1172**, providing staggered terms for agricultural advisory board members, **HB 1166**, relative to confidentiality and information collection by the department of agriculture, markets, and food and **HB 1258-FN**, relative to invasive plant, insect, and fungal species.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. **HB 1561-FN**, relative to benefits payable upon a group II retirement system member's death after retirement.

10:45 a.m. **HB 1558-FN-LOCAL**, relative to payment of group health insurance premiums for eligible retired members of the retirement system.

11:30 a.m. **HB 1549-FN**, relative to cost of living adjustments for certain retired members of the New Hampshire retirement system.

1:15 p.m. **HB 1575-FN**, relative to the licensure of interpreters for the deaf.

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

FINANCE, Rooms 210-211, LOB

9:30 a.m. **HB 1148-FN-L**, relative to certain weighted pupils within the adequate education grant distribution formula.

10:15 a.m. **HB 1461-FN-A-L**, relative to an education property tax exemption and school choice.

10:45 a.m. **HB 1154-FN**, prohibiting general fund appropriations and transfers of general fund surplus to supplement the education trust fund.

11:30 a.m. **HB 1387-L**, relative to pre-existing school districts within a cooperative school district.

1:30 p.m. **HB 1202-L**, making technical corrections to 1999, 17 as amended.

2:30 p.m. **HB 1316-L**, prohibits school districts from using disbursements from the education trust fund as unanticipated revenue.

3:30 p.m. **HB 1200-FN**, relative to the application of education property tax hardship relief to real estate trusts.

Executive session on pending legislation to follow.

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

10:00 a.m. **HB 1464**, relative to the licensing process for new health care facility construction.

11:00 a.m. **HB 1525**, establishing a legislative oversight committee to review the procedures of the health services planning and review board.

1:30 p.m. **HB 1426**, establishing an appeals board to review decisions of the health services planning and review board.

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

JUDICIARY, Room 208, LOB

9:30 a.m. Subcommittee work session on **HB 1168**, establishing a committee to study the merits of limiting the use of social security numbers as identifiers.

10:00 a.m. **HB 1518-FN**, relative to in pro pria persona and pro se litigants.

11:00 a.m. **HB 1488-FN**, relative to witness fees for court attendance in criminal cases.

1:00 p.m. **HB 1535-FN**, establishing an appellate division of the courts.

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 308, LOB

9:00 a.m. Subcommittee work session on **HB 1450-FN**, relative to the adoption of the fair pay act.

PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1), Room 103, State House

3:00 p.m. Regular meeting.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

10:00 a.m. **HB 1385**, relative to creating a crosswalk on a certain road.

10:30 a.m. **HB 1433**, relative to notice to abutters by the department of transportation of proposed construction projects.

11:00 a.m. **HB 1354-FN**, indexing the rate of the motor fuel tax to changes in the value of the dollar.

1:15 p.m. **HB 1222**, relative to outdoor advertising in an unzoned commercial or industrial area.

2:00 p.m. **HB 1322**, relative to the regulation of certain outdoor advertising devices.

2:30 p.m. **HB 1246**, relative to sign permits for non-tourist-related local businesses.

3:00 p.m. **HB 1564-FN**, relative to the placement of certain signs.

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

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. ***SB 46-FN***, relative to the applicability of mooring permit requirements.

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

11:30 a.m. Subcommittee work session on ***HB 1209***, restricting construction of class B and class C dams and ***HB 1340-FN-LOCAL***, relative to dam construction permits.

1:30 p.m. Subcommittee work session on ***HB 1479-FN-LOCAL***, relative to boat fees.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:30 a.m. ***HB 1107***, establishing a committee to study whether the public utilities commission should regulate Internet service providers.

10:00 a.m. Rescheduled public hearing on ***HB 1372***, relative to open access over some cable facilities in public rights-of-way if used for 2-way telecommunications and if market share of certain users of those facilities is sufficiently large.

1:00 p.m. ***HB 1274***, limiting the services that a cable television operator may require a consumer to purchase as a condition of access to other video programming.

2:00 p.m. ***HB 1569-FN***, relative to contamination of state water resources and the health and environmental effects of certain gasoline components.

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

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 306, LOB

10:00 a.m. ***HB 1213***, establishing a commission to develop a pilot program for displaced veterans.

11:00 a.m. ***HCR 20***, urging Congress to stop the collection of certain kinds of information from patients in a home health care setting.

1:00 p.m. ***HCR 24***, relative to integration of people with disabilities.

2:30 p.m. ***HJR 20***, urging the United States Congress to fully fund the Ricky Ray Hemophilia Relief Fund Act for HIV victims.

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

TRANSPORTATION, Room 203, LOB

9:30 a.m. Subcommittee work session on ***HB 1251***, relative to driver education training reimbursement.

10:00 a.m. ***HB 1279***, relative to the applicability of school bus safety laws.

10:45 a.m. ***HB 1269-FN***, relative to the creation of a university system of New Hampshire license plate.

11:45 a.m. ***HB 1370***, allowing private investigators access to motor vehicle records for the purpose of conducting insurance fraud investigations.

1:00 p.m. **HB 1616-FN**, relative to registration fees for certain construction equipment vehicles.

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

WILDLIFE AND MARINE RESOURCES, Room 307, LOB

10:30 a.m. Executive session on pending legislation.

WEDNESDAY, JANUARY 26

CHILDREN AND FAMILY LAW, Room 206, LOB

9:30 a.m. Continued public hearing on **HB 1217**, establishing a committee to study marriage preparation.

11:00 a.m. **HB 1595-FN**, establishing a committee to study issues relating to foster parenting and establishing a transitional housing pilot program for certain children living in foster care.

11:30 a.m. Subcommittee work session on **HB 1363**, relative to grandparents' visitation rights.

1:00 p.m. Continued public hearing on **HB 1108**, relative to waiver of attendance at child impact seminars.

2:00 p.m. Executive session on pending legislation.

COMMERCE, Room 302, LOB

10:00 a.m. **HB 1228**, relative to offers of credit received through the mail.

11:00 a.m. **HB 1384**, relative to consumer liability for charges made with a stolen credit or debit card.

1:15 p.m. **HB 1364**, establishing a study committee on student credit card debt and regulation of credit card solicitation on college campuses.

2:00 p.m. **HB 1456**, requiring creditors to consider the postmarked date of a credit card installment payment as the date of payment.

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

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. **HB 1520-FN**, relative to criminal neglect of elderly, disabled, or incapacitated persons.

10:45 a.m. **HB 1554-FN**, prohibiting knowingly remaining in a place where alcoholic beverages or controlled drugs are unlawfully possessed.

10:50 a.m. Continued public hearing on **HB 1351-LOCAL**, relative to possession of firearms while intoxicated.

11:30 a.m. **HB 1556-FN-A**, establishing a tax on the retail sale of fireworks and making appropriations to the division of fire standards and training.

1:30 p.m. **HB 1548-FN**, abolishing the death penalty.

6:30 p.m. Continued public hearing on **HB 1548-FN**, abolishing the death penalty.

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

EDUCATION, Room 207, LOB

10:00 a.m. ***HB 1521-FN-LOCAL***, relative to the definition and administration of an adequate education.

11:00 a.m. Full committee work session to follow the public hearing.

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

ELECTION LAW, Room 308, LOB

9:00 a.m. Subcommittee work session on ***HB 1308***, relative to nomination paper requirements.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Subcommittee work session on ***HB 1344-FN***, expanding the used oil program.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. ***HB 1574-FN***, relative to a living wage act which establishes a living wage requirement for state contracts and awards and state employees, and establishing a study committee on living wage and family economic security.

11:00 a.m. ***HB 1510-FN***, relative to establishing a medical savings account plan for providing state employee health care benefits.

1:15 p.m. ***HB 1584-FN***, relative to the licensing and regulation of child day care agencies.

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

FINANCE, Rooms 210-211, LOB

9:30 a.m. ***HB 1446-FN***, establishing a citizens' investment trust account.

10:00 a.m. ***HB 1356-FN***, relative to sales tax exemption certificates for antique dealers.

10:30 a.m. ***HB 1490-L***, relative to enabling municipalities to enact a sales tax.

11:15 a.m. ***HB 1436-FN-A***, reducing the temporary rate of the communications services tax.

1:15 p.m. ***HB 1491-FN***, granting an adjustment to the business enterprise tax paid by transportation companies that contract for the transportation of public school pupils.

2:15 p.m. ***HB 1580-FN-A-L***, allowing businesses to apply the investment tax credit to contributions made to public schools, charter schools, and scholarship funding organizations.

Executive session on pending legislation to follow.

FINANCE - (DIVISION I), Room 212, LOB

After the full committee public hearings work and executive session on the following bills:

HB 648-FN, relative to a sludge testing program.

HB 1573-FN, relative to funding of the salary of the director of emergency medical services.

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

10:00 a.m. ***HB 1594-FN***, relative to the allocation of moneys in the tobacco use prevention fund.

1:15 p.m. ***HB 1585***, relative to staffing ratios in long term care facilities in the state.

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

time the committee is initially convened.

JUDICIARY, Room 208, LOB

9:00 a.m. Subcommittee work session on **HB 1523**, relative to landlord-tenant obligations and **HB 1110**, establishing a committee to study landlord-tenant issues.

9:30 a.m. **HB 1267-FN**, requiring courts to use the English language on all forms and in all correspondence.

10:30 a.m. **HB 1445**, establishing a study committee to examine replacement of the current administrative office of the courts with an independent administrative office of the courts.

11:15 a.m. **HB 1236**, granting a defendant the right to inform the jury of its right to find the defendant not guilty under certain circumstances when the state or a political subdivision is the opposing party.

1:30 p.m. **HB 1328**, requiring that the rules of evidence shall apply in divorce proceedings.

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

9:00 a.m. Subcommittee work session on **HB 1187-FN-LOCAL**, allowing the public employee labor relations board to decertify a bargaining unit.

9:45 a.m. Subcommittee work session on **HB 1126**, relative to requiring certain employers to pay time-and-one-half wages for hours worked on Sundays.

10:00 a.m. **HB 1182**, relative to eligibility for unemployment benefits for school employees.

11:00 a.m. **HB 1189-FN**, relative to benefit amounts, fees assessed and the application of the state unemployment compensation law.

1:00 p.m. **HB 1311**, relative to payment of employer contributions for unemployment compensation.

2:00 p.m. **HB 1422-FN**, relative to the composition of and procedures for the appellate board of the department of employment security.

3:00 p.m. **HB 1512-FN**, allowing persons leaving employment under the federal family and medical leave act to be eligible for unemployment benefits.

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

LONG-RANGE CAPITAL PLANNING AND UTILIZATION (RSA 17-M), Room 105A, State House

8:30 a.m. Regular meeting.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

9:30 a.m. **HB 1341-FN**, relative to direct access for certain types of development along highways.

10:15 a.m. **HB 1106**, making the widening of Interstate 93 from Manchester to the Massachusetts border a state priority.

1:15 p.m. **HB 1159**, establishing a committee to study the origins and destinations of truck traffic at the exit 3 truck stop in the town of Greenland.

2:15 p.m. **HB 1153**, establishing a committee to study and assess the impact on traffic on NH Routes 121 and 102 in Chester from the proposed interchange off exit 4A on Interstate 93 in Derry.

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

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Subcommittee work session on **HB 1235**, relative to fill and dredge in wetlands, **HB 1127**, establishing a committee to study the application and appeal procedures for excavating and dredging permits and **HB 1289**, relative to defining surface waters, relative to septage and sludge spreading, and relative to rulemaking by the commissioner of the department of environmental services.

11:30 a.m. Subcommittee work session on **HB 1101**, establishing a Pillsbury state park advisory commission.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Telecommunications subcommittee work session on **HB 1552-FN-A**, establishing a telecommunications development initiative in New Hampshire and making an appropriation therefor, **HB 1310**, relative to the universal service fund, **HB 1125**, protecting the confidentiality of telecommunications customer information and **HB 1330**, relative to telephone special contracts.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 307, LOB

10:00 a.m. **HR 20**, urging Congress to pass a pending resolution proposing an amendment to the United States Constitution relating to voluntary school prayer.

1:00 p.m. **HCR 27**, requesting Congress to propose an amendment to the U.S. Constitution to prevent federal courts from instructing states or political subdivisions of states to levy or increase taxes.

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

TRANSPORTATION, Room 203, LOB

9:00 a.m. **HB 1112**, prohibiting the use of the far left lane on the interstate for anything other than passing.

9:45 a.m. **HB 1193-FN**, relative to the penalty for non-moving violations by youth operators.

10:30 a.m. **HB 1103**, relative to the number of motor vehicle dealer plates.

11:15 a.m. **HB 1230**, abolishing the requirement that purchasers of new motor vehicles must surrender the certificate of origin to the department of motor vehicles.

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

THURSDAY, JANUARY 27

ELECTION LAW, Room 308, LOB

Immediately following the House session, executive session on pending legislation.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

9:30 a.m. Executive session on pending legislation.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

Immediately following the House session, executive session on pending legislation.

FRIDAY, JANUARY 28

ADEQUATE EDUCATION AND EDUCATION FINANCING COMMISSION (RSA 198:49), Rooms 210-211, LOB

9:00 a.m. Regular meeting.

PET OVERPOPULATION STUDY (RSA 437-A), Room 102, LOB

10:00 a.m. Regular meeting.

WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3), Families First, Portsmouth

1:00 p.m. Regular meeting.

MONDAY, JANUARY 31

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

9:00 a.m. Investment subcommittee meeting.

10:00 a.m. Full commission meeting.

COMMISSION ON EARLY CHILDHOOD EDUCATION (HB 532, Chapter 135:3, Laws of 1999), Room 207, LOB

1:00 p.m. Commission subcommittee meeting.

FINANCE - (DIVISION I), Room 212, LOB

Work and executive session on the following bills.

9:30 a.m. ***SB 135-FN***, relative to water supply land protection grants.

10:00 a.m. ***SB 178-FN-A***, relative to appropriations to the port authority for dredging projects.

10:30 a.m. ***SB 228-FN***, relative to spousal benefits upon the death of certain retired group II members of the New Hampshire retirement system.

11:00 a.m. ***HB 725***, relative to rulemaking under the administrative procedures act.

11:30 a.m. ***HB 580-FN-A-L***, creating a new tourism district and making an appropriation therefor.

1:00 p.m. ***HB 239-FN-A***, permitting the development of an industrial hemp industry in New Hampshire and continually appropriating a special fund.

HB 735-FN-A, establishing a contributory judicial retirement plan.

JUDICIARY, Room 208, LOB

10:00 a.m. Subcommittee work session on ***HB 1239***, relative to durable powers of attorney.

SEED STERILIZATION TECHNOLOGY STUDY, (HB 291, Chapter 282:2, Laws of 1999), Room 303, LOB

1:00 p.m. Regular meeting.

WEDNESDAY, FEBRUARY 2

CHILDREN AND FAMILY LAW, Room 206, LOB

9:30 a.m. ***HB 1562-FN***, establishing criminal penalties for violations of orders of protection under the child protection act.

11:00 a.m. ***HB 1565-FN***, relative to defining certain forms of psychological injury in the child protection act.

1:00 p.m. ***HB 1547-FN***, relative to raising the age of minority for the purposes of juvenile delinquency proceedings from 17 to 18 years of age.

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

COMMERCE, Room 302, LOB

10:00 a.m. ***HB 1119***, establishing a commission to investigate health care issues.

11:00 a.m. ***HB 1134***, establishing a committee to study mental health care treatment under managed care plans.

1:15 p.m. ***HB 1160***, relative to access to the enhanced 911 system.

2:00 p.m. ***HB 1183***, relative to consumer access to providers for the term of the consumer's health benefit plan and extending the reporting date of a committee.

2:30 p.m. Rescheduled public hearing on ***HB 1496-FN***, relative to joint negotiations by physicians with health benefit plans.

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

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. ***HB 1570-FN***, requiring parolees and probationers from other states to comply with the Interstate Compact on Parole in order to be lawfully present in New Hampshire.

10:30 a.m. ***HB 1476***, expanding the notification process for victims of crime.

11:00 a.m. ***HB 1250***, allowing a psychiatric/mental health advanced registered nurse practitioner to declare a personal safety emergency, to transfer an inmate for a psychiatric inpatient emergency, and to authorize an involuntary emergency hospitalization.

11:30 a.m. ***HB 1382-FN***, making it a felony for inmates to harass corrections personnel and others by propelling bodily fluids.

1:30 p.m. ***HB 1140***, establishing a committee to study the department of corrections.

2:00 p.m. ***HB 1497-FN-LOCAL***, granting female prisoners in-state access to the same type of rehabilitation programs available to male prisoners.

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

EDUCATION, Room 207, LOB

10:00 a.m. ***HB 1208***, relative to the appointment of non-certified employees within a school administrative unit.

11:00 a.m. ***HB 1157***, establishing a committee to study incentives to attract individuals to the teaching profession.

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

ELECTION LAW, Room 308, LOB

9:45 a.m. Executive session on pending legislation.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

9:00 a.m. Subcommittee work session on ***HB 1369-FN-LOCAL***, clarifying authority to regulate asbestos and ***HB 1416-FN***, establishing a brownfields cleanup revolving loan fund.

1:00 p.m. Subcommittee work session on ***HB 1423-LOCAL***, relative to regulation of junk yards and ***HB 1252***, establishing a beneficial use policy for wastewater sludge and providing technical and education assistance to municipalities and their residents concerning the beneficial use of sludge.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 202, LOB

10:00 a.m. ***HB 1115-FN***, relative to purchasing credit for prior service for certain employees in the retirement system.

10:45 a.m. ***HB 1114-FN***, relative to creditable service in the retirement system for teachers in a job-sharing position.

1:15 p.m. ***HB 1591-FN-LOCAL***, establishing a defined contribution retirement option in the New Hampshire retirement system.

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

FINANCE, Rooms 210-211, LOB

9:30 a.m. ***HB 1572-FN-A-L***, repealing the education trust fund, the sources of funding for the education trust fund, and the procedures for funding state aid for educational adequacy.

10:00 a.m. ***HB 1484-FN-A-L***, establishing a 5 percent tax on gambling winnings as a source of funding public education.

10:45 a.m. ***HB 1557-FN-A***, increasing the cigarette tax.

1:15 p.m. Rescheduled public hearing on ***HB 1546-FN-A-L***, establishing a New Hampshire education tax on consumption as a source of funding for education, reducing the rates of other state taxes, and increasing certain exemptions to the interest and dividends tax.

Executive session on pending legislation to follow.

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

10:00 a.m. ***HB 1244***, establishing a committee to study requiring health care workers to use retractable needles.

1:15 p.m. ***HB 1607***, establishing a study committee to consider legislation reducing to zero the number of mentally retarded or developmentally disabled individuals in the state who are not receiving or have not received medicaid services.

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

JUDICIARY, Room 208, LOB

9:30 a.m. ***HB 1139***, establishing a committee to study involuntary emergency admission hearings.

10:30 a.m. ***HB 1438-FN***, relative to transportation of children for involuntary emergency admissions.

1:00 p.m. ***HB 1104***, limiting the liability of paramedics caring for patients in transport between hospitals.

2:00 p.m. ***HB 1571-FN***, relative to claims arising from clinical services provided to the department of corrections.

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 306, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 1241**, relative to third person liability under the workers' compensation law.
 - 11:00 a.m. Rescheduled public hearing on **HB 1582**, establishing a committee to study family friendly employment and workplace policies and to determine effects on families and employers.
 - 1:00 p.m. Rescheduled public hearing on **HB 1475-FN**, relative to the applicable minimum wage for hourly employees.
 - 3:00 p.m. Rescheduled public hearing on **HB 1326**, relative to managed care programs under workers' compensation.
 - 3:30 p.m. Continued public hearing on **HB 1519**, relative to diversity training for law enforcement and educational personnel.
- Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. **HB 1120-LOCAL**, relative to the definition of net assets in the elderly exemption to property taxes.
 - 10:30 a.m. **HB 1173-LOCAL**, relative to the optional veterans' tax credit.
 - 11:00 a.m. **HB 1144-LOCAL**, relative to the property tax exemption of not-for-profit hospitals.
 - 1:15 p.m. **HB 1205-LOCAL**, relative to tax exemption for noise pollution control facilities.
 - 2:00 p.m. **HB 1132-LOCAL**, relative to exemptions and credits to property taxes when the property is sold.
- Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:00 a.m. **HB 1614**, naming 2 bridges.
- Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

TRANSPORTATION, Representatives Hall

- 9:30 a.m. **HB 1458**, relative to the wearing of motorcycle protective headgear.
- Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

THURSDAY, FEBRUARY 3

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

Immediately following the House session, executive session on pending legislation.

FRIDAY, FEBRUARY 4

ADEQUATE EDUCATION AND EDUCATION FINANCING COMMISSION (RSA 198:49), Rooms 210-211, LOB

9:00 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on the following days to review the 2000 Merrimack County Budget. The meetings will be held in the Lower Level Conference Room, McDonnell Building, 4 Court Street, Concord

Monday, February 7 at 10:00 a.m.

Review of Delegation, Treasurer, Administration, Concord Complex, Maintenance, Registry of Deeds and Miscellaneous.

Monday, February 7 at 1:00 p.m.

Review of Nursing Home and Residential Properties.

Friday, February 11 at 10:00 a.m.

Review of Human Services, Adult Diversion, Juvenile Diversion, Bridge Program, Grant Agencies and Cooperative Extension.

Friday, February 18 at 10:00 a.m.

Review of County Attorney, Medical Referee, Sheriff and Dispatch.

Friday, February 18 at 1:00 p.m.

Review of Corrections, Merrimack County Academy Program.

Monday, March 6 at 10:00 a.m.

Final approval.

Rep. Ray F. Langer, Chairman

Merrimack County Executive Committee

COUNTY DELEGATION NOTICE

The Strafford County Delegation will meet Wednesday, January 26th at 7:00 p.m. in Superior Court, Room II of the Strafford County Administration Building. The purpose of the meeting is for the public hearing and meeting of the full delegation to receive input on the Commissioners' proposed 2000 budget. A snow date is scheduled for Wednesday, February 2nd at 7:00 p.m. at the same location.

Rep. Janet G. Wall, Chairman

Strafford County Delegation

REVISED AMENDED FISCAL NOTES

The following HBs have a revised or amended fiscal note: HBs 1191, 1511, 1535, 1536, 1540, 1543, 1544, 1548, 1555, 1556, 1557, 1563, 1564, 1566, 1567, 1571, 1572, 1595, 1602 and 1608.

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 requested.

Patricia L. Cote, 11 Cote Drive, Danville, New Hampshire 03819-3226

Colleagues who so desire may send cards and greetings to the addresses listed above.

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.

NH Senators and Representatives may receive complimentary ski privileges at Cannon Mountain for themselves and one guest upon presentation of proper credentials at the ticket window. The elected official must be present to personally present the credentials unless prior arrangement has been made with Commissioner George Bald at the Department of Resources and Economic Development. (*Lift tickets are to be picked up at Guest Services or the ticket window at Cannon Mountain.*)

Rep. Gene G. Chandler

Legislators are cordially invited to attend meetings of the Citizens for Inheritance Tax Equity (CITE). Meetings are held on the first Tuesday of each month at the Nashua Public Library at 7:00 p.m. Please join us for a discussion of the Legacies and Succession Tax, RSA 86.

Rep. Paul A. McGuirk

The New Hampshire Women's Lobby will be sponsoring a "How to Lobby Workshop" on January 22 at the Unitarian Universalist Church in Concord. This is a great opportunity to sharpen your advocacy skills and better understand the legislative process. If interested, please register at 224-9105. The workshop is free for Lobby members and a \$5 donation is requested from non-members.

Reps. Sandra B. Keans and Marjorie K. Smith

A workshop will be held on how to implement New Hampshire's new community benefits statute (RSA 7:32-e). The workshop is intended for the staff of health care charitable trusts, their board members, other community-based health and social services agencies, interested community members and public officials. It is sponsored by the NH Department of Health and Human Services and the NH Office of the Attorney General. The workshop will emphasize use of an inclusive process for conducting the community needs assessment and developing the community benefits plan. The workshops are scheduled for the following dates and locations:

January 24 – 9:00 a.m. to 2:30 p.m. Lancaster (Cabot Motor Inn and Restaurant)

January 26 – 9:00 a.m. to 2:30 p.m. Portsmouth (Sheraton Hotel and Conference Center)

January 27 – 9:00 a.m. to 2:30 p.m. Manchester (Event Center at C.R. Sparks)

For information about registration, please call Sharon Kramer-Gabay at the Community Health Institute at 603-271-6897.

Rep. John B. Hunt

The Main Street Republican Caucus will sponsor a special forum relative to the "structural deficit" on Tuesday, January 25 from noon to 1:30 p.m. in Rooms 301-303, LOB. Doug Hall will be the guest speaker. All State Representatives and Senators are welcome to attend.

Rep. Richard C. Leone

The Capitol Information Exchange Group will meet on Tuesday, January 25th from 8:00 a.m. to 9:30 a.m. in Room 306, LOB.

Rep. G. Michael Gilman

Legislators for Limited Spending will meet on Wednesday, January 26 at noon in the Upham Walker House. Please bring your lunch. Coffee will be served.

Rep. Sylvia A. Holley

The New Hampshire Legislative Military Veterans Organization will meet in Room 304, LOB at noon, or during the Session break, on Thursday, January 27 to discuss Veteran related issues. All legislators with military service are invited. You may bring a brown bag lunch. A list of legislators with military service is available on the Legislative Web Page: <http://www.state.nh.us/>.

Reps. Griffin T. Dalianis, Lawrence A. Guay and Norman L. Major

The Strafford County Republican Party Lincoln Day Dinner will be held Thursday, January 27 at the Elks Hall in Rochester. Enjoy the evening while meeting the candidates. Tickets are \$25 each. For tickets call Bob Marsdon at 742-1254 or myself at

473-2347.

Rep. Robert E. McKinley

Rockingham County Republican Committee will hold its Lincoln Day Dinner on Friday, January 28 at the Executive Courtyard in Manchester. Social hour 6:00 p.m. Dinner 7:00 p.m. Tickets are \$30 per person. All Presidential candidates are expected to attend. For tickets contact Rep. Sherman Packard at 432-3391.

Rep. Sherman A. Packard

Belknap County Republicans Lincoln Day Dinner will be held on January 28 at the Laconia Country Club. Keynote speaker is Gordon Humphrey. Happy hour 6:00 p.m. Dinner 7:30 p.m. Tickets \$25. For tickets contact Reps. Thomas Rice or Ralph Rosen.

Reps. Thomas E.P. Rice and Ralph J. Rosen

Carroll County Republican Committee is holding their annual Lincoln Day Dinner on Saturday, January 29 starting at 6:00 p.m. at the Lakeview Inn, Wolfeboro. Come and join us as we listen to the Presidential candidates. For more information contact Rep. Betsey Patten (253-6927).

Rep. Betsey L. Patten

The Sullivan County Lincoln Day Dinner will be held at the Newport Opera House on Saturday, January 29. Social hour 6:00 to 7:00 p.m. Speakers will be Gary Bauer, Laura Bush, Cindy McCain and possibly John McCain. Tickets \$15. For tickets contact Beverly Rodeschin at 863-1941

Rep. Richard C. Leone

The Legislative Tourism Caucus will hold a meeting at the Eagles Nest Restaurant (directly across from the State House) from 3:30 to 5:30 p.m. on Tuesday, February 8th . Wine and cheese will be served courtesy of a generous sponsor and the New Hampshire Travel Council and the New Hampshire Lodging and Restaurant Association. Topic of this meeting will be "Investing in New Hampshire's Land and Community Heritage". Speaker will be Tom Burack, Chair, New Hampshire Land and Community Heritage Commission.

Reps. Stephen G. Avery and Martha Fuller Clark

The New Hampshire Lodging and Restaurant Association cordially invites all legislators to attend the Annual Government Affairs Legislative Reception on Tuesday, February 8th from 5:00 to 8:00 p.m. at the New Hampshire Historical Society, 30 Park

Street.

Reps. Stephen G. Avery and Martha Fuller Clark

The Legislative Caucus for Young Children will meet on Tuesday, February 8th noon in Room 306, LOB. Please note new location. Bring a bag lunch.

Reps. Rebecca C. Hutchinson

President Wharton of Plymouth State College invites all members of the General Court to a breakfast briefing on the state of PSC as it begins the new year. The breakfast will be held on Thursday, February 10 from 7:30 to 9:00 a.m. at the Eagles Nest at 1 Eagle Square in Concord.

Rep. Harry T. Hinman

Legislators are invited to attend a meeting of the Natural, Cultural and Historic Resources Group at the Upham Walker House on Tuesday, February 15 from 3:00 to 4:30 p.m. Opening presentations on the Land and Community Heritage legislation.

Reps. MaryAnn N. Blanchard, Martha Fuller Clark and Howard C. Dickinson

President Victor Montana from the College of Lifelong Learning invites all members of the Hillsborough and Merrimack County Delegations to a breakfast briefing on the state of CLL as it begins the new year. The breakfast will be held on Thursday, February 24 from 7:30 to 8:30 a.m. at the CLL Ammon Center, 175 Ammon Drive Unit D, in Manchester.

Rep. David E. Larrabee, Sr.

The Department of Transportation will hold the following meetings:

- Jan 24 – Bartlett Town Hall, Town Hall Road, Bartlett, 7:00 p.m. Combined public officials/public informational meeting, Bartlett, pavement rehabilitation/drainage improvement.
- Jan 25 – NHDOT, Room 3, 1 Hazen Drive, Concord, 9:00 a.m. Commission meeting, Bristol, NH Route 3A.
- Jan 25 – Southern NH Planning Commission, 438 Dubuque Street, Manchester, 4:00 p.m. Organizational meeting of the committee, Transportation Enhancement (TE) Advisory Committee meeting.
- Jan 26 – Plymouth Regional/Grafton County Senior Center, 8 Depot Street, Plymouth, 7:00 p.m. Combined public officials/public informational meeting, Plymouth-Campton-Thornton-Woodstock, I-93 bridge and pavement rehabilitation and safety improvements.
- Feb 1 – Southern NH Planning Commission, 438 Dubuque Street, Manchester, 4:00 p.m. Organizational meeting of the

committee, Congestion Mitigation and Air Quality Advisory Committee meeting.

Rep. Edwin O. Smith, Chairman

Public Works and Highways

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in January 2000. 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 your School Visitation Program.

Kenneth Leidner, Director

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>CLASS/Size</i>
Jan 24	10:00	Acworth Elem. School	3&4/18
Jan 24	11:00	Shaker Road School – Concord	3&4/21
Jan 25	9:00 & 10:15	Pembroke Hill Elem.	4/50
Jan 26	9:00 & 10:15	Pembroke Hill Elem.	4/50
Jan 27	9:30 & 11:00	New Boston Central School	4/80
Jan 28	11:00 & 12:30	Milford Elem. School	4/66
Jan 31	9:30 & 11:00	Pleasant St. Elem. School – Laconia	4/54

THURSDAY, JANUARY 27

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2000-3107h

Amendment to HB 1130

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

Amend the bill by replacing section 3 with the following:

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

2000-3064h

Amendment to HB 1136

Proposed by the Committee on Education - C

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

AN ACT relative to the university system of New Hampshire board of trustees.

Amend RSA 187-A:13, I as inserted by section 2 of the bill by replacing it with the following:

I. ~~[Seven]~~ ***Eight*** ex-officio members: the governor of the state, the chancellor of the university system, the commissioner of agriculture, markets, and food, the commissioner of education, the president of the university of New Hampshire, the president of Plymouth state college, the president of Keene state college, ***the president of the university system college for lifelong learning***;

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as section 5:

3 State College and University System; Operation of the Board of Trustees; Quorum Amended. Amend RSA 187-A:15, IV to read as follows:

IV. ~~[Thirteen]~~ ***Fourteen*** members shall constitute a quorum for the transaction of business, but not less than 14 affirmative votes shall be required to elect the chancellor of the university system or a college or university president;

4 State College and University System; Authority of the Trustees; Name Change Inserted. Amend RSA 187-A:16, I to read as follows:

I. Appoint and fix the compensation of a president of the university of New Hampshire, a president of Keene state college, a president of Plymouth state college, and a ~~[dean]~~ ***president*** of the university system college for lifelong learning, who shall be the chief academic and administrative officers of their respective institutions. The chief executive officer of each institution shall have the authority for and be responsible for the general administration and supervision of all aspects of the institutional, research and service programs of that institution.

AMENDED ANALYSIS

This bill:

- I. Changes the title of the dean of the college for lifelong learning to the president of the college for lifelong learning.
- II. Adds the president of the college for lifelong learning to the university system board of trustees.
- III. Increases from 13 to 14 the quorum required on the university system board of trustees.

2000-3033h

Amendment to HB 1198

Proposed by the Committee on Election Law - C

Amend the bill by replacing section 3 with the following:

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

2000-3109h

Amendment to HB 1233

Proposed by the Committee on Judiciary - C

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

1 Simple Interest on Judgments. Amend the section heading and paragraph I of RSA 336:2 to read as follows:

336:2 Time of Effective Rate; ***Accrual of Simple Interest.***

I. The rate paid on judgments shall be the rate in effect at the time the verdict is rendered or a finding for pecuniary damages is made, as certified by the clerk of court. ***Simple interest on judgments shall be imposed from the date the action is commenced to the date the judgment is paid.***

2 Simple Interest on Executions in Civil Actions. Amend RSA 527:10 to read as follows:

527:10 Interest. Simple interest is payable on executions in civil actions ~~[from the time of judgment rendered]~~ **in a manner consistent with the provisions of RSA 336:2, I.**

AMENDED ANALYSIS

This bill establishes that simple interest on judgments shall be imposed from the date the action is commenced to the date of payment of the judgment.

2000-3095h

Amendment to HB 1301

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

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

1 Regional Representation on the State Committee on Aging. Amend RSA 161-F:7, I to read as follows:

I. There shall be a **state committee on aging** which shall consist of 18 members. The committee shall include the chairperson of the joint legislative committee on elderly affairs, one representative appointed by the speaker of the house, and one senator appointed by the senate president. Three members shall be appointed by the governor with the approval of the council from each of the 5 councilor districts established under RSA 662:2. **Those members appointed by the governor shall include at least one member from each county.** ~~[The committee shall also include the chairman of the joint legislative committee on elderly affairs, one representative appointed by the speaker of the house, and one senator appointed by the president of the senate. Each of the members shall serve for a term of 3 years except the legislative members' terms shall be co-terminous with their 2-year legislative terms.]~~ At least 8 members shall be 60 years of age or older at the time of their appointment, and not more than 8 members shall be of the same political party. Nine members shall constitute a quorum. **Each of the members shall serve for a term of 3 years, except the legislative members' times shall be co-terminous with their 2-year legislative terms.** No member shall serve more than 2 consecutive terms, and no member shall have a material financial interest in any agency receiving federal or other funds administered by the ~~[committee]~~ **division of elderly and adult services of the department of health and human services.**

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

2000-3052h

Amendment to HB 1409

Proposed by the Committee on Transportation - C

Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall evaluate potential ridership demand over the next 5 to 10 years, the costs associated with reestablishing the lines, the opportunities for private/public partnerships to assist in funding the project, and the interactions required between participating states. The committee shall work collaboratively with all geographically associated regional planning commissions.

2000-3155h

Amendment to HB 1448

Proposed by the Committee on Judiciary - R

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

1 Quiet Title. Amend RSA 547:11-c to read as follows:

547:11-c Quiet Title. An action may be brought in probate court by any person claiming title to, or any interest in, real or personal property, or both, **in partition under RSA 547-C**, listed in the estate of a deceased person or listed as guardianship,

conservatorship, or trust assets over which the probate court has jurisdiction, against the estate, guardian, conservator, or trustee who may claim to own the same, either in fee, for years, for life or in reversion or remainder, or to have any interest in the same, or any lien or encumbrance thereon, adverse to the plaintiff, or in whom the land records disclose any interest, whether or not the plaintiff is entitled to the immediate or exclusive possession of such property, for the purpose of determining such adverse estate, interest or claim, and to clear up all doubts and disputes and to quiet and settle the title to the same. In any action brought under this provision, where applicable, the procedure set forth in RSA 498:5-b through 5-d shall be followed.

2 Judgment for Partition; Quieting Title. RSA 547-C:11 is repealed and reenacted to read as follows:

547-C:11 Judgment for Partition. If the issue is determined in favor of the petitioner, or if after notice the petitionee does not appear, or if no sufficient objection is made, the court shall render judgment that partition be made, and shall by decree set off and assign to and among the petitioner and/or petitionee their shares according to their respective rights, titles, or interests, and award costs, as the court deems equitable and just. In so doing, with an appropriate pleading, the court may also quiet title in discharge or extinguishment of any right, title, or interest that may otherwise unlawfully or inequitably encumber or burden the real estate as fully and completely as a court of general equity may do. The court shall make such partition as it decrees by metes and bounds or other distinct description. The partition shall be recorded at the registry of deeds for the county where the real estate lies.

3 Procedure. Amend RSA 547-C:21 to read as follows:

547-C:21 Procedure. If on the hearing no sufficient objection appears, ~~[the judge shall cause partition to be made by a committee, who shall be appointed, be sworn, give notice and proceed, and]~~ the court shall appoint guardians or agents for all minors or persons incapacitated, and agents for all persons unknown or out-of ~~[the]~~-state, interested in ~~[such]~~ **the** estate, ~~[receive and accept the report of such committee,]~~ and render judgment and award costs thereon, in the manner prescribed in this chapter.

4 Division with Consent. Amend RSA 547-C:22 to read as follows:

547-C:22 Division With Consent. Whenever an estate is so situated that it cannot be divided so as to give each owner his or her share of the estate without great prejudice or inconvenience, the whole or a part of the estate may be assigned, if the parties consent, to one of them, the assignee paying to the others who have less than their share such sums as the ~~[committee]~~ **court** shall award.

5 Sale. Amend RSA 547-C:25 to read as follows:

547-C:25 Sale. When the proceedings are pending, if it is alleged in the petition that the estate is so situated that it cannot be divided so as to give each owner his or her share of the estate without great prejudice or inconvenience and the court so finds, ~~[or if, upon the report of the committee that the estate is of the nature aforesaid, the court so finds,]~~ the court may order it to be sold and the proceeds from the sale to be divided among the owners according to their respective **rights, titles, or interests**, and may make all other orders that may be necessary to cause such sale and the distribution of the proceeds, as a court of equity may do in like cases.

6 Repeal. The following are repealed:

- I. RSA 547-C:12, relative to oath; notice.
- II. RSA 547-C:13, relative to publication of notice.
- III. RSA 547-C:14, relative to setoff; report.
- IV. RSA 547-C:15, relative to judgment; record.
- V. RSA 547-C:16, relative to costs.
- VI. RSA 547-C:23, relative to non-assent.
- VII. RSA 547-C:24, relative to recommitment.

7 Effective Date. This act shall take effect January 1, 2001.

AMENDED ANALYSIS

This bill clarifies the procedure for partition of real property where unlawful or inequitable encumbrances affect the effort to quiet title.

2000-3094h

Amendment to HB 1455
Proposed by the Committee on Wildlife and Marine Resources - C

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

AN ACT relative to the authority of the fish and game department for the electronic issuance of licenses, permits, stamps, and tags.

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

1 Issuance of Licenses; Section Heading Changed. Amend the section heading of RSA 214:7 to read as follows:

214:7 Issuance of Licenses; License Agents; ***Electronic Issuance.***

2 New Paragraph; Electronic Issuance; Rulemaking. Amend RSA 214:7 by inserting after paragraph V the following new paragraph:

VI. The executive director may adopt rules pursuant to RSA 541-A for the electronic issuance of licenses, permits, stamps, and tags under the provisions of this title, by an agent or by the department. Any such rules may include procedures for verification of residency, the determination of sufficient proof of hunter education or other certification requirements, and any requirements of the licensee as to the use of the license, permit, stamp, or tag acquired electronically.

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

AMENDED ANALYSIS
This bill adds a rulemaking provision for the fish and game department on the electronic issuance of licenses, permits, stamps, and tags.

2000-3117h

Amendment to HB 1588
Proposed by the Committee on Transportation - C

Amend RSA 367:55, I-II as inserted by section 2 of the bill by replacing it with the following:

I. For railroad properties within the state that are subject to federal regulation, the commissioner shall have the authority to participate in carrying out inspection activities in connection with any rule, regulation, order, or standard prescribed by the Secretary of Transportation of the United States under the authority of the Federal Railroad Safety Act of 1970, as amended, provided that the commissioner shall comply with all of the requirements imposed by federal law as a condition to such participation.

II. For railroad properties within the state that are not subject to federal regulation, the commissioner may adopt rules pursuant to RSA 541-A and in conformance with the Federal Railroad Safety Act of 1970, as amended, setting safety standards for signal and train control, motive power and equipment, operating practices, hazardous material handling, and track used in or constituting a part of such properties. The commissioner shall carry out such inspections as are necessary to maintain railroad safety within the state. If the commissioner finds any equipment or facilities to be unsafe, a proceeding shall be commenced as provided by law to develop an order for corrective action.

2000-3131h

Amendment to HCR 25
Proposed by the Committee on Resources, Recreation and Development - R

Amend the resolution by replacing the sixth paragraph after the title with the following:

Whereas, the President of the United States has announced sweeping new regulations that will permanently remove from the timber base up to 40,000 acres of productive land in the White Mountain National Forest; and

2000-3066h

Amendment to SB 147

Proposed by the Committee on Commerce - R

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

1 New Section; Chiropractic Care. Amend RSA 420-J by inserting after section 6-9 the following new section:

420-J:6-b Self-referrals for Chiropractic Care. A health benefit plan under this chapter offering chiropractic benefits shall provide benefits to a covered person who utilizes services of a chiropractic provider (doctor of chiropractic) by self-referral for 12 visits under the following conditions:

- I. Unless otherwise provided for by the health benefits plan, self-referral visits shall not apply to wellness care visits.
- II. A covered person may utilize the services of a doctor of chiropractic as defined in RSA 316-A, without discrimination relative to access and fees, subject to the terms and conditions of the policy.
- III. The health benefit plan shall fully disclose to the certificate holder in clear and understandable language the exact terms and conditions of each option that the certificate holder has purchased along with the co-payments or other cost-sharing features of each option.
- IV. Within 10 working days of the first visit or consultation, the doctor of chiropractic shall send to the health benefit plan, or its designee, the chiropractic case findings. This shall be sufficient documentation for the initial 12 visits.
- V. After 12 self-referral visits, a covered person who is continuing chiropractic care may be subject to utilization review from the health plan, or its designee, for the purpose of continued care. A provider of the same specialty shall be consulted when making any utilization review determination under this section.
- VI. If the chiropractic provider recommends care beyond 12 visits, the participating doctor of chiropractic shall send to the insurer, or its designee, documentation containing information on the covered person’s progress and necessity of care as well as a care plan for extended chiropractic care. The care recommendation shall be deemed authorized if the health benefit plan does not respond to the care recommendation within 7 business days. If the doctor of chiropractic fails to provide the required documentation, the insured or its covered person shall not be liable to the chiropractic provider for any unpaid fees.
- VII. The covered person shall retain the right to choose chiropractic care on an elective, self-pay, fee-for-service basis; no entity regulated under this chapter shall prohibit a doctor of chiropractic from continuing care on an elective, self-pay, fee for service basis.
- VIII. Nothing in this section is intended to limit the health plan’s ability to credential providers or structuring with network providers.

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

-----Clip and Post-----

NOTICE

HOUSE EMERGENCY NOTIFICATION SYSTEM

A plan has been developed for the House Leadership to communicate with members of the House at night and at such other times as the members are at home.

In most emergencies the individual member will be aware that an emergency exists, though may be in doubt as to its extent.

The following procedure has been developed:

1. Notice of an emergency message will be given to State Police Headquarters in Concord and commercial wire services.
2. State Police Headquarters will send the message via computer to the stations listed.
3. Reliance will be placed on each individual legislator to call the terminal station nearest his or her home and inquire for any emergency message to legislators in times of emergency or suspected emergency. This will include, but not be limited to cancellation of sessions due to severe weather conditions.

Gilford	Police Station	528-3800
Laconia	Police Station	524-5252
Keene	Police Station	352-2222
Lebanon	Police Station	448-1212
Manchester	Police Station	668-8711
Nashua	Police Station	594-3500
Concord	Police Station	225-8600
Rockingham County	County Sheriff	679-2225
Portsmouth	Police Station	436-2145
Dover	Police Station	742-4646
Claremont	Police Station	542-9538
Newport	Police Station	863-3232
Merrimack	Police Station	424-2222
Salem	Police Station	893-1911
Ossipee	County Sheriff	539-2284
Derry	Police Station	432-6111

In addition to the above listed numbers you can also call the numbers listed below nearest you.

State Police Headquarters

Department of Safety
10 Hazen Drive
Concord, NH 03305

Tel: 271-3636

Rockingham & Strafford Counties Hillsborough County

Troop - A Troop - B

Route 125 4 Meadowbrook Drive
Epping, NH 03042 Milford, NH 03055
Tel: 679-3333 Tel: 672-3333

Cheshire & Sullivan Counties Merrimack County

Troop - C Department of Safety
Box 272 10 Hazen Drive
Keene, NH 03431 Concord, NH 03305
Tel: 358-3333 Tel: 271-3636

Belknap & Carroll Counties Coos & Grafton Counties

Troop - E Troop - F
Box 235 Box 440
W. Ossipee, NH 03890 Twin Mountain, NH 03595
Tel: 323-3333 Tel: 846-3333

Also in the event members wish to obtain road or weather conditions during periods of inclement weather they should call the nearest Troop Station to their residence or Headquarters Communications in Concord. When calling Headquarters Communications, they should ask to speak with the Communications Supervisor. When calling a Troop Station, inquiries will be handled by the Communications Specialist on duty at the time.

The caller should specify the information he or she wishes to obtain. This information should be readily available to communications personnel and every effort will be made to accommodate these requests in a timely manner.

Please be advised when calling State Police Headquarters to call **271-3636** and not any of the 800 lines, which are used for emergency purposes only.

A toll-free 24-hour weather and traffic hotline is now available at 1-800-918-9993. If you have to call from out-of-state, the number is 1-603-271-6900.