

HOUSE RECORD

Second Year of the 157th Session of the General Court

Calendar and Journal of the 2002 Session

Vol. 24 Concord N.H. Friday, May 3, 2002 No. 37

Contains: Proposed Amendment to the Procedural Rules of the Legislative Ethics Committee, Committee Meetings, Work Sessions and Notices

HOUSE CALENDAR

NOTICE

Members of the House:

The House will meet in session on Wednesday, May 22, at 10:00 a.m. to take up gubernatorial vetoes. We plan on having all bills to the Governor for signature by May 15, so we will have all vetoes on the 22nd.

The Sergeant-at-Arms will host the annual buffalo barbecue on Wednesday, May 22, at Bear Brook State Park, immediately following session. This has been a great time of fun and camaraderie in past years and I encourage all to attend. Please call Deb Nielsen at 271-3315 for more information and tickets.

Study committees will be appointed this month. Please be sure to let me know if you have an interest in serving on a specific committee. I will be asking chairmen of the study committees to try to meet only on Wednesdays, so members can plan their time more effectively. I am also asking chairmen not to schedule meetings in July and to keep the August schedule to a minimum in order that members will be able to take extended breaks.

Gene G. Chandler, Speaker

For those interested, there is an information packet available for review in the Speaker's Office on the FPL Group, buyers of a majority interest in the Seabrook Nuclear Generating Station.

Gene G. Chandler, Speaker

HOUSE DEADLINES

Monday, September 16, 2002

First day for incumbents running for re-election to file LSR's with complete information.

Friday, October 4, 2002

Last day for incumbents running for re-election

	to file LSR's with complete information.
Friday, November 1, 2002	Last day to file 2002 Interim Study reports.
Wednesday, November 13, 2002	First day for all Representatives-elect to file LSR's with complete information. 15-day sign-off period begins.
Friday, December 13, 2002, 3:00 p.m.	Last day to file LSR's with complete information.
Friday, January 17, 2003, 12:00 p.m.	Last day to sign-off on all House bills, including redraft requests.
Thursday, January 30, 2003	Last day to introduce all House bills.

NOTICE

The Legislative Ethics Committee will hold a public hearing on a proposed amendment to the "Procedural Rules of the Legislative Ethics Committee" on Wednesday, May 8, 2002, at 9:00 a.m. in Room 304, LOB. The proposed amendment is printed below in its entirety.

Rep. Jeb E. Bradley, Chairman

Legislative Ethics Committee

Procedural Rules of the Legislative Ethics Committee

1 Applicability and Definitions.

- I. All business of the legislative ethics committee, created by RSA 14-B, shall be governed by these rules.
- II. As used herein, the following terms shall have the following meanings:
 - a. "Hearing" is that procedure which follows a statement of formal charges.
 - b. "Legislative employee" includes all house, senate, and joint staff whether employed on a part-time, full-time, permanent or temporary basis.
 - c. "Legislative officer" includes those employees of the House and Senate who are elected by members of the General Court.
 - d. "Legislator" includes representatives and senators.
 - e. "Proceeding" includes each step taken or which may be taken under these rules with respect to a complaint filed with the committee alleging violation of the ethics guidelines by a legislator, **legislative officer, or legislative employee.**

2 Meetings, Conduct of Business, Staff, Quorum, and Disqualification.

- I. The committee may, by vote, establish regular or stated meeting dates. In addition, special meetings of the committee may be called by the chairperson or the vice-chairperson, or at the written request of three members of the committee.
- II. The business of the committee may be transacted by telephone, exchange of correspondence, or other informal poll of members, unless one or more members object; provided, however, that no formal charges shall be instituted or

formal proceedings ordered or unfavorable action taken against a legislator except upon deliberation and the affirmative vote of at least four members at a meeting of the committee.

Members of the committee may participate in a meeting of the committee by means of a conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other at the same time. Participation by these means shall constitute presence in person at a meeting.

- I. A quorum for the transaction of business by the committee shall be four members. No action of the committee shall be valid unless concurred in by four of its members, except as otherwise provided in these rules.
- II. No member of the committee shall participate in any business in which his or her impartiality might reasonably be questioned.

3 Confidentiality of Proceedings.

- I. Except as provided in this section, all proceedings before the committee, and all information, communications, materials, papers, files and transcripts, written or oral, received or developed by the committee in the course of the proceeding, shall be confidential. No member of the committee or its staff and no employee of the committee shall disclose such proceedings, information, communications, materials, papers, files and transcripts, except in the course of official duty or as otherwise authorized in this section.

~~[H. A complainant in any proceeding not resulting in formal charges being filed with the Legislature shall be required to take an oath that any information divulged by the committee regarding the disposition of the complaint (except a disposition described in paragraph VII of this section), shall remain confidential unless the legislator, legislative officer, or legislative employee concerned has waived his or her right to confidentiality.]~~

~~[HH.]~~ **II.** A legislator, legislative officer, or legislative employee against whom a ~~[proceeding is pending]~~ **complaint has been filed** may **waive his or her right to confidentiality** and request the committee to conduct ~~[the proceeding]~~ **its initial review of the complaint** publicly. In such case, ~~[any hearing conducted by the committee in the proceeding]~~ **all proceedings related to the committee's initial review of the complaint, other than its deliberations,** shall be open to the public and the committee ~~[may disclose such information about the proceeding as it deems appropriate]~~ **shall make available for public inspection all records other than its work product and internal memoranda.**

- I. Upon completion of its initial review of a complaint, the committee shall make available for public inspection all records, other than its work product and internal memoranda, relating to any complaint it does not dismiss, and shall conduct any subsequent proceedings, other than its deliberations, in public session.**
- II. If a legislator, legislative officer, or legislative employee is publicly charged, through independent sources, with involvement in a proceeding before the committee, or publicly charged with conduct likely to become the subject of a proceeding, the committee may, at the request or with the consent of the legislator, legislative officer, or legislative employee involved, issue brief public statements as it deems appropriate in order to confirm or deny the pendency of the proceeding, to clarify the procedural aspects thereof, to explain the right of the legislator, legislative officer, or legislative employee to a fair hearing without prejudgment, and to state that the legislator, legislative officer, or legislative employee denies the allegations.
- III. If the pendency of a proceeding before the committee is generally known to the public, through independent sources, and the subject matter thereof is of broad public interest or speculation, and public confidence in the administration of the ethics guidelines may be threatened because of lack of information concerning the status of the proceeding and the requirements of due process, the committee may, on its own motion, issue brief statements as it may deem appropriate in order to confirm the existence of the investigation, to clarify the procedural aspects of the proceeding, to explain that the legislator, legislative officer, or legislative employee is entitled to due process, and to state that the legislator, legislative officer, or legislative employee denies the allegations.
- IV. If the committee, at any stage of a proceeding, dismisses a complaint or formal charges, whether from insufficiency of the complaint or because there is insufficient cause to proceed further with the matter or for other reason, the

committee shall inform the complainant of such disposition. In addition, the committee may, at the request or with the consent of the legislator, legislative officer, or legislative employee concerned, issue a short explanatory statement to the public.

- I. If the committee, **prior to completion of its initial review**, disposes of a complaint by written reprimand or by other informal resolution, it shall inform the complainant that it has taken appropriate remedial action (but shall not disclose the details of such action unless the legislator, legislative officer, or legislative employee complained against so consents).
- II. This section shall not be construed to prohibit the committee from preparing and releasing to the public materials which are not related to any particular proceeding or situation. Such materials may include explanations of:
 - a. The jurisdiction of the committee and the limitations upon its powers and authority;
 - b. The procedure for filing complaints; and
 - c. The internal procedures of the committee.

In addition, the committee may release periodic statistical reports of its work which do not identify or permit the identification of any person involved in any proceeding before the committee.

- I. Nothing herein shall prevent the committee from responding to unjustified public criticism of a legislator, legislative officer, or legislative employee which is not the subject of a proceeding, and the committee may so respond in appropriate cases upon deliberation and the affirmative vote of at least four members at a meeting of the committee.
- II. Any violation of these provisions relating to confidentiality shall constitute a violation of RSA 14-B and these rules. The committee may enforce these provisions by appropriate proceedings. **The committee may, at the request of the non-violating party or on its own motion, terminate the proceedings with or without public comment.** Notwithstanding the provisions of this rule, the committee may disclose to an appropriate law enforcement authority any matter that comes before it.

4 Initial Review of Complaints.

- I. Each complaint shall be submitted in writing and signed under oath by the complainant. The legislator, legislative officer, or legislative employee complained against shall be furnished with a copy of the complaint, and a copy shall be sent to each member of the committee for review.
- II. The committee shall ~~[evaluate]~~ **conduct an initial review of** each complaint promptly after receipt to ascertain whether the committee has jurisdiction to consider the same under RSA 14-B. **The committee may invite the legislator, legislative officer, or legislative employee complained against, the complainant, and any other individual or individuals the committee deems appropriate, to appear before the committee to testify or to submit written evidence.** If it clearly appears on the face of the complaint or from preliminary inquiries by the committee that the complaint does not allege conduct on the part of the legislator, legislative officer, or legislative employee which, if established, would be contrary to the law, ethics guidelines, rules or regulations, the committee shall dismiss the complaint, and shall notify the complainant in writing that the matter raised is outside the committee's jurisdiction, assigning the reason therefor.
- III. If the committee determines, upon ~~[preliminary]~~ **completion of its initial** review, that a complaint is obviously without merit or is obviously unfounded, it shall dismiss the complaint and advise the complainant in writing of such action.
 - I. The committee shall dismiss any complaint arising out of acts or omissions occurring more than two years prior to the receipt of the complaint, and the complainant shall be so advised in writing. However, when the last episode of an alleged pattern of recurring legislative conduct arises within the 2-year period, the committee may consider all prior acts or omissions alleged to be a part of such pattern.
 - II. Receipt by the committee of a complaint which is repetitive of a prior complaint, whether from the same or a different source, following disposition of the initial complaint, shall be acknowledged, but the committee shall take no further action thereon.

- III. Any complaint which appears to have merit, but which is defective in some respect so that the committee cannot act thereon, or requires clarification, may be returned to the complainant for clarification and resubmission.
- IV. The individual who is the subject of the complaint shall be notified promptly in writing of any action taken by the committee pursuant to this section.

5 Response by Legislator, Legislative Officer, or Legislative Employee.

- I. Except where the complaint has been dismissed pursuant to paragraph II, III, or IV of section 4 of these rules, the legislator, legislative officer, or legislative employee complained against shall respond in writing to the merits of the complaint within 20 days of the date of the notice sent by the committee. Such response shall be filed with the committee which shall send a copy of the response to the complainant.
- II. In addition to such required response, the legislator, legislative officer, or legislative employee may submit to the committee other relevant materials.

6 Preliminary Investigation.

- I. The committee may order an investigation of any complaint properly before it, upon the affirmative vote of four or more members of the committee taken at a meeting thereof. Such investigation shall be conducted under the direction of the chairperson and in such manner as the chairperson may determine.
- II. The legislator, legislative officer, or legislative employee shall be notified of the investigation, and afforded a reasonable opportunity to present such relevant matters as he or she may choose.
- III. In conducting an investigation, the chairperson may require that any statement or written information furnished to the committee be given under oath or affirmation subject to the penalties for perjury or false swearing in official proceedings pursuant to RSA 641.

~~[IV. Persons contacted for information shall be informed of their obligation to maintain confidentiality.]~~

[V.] IV. If the investigation does not disclose sufficient cause to warrant further proceedings, the committee shall dismiss the complaint, and shall promptly notify the legislator, legislative officer, or legislative employee and the complainant in writing of such dismissal. In other cases not thought to merit the presentation of formal charges and hearing, the committee may informally resolve the matter with the consent of the legislator, legislative officer, or legislative employee. Such informal resolution may take the form of written advice or admonishment, the requirement of remedial action, or the imposition of conditions, or any combination thereof. The consent of the legislator, legislative officer, or legislative employee to informal resolution of the matter shall constitute a waiver of his or her right to a hearing.

7 Statement of Formal Charges, Notice of Hearing, and Answer.

- I. If, after preliminary investigation the committee concludes, by the affirmative vote of four or more members taken at a meeting, that formal proceedings should be instituted to inquire into any complaint, it shall prepare and file a formal statement of charges and shall set a time and place of hearing before itself. The committee shall promptly serve the legislator, legislative officer, or legislative employee by registered or certified mail, postage prepaid, with a copy of the formal statement of charges together with a notice of hearing.
- II. The formal statement of charges shall (1) contain a clear summary of the allegations against the legislator, legislative officer, or legislative employee and of the alleged facts forming the basis of such allegations (including facts developed by the investigation), (2) identify and cite those provisions of the law, ethics guidelines, rules or regulations alleged to have been violated, and (3) advise the legislator, legislative officer, or legislative employee of his or her duty to answer as provided in paragraph VI of this section.
- III. The formal statement of charges together with the notice of hearing shall be served on the legislator, legislative officer, or legislative employee at least 21 days prior to the hearing date assigned.
- IV. The notice of hearing shall include the following:
 - a. the date, time and place of the hearing;

- b. the fact that both the committee and the legislator, legislative officer, or legislative employee may be represented by counsel at the hearing, may secure the attendance of witnesses and the production of documents by subpoena, and may examine and cross-examine witnesses;
 - c. the identity of any special counsel for the committee; and
 - d. the fact that all further notices concerning the hearing, including any adjournments thereof, shall be given by the chairperson or pursuant to his direction.
- I. The committee shall give notice to the complainant of the date, time and place of the hearing. The complainant shall be entitled to attend the hearing as an observer, and may be required to attend and participate therein as a witness, but shall have no other function or right with respect to the hearing.
- I. Within 14 days after receipt of the formal statement of charges, the legislator, legislative officer, or legislative employee shall file an answer with the committee, setting forth all denials, affirmative defenses, mitigating circumstances and other matters which the legislator, legislative officer, or legislative employee intends to raise at the hearing.
- VII. At any time prior to final decision, the committee may allow or require an amendment of the formal statement of charges, and may allow an amendment of the answer. When an amendment is made to the formal statement of charges, whether before or after commencement of the hearing, the legislator, legislative officer, or legislative employee shall be afforded a reasonable opportunity to answer the matters newly charged, as determined by the chairperson, and shall answer such matters within the time allowed. In any such case, the legislator, legislative officer, or legislative employee shall also be afforded a reasonable time, as determined by the chairperson, in which to prepare his or her defense to the matters newly alleged.
- VIII. For good cause shown, the chairperson may extend the time within which the legislator, legislative officer, or legislative employee is required to file his or her answer, and may grant a continuance of the scheduled hearing, but no such extension or continuance shall be for a period longer than 30 days without the concurrence of the committee.
- IX. The committee may terminate the proceeding and dismiss the complaint and formal statement of charges following the answer by the legislator, legislative officer, or legislative employee or at any time thereafter, and shall in that event give notice to the legislator, legislative officer, or legislative employee and the complainant that it has found insufficient cause to proceed.

8 Discovery and Subpoena Powers.

- I. At any time after the filing of a formal statement of charges, the legislator, legislative officer, or legislative employee or his or her counsel shall, upon written request, be entitled, as a matter of course:
- a. to obtain the names and addresses of all persons known to the committee to have relevant information;
 - b. to examine and copy any of the following:
 - 1. statements of the complainant;
 - 2. statements of persons claiming to have knowledge of the acts, omissions or events underlying the formal proceeding;
 - 3. investigative reports made by or for the committee in connection with the proceeding; and
 - 4. any other writing or item which is relevant to the proceeding, or which appears likely to lead to relevant information.
 - a. anything in this section to the contrary notwithstanding, the committee shall not be required to disclose to the legislator, legislative officer, or legislative employee the identity of any informant who will not be called as a witness in support of the charges, and who has declined to sign a written complaint, unless the alleged misconduct was directed at the informant.
- I. The legislator, legislative officer, or legislative employee shall make available to the committee, as a matter of

course, upon the written request of the chairperson, or special counsel, any specified material which would be discoverable in civil proceedings in this State.

- II. Nothing in this section shall authorize access to any information, writing or other item which is privileged by law, or which is protected as an attorney's work product.
- III. The committee shall have the power to subpoena witnesses, compel their attendance and testimony, and require the production of books, records, documents or other evidence or material deemed relevant to the investigation or hearing. Such subpoena powers may be exercised for the committee by the chairperson or special counsel to the committee.
- IV. The subpoena powers of the committee shall be exercised in behalf of the legislator, legislative officer, or legislative employee upon his or her written request or the written request of his or her counsel.

9 Conduct of Hearing.

- I. The hearing shall ~~[not]~~ be open to the public ~~[unless the legislator, legislative officer, or legislative employee so requests]~~. **The deliberations of the committee shall be conducted in nonpublic session.**
- II. The committee may proceed with the hearing at the time and place fixed, whether or not the legislator, legislative officer, or legislative employee has filed an answer or appears for the hearing. The committee may draw an unfavorable inference from the failure of the legislator, legislative officer, or legislative employee to answer or appear; but no such failure, standing alone, shall be sufficient to meet the standard of proof.
- III. A violation of the law, ethics guidelines, rule or regulation must be established by clear and convincing evidence. The legislator, legislative officer, or legislative employee shall not be required to testify or present affirmative evidence in his or her own behalf.
- IV. The legislator, legislative officer, or legislative employee shall be entitled to counsel of his or her choice, and shall have the right to adduce evidence, produce and cross-examine witnesses, and present all relevant arguments.
- V. The committee shall not be bound by the technical rules of evidence, and may admit evidence which it considers to be reliable, material, and relevant. The chairperson shall rule on objections to the receipt of evidence, subject to being overruled by a majority of the committee present at the hearing. The chairperson may defer ruling on an objection to the receipt of evidence, and admit evidence subject to later ruling thereon.
- I. The hearing shall be recorded verbatim by stenographic, electronic or other means approved by the committee. A free transcript of the hearing shall be provided to the legislator, legislative officer, or legislative employee, who may also tape record the hearing ~~[with the permission of the committee]~~.
- III. The decision of the committee shall be based solely on the record evidence presented to the committee at the hearing, but shall not be based solely on hearsay evidence. The committee shall exclude from its consideration any information reviewed in earlier stages of the proceeding, unless such information is received in evidence at the hearing so as to become a part of the record.
- IV. At any time after the hearing is closed but prior to final decision, the committee may reopen the hearing for the taking of additional evidence. The legislator, legislative officer, or legislative employee and the complainant shall be given such notice of any supplemental session as the circumstances may reasonably require.

10 Dispositions Following Hearing.

- I. The committee shall issue its decision within 30 days after the hearing.
- II. If the committee decides that a violation of the law, ethics guidelines, rules, or regulations has not been established, the proceeding shall be dismissed, and the legislator, legislative officer, or legislative employee and the complainant shall be so notified.
- III. If the committee determines, by the affirmative vote of at least four of its members, that there has been a violation of the law, ethics guidelines, rules, or regulations but that the violation is not of a sufficiently serious nature to warrant the imposition of formal discipline by the Legislature, it shall dispose of the matter by informal resolution. Such disposition may take the form of written advice or private admonishment, requirement of corrective action,

direction of professional counseling or assistance, imposition of conditions on the specified conduct, or other similar remedial action, or any combination of the foregoing. Prior to deciding upon such disposition, the committee may afford the legislator, legislative officer, or legislative employee an opportunity to meet with it or its designated member or members to discuss the matter. All private admonishments, reprimands and other informal adjustments shall be reduced to writing.

- IV. If the committee determines, by the affirmative vote of at least four of its members, that there was improper conduct based upon clear and convincing evidence and the improper conduct was of a serious nature so as to warrant formal disciplinary action it shall prepare a summary report of the deliberations regarding the complaint and of its findings. The report shall contain any specific recommendations concerning disciplinary actions to be imposed.
 - a. In cases involving a legislator, or officer of the legislature, the committee shall submit its report to the speaker of the house and senate president. The report may ~~contain~~ recommend~~ations~~ **for one or more of the following disciplinary actions:** reprimand, censure ~~or~~, expulsion, **or denial or limitation of any right, power, privilege, or immunity of the legislator that the constitution of New Hampshire permits the general court to deny or limit.** Before any disciplinary action may be taken against a legislator or against an officer of the legislature, the report shall be ratified by the legislator's or by the officer's respective body of the general court.
 - b. In cases involving an employee of the legislature, **except in cases involving an employee of the legislature employed by the legislative budget assistant,** the committee shall submit its report to the joint committee on legislative facilities. **In cases involving an employee of the legislature employed by the legislative budget assistant, the committee shall submit its report to the fiscal committee of the general court.** The joint committee on legislative facilities, **or the fiscal committee of the general court,** shall determine what disciplinary action ~~may~~ **shall** be taken against the employee. **In making its determination, the joint committee on legislative facilities or the fiscal committee of the general court as appropriate may use any of the specific recommendations concerning disciplinary actions which are contained in the report which it receives.**
- I. Any member who dissents from the determination of the committee may prepare a minority opinion which shall be appended to the report of the committee. The committee shall also prepare a record of the proceeding, which shall include the committee's formal statement of charges, the answer of the legislator, legislative officer or legislative employee, any other pleadings, and a transcript of the hearing. The committee's report shall be filed with the clerk of the appropriate house of the legislature. Contemporaneously with such filing, copies shall be served on the legislator, legislative officer, or legislative employee.

11 Use of Closed Files.

- I. A closed file may be referred to by the committee in subsequent proceedings in the following circumstances:
 - a. Where a complaint or formal charges have been dismissed for any reason or there has been a finding of insufficient cause to proceed, and the subsequent proceeding raises similar allegations against the legislator, legislative officer, or legislative employee or is based upon a similar occurrence or factual situation, the closed file may be used to exonerate the legislator, legislative officer, or legislative employee or may be made a part of the investigation of the new complaint; or
 - b. Where, after the disposition of a prior proceeding by informal resolution, the legislator, legislative officer, or legislative employee fails to refrain from acting in the manner that caused the prior complaint to be filed and a subsequent complaint is filed alleging similar conduct which is established or proven, the closed file may be used as evidence tending to show that the problem is a continuing one; or
 - c. Where, following the hearing of subsequent related or unrelated charges, the committee determines that a violation of the law, ethics guidelines, rule or regulation has occurred, the closed file may be referred to in connection with the decision as to the nature of the informal resolution to be imposed by the committee or as to the disciplinary action to be recommended to the Legislature.

Adopted: April 27, 1992

Amended: May 18, 1994

Amended:

LAID ON TABLE

CACR 7, relating to the state's responsibility to provide to all citizens the opportunity for a public education. Providing that the general court shall have the exclusive authority to determine the content, extent, and funding of a public education and that the state may fulfill its responsibility to provide to all citizens the opportunity for a public education. (Pending question is the adoption of the majority committee amendment.)

HB 730, establishing a committee to study the transfer of the Goffstown district court to a new location. (Pending question is adoption of the committee report of Ought to Pass with Amendment.)

HR 24, affirming revenue estimates for fiscal years 2002 and 2003. (Pending question is adoption of Ought to Pass with Amendment.)

COMMITTEE MEETINGS

MONDAY, MAY 6

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

2:00 p.m. Regular meeting.

FISCAL COMMITTEE (RSA 14:30-a), Room 212

1:00 p.m. Subcommittee on tax simulation and forecasting models.

OSTEOPOROSIS ADVISORY COUNCIL (RSA 126-I:3), Room 102, LOB

9:30 a.m. Subcommittee work session.

TUESDAY, MAY 7

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Room 301, LOB

9:00 a.m. Regular meeting.

FINANCE - (DIVISION I), Room 209, LOB

10:00 a.m. Interim study subcommittee work session on **SB 16-FN-A**, relative to state financial aid for state fairs, and making an appropriation therefor.

WEDNESDAY, MAY 8

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Recycling subcommittee work session.

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

9:00 a.m. Public hearing on proposed amendment to the procedural rules of the Legislative Ethics Committee and regular meeting.

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

9:00 a.m. Regular business.

9:30 a.m. Audits:

State of New Hampshire

Department of Transportation

Bureau of Mechanical Services

Fuel Distribution Section

Financial and Compliance Audit Report for the year ended June 30, 2002.

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

9:30 a.m. Regular meeting.

Skyhaven Airport discussion with Skyhaven Airport Operations Committee and City of Rochester officials.

FRIDAY, MAY 10

TASK FORCE TO STUDY PRIVACY ISSUES AS THEY PERTAIN TO FEDERAL LAW (HB 702, Chapter 256:8, Laws of 2001), Rooms 210-211, LOB

9:00 a.m. Regular meeting.

MONDAY, MAY 13

CERTIFICATE OF NEED TASK FORCE (RSA 151-C:16), Room 203, LOB

10:00 a.m. Regular meeting.

NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g), Room 306, LOB

10:00 a.m. Regular meeting.

THURSDAY, MAY 16

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

10:00 a.m. Regular meeting.

friDAY, MAY 17

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

9:00 a.m. Regular meeting.

COMMISSION ON THE EDUCATION OF THE DEAF (HB 1283, Chapter 43:2, Laws of 2000), Room 205, LOB

10:00 a.m. Regular meeting.

LONG-TERM CARE RATE ADVISORY COMMITTEE (RSA 151-E:6-a), Room 103, State House

1:00 p.m. Regular meeting.

monday, may 20

CIVIL WAR MEMORIALS COMMISSION (RSA 21-K:18), Room 203, LOB

4:00 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, MAY 21

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Room 301, LOB

9:00 a.m. Regular meeting.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. Full committee work session on Revenue Estimates.

WEDNESDAY, MAY 22

TOBACCO USE ADVISORY COMMITTEE (RSA 126-K:19), Department of Education, 101 Pleasant Street, Landergan Hall, Room 12, Concord

2:30 p.m. Regular meeting.

WEDNESDAY, MAY 29

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

9:30 a.m. Regular business.

Update on Department of Safety Construction Projects.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

The Cheshire County Executive Committee will meet to review the 1st Quarter financial statements on Monday, May 13 at 9:00 a.m. at 33 West Street.

Rep. John M. Pratt, Chairman

Cheshire County Executive Committee

COUNTY DELEGATION NOTICE

The Merrimack County Executive Committee will meet on Monday, May 6 at 10:00 a.m. in the lower level conference room of the McDonnell Building, 4 Court Street, Concord. The purpose of the meeting is as follows: Vote on the recommendation for salaries of the Merrimack County Elected Officials for biennium 2003-2004. Recommend ratification of the Commissioners Budget Reductions. Request of County Attorney for Grant Acceptance and Supplemental Appropriation. Other business.

Rep. Ray F. Langer, Chairman

Merrimack County Executive Committee

COUNTY DELEGATION NOTICE

The Merrimack County Delegation will meet on Wednesday, May 15 at 9:00 a.m. in the lower level conference room of the McDonnell Building, 4 Court Street, Concord. The purpose of the meeting is as follows: Act on the Elected Officials Salaries for the biennium 2003-2004. Act on ratification of the Commissioners Budget Reductions. Act on County Attorney request for Grant Acceptance and Supplemental Appropriation. Other business.

Rep. William E. Leber, Chairman

Merrimack County Delegation

The Sergeant-at-Arms Buffalo Barbecue featuring bison burgers and dogs will be held Wednesday, May 22, immediately following the House session, at Bear Brook State Park, Allenstown. Ticket prices and directions will follow in a future House calendar.

Deborah A. Nielsen, Sergeant-at-Arms

REVISED FISCAL NOTES

The following HBs have revised fiscal notes: HBs 134, 179, 202, 212, 213, 253, 284, 285, 295, 298, 329, 353, 392, 439, 463, 498, 556, 557, 560, 567, 581, 587, 589, 592, 650, 656, 672, 675, 686, 706, 718, 744, 757, 768, 1000, 1100, 1102, 1106, 1148, 1192, 1231, 1236, 1259, 1260, 1264, 1266, 1268, 1270, 1271, 1273, 1275, 1298, 1302, 1305, 1317, 1319, 1336, 1343, 1349, 1352, 1353, 1355, 1358, 1359, 1360, 1362, 1363, 1364, 1365, 1366, 1367, 1369, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1379, 1380, 1381, 1382, 1393, 1409, 1411, 1422, 1425, 1426, 1428, 1436, 1437, 1438, 1440, 1450, 1451, 1455, 1456, 1460, 1461, 1462, 1463, 1464, 1466, 1467, 1468, 1469, 1470, 1472, 1478, 1479, 1481 and 1482.

Karen O. Wadsworth, Clerk of the House

Pursuant to RSA 326-B:12, the Joint Health Council will meet at the NH Board of Nursing, Room 17, 78 Regional Drive, Building 2, Concord, on Monday, **June 3rd** at 6:00 p.m.

Karen O. Wadsworth, Clerk of the House

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 as requested.

Rudolph J. Kobel, 73 Old Candia Road, Candia 03034-2414

William R. Zolla, 3 Pond Road, Derry, 03038-3947

Colleagues who so desire may send cards and greetings to the address 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.

From time to time the Speaker receives reports and audits from various committees, commissions, and departments. On the chance that some of these reports might be of interest to a member, I will periodically list the reports that are received in the Speaker's office and available for viewing.

Reports most recently received include:

Operational Review of the NH Supreme Court

2001 Annual Report, Partnership for a Drug Free NH

Gene G. Chandler, Speaker

The Department of Education, in collaboration with the Commission to Establish an Education System for the Deaf and Hard of Hearing, invites you to the following Focus Group discussions in four different areas of the state. We are fortunate to have Dr. Susan E. Auerbach as facilitator of each event. She is highly regarded as an expert on such matters and we are sure she will lead us in the discussion of the purpose of these meetings around the state. The purpose of the forums is to gather information relevant to the education of the deaf and hard of hearing. The following meetings have been scheduled:

May 4 – Family Resource Center Community Room, 123 Main Street, Gorham from 10:00 a.m. to noon.

May 6 – Franklin City Hall, 316 Central Street, Franklin, 7:00 p.m. Public officials/ City Council meeting, Franklin, US 3/NH11 and Sanborn Street improvements.

May 11 – Keene Public Library, Winter Street, Keene from 10:00 a.m. to noon.

May 15 – Executive Council, State House (after Council) Noon, special committee meeting, Warren-Wentworth.

Rep. Andre A. Martel

The Capitol League of Women Voters invite all legislators to an informational reception on Tuesday, **May 7th** from 4:00 – 6:00 p.m. at the Concord City Auditorium Lobby. Refreshments will be provided. For more information, call the League of Women Voters of New Hampshire at 225-5344.

Rep. Candace W. Bouchard

The House Republican Alliance will meet at the Upham Walker House (Park Street across from the State House) will meet at 8:30 a.m. on Wednesday, May 15 and at 11:30 a.m. on the following Wednesdays: **May 8** and May 22.

Rep. Paul M. Mirski

The State of New Hampshire Equalization Standards Board will be conducting a series of four public forums in Milford, Lancaster, Plymouth and Brentwood. These forums are intended to solicit public comments on the process of equalizing property values for the purpose of apportioning state education, county and cooperative school district taxes.

The Equalization Standards Board was created by the legislature in 2001 in response to issues raised in the case of Sirrell v

State of New Hampshire regarding the administration of the property tax. The Board is required to annually review the ratio studies conducted by the NH Department of Revenue Administration and to adopt standards and recommendations for improving the ratio studies for the forthcoming property tax year.

During the past six months, the Board has focused on the report and recommendations prepared by Ronald Wasserstein and Peter Davis, independent consultants hired by the Department of Revenue Administration to review the state's equalization process. A copy of this report, along with a summary of the Board's recommendations to be discussed at the forums, is available by contacting April Rollins at (603) 271-3397 or 271-2687 and at www.state.nh.us/revenue/property_tax/wasserstein_davis_rpt.htm

Equalization Public Forums Schedule

May 9 - Town of Milford, 1 Union Square, Milford, Banquet Hall, from 7:00 p.m.-9:00 p.m.

May 16 - Lancaster Town Hall Auditorium, 25 Main Street, Lancaster, from 1:00 p.m.-3:00 p.m.

May 16 - Pease Public Library Community Room, Lower Floor, 1 Russell Street, Plymouth, from 7:00 p.m.-9:00 p.m.

May 23 - Town of Brentwood Fire House, 148 Crawley Falls Road, Brentwood, from 7:00 p.m.-9:00 p.m.

Rep. Betsey L. Patten

The New Hampshire Law Enforcement Officers Memorial Committee cordially invites all legislators to the 10th Annual New Hampshire Law Enforcement Officers Memorial Ceremony on Friday, May 17, 2002, beginning promptly at 10:00 a.m. on the memorial site in front of the LOB. The ceremony will proceed rain or shine. Refreshments will be served immediately following the event. Please contact Captain Timothy J. Acerno of Fish and Game at 271-3129 if you have any questions.

Gene G. Chandler

All Republican candidates have agreed to participate in the Manchester Republicans First Congressional District Forum, organized and hosted by the Honorable Leona Dykstra, Wednesday, **June 5**, at the Executive Court, 1199 South Mammoth Road in Manchester. A buffet will be served at 6:00 p.m. followed by the forum at 7:00 p.m. Tickets are \$30 per person and may be purchased from Leona at 622-6294, Rep. Carlos Gonzalez at 645-4375, or Rep. Steve Vaillancourt at 627-9047.

Rep. Steve Vaillancourt

The Republican Party Advisory Committee on Education will sponsor a symposium, "Legislative Proposals for School Reform in New Hampshire" on Saturday, **June 15th**, 1:00 – 5:00 p.m. at the Courtyard Marriott (Grappone Conference Center) off Exit 15 , I-93. The public is welcome and there is no fee for the symposium. A number of speakers will be present, including those from the New Hampshire Business Council, National Council on Teacher Quality, Milton Friedman Foundation, Children's Scholarship Fund and Center for Market-Based Education.

To attend the reception following the symposium, send check for \$14 per person payable to "Republican State Committee" to Simone Maloney, 171 Russell Street, Manchester 03104. For further information call 786-9562 or 225-9341.

Rep. John R. M. Alger

The Belknap County Republican Committee will hold the annual barbeque at Smith Meeting House, Gilmanton, Saturday, **June 22nd**, from 11:00 a.m. – 4:00 p.m. Tickets at \$15 are available from any Belknap County Republican.

Rep. Thomas Rice, Jr.

The Department of Transportation will hold the following meeting:

May 6 – Franklin City Hall, 316 Central Street, Franklin, 7:00 p.m. Public officials/City Council meeting, Franklin, US 3/NH 11 and Sanborn Street improvements.

May 8 – NHDOT, 1 Hazen Drive, Highway Design Conference Room, Concord 10:00 a.m. -- Commission Meeting -- Belmont 12916 US 3/NH 11.

May 9 – Plaistow Town Library, 85 Main Street, Plaistow 6:30 p.m. Advisory Task Force -- Plaistow-Kingston, 10044-B NH 125 Reconstruction.

May 9 – NRPC Office, 115 Main Street, Nashua 6:00 p.m. NH Route 101A Steering Committee Meeting -- Milford-Nashua, 10136 NH Route 101A Corridor Study.

May 9 – Randolph Town Hall, Randolph 6:00 p.m. Public Workshop -- Access Management Workshop.

May 13 – Derry Municipal Center, 14 Manning Street, Derry 7:00 p.m. Public Informational Meeting -- Derry 13249 Improvements to the intersection of NH Route 102(Broadway) and NH Route 28(Birch Street and Crystal Avenue).

May 14 – Carroll Town Hall Gymnasium, 92 School Street, Carroll 7:00 p.m. Combined Public Officials/Informational Meeting -- Bethlehem-Carroll Repaving of Route 3.

May 14 – NH DOT, 1 Hazen Drive, Room 112, Concord 10:00 a.m. Commission Meeting -- Easton-Woodstock 12971 NH Route 112.

May 15 – Executive Council, State House (after council)Noon, Special committee meeting, Warren-Wentworth.

May 21 – Willing Workers Hall, NH Route 25, Glencliff, 7:00 p.m. Public hearing (special committee), Warren-Benton, NH Route 25.

May 21 – NHDOT, 1 Hazen Drive, Rooms 112 & 113, Concord, Commission meeting, Franklin, NH Route 11 & NH Route 3A.

May 23- City Hall, Council Chambers, 3rd floor, 51 North Park Street, Lebanon 7:00 p.m. Combined Public Officials/Informational Meeting – Lebanon 13444 Reconstruct the Northbound Weigh Station 500’ north of existing location and upgrade the Southbound Weigh Station at its present location.

May 24 – Balsams Hotel, 9:30 a.m., Trio Presentation, Governor’s Tourism Conference.

May 30 – Alton Town Hall, 1 Monument Square, Alton 7:00 p.m. Combined Public Officials/Informational Meeting --Alton 12894, Repaving of Route 28, 4.0 miles ending 200’ north of Route 28-A.

June 19 – Whitefield School, 34 Twin Mountain Road, US Route 3, Whitefield 7:00 p.m. Public Hearing Commission -- Whitefield P2953 US Route 3 Reconstruction from CarrollT/L northerly 2.0 miles to NH Route 116.

Rep. Edwin O. Smith, Chairman

Public Works and Highways Committee

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 **May 2002**. 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. Our schedule is tightly booked for the remainder of the school year. Please contact the Visitors’ Center concerning school tour booking information. Thank you for your continued participation with your School Visitation Program.

Kenneth Leidner, Director

DATE	TIME	GROUP	Grade/Size
May 6	9:00	Deerfield Elementary School	4/22
May 6	10:30 & 12:30	Hampstead Central School	4/50
May 7	10:00 & 11:30	Thornton Ferry Elem. School – Merrimack	4/75
May 7	12:30	Chesterfield Elementary School	4/40
May 8	10:00	Salisbury & Webster Elem. Schools	4/30
May 8	11:00	Gonic Elementary School	4/40
May 8	1:15	Pierce Elem. School- Bennington	5/15
May 8	1:15	Well School – Peterborough	4/10
May 9	10:00 & 11:30	Thornton Ferry Elem. School - Merrimack	4/50
May 10	9:00	Deerfield Elementary	4/22
May 10	10:30 & 12:30	Hampstead Central School	4/50
May 13	9:00 & 10:15	New Boston Central School	4/65
May 13	12:30	Little Harbor Elem. School – Portsmouth	4/45
May 14	9:00	Deerfield Elementary School	4/22
May 14	10:00	Little Harbor Elem. School – Portsmouth	4/30
May 14	11:00	Ed Fenn School - Gorham	4/45
May 15	9:30 & 11:00	Gossler Park Elem. School – Manchester	4/75
May 15	1:30	Bethlehem Elementary School	4/40
May 16	9:30 & 11:00 & 12:30	North Londonderry Elementary School	5/150
May 17	10:00	St. Elizabeth Seton School – Rochester	4/40
May 17	11:30	New Franklin Elem. School – Portsmouth	4/36
May 17	12:30 & 2:00	Greenland Central School	4/55
May 20	8:15	Kimball Elem. School – Concord	4/25
May 20	10:00	Pollard Elem. School – Plaistow	4/50

May 20	11:00 & 12:00	Peterborough Elem. School	4/40
May 21	8:15	Kimball Elem. School – Concord	4/25
May 21	10:00	Plymouth Elementary School	4/40
May 21	11:00	Acworth Elem. School	3&4/20
May 21	11:00 & 12:00	Peterborough Elementary School	4/40
May 22	9:00	Broken Ground Elem. School – Concord	4/25
May 22	10:00	Pollard Elem. School – Plaistow	4/50
May 22	11:00 & 12:00	Disnard Elem. School – Claremont	4/45
May 22	1:15	Bartlett Elem. School – Berlin	4/45
May 23	8:15	Kimball Elem. School – Concord	4/25
May 23	10:00	Russell Elem. School – Rumney	4/26
May 23	10:00	Waterville Valley Elem. School	3&4/10
May 23	11:00	New Hampton Community School	4/30
May 23	12:30 & 1:45	Stratham Memorial Elem. School	4/65
May 24	9:30	So. Merrimack Christian School	4/20
May 24	9:30	Salem Christian School	4/15
May 24	11:00	Campton Elem. School	4/40
May 24	12:30 & 1:45	Stratham Memorial Elem. School	4/65
May 28	9:00	Broken Ground Elem. School-Concord	4/25
May 28	9:30 & 11:00	St. Anthony’s School- Manchester	4/70
May 29	9:00	Broken Ground Elem. School-Concord	4/25
May 29	9:30 & 11:00	Seabrook Elementary	4/55
May 29	1:00	Mont Vernon School	4/44
May 30	9:00	Broken Ground Elem. School- Concord	4/25
May 30	9:30 & 11:00	Green Acres Elementary-Manchester	4/50
May 30	11:00	Mountain Shadows School – Dublin	6/8
May 31	9:00	Broken Ground Elem. School – Concord	4/25
May 31	9:30 & 11:00	Seabrook Elementary School	4/55
May 31	11:30	Sandwich Central School	4/19
May 31	11:30	Simonds Elem. School – Warner	4/11

***** NOTICE *****

29th Annual Bill White Memorial Legislative Golf Tournament

The 29th Annual Bill White Memorial Legislative Golf Tournament is scheduled for Friday, **June 7, 2002** at the Pheasant Ridge Country Club, Gilford, NH. The entry fee for this annual tournament is \$60.00 per person which includes greens fee, cart, dinner and prizes.

A shotgun start is scheduled for 9:00 a.m. The format is "Captain and Crew".

Sign-up as a foursome or sign-up by yourself in order to be placed in a foursome.

A maximum of 120 players will be allowed.

Please return your entry and payment no later than May 31st to Sandy Wheeler at the LOB Lobby Desk. Please make checks payable to David S. Saltmarsh.

Rep. David
Scanlan

Rep. Peter
Burling

!

29th Annual Bill White Memorial Golf Tournament

Pheasant Ridge Country Club

Gilford, NH

Name: 1. _____

2. _____

3. _____

4. _____

Telephone: _____ Amount Enclosed: _____