

State of New Hampshire HOUSE RECORD

First Year of the 158th Session of the General Court Calendar and Journal of the 2003 Session

Vol. 25 Concord N.H Friday, February 14, 2003 No. 15

Contains: Reports and Amendments for February 20, Hearings, Work Sessions and Notices

HOUSE CALENDAR

NOTICE

MEMBERS OF THE HOUSE:

The House will meet in session on the following days at 10:00 a.m.: February 20, March 6, 12 and 13.

All members and staff are invited to join the Senate President and me for a reception at the Concord Marriott on Tuesday, February 18 from 5:00 p.m. to 7:00 p.m. I hope to see each of you there.

There will be no legislative business conducted the week of February 24-28 and March 11, Town Meeting Day. Also, please note that Monday, February 17 is President's Day and a state holiday. All legislative and executive branch offices will be closed.

Chairmen and Vice Chairmen will meet on Tuesday, February 18, at 9:00 a.m. in Room 201, LOB.

Gene G. Chandler, Speaker

NOTICE

There will be a Republican Caucus on Thursday, **February 20** at 9:15 a.m. in Representatives Hall.

Rep. David W. Hess, Majority Leader

NOTICE

There will be a Democratic Caucus on Thursday, **February 20** at 9:00 a.m. in Rooms 305-307 of the Legislative Office Building.

Rep. Peter H. Burling, Democratic Leader

thursday, FEBRUARY 20

consent calendar

COMMERCE

HB 131, relative to enforcement of negotiable instruments under Article 3 of the Uniform Commercial Code. **OUGHT TO PASS**

Rep. Paul D. Spiess for Commerce: The purpose of this bill is to clarify the intent of one section of the Universal Commercial Code (UCC) pertaining to the enforceability of lost, destroyed or stolen documents. Recent court decisions have created uncertainty over the ability of lenders to enforce loan agreements when documents have been lost, or ownership of the loan has been transferred. This bill clearly establishes the validity and enforceability of the obligation so long as there is clear evidence that the transaction was consummated and documented. **Vote 13-0.**

HB 430, relative to the scope of family health insurance policies. **INEXPEDIENT TO LEGISLATE**

Rep. Matthew J. Quandt for Commerce: This bill would mandate health insurance companies to cover unmarried children under the age of 28 who are part-time students. The bill does not define what a part-time student is. Current law defines full-time students as those who do not exceed 18 years of age. This bill would increase the age by a decade. There is another bill, HB 317, that will raise the age to 25, which is current practice of health insurance companies in New Hampshire, and will define full-time students. Age 28 would create problems because it splits the age banding law. The committee feels the greatest flaw in this bill, however, is that it would include part-time students covering part-time students creates numerous problems. **Vote 15-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 178, relative to detention for violations of protective orders. **OUGHT TO PASS WITH AMENDMENT**

Rep. Elbert I. Bicknell for Criminal Justice and Public Safety: This bill originally came about as the result of an incident that resulted in a police department contacting the court for assistance on a unique violation of a protective order. The department and the officer(s) responding used great restraint and took more than reasonable caution in the execution and subsequent arrest of the defendant who is blind, confined to a wheelchair and was scheduled for medical treatment at 6:00 a.m. the following morning. The judge on call could have ordered an alternative to incarceration, but either did not feel it was necessary or felt that the law was silent on his ability to act. The amendment clearly indicates that under certain circumstances when there is a violation of a restraining order, a judge may order an alternative to detention upon request by the arresting officer when the health of the defendant would be jeopardized by incarceration. **Vote 19-0.**

HB 192, relative to disposal of controlled drugs in possession of law enforcement officers. **OUGHT TO PASS WITH AMENDMENT**

Rep. Elbert I. Bicknell for Criminal Justice and Public Safety: This bill permits the district court to order the destruction of drugs in possession of a police officer, and requires the same record and reporting back to the district court as is required for the superior court, with the exception of the notification to the Drug Enforcement Administration as our district courts deal with misdemeanor drug offenses. **Vote 19-0.**

HB 215, relative to expungement of records contained in the DNA database. **OUGHT TO PASS**

Rep. Stanley E. Stevens for Criminal Justice and Public Safety: This bill was submitted as a housekeeping measure for the Department of Safety. This will provide for the expungement of the DNA record of a person whose criminal conviction has been reversed and the case dismissed unless the person already has a record in the database as a result of a criminal conviction for an offense which would require inclusion in the database. **Vote 13-0.**

HB 288-FN, imposing a criminal penalty for the dissemination of certain materials without consent. **OUGHT TO PASS**

Rep. William V. Knowles for Criminal Justice and Public Safety: This legislation makes it a Class A misdemeanor for a person to without the specific consent of the person or persons entitled to privacy, disseminate any material acquired as a result of the violation of such privacy. **Vote 15-0.**

HB 291-FN, establishing an enhanced penalty for assaults, sexual assaults, and related offenses against the elderly. **INEXPEDIENT TO LEGISLATE**

Rep. Robert M. Fesh for Criminal Justice and Public Safety: The sponsors' concern is already covered in RSA 631:8 passed last July 16, 2002 after two years of study to offenses against the elderly 60 years old and older. The abuser can be charged with a Class B felony. RSA 651:6 allows for an extended term of imprisonment if the crime committed against a person with the intention of taking advantage of the victim's age or physical disability. There is no need for this bill. **Vote 20-0.**

HB 333, relative to sentences for first time offenders. **INEXPEDIENT TO LEGISLATE**

Rep. E. Albert Weare for Criminal Justice and Public Safety: Present law, RSA 651:2, allows the presiding judge wide discretionary powers in sentencing all offenders for most crimes regardless if the individual is a first-time offender or not. To limit or require judges to give a specific sentence for first-time offenders would severely limit the discretionary powers judges possess in awarding sentences and would be a questionable conflict of the separation of powers of the three branches of government. **Vote 20-0.**

HB 374, relative to a petition by an inmate for a suspended sentence. **INEXPEDIENT TO LEGISLATE**

Rep. Stephen H. Nedeau for Criminal Justice and Public Safety: This bill, relative to a petition by an inmate for a suspended sentence, was requesting to do something that is covered by RSA 651:20 now. The bill, although well intended, makes sweeping changes that are not necessary as indicated by testimony from the Attorney General's Office, the Department of Corrections, and the Victims Assistance Office. The Committee felt strongly that this bill is not necessary. **Vote 20-0.**

HB 416, requiring reciprocal discovery in criminal cases. **INEXPEDIENT TO LEGISLATE**

Rep. John E. Tholl, Jr. for Criminal Justice and Public Safety: This bill as drafted would violate Part 1 of the New Hampshire Constitution as well as the 5th Amendment of the United States Constitution. The sponsor was the only person to testify in favor of the bill while the Attorney General's office and the NH Trial Lawyers Association both indicated that if passed, the bill would almost immediately result in an appeal to the Supreme Court on constitutional grounds. The committee felt that the bill would create a constitutional issue that would be impossible to support and recommended inexpedient to legislate. **Vote 18-0.**

HB 487, relative to protective custody of a person impaired by drugs. **OUGHT TO PASS**

Rep. Elbert I. Bicknell for Criminal Justice and Public Safety: This bill is a direct result of a recent NH Supreme Court Decision where it ruled that a peace officer did not have the authority to place in protective custody a person under the influence of drugs, as he would have, if that person was under the influence of alcohol. Quoting from the opinion itself, "by its plain language, the statute therefore does not authorize the police to take individuals into protective custody if, in the police officer's judgment, the individual is under the influence of drugs." This bill rectifies the problem and places the protective custody bill for persons under the influence of drugs in the RSA's that deal with drugs. **Vote 16-1.**

HB 678-FN, relative to penalties for operation of OHRVs after suspension of driving privileges for certain motor vehicle offenses. **OUGHT TO PASS**

Rep. Stanley E. Stevens for Criminal Justice and Public Safety: This is a housekeeping bill designed to mirror the motor vehicle law and makes operation of an OHRV after suspension of a person's driving privileges a misdemeanor if the suspension was for reckless driving, driving under the influence or negligent (vehicular) homicide. **Vote 11-0.**

EDUCATION

HB 336-L, relative to the development and adoption of the school administrative unit budget. **OUGHT TO PASS WITH AMENDMENT**

Rep. John R.M. Alger for Education: After extensive development over a period of years this bill offers a straightforward and simple manner for the budget of multi-town school administrative units (SAUs) to be voted on by the people after

recommendation by the SAU board. Single district SAUs already have this opportunity so this bill allows votes of multi-town SAUs the same opportunity. **Vote 18-1.**

HB 363, relative to the funding formula for cooperative school districts. **INEXPEDIENT TO LEGISLATE**

Rep. Richard C. Leone for Education: This bill advocated a change in the method of apportioning costs in a particular cooperative school district. The committee felt this was more of a local matter which can be more appropriately addressed in the articles of agreement pursuant to current state law. **Vote 14-0.**

ELECTION LAW

HB 297, establishing an alternative nomination process for political organizations. **INEXPEDIENT TO LEGISLATE**

Rep. Howard C. Dickinson for Election Law: This bill offers an alternative process to nomination by a political organization. It decreases the threshold from 4% to 2% required to be a political party and decreases the requirement of 3% of voters in the last general election to just 7000 voters out of 500,000-600,000 voters to nominate an entire list of candidates for office in the state election. The present system requires 3% petitions. The committee feels the present laws have served us well and should be continued. **Vote 13-4.**

HB 408, relative to the definition of political "party". **INEXPEDIENT TO LEGISLATE**

Rep. Richard B. Drisko for Election Law: The intent of this bill is to repeal the current definition of what constitutes a "political party". This repeal would relax the requirements now in statute. The majority of the committee felt that the current definition is fair and adequate. Presently, 4% of the last general election votes for governor or senator is required. This is fair and should be continued. This bill would eliminate all political parties and allow all groups to petition for the general election. **Vote 13-4.**

ENVIRONMENT AND AGRICULTURE

HB 128, relative to the treatment of horses. **OUGHT TO PASS WITH AMENDMENT**

Rep. Albert C. Cernota for Environment and Agriculture: This bill, supported by the Department of Agriculture, Markets and Food, is intended to address problems that have arisen due to misunderstanding and misinterpretation of RSA 435. This bill clarifies the duties of horse owners relating to the care, shelter and feeding of horses. The effective date has been amended to take effect upon passage. **Vote 13-0.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 95, establishing a committee to study the procedures of the state board of claims. **INEXPEDIENT TO LEGISLATE**

Rep. Maurice L. Pilotte for Executive Departments and Administration: The sponsor did not appear at the hearing nor any other persons in support or opposition. Therefore, the committee did not feel this legislation was necessary at this time. **Vote 17-0.**

HB 117-FN, relative to the purchase of permissive service credit in the retirement system **INEXPEDIENT TO LEGISLATE**

Rep. Anne Marie Irwin for Executive Departments and Administration: In anticipation of federal legislation, which will resolve all portability issues, the committee unanimously voted to kill this bill. Another house bill is being retained which will address portability issue if enabling legislation is needed. **Vote 17-0.**

HB 166, relative to employees of the New Hampshire retirement system. **OUGHT TO PASS WITH AMENDMENT**

Rep. Michael O'Neil for Executive Departments and Administration: House Bill 166 is a housekeeping bill for the retirement system. Since the mid 1980's, it has been clear that the retirement system is not an executive branch agency. Subsequent case law, statutory amendments and a constitutional amendment (36-a) have continually reaffirmed this. The Board of Trustees of the New Hampshire Retirement System has had full compensation authority for nearly two years and they have not abused it. Instead, they have used it judiciously and sparingly. The retirement system continues to work with the state director of personnel on all compensation issues and all retirement system employees continue to be compensated according to the classified employee pay scale. The sole intent of this bill is to resolve a conflict between RSA 100, which gives the board full power to hire and compensate classified employees and RSA 273, which grants the authority for collective bargaining with

classified state employees exclusively to the executive branch of government. Passage of House Bill 166 will resolve the conflict between RSA 100 and RSA 273 that is created by the misuse of the word "classified". Like employees of the legislature, the court system, and the Pease Development Authority, employees of the retirement system will remain state employees, entitled to all the benefits to which state employees are entitled. This bill has no fiscal impact on retirement system funds, special account funds, general funds, or any other state funds. **Vote 18-0.**

HB 201, relative to the definition of the practice of dentistry. **INEXPEDIENT TO LEGISLATE**

Rep. Joan H. Schulze for Executive Departments and Administration: The sponsoring organizations have requested that this bill be reported out as inexpedient to legislate so that they can work on another bill, which would better define their needs. **Vote 18-0.**

HB 279, relative to the licensure of emergency medical dispatchers. **INEXPEDIENT TO LEGISLATE**

Rep. Charles Q. Hall for Executive Departments and Administration: This bill would have required the licensure of emergency medical dispatchers. The sub-committee was presented with the fact that existing language already appears in law, stating that the director shall: license emergency medical care providers, emergency medical service units, emergency medical service instructor coordinators, emergency medical service training agencies, emergency medical service dispatchers and emergency medical service vehicles. The Commissioner is also directed to adopt rules, under RSA 541-A, relative to licensing. The subcommittee was assured by the director that rules would be promulgated in a timely fashion based on existing law. **Vote 16-0.**

HB 320, relative to permitting additional contributions in the city of Manchester employees contributory retirement system. **OUGHT TO PASS**

Rep. Albert W. Hamel for Executive Departments and Administration: This bill is enabling legislation allowing the city of Manchester to pursue their efforts to improve the Manchester retirement system. The provisions of the bill are subject to a referendum vote in the city of Manchester. **Vote 15-0.**

HB 321, relative to ordinary and accidental death benefits in the city of Manchester employees contributory retirement system. **OUGHT TO PASS**

Rep. Albert W. Hamel for Executive Departments and Administration: This bill is enabling legislation allowing the city of Manchester to pursue their efforts to improve the Manchester retirement system. The provisions of the bill are subject to a referendum vote in the city of Manchester. **Vote 15-0.**

HB 322, relative to the commission on the status of men. **INEXPEDIENT TO LEGISLATE**

Rep. Maurice E. Goulet for Executive Departments and Administration: The committee was informed, at the time of the public hearing, that the sponsor wished to withdraw the bill. The committee therefore killed the bill. **Vote 14-0.**

HB 480-FN, requiring the use of state credit cards for reimbursable expenses. **INEXPEDIENT TO LEGISLATE**

Rep. Michael O'Neil for Executive Departments and Administration: This bill requires departments to develop and implement a plan for employees to use credit cards for reimbursable expenses. While we understand the sponsor's frustration with antiquated case reimbursement procedures, there exist credit card purchasing processes currently in some state departments. The bill to study efficiency in state government may address this issue, eliminating the need for this "narrowly" focused bill. Other bills in committee provide a vehicle to insure any remaining credit cards issues may be addressed if needed. **Vote 19-0.**

HB 536, relative to the name of the department of resources and economic development. **INEXPEDIENT TO LEGISLATE**

Rep. Peter E. Bergin for Executive Departments and Administration: The intention of the sponsor was to change the name in order to make the agency image come into the 21st century. The governor, in his budget address to the legislature, referred to DRED under the 21st century state government. This agency would come under the review of the central information office. Therefore, this bill is not necessary. **Vote 18-0.**

HB 702-FN, relative to payment of medical benefits costs for disabled group II members of the retirement system. **OUGHT TO PASS**

Rep. William R. Zolla for Executive Departments and Administration: This bill extends the disability benefit for new employees in group II hired after July 1, 2003 through July 1, 2004. Ordinarily this is done in two-year increments. However, due to the

lack of funds in the special accounts, the committee went to one-year increments in 2002. This is essentially a housekeeping bill. **Vote 18-0.**

FINANCE

HB 327, establishing a committee to study the use of state vehicles. **OUGHT TO PASS**

Rep. Robert L. Wheeler for Finance: The committee felt that the use of state vehicles, the capital to purchase vehicles, and the expense of operating vehicles represented a significant demand on tax dollars and certainly should be studied. This study, unlike the three similar studies over the past two decades, will produce recommendations for legislation. **Vote 18-1.**

HB 337-FN-A-L, relative to state funding of county correctional facilities. **INEXPEDIENT TO LEGISLATE**

Rep. Frederick W. King for Finance: The committee heard compelling testimony of the impact on county budgets for costs associated with inmates serving time for infractions of state laws. Given the fiscal impact and the uncertainty of state revenues the committee voted against passage of this legislation. **Vote 20-0.**

FISH AND GAME

HB 510, relative to public inspection of fish and game information on landowner permissions for hunting. **INEXPEDIENT TO LEGISLATE**

Rep. Randy J. Perkins for Fish and Game: The primary sponsor did not want to proceed with this bill. There was no testimony for or against this bill. **Vote 16-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities. **OUGHT TO PASS**

Rep. James R. MacKay for Health, Human Services and Elderly Affairs: Frequently, vulnerable elderly and disabled individuals are cheated out of their savings by a variety of scams. Most often the money or other valuables are never retrieved. Individuals often do not report the crimes due to feelings of shame and fear, or because of confusion. The attorney general's office strongly supports this legislation as it allows for an opportunity to strengthen laws that deal with elderly and disabled individuals who are exploited. This bill provides for a commission that includes legislators, representatives of major departments, judiciary, law enforcement, banking and public guardianship. The commission will focus on preventive and educational efforts, as well as legal and ethical issues. **Vote 17-0.**

HB 475, establishing a committee to study possible oversight of alternative health care practitioners. **INEXPEDIENT TO LEGISLATE**

Rep. Pamela G. Price for Health, Human Services and Elderly Affairs: The intent of this bill is to study alternative health care practices which are becoming more common as a means of treatment. The committee was presented with over 20 alternative care measures which might fall under the scope of this study, many of which were unknown to the members. Some of the alternative providers are gradually becoming licensed, and thus are regulated. The committee was concerned with the scope of the study, and the lack of standards of operation and protocols on which to provide oversight. Thus, although the intent of the legislation is honorable, the committee felt that with the FDA closely monitoring the needed regulations, including a growing list of alternative care groups, the committee was not convinced that an oversight committee was appropriate at this time. **Vote 15-0.**

HB 549, relative to parking for disabled persons. **INEXPEDIENT TO LEGISLATE**

Rep. Peter L. Batula for Health, Human Services and Elderly Affairs: With due respect to the sponsor of this bill, we as a committee agree that certain policies regarding the verification of walking disabilities placards, is a very important matter. Because further investigation and testimony given to the committee, we were convinced that these concerns and matters were currently being reviewed and discussed by the Governors commission on disabilities and the bill would duplicate their efforts. This was explained to the sponsor and he was fine with our decision to I.T.L. **Vote 16-0.**

JUDICIARY

HB 113, relative to payment of attorneys' fees by the losing party in tort actions. **INEXPEDIENT TO LEGISLATE**

Rep. Janet G. Wall for Judiciary: This bill would amend RSA 507 by adding a section requiring the losing party in a tort action to pay the prevailing party's attorney's fees. The committee voted unanimously to find this bill inexpedient to legislate because it shares the same basic deficiencies as each of the nearly identical such bills introduced regularly since 1989. The sponsor did not present any evidence showing that in the countries in which this rule is followed there is any reduction in caseloads or that the rule is in any way superior to the current American rule. The bill failed to allay concerns that only the wealthy will be in a position to pursue claims; and that all others with legitimate claims may be afraid to pursue them out of fear that even in meritorious cases, they may risk paying double attorneys fees. The committee believes that RSA 507:15 and court rules already adequately address the issue. Judges may use their discretion in awarding fees as justice may require. **Vote 18-0.**

HB 324, relative to the Jaffrey-Peterborough district court and the Henniker-Hillsborough district court. **INEXPEDIENT TO LEGISLATE**

Rep. Peter E. Franklin for Judiciary: This bill changed the district court in which the town of Hancock would be located from Jaffrey-Peterborough to Henniker-Hillsborough district court. The sponsor reported that the town's selectman would not like to change at the present time and requested that the bill be voted inexpedient to legislate. **Vote 15-0.**

HB 338, requiring the suspension of attorneys who do not abide by a client's decision whether to accept an offer of settlement. **INEXPEDIENT TO LEGISLATE**

Rep. Bette R. Lasky for Judiciary: This bill would require attorneys to abide by a client's decision in regard to accepting a settlement offer. While the committee agrees with the bill's intent, the need for this is currently addressed in the Rules of Professional Conduct. This bill also requested a fine for the first offense and a six-month suspension for subsequent offenses. The committee had testimony that the Professional Conduct Committee would give a far more serious disciplinary action which the committee felt was more appropriate. In addition, most members felt attorneys are obligated in their own code of conduct to abide by their client's decision and do so. **Vote 15-0.**

HB 348-FN, relative to the compensation of jurors. **INEXPEDIENT TO LEGISLATE**

Rep. Richard W. Morris for Judiciary: This committee is unable to support or guarantee a uniform schedule of pay for jurors other than the flat fee of \$10 per half day, which presently exists. We do not favor one juror receiving more pay than another as was put forward in this proposed legislation. Already there is some disparity in compensation depending on whether a juror's employers continue one's salary or not as well as other juror-employer arrangements. We feel strongly that by allowing this particular legislation to go forward as presented that it would inevitably create additional inconsistencies in the current juror compensation package. We would prefer a simple approach minus this extensive schedule of formulas and calculations. Therefore we would recommend inexpedient to legislate. **Vote 18-0.**

HB 428, relative to limiting liability of vendors and property owners during the operation of a farmers' market. **INEXPEDIENT TO LEGISLATE**

Rep. Gregory M. Sorg for Judiciary: This bill would limit the liability of property owners during the operation of farmers' markets to intentionally caused injury or damage, and that of vendors to willful, wanton or reckless conduct. In voting this bill inexpedient to legislate, the committee noted that all witnesses conceded that the liability concerns that inspired it are not based on any actual adverse experience, but on generalized fears of a perceived litigious environment. The committee believes it to be unwise to carve out areas of immunity where no actual problem has been shown to exist, and thereby tempt the gods of unintended consequences. The witnesses also expressed an inability to obtain insurance coverage. They also testified, however, that farmers' markets are a spreading and expanding phenomenon, and this, together with their acknowledged history of safe operation and an absence of lawsuits can confidently be expected to lead to the creation of a market for reasonably priced insurance, as it always has for new commercial enterprises. **Vote 13-4.**

HB 449, relative to disclosure of the amount of property taxes paid by a tenant's rent. **INEXPEDIENT TO LEGISLATE**

Rep. Robert H. Rowe for Judiciary: The purpose of this bill was to ensure that tenants were aware that a portion of their rent is used by the landlord to pay the property tax assessed on the property. The bill mandates that the landlord notify the tenant of his or her share of the rent going towards the property tax. The bill requires that standard accounting practices be used and the allocated property tax be proportional to the square footage of the rental unit. The bill does not take into consideration common

property, garages or other elements associated with the rental unit in setting the amount. This bill offers some benefit but is overshadowed by the burden to the landlord. **Vote 17-1.**

HB 484, providing immunity for law enforcement officers who participate in state mentoring programs. **INEXPEDIENT TO LEGISLATE**

Rep. Phyllis L. Woods for Judiciary: The bill would grant immunity specifically for law enforcement personnel participating in the Department of Safety's mentoring program. The committee felt this was unnecessary and heard no testimony of any prior litigation that this would have addressed. Furthermore there were serious problems with the bill including immunity for criminal as well as civil acts. The committee has never granted immunity for criminal activity. The committee certainly supports the efforts of all mentoring programs but felt that their concerns relative to this bill were not warranted. **Vote 18-0.**

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES

HB 111-FN, prohibiting employee polygraph examinations. **INEXPEDIENT TO LEGISLATE**

Rep. Lars T. Christiansen for Labor, Industrial and Rehabilitative Services: The sponsor requested that the Labor Committee kill the bill. The concerns that motivated the proposed legislation are largely addressed under the Federal Employee Polygraph Protection Act, US Code, Title 29, Chapter 22. The committee agreed with the sponsor's request. **Vote 18-0.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 108, increasing the optional veterans' property tax credit. **OUGHT TO PASS WITH AMENDMENT**

Rep. Robert L. Theberge for Municipal and County Government: The veterans standard and optional credit currently is somewhat confusing. The committee reorganized the language by repealing RSA 72:28, setting a clear "Standard Veterans" definition and increasing the "Optional Veterans" tax credit to the amount of no less than \$51.00 and no greater than \$500.00 upon adoption by a town and city where the current optional credit is \$100.00. No deletions were made to the current law, RSA 72:28. A member of the committee believed that no limit or caps, i.e., \$500.00, should be imposed on a municipality. However, the committee as a body, felt otherwise. **Vote 14-1.**

HB 209, relative to municipal budget committees. **INEXPEDIENT TO LEGISLATE**

Rep. Eric G. Stohl for Municipal and County Government: This bill would take away the voting privileges of certain members of a municipal budget committee. The members eliminated would be the members of the governing body, the member of the school board, and the member of each village district, if applicable. The committee did not see any compelling reason to change this law. There doesn't appear to be a universal problem with the present arrangement. **Vote 14-1.**

HB 295, relative to information filed with the regional planning commissions. **OUGHT TO PASS WITH AMENDMENT**

Rep. Nancy K. Johnson for Municipal and County Government: Currently, when a local land use board determines that an application has regional impact, all affected municipalities and the regional planning commission are notified at least 14 days prior to the public hearing by certified mail. There is no requirement that the initial set of plans be forwarded to the regional planning commission. This bill, as amended, will require the applicant to submit an initial set of plans to each regional planning commission within the region of impact. **Vote 16-0.**

HB 345, relative to qualifications of elected town officers. **INEXPEDIENT TO LEGISLATE**

Rep. Kenneth H. Gould for Municipal and County Government: This bill allows an elected town official who changes domicile to another New Hampshire town to remain in office for the duration of his or her term of office. The tradition of having an elected official be domiciled in the town or district one represents is strong in New Hampshire and one that the committee did not want to change. The committee also felt this would cause lack of interest, lack of participation and problems with quorums. **Vote 15-0.**

HB 354-FN, relative to dog license fees. **INEXPEDIENT TO LEGISLATE**

Rep. Eric G. Stohl for Municipal and County Government: This bill would more than double the registration fees of all dogs, whether spayed, neutered, or not. It would also double the fees for companion animal population control and for the support for the operation of the veterinary diagnostic laboratory. The original intent for licensing dogs was to cover the costs of "dog

damage." Dr. McGinnis, the state veterinary, testified that there was more than sufficient funds to support the companion animal population control measures and the veterinary diagnostic laboratory, both of which he interacts with. **Vote 17-1.**

HB 438-L, relative to charging a disposal fee for temporary signs. **INEXPEDIENT TO LEGISLATE**

Rep. James E. Twombly for Municipal and County Government: This bill would have allowed a municipality to charge a fee for removing temporary signs, including political campaign signs, placed along highway rights-of-way within the municipality. The committee felt that the creation of a "sign police" by municipalities would create more problems than the bill was intending to solve. **Vote 17-0.**

PUBLIC WORKS AND HIGHWAYS

HB 556, establishing a committee to study highway safety issues on New Hampshire Route 101 from Bedford to Keene. **INEXPEDIENT TO LEGISLATE**

Rep. Bernard L. Benn for Public Works and Highways: The committee heard testimony regarding serious safety concerns relative to Route 101 from Bedford to Keene. Several previous studies by the towns of Bedford, Amherst, Milford and others by the Nashua and the Southern Regional Planning Commission, clearly set out both long and short-term improvement recommendations for this road segment. It was unanimously agreed that another study would not improve safety, and that only implementation of prior recommendations should be pursued. **Vote 17-0.**

HB 560, making technical corrections to the New Hampshire Aeronautics Act. **OUGHT TO PASS WITH AMENDMENT**

Rep. Candace C.W. Bouchard for Public Works and Highways: The Division of Aeronautics, Department of Transportation, requested amending RSA 422 in order to eliminate confusion regarding enforcement authority between state and federal authorities. There were other changes in prior legislation and this change was inadvertently left out. **Vote 16-0.**

HB 561, repealing the Uniform Aircraft Financial Responsibility Act. **OUGHT TO PASS**

Rep. Edmond D. Gionet for Public Works and Highways: This bill as introduced at the request of the New Hampshire Department of Transportation, Division of Aeronautics, was discussed at length. Discussion revealed that the previous legislature had removed the important features of RSA 422-A, involving aircraft accidents, and was placed in the revised version of RSA 422. In addition, it has no teeth for enforcement, and as a matter of good housekeeping should be removed. **Vote 16-1.**

HB 565-FN-A, establishing a commission to implement the Hampton Beach Master Plan. **OUGHT TO PASS WITH AMENDMENT**

Rep. Sandra B. Keans for Public Works and Highways: This bill sets up a commission that will work together to implement the Master Plan that was developed over the last two years. The state is responsible for maintaining the beach area and the Hampton State Park which is the second largest revenue generator in the park system. The purpose is to keep all the various groups at the table talking and heading in the same direction while the plan gets implemented. As the major seacoast area in the state, Hampton Beach contributes a great deal of revenue for the general fund. As written, this bill would not require any state funding. **Vote 18-0.**

HB 571-FN-L, relative to Old Newport Road and the end of Main Street in the town of Marlow. **OUGHT TO PASS**

Rep. Matthew J. Vallone for Public Works and Highways: This bill would reclassify Old Newport Road and the end of Main Street in the town of Marlow as Class V highways, transferring these two road segments to town road status. Both sections serve mostly local traffic, and it is, therefore, appropriate that they will be added to the town highway system. Both the town of Marlow and the Department of Transportation approve of this bill. **Vote 17-0.**

HB 624-FN-A, relative to appropriations to and revenues from the division of ports and harbors. **INEXPEDIENT TO LEGISLATE**

Rep. Saghir A. Tahir for Public Works and Highways: This bill would have required an appropriation of \$4 million dollars to purchase or lease certain equipment to load and unload ships at Portsmouth port from a fund appropriated in 1991 for the expansion of the port. The Pease Development Authority (PDA) and the Division of Ports and Harbors did not support this bill. The legislature gave authority to the PDA to manage ports and harbors only about a year ago. Committee members felt that the

legislature should not interfere with the management of the affairs of the PDA and try to micromanage its business. **Vote 18-0.**

HB 802-FN-A, requiring the department of transportation to retrofit a highway rest stop to be a solar powered facility and making an appropriation therefor. **OUGHT TO PASS WITH AMENDMENT**

Rep. Bernard L. Benn for Public Works and Highways: This bill as amended encourages the Department of Transportation to install a solar voltaic power system as a demonstration of state-of-the-art renewable energy technology at a highway rest stop. A significant educational display is anticipated as part of the project. This legislation authorizes the DOT to solicit and accept private funding and equipment contributions for the project. No state funds are allocated. **Vote 17-0.**

RESOURCES, RECREATION AND DEVELOPMENT

HB 462, relative to the operation of ski craft within navigation channels. **INEXPEDIENT TO LEGISLATE**

Rep. Pierre W. Bruno for Resources, Recreation and Development: The sponsor introduced this bill primarily for the purpose of insuring safety on New Hampshire waterways. Changes to boating laws made during the 2002 Session, including phased-in boater education requirements, with proper enforcement, should achieve the safety concerns expressed by the sponsor. **Vote 14-0.**

HB 539, relative to dredging and filling in wetlands. **INEXPEDIENT TO LEGISLATE**

Rep. D. L. Chris Christensen for Resources, Recreation and Development: The intent of HB 539 was to allow Boards of Selectmen and other community officials to issue cease and desist orders for wetlands violations thus relieving Department of Environmental Services (DES) personnel of some of their burden, and reacting more quickly to stop wetlands damage. Testimony indicated that DES was routinely able to investigate infractions with same day service, putting a qualified person on site. Since selectmen and others such as conservation commissions cannot act without a minimum 24 hour meeting notice, they could not act in a fashion more timely than DES. Questions were also raised about Article 28-a issues and ability of local officials to enforce, or oversee, remediation. It was noted that wetlands violations would most often involve a site plan violation, under which a code enforcement official could already issue a cease and desist order if necessary. **Vote 11-4.**

SCIENCE, TECHNOLOGY AND ENERGY

HB 96, relative to eligibility as a customer-generator. **INEXPEDIENT TO LEGISLATE**

Rep. Roy D. Maxfield for Science, Technology and Energy: The subcommittee found during discovery that though biofuel is another alternative in energy production, a mix with diesel would create other concerns with environmental issues and qualifications as to net-metering and marketing issues. **Vote 16-0.**

HB 233, relative to the nuclear planning and response program. **OUGHT TO PASS WITH AMENDMENT**

Rep. Sam A. Cataldo for Science, Technology and Energy: This bill amends RSA 6:12, I (e) changing the state agency which collects fees for nuclear planning and response from the Public Utilities Commission (PUC) to the Department of Safety. The PUC no longer has jurisdiction in the facility as a result of deregulation. The committee agreed that the Department of Safety and the state Fire Marshal’s Office were the appropriate groups to provide this function going forward. The committee also clarified interaction between interested parties involved in planning and response for the facility. **Vote 18-0.**

HB 239, prohibiting the disclosure of certain information by a public utility. **INEXPEDIENT TO LEGISLATE**

Rep. Roy D. Maxfield for Science, Technology and Energy: This bill proposed limiting a public utility from releasing confidential customer information without customer permission. The committee learned that New Hampshire Public Utilities Commissions rule # 2004:08 meets all privacy parameters of the proposed legislation for electric and gas utilities. Telephone utilities are restricted by FCC’s 1996 Telecommunications Act section 702 which states in part: that except as required by law or with written permission from the customer, a telecommunications carrier that receives or obtains customer proprietary network information by virtue of its provision of a telecommunications service shall only use, disclose or permit access to individual identifiable customer proprietary network information in its provision of, (A) the telecommunication service from which such information is derived, or (B) services necessary to, or used in, the provision of such telecommunications service, including the publishing of a directory. Telephone subscribers can further restrict the listing or publishing of name and number if they choose. The committee concluded that existing rules and statutes meet or exceed the sponsor’s goals with this legislation. **Vote 18-0.**

HB 436, relative to the acquisition of Connecticut Valley Electric Company and electric utility restructuring. **OUGHT TO PASS**

Rep. John H. Thomas for Science, Technology and Energy: This bill makes changes to existing law necessary to facilitate the acquisition of Connecticut Valley Electric Company, Inc. (CVEC) by Public Service Company of New Hampshire. The State Of New Hampshire and CVEC have been in litigation concerning the implementation of industry restructuring for CVEC, which is the only non-municipal electric utility in New Hampshire that has not achieved a deregulation plan. CVEC customers pay some of the highest rates in the state as result of long-term power purchase contracts. The sale of CVEC assets and its franchise will resolve both issues. CVEC, Central Vermont Public Service, the Governor's Office, PSNH, PUC, City of Claremont and many New Hampshire agencies such as the Office of Consumer Advocate, Governor's Energy Office, Legal Assistance, and Community Services have all supported this acquisition. Upon acquisition, the benefits to CVEC customers will be a 20% rate decrease for residential, 19% rate decrease for small business and 12% decrease for large business customers. Financial and legal uncertainties will end for CVEC customers and the right to chose an independent energy supplier will be realized. PSNH rates will not rise as a result of the acquisition. The stranded costs absorbed by the acquisition will be recovered in approximately three months via the existing stranded cost recovery charge. The economic benefits of this acquisition are substantial and were a major consideration of the committee **Vote 13-0**.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HCR 8, urging the United States Congress to improve the prescription drug program provided to veterans. **OUGHT TO PASS WITH AMENDMENT**

Rep. Richard F. Heon for State-Federal Relations and Veterans Affairs: The majority of the committee felt that the New Hampshire General Court should hereby urge the United States Congress to make the necessary changes concerning the co-payment of \$7.00 per prescription rather than each prescription refill and return to the \$2.00 co-payment pursuant to the Veterans Millennium Health Care and Benefits Act of 1999. **Vote 14-0**.

TRANSPORTATION

HB 477, establishing a 55 mile per hour speed limit on New Hampshire Route 9 from the Stoddard/Nelson town line to the Apple Hill road intersection in the town of Sullivan. **OUGHT TO PASS WITH AMENDMENT**

Rep. Robert J. Letourneau for Transportation: This bill establishes a 55 mile per hour speed limit on New Hampshire Route 9 from ½ mile east of the Stoddard/Nelson town line to the intersection of Route 9 and Apple Hill Road in the town of Sullivan. This bill establishes a 45 miles per hour speed limit on Route 9 for ½ mile west of the Route 9 and Apple Hill Road intersection. This bill also increases the speed limit on New Hampshire Route 114 from north of Henniker to Bradford Village from 50 to 55 miles per hour. The sponsors of this measure made a compelling case for increasing the speed limit on this section of road. Photographs of the section of road in question revealed that after recent reconstruction the view is greatly enhanced and this section of road has been widened to increase both safety and visibility. **Vote 15-0**.

HB 574-FN, relative to retail vehicle dealer registrations. **INEXPEDIENT TO LEGISLATE**

Rep. Sherman A. Packard for Transportation: This bill would disassemble a good portion of the work that the Transportation committee has spent two years working on. During the 1997-1998 legislative session, the committee revised the dealer plate, transport, wholesale, utility and repair plate laws. Those revisions were done to contain the gross abuse that was happening in the car business. The Transportation Committee, Department of Safety and the New Hampshire Auto Dealers Association crafted a good set of laws that was fair to everyone in the business of selling cars. It protects both the large and small dealers. Repeal of the 1200 square feet rule would allow anyone who sells more than five cars a year the ability to obtain dealer slot. This could conceivably cost the cities and towns tens of thousands of dollars in registration fees, and again open up the automobile business to massive abuse once more. **Vote 14-0**.

HB 579-FN, abolishing all requirements for certificates of title for motor vehicles. **INEXPEDIENT TO LEGISLATE**

Rep. Robert J. Letourneau for Transportation: This bill would abolish all requirements for certificates of title for motor vehicles. In addition to not being able to know for sure if you are buying a stolen car or at the very least know the past history of your vehicle, the state would see a revenue loss of over 14 million dollars in the general fund and over 21 million dollars in the highway fund from Fiscal Year 2004 to Fiscal Year 2007. **Vote 15-0**.

HB 602-FN, relative to vehicles with plow attachments. **INEXPEDIENT TO LEGISLATE**

Rep. Robert J. Letourneau for Transportation: The prime sponsor testified that he wrote this bill in error because of freshman enthusiasm, and further recommended that the committee not pass the bill. The committee concurred. **Vote 14-0.**

HB 687-FN, establishing adoption services number plates. **INEXPEDIENT TO LEGISLATE**

Rep. Lawrence A. Artz for Transportation: This bill establishes a special plate to promote adoption services. The reason for the inexpedient motion has nothing to do whether this committee supports adoption services or not. Passage of this bill would open up the door to each and every organization imaginable requesting special license plates. License plates serve one purpose only, and that is for law enforcement to properly identify the motor vehicle and its owner. States like Florida, Pennsylvania and Illinois have license plates for countless organizations that, in many cases, it is extremely difficult for law enforcement to properly identify the vehicle, and even the state in which the vehicle is registered. In addition, the sponsors of this bill have asked us to kill this bill for these reasons. **Vote 15-0.**

HB 721-FN, establishing a marine preservation number plate. **INEXPEDIENT TO LEGISLATE**

Rep. Robert J. Letourneau for Transportation: This bill would establish a marine preservation number plate to benefit habitat programs. The committee recognizes that there are many worthwhile organizations that could benefit from new revenue sources. However, the committee felt strongly that this is not the correct avenue to achieve this goal. The state of New Hampshire would become a pass through and bill collector for nonprofit organizations. This would be a strain on state resources for the benefit of a private nonprofit organization. Additionally, there would be no end of worthy organizations lining up to participate in number plate programs. The committee also recognizes that any additional special plates would greatly affect the sale of the conservation license plate (moose plate). **Vote 15-0.**

THURSDAY, FEBRUARY 20

REGULAR CALENDAR

CHILDREN AND FAMILY LAW

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: OUGHT TO PASS.**

Rep. Gary C. Greenberg for the **Majority** of Children and Family Law: The committee majority felt that a victim should have the absolute right to know who the perpetrator was in a juvenile delinquency proceeding at the time of arraignment. The majority felt that arrest was not an appropriate time for such required disclosure because the presumption of innocence still remained. **Vote 11-4.**

Rep. Karen K. McRae for the **Minority** of Children and Family Law: The minority feels that the victim's rights to information outweigh the privacy rights of the perpetrator with respect to the victim. The current laws of confidentiality with respect to the public remain in force.

HB 299, removing judicial discretion to order a divorced parent to contribute to an adult child's college expenses. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Thomas I. Arnold Jr. for the **Majority** of Children and Family Law: This bill removes the court's discretion to make orders regarding the children's post-secondary education at the time of their parent's divorce. This would simply put these divorced parents on an equal footing with married parents as to exercise of discretion regarding funding of post-secondary education of their children. **Vote 10-6.**

Rep. Margaret D. Hallyburton for the **Minority** of Children and Family Law: The majority feels that the obligation to provide for a child's education after high school is not a proper consideration for the divorce proceeding. The minority feels that since financial planning for your children's college education occurs while they are still young, it is an appropriate subject area for court order at the time of divorce..

HB 310, establishing a commission to study child support issues. **OUGHT TO PASS**

Rep. David A. Bickford for Children and Family Law: The last comprehensive child support study was completed in 1995. While

a departmental review was done with public comment in the interim, the federal government requires states to review their child support guidelines every four years in order to continue to receive matching funds. **Vote 14-1.**

EDUCATION

HB 135-FN-L, relative to charter schools. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John R. M. Alger for the **Majority** of Education: This bill creates a 10-year pilot program of up to 2 charter schools per year with charter approval by the state board of education. It simplifies the existing law so we finally may get charter schools started to serve educational niches on either a local or regional basis without immediate cost to the local school districts because state grants are awarded on delayed attendance. The charter school can receive a bankable reimbursement anticipation note for early student payable in three years until attendance records catch up with the students. The local school board must approve transfers to a charter school of more than 5% of resident pupils in each grade. **Vote 13-6.**

Rep. Deanna P. Rush for the **Minority** of Education: The minority feels this bill needs additional work and could be considered an unfunded mandate under RSA 28-a. The lack of a fiscal note for this bill sets a dangerous precedent. The Department of Education indicates this bill may increase local expenditures by an indeterminable amount in FY 2004, and each year thereafter. The state also becomes the LEA (Local Education Authority) for special education students. This bill eliminates the local approval process and does not even provide for informational hearings. In addition, there is the issue of the 3 year log in the transfer of funds from the state.

HB 378, prohibiting employees of any government agency from recommending the administration of psychotropic drugs for school children. **INEXPEDIENT TO LEGISLATE**

Rep. Mark S. Carter for Education: The education committee was generally sympathetic to the concerns raised by HB 378. However, there was no testimony heard in support of it. The committee felt that the NH Medical establishment should deal with the issues raised but the proposed legislation was inexpedient. HB 378 may raise question of equal enforcement under state law by delegating "policy" to each local school board. Further the bill would place a prohibition upon any non "health personnel" from recommending the use of psychotropic drugs for a pupil. It was felt that this prohibition would be unenforceable. **Vote 13-5.**

ELECTION LAW

HR 6, relative to criteria for establishing house representative districts. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Charles F. Weed for the **Majority** of Election Law: This resolution clearly expresses the sentiment of the General Court regarding the goal of maximizing the number of single member districts in future redistricting within the parameters established by the New Hampshire Constitution. In so far as circumstance permit, small towns and villages shall not be combined in electoral districts with substantially larger cities or towns. Electoral districts should reflect common interests and interaction in order to maintain the closeness of the people to their elected representatives. **Vote 9-5.**

Rep. Raymond Buckley for the **Minority** of Election Law: The bi-partisan minority believes that HR 6 is premature. The committee currently has several bills in its possession regarding redistricting. We believe that any redistricting should be handled as a package and not piece meal.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

CACR 8, relating to the attorney general. Providing that the attorney general be elected for the same term as the governor. **INEXPEDIENT TO LEGISLATE**

Rep. Peter E. Bergin for Executive Departments and Administration: This constitutional amendment would make the attorney general an elected office similar to the governor serving a two-year term. The committee felt that this would politicize the position, as the candidates would have to raise monies to campaign. This could erode the impartiality of the position. Over the last 30 years, the state has had a number of outstanding attorney generals, one of which became a governor, another a justice on the US Supreme Court and another, a distinguished US senator. If it is not broken, why try to fix it. **Vote 17-0.**

HB 55, prohibiting preferences in recruiting, hiring, promotion, or admission by state agencies, the university system, the regional community-technical colleges, and the postsecondary education commission. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Peter E. Bergin for the **Majority** of Executive Departments and Administration: This bill claims that the university system, the regional community-technical colleges, and the postsecondary education commission are giving preferential treatment to the recruiting, hiring, promotion and admission based on race, creed, color, sex or national origin. In 1974 the New Hampshire Constitution was amended to include the following wording in Part I Article 2 {Natural Right} "Equality of rights under the law shall not be denied or abridged by this state on account of race, creed, color, sex or national origin." It was put into the Constitution to make sure that any citizen of New Hampshire was not discriminated against. If a person was discriminated against based on Part I, Article 2, they could go to court under this article and be given legal due process. The sponsor of this bill claims that HB 55 would codify Part I, Article 2. We disagree as the Constitution already protects these inherent rights. Since 1974, there has not been one complaint or court case filed against the university system. In addition, during testimony and during subcommittee work, no evidence was given that showed preferential treatment was being given to admission of students in the state's university system, nor in the hiring and promotion of personnel in state agencies based on race, creed, color sex or national origin. Under the current federal executive order 11246 all public and private companies, institutions and university systems receiving federal funds must have an affirmative action plan. Currently, the University of New Hampshire has a diversity goal to recruit people of color in order to make its environment reflect society as a whole. It is not a quota system nor is it similar to the University of Michigan Law School weighted point system. It is a goal similar to the one currently being used by the Military Academy at West Point. HB 55 is trying to undermine Part I, Article 2 by using the words prohibiting preference. The Court could say that this is not the intention of Part II, Article 2 and declare HB 55 as unconstitutional. In addition, the words prohibiting preference could be applied to athletic scholarships, academic scholarships, legacies, financial aid, and in state versus out of state admissions. Presently, the US Supreme Court has the University of Michigan Law School case before it. When the decision is handed down in June it will clarify the equal protection clause. If at this time the legislature deems it necessary to clarify this decision, then legislation could be introduced. Over the last ten years New Hampshire has become a more diverse state and this will continue in the future. It would be unfortunate to deny students in the university system the opportunity to be prepared for the diverse world that they will enter into upon graduation. After reviewing the above, the committee voted inexpedient to legislate. **Vote 17-2.**

Rep. Margie Maybeck for the **Minority** of Executive Departments and Administration: This bill would codify Article 2 of the New Hampshire State Constitution, which states in part "Equality of rights under the law shall not be denied or abridged by this state on account of race, creed, color, sex or national origin." This article was passed by the house, senate and the voters in 1974. The bill also expands existing law by providing "No person shall be appointed or promoted to, or demoted or dismissed from, any position in the classified service, or in any way favored or discriminated against with respect to employment in the classified service because of the person's political opinions, religious beliefs or affiliations, age, sex, or race. In addition, no person shall have any such employment action taken on account of such person's sexual orientation." This bill would extend the law to ensure these constitutional rights were also applied to other state agencies, the university system, the regional community-technical colleges, and the postsecondary education commission. It simply extends the law to ensure these groups receive the constitutional rights to which they are entitled.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 677-FN, increasing the number of reserved student slots in medical programs, and establishing a loan forgiveness program for physicians who practice in underserved areas, and making an appropriation therefor. **OUGHT TO PASS**

Rep. Sandra C. Harris for Health, Human Services and Elderly Affairs: This bill is a request of the study committee established in Chapter 37, laws of 2002 (HB 1131). It increases from 5 to 20 the number of preferred access seats for New Hampshire residents seeking to attend medical school, and allows individuals who have completed their medical education to reduce their outstanding medical education loan indebtedness for each year of practice in a medically underserved area of the state. Currently, New Hampshire residents who want to become physicians have access to 5 seats at Dartmouth Medical School. While the General Court is to be commended for reserving those 5 seats in the late 1970's, the committee felt that number should be increased to 20 to keep pace with New Hampshire's growing population and to address the growing physician shortage, particularly in the North Country. This bill is intended to provide preference for New Hampshire students by reserving a total of 20 seats divided among 3 medical schools. This includes retaining seats at the Dartmouth Medical School. The committee feels that this increase in reserved seats will provide easier access for all residents seeking entrance to medical school and will also alleviate the need of NH residents to become residents of other states to gain an edge as an in-state student for admission to medical schools. This legislation also provides for hospitals to pool Hospital Community Benefits monies, if hospitals so

choose, to extend existing state and federal monies in providing for recruitment and for a loan repayment program. The committee was very impressed by the number of people and expertise of those who spoke in favor of this bill, and by the testimony presented from the joint study. That testimony, the success of a similar program in Maine that combines reserved seats with clinical rotations in family practice and rural health, and a loan repayment program for physicians who want to practice in underserved area, convinced the committee to unanimously vote ought to pass. **Vote 17-0.**

JUDICIARY

HB 194, relative to appeals in landlord/tenant actions **OUGHT TO PASS**

Rep. James W. Craig for Judiciary: This bill allows a limited appeal from the district court to the superior court in a landlord/tenant case. Currently such appeals are forwarded directly to the Supreme Court. That court takes a very small amount of these cases and only on issues of law. The superior court has to consider the findings of the district court to be "prima facie lawful and reasonable" and the court must use the district court record unless the judge, in his/her discretion, needs additional evidence to correct the absence of the district court record. Any tenant appealing would be required to pay rent, in full, when due, during pendency of the appeal. **Vote 15-4.**

HB 224, granting immunity from liability to law enforcement officers executing involuntary emergency mental health admissions. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. James E. Wheeler for the **Majority** of Judiciary: During the hearing there was no testimony that there is a problem. There have been no suits, and no disciplinary action because of an officer executing an involuntary mental health admission. While we are in support of the police in their extremely difficult job we felt this bill is totally unnecessary. We are hesitant to hand out immunity when there is no problem. We also have concerns about giving a whole patchwork of specific immunities that the general immunity, which the police already enjoy, will be compromised. We therefore recommend inexpedient to legislate. **Vote 16-3.**

Rep. Terri C. Dudley for the **Minority** of Judiciary: Director Sweeney of Police Standards and Training testified that his agency has recently been working with representatives from the mental health community to try to improve the training and response of police of police officers to the mentally ill. It is noted by Director Sweeney, "that under New Hampshire's laws on alcoholism and drug abuse, that a law enforcement officer taking a person into protective custody for public drunkenness, is immune from civil and criminal liability as long as their actions are reasonable and they are following the laws on public intoxication. We feel it is a serious gap in our laws that this protection is extended to an officer who brings someone in for detention or treatment for public intoxication, but not an officer who takes protective custody of a mentally ill person to bring them in for a mental status examination or serve an Involuntary Emergency Admission or Involuntary Non-Emergency Admission order issued through the mental health system. The passage of this bill will rectify that situation, place New Hampshire on par with other states that are taking enlightened efforts to encourage the police to deal sensitively with the needs of persons with mental illnesses." Police put their lives on the line each time they don a uniform. It is a fact that mental patients can sometimes become violent. A law that can further protect these public servants should be passed by this legislature.

HB 308, adopting the uniform mediation act. **INEXPEDIENT TO LEGISLATE**

Rep. Robert H. Rowe for Judiciary: The mediation process in New Hampshire has been most successful in reducing the disputes that go to court. It is used in civil cases including marital matters. The purpose of this bill is to have us adopt a Uniform Mediation Act. To date, no other state has adopted this act. In reviewing this extensive bill, the committee found that the major part of the bill was devoted to the issue of confidentiality of the testimony offered by witnesses. The committee was not convinced that any big problems now exist in the area of confidentiality that needed to be addressed at this time. Further, this bill specifically states that a mediator need not have any special qualifications. This bill, if passed, would void any contradictory provisions of any existing New Hampshire mediation law. **Vote 14-2.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 343, establishing a boundary commission to determine the boundary between New Hampshire and Maine. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Peter B. Schmidt for the **Majority** of Municipal and County Government: This bill establishes a boundary commission to determine the boundary between New Hampshire and Maine, with special focus on the portion thereof constituted by the Piscataqua River. The bill's proponents offered persuasive testimony that, notwithstanding the U.S. Supreme Court decision of

May 29, 2001, there are significant and substantive issues that remain unresolved. The amendment includes solicitation of information and testimony from Maine authorities. HB 343 does not seek further redress through the courts, nor does it expend additional state monies. The Municipal and County Government Committee believes the boundary commission can contribute to public awareness and understanding of the unresolved issues and possibly to a resolution acceptable to, and in the best interests of the people of the State of New Hampshire. **Vote 10-2.**

Rep. Nancy K. Johnson for the **Minority** of Municipal and County Government: While the committee heard passionate testimony concerning the boundary between Maine and New Hampshire, with a particular focus on the Piscataqua River boundary, the minority did not believe a boundary commission was likely to settle the issue. The State Attorney General’s Office told the committee that there is no way this could get back before the U.S. Supreme Court. The only way the current boundary line could be changed is if New Hampshire and Maine reached agreement and then went to the U.S. Congress. The intent of this bill is admirable, but we cannot legislate Maine to go to the bargaining table with a New Hampshire commission.

HB 361-L, permitting municipalities to form regional water districts. **OUGHT TO PASS WITH AMENDMENT**

Rep. James E. Twombly for Municipal and County Government: This bill, as amended, would allow communities to form regional water districts. This is local enabling legislation. It creates a new political subdivision called a regional water district. The reason for formation of a regional water district is to permit the issuing of revenue bonds to the subdivision and establishing agreement language through a charter. RSA 53-A, "Agreements between Government Units" has been modified to include "regional water districts" along with RSA 33-B and specifically allows the newly formed district to issue revenue bonds or notes. There was some concern that there would not be any oversight of this new political subdivision and therefore there were no safeguards in place for the municipalities that make up this new district. The committee wanted to have some Public Utility Commission (PUC) oversight, at least at the beginning of the new district. Therefore the amendment has added that the regional water district will be considered a municipal corporation and for the first four years PUC will have rate oversight. The regional water district will also have to adopt and enforce quality of water standards always. This bill permits municipalities to form regional water districts and obtain municipal bonding, and subjects the entity to regulation by the public utilities commission. **Vote 17-1.**

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HR 7, urging increased consideration and preservation of local authority in international trade and investment agreements. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Timothy E. Easson for the **Majority** of State-Federal Relations and Veterans Affairs: While the concern for state and local sovereignty is noteworthy, this resolution jumps to a conclusion while seeking a committee to study the issue further. The majority also felt that states and localities are protected by the Eleventh Amendment and that previous decisions by international bodies have no teeth in the United States. **Vote 12-1.**

Rep. Cynthia P. Sweeney for the **Minority** of State-Federal Relations and Veterans Affairs: The minority believes that this resolution addresses many valid concerns raised by the expansion of international trade agreements. The needs and concerns of the people affected must be heard in all trade agreement negotiations.

LAID ON TABLE

HB 836, certifying that John Coughlin was elected as county attorney for Hillsborough county at the 2002 general election. (Adoption of the majority committee report of ought to pass.)

HOUSE DEADLINES

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.

	Last day to amend House Rules by majority vote.
Thursday, March 6, 2003	Last day to report all House bills being referred to a second committee.
Thursday, March 13, 2003	Last day to act on all House bills being referred to a second committee.
Thursday, March 20, 2003	Last day to report all House bills not in a second committee, except budgets.
Thursday, March 27, 2003	Last day to act on all House bills not in a second committee, except budgets.
Thursday, April 3, 2003	Last day to report all remaining House bills.
	Last day to hold public hearings on all House bills retained in committee.
	Last day for committees to report list of retained House bills.
Thursday, April 10, 2003	CROSSOVER -Last day to act on all remaining House bills.
Tuesday, April 22, 2003	Supplemental LSR filing period opens.
Thursday, April 24, 2003, 3:00 p.m.	Last day to file supplemental LSRs withcomplete information.
Thursday, May 8, 2003	Last day to report Senate bills being referred to a second committee.
Thursday, May 15, 2003	Last day to act on Senate bills beingreferred to a second committee.
Thursday, May 29, 2003	Last day to report all Senate bills for action in the first-year session.
	Last day to hold public hearings on all Senate bills retained in committee.
	Last day for committees to report list of retained Senate bills.
Thursday, June 5, 2003	Last day to act on all Senate bills in the first-year session.
Wednesday, June 11, 2003	Last day to form committees of conference.
Friday, June 13, 2003, 3:0 p.m.	Last day to sign-off all supplemental bills, including redrafts.
Wednesday, June 18, 2003, 3:00 p.m.	Last day to sign committee of conference reports.
Tuesday, June 24, 2003	Last day to act on committee of conference reports.
	Last day to introduce supplemental bills.

COMMITTEE MEETINGS

TUESDAY, FEBRUARY 18

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. **HB 563**, relative to the emancipation of minors.

11:00 a.m. **HB 572-FN**, relative to criminal non-support.

1:00 p.m. **HB 682-FN**, relative to dual sentencing of certain juveniles.

2:00 p.m. **HB 683-FN**, relative to escape or attempted escape from a juvenile facility.

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

9:15 a.m. Subcommittee work session on **HB 70**, establishing a commission to study government actions that contribute to involuntary homelessness, **HB 342**, restricting the use and display of social security numbers and establishing a private right of action under the right to privacy act and **HB 384**, relative to financial affidavits in domestic relations cases, and establishing a private right of action under the right to privacy act.

10:00 a.m. **HB 507**, relative to certain statutes that set minimum requirements for employee benefit plan procedures pertaining to the filing of benefit claims, notification of benefit determinations, and appeal of adverse benefit determinations.

11:00 a.m. **HB 431**, eliminating application of the rule against perpetuities to instruments that contain safeguards relative to the continued alienability of property.

11:30 a.m. **HB 711-FN**, relative to the regulation of retail installment sales of motor vehicles.

1:15 p.m. **HB 506**, establishing a committee to study the retention of membership fees in health clubs.

2:00 p.m. **HB 481**, prohibiting unfair trade practices in the production and sale of milk and dairy products.

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

9:00 a.m. Subcommittee work session on **HB 208**, relative to name changes for inmates and parolees.

9:30 a.m. Subcommittee work session on **HB 524-FN**, relative to the annulment of certain domestic violence offenses and offenses committed with a firearm.

10:00 a.m. **HB 630-FN**, relative to penalties for assault on law enforcement officers, firefighters, emergency medical care providers, and national guard members.

10:30 a.m. **HB 615-FN**, relative to the requirements for registration of sexual offenders.

11:00 a.m. **HB 640-FN**, relative to post-conviction DNA testing.

11:30 a.m. **HB 464-FN**, establishing a criminal penalty for facilitating a drug or underage alcohol

house party.

1:30 p.m. ***HB 690-FN***, relative to agricultural crop damage.

2:00 p.m. ***HB 659-FN***, relative to penalties for failure to obey a subpoena or summons.

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. Continued public hearing on ***HB 133-LOCAL***, relative to amending certain articles of agreement in the Fall Mountain regional cooperative school district.

10:30 a.m. ***HB 362-LOCAL***, relative to approval of certain capital and operating costs in the Fall Mountain regional school district.

11:00 a.m. ***HB 641-FN-A-LOCAL***, targeting aid for education to certain school districts.

1:00 p.m. ***HB 542***, establishing a committee to study replacing the New Hampshire statewide improvement and assessment test with testing which complies with the requirements of the federal No Child Left Behind Act of 2001.

2:00 p.m. ***HB 786-FN-LOCAL***, relative to the participation of the state and its political subdivisions in the federal No Child Left Behind Act of 2001.

3:00 p.m. ***HB 785-FN***, requiring the commissioner of the department of education to establish a public school choice initiative.

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. ***HB 648-FN***, relative to paid political phone calls.

10:30 a.m. ***HB 658-FN***, relative to impersonation of candidates.

11:00 a.m. ***HB 627-FN***, relative to domicile for voting purposes and penalties for voter fraud.

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

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Subcommittee work session on ***HB 503***, relative to septic system construction permits.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

9:00 a.m. Subcommittee work session on ***HB 302-FN***, relative to disability retirement benefits for group II members injured in the performance of duty.

9:15 a.m. Subcommittee work session on ***HB 356-FN***, relative to including medical benefits costs in the purchase of creditable service in the retirement system.

9:30 a.m. Subcommittee work session on ***HB 281-FN***, relative to regulation of irrigation system electricians by the electrician's board AND ***HB 591-FN***, allowing a certain former state employee to apply for accidental disability benefits.

9:45 a.m. Subcommittee work session on ***HB 651-FN***, relative to portability of retirement plan funds into the New Hampshire retirement system and the purchase of prior service.

10:00 a.m. ***HB 791-FN-A***, relative to the sale of state merchandise and gift items in state liquor

stores and staffed rest areas.

10:30 a.m. **HB 525-FN**, relative to use of certain out-of-state creditable service for eligibility for payment of medical benefits cost.

11:15 a.m. **HB 594-FN-LOCAL**, relative to the return of employer contributions for retirement system members who terminate employment prior to vesting.

Noon **HB 543**, relative to alternate members of the board of accountancy and appeals of board decisions.

1:30 p.m. **HB 585-FN**, allowing teachers of private academies which provide public education to be included in the retirement system.

2:00 p.m. **HB 511**, requiring New Hampshire Hospital security officers to be full-time certified police officers.

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

FISH AND GAME, Room 307, LOB

10:10 a.m. **HB 329-FN**, establishing a pilot program for the introduction of Grass Carp into Flints Pond in the town of Hollis.

10:45 a.m. **HB 808**, relative to proof of residency and resident tax payment for receiving resident fish and game licenses.

1:00 p.m. **HB 736**, relative to duties of the fish and game commission and complaints against fish and game commissioners.

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

GRAFTON COUNTY COURT PILOT PROJECT OVERSIGHT COMMITTEE (SB 124, Chapter 243:3, Laws of 2002), Plymouth District Court

2:30 p.m. Regular meeting.

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

10:00 a.m. **HB 788-FN-A**, repealing the certificate of need law.

1:00 p.m. **HB 758-FN**, relative to the criteria for medicaid eligibility.

2:15 p.m. **HB 831**, establishing a New Hampshire end-of-life care study commission.

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

HOUSE FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Agency Budget Presentations on the Governor’s Proposed Budget:

GENERAL GOVERNMENT

10:00 a.m. Opening Session – Governor Craig Benson

10:30 a.m. Treasury

Executive Office

- 11:00 a.m. Office of the Governor
- 11:15 a.m. Energy and Community Services
- 11:30 a.m. State Planning Office
- 1:00 p.m. Cultural Resources
- 1:30 p.m. NH Retirement System
- 2:00 p.m. Secretary of State
- 2:30 p.m. Administrative Services
- 3:00 p.m. Sweepstakes Commission
- 3:30 p.m. Revenue Administration

JOINT COMMITTEE ON EMPLOYEE RELATIONS (RSA 273-A:9,V), Room 105A, State House

- 3:00 p.m. Regular meeting.

JUDICIARY, Room 208, LOB

- 10:00 a.m. **HB 373**, establishing a committee to study the intent of legislative language and the canons of statutory construction and their conformity with constitutional authority.
- 10:30 a.m. **HB 437**, establishing a committee to study the feasibility of implementing common law grand juries in New Hampshire.
- 11:00 a.m. **HB 441**, establishing a committee to study adoption of the Uniform Probate Code.
- 1:00 p.m. **HB 444**, relative to summoning witnesses from another state.
- 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 365**, relative to governmental land uses.
- 10:30 a.m. **HB 489**, relative to innovative land use controls.
- 11:00 a.m. **HB 713-FN**, relative to the penalty for violating a zoning ordinance.
- 11:30 a.m. **HB 722-FN**, relative to land use changes.
- 1:00 p.m. Executive session on pending legislation.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:15 a.m. **HB 631-FN-A**, relative to emergency access to Interstate 95 in the towns of Hampton and Hampton Falls and making an appropriation therefor.
- 11:00 a.m. **HB 667-FN-A**, relative to exit tolls and increasing the gasoline tax.
- 1:15 p.m. **HB 661-FN-LOCAL**, relative to Westport Village Road in the town of Swanzey.
- 1:45 p.m. **HB 697-FN**, relative to the sale of motor fuel.
- 2:45 p.m. **HB 708-FN-LOCAL**, permitting certain village districts to become eligible for state highway aid apportionment.

3:15 p.m. **HB 769**, relative to the lighting of certain advertising devices along highways.

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. **HB 660-FN**, relative to the fee for excavating and dredging permits.

11:00 a.m. **HB 810-FN-A**, relative to processing excavating and dredging and terrain alteration permits, changing the fees for permits, establishing 2 new positions, and making an appropriation therefor.

1:30 p.m. **HB 738-FN-A-LOCAL**, permitting aid to public water systems to be used for forming or improving regional water systems and making an appropriation therefor.

2:30 p.m. **HB 742**, establishing a committee to study the relationship between groundwater withdrawals and the ownership of watershed land.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. **HB 613-FN-LOCAL**, relative to incineration and air quality.

11:00 a.m. **HB 609-FN-A**, relative to public interest payphones.

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

1:00 p.m. Subcommittee work session on **HB 330**, relative to public utilities mergers and acquisitions.

1:30 p.m. Subcommittee work session on **HB 331-FN**, relative to discovery in public utilities commission proceedings.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 306, LOB

10:00 a.m. **HR 10**, urging the department of defense to establish a military presence in the state of New Hampshire for purposes of domestic security.

10:30 a.m. **HCR 10** recognizing New Hampshire's ratification of the original Thirteenth Amendment to the United States Constitution.

11:30 a.m. **HCR 11**, relative to state and federal government relations.

1:00 p.m. **HR 9**, urging the federal government to extend the Internet Tax Freedom Act moratorium.

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. Subcommittee work session on **HB 228**, relative to conduct after an accident.

10:00 a.m. **HB 534**, relative to properties with 2 or more unregistered motor vehicles.

10:45 a.m. **HB 570-FN**, relative to motor vehicle records of persons involved in accidents.

11:30 a.m. **HB 379**, relative to penalties for OHRV violations by underage operators.

1:15 p.m. **HB 388**, permitting the reduction of the speed limit within a business or urban residence district or within the compact part of cities or towns to 15 miles per hour.

2:15 p.m. **HB 406**, establishing a speed limit for powerboats on Lake Winnepesaukee.

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

WAYS AND MEANS, Room 202, LOB

10:00 a.m. **HB 760-FN-A**, establishing the New Hampshire healthy families trust fund, increasing the tobacco tax, and making an appropriation therefor.

11:00 a.m. **HB 714-FN-A**, excluding cable Internet services from the communications services tax.

11:30 a.m. **HB 743-FN-A**, establishing a disposal tax on disposable diapers.

1:00 p.m. **HB 830-FN-A**, creating enterprise zones in which qualifying businesses are eligible for tax credits.

2:00 p.m. **HB 828-FN-A-LOCAL**, relative to alternative fuel vehicles.

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

WEDNESDAY, FEBRUARY 19

CHILDREN AND FAMILY LAW, Rooms 206-208, LOB

9:30 a.m. **HB 496**, establishing a committee to study the inclusion of New Hampshire in the Amber Alert program.

10:00 a.m. **HB 553**, relative to same-sex civil unions contracted outside of the state of New Hampshire.

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

8:45 a.m. Subcommittee work session on **HB 545**, requiring building contractors to disclose the name of any subcontractors involved in the project.

9:15 a.m. **HB 646-FN**, relative to liquor licenses and fees.

10:00 a.m. **HB 535**, relative to the definition of billiards/pool hall for purposes of liquor licenses.

10:30 a.m. **HB 414**, requiring liquor liability insurance for state liquor licensees.

11:30 a.m. **HB 771-FN**, repealing exemptions to the consumer protection act.

1:15 p.m. **HB 557**, banning cancellation of or rate increases in homeowner's insurance based on the number of claims and prohibiting motor vehicle insurers from using credit information for underwriting purposes.

2:15 p.m. **HB 555**, requiring condominiums to comply with the Fair Housing Amendments Act and to provide accessible parking.

3:00 p.m. **HB 694-FN**, relative to tobacco product manufacturers not entering master settlement agreements.

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 403**, requiring persons who are acquitted of certain sexual assaults by reason of insanity to register as sexual offenders.
- 10:00 a.m. **HB 654-FN**, relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling.
- 10:30 a.m. **HB 580-FN-A**, establishing a task force for the promotion of firearm safety and environmental awareness.
- 11:00 a.m. **HB 637-FN**, relative to damages against a defendant based upon the defendant's conviction of a felony offense.
- 11:30 a.m. **HB 766**, relative to the information required for a license to carry a pistol or revolver.
- 1:30 p.m. **HB 749**, relative to the statute of limitations in criminal cases where a defendant is identified by a DNA profile.
- 2:00 p.m. **HB 777**, allowing the commissioner of the department of corrections to enter into contracts with sheriffs' departments to hold persons charged with crimes in state correctional facilities for temporary periods.
- 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

- 9:00 a.m. Subcommittee work session on **HB 139**, establishing a committee to study the collection and reporting of school drop-out, suspension, and expulsion data, **CACR 1**, relating to the support of religious schools. Providing that the language in article 6 of the first part of the New Hampshire constitution, which states that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that "": *Provided, nevertheless*, that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article, **CACR 2**, relating to the standard for judicial review of all legislative determinations concerning the content, extent, beneficiaries, and level of funding of public education. Providing that judicial review of all legislative determinations concerning the content, extent, beneficiaries, and level of funding of public education shall be limited to whether or not they have a rational basis and **CACR 6**, relating to the encouragement of literature. Providing that it shall be the duty of the legislators and magistrates to not hinder, impede or obstruct the interest of literature and the sciences.
- 10:00 a.m. **HB 528**, establishing a commission to study computer standards used in public schools in New Hampshire.
- 11:00 a.m. **HB 405**, authorizing school districts to authorize a period of time for silent individual reflection in public schools.
- 1:30 p.m. **HB 603-FN-LOCAL**, requiring school districts to reimburse a portion of per pupil costs directly to parents or legal guardians of pupils who do not attend a public school.
- 2:30 p.m. **HB 612-FN-LOCAL**, increasing state appropriations to school districts for certain special education costs.
- 3:30 p.m. **CACR 13**, relating to defining the extent of state responsibility to provide aid for public elementary and secondary education. Providing that the state shall provide aid to school districts with a fiscal capacity that is less than their education need and the aid shall be a minimum of 31 percent of the state average expenditure per public elementary and secondary pupil, calculated at least once in every 5 years.

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. **HB 695-FN**, making placement of political advertising on public property subject to state litter laws.

10:30 a.m. **HB 693-FN**, relative to the jurisdiction and constitution of the ballot law commission.

11:00 a.m. **HB 790**, relative to legislative voting procedures and apportioning state representative districts.

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

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Subcommittee work session on **HB 73**, establishing a committee to study imposing a recycling fee on new computer purchases.

11:00 a.m. **HB 181**, relative to horseback riding as a recreational use of land in current use taxation.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

9:00 a.m. **HB 513**, relative to background checks of law enforcement agency employees.

9:30 a.m. **HB 554**, relative to the procedure for assignment of juvenile probation and parole officers.

10:15 a.m. **HB 505**, relative to the membership of the liquor commission when conducting hearings.

11:00 a.m. **HB 377**, relative to discipline of state employees or officers making willful false statements.

11:30 a.m. Subcommittee work session on **HB 83**, establishing a committee to study penalties for executive department employees for noncompliance with department rules or state statutes and **HB 222**, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections.

1:00 p.m. **HB 584-FN-A**, establishing the position of citizens' advocate in the department of environmental services and making an appropriation therefor.

1:30 p.m. **HB 781-FN-A**, establishing the office of corrections ombudsman.

2:00 p.m. **HB 696-FN**, establishing licensure to forensic counselors.

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

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 Safety revenues collected by the Criminal Records and Permits and Licensing Unit financial and compliance audit for the nine months ended March 31, 2002

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

9:00 a.m. **HB 581-FN-LOCAL**, requiring a death record for an aborted fetus.

2:00 p.m. **HB 586-FN-A**, relative to the infant deafness program and making an appropriation

therefor.

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

HOUSE FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Agency Budget Presentations on the Governor’s Proposed Budget:

ADMINISTRATION OF JUSTICE AND PUBLIC PROTECTION

1:00 p.m. Department of Justice

1:30 p.m. Department of Safety

2:00 p.m. Emergency Management

2:15 p.m. Liquor Commission

JUDICIARY, Representatives Hall

9:30 a.m. **HB 287**, establishing a professional malpractice claims study commission.

10:30 a.m. **HB 296**, relative to settlement agreements in medical malpractice suits.

1:00 p.m. **HB 290**, relative to the burden of proof in medical injury cases.

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

1:00 p.m. **HB 730-FN-LOCAL**, relative to workers’ compensation benefits for firefighters, rescue workers, and safety workers who contract certain communicable diseases.

2:00 p.m. **HB 747**, establishing the crime victim employment leave act.

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 JOINT WITH SENATE EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Rooms 301-303, LOB

3:00 p.m. **HB 821**, establishing a right to work act which provides for freedom of choice on whether to join a labor union.

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

LEGISLATIVE ADMINISTRATION, Room 307, LOB

2:15 p.m. **HJR 2**, requiring the assignment of oversight of state agencies to legislative policy committees.

2:45 p.m. **HB 792**, establishing a legislative internship pilot program in the house of representatives.

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

3:15 p.m. Subcommittee work session on **HB 734-FN-A**, establishing a pilot program to open the state house on Saturdays.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. **HB 399**, establishing the town of East Derry.

11:15 a.m. **HB 514**, relative to business and industrial development authorities.

1:15 p.m. **HB 538**, relative to the establishment of municipal economic development and revitalization districts by certain municipalities.

2:00 p.m. **HB 803-FN-A-LOCAL**, establishing the New Hampshire downtown development program.

Room 203, LOB

3:00 p.m. **HB 501**, ratifying certain actions of the Rye conservation commission.

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

1:00 p.m. **HB 724-FN-LOCAL**, extending the effective date of the Skyhaven airport transfer plan.

2:00 p.m. **HB 698-FN**, relative to electronic toll collection.

3:00 p.m. **HB 719-FN-A**, relative to the duties, function, and operation of the Pease development authority.

4:00 p.m. **HB 833-LOCAL**, relative to Shaker Road and Bay Hill Road in the town of Northfield.

4:15 p.m. **HB 834-LOCAL**, relative to River Road and Nimble Hill Road in the town of Newington.

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, Rooms 305-307, LOB

9:30 a.m. **HB 732-FN**, relative to fines for forestry law violations, and deceptive forestry business practices.

10:30 a.m. **HB 818**, relative to clearing land before plan approval.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Subcommittee work session on **HB 609-FN-A**, relative to public interest payphones.

11:00 a.m. Electric subcommittee work session on **HB 109-FN**, establishing a New Hampshire do-not-call list for telephone solicitation.

1:00 p.m. Electric subcommittee work session on **HB 537**, establishing a 211 commission.

2:00 p.m. Telecommunications subcommittee work session on **HB 280-FN**, relative to the poison information center.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 306, LOB

10:00 a.m. Executive session on pending legislation.

TRANSPORTATION, Rooms 201-203, LOB

9:00 a.m. **HB 611-FN-A**, establishing a choose life number plate trust fund, and a special motor vehicle license plate and associated fees, to support and promote New Hampshire adoptions.

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

Room 203, LOB

1:00 p.m. Briefing by Alan Sokolow from the Council of State Governments.

WAYS AND MEANS, Room 202, LOB

9:00 a.m. **HB 368**, making technical corrections to the statutory list of dedicated funds.

9:30 a.m. **HB 558**, relative to financial reports on bingo and lucky 7 operations.

10:00 a.m. **HB 370-FN**, relative to the dispensing of lucky 7 tickets.

11:00 a.m. **HB 569-FN-A-LOCAL**, relative to the dollar value of an adequate education.

1:00 p.m. **HB 589-FN-A-LOCAL**, establishing a tax on purchases of bulk paper stock and establishing a bulk newsprint recycling fund.

1:30 p.m. **HB 595-FN-A**, establishing an exemption from the electricity consumption tax.

2:00 p.m. **HB 638-FN**, increasing the oil import license fee, changing the rate of interest assessed on overdue oil import fees, and repealing underground storage facility permit fees.

2:30 p.m. **HB 644-FN-A**, relative to selling advertising space on state paychecks, vendor checks, and websites.

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

THURSDAY, FEBRUARY 20

COMMERCE, Room 302, LOB

Immediately following the House session subcommittee work session on **HB 316-FN**, relative to insurance coverage for anesthesia for child dental care and **HB 317**, relative to medical insurance for dependent children.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

Immediately following the House session executive session on pending legislation.

WAYS AND MEANS, Room 202, LOB

Immediately following the House session executive session on pending legislation.

FRIDAY, FEBRUARY 21

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

9:00 a.m. Regular meeting.

HOUSE FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Agency Budget Presentations on the Governor’s Proposed Budget:

EDUCATION

9:00 a.m. Higher Education – University System

10:15 a.m. Postsecondary Education Commission
10:45 a.m. Department of Regional Community-Technical Colleges
1:00 p.m. Department of Education

ADMINISTRATION OF JUSTICE AND PUBLIC PROTECTION

2:30 p.m. Judicial Branch

WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62), Room 307, LOB

9:00 a.m. Regular meeting.

friday, february 28

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Training Room, NH Department of Revenue Administration, Community Services Division, 57 Regional Drive, Concord

9:30 a.m. Regular meeting.

MONDAY, MARCH 3

COMMERCE, Room 302, LOB

9:15 a.m. **HB 684-FN**, relative to the insurance rating law.
10:00 a.m. **HB 601**, relative to the long-term care insurance act.
11:00 a.m. **HB 652-FN**, relative to qualified wellness or disease management programs.
1:15 p.m. **HB 744**, relative to motor vehicle accidents involving uninsured motorists.
2:00 p.m. **HB 725**, relative to fraternal benefit societies.
2:30 p.m. **HB 827**, establishing a committee to study the costs and benefits to the state of a state-level community reinvestment act for credit unions and non-bank mortgage lenders doing business in this state.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.
3:15 p.m. Subcommittee work session on **HB 303**, relative to life, accident, and health technicals.

EDUCATION, Room 207, LOB

10:00 a.m. **HB 751-FN-LOCAL**, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.
11:00 a.m. **HB 621-FN-A-LOCAL**, establishing an early childhood literacy program.
1:15 p.m. **HB 619-FN-A**, expanding opportunities for dropout prevention and dropout recovery and making an appropriation therefor.
2:00 p.m. **HB 754-FN-LOCAL**, establishing an education certificate program to allow parental choice in the selection of schools for children.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

10:00 a.m. Full committee work session on pending legislation
11:30 a.m. Executive session on pending legislation.

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

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

HOUSE FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Agency Budget Presentations on the Governor’s Proposed Budget:

HEALTH AND HUMAN SERVICES

9:00 a.m. Health and Human Services

TRANSPORTATION

1:00 p.m. Department of Transportation

FISH AND GAME

1:30 p.m. Fish and Game

ADMINISTRATION OF JUSTICE AND PUBLIC PROTECTION

2:00 p.m. Rescheduled presentation by the Department of Corrections

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. **HB 778-LOCAL**, relative to the city of Manchester school district.
10:30 a.m. **HB 774-LOCAL**, enabling municipalities to expend funds to plow private roads.
11:15 a.m. **HB 782**, establishing a committee to study voting membership of municipal boards and commissions.
1:15 p.m. **HB 706-FN-LOCAL**, relative to the definition of net indebtedness under the municipal finance act.
2:00 p.m. **HB 740-FN-LOCAL**, relative to the process for adopting a default budget in official ballot towns, and applying the default budget provisions in school districts having adopted the official ballot method.
2:30 p.m. **HB 673-FN-LOCAL**, relative to municipal water system connection fees.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

WAYS AND MEANS, Room 202, LOB

10:30 a.m. Continued public hearing on **HB 717-FN-LOCAL**, relative to targeted aid to education.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

TUESDAY, MARCH 4

COMMERCE, Room 302, LOB

9:15 a.m. Subcommittee work session on **HB 544**, relative to the insurance cap on durable medical equipment.

10:00 a.m. **HB 807-FN**, increasing the filing fees for a fund raising counsel and a paid solicitor of a charitable trust.

10:30 a.m. **HB 817**, relative to the regulation of first and second mortgage brokers and mortgage servicers.

11:00 a.m. **HB 798**, relative to gifts by fiduciaries.

1:15 p.m. **HB 759**, relative to personal health and financial information privacy.

2:00 p.m. **HB 832-FN**, relative to the privacy of medical records.

2:30 p.m. **HB 762**, relative to the transmission of unsolicited material via facsimile transmission.

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 718-FN**, relative to endangering the welfare of a minor and amending the statute of limitations for sexual assault of a child.

10:30 a.m. **HB 715-FN**, requiring persons found incompetent to stand trial to be placed in the secure psychiatric unit.

11:00 a.m. **HB 783-FN**, relative to penalties for simple assault, reckless conduct, and unsworn falsification.

1:00 p.m. **HB 731-FN**, relative to penalties for intoxication and under the influence of drug offenses.

2:00 p.m. **HB 825**, establishing a committee to study methods of safely reducing the prison population in the state.

2:30 p.m. **HB 138-FN**, relative to interpreters for the deaf in certain governmental or public proceedings.

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 568-LOCAL**, relative to legal residency for the purpose of public school education.

11:00 a.m. **HB 548**, relative to the notice period for teachers who are not rehired.

1:00 p.m. **HB 780**, relative to the operation of school administrative units.

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. **HB 829**, relative to ward boundaries in Manchester and Nashua to be used in state elections.

10:30 a.m. **HB 820-FN-LOCAL**, relative to armed services and overseas voting.

11:00 a.m. **HB 745**, relative to voters presenting identification to obtain a ballot.

11:30 a.m. **HB 767-FN**, relative to political advertising not authorized by the candidate.

Noon Continued public hearing on **HB 359**, establishing a procedure for apportioning state senate and representative districts.

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

ETHICS COMMITTEE (RSA 14-B:2), Room 105A, State House

9:00 a.m. Organizational and regular meeting.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

9:00 a.m. Subcommittee work session on **HB 669-FN**, relative to dental care insurance for state employees and retired state employees.

Room 103, State House

9:00 a.m. Subcommittee work session on **HB 443**, granting prescriptive authority to qualified psychologists..

Room 100, State House

9:15 a.m. Subcommittee work session on **HB 679-FN**, relative to medical savings accounts.

9:30 a.m. Subcommittee work session on **HB 704-FN**, relative to the retirement system classification for the director of field services, department of corrections.

10:00 a.m. **HB 737-FN-A**, relative to the state conservation committee and making an appropriation therefor.

10:30 a.m. **HB 417**, encouraging all state departments to improve efficiencies with the goal of a 25 percent budget reduction, adjusted for inflation, by 2007, and establishing a state government reorganization task force.

11:15 a.m. **HB 526**, requiring the governor to provide the legislature with a biennial strategic economic development plan.

1:15 p.m. **HB 383**, limiting the disclosure of personal information on government Internet sites and amending the information practices act.

2:00 p.m. **HB 670-FN**, establishing a procedure for release by a state agency of statistical information for research purposes.

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

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

10:00 a.m. Executive session on pending legislation.

HOUSE FINANCE JOINT WITH SENATE FINANCE, Rooms 210-211, LOB

Agency Budget Presentations on the Governor’s Proposed Budget:

ADMINISTRATION OF JUSTICE AND PUBLIC PROTECTION

10:00 a.m. Judicial Council

10:30 a.m. Insurance Department

11:00 a.m. Labor Department

11:30 a.m. Banking Commission

1:00 p.m. Agriculture, Markets and Food

RESOURCE PROTECTION AND DEVELOPMENT

1:30 p.m. Resources and Economic Development

2:15 p.m. Pease Development Authority

3:00 p.m. Department of Environmental Services

JUDICIARY, Room 208, LOB

10:00 a.m. **HB 478**, establishing a committee to study methods of evaluating judges.

10:30 a.m. **HB 422**, relative to the selection of replacement justices for supreme court justices who are disqualified to hear cases.

1:00 p.m. **CACR 10**, relating to gender neutral language in the constitution. Providing that all references to persons in part 2 of the constitution shall be gender neutral.

2:00 p.m. **HB 508**, relative to participation of insured defendants in superior court mediations.

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 639-FN-LOCAL**, relative to receiving voter approval though warrant articles before a municipality may continue a program initiated under a grant.

10:30 a.m. **HB 625-FN-LOCAL**, relative to the interest rate on delinquent property taxes in property redemptions.

11:00 a.m. **HB 645-FN-A-LOCAL**, establishing a pilot program for partial tax abatements on new construction of private schools.

11:30 a.m. **HB 668-FN-A-LOCAL**, permitting municipalities to adopt a local addition to the real estate transfer tax dedicated to conservation purposes.

1:00 p.m. Executive session on pending legislation.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. **HB 401**, relative to approvals under the groundwater protection act.

11:30 a.m. **HB 768**, establishing a committee to study the flow in the Connecticut River and the impact of the flow on water levels in Lake Francis and the Connecticut Lakes.

1:30 p.m. **HB 540**, establishing a committee to study a fee on withdrawals of water for commercial purposes.

2:30 p.m. **HB 797**, establishing a committee to study methods for the legislature to protect New Hampshire groundwater aquifers.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. **HB 366**, relative to mercury reduction.

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

1:00 p.m. Air subcommittee work session on ***HB 442***, relative to emission control equipment.

2:00 p.m. Telephone subcommittee work session on ***HB 675-FN***, relative to enhanced 911 reimbursements to commercial mobile radio service providers.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 306, LOB

10:30 a.m. Continued public hearing on ***HB 65***, relative to educational assistance for national guard members.

11:30 a.m. Continued public hearing on ***HCR 6***, urging the creation of a free and independent Palestinian state.

1:00 p.m. ***HCR 17***, urging the posthumous promotion of Colonel Edward Ephraim Cross to brigadier general.

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

WAYS AND MEANS, Room 202, LOB

10:00 a.m. ***HB 634-FN-LOCAL***, establishing a limit on the applicable tax rate for local school district taxes.

10:30 a.m. ***HB 813-FN-A***, establishing a deduction from the business profits tax for investments made in New Hampshire companies.

11:00 a.m. ***HB 814-FN-A***, establishing a credit against the business profits tax for certain insurance, financial services, and health care business organizations.

1:00 p.m. ***HB 752***, relative to the distribution of business tax revenues to the education trust fund.

1:30 p.m. ***HB 770-FN-A***, establishing a credit against the business enterprise tax for compensation paid to disabled employees.

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

WEDNESDAY, MARCH 5

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. ***HB 710-FN-LOCAL***, relative to the confidentiality of library user records.

11:00 a.m. ***HB 726-FN***, relative to enforcement of spousal support orders by the department of health and human services.

1:00 p.m. ***HB 755***, relative to the burden of proof in child abuse and neglect proceedings.

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

9:15 a.m. ***HB 604***, relative to the filing of federal liens under the uniform federal lien registration act.

10:00 a.m. ***HB 837-FN***, relative to the release of real estate liens.

11:00 a.m. **HB 347**, limiting access to certain business records.

1:15 p.m. **HB 680-FN**, relative to services contracts.

2:00 p.m. **HB 573-FN**, relative to motor vehicle insurance.

2:30 p.m. **HB 636-FN**, relative to mandatory automobile insurance.

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

10:30 a.m. **HB 779**, relative to appeals from recounts of legislative elections.

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

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

9:30 a.m. **HB 617-FN**, relative to the licensure of dentists and regulation by the board of dental examiners.

10:30 a.m. **HB 392-LOCAL**, requiring a study by the office of state planning of ways to improve the delivery of information and training to planning board and zoning board members.

11:15 a.m. **HB 635-FN-A-LOCAL**, creating a legislative committee to review rules and propose legislation for the repeal of RSA 541-A, and instituting a moratorium on the filing of rules by state agencies.

11:45 a.m. **HB 665-FN-LOCAL**, relative to municipal and county audits.

1:00 p.m. **HB 686-FN**, relative to health insurance provided through the state.

1:45 p.m. **HB 657-FN**, relative to creditable service in the retirement system for the time that teachers were required to take pregnancy and maternity leave.

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

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

9:30 a.m. Executive session on pending legislation, if needed.

JUDICIARY, Room 208, LOB

9:30 a.m. **HB 523-FN**, reducing the number of superior court justices.

10:30 a.m. **HB 564-FN**, relative to access to information in proceedings of the judicial conduct commission.

1:00 p.m. **HB 606**, establishing a right-to-know study commission.

1:30 p.m. **HB 622-FN**, excluding tax abatement sessions from nonpublic sessions and including costs for non-attorney representatives under the right-to-know law.

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 688-FN-LOCAL**, relative to taxation of property within village districts by municipalities.

10:30 a.m. **HB 756-LOCAL**, promoting parental choice in education and providing for an abatement from the education taxes for parents of children not enrolled in the public school system.

11:00 a.m. **HB 411**, allowing municipalities to adopt a property tax exemption for owners who permit snowmobile use.

11:30 a.m. **HB 424**, relative to a net asset qualification and age qualifications for the elderly property tax exemption, and clarifying certain references in property tax exemptions.

1:15 p.m. **HB 455**, relative to residency requirements for disabled persons applying for a tax deferral of property taxes.

2:00 p.m. **HB 466**, relative to the adoption procedure for property tax exemptions and credits.

2:30 p.m. **HB 467**, allowing towns or cities to increase the property tax credit for service-connected total disability, and to adopt an optional date for filing exemptions.

3:00 p.m. **HB 691-FN-LOCAL**, creating a credit against property tax liability for a portion of the cost of home-educated pupils and pupils attending nonpublic schools.

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. **HB 676-FN**, relative to lake level investigations.

11:00 a.m. **HB 795**, establishing a committee to study deaths and injuries caused by OHRV use by minors.

1:00 p.m. **HB 748**, making changes to the laws governing off highway recreational vehicles.

2:00 p.m. **HB 339**, establishing a committee to study the use of certain state-owned property along the Baker River.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Cable subcommittee work session on **HB 547**, establishing a committee to study public access television.

1:00 p.m. **HB 787-FN-A**, relative to renewable energy promotion.

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

WAYS AND MEANS, Room 202, LOB

9:00 a.m. **HB 701-FN**, relative to fees for low-digit number plates.

9:30 a.m. **HB 805**, establishing a consensus revenue estimating panel.

10:00 a.m. **HB 789**, relative to a nonbinding referendum to measure voter support for casino gambling in New Hampshire.

10:30 a.m. **HB 705**, establishing a committee to study eliminating the application of the communications services tax to the provision of Internet services.

11:00 a.m. **HB 773**, establishing a committee to study a tuition tax credit program.

1:00 p.m. **HB 809**, establishing a committee to study implementing a consumption tax.

2:00 p.m. **HCR 14**, declaring it to be wrongful for the judiciary, either directly or indirectly, to define an adequate education or the cost of an adequate education.

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

FRIDAY, MARCH 7

COMMERCE, Room 302, LOB

9:15 a.m. **HB 815**, relative to the duties of corporate directors and the procedure for shareholder inspection of records under the New Hampshire Business Corporation Act.

10:00 a.m. **HB 816**, making technical corrections to the securities laws.

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

1:00 p.m. Subcommittee work session on **HCR 4**, urging adoption and implementation of a national do-not-call list for telemarketers, **HB 141**, prohibiting the use of automatic dialing systems for telephone solicitation, **HB 115**, relative to nonrenewal of homeowner's insurance policies and **HB 174**, relative to homeowner's insurance and the ownership of certain breeds of dogs.

2:00 p.m. Subcommittee work session on **HB 404**, relative to common trust funds, **HB 423**, relative to safe deposit boxes and **HB 504**, relative to refinancing home mortgages.

JUDICIARY, Rooms 206-208, LOB

9:30 a.m. **HB 763-FN**, requiring parental notification before abortions may be performed on unemancipated minors.

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 806**, enabling municipalities to adopt a property tax exemption for deaf or severely hearing impaired persons.

10:30 a.m. **HB 407**, allowing municipalities the option of appraising property based on assigned values reflecting the current use of property, and requiring the current use board to adopt criteria for such appraisal.

11:00 a.m. **HB 413-LOCAL**, relative to awarding attorneys' fees and costs in abatement and certain appeals proceedings when the taxpayer prevails.

11:30 a.m. **HB 426**, relative to the monitoring and approval of appraisers by the commissioner of revenue administration.

1:30 p.m. **HB 723-FN-LOCAL**, relative to the definition of residences in an industrial or commercial zone.

2:00 p.m. **HB 439**, allowing municipalities the option to tax land values at a different rate than buildings and improvements.

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

MONDAY, MARCH 10

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

1:00 p.m. Complaint hearing.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, State House

10:00 a.m. **HB 712-FN**, relative to long-term care.

10:45 a.m. **HB 729-FN**, relative to the regulation of tanning facilities.

11:15 a.m. **HB 753**, establishing the fourth Monday in April as General John Stark Day.

1:00 p.m. **HB 823-FN-LOCAL**, relative to eligibility of retired teachers for payment of medical benefits.

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

10:00 a.m. **HB 491**, relative to unlawful discriminatory practices in public accommodations.

11:00 a.m. **HR 8**, urging the governor and executive council to consider appointing a non-lawyer to the supreme court.

1:00 p.m. **HB 716-FN**, repealing the procedures for administration of small estates.

2:00 p.m. **HB 672-FN**, relative to the notice of appointment of an administrator or executor of an estate in probate court proceedings.

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

NEW HAMPSHIRE LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4), LCHIP Office, 10 Dixon Avenue, Concord

9:00 a.m. Regular meeting.

THURSDAY, MARCH 13

COMMERCE, Room 302, LOB

Immediately following the House session subcommittee work session on **HB 265**, relative to the health care delivery system and **HB 207**, relative to information required in articles of incorporation.

FRIDAY, MARCH 14

BOARD OF CLAIMS (RSA 541-B:3), Room 100, State House

9:00 a.m. Regular meeting.

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

10:00 a.m. Regular meeting.

JUDICIARY, Room 208, LOB

9:30 a.m. **HB 811**, relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof, and relative to limiting the liability of manufacturers,

distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse.

10:30 a.m. **HB 776**, relative to emergency medical care for pregnant women.

1:00 p.m. **HB 707-FN**, relative to the statute of limitations in sexual assault cases.

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

MONDAY, MARCH 17

JUDICIARY, Room 208, LOB

10:00 a.m. **CACR 12**, relating to citizen review retention elections for judges. Providing that a judge shall be subject to a citizen review retention election at the biennial election next occurring after he or she has served for 2 years and subsequently at regular intervals which depend on the court in which the judge serves.

11:00 a.m. **CACR 11**, relating to: legislative acts as expressions of the sovereign will of the people. Providing that every act of the legislature enacted in accordance with the procedures of the constitution shall be conclusively presumed to be constitutional as the expressed will of the people.

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

TUESDAY, MARCH 18

EDUCATION, Room 207, LOB

10:00 a.m. **HB 801**, establishing a committee to study the implementation of effective student assistance programs in all schools.

11:00 a.m. **HB 804**, establishing a committee to study the certification of New Hampshire public schools in accordance with International Organization of Standards 9001 guidelines.

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. Executive session on pending legislation.

WEDNESDAY, MARCH 19

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. Executive session on pending legislation.

MONDAY, MARCH 24

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

9:00 a.m. Regular meeting.

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

9:00 a.m. Regular meeting and hearing.

PROBLEMS RELATED TO THE DELIVERY OF LOCAL ASSISTANCE (HB 1109, Chapter 184:1, Laws of 2002),

Room 301, LOB

10:00 a.m. Regular meeting

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet on **March 3** at 7:00 p.m. at the County Complex for meeting with the Commissioners from Gunstock.

The Delegation will also meet on **March 10** at 7:00 p.m. at the County Complex for a final hearing on the budget.

Rep. Gordon E. Bartlett, Chairman

Belknap County Delegation

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on the following days to review the 2003 Merrimack County Budget.

February 17 at 9:00 a.m.

February 17 at 11:00 a.m.

February 21 at 9:00 a.m. and 1:00 p.m.

March 3 at 9:00 a.m.

These meetings will take place at the McDonnell Administration Building, 4 Court Street, Concord.

Rep. J.D. Colcord, Chairman

Merrimack County Executive Committee

REVISED FISCAL NOTES

The following HBs have revised fiscal notes: HBs 69, 91, 177, 447, 483, 603, 609, 610, 612, 613, 614, 617, 619, 621, 622, 626, 627, 630, 633, 637, 638, 644, 646, 664, 672, 673, 674, 676, 678, 680, 681, 682, 684, 685, 695, 696, 698, 699, 707, 709, 710, 712, 716, 719, 722, 735, 738, 739, 758, 784, 788, 810, 823 and 824. SB 14.

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, **March 10** at 6:00 p.m.

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 report that are received in the Speaker's office and available for viewing.

Reports most recently received include:

NH Dept. of Transportation's Bridge and Program Status Report

Department of Environmental Services' 2002 Solid Waste Report

Report of the Certificate of Need Task Force dated January 2003

Gene G. Chandler, Speaker

Members of the NH House are encouraged to utilize the complimentary ski privileges afforded them. Upon presentation of proper credentials at the ticket window, legislative members may receive a lift ticket for their personal use and one for a guest. The elected official must be present to personally present the credentials unless prior arrangement is made with Commissioner Bald. (*Lift tickets are to be picked up at Guest Services or the Ticket Window at Cannon.*)

Gene G. Chandler, Speaker

The House Republican Alliance will meet each Wednesday at 8:30 a.m. at the Upham Walker House, Park Street (across from the State House).

Rep. Michael A. Balboni

The Main Street Republicans will meet every Thursday at 8:30 a.m. at the Upham Walker House, Park Street (across from the State House).

Rep. Paul D. Spiess

Anyone who is a nurse and is interested in forming a nurses caucus please contact Rep. Janeen Dalrymple.

Rep. Janeen A. Dalrymple

The NH Association of Counties will be hosting a lunch meeting for County Delegation, Chairs, Vice Chairs and Clerks to discuss the effects of the Governor's proposed budget on County budgets, as well as HB 663 which addresses issues related to the sunset of SB 409 (1998 State-County Medicaid long term care). The meeting will take place Tuesday **February 18th** at 12:00 p.m. in the Upham Walker House.

Rep. Betsey L. Patten

American Legislative Exchange Council (ALEC) invites members of the New Hampshire Legislature to an informational lunch on Wednesday, **February 19th** noon to 1:00 p.m. in Rooms 305-307, LOB. Last session 46 members of the legislature paid dues to join this important organization. ALEC's reports, issue papers, and model legislation have helped its members stay better informed and better prepared for their roles. Attendance at ALEC national events have given members the opportunity to meet successful innovators and leaders on the national scene and to meet with legislators from other states. Don't be late. The first forty people to attend will receive their lunch and a "goodie bag" with State and ALEC reports plus a few other goodies.

Rep. Kenneth L. Weyler

Citizens for New Hampshire Land and Community Heritage is a coalition of 140 community, historic, environmental and business groups whose mission is to build support for conservation and preservation of New Hampshire's historic, cultural and natural resources. Citizens is hosting a legislative lunch on Thursday, **February 20** at noon in the NH Historical Society's Tuck Library across from the LOB in support of the Land and Community Heritage Investment Program (LCHIP). Lunch will be catered by the Common Man Restaurant.

Rep. David W. Hess

All legislators are invited to attend a Reagan-Lincoln Day Dinner hosted jointly by the Belknap County GOP Committee and the Strafford County GOP Committee. Guest speaker, Andrew Card, the White House Chief of Staff, will be at Yoken's Conference Center in Portsmouth on Friday, **February 21**. Reception from 6:00 to 7:00 p.m. followed by dinner with your choice of roast top sirloin or baked stuffed boneless chicken. Price is \$40 and tickets are available through Sen. Robert Boyce at 875-7371 and Rep. Phyllis Woods at 749-2177 or by contacting them at the State House or LOB.

Rep. Phyllis L. Woods

On Monday, **March 3**, the National Education Association will celebrate *Read Across America*. This annual celebration is a reminder that daily reading with children is important. You can join this celebration by contacting your local school or community library and volunteer to be a part of their celebration. For more information about the program, call Rick Trombley at 224-7751.

Gene G. Chandler, Speaker

The 11th Annual Legislative Ski Day will be at The Balsams Wilderness Ski Area on Sunday, **March 9th** and Monday, **March 10th**. The event will feature a reception on Sunday evening and a Legislative Ski Race on Monday morning, followed by an awards luncheon. Free downhill skiing, cross-country skiing, skating, snow-shoeing and other planned activities will be available both days.

There will be a special room rate at the Balsams of \$99 per person, per night on Sunday, March 9th and Monday, March 10th. (The rate for Saturday, March 8th is \$180 per person). The Balsams' American plan hospitality includes private guest room accommodations and gold medal table d'hote breakfast and dinner. **Please make your room reservation directly with The Balsams (1-800-255-0600) and be sure to identify yourself as being with the "Ski NH's Legislative Ski Day" when you call to receive the special rate.** Please contact Kim at Ski NH (1-800-887-5464 ext. 82) to sign-up for Legislative Ski Day activities.

Ski New Hampshire looks forward to hosting legislators again and to raising funds for the NH Automobile Dealers Association Charitable Foundation's KEEP KIDS SAFE Program.

Gene. G. Chandler, Speaker

All legislators are invited to the 1st Annual St. Patrick's Day Capital Breakfast and Roast hosted by The Demers Group on Wednesday, **March 12** at 7:30 a.m. at The Event Center at C.R. Sparks in Bedford. Please wear your green and join Governor Craig Benson, Senate President Thomas Eaton, Senate Minority Leader Sylvia Larsen, House Speaker Gene Chandler, House Minority Leader Peter Burling and WMUR-TV's Scott Spradling as they roast each other. Please RSVP by calling 228-1498 or e-mail James.Demers@TheDemersGroup.com.

Gene G. Chandler, Speaker

The New Hampshire School Food Service Association will again host a breakfast for state legislators in celebration of National School Breakfast Week. Please join us in the State House dining room on Thursday, **March 13th** between 8:00 and 10:00 a.m. We will focus on how the local school district programs utilize the government commodities issued to us by USDA. We look forward to seeing you for a nutritious breakfast before you start your busy day's schedule.

Rep. Russell D. Bridle

The American Red Cross in New Hampshire cordially invites all legislators and staff to its annual breakfast on Thursday, **March 27**, 8:00 to 9:30 a.m. in the State House cafeteria.

Rep. Elizabeth S. Hager

The Department of Transportation will hold the following meeting:

Feb 20 - Bedford Meeting Room, 10 Meetinghouse Road, Bedford, 7:00 p.m. Combined public officials/public informational

meeting, Bedford-Goffstown, pavement overlay and guardrail replacement beginning at NH Route 101 and proceeding north 3.8 miles. Also intersection upgrades and added turn lanes at New Boston Road.

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 **February** 2003. 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	CLASS/Size
Feb. 18	9:00	Broken Ground Elementary School – Concord	4/23
Feb. 18	9:30 & 11:00	South Londonderry School	4/75
Feb. 19	9:30 & 11:00	South Londonderry School	4/75
Feb. 20	9:45 & 11:00	Newmarket Elementary School	4/79
Feb. 21	9:30 & 11:00	Charlotte Avenue School – Nashua	4/75

THURSDAY, FEBRUARY 20

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2003-0115h

Amendment to HB 108

Proposed by the Committee on Municipal and County Government - C

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

AN ACT relative to the adoption of an optional veterans’ property tax credit.

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

1 Veterans’ Tax Credit; Optional Credit Changed. RSA 72:28 is repealed and reenacted to read as follows:

72:28 Standard and Optional Veterans’ Tax Credit.

I. The standard veterans’ tax credit shall be \$50.

II. The optional veterans’ tax credit, upon adoption by a city or town pursuant to RSA 72:28-a, shall be an amount from \$51 up to \$500. The optional veterans’ tax credit shall replace the standard veterans’ tax credit in its entirety and shall not be in addition thereto.

III. Either the standard veterans’ tax credit or the optional veterans’ tax credit shall be subtracted each year from the property

tax on the veteran's residential property. However, the surviving spouse of a resident who suffered a service-connected death may have the amount subtracted from the property tax on any real property in the same municipality where the surviving spouse is a resident.

IV. The following persons shall qualify for the standard veterans' tax credit or the optional veterans' tax credit:

- (a) Every resident of this state who served not less than 90 days in the armed forces of the United States in any qualifying war or armed conflict listed in this section and was honorably discharged or an officer honorably separated from service; or the spouse or surviving spouse of such resident;
- (b) Every resident of this state who was terminated from the armed forces because of service-connected disability; or the surviving spouse of such resident; and
- (c) The surviving spouse of any resident who suffered a service-connected death.

V. Service in a qualifying war or armed conflict shall be as follows:

- (a) "Spanish War" between April 21, 1898 and April 11, 1899;
- (b) "Philippine Insurrection" between April 12, 1899 and July 4, 1902, extended to July 15, 1903 for service in the Moro Provinces;
- (c) "Boxer Rebellion" between June 16, 1900 and May 2, 1901;
- (d) "World War I" between April 6, 1917 and November 11, 1918, extended to April 1, 1920 for service in Russia; provided that military or naval service on or after November 12, 1918 and before July 2, 1921, where there was prior service between April 6, 1917 and November 11, 1918 shall be considered as World War I service;
- (e) "World War II" between December 7, 1941 and December 31, 1946;
- (f) "Korean Conflict" between June 25, 1950 and January 31, 1955;
- (g) "Vietnam Conflict" between December 22, 1961 and May 7, 1975;
- (h) "Vietnam Conflict" between July 1, 1958 and December 22, 1961, if the resident earned the Vietnam service medal or the armed forces expeditionary medal, and
- (i) Any other war or armed conflict that has occurred since May 8, 1975, and in which the resident earned an armed forces expeditionary medal or theater of operations service medal.

2 Procedure for Adoption. Amend RSA 72:28-a to read as follows:

72:28-a Procedure for Adoption.

I. Any town or city may adopt the provisions of RSA ~~[72:28, V and VI]~~ **72:28, II** for an optional veterans' tax credit in the following manner:

- (a) In a town, the question shall be placed on the warrant of a special or annual town meeting under the procedures set out in RSA 39:3, and shall be voted on by ballot. In a city, the legislative body may consider and act upon the question in accordance with their normal procedures for passage of resolutions, ordinances, and other legislation. The legislative body of a city may vote to place the question on the official ballot for any regular municipal election, or, in the alternative, shall place the question on the official ballot for any regular municipal election upon submission to the legislative body of a petition signed by 5 percent of the registered voters.
- (b) The selectmen or city council shall hold a public hearing on the question at least 15 days but not more than 30 days before the question is to be voted on. Notice of the hearing shall be posted in at least 2 public places in the municipality and published in a newspaper of general circulation at least 7 days before the hearing.
- (c) The wording of the question shall be: "Shall we adopt the provisions of RSA ~~[72:28, V and VI]~~ **72:28, II** for an optional veterans' tax credit ~~[and an expanded qualifying war service for veterans seeking the tax credit]~~? The optional veterans' tax credit ~~[is \$100, rather than \$50]~~ **shall be (here insert amount from \$51 up to \$500).**"

II. If a majority of those voting on the question vote "Yes", RSA ~~[72:28, V and VI]~~ **72:28, II** shall apply within the city or town on April 1 next following such vote for the tax year beginning on that date.

III. If the question is not approved, the question may later be voted upon according to the provisions of RSA 72:28-a, I.

IV.(a) Any town or city which has adopted RSA ~~[72:28, V and VI]~~ **72:28, II** may consider rescinding its action in the manner described in RSA 72:28-a, I(a) and (b). The wording of the question shall be the same as set out in RSA 72:28-a, I(c), except the word "adopt" shall be changed to "rescind."

(b) If a majority of those voting on the question vote "Yes", then as of April 1 next following the action taken to rescind, RSA ~~[72:28, V and VI]~~ **72:28, II** shall not apply within the town or city.

3 Reference Changed; Proration of Credit. Amend RSA 72:30 to read as follows:

72:30 Proration of Tax Credit. If any entitled person or persons shall own a fractional interest in residential real estate each such entitled person shall be granted a tax credit in proportion to his *or her* interest therein with other persons so entitled, but in no case shall the total tax credit exceed the tax credit allowed under RSA 72:28, **I or II** ~~[or V]~~, except as provided in RSA 72:31.

4 Reference Changed; Husband and Wife. Amend RSA 72:31 to read as follows:

72:31 Husband and Wife. A husband and wife, each qualifying for a tax credit, shall each be granted a tax credit upon their residential real estate as provided under RSA 72:28, **I or II** ~~[and V]~~.

5 Reference Changed; Special Number Plates. Amend RSA 261:86, I(c) and (d) to read as follows:

(c) Is a former prisoner of war and was captured and incarcerated while serving in a qualifying war or armed conflict as defined in RSA ~~[72:28, IV]~~ **72:28, V**, and who was honorably discharged, provided that such person has furnished the director with satisfactory proof of these circumstances. The plates shall be transferable upon death to the surviving spouse of the prisoner of war. The surviving spouse shall be entitled to the plate as long as he or she lives, unless he or she remarries.

(d) Was awarded the Purple Heart medal in a qualifying war or armed conflict as defined in RSA ~~[72:28, IV]~~ **72:28, V**, and who was honorably discharged, provided that such person has furnished the director with satisfactory proof of these circumstances.

6 Reference Changed; Motor Vehicles; Exemption for Prisoners of War. Amend RSA 261:157-a to read as follows:

261:157-a Exemption for Prisoners of Wars. The legislative body of a city or town may adopt an ordinance waiving the fee to be charged for a permit to register one motor vehicle owned by any person who was captured and incarcerated for 30 days or more while serving in a qualifying war or armed conflict as defined in RSA ~~[72:28, IV]~~ **72:28, V**, and who was honorably discharged, provided the person has provided the city or town clerk with satisfactory proof of these circumstances.

7 Reference Changed; Veterans Preference. Amend RSA 283:8, I and II to read as follows:

I. The term "armed forces" shall include those forces listed in RSA ~~[72:28, I]~~ **72:28, IV**.

II. The terms "in time of war" and "during any war" shall include all the terms used in RSA ~~[72:28, III]~~ **72:28, V**.

8 Effective Date. This act shall take effect April 1, 2003.

AMENDED ANALYSIS

This bill allows towns and cities to adopt an amount of the optional veterans' property tax credit from \$51 to \$500.

2003-0170h

Amendment to HB 128

Proposed by the Committee on Environment and Agriculture - C

Amend the bill by replacing section 4 with the following:

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

2003-0135h

Amendment to HB 166

Proposed by the Committee on Executive Departments and Administration - C

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

1 Retirement System; Administration; Employees. Amend RSA 100-A:14, V to read as follows:

V. The board of trustees shall have the full power to employ and compensate such ~~classified~~ employees on such terms as may be necessary as charges upon the funds of the retirement system, ***and establish personnel policies without regard to any personnel or civil service law or personnel or civil service rule of the state. The employees of the retirement system shall not be classified employees of the state within the meaning of RSA 21-I:49. Notwithstanding, any individual employed by the retirement system whose employment calls for 30 hours or more work in a normal calendar week, and whose position is anticipated to have a duration of 6 months or more, shall be entitled to elect to receive such health, dental, life insurance, deferred compensation, and retirement benefits as are afforded to classified employees of the state. Upon election by such individual, the retirement system shall pay from its funds the state's share of such benefits. Any remaining costs of health, dental, and life insurance benefits which an individual elects to receive pursuant to this paragraph, shall be withheld from such individual's salary as a payroll deduction. Written notice of the availability of these benefit options shall be provided to each individual upon employment by the retirement system.*** It may also engage such actuarial, medical, and like services as may be required to transact the business of the system. The compensation for such special services, and all other expenses of the board necessary, hereto, shall be paid at such rates and in such amounts as the board shall approve.

2 New Paragraph; Administrative Services; Personnel; Exception Added. Amend RSA 21-I:49 by inserting after paragraph VII the following new paragraph:

VIII. Personnel of the New Hampshire retirement system.

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

2003-0159h

Amendment to HB 178

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

Amend RSA 173-B:9, I(a) as inserted by section 1 of the bill by replacing it with the following:

(a) When the defendant violates either a temporary or permanent protective order issued or enforced under this chapter, peace officers shall arrest the defendant and ensure that the defendant is detained until arraignment, ***provided that in extreme circumstances, such as when the health of the defendant would be jeopardized by the temporary detention, a judge in response to a request by the arresting law enforcement officer or agency, may order an alternative to detention pending arraignment.*** Such arrests may be made within 12 hours without a warrant upon probable cause, whether or not the violation is committed in the presence of a peace officer.

AMENDED ANALYSIS

This bill allows a judge to order an alternative to detention pending arraignment if such detention would jeopardize the health of the defendant.

2003-0160h

Amendment to HB 192

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

Amend the bill by replacing section 1 with the following:

1 New Paragraphs; District Court; Disposal of Drugs in Misdemeanor Controlled Drug Offenses. Amend RSA 318-B:17 by

inserting after paragraph I the following new paragraphs:

- I-a. The district court having jurisdiction over a misdemeanor controlled drug offense may order such controlled drugs forfeited and destroyed upon written motion. Such order shall not be entered until after the period for appeal of the offense has expired.
- I-b. The district court shall require the same record and reporting of the officer who is destroying the controlled drugs as is required under paragraph I for the superior court, with the exception of notification to the Drug Enforcement Administration.

AMENDED ANALYSIS

This bill permits the district court to order the destruction of drugs in possession of law enforcement officers following the disposition of a misdemeanor controlled drug offense, after the period for appeal has expired and upon written motion.

2003-0210h

Amendment to HB 233

Proposed by the Committee on Science, Technology and Energy - C

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

1 General Revenue Exceptions; Nuclear Planning and Response Fund. Amend RSA 6:12, I(e) to read as follows:

(e) Fees ~~[certified]~~ **collected** by the ~~[chairman of the public utilities commission]~~ **department of safety** under RSA 107-B, which shall be credited to the New Hampshire nuclear planning and response fund.

2 Nuclear Planning and Response Program. Amend RSA 107-B:1 - 107-B:4 to read as follows:

107-B:1 Nuclear Emergency Response Plan.

I. The director of **fire safety and** emergency management shall, in cooperation with affected local units of government, initiate and carry out a nuclear emergency response plan as specified in the licensing regulations of each nuclear electrical generating plant. The ~~[chairman of the public utilities commission]~~ **commissioner of safety** shall assess a fee ~~[from the utility]~~, as necessary, to pay for the cost of preparing, **maintaining, and operating** ~~[the]~~ **each** plan and providing equipment and materials to implement it.

II. The director of **fire safety and** emergency management shall conduct an annual review of ~~[the]~~ **each** nuclear emergency response ~~[plans]~~ **plan** for those municipalities located in ~~[the]~~ **an** emergency planning zone, as defined in Nuclear Regulatory Commission regulation Title 10, Code of Federal Regulations, Part 50.

107-B:1-a Definition. In this chapter, "assessed entity" means the entity or entities which have applied to the Nuclear Regulatory Commission for a license to operate or are licensed to operate a nuclear electrical generating facility which affects municipalities under RSA 107-B:1, II.

107-B:2 Annual Emergency Response Budget. The municipalities **in each emergency planning zone** shall submit annually their emergency response budget to the director of **fire safety and** emergency management who shall provide a reasonable opportunity for public comment and consideration. The director shall also receive and review the appropriateness of any budget request from any other state agency necessary for radiological emergency preparedness as outlined in the **relevant** plan. The director shall then submit an approved total annual budget to the ~~[chairman of the public utilities commission]~~ **commissioner of safety** for assessment ~~[against the utility or utilities]~~ **under RSA 107-B:3 and RSA 107-B:4. Prior to assessing the annual budget, the commissioner shall consult with the assessed entity and obtain its input into the budget.**

107-B:3 Assessment **and Reporting.**

I. The cost of preparing, maintaining, and operating ~~[the nuclear planning and response program]~~ **a nuclear emergency response plan** shall be assessed against each ~~[utility which has applied for a license to operate or is licensed to operate a nuclear generating facility which affects municipalities under RSA 107-B:1, II.]~~ **assessed entity** in such proportions as the ~~[chairman of the public utilities commission]~~ **commissioner of safety** determines to be fair and equitable.

II. ~~[Assessments under this section shall not be charged to the normal operating costs of any company before the issuance of an operating license]~~ **The commissioner of safety shall enter into a memorandum of understanding with each assessed**

entity that contains mechanisms to address budget compliance and periodic reporting, performance standards to ensure compliance with federal emergency preparedness requirements, and other topics as the parties deem appropriate.

III. Within 60 days after the close of the fiscal year, the commissioner of safety shall cause a report to be prepared and provided to the assessed entity detailing the use of the fees assessed during the prior fiscal year.

107-B:4 Collection of Assessment. The ~~[chairman of the public utilities commission]~~ **department of safety** ~~[shall certify to the office of emergency management the amount to be assessed against each utility, and the office of emergency management]~~ shall bill each ~~[utility]~~ **assessed entity** for the amount assessed against it. The bill shall be sent by registered mail, and shall constitute notice of assessment and demand for payment. Payment shall be made to the ~~[office of emergency management]~~ **department of safety** within 30 days after the receipt of the bill. If any ~~[utility]~~ **assessed entity** shall fail or refuse to pay the assessed fee within 30 days, the ~~[chairman]~~ **commissioner** shall add to the fee a late penalty fee and certify the amount of the delinquent fee and penalty to the attorney general for collection.

3 Authority in Radiological Emergency. Amend RSA 107-B:6 to read as follows:

107-B:6 Authority in Radiological Emergency. In the event of a radiological emergency at a nuclear electric generating facility where the ~~[responsible utility]~~ **operator** is unable to control the situation as necessary to protect public health and safety, the governor shall regulate the ~~[utility]~~ **facility** under RSA ~~[107:6]~~ **4:45-4:47**.

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

AMENDED ANALYSIS

This bill transfers the responsibility for assessing fees under the nuclear planning and response program from the chairman of the public utilities commission to the department of safety. This bill also changes references to the director of emergency management to the director of fire safety and emergency management, and makes various other changes to the nuclear planning and response program.

2003-0243h

Amendment to HB 248

Proposed by the Majority of the Committee on Children and Family Law - R

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

1 Delinquent Children; Court Sessions; Access to Information; Disclosure to Victim. Amend RSA 169-B:34, III to read as follows:

III.~~(a)~~ At any time after the ~~[arrest]~~ **arraignment** of a juvenile ~~[or the service of a juvenile petition]~~, the following information regarding the juvenile ~~[may]~~ **shall** be disclosed to the victim, upon the victim's request, by a law enforcement agency or the prosecution:

- (1) Name.
- (2) Age.
- (3) Address.
- (4) Gender.
- (5) Offense charged.
- (6) Custody status.

(7) Adjudicatory status and disposition.

~~[(b) The information under subparagraph (a) shall not be unreasonably withheld.]~~

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

2003-0116h

Amendment to HB 295

Proposed by the Committee on Municipal and County Government - C

Amend the bill by replacing section 1 with the following:

1 Review Required; Initial Set of Plans. Amend RSA 36:56 to read as follows:

36:56 Review Required. A local land use board, as defined in RSA 672:7, upon receipt of an application for development, shall review it promptly and determine whether or not the development, if approved, reasonably could be construed as having the potential for regional impact. ***Upon determining that the development could reasonably be construed as having the potential for regional impact, the local land use board shall require the applicant to submit an initial set of plans to each regional planning commission within the region of impact.*** Doubt concerning regional impact shall be resolved in a determination that the development has a potential regional impact.

AMENDED ANALYSIS

This bill requires a local land use board reviewing a development of regional impact to require the applicant to submit an initial set of plans to each regional planning commission within the region of impact.

2003-0253h

Amendment to HB 336-LOCAL

Proposed by the Committee on Education - C

Amend RSA 194-C:9, III (a) as inserted by section 1 of the bill by replacing it with the following:

III.(a) For school administrative units composed of 2 or more town school districts, the budget adopted in paragraph I shall be placed before the voters of each school district of that school administrative unit at the annual school district meeting in a separate warrant article and adopted by majority vote of all the districts. Notwithstanding RSA 32 and RSA 40:13, the budget adopted by the school administrative unit board shall not be amended or changed in any way prior to the vote. If the budget is not adopted, the amount accepted shall be that of the previous year adjusted for continuing contracts. The vote of each town school district on this warrant shall be given by the respective town clerks to the superintendent of the school administrative unit who shall accumulate the total vote for all the towns and announce the result. Wording of the warrant article shall be as follows:

Shall the voters of ____ (name of town) _____ adopt a school administrative unit budget of \$_____ for the forthcoming fiscal year in which \$_____ is assigned to the school budget of this school district.

This year's adjusted budget of \$_____, with \$_____ assigned to the school budget of this town, will be adopted if the article does not receive the weighted majority vote of the school district voters in this school administrative unit.

2003-0245h

Amendment to HB 343

Proposed by the Majority of the Committee on Municipal and County Government - R

Amend paragraphs III-V of section 3 of the bill by replacing them with the following:

III. Solicit information and testimony from the proper authorities in the state of Maine relative to the boundary between the 2 states.

IV. Provide recommendations regarding the perambulation of the boundary, as required under RSA 1.

V. Solicit such additional information and testimony as the commission deems necessary in the performance of its duties.

2003-0282h

Amendment to HB 361-LOCAL

Proposed by the Committee on Municipal and County Government - R

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

1 Definitions. Amend RSA 33-B:1, I to read as follows:

I. "Authorized officers" means the treasurer of a municipality ***or regional water district*** and the mayor or city manager of a city, the selectmen of a town, and the commissioners or comparable officers of a village district, ***and the directors, commissioners, or other officers of a regional water district.***

2 New Paragraph; Definitions. Amend RSA 33-B:1 by inserting after paragraph III the following new paragraph:

III-a. "Governing body" means the board of selectmen in a town, the board of aldermen or council in a city or town with a council, the village commissioners in a village district, or the directors of a regional water district.

3 Definitions. Amend RSA 33-B:1, IV to read as follows:

IV. "Legislative body" means the city council of a city, and the voters present and voting at an annual or special meeting of a town or village district, ***or the directors of a regional water district.***

4 Definitions. Amend RSA 33-B:1, VI and VII to read as follows:

VI. "Revenue-producing facilities" means water works, sewerage systems, sewage treatment or disposal facilities, solid waste disposal or resource recovery facilities, parking facilities, facilities for the production, generation, transmission, or distribution of electricity or gas and any other real or personal property or interests in a municipality ***or regional water district*** owned or controlled by the municipality ***or regional water district***, from the operation of which revenues are or are expected to be derived by the municipality, ***or regional water district.***

VII. "Revenues" means any rates, rents, fees, charges and other receipts and moneys held or to be received by or on behalf of a municipality ***or regional water district*** from or with respect to the construction, financing, operation and disposition of a revenue-producing facility and all rights to receive the same including, without limitation, rates, rents, fees, charges and other moneys received for the use or occupancy of the facility or any part thereof or any service provided thereby, repayments of loans made in respect of the cost of the facility, grants, loans and other contributions from any governmental unit or any other person for or in respect of proceeds of the lease, sale or other disposition of the facility or any interest therein; revenues shall not include any ad valorem taxes on the real estate and personal property comprising any revenue-producing facility.

5 New Paragraph; Definitions. Amend RSA 33-B:1 by inserting after paragraph V the following new paragraph:

V-a. "Regional water district" means an entity formed by agreement between government units pursuant to RSA 53-A, for the purpose of providing and assuring the provision of an adequate and sustainable supply of clean water.

6 Issuance of Revenue Bonds. Amend RSA 33-B:2 to read as follows:

33-B:2 Issuance of Revenue Bonds. A municipality ***or regional water district*** may issue bonds or notes under this chapter for construction of revenue-producing facilities. Bonds issued by a municipality ***or regional water district*** under this chapter shall not be deemed to be a pledge of the faith and credit of the state or of the municipality ***or municipalities that are members of a regional water district.*** Except as otherwise provided in this chapter, the principal of, premium, if any, and interest on all bonds shall be payable solely from the particular funds provided therefor under this chapter. ~~[The bonds]~~ ***Bonds issued by a municipality*** shall be issued in such amounts as the legislative body may authorize by a ~~[2/3]~~ vote as required under RSA 33:8 or 9, as applicable. ***Bonds issued by regional water districts shall be issued in such amounts as the governing body may authorize pursuant to the regional water districts charter.*** Bonds of each issue shall be dated, shall bear interest at such rate or rates, including rates variable from time to time as determined by such index, banker's loan rate or other method as may be determined by the authorized officers, and shall mature at such time or times as may be determined by the authorized officers, except that no bond shall mature more than 40 years from the date of its issue or beyond the expiration of the expected useful life of the facilities being financed by the bonds as determined by the authorized officers. Bonds may be made redeemable before maturity at the option of the municipality ***or regional water district*** at such price or prices and under such terms and conditions as may be fixed by the authorized officers prior to the issue of bonds. The authorized officers shall determine the form and details and the manner of execution of bonds. The municipality ***or regional water district*** may

sell its bonds in such manner, either at public or private sale, for such price, at such rate or rates of interest, or at such discount in lieu of interest, as the authorized officers may determine. The provisions of RSA 33:11-a, 14 and 15 shall apply to bonds issued under this chapter.

7 Definition. Amend RSA 35-A:3, VI to read as follows:

VI. "Governmental unit" means any county, city, town, school district, village district or other body corporate and politic having the power either to levy taxes, or to provide for rates, charges, or assessments, whether established by general law or by special statute.

8 New Paragraph; Definition. Amend RSA 38:1 by inserting after paragraph IV the following new paragraph:

V. "Regional water district" means any regional water district formed pursuant to RSA 53-A, for the purpose of providing and assuring the provision of an adequate and sustainable supply of clean water.

9 Establishment, Acquisition, and Expansion of Plants. Amend the introductory paragraph of RSA 38:2 to read as follows:

Any municipality ***or regional water district*** may:

10 New Section; Regional Water Districts. Amend RSA 38 by inserting after section 3 the following new section:

38:3-a By Regional Water Districts. Any regional water district may initially establish such a plant after 2/3 of the members of the governing body of the district shall have voted affirmatively, and a majority of the constituent municipalities of the district by a majority vote of their legislative bodies have confirmed that vote. Such confirming vote shall create a rebuttable presumption that such action is in the public interest. If the vote is unfavorable, the question shall not be again submitted to the constituent municipalities within 2 years thereafter.

11 Public Agency Defined. Amend RSA 53-A:2 to read as follows:

53-A:2 Public Agency Defined. For the purposes of this chapter, the term "public agency" shall mean any political subdivision of this state or of any adjoining state and any quasi-municipal corporation, including but not limited to school districts, village districts, ***regional water districts***, and special districts.

12 New Paragraph; Public Utility; Definitions. Amend RSA 362:4 by inserting after paragraph V the following new paragraph:

VI.(a) For purposes of this chapter, a municipal corporation shall include a regional water district.

(b) During the initial 4 years of its operation, if a regional water district seeks to alter rates other than in a manner that uniformly impacts all customers within the district, any municipality that is a member of the regional water district may seek commission review of the proposed rate change. In order for the proposed rate change to take effect, the commission must determine that the proposed rates are cost-based and that they are not unduly discriminatory.

(c) A regional water district shall adopt and enforce quality of water service standards consistent with the commission's administrative rules.

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

AMENDED ANALYSIS

This bill permits municipalities to form regional water districts and obtain municipal bonding, and subjects the entity to regulation by the public utilities commission.

2003-0249h

Amendment to HB 477

Proposed by the Committee on Transportation - C

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

AN ACT establishing certain speed limits.

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

1 Speed Limit Established; New Hampshire Route 9 East of the Stoddard/Nelson Town Line to the Apple Hill Road Intersection in the Town of Sullivan. Notwithstanding the provisions of RSA 265:60, II and RSA 265:62, I, the speed limit on New Hampshire Route 9 from ½ mile east of the Stoddard/Nelson town line continuing westerly to the intersection of Route 9 and Apple Hill road in the town of Sullivan shall be 55 miles per hour.

2 Speed Limit Established; A Portion of New Hampshire Route 9 in the Town of Sullivan. Notwithstanding the provisions of RSA 265:60, II and RSA 265:62, I, the speed limit on New Hampshire Route 9 in the town of Sullivan from the intersection of Route 9 and Apple Hill road westerly for ½ mile shall be 45 miles per hour.

3 Speed Limit Increased; New Hampshire Route 114 Between Henniker and Bradford Village. Notwithstanding the provisions of RSA 265:60, II and RSA 265:62, I, the speed limit on New Hampshire Route 114 from the north of Henniker to Bradford Village shall be increased from 50 to 55 miles per hour.

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

AMENDED ANALYSIS

This bill establishes a 55 mile per hour speed limit on New Hampshire Route 9 from ½ mile east of the Stoddard/Nelson town line to the intersection of Route 9 and Apple Hill road in the town of Sullivan. The bill establishes a 45 mile per hour speed limit on Route 9 for ½ mile west of the Route 9 and Apple Hill road intersection. This bill also increases the speed limit on New Hampshire Route 114 from north of Henniker to Bradford Village from 50 to 55 miles per hour.

2003-0264h

Amendment to HB 560

Proposed by the Committee on Public Works and Highways - C

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

AN ACT relative to penalties for operating an aircraft while under the influence of alcohol or drugs and making a technical correction.

Amend the bill by replacing all after section 1 with the following:

2 New Section; Implied Consent of Operator of Aircraft to Submit to Testing to Determine Alcohol Concentration. Amend RSA 422 by inserting after section 28 the following new section:

422:28-a Implied Consent of Operator of Aircraft to Submit to Testing to Determine Alcohol Concentration. Any person who operates or attempts to operate an aircraft on the ground, on the public waters, or in the air in this state shall be deemed to have given consent to physical tests and examinations for the purpose of determining whether the person is under the influence of intoxicating liquor or controlled drugs, and to a chemical, infrared molecular absorption or gas chromatograph test or tests of any or all of any combination of the following: blood, urine, or breath for the purpose of determining the controlled drug consent of the person's blood or alcohol concentration if arrested for any offense arising out of acts alleged to have been committed while the person was operating, attempting to operate, or in actual physical control of an aircraft while under the influence of intoxicating liquor or controlled drugs or while having an alcohol concentration of 0.04 or more. The test or tests shall be administrated at the direction of a peace officer having reasonable grounds to believe the person to have been operating, attempting to operate, or in actual physical control of an aircraft in this state while under the influence of intoxicating liquor or controlled drugs or while having an alcohol concentration of 0.04 or more. A copy of the report of any such test shall be furnished by the law enforcement agency to the person tested within 48 hours of receipt of the report by the agency by certified mail directed to the address shown on identification furnished by the person. Results of a test of the breath shall be furnished immediately in writing to the person tested by the law enforcement officer conducting the test.

3 Penalties. Amend RSA 422:29, VI to read as follows:

VI. Any person who operates ***or attempts to operate an aircraft*** while under the influence of intoxicating liquor or of any controlled drug as prohibited by this chapter or 14 C.F.R. ~~[section 91.11]~~ ***Part 91*** as amended shall be guilty of a class B felony ***and be subject to the same penalties as a person convicted of a violation of RSA 265:82 as specified in RSA 265:82-b, I(c). Any conviction under this section shall be reported to the department of safety, division of motor vehicles and***

shall become a part of the motor vehicle driving record of the person convicted.

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

AMENDED ANALYSIS

This bill establishes implied consent to alcohol concentration testing and penalties for persons who operate or attempt to operate aircraft while under the influence of alcohol or controlled drugs. The bill also makes a technical correction to the prohibitions provision of the New Hampshire Aeronautics Act.

2003-0300h

Amendment to HB 565-FN-A

Proposed by the Committee on Public Works and Highways - C

Amend RSA 216-J:5 as inserted by section 1 of the bill by replacing it with the following:

216-J:5 Hampton Beach Master Plan Fund. There is hereby established in the office of the state treasurer a fund to be known as the Hampton Beach Master Plan Fund which shall be kept separate and distinct from all other funds and shall be continually appropriated to the commission. Such fund shall be the depository of all gifts, grants or donations made to the commission pursuant to RSA 216-J:4. Implementation expenses, the expenses of the commission, its commissioners and any employees of the commission shall be paid from such fund. Any moneys in such fund shall not lapse into the general fund of the state.

2003-0306h

Amendment to HB 802-FN-A

Proposed by the Committee on Public Works and Highways - C

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

AN ACT encouraging the department of transportation to retrofit a highway rest stop to be a solar powered facility.

Amend the bill by replacing section 1 with the following:

1 Highway Rest Stop; Solar Power Retrofit. The department of transportation is hereby encouraged to retrofit a highway rest stop to make it a solar facility for electric power and to make it a model facility to encourage energy efficiency and the use of renewable energy sources.

Amend the bill by deleting section 3 and renumbering the original section 4 to read as 3.

AMENDED ANALYSIS

This bill encourages the department of transportation to retrofit a highway rest stop with certain equipment to utilize the sun's energy for the electric power used at the facility.

2003-0250h

Amendment to HCR 8

Proposed by the Committee on State-Federal Relations and Veterans Affairs - C

Amend the resolution by replacing all after the resolving clause with the following:

That the general court of New Hampshire hereby urges that the Congress of the United States make the necessary changes concerning the copayment of \$7 per prescription, rather than each prescription refill, and return to the \$2 copayment pursuant to the Veterans Millennium Health Care and Benefits Act of 1999; and

That copies of this resolution signed by the speaker of the house of representatives and the president of the senate be forwarded by the house clerk to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the Secretary of the Department of Veterans Affairs, and to each member of the New

Hampshire congressional delegation.

2003-0248h

Amendment to HR 6

Proposed by the Majority of the Committee on Election Law - R

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

Whereas, under part II, article 9 of the New Hampshire constitution, "There shall be in the legislature of this state a house of representatives, biennially elected and founded on principles of equality, and representation therein shall be as equal as circumstances will admit. The whole number of representatives to be chosen from the towns, wards, places, and representative districts thereof established hereunder, shall be not less than three hundred seventy-five or more than four hundred. As soon as possible after the convening of the next regular session of the legislature, and at the session in 1971, and every ten years thereafter, the legislature shall make an apportionment of representatives according to the last general census of the inhabitants of the state taken by authority of the United States or of this state. In making such apportionment, no town, ward or place shall be divided nor the boundaries thereof altered"; and