

State of New Hampshire HOUSE RECORD

Second Year of the 158th General Court
Calendar and Journal of the 2004 Session

Vol. 26

Concord N.H.

Friday, May 14, 2004

No. 38

Contains: Committee of Conference Procedures, Governor's Veto Messages, Bills in Interim Study in the House, Procedural Rules of the Legislative Ethics Committee, Order Form for the 2003 and 2004 Permanent Journals, Hearings and Notices

HOUSE CALENDAR

A MESSAGE FROM THE SPEAKER

MEMBERS OF THE HOUSE:

The House will meet in session on Tuesday, May 25, at 10:00 a.m. and possibly on Wednesday, May 26, at 10:00 a.m. The House will meet on Thursday, June 17, to take up gubernatorial vetoes.

Speaker Gene G. Chandler

NOTICE

The Statement of Financial Interests for Gifts, Testimonials and Honorariums (RSA 15-B) is in each member's mail slot. This statement must be signed and submitted to the Secretary of State's Office by **June 15, 2004**. A statement must be submitted even if the member has not received any gifts, testimonials or honorariums in the last year.

William M. Gardner
Secretary of State

GOVERNOR'S VETO MESSAGE ON HB 503

April 26th, 2004

To the Honorable Members of the General Court:

By the authority vested in me as Governor of New Hampshire, pursuant to Part II, Article 44 of the Constitution of New Hampshire, I have vetoed House Bill 503, an Act relative to septic system construction permits.

HB 503 requires municipalities to provide, or assure access to, Department of Environmental Services approved septage storage facilities for residents. While I agree providing for the proper disposal of domestic septage at New Hampshire facilities is becoming increasingly difficult for septage haulers serving residents who continue to rely on septic systems, I do not believe HB 503 is the proper solution.

HB 503 can have unintended consequences which must be considered. The bill prohibits the NH Department of Environmental Services from issuing any new septic system construction permit until a municipality is in compliance with the law. The legislative purpose outlined in the bill states “The act is intended to...further restrict development that generates additional sewage...”. Almost all development generates additional sewage, therefore a municipality could use HB 503 as a tool to limit growth and encourage “snob” zoning. Simply by not complying with the provisions of HB 503 a municipality could prevent any new construction, and place the blame on the State.

In addition, the reference to “a department approved alternative option for its residents” will lead to uncertainty and may provide a loophole for municipalities to circumvent the legislature’s intent.

The State should be looking at financial incentives and disincentives to encourage municipalities and property owners to address the growing concerns of septage storage. Prohibiting new construction will not only limit the State’s economic potential, but could limit individual’s property rights.

For these reasons I have vetoed HB 503.

Respectfully submitted,
Craig R. Benson
Governor

GOVERNOR’S VETO MESSAGE ON HB 1134

May 10th, 2004

To the Honorable Members of the General Court:

By the authority vested in me as Governor of New Hampshire, pursuant to Part II, Article 44 of the Constitution of New Hampshire, I have vetoed House Bill 1134, an Act relative to the appointment of the Chief Justice of the Supreme Court.

HB 1134 limits the term of the chief justice to 5 years. It also returns the nomination and appointment of the chief justice to the governor and council.

On April 28th, 2004 the New Hampshire Supreme Court found that RSA 490:1 violates the New Hampshire Constitution. The court noted that the statute violated the separation of powers doctrine. They ruled the chief justice position is a discrete judicial office and as such is subject to the constitutional provisions for executive nomination and appointment. In addition, the court ruled that to limit the term of a chief justice divests the chief justice of the constitutional right to lifetime tenure (subject to the age limitations set forth in Part II, Article 78). The legislature may not, by statute, alter the tenure or appointment of the chief justice.

The court decision renders HB 1134 moot. The only available action to the legislature is a constitutional amendment.

For these reasons I have vetoed HB 1134.

Respectfully submitted,
Craig R. Benson
Governor

HOUSE DEADLINES

Thursday, February 5, 2004	Last day to act on retained House and Senate bills and supplemental House bills going to a second committee.
Thursday, March 11, 2004	Last day to report all remaining retained bills and supplemental House bills.
Thursday, March 18, 2004	CROSSOVER. Last day to act on all remaining retained bills and supplemental House bills.
Thursday, April 29, 2004	Last day to report Senate bills.
Thursday, May 6, 2004	Last day to act on Senate bills.

Thursday, May 13, 2004
Wednesday, May 19, 2004
Wednesday, May 26, 2004

Last day to form committees of conference.
Last day to sign-off committee of conference reports.
Last day to act on committee of conference reports.

LAI D ON TABLE

HB 220, creating a committee to study amending the constitution to require that government decisions affecting the environment reflect consideration of the welfare of future generations. (Pending question is ought to pass)
HB 359, establishing a procedure for apportioning state senate and representative districts. (Pending question is inexpedient to legislate.)
HB 760-FN-A, establishing the New Hampshire healthy families trust fund, increasing the tobacco tax, and making an appropriation therefor. (Pending question is on the adoption of the majority committee report of inexpedient to legislate.)
HB 1425, relative to food safety in restaurants. (Pending question is the adoption of the committee amendment.)
SB 390, relative to liability of third person under workers' compensation. (Pending question is Ought To Pass)

HOUSE BILLS AMENDED BY THE SENATE

HB 53, relative to the sale of salvage and rebuilt vehicles. (House Concurred 4/22/04)
HB 65, relative to educational assistance for national guard members. (House Concurred 3/11/04)
HB 85-FN-L, relative to the budget adoption procedure in political subdivisions which have adopted official ballot voting. (House Nonconcurrent 5/13/04)
HB 121, relative to grounds for modification of a permanent child custody order. (House Concurred 3/11/04)
HB 133-L, relative to amending certain articles of agreement in the Fall Mountain regional cooperative school district. (House Concurred 4/15/04)
HB 176, relative to listing candidates on ballots. (House Nonconcurrent; C-of-C 5/6/04)
HB 230, establishing a committee to study how to improve the processes of the joint legislative committee on administrative rules and making certain revisions to RSA 541-A Administrative Procedures Act. (House Concurred 5/5/04)
HB 243, relative to motor vehicle exhaust noise standards. (House Nonconcurrent; C-of-C 4/22/04)
HB 258, relative to the community-technical college system. (House Concurred 3/11/04)
HB 264, establishing state representative districts. (House Concurred 5/13/04)
HB 326, relative to establishing a 6-year capital budget. (House Concurred 4/29/04)
HB 369, relative to the Henniker and Hillsborough district courts. (House Nonconcurrent; C-of-C 5/13/04)
HB 384, relative to financial affidavits in domestic relations cases. (House Nonconcurrent; C-of-C 4/22/04)
HB 403, requiring a person found not guilty of certain sexual offenses by reason of insanity to register as a criminal offender. (House Concurred 4/15/04)
HB 422, relative to the selection of replacement justices for supreme court justices who are disqualified to hear cases. (House Concurred 4/29/04)
HB 426, relative to the monitoring and approval of appraisers by the commissioner of revenue administration. (House Nonconcurrent; C-of-C 5/13/04)
HB 440, relative to the discharge of firearms on or across highways in pursuit of wild birds or animals. (House Concurred 4/15/04)
HB 444, relative to summoning witnesses from another state in certain actions involving children. (House Concurred 4/15/04)
HB 464-FN, establishing a criminal penalty for facilitating a drug or underage alcohol house party. (House Concurred 3/11/04)
HB 516-L, relative to the standard of review requests for excavating and dredging permits, and relative to an appropriation for the expansion of the Port of Portsmouth. (House Concurred 2/19/04)
HB 520, relative to maintaining records of greyhounds used in pari-mutuel racing. (House Concurred 4/15/04)
HB 532, relative to notice and filing of divorce petitions. (House Concurred 4/22/04)
HB 551, relative to the effect of parental refusal to administer psychotropic drugs to their children and establishing a committee to study the prescription and use of psychotropic drugs, including Ritalin, in childcare centers, preschools, and public schools. (House Nonconcurrent; C-of-C 4/22/04)
HB 618-FN-A, making technical corrections to certain local property tax laws. (House Nonconcurrent; C-of-C 5/13/04)
HB 620-FN, providing a right to counsel for indigent parents and other protections in cases involving the guardianship of minors. (House Concurred 3/11/04)
HB 622-FN, clarifying certain exemptions from the right-to-know law. (House Concurred 4/15/04)
HB 640-FN, relative to post-conviction DNA testing. (House Nonconcurrent; C-of-C 5/13/04)
HB 643-FN, relative to the family division of the courts. (House Nonconcurrent; C-of-C 4/29/03)
HB 651-FN, relative to the purchase of prior service credit in the retirement system, and repealing certain provisions

permitting additional contributions. (House Nonconcurrent; C-of-C 5/13/04)

HB 652-FN, relative to qualified wellness or disease management programs. (House Concurred 4/15/04)

HB 664-FN, relative to the requirements for the sale of permissible fireworks and prohibiting the retail sale of certain fireworks. (House Nonconcurrent; 4/29/04)

HB 697-FN, relative to the sale of motor fuel. (House Concurred 5/13/04)

HB 698-FN, relative to electronic toll collection. (House Nonconcurrent; C-of-C 5/13/04)

HB 713-FN, relative to the penalty for violating a zoning ordinance, relative to governmental land uses, and relative to notice of zoning rehearings. (House Nonconcurrent; C-of-C 4/29/04)

HB 727-FN-L, establishing a legislative oversight committee for the school administrative unit system. (House Nonconcurrent; C-of-C 5/13/04)

HB 729-FN, relative to the regulation of tanning facilities. (House Concurred 4/29/04)

HB 730-FN-L, establishing a committee to study workers' compensation benefits for firefighters, rescue workers, and safety workers who contract certain communicable diseases. (House Concurred 5/6/04)

HB 736, relative to duties of the fish and game commission and complaints against fish and game commissioners. (House Concurred 4/15/04)

HB 749, relative to the description in a criminal complaint of the party accused. (House Concurred 3/11/04)

HB 761, enabling towns to adopt subdivision and site plan review regulations that require innovative land use controls on certain lands when supported by the master plan, making a change in an innovative land use control, and relative to the preliminary review of subdivisions. (House Concurred 4/22/04)

HB 803-FN-A-L, relative to the establishment of municipal economic development and revitalization districts by municipalities. (House Concurred 5/13/04)

HB 1131, establishing a committee to study exotic aquatic weeds and species. (House Concurred 4/29/04)

HB 1133, relative to disclosures required prior to a condominium sale. (House Concurred 4/22/04)

HB 1136, relative to homeowner exemptions from certain environmental permitting and relative to certification as a wetland scientist. (House Concurred 4/29/04)

HB 1148, defining a wetland for the purpose of fill and dredge in wetlands and for local land use planning. (House Nonconcurrent; C-of-C 5/13/04)

HB 1155, clarifying alternative budget adoption procedures in school administrative units. (House Concurred 4/22/04)

HB 1161, relative to solicitation and marketing of insurance products. (House Concurred 4/15/04)

HB 1162, relative to school district policies on bullying. (House Nonconcurrent; C-of-C 5/6/04)

HB 1165, relative to extending domestic violence protection orders. (House Nonconcurrent; C-of-C 4/29/04)

HB 1183, relative to transporting manufactured housing or modular buildings. (House Concurred 5/5/04)

HB 1188, relative to indoor air quality and indoor environmental standards in public schools and requiring public schools to develop a written building maintenance plan. (House Nonconcurrent 5/13/04)

HB 1202, relative to third-party payment of covered services ordered by the juvenile court. (House Concurred 4/29/04)

HB 1207-FN-A, relative to a Global War on Terrorism operations service bonus payment. (House Concurred 5/13/ 04)

HB 1212, relative to the circumstances under which a juvenile may be committed to the youth development center until the age of 18. (House Concurred 4/22/04)

HB 1221, urging the oversight committee on telecommunications to study aspects of federal universal service funding. (House Concurred 5/5/04)

HB 1224, establishing the Uniform Trust Code in New Hampshire. (House Concurred 5/5/04)

HB 1226-L, establishing a debt retirement fund in the Governor Wentworth regional school district. (House Concurred 5/5/04)

HB 1227, relative to land assessed for current use which is taken by eminent domain. (House Nonconcurrent; C-of-C 4/22/04)

HB 1228, relative to changes to the uniform fine schedule. (House Concurred 5/13/04)

HB 1230-FN, relative to abandoned deposits held by telephone utilities and relative to public interest payphones. (House Concurred 4/29/04)

HB 1243, prohibiting the collection of biometric data. (House Concurred 5/5/04)

HB 1254-FN, relative to the postsecondary education vocational school licensing fund and the forgivable loan fund in the workforce incentive program. (House Concurred 4/22/04)

HB 1257-FN, relative to penalties for driving under the influence with a minor in the vehicle. (House Concurred 4/29/04)

HB 1262, establishing a commission to study ways to encourage municipal recycling efforts. (House Nonconcurrent; C-of-C 4/22/04)

HB 1266, relative to the long-term care ombudsman. (House Concurred 4/29/04)

HB 1276-FN, relative to special number plates for veterans and establishing a committee to study establishing special number plates for veterans who were awarded the Bronze Star or Silver Star. (House Nonconcurrent; C-of-C 4/22/04)

HB 1281, permitting the adoption of an alternative cost apportionment method in a cooperative school district. (House Nonconcurrent; C-of-C 5/13/04)

HB 1282, authorizing the commissioner of insurance and the commissioner of banking to order the payment of restitution to individuals harmed by unfair or deceptive practices of licensees. (House Nonconcurrent; C-of-C 5/5/04)

HB 1293, relative to emission control equipment for certain vehicles. (House Nonconcurrent; C-of-C 4/22/04)

HB 1295, relative to certain court records. (House Nonconcurrent; C-of-C 5/13/04)

HB 1296, establishing a committee to study the authority to inspect food by the department of health and human services and the department of agriculture, markets and food. (House Nonconcurrent; C-of-C 4/22/04)

HB 1298, establishing a committee to study local dispute resolution for public employee labor relations. (House Concurred 5/6/04)

HB 1299, relative to the removal of the tax collector, treasurer, or town clerk, and required notice to the board of selectmen by a candidate for office if the candidate has ever been removed from a bonded position. (House Concurred 5/6/04)

HB 1301, relative to extension to the intent to cut. (House Concurred 4/22/04)

HB 1302, relative to rental contracts or leases entered into by individuals who are subsequently called to service in the armed forces. (House Concurred 5/5/04)

HB 1309, relative to noise pollution from shooting ranges. (House Concurred 4/22/04)

HB 1311, establishing a committee to study decreasing the insurance premium tax. (House Concurred 4/22/04)

HB 1312, relative to the court's discretion to extend child support obligations. (House Concurred 4/29/04)

HB 1326, establishing a study committee to examine the classification of consumer and display fireworks. (House Nonconcurrent; C-of-C 5/6/04)

HB 1335-L, establishing a commission to examine the worker's compensation system in New Hampshire. (House Nonconcurrent; C-of-C 5/13/04)

HB 1348-FN, relative to registration of business organizations. (House Nonconcurrent; C-of-C 4/29/04)

HB 1355, changing the name of the sweepstakes commission to the lottery commission. (House Concurred 4/22/04)

HB 1363, establishing a policy for naming state highways, bridges, and buildings. (House Nonconcurrent 4/22/04)

HB 1367, permitting the parents or legal guardians of a sexual assault victim to remain with the victim during the legal proceedings. (House Nonconcurrent; C-of-C 5/5/04)

HB 1370, establishing a committee to study property tax relief. (House Concurred 4/22/04)

HB 1378-FN-A, relative to New Hampshire service medals for veterans of World War II, the Korean War, and the Vietnam War and making an appropriation therefor. (House Concurred 5/13/04)

HB 1380-FN, relative to unauthorized video surveillance. (House Nonconcurrent; C-of-C 4/29/04)

HB 1399-FN-A, establishing the telecommunications planning and development fund. (House Concurred 5/13/04)

HB 1401-FN, limiting the use of traffic signal preemptive devices. (House Nonconcurrent; C-of-C 5/6/04)

HB 1408-FN, relative to reporting requirements for certain nonprofit organization, including health care charitable trusts. (House Nonconcurrent; C-of-C 4/22/04)

HB 1410, relative to the release of information to persons receiving a child for placement. (House Concurred 4/22/04)

HB 1411-FN-A, establishing a committee to study funding sources for the state laboratories and extending the appropriation to the department of corrections for the prison automation system. (House Nonconcurrent; C-of-C 5/6/04)

HB 1413, relative to the creation of mandatory panels for medical injury claims and to the testimony of expert witnesses and establishing a committee to study medical malpractice insurance rates and mandatory panels for medical injury claims. (House Nonconcurrent; C-of-C 5/13/04)

HB 1414, establishing a commission to study issues regarding the women's prison facility. (House Concurred 4/15/04)

HB 1422, relative to qualifications for persons who negotiate on behalf of the state. (House Concurred 5/5/04)

HB 1428, relative to the administration of the medical assistance program for home care for children with severe disabilities and establishing a commission to review the medical assistance program for home care for children with severe disabilities. (House Nonconcurrent; C-of-C 5/13/04)

HB 2004-FN-L, relative to the state 10-year transportation improvement plan and making certain adjustments to turnpike funds. (House Nonconcurrent; C-of-C 5/13/04)

2004 HOUSE COMMITTEE OF CONFERENCE PROCEDURES

- The Chairmen of the policy committees will receive bills amended by the Senate and should check with their committees to determine whether the committee will recommend that the House concur, non-concur, or non-concur and request a Committee of Conference.
- When a committee requests that the bill be sent to a Committee of Conference, the Chairman will recommend members for appointment. If the bill has gone to more than one committee, the members may come from the different committees as determined by the Speaker. Chairmen should recommend only those members from their policy committees. The Speaker shall make the final decision of Conference committee members.

- The **first named House member shall serve as Chairman of the House Conference Committee**. For House bills in Committee of Conference, the House Committee of Conference Chairman shall set the time and place of the first meeting and shall chair each meeting of the Committee of Conference. **Each meeting shall be posted in the Clerk's Office and outside the committee room at least 24 hours in advance.**(House Rule 43[c])
- The House and Senate Committees of Conference on a bill shall meet jointly but vote separately while in conference.
- The Committee of Conference may not change the title of the bill. The Committee also may not add amendments that are not germane to the subject matter of the bill or contain subject matter that has been indefinitely postponed. A non-germane amendment is one in which the subject matter is not contained in either the House or Senate version of the bill.(House Rule 49 [b])
- The sponsor of a bill that is in Committee of Conference shall, upon request, be provided an opportunity to be heard.
- A unanimous vote of both the House and Senate Committees of Conference, voting separately, is necessary for an agreed upon report to be sent to the House and Senate.
- **Reports** of all Committees of Conference **must be filed with the Office of Legislative Services by the deadline adopted by the House in Rule 64 (Wednesday, May 19, 2004 at 3:00 p.m.)**. All Committee of Conference members must sign their reports in the Office of Legislative Services.
- The **first-named House member on all bills in Committee of Conference must prepare an analysis of the report**. This "blurb" should contain a complete explanation of all changes made to the bill since it was passed by the House and must be submitted to the House Clerk for printing in the calendar.
- All Committee of Conference reports shall be distributed in seat pockets to be acted on some subsequent day. (House Rule 49 [a]).
- A Committee of Conference **report** on either a House or Senate bill **may be placed on the House Consent Calendar only upon a unanimous vote of all House conferees. (House Rule 49 [d]).**

COMMITTEES OF CONFERENCE

HB 176, relative to listing candidates on ballots. (Reps. Drisko, Whalley, Reeves and Dorsett; Sens. Boyce, Flanders and Kenney)

HB 243, relative to motor vehicle exhaust noise standards. (Reps. Packard, Letourneau, Artz and Ferland; Sens. Morse, Flanders and Martel)

HB 369, relative to the Henniker and Hillsborough district courts. (Reps. Mock, Rowe, Stone and Wall; Sens. Prescott, Flanders and Foster)

HB 384, relative to financial affidavits in domestic relations cases. (Reps. Hunt, Holden, Stepanek and DeStefano; Sens. Peterson, Sapareto and Roberge)

HB 426, relative to the monitoring and approval of appraisers by the commissioner of revenue administration. (Reps. Stohl, Gillick, Patten and Theberge; Sens. Green, Barnes and Larsen)

HB 551, relative to the effect of parental refusal to administer psychotropic drugs to their children and establishing a committee to study the prescription and use of psychotropic drugs, including Ritalin, in childcare centers, preschools, and public schools. (Reps. Itse, Arnold, McRae and Gile; Sens. Martel, Boyce and Estabrook)

HB 618-FN-A, making technical corrections to certain local property tax laws. (Reps. Patten, Lockwood, Letourneau and Theberge; Sens. Johnson, Gallus and D'Allesandro)

HB 640-FN, relative to post-conviction DNA testing. (Reps. Knowles, Stevens, Lasky and Holbrook; Sens. Peterson, Sapareto and Foster)

HB 643-FN, relative to the family division of the courts. **REPORT FILED**

HB 651-FN, relative to the purchase of prior service credit in the retirement system, and repealing certain provisions permitting additional contributions. (Reps. O'Neil, Hall, Irwin and R. Wheeler; Sens. Green, Roberge, D'Allesandro)

HB 698-FN, relative to electronic toll collection. (Reps. Graham, McConkey, Malloy and Weyler; Sens. Kenney, Morse and Below)

HB 713-FN, relative to the penalty for violating a zoning ordinance, relative to governmental land uses, and relative to notice of

zoning rehearings. (Reps. Brundige, Gillick, Gould and M. Cooney; Sens. Roberge, Morse and Larsen)

HB 727-FN-L, establishing a legislative oversight committee for the school administrative unit system. (Reps. Alger, Scott, Weyler and Snyder; Sens. Green, Flanders and O'Hearn)

HB 1148, defining a wetland for the purpose of fill and dredge in wetlands and for local land use planning. (Reps. Lawton, Royce, Russell and Brueggemann; Sens. Johnson, Prescott and Below)

HB 1162, relative to school district policies on bullying. (Reps. M. Carter, Naro, Carson and Jean; Sens. Barnes, O'Hearn and Foster)

HB 1165, relative to extending domestic violence protection orders. (Reps. Knowles, Robertson, Nedeau and Bicknell; Sens. Peterson, Boyce and Estabrook)

HB 1227, relative to land assessed for current use which is taken by eminent domain. (Reps. Babson, Ahern, Philbrick and P. Allen; Sens. Clegg, Morse and D'Allesandro)

HB 1262, establishing a commission to study ways to encourage municipal recycling efforts. (Reps. Olimpio, Rous, Patten and Stohl; Sens. Green, Johnson and Below)

HB 1276-FN, relative to special number plates for veterans and establishing a committee to study establishing special number plates for veterans who were awarded the Bronze Star or Silver Star. (Reps. Packard, Letourneau, J. Flanders and Ferland; Sens. Kenney, Morse and Cohen)

HB 1281, permitting the adoption of an alternative cost apportionment method in a cooperative school district. (Reps. Major, V. Clark, Jasper and Almy; Sens. Eaton, Kenney and Below)

HB 1282, authorizing the commissioner of insurance and the commissioner of banking to order the payment of restitution to individuals harmed by unfair or deceptive practices of licensees. (Reps. Hunt, Fraser, Spiess and DeStefano; Sens. Flanders, Prescott and Cohen)

HB 1293, relative to emission control equipment for certain vehicles. (Reps. Thomas, Hunt, Artz and Kaen; Sens. Clegg, Kenney and Below)

HB 1295, relative to certain court records. (Reps. Haytayan, Mock, Rowe and Craig; Sens. Roberge, Odell and Clegg)

HB 1296, establishing a committee to study the authority to inspect food by the department of health and human services and the department of agriculture, markets and food. (Reps. Olimpio, Cernota, P. LaFlamme and Diamond; Sens. Prescott, Green and Estabrook)

HB 1326, establishing a study committee to examine the classification of consumer and display fireworks. (Reps. Welch, Knowles, Bemis and Bicknell; Sens. Peterson, Clegg and Larsen)

HB 1335-L, establishing a commission to examine the worker's compensation system in New Hampshire. (Reps. Giuda, Hunt, Mears and Slocum; Sens. Flanders, Gatsas and Gallus)

HB 1348-FN, relative to registration of business organizations. (Reps. Hunt, Stepanek, Brady and Kopka; Sens. Clegg, Peterson and Foster)

HB 1367, permitting the parents or legal guardians of a sexual assault victim to remain with the victim during the legal proceedings. (Reps. Knowles, Welch, Bemis and Bicknell; Sens. Peterson, Roberge and Foster)

HB 1380-FN, relative to unauthorized video surveillance. (Reps. Tholl, Knowles, Bicknell and Nedeau; Sens. Barnes, Gatsas and Larsen)

HB 1401-FN, limiting the use of traffic signal preemptive devices. (Reps. Packard, Royce, Letourneau and Ferland; Sens. Flanders, Barnes and Below)

HB 1408-FN, relative to reporting requirements for certain nonprofit organization, including health care charitable trusts. (Reps. Hunt, Spiess, Stepanek and Meader; Flanders, Barnes and Below)

HB 1411-FN-A, establishing a committee to study funding sources for the state laboratories and extending the appropriation to the department of corrections for the prison automation system. (Reps. E. Smith, C. Bouchard, Waterhouse and R. Wheeler; Sens. Prescott, O'Hearn and D'Allesandro)

HB 1413, relative to the creation of mandatory panels for medical injury claims and to the testimony of expert witnesses and establishing a committee to study medical malpractice insurance rates and mandatory panels for medical injury claims. (Reps. Mock, Haytayan, Francoeur and Rowe; Sens. Gallus, Barnes and Estabrook)

HB 1428, relative to the administration of the medical assistance program for home care for children with severe disabilities and establishing a commission to review the medical assistance program for home care for children with severe disabilities. (Reps. Rogers Johnson, Hunt, Rodeschin and Wallner; Sens. Barnes, Roberge and Foster)

HB 2004-FN-L, relative to the state 10-year transportation improvement plan and making certain adjustments to turnpike funds. (Reps. E. Smith, Rausch, Cloutier and Holland; Sens. Clegg, Morse and D'Allesandro)

SB 61, relative to collective bargaining units at charter schools and charter conversion schools, and relative to leaves of absence for teachers to accept employment at a charter school. (Sens. O'Hearn, Johnson and Gatsas; Reps. S. L'Heureux, Alger, Carson and J. Dunn)

SB 109, adopting the model Drug Dealer Liability Act. (Sens. Prescott, Clegg and Martel; Reps. Soltani, Haytayan, Craig and Knowles)

SB 153, adopting the nurse licensure compact. (Sens. Martel, Peterson and D'Allesandro; Reps. P. LaFlamme, Dexter, N. Allan and Pilotte)

SB 199, revising the nurse practice act. (Sens. Peterson, O'Hearn and Below; Reps. P. LaFlamme, O'Neil, Dexter and Schulze)

SB 302-FN-L, making technical corrections to the education funding formula. (Sens. Clegg, Morse and D'Allesandro; Reps. Whalley, Kurk, King and M. Smith; Alternates: Reps. Chandler and Major)

SB 312-FN, establishing a state code of ethics. (Sens. Barnes, Sapareto and Larsen; Reps. O'Neil, Hamel, Drisko and F. Sullivan)

SB 317, relative to registration of pesticide applicators and rules of the pesticide control board. (Sens. Johnson, Odell and Below; Reps. Ahern, Williams, Owen and Cernota)

SB 338-FN, relative to the purchase of prior service credit by certain political subdivision employee members. (Sens. Green, Roberge and D'Allesandro; Reps. O'Neil, Hall, Irwin and R. Wheeler)

SB 376-FN-A, relative to pharmaceutical purchases for receiving facilities and nonprofit hospitals. (Sens. Boyce, Gallus and D'Allesandro; Reps. Kurk, Emerton, Rogers Johnson and Wallner)

SB 381, relative to the transfer of certain capital appropriations within the department of safety. (Sens. Clegg, Morse and D'Allesandro; Reps. Rausch, Waterhouse, C. Bouchard and E. Smith)

SB 382-FN-L, relative to medical service rates for state prisoners. (Sens. Flanders, Boyce and Cohen; Reps. Elliott, Emerton, Rodeschin and Tholl)

SB 391, relative to bond votes in municipalities using chartered official ballot voting procedures and relative to Claremont school district elections. (Sens. Clegg, Odell and Eaton; Reps. Patten, Stohl, Gillick and Theberge)

SB 407-FN-L, relative to default budgets in the budget adoption procedure in political subdivisions which have adopted official ballot voting. (Sens. Roberge, Boyce and Larsen; Reps. Patten, Brundige, Boyce and N. Johnson)

SB 413-FN, relative to financing federally aided highway projects. (Sens. Clegg, Morse and D'Allesandro; Reps. Graham, McConkey, Cloutier and Waterhouse)

SB 415-FN, continuing and expanding to all counties the Grafton county court pilot project relative to abuse and neglect hearings. (Sens. Roberge, Gallus and Foster; Reps. Moran, Gile, Gargas and Itse)

SB 421, relative to charter schools. (Sens. O'Hearn, Green and Estabrook; Reps. M. Carter, Naro, Alger and J. Dunn)

SB 423, relative to confidentiality and workers' compensation. (Sens. Flanders, Clegg and Foster; Reps. Woods, Lasky, Haytayan and Rowe)

SB 434, relative to importing prescription drugs from Canada. (Sens. Martel, Gallus and Gatsas; Reps. Bergin, Hamel, P. LaFlamme and Irwin)

SB 449, relative to fluoridation of municipally-owned public water systems. (Sens. Prescott, Johnson and D'Allesandro; Reps. Brundige, Gillick, Dowd and Osborne)

SB 453, establishing a committee to study the tobacco master settlement agreement revenue stream to the state. (Sens. Johnson, Gatsas and Estabrook; Reps. Jasper, Gibson, Roessner and C. Hamm)

SB 459, making certain changes to the real estate practice act. (Sens. Gallus, Roberge and Peterson; Reps. P. LaFlamme, Fitzgerald, C. Robertson and F. Sullivan)

SB 461, relative to the regulation of gift certificates under the consumer protection act. (Sens. Roberge, Morse and Larsen; Reps. Hunt, Stepanek, Spiess and Kopka)

SB 478-FN, relative to penalties for DWI offenses. (Sens. Barnes, Clegg and Eaton; Reps. Tholl, Welch, Nedeau and Pantelakos)

SB 481-FN-L, establishing a sewer and other water-related purposes district for Great Bay. (Sens. Prescott, Green and Cohen; Reps. Ahern, Philbrick, Williams and Rous)

SB 490-FN, relative to the Help America Vote Act. (Sens. Boyce, Martel and Larsen; Reps. Drisko, Vaillancourt, Dorsett and Buckley)

SB 500-FN, relative to certain procedures of financial institutions. (Sens. Flanders, Odell and Foster; Reps. Hunt, Spiess, Meader and Stepanek)

SB 508-FN, relative to grant-funded programs. (Sens. Flanders, Boyce and Cohen; Reps. Stohl, Lockwood, Boyce and N. Johnson)

SB 521-FN, increasing the penalty for identity fraud. (Sens. Peterson, Green and Larsen; Reps. Stevens, Fish, K. Gilbert and Movsesian)

SB 526, relative to sexual harassment complaint procedures for public employees. (Sens. Boyce, Odell and Larsen; Reps. MacKay, Stohl, N. Allan and Tilton)

SB 533, relative to licensing requirements for certain recreation and child care programs. (Sens. Johnson, Martel and Estabrook; Reps. Brundige, Twombly, Dowd and Schmidt)

SB 534-FN-A, relative to the reorganization of certain functions and duties of state agencies. (Sens. Clegg, Prescott and D'Allesandro; Reps. O'Neil, Stone, R. Wheeler and F. Sullivan; Alternate: Rep. Hamel)

NOTICE

LEGISLATIVE ETHICS COMMITTEE

The Legislative Ethics Committee will hold a public hearing on proposed amendments to the Ethics Guidelines and the Procedural Rules of the Legislative Ethics Committee on **May 20, 2004**, at 9:30 a.m. in State House Room 105-A. The proposed amendments are printed below in their entirety.

Representative Shawn N. Jasper, Chairman

Procedural Rules of the Legislative Ethics Committee

1 Applicability and Definitions.

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

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

- I. The committee may, by vote, establish regular or stated meeting dates. In addition, special meetings of the committee may be called by the chairperson or the vice-chairperson, or at the written request of three members of the committee.
- II. The business of the committee may be transacted by telephone, exchange of correspondence, or other informal poll of members, unless one or more members object; provided, however, that no formal charges shall be instituted or formal proceedings ordered or unfavorable action taken against a legislator except upon deliberation and the affirmative vote of at least four members at a meeting of the committee. ***Any business conducted outside of a meeting shall be ratified at the next meeting of the committee.***
- III. Members of the committee may participate in a meeting of the committee by means of a conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other at the same time. Participation by these means shall constitute presence in person at a meeting.
- IV. A quorum for the transaction of business by the committee shall be four members. No action of the committee shall be valid unless concurred in by four of its members, except as otherwise provided in these rules.
- V. No member of the committee shall participate in any business in which his or her impartiality might reasonably be questioned.

3 Confidentiality of Proceedings.

- I. Except as provided in this section, all proceedings before the committee, and all information, communications, materials, papers, files and transcripts, written or oral, received or developed by the committee in the course of the proceeding, shall be confidential. No member of the committee or its staff and no employee of the committee shall disclose such proceedings, information, communications, materials, papers, files and transcripts, except in the course of official duty or as otherwise authorized in this section.
- II. ***Except in complaints relating to sexual harassment, [A]*** a legislator, legislative officer, or legislative employee against whom a complaint has been filed may waive his or her right to confidentiality and request the committee to conduct its initial review of the complaint publicly. In such case, all proceedings related to the committee's initial review of the complaint, other than its deliberations, shall be open to the public and the committee shall make available for public inspection all records other than its work product and internal memoranda. The respondent must notify the committee within 7 days of the date on the notice sent by the committee with the complaint of the respondent's decision to waive confidentiality. The committee shall promptly notify the complainant of any waiver of confidentiality and no proceeding may take place prior to 7 calendar days of the date of the notice sent by the

committee.

III. Upon completion of its initial review of a complaint, the committee shall make available for public inspection all records, other than its work product and internal memoranda, relating to any complaint it does not dismiss, and shall conduct any subsequent proceedings, other than its deliberations, in public session.

IV. ***In the case of complaints alleging sexual harassment, all committee work product and internal memoranda shall be confidential, and all proceedings shall be conducted in nonpublic session. Upon a finding that a member has engaged in sexual harassment, the committee shall make available for public inspection all records relating to the sexual harassment complaint other than its work product, internal memoranda, or any other documentation or information that would be considered confidential under RSA 91-A or any other law, except pursuant to a court order.***

V. If a legislator, legislative officer, or legislative employee is publicly charged, through independent sources, with involvement in a proceeding before the committee, or publicly charged with conduct likely to become the subject of a proceeding, the committee may, at the request or with the consent of the legislator, legislative officer, or legislative employee involved, issue brief public statements as it deems appropriate in order to confirm or deny the pendency of the proceeding, to clarify the procedural aspects thereof, to explain the right of the legislator, legislative officer, or legislative employee to a fair hearing without prejudgment, and to state that the legislator, legislative officer, or legislative employee denies the allegations.

VI. If the pendency of a proceeding before the committee is generally known to the public, through independent sources, and the subject matter thereof is of broad public interest or speculation, and public confidence in the administration of the ethics guidelines may be threatened because of lack of information concerning the status of the proceeding and the requirements of due process, the committee may, on its own motion, issue brief statements as it may deem appropriate in order to confirm the existence of the investigation, to clarify the procedural aspects of the proceeding, to explain that the legislator, legislative officer, or legislative employee is entitled to due process, and to state that the legislator, legislative officer, or legislative employee denies the allegations.

VII. If the committee, at any stage of a proceeding, dismisses a complaint or formal charges, whether from insufficiency of the complaint or because there is insufficient cause to proceed further with the matter or for other reason, the committee shall inform the complainant of such disposition. In addition, the committee may, at the request or with the consent of the legislator, legislative officer, or legislative employee concerned, issue a short explanatory statement to the public.

VIII. If the committee, prior to completion of its initial review, disposes of a complaint by written reprimand or by other informal resolution, it shall inform the complainant that it has taken appropriate remedial action (but shall not disclose the details of such action unless the legislator, legislative officer, or legislative employee complained against so consents).

IX. This section shall not be construed to prohibit the committee from preparing and releasing to the public materials which are not related to any particular proceeding or situation. Such materials may include explanations of:

- (a) The jurisdiction of the committee and the limitations upon its powers and authority;
- (b) The procedure for filing complaints; and
- (c) The internal procedures of the committee.

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

X. Nothing herein shall prevent the committee from responding to unjustified public criticism of a legislator, legislative officer, or legislative employee which is not the subject of a proceeding, and the committee may so respond in appropriate cases upon deliberation and the affirmative vote of at least four members at a meeting of the committee.

XI. Any violation of these provisions relating to confidentiality shall constitute a violation of RSA 14-B and these rules. The committee may enforce these provisions by appropriate proceedings. The committee may, at the request of the non-violating party or on its own motion, terminate the proceedings with or without public comment. Notwithstanding the provisions of this rule, the committee may disclose to an appropriate law enforcement authority any matter that comes before it.

4 Initial Review of Complaints.

I. Each complaint shall be submitted in writing and signed under oath by the complainant. The legislator, legislative officer, or legislative employee complained against shall be furnished with a copy of the complaint, and a copy shall be sent to each member of the committee for review.

II. The committee shall ~~conduct an initial review of each complaint promptly after receipt to ascertain whether the committee has jurisdiction to consider the same under RSA 14-B~~ ***promptly examine each sworn complaint.***

If the committee determines by a unanimous affirmative vote that the complaint is frivolous, scurrilous, or retaliatory in nature, the committee may discharge the complaint without the benefit of a meeting or further proceeding, in accordance with paragraph II of section 2 of these rules. The committee shall notify the respondent and complainant in writing of its action.

- III. *The committee shall initiate a complaint on its own motion against any individual the committee determines has not complied with the provisions of RSA 14-B:7, regarding the filing of a financial disclosure form.*
- IV. *The committee shall conduct an initial review of each complaint it does not discharge to ascertain whether the committee has jurisdiction to consider the same under RSA 14-B.* If it clearly appears on the face of the complaint or from preliminary inquiries by the committee that the complaint does not allege conduct on the part of the legislator, legislative officer, or legislative employee which, if established, would be contrary to the law, ethics guidelines, rules or regulations, the committee shall dismiss the complaint, and shall notify the complainant in writing that the matter raised is outside the committee's jurisdiction, assigning the reason therefor.
- V. The committee may invite the legislator, legislative officer, or legislative employee complained against, the complainant, and any other individual or individuals the committee deems appropriate, to appear before the committee to testify or to submit written evidence.
- VI. If the committee determines, upon completion of its initial review, that a complaint is obviously without merit or is obviously unfounded, it shall dismiss the complaint and advise the complainant in writing of such action.
- VII. The committee shall dismiss any complaint arising out of acts or omissions occurring more than two years prior to the receipt of the complaint, and the complainant shall be so advised in writing. However, when the last episode of an alleged pattern of recurring legislative conduct arises within the 2-year period, the committee may consider all prior acts or omissions alleged to be a part of such pattern.
- VIII. Receipt by the committee of a complaint which is repetitive of a prior complaint, whether from the same or a different source, following disposition of the initial complaint, shall be acknowledged, but the committee shall take no further action thereon.
- IX. Any complaint which appears to have merit, but which is defective in some respect so that the committee cannot act thereon, or requires clarification, may be returned to the complainant for clarification and resubmission.
- X. The individual who is the subject of the complaint shall be notified promptly in writing of any action taken by the committee pursuant to this section.

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

- I. Except where the complaint has been ***discharged or*** dismissed pursuant to paragraph II, ~~III, or~~ IV, ***VI or VII*** of section 4 of these rules, the legislator, legislative officer, or legislative employee complained against shall respond in writing to the merits of the complaint within ~~[20]~~ ***14*** days of the date of the notice sent by the committee. Such response shall be filed with the committee which shall send a copy of the response to the complainant.
- II. In addition to such required response, the legislator, legislative officer, or legislative employee may submit to the committee other relevant materials.

6 Preliminary Investigation.

- I. The committee may order an investigation of any complaint properly before it, upon the affirmative vote of four or more members of the committee taken at a meeting thereof. Such investigation shall be conducted under the direction of the chairperson and in such manner as the chairperson may determine.
- II. ***In the case of a complaint alleging sexual harassment or retaliation against any person who has made a good faith allegation of sexual harassment, the committee may retain an outside investigator to assist in the investigation. The investigator's duties may include interviewing individuals identified as having personal knowledge of the facts alleged, affording such individuals an opportunity to submit information to the committee, and the collection of evidence relevant to the complaint.***
- III. The legislator, legislative officer, or legislative employee shall be notified of the investigation, and afforded a reasonable opportunity to present such relevant matters as he or she may choose.
- IV. In conducting an investigation, the chairperson ***or investigator retained by the committee*** may require that any statement or written information furnished to the committee be given under oath or affirmation subject to the penalties for perjury or false swearing in official proceedings pursuant to RSA 641.
- V. ***In the case of complaints relating to sexual harassment, the committee shall inform*** ~~[P]~~ ***persons*** contacted for information ~~[shall be informed]~~ of their obligation to maintain confidentiality.
- VI. If the investigation does not disclose sufficient cause to warrant further proceedings, the committee shall dismiss the complaint, and shall promptly notify the legislator, legislative officer, or legislative employee and the complainant in writing of such dismissal. In other cases not thought to merit the presentation of formal charges

and hearing, the committee may informally resolve the matter with the consent of the legislator, legislative officer, or legislative employee. Such informal resolution may take the form of written advice or admonishment, the requirement of remedial action, or the imposition of conditions, or any combination thereof. The consent of the legislator, legislative officer, or legislative employee to informal resolution of the matter shall constitute a waiver of his or her right to a hearing.

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

- I. If, after preliminary investigation the committee concludes, by the affirmative vote of four or more members taken at a meeting, that formal proceedings should be instituted to inquire into any complaint, it shall prepare and file a formal statement of charges and shall set a time and place of hearing before itself. The committee shall promptly serve the legislator, legislative officer, or legislative employee by registered or certified mail, postage prepaid, with a copy of the formal statement of charges together with a notice of hearing.
- II. The formal statement of charges shall (1) contain a clear summary of the allegations against the legislator, legislative officer, or legislative employee and of the alleged facts forming the basis of such allegations (including facts developed by the investigation), (2) identify and cite those provisions of the law, ethics guidelines, rules or regulations alleged to have been violated, and (3) advise the legislator, legislative officer, or legislative employee of his or her duty to answer as provided in paragraph VI of this section.
- III. The formal statement of charges together with the notice of hearing shall be served on the legislator, legislative officer, or legislative employee at least 21 days prior to the hearing date assigned.
- IV. The notice of hearing shall include the following:
 - (a) the date, time and place of the hearing;
 - (b) the fact that both the committee and the legislator, legislative officer, or legislative employee may be represented by counsel at the hearing, may secure the attendance of witnesses and the production of documents by subpoena, and may examine and cross-examine witnesses;
 - (c) the identity of any special counsel for the committee; and
 - (d) the fact that all further notices concerning the hearing, including any adjournments thereof, shall be given by the chairperson or pursuant to his direction.
- V. The committee shall give notice to the complainant of the date, time and place of the hearing. The complainant shall be entitled to attend the hearing as an observer, and may be required to attend and participate therein as a witness, but shall have no other function or right with respect to the hearing.
- VI. Within 14 days after receipt of the formal statement of charges, the legislator, legislative officer, or legislative employee shall file an answer with the committee, setting forth all denials, affirmative defenses, mitigating circumstances and other matters which the legislator, legislative officer, or legislative employee intends to raise at the hearing. ***The answer shall be in writing and signed by the legislator, legislative officer, or legislative employee.***
- VII. At any time prior to final decision, the committee may allow or require an amendment of the formal statement of charges, and may allow an amendment of the answer. When an amendment is made to the formal statement of charges, whether before or after commencement of the hearing, the legislator, legislative officer, or legislative employee shall be afforded a reasonable opportunity to answer the matters newly charged, as determined by the chairperson, and shall answer such matters within the time allowed. In any such case, the legislator, legislative officer, or legislative employee shall also be afforded a reasonable time, as determined by the chairperson, in which to prepare his or her defense to the matters newly alleged.
- VIII. For good cause shown, the chairperson may extend the time within which the legislator, legislative officer, or legislative employee is required to file his or her answer, and may grant a continuance of the scheduled hearing, but no such extension or continuance shall be for a period longer than 30 days without the concurrence of the committee.
- IX. The committee may terminate the proceeding and dismiss the complaint and formal statement of charges following the answer by the legislator, legislative officer, or legislative employee or at any time thereafter, and shall in that event give notice to the legislator, legislative officer, or legislative employee and the complainant that it has found insufficient cause to proceed.

8 Discovery and Subpoena Powers.

- I. At any time after the filing of a formal statement of charges, the legislator, legislative officer, or legislative employee or his or her counsel shall, upon written request, be entitled, as a matter of course:
 - (a) to obtain the names and addresses of all persons known to the committee to have relevant information;
 - (b) to examine and copy any of the following:
 - (1) statements of the complainant;

- (2) statements of persons claiming to have knowledge of the acts, omissions or events underlying the formal proceeding;
 - (3) investigative reports made by or for the committee in connection with the proceeding; and
 - (4) any other writing or item which is relevant to the proceeding, or which appears likely to lead to relevant information.
- (c) anything in this section to the contrary notwithstanding, the committee shall not be required to disclose to the legislator, legislative officer, or legislative employee the identity of any informant who will not be called as a witness in support of the charges, and who has declined to sign a written complaint, unless the alleged misconduct was directed at the informant.
- II. The legislator, legislative officer, or legislative employee shall make available to the committee, as a matter of course, upon the written request of the chairperson, or special counsel, any specified material which would be discoverable in civil proceedings in this state.
- III. Nothing in this section shall authorize access to any information, writing or other item which is privileged by law, or which is protected as an attorney's work product.
- IV. The committee shall have the power to subpoena witnesses, compel their attendance and testimony, and require the production of books, records, documents or other evidence or material deemed relevant to the investigation or hearing. Such subpoena powers may be exercised for the committee by the chairperson or special counsel to the committee.
- V. The subpoena powers of the committee shall be exercised in behalf of the legislator, legislative officer, or legislative employee upon his or her written request or the written request of his or her counsel. ***The chairperson shall determine whether the request is relevant to the investigation or hearing.***

9 Conduct of Hearing.

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

10 Dispositions Following Hearing.

- I. The committee shall issue its decision within 30 days after the hearing.
- II. If the committee decides that a violation of the law, ethics guidelines, rules, or regulations has not been established, the proceeding shall be dismissed, and the legislator, legislative officer, or legislative employee and the complainant shall be so notified.
- III. If the committee determines, by the affirmative vote of at least four of its members, that there has been a violation of the law, ethics guidelines, rules, or regulations but that the violation is not of a sufficiently serious nature to

warrant the imposition of formal discipline by the Legislature, it shall dispose of the matter by informal resolution. Such disposition may take the form of written advice or private admonishment, requirement of corrective action, direction of professional counseling or assistance, imposition of conditions on the specified conduct, or other similar remedial action, or any combination of the foregoing. Prior to deciding upon such disposition, the committee may afford the legislator, legislative officer, or legislative employee an opportunity to meet with it or its designated member or members to discuss the matter. All private admonishments, reprimands and other informal adjustments shall be reduced to writing.

IV. If the committee determines, by the affirmative vote of at least four of its members, that there was improper conduct based upon clear and convincing evidence and the improper conduct was of a serious nature so as to warrant formal disciplinary action it shall prepare a summary report of the deliberations regarding the complaint and of its findings. The report shall contain any specific recommendations concerning disciplinary actions to be imposed.

(a) In cases involving a legislator, or officer of the legislature, the committee shall submit its report to the speaker of the house and senate president. The report may recommend one or more of the following disciplinary actions: reprimand, censure, expulsion, or denial or limitation of any right, power, privilege, or immunity of the legislator that the constitution of New Hampshire permits the general court to deny or limit. Before any disciplinary action may be taken against a legislator or against an officer of the legislature, the report shall be ratified by the legislator's or by the officer's respective body of the general court.

(b) In cases involving an employee of the legislature, except in cases involving an employee of the legislature employed by the legislative budget assistant, the committee shall submit its report to the joint committee on legislative facilities. In cases involving an employee of the legislature employed by the legislative budget assistant, the committee shall submit its report to the fiscal committee of the general court. The joint committee on legislative facilities, or the fiscal committee of the general court, shall determine what disciplinary action shall be taken against the employee. In making its determination, the joint committee on legislative facilities or the fiscal committee of the general court as appropriate may use any of the specific recommendations concerning disciplinary actions which are contained in the report which it receives.

V. Any member who dissents from the determination of the committee may prepare a minority opinion which shall be appended to the report of the committee. The committee shall also prepare a record of the proceeding, which shall include the committee's formal statement of charges, the answer of the legislator, legislative officer or legislative employee, any other pleadings, and a transcript of the hearing. The committee's report shall be filed with the clerk of the appropriate house of the legislature. Contemporaneously with such filing, copies shall be served on the legislator, legislative officer, or legislative employee.

11 Use of Closed Files.

I. A closed file may be referred to by the committee in subsequent proceedings in the following circumstances:

(a) Where a complaint or formal charges have been dismissed for any reason or there has been a finding of insufficient cause to proceed, and the subsequent proceeding raises similar allegations against the legislator, legislative officer, or legislative employee or is based upon a similar occurrence or factual situation, the closed file may be used to exonerate the legislator, legislative officer, or legislative employee or may be made a part of the investigation of the new complaint; or

(b) Where, after the disposition of a prior proceeding by informal resolution, the legislator, legislative officer, or legislative employee fails to refrain from acting in the manner that caused the prior complaint to be filed and a subsequent complaint is filed alleging similar conduct which is established or proven, the closed file may be used as evidence tending to show that the problem is a continuing one; or

(c) Where, following the hearing of subsequent related or unrelated charges, the committee determines that a violation of the law, ethics guidelines, rule or regulation has occurred, the closed file may be referred to in connection with the decision as to the nature of the informal resolution to be imposed by the committee or as to the disciplinary action to be recommended to the Legislature.

Adopted: April 27, 1992

Amended: May 18, 1994

Amended: May 22, 2002

ETHICS GUIDELINES

3 LEGISLATOR'S FINANCIAL DISCLOSURE FORM.

Amend the introductory paragraph to read as follows:

Every representative, ~~[representative-elect,]~~ senator, ~~[senator-elect,]~~ and officer of the House and Senate, shall file with the ~~[Secretary of State]~~ **Legislative Ethics Committee** the following financial disclosure form on or before January 31 of each year.

Amend the last paragraph to read as follows:

Complete and return to the ~~[Office of Secretary of State]~~ **Legislative Ethics Committee** no later than January 31, _____

ETHICS GUIDELINES

4 PROHIBITED ACTIVITIES.

I. Legislators shall not solicit, accept, or agree to accept anything of value from another for themselves or other persons, if the legislator receives such thing of value:

- (a) Knowing or believing the other's purpose to be the influencing of an action, decision, opinion, recommendation, or other official activity.
- (b) Knowing or believing that the giver is or is likely to become subject to or interested in any matter or action pending before or contemplated by the giver or another member of the legislature.
- (c) In return for advice or other assistance relating to a legislator's official activities.
- (d) In return for introducing legislation, testifying before any legislative committee or state agency, voting in committee or in House or Senate session, or otherwise participating in, influencing, or attempting to influence any decision of the legislature, county delegation or any state agency.
- (e) In return for an endorsement, nomination, appointment, approval or disapproval of any person for a position as, or advancement of, a public servant.
- (f) In return for having given a decision, opinion, recommendation, nomination, vote, or other official activity.

II. ~~[In dealing with state agencies,]~~ **/I/** Legislators shall not:

- (a) ~~[Provide]~~ **Reveal** information ~~[about a state agency]~~ which the legislator has obtained confidentially in the course of his official activities.
- (b) Reveal information about state agency operations or decisions which the legislator would not reveal to any member of the general public requesting such information.
- (c) Threaten ~~[a state agency or its employees with]~~ reprisals or promise~~[d]~~ inducements of any kind to influence ~~[agency decisions]~~ **another** so as to obtain special personal benefits for the legislator, the legislator's immediate family, or for certain constituents which would not be available to others under similar conditions.
- (d) Conduct private negotiations with ~~[a state]~~ **any governmental** agency in an attempt to obtain a decision on a pending matter which would result in special personal benefit to the legislator, to the legislator's immediate family, or to certain constituents which would not be available to others under similar conditions.

III. Legislators shall not use their public position or office to obtain anything of value for the private benefit of the legislator or the legislator's immediate family.

VI. Legislators shall not engage in conduct that constitutes sexual harassment as defined in RSA 14-B:1.

~~[VI.]~~ **VII.**

INTERIM STUDY BILLS IN HOUSE COMMITTEES

CHILDREN AND FAMILY LAW

HB 541, relative to the obligation of religious leaders to report child abuse.

HB 726-FN, relative to enforcement of spousal support orders by the department of health and human services.

HB 1198, relative to reporting child custody statistics.

COMMERCE

HB 342, restricting the use and display of social security numbers and establishing a private right of action under the right to privacy act.

HB 347, limiting access to certain business records.

HB 382, relative to state-funded health insurance.

HB 545, requiring building contractors to disclose the name of any subcontractors involved in the project.

HB 771-FN, repealing exemptions to the consumer protection act.

HB 815, relative to the duties of corporate directors and the procedure for shareholder inspection of records under the New Hampshire Business Corporation Act.

HB 1264, relative to advertisement of prescription drugs.

HB 1319, relative to the percentage of ownership in physician hospital organizations.

HB 1409, relative to the disclosure of protected health information by court ordered service providers.

SB 482-FN, relative to captive insurance companies and reciprocal insurers.

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 138-FN, relative to interpreters for the deaf in certain governmental or public proceedings.

HB 276-FN, relative to protective custody for intoxicated or incapacitated persons.

HB 355-FN, relative to the permissible fireworks review committee, the fireworks license fee, and the authority of the permissible fireworks inspector.

HB 1219-FN, establishing penalties for transmission or distribution of obscene electronic mail.

HB 1239, relative to records access by private investigators.

HB 1274, relative to evidence admissible in sexual assault cases.

HB 1341-FN, relative to prohibited computer practices.

HB 1349-FN-LOCAL, relative to medical parole.

HB 1360-FN, including “unborn child” in the definition of “another” for the purpose of capital murder, first and second degree murder, manslaughter, and negligent homicide.

HB 1365-FN, relative to protecting hearing ear dogs, guide dogs, and service dogs.

HB 1391-FN, relative to motor vehicle violations.

HB 1407, granting limited law enforcement authority to certain federal officers stationed in New Hampshire.

EDUCATION

HB 492, establishing a statement of parental rights relative to school disciplinary measures, the content of educational materials and surveys, and the use of psychological testing and psychiatric drugs in schools.

HB 754-FN-LOCAL, establishing an education certificate program to allow parental choice in the selection of schools for children.

HB 1232-FN, allowing a disabled person to enroll in a class free of charge at any institution within the university system of New Hampshire, provided a seat is available in the class.

HB 1345-FN-LOCAL, establishing an education scholarship fund.

ELECTION LAW

HB 775, establishing a New Hampshire presidential primary advisory commission.

ENVIRONMENT AND AGRICULTURE

HB 653-FN-A, authorizing the production of industrial hemp.

HB 1229, establishing a commission to study bioaccumulative toxic chemicals.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 116-FN, granting group II retirement system status to certain positions in the department of corrections.

HB 227, establishing a committee to study the feasibility of consolidating the administrative functions of regulatory boards and commissions into a single agency.

HB 341, relative to performance budgeting of state programs and agencies.

HB 781-FN-A, establishing the office of corrections ombudsman.

SB 362, changing the name of the college for lifelong learning to Granite state college.

FINANCE

HB 612-FN-LOCAL, increasing state appropriations to school districts for certain special education costs.

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

HB 785-FN, requiring the commissioner of the department of education to establish a public school choice initiative.

SB 411-FN-L, relative to liability for special education transportation costs.

FISH AND GAME

HB 1249-FN, relative to the recreational taking of lobster by scuba diving.

HB 1420, relative to requirements of the fish and game department before a coastal area may be closed to fishing of marine species.

JUDICIARY

HB 1247-FN, relative to a statewide law library network.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES

HB 1153, relative to employment security.

LEGISLATIVE ADMINISTRATION

SB 350, relative to access by the legislative budget assistant to confidential information maintained by the department of revenue administration.

MUNICIPAL AND COUNTY GOVERNMENT

HB 681-FN-LOCAL, relative to the allocation of a municipality's share of county taxes.

PUBLIC WORKS AND HIGHWAY

HB 567-FN-LOCAL, relative to telecommunications infrastructure in state-owned rights-of-way.

HB 607-FN, relative to the determination of just compensation in eminent domain proceedings.

HB 835-FN, relative to federal highway grant anticipation bonds.

SB 429, relative to state and municipal contracting practices for public works.

RESOURCES, RECREATION AND DEVELOPMENT

HB 152, relative to regulation by political subdivisions of OHRV trails and exempting certain rail trails use from the state trail evaluation process.

HB 385, requiring compliance with local ordinances in the establishment of public ATV and trail bike trails on private lands.

HB 1164, relative to moorings on Bow Lake.

SB 205-FN, authorizing the state to accept the title of the dam and dikes at Smith Pond, Enfield, New Hampshire.

SB 525-FN-A, relative to land and community heritage investment program administration.

SCIENCE, TECHNOLOGY AND ENERGY

HB 1390, relative to MTBE.

HB 1421-FN, relative to solid waste incineration.

WAYS AND MEANS

CACR 22, relating to taxation. Providing that a 2/3 vote is required to pass a new tax or to increase a tax after it is levied and that the maximum increase in any budget bill shall be limited by the rates of inflation and population growth.
HB 1203-FN-A, establishing a research and development tax credit against the business profits tax.
HB 1387-FN-A, reducing the rate of the business enterprise tax.
HB 1388-FN-A, reducing the rate of the business profits tax.
HB 1402-FN-A, requiring a discount to wholesalers on cash purchases of tobacco tax stamps.

COMMITTEE MEETINGS

MONDAY, MAY 17

BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2), Room 105A, State House
2:00 p.m. Rescheduled regular meeting.

COMMISSION TO STUDY THE RELATIONSHIP BETWEEN PUBLIC HEALTH AND THE ENVIRONMENT (HB 1390, Chapter 114:2, Laws of 2000), Room 205, LOB
10:00 a.m. Regular meeting.

TUESDAY, MAY 18

COMMISSION TO STUDY CHILD SUPPORT AND RELATED CHILD CUSTODY ISSUES (HB 310, Chapter 277:1, Laws of 2003), Room 206, LOB
3:00 p.m. Regular meeting.

RULES COMMITTEE, Room 308, LOB
1:00.m. Regular meeting.
Executive session

WAYS AND MEANS
9:00 a.m. Revenue Estimates.

WEDNESDAY, MAY 19

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB
10:00 a.m. Interim study subcommittee work session on **HB 1360-FN**, including “unborn child” in the definition of “another” for the purpose of capital murder, first and second degree murder, manslaughter, and negligent homicide.
1:00 p.m. Interim study subcommittee work session on **HB 1274**, relative to evidence admissible in sexual assault cases.
2:00 p.m. Interim study subcommittee work session on **HB 276-FN**, relative to protective custody for intoxicated or incapacitated persons.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB
10:00 a.m. Interim study subcommittee work session on **SB 525-FN-A**, relative to land and community heritage investment program administration.

THURSDAY, MAY 20

ETHICS COMMITTEE (RSA 14-B:2), Room 105A, State House
9:30 a.m. Regular meeting and public hearings on amendments to the Ethics Guidelines and Procedural Rules.

FISCAL COMMITTEE (RSA 14:30-a), Rooms 210-211, LOB
9:00 a.m. Rescheduled regular business.

FRIDAY, MAY 21

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB
9:00 a.m. Regular meeting.
COMMISSION ON THE EDUCATION OF THE DEAF (HB 1283, Chapter 43:2, Laws of 2000), Room 103, State House
10:00 a.m. Regular meeting.
COMMISSION TO IDENTIFY MEDICAL ERRORS AND THEIR CAUSES (HB 287, Chapter 255:6, Laws of 2003),

Room 205, LOB

1:00 p.m. Prioritization subcommittee meeting.

COMMISSION TO STUDY THE RIGHT-TO-KNOW LAW (HB 606, Chapter 287:3, Laws of 2003), Room 304, LOB

10:00 a.m. Regular meeting.

LONG-TERM CARE BOARD (RSA 126-L), Rooms 210-211, LOB

10:00 a.m. Regular meeting

TASK FORCE ON FAMILY LAW (HB 447, Chapter 250:1, Laws of 2002), Room 208, LOB

2:00 p.m. Regular meeting.

MONDAY, MAY 24

CHILDREN AND FAMILY LAW, Room 206, LOB

9:00 a.m. Informational meeting with Nancy Rollins, Director, Division for Children, Youth and Families.

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

9:00 a.m. Regular meeting.

THURSDAY, MAY 27

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:00 a.m. Ad hoc committee on pesticides and herbicides.

FRIDAY, MAY 28

EMERGENCY MANAGEMENT SYSTEM OVERSIGHT COMMITTEE (RSA 21-P:51), Room 205, LOB

1:00 p.m. Regular meeting.

TUESDAY, JUNE 1

SETBACK REQUIREMENTS FOR SEPTAGE, BIOSOLIDS AND SHORT PAPER FIBERS STUDY (SB 87, Chapter 302:1, Laws of 2003), Room 303, LOB

9:00 a.m. Regular meeting.

STATE VETERANS' ADVISORY COMMITTEE (RSA 115-A:2), American Legion Post 79, Manchester

5:00 p.m. Regular meeting.

WEDNESDAY, JUNE 2

WATER RESOURCES STUDY COMMITTEE RSA (481:1-b), Room 103, State House

10:00 a.m. Regular meeting.

THURSDAY, JUNE 3

CRIMINAL JUSTICE AND PUBLIC SAFETY, Fire Academy, Sheep Davis Road, Concord

7:00 p.m. Meeting with Fire Standards and Training Commission.

FRIDAY, JUNE 4

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

9:00 a.m. Continued regular meeting.

COMMISSION TO STUDY THE RIGHT-TO-KNOW LAW (HB 606, Chapter 287:3, Laws of 2003), Room 304, LOB

10:00 a.m. Regular meeting.

FINANCIAL EXPLOITATION OF THE ELDERLY AND PERSONS WITH DISABILITIES (HB 461, Chapter 227:2, Laws of 2003), Room 205, LOB

1:00 p.m. Regular meeting.

MONDAY, JUNE 7

COMMISSION ON THE EDUCATION OF THE DEAF (HB 1283, Chapter 43:2, Laws of 2000), Room 103, State House
10:00 a.m. Subcommittee meeting.

SETBACK REQUIREMENTS FOR SEPTAGE, BIOSOLIDS AND SHORT PAPER FIBERS STUDY (SB 87, Chapter 302:1, Laws of 2003), Room 303, LOB
9:00 a.m. Regular meeting.

WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3), Room 205, LOB
1:00 p.m. Regular meeting.

TUESDAY, JUNE 8

COMMISSION TO STUDY CHILD SUPPORT AND RELATED CHILD CUSTODY ISSUES (HB 310, Chapter 277:1, Laws of 2003), Room 206, LOB
3:00 p.m. Regular meeting.

FRIDAY, JUNE 11

TASK FORCE ON FAMILY LAW (HB 447, Chapter 250:1, Laws of 2002), Rooms 206-208, LOB
2:00 p.m. Regular meeting.

TUESDAY, JUNE 15

PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1), Room 103, State House
10:00 a.m. Regular meeting.

FRIDAY, JUNE 18

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB
9:00 a.m. Regular meeting.

BOARD OF MANUFACTURED HOUSING (RSA 205-A:25), Room 201, LOB
1:00 p.m. Complaint hearing.

COMMISSION TO STUDY THE RIGHT-TO-KNOW LAW (HB 606, Chapter 287:3, Laws of 2003), Room 304, LOB
10:00 a.m. Regular meeting.

MONDAY, JUNE 21

COMMISSION ON THE EDUCATION OF THE DEAF (HB 1283, Chapter 43:2, Laws of 2000), Room 103, State House
10:00 a.m. Regular meeting.

WEDNESDAY, JUNE 23

TASK FORCE ON FAMILY LAW (HB 447, Chapter 250:1, Laws of 2002), Rooms 206-208, LOB
2:00 p.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

The **Executive Committee of Merrimack County** Delegation will meet on Thursday, **May 27** beginning at 9:00 a.m. in the lower level conference room of the County Administration Building, 4 Court Street, Concord to vote on the recommendation for salaries of the Merrimack County Elected Officials and to review and approve the First Quarter Financial Report and any other business.

Rep. Roy D. Maxfield, Chairman
Merrimack County Executive Committee

COUNTY DELEGATION NOTICE

The **Merrimack County Delegation** will meet on Thursday, **May 27** beginning at 10:00 a.m. in the lower level conference

room of the County Administration Building, 4 Court Street, Concord to act on the Elected Officials Salaries, act on supplemental appropriation, act on the sale of real property in Boscawen, update on the jail and nursing home projects and any other business.

Rep. William E. Leber, Chairman
Merrimack County Delegation

COUNTY DELEGATION NOTICE

County Conversations in **Rockingham** County with UNH President, Ann Weaver Hart to talk about UNH engagement with Rockingham County communities on **May 24** from 4:00 to 6:15 p.m. at the Rockingham County Nursing Home Atrium, Brentwood. Welcome and program presentations is at 4:00 p.m. followed by dinner at 6:15 p.m. RSVP by May 19 to Cheryl Hurley, Delegation Coordinator at 679-9369.

Rep. David A. Welch, Clerk
Rockingham County Delegation

NOTICE

Last Call

Anyone who was a member of the House or Senate during the 2001 and/or 2002 Sessions and has not already done so is encouraged to pick up a complimentary copy of the House Permanent Journal. The House Clerk's Office still has many copies available from 2001 and more from 2002. These are hardbound volumes and have been indexed for easy reference.

Agencies that have not received one are also encouraged to pick one up. One copy is complimentary to each state agency. Copies will be available until supplies run out, or **June 4**, 2004. Please contact the House Clerk's Office to obtain your copy.

Eric W. Fowler, Assistant Clerk

Pursuant to RSA 326-B:12, the Joint Health Council will meet at the NH Board of Nursing, Room 17, 78 Regional Drive, Building 2, Concord, on Monday, June 7 at 6:00 p.m.

Karen O. Wadsworth, Clerk of the House

REVISED FISCAL NOTES

The following HBs have revised fiscal notes: HBs 65, 85, 176, 243, 258, 369, 440, 444, 511, 516, 520, 612, 618, 620, 622, 640, 643, 645, 651, 652, 656, 698, 712, 713, 727, 729, 730, 781, 803, 1136, 1153, 1162, 1188, 1202, 1207, 1213, 1225, 1241, 1254, 1248, 1251, 1276, 1290, 1308, 1311, 1317, 1325, 1339, 1344, 1345, 1348, 1352, 1353, 1365, 1378, 1380, 1387, 1388, 1399, 1401, 1411, 1413, 1416, 1418, 1421, 1423, 1424, 1426, 1428 and 2004. SBs 126, 205, 303, 312, 329, 338, 348, 361, 367, 376, 383, 401, 407, 411, 419, 429, 430, 433, 442, 448, 450, 463, 478, 494, 498, 500, 503, 505, 509, 510, 525, 532 and 534.

Karen O. Wadsworth, Clerk of the House

When the House Clerk's Office is aware of House Members who are hospitalized or homebound by serious illness, we will publish a list of names and addresses as requested.

Joseph D. Harris, 43 Ridge Avenue, Claremont, New Hampshire 03743-3166.

Benjamin E. Moore, 81 Railroad Avenue, Apt. 307, Seabrook, New Hampshire 03874-4273.

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

Members, staff and friends of Representative Sandy Harris may bring cards and notes of good wishes to the Speaker's office where they will be collected for delivery to her.

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 views 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:

State of NH Home Care for Children with Sever Disabilities Performance Audit
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 Republican Caucus will meet on Thursdays at 8:15 a.m. at the Upham Walker House, Park Street. Members are invited to attend.

Rep. Paul D. Spiess

The Annual Lilac Luncheon will be held on Monday, **May 17** at 11:00 a.m. at the Center of New Hampshire, Manchester. Honored guest will be former Governor and EPA Director Christy Todd Whitman. Tickets are \$35. See Rep. Gail Barry or call 625-8174.

Rep. J. Gail Barry

There will be an informational program put on by the Rockingham Area Committee on Aging. This program will give an overview on what the new Medicare bill means to you. There will be staff from Health and Human Services to explain where you fit into this newly passed legislation. The date is **May 18** from 10:00 a.m. to noon. Location will be the auditorium at the Rockingham County Nursing home in Brentwood. Light refreshments will be served at this very interesting session. Question and answer session will follow presentation.

Rep. Robert K. Dodge

There will be a medicaid briefing for legislators on **May 18** by New Hampshire Cares and Rachael Klein of Families USA from 1:30-3:00 p.m. in Room 205, LOB

Rep. Barbara C. French

Aviation interests in New Hampshire would like to meet with the legislative Aviation Group. Many significant issues confront the national aviation system and we in New Hampshire are not immune to these impacts. The Aviation Group has been ably headed by our former colleague Bob Milligan. Let us not let his efforts be in vain. Please join us on Tuesday, **May 18** at 2:00 p.m. Room 210-211, LOB. Besides interested legislators, we will have Jack Ferns, Director of NHDOT, Division of Aeronautics, Aviation Users Advisory Board, Aviation Association of New Hampshire, NH Aviation Historical Society and a spokesperson for NH Seaplanes Operators. Please make a special trip to show your support of this vital service.

Rep. Kenneth L. Weyler

All members are invited to participate in the City of Concord Memorial Day Parade on Monday, **May 31**. Interested members should gather at 8:30 a.m. in the Ames parking lot on Storrs Street. Parade marshals will be on hand to direct you. If you have any questions, please contact Micheal Geary, President of the Concord Veterans Council at 225-0876. In case of rain, a ceremony will be held in the Hall of Flags at 9:00 a.m.

Gene G. Chandler, Speaker

Strafford County Delegation: Come join your NRA members and supporters for a fun filled evening the whole family will enjoy, at the 7th Annual Seacoast Friends of NRA Banquet and Auction on Saturday, **June 12th** at 5:00 p.m. at the American Legion Post 7, Rochester. Prime rib or lobster stuffed chicken will be served for \$35 per person. See Rep. Cataldo for tickets.

Rep. Sam Cataldo

The Department of Transportation will hold the following meeting:

June 2 – Ossipee Town Hall, 55 Main Street, Ossipee, 7:00 p.m. Public officials/public informational meeting, Ossipee-Effingham, pavement overlay, upgrading existing guardrail and bridge deck replacement along NH 25 from NH 16/NH 25 interchange east 6.4 miles to the NH 25/School Street intersection.

June 9 – Conway Police Department 39 East Conway Road, Conway, 7:00 p.m. Public officials/public informational meeting, Conway, widening of River Road, provide 4’ shoulders for bikes, road surface rehab/drainage improvements 500 feet west of intersection Route 16 approximately 1.5 miles west to intersection of River and West Side Road.

June 10 – Londonderry High School, Room 221, 295 Mammoth Road, Londonderry, 7:00 p.m. Public hearing (Commission), Londonderry, alterations to NH Route 128.

Rep. Edwin O. Smith, Chairman
Public Works and Highways Committee

As a convenience to the members of the NH General Court, the Visitors’ Center offers the following schedule of schools and other groups visiting the State House in **May** 2004. 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
5-17-04	9:00 & 10:15 SH/SC	New Boston Elem	4/80
5-17-04	12:30	Mason Elementary School	4/17
5-18-04	9:30 & 11:00 SH/HM	Interlakes School – Meredith	4/90
5-18-04	10:00	Bartlett Elem - Berlin	3/45
5-19-04	10:00 & 11:00 SH/HM	Little Harbor School – Portsmouth	4/60
5-20-04	9:30 & 11:00 SH/HM	DJ Bakie School – Kingston	4/86
5-21-04	9:00	Bow Elementary School	4/25
5-21-04	10:00	Linwood Elem – Lincoln	4/28
5-21-04	10:30	Wentworth Elem School	3,4,5/30
5-21-04	11:00	Stark Village School	4/7
5-21-04	11:00	St. Mary’s School – Claremont	4/16
5-24-04	10:00 & 11:00 SH & ?	Lincoln-Akerman School – Hampton	3&4/45
5-24-04	11:00	Acworth School	4/8
5-24-04	10:00	Russell School – Rumney	4/20
5-25-04	9:30 & 11:00 SH/HM	St. Anthony’s School – Manchester	4/50
5-25-04	10:45	Charlestown Primary School Rescheduled From March 17	4/46
5-26-04	10:30 & 12:00 SH/FG	Enfield Village School	4/40
5-26-04	9:00	Fall Mountain High-Langdon	HS/40
5-26-04	10:30	The Well School - Peterborough	4/11
5-27-04	9:00	Andover Elementary	4/34

5-27-04	10:30	Mtn.Shadows School – Dublin	6/8
5-27-04	10:30 & 12:00 SH/FG	Enfield Village School	4/40
5-28-04	9:30 & 11:00 SH/HM	Gossler Park School – Manchester	4/75
5-28-04	12:30	Bethlehem Elementary School	4/22

NOTICE

The 31st Annual Bill White Memorial Legislative Golf Tournament is scheduled for Monday, **June 7, 2004** at Canterbury Woods Country Club, Canterbury, NH. The entry fee for this annual tournament is \$75.00 per person which includes greens fee, cart, barbecue dinner and prizes.

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

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

A maximum of 120 players will be allowed. Please note that payment must be made upon registration. There will be no exceptions to this rule!

Return your entry and payment no later than May 20th to Sandy Anderson at the LOB Lobby Desk. Checks should be made payable to Sandy Anderson.

Gene G. Chandler, Speaker of the House

!
31st Annual Bill White Memorial Golf Tournament
Canterbury Woods Country Club
Canterbury, NH

Name: 1. _____
2. _____
3. _____
4. _____

Telephone: _____ Amount Enclosed: _____

NOTICE

The House Clerk's Office is now accepting orders for both the 2003 and 2004 hardcover Permanent House Journals. The 2003 Journal is being readied for the printer. Work on the 2004 Journal will begin once the session has been adjourned.

Upon request, members of the Legislature for the year in question, and all state agencies are entitled to one Journal at no charge. There will be a charge for additional copies ordered by legislators and agencies, as well as any others who would like a copy. We estimate this cost to be approximately \$50 each, plus any applicable mailing expenses. Those who order paid copies will be notified *and billed* when the Journals are ready for distribution. **DO NOT** send any money now.

In an effort to contain costs, the number of Journals printed will be determined by the number of advance orders received. Please do not order a Journal if you have no intention of claiming it.

Please clip this form and return it in person or via mail to:
Office of the House Clerk
Room 317, State House
107 North Main Street

Concord, NH 03301

*****Please Print*****

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