

State of New Hampshire HOUSE RECORD

First Year of the 159th General Court Calendar and Journal of the 2005 Session

Vol. 27

Concord N.H.

Friday, April 22, 2005

No. 36

Contains: Hearings, Meetings and Notices

HOUSE CALENDAR

NOTICE

The House will meet on **Wednesday, May 4th** at 1:00 p.m.

Chairmen and Vice Chairmen will meet on **Tuesday, April 26th** at 9:00 a.m. in Room 203, LOB.

W.
Douglas
Scamman,
Speaker

NOTICE

Please note that the Calendar closes at 3:00 p.m. on Wednesdays for scheduling and notices. It closes at 1:00 p.m. on Thursdays for Committee Reports. Members and staff who need to schedule meetings should make arrangements with the Clerk's Office for room availability/assignment and publication of meeting notices.

Karen O.
Wadsworth,
Clerk of the
House

LAID ON TABLE

HB 98, relative to law enforcement authority under the safe schools act. (Pending question is the adoption of the committee amendment.)

HB 219, relative to permitting audio and video recording on school buses. (Pending question is the adoption of the committee report of ought to pass with amendment.)

HB 563-FN-A, increasing the tobacco tax. (Pending question is the adoption of the majority committee report of inexpedient to legislate.)

HR 15, affirming revenue estimates for fiscal years 2005, 2006, and 2007. (Pending question is third reading.)

HOUSE DEADLINES

Thursday, May 5, 2005	Last day to report Senate bills going to a second committee
Wednesday, May 11, 2005	Last day to act on Senate bills going to a second committee

Thursday, May 26, 2005	Last day to report all Senate bills for action in 1 st year session
	Last day to hold public hearing on retained Senate bills
	Last day to report list of retained Senate bills
Wednesday, June 8, 2005	Last day to act on Senate bills
Thursday, June 16, 2005	Last day to form Committees of Conference
Wednesday, June 22, 2005 at 3 pm	Last day to sign Committee of Conference reports
Wednesday, June 29, 2005	Last day to act on Committee of Conference reports
Monday, September 12, 2005	First day to file legislation for the 2006 session
Friday, September 23, 2005	Last day to file legislation for the 2006 session

COMMITTEE MEETINGS

MONDAY, APRIL 25

COMMISSION TO EXAMINE ALL ASPECTS OF SAME SEX CIVIL MARRIAGES AND ITS LEGAL EQUIVALENTS (SB 427, Chapter 100:2, Laws of 2004), Room 208, LOB

1:00 p.m. Regular meeting.

ENVIRONMENTAL RESEARCH ADVISORY COMMITTEE (RSA 187-B:1), In Front of Elliot Alumni Center, UNH, Durham

10:30 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, APRIL 26

COMMERCE, Room 302, LOB

10:00 a.m. **SB 223-FN**, relative to licensing nondepository mortgage bankers and brokers.

11:00 a.m. **SB 209-FN**, relative to licensing of money transmitters and check cashers.

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

1:30 p.m. Subcommittee work session on **SB 74**, making certain technical changes in the insurance laws.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

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

ELECTION LAW, Room 308, LOB

10:00 a.m. **SB 13**, relative to placement and removal of political advertising.

10:45 a.m. **SB 206-FN**, relative to the state code of ethics and establishing an executive ethics commission.

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 306, LOB

9:00 a.m. **SB 79**, relative to the governance of the regional community-technical colleges.

10:00 a.m. **Rescheduled** public hearing on **SB 173**, relative to exceptions to licensure for electricians.

11:00 a.m. **Rescheduled** public hearing on **SB 115-FN**, relative to the transfer of responsibility for asbestos-related issues from the department of health and human services to the department of environmental services.

1:00 p.m. **Rescheduled** public hearing on **SB 124**, relative to the regulation of real estate brokers by the real estate commission.

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 206, LOB

8:45 a.m. Ad hoc committee to study the quality and delivery of nursing care to persons in nursing facilities or receiving home and community based care.

Room 205, LOB

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

JUDICIARY, Room 208, LOB

9:30 a.m. **SB 43**, relative to the administration of estates of persons presumed dead.

10:15 a.m. **SB 169**, relative to access to confidential court records.

11:00 a.m. **SB 186**, allowing probate court judges and district court justices to sit on probate or district court cases.

Rooms 206-208, LOB

1:00 p.m. **SB 214**, relative to screening panels for medical injury claims.

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.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Subcommittee work session on **SB 226**, relative to the regulation of snowmobiles and off highway recreational vehicles.

11:00 a.m. Executive session on pending legislation.

1:30 p.m. Subcommittee work session on **SB 121**, relative to all terrain vehicle trails and relative to the regulation of off highway recreational vehicles by a political subdivision.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Subcommittee work session on **SB 128-FN**, relative to the establishment of emissions reduction standards as required by the Clean Power Act.

10:30 a.m. Subcommittee work session on **SB 215-FN**, creating a committee to study banning the incineration of construction and demolition debris.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 303, LOB

10:30 a.m. **Continued** public hearing on **SJR 2**, a resolution urging Congress to reject the Streamlined Sales Tax Project.

11:30 a.m. **Continued** public hearing on **SCR 2**, relative to reauthorization of the Transportation Equity for the 21st Century Act (TEA-21).

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. **SB 62-FN**, allowing court fees to be paid by credit card.

10:30 a.m. **SB 18**, relative to sales of tickets for pure lotteries by those not employed by the lottery commission.

11:00 a.m. **SB 20-FN**, relative to an increase in lottery ticket prices.

1:00 p.m. **SB 11-FN**, extending the local property tax exemption for wooden poles and conduits.

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

WEDNESDAY, APRIL 27

COMMERCE, Room 302, LOB

10:00 a.m. **SB 196**, requiring a hearing when medical malpractice insurance rates change.

10:30 a.m. **SB 86**, permitting on-site samples and retail sales by liquor manufacturer licensees.
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 306, LOB

9:00 a.m. **Rescheduled** public hearing on **SB 170**, revising the nurse practice act.

1:00 p.m. **SB 30**, establishing the Collaborative Practice for Emergency Contraception Act.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

FINANCE – (DIVISION III), Room 209, LOB

9:30 a.m. Health and Human Services Fiscal Committee transfer requests.

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

10:00 a.m. Executive session on pending legislation, if needed.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. Subcommittee work session on **SB 104-FN**, relative to the tax exemption for water and air pollution control facilities.

1:00 p.m. Subcommittee work session on **SB 143**, relative to the adoption and use of impact fees for public open space.

TRANSPORTATION, Room 203, LOB

10:00 a.m. **SB 208-FN**, relative to certification of driver education instructors.

10:30 a.m. **SB 145-FN**, establishing a medical/vision advisory board.
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

9:30 a.m. **SB 212**, relative to the railroad tax.

9:45 a.m. **SB 87**, relative to extension of tax liens by the department of revenue administration.

10:00 a.m. **SB 165-FN**, relative to the collection of tax debts from out-of-state debtors.

10:30 a.m. **SB 202**, relative to property taxable as utility property.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

THURSDAY, APRIL 28

COMMERCE, Room 302, LOB

10:00 a.m. Subcommittee work session on **SB 211-FN**, relative to pharmaceutical marketers.

1:00 p.m. Subcommittee work session on **SB 123**, relative to the liability of pet shops for the sale of sick animals.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:00 a.m. **Rescheduled** public hearing on **SB 93-FN**, transferring the electricians' board to the department of safety.

10:00 a.m. **Rescheduled** public hearing on **SB 19**, relative to qualifications to sell lottery, bingo, and lucky 7 tickets.
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, if needed.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

9:00 a.m. Full committee work and executive session on pending legislation.

MONDAY, MAY 2

BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2), Department of Education, Division of Adult Learning and Rehabilitation, 21 South Fruit Street, Suite 20, Concord

2:00 p.m. Regular meeting.

COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2), NH Higher

Education Assistance Foundation. 4 Barrell Court, Concord

8:30 a.m. Endowment subcommittee meeting.

10:00 a.m. Regular meeting.

ETHICS COMMITTEE (RSA 14-B:2), Room 100, State House

9:00 a.m. Regular meeting.

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

8:30 a.m. Regular meeting.

TUESDAY, MAY 3

EDUCATION, Room 207, LOB

10:00 a.m. **SB 17**, relative to the definition of educational institution for the purpose of higher education loans.

10:45 a.m. **SB 38-FN**, relative to school building aid for certain receiving districts.
Executive session on pending legislation may be held throughout the day, time permitting, from the time the committee is initially convened.

FISH AND GAME

11:00 a.m. Amoskeag Fishway Ladder informational tour.

1:00 p.m. Federal Fish Hatchery information tour in Nashua.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 303, LOB

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

WEDNESDAY, MAY 4

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. Full committee work and executive session on **SB 21**, relative to voluntary mediated agreements in adoptions and pending legislation.

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

9:00 a.m. Agenda: Two requests from the Department of Health and Human Services (FIS 05-061 and FIS 05-084).

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

8:30 a.m. Regular meeting.

THURSDAY, MAY 5

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 303, LOB

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

FRIDAY, MAY 6

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

9:00 a.m. Continued meeting.

MONDAY, MAY 9

GUARDIANS AD LITEM BOARD (RSA 490-C:1), Room 102, LOB

1:00 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, MAY 10

FINANCE, Rooms 210-211, LOB

9:00 a.m. ***SB 146-FN-A-L***, establishing a civil legal services fund consisting of court filing fee surcharges for the purpose of establishing and operating a New Hampshire Legal Assistance office in Nashua and to provide for additional staff in other New Hampshire Legal Assistance offices.
Full committee work and executive session on pending legislation, time permitting.

FRIDAY, MAY 13

**ASSESSING STANDARDS BOARD (RSA 21-J:14-a), NH Department of Revenue
Administration, Regional Drive, Concord**

9:30 a.m. Regular meeting.

**EQUALIZATION STANDARDS BOARD (RSA 21-J:14-c), NH Department of Revenue
Administration, Training Room, 57 Regional Drive, Concord**

9:00 a.m. Regular meeting.

MONDAY, MAY 16

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

1:00 p.m. Regular meeting.

**NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g), Senate Conference Room, 3rd Floor
State House**

10:00 a.m. Regular meeting.

WEDNESDAY, MAY 18

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 Lottery Commission management letter for the fiscal year ended June 30, 2004
Management letter for the State of New Hampshire for the year ended June 30, 2004.

FRIDAY, MAY 20

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

9:00 a.m. Regular meeting.

**DEVELOPMENTAL DISABILITY WAITLIST OVERSIGHT COMMITTEE (RSA 171-A:1-c),
Room 205, LOB**

10:00 a.m. Regular meeting.

ETHICS COMMITTEE (RSA 14-B:2), Room 100, State House

9:00 a.m. Formal Hearing of Complaint #2004-2.

TUESDAY, MAY 24

**FISH AND GAME/RESOURCES, RECREATION AND DEVELOPMENT, Rooms 305-307,
LOB**

10:00 a.m. Public water information briefing by the Department of Environmental Services.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICES

Belknap County Delegation will meet on **May 9th** at 7:00 p.m. at the Belknap County Complex, North Main Street, Laconia. The business of the meeting is the Gunstock final report.

Rep. John

H.
Thomas,
Chairman
Belknap
County
Delegation

Access to legislative email from home has changed. We are now running the latest version of Microsoft Exchange and Outlook Web Access (OWA). When you access your email from home, you will continue to use the link **<http://email.leg.state.nh.us>** as before. Once you see the logon screen, you will be prompted for your Username and Password. You will no longer get the Old Man screen where you had to type your first and last name. At the logon screen, type in your **last name, underline** and **first letter** of your first name (**Kelly_S**). Then Tab down to the Password Field and type in your Password. If you are also asked to provide a Domain Name, leave it blank. Then hit enter and the new OWA should open. If you have any problems, forgot your password or would like to sign up for computer training, give my office a call at 271-2180.

Stan Kelly,
Manager
General
Court
Information
Services

REVISED FISCAL NOTES

The following HBs and SBs have revised fiscal notes: HBs 25, 47, 59, 60, 71, 72, 100, 104, 116, 128, 130, 152, 153, 159, 190, 210, 215, 216, 234, 239, 240, 263, 272, 302, 303, 304, 339, 431, 432, 433, 456, 457, 460, 477, 513, 594, 599, 601, 602, 603, 604, 605, 606, 607, 609, 611, 612, 613, 614, 615, 616, 617, 618, 619, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 632, 633, 635, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 661, 662, 663, 664, 665, 670, 672, 674, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 701, 703, 704, 708, 713, 716, 718. SBs 21, 27, 38, 52, 58, 86, 93, 108, 110, 112, 117, 125, 137, 140, 147, 152, 165, 208, 210, 215.

Karen O.
Wadsworth,
Clerk of the
House

Lucy Harrison in the Speaker's Office keeps a schedule of House events. To avoid conflicts, anyone wishing to hold an event should check with Lucy at 271-3661 for available dates and times.

Rep.
Michael
O'Neil,
Majority
Leader

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.

John R.M. Alger, 935 East Rumney Road, Rumney 03266-3037

Eric Palangas, 626 Lake Avenue, Manchester 03103-3537.

Frank J. Palazzo, PO Box 321, Seabrook 03874-0321.

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

Karen O.
Wadsworth,
Clerk of the
House

MEMBERS' NOTICES

The following notices are published in the House record as a courtesy to the member(s) requesting publication. These are not official public notices and will be limited to legislative policy or legislative 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.

In recognition of the 1.5 million Americans living with Autism, the month of April has been designated as, "Autism Awareness Month." For more information visit: www.autism-society.org.

Rep.
John
DeJoie

The House Republican Alliance will meet at 8:30 a.m. on Tuesday, **April 26** at the Upham Walker House, Park Street, Concord.

Rep.
Paul
Mirski

The Main Street Republican Caucus will meet on Wednesday, **April 27th** at 8:15 a.m. at the Upham Walker House.

Rep.
Kenneth
H.
Gould

Find out all there is to appreciate about our WILD state at New Hampshire's Fish and Game's biggest event of the year, Discover WILD New Hampshire Day. The event is set for Saturday, **April 30** from 10:00 to 3:00 p.m. on the grounds of Fish and Game Headquarters on Hazen Drive in Concord. Free admission for the whole family! Hands-on activities from archery to arts and crafts; over 35 exhibits by conservation organizations from across the state; presentations on wildlife topics throughout the day; live animals and big fish. Enter a duck-calling contest; learn to cast; watch retriever dogs in action. A WILD time for all! For more information, call 271-3211.

Rep.
Robert J.
L'Heureux

The National Association of Massage Therapists, NH Chapter, would like to extend an invitation for all members and staff to visit Room 307, LOB, from 10:00 a.m. to 3:00 p.m. on Tuesday, **May 3** for free massages. Therapists from all over the state, the best in the profession, will be here to offer their services.

Rep.
Benjamin

C.
Baroody

The New Hampshire Commission on the Status of Women invites all women legislators to lunch and a policy briefing on Wednesday, **May 4** from 11:30 a.m. to 12:45 p.m. at the Upham Walker House. Michael Dupre, Professor of Sociology and Dante Scala, Associate Professor of Politics, both from Saint Anselm College, will present a preview of their latest collaboration, recently presented at the New England Political Science Association Conference, on the study of the role of women in the Democratic and Republican delegations to the NH House of Representatives. Professors Dupre and Scala are research fellows from the NH Institute of Politics. In order to provide the appropriate number of lunches please RSVP by **May 2nd** to 271-2660 or cmswwweb@nh.gov.

Reps.
Terie
N.
Norelli
and
Sandra
B.
Keans

There may be no free lunch, but breakfast is on NHLI (NH League of Investigators) on **May 11** from 7:00 to 9:00 a.m. at the Capitol Grille. Buffet breakfast and PI (not parliamentary inquiries) and a video of an actual surveillance.

Rep.
Jordan
G.
Ulery

The Legislative Caucus for Young Children (LCYC) will hold a **rescheduled** meeting on Monday, **May 16th** at 1:00 p.m. in Room 206, LOB. Attorney David Sandburg and Kathy Vachon, Senior Supervisor of CASA (Court Appointed Special Advocates) will speak on CASA's work on behalf of children who are abused and neglected. All members of the House and Senate are welcome.

Rep.
Mary
Stuart
Gile

All Representatives are invited to the **Governor's Conference on Volunteerism** on Wednesday, **May 18th** at the NH Technical Institute in Concord. The program includes many informative and useful workshops, Norm Bossio, an entertaining keynote speaker, lunch and the presentation of the Governor's Award for Outstanding Volunteer Management. Registration information is available online at www.volunteernh.org or by calling Volunteer NH! At 271-7200. Representatives can register at a special discount rate of \$30 for Representatives only. **Final deadline is May 11.**

Rep.
Carolyn
M.
Gargas

In recognition of your support, the New Hampshire Law Enforcement Officers Memorial Committee cordially invites you to the annual New Hampshire Law Enforcement Officers Memorial Ceremony. The ceremony will be held on Friday, **May 20**, beginning promptly at 10:00 a.m. on the memorial site in front of the Legislative Office Building. The ceremony will proceed rain or shine. Refreshments will be served immediately following the event. Please contact either Major Timothy J. Acerno of Fish and Game at 271-3129 or Chief Timothy Russell of the Henniker Department at 428-3213, if you have any questions.

W.
Douglas
Scamman,
Speaker

The Department of Transportation will hold the following meeting:

April Enfield
25 Community
Building, 308
Route 4,
Enfield, 7:00
p.m. Public
informational
meeting,
Enfield, NH
4A, from
Shaker
Village south
1 mile.

Rep. Gene
G.
Chandler,
Chairman
Public
Works and
Highways
Committee

STATE HOUSE VISITATION SCHEDULE 2005 SCHOOL YEAR

Virginia Drew, Public Information Administrator Kenneth Leidner, Director

DATE	TIME	GROUP	Grade/Size
M Apr 25		History Museum Closed	
Tu Apr 26	9:30 & 11:00	Towle Elem – Newport	4/50
	SH & HM		
Tu Apr 26	1:30	Seacoast Republican Women	30-35
W Apr 27	9:30 & 11:00	Towle Elem – Newport	4/50
	SH & HM		
Th Apr 28	9:30 & 11:00	John Fuller School – North Conway	4/46
	SH/HM		
Th Apr 28	1:00	Lafayette Regional School – Franconia	4/20
Th Apr 28	2:00	Tiger Cub Pack 25315	
F Apr 29	9:30 & 11:00	Lancaster Elem	4/55
	SH/SC		

NOTICE

The 32nd Annual Bill White Memorial Legislative Golf Tournament is scheduled for Monday, **June 13, 2005** at Canterbury Woods Country Club, Canterbury, NH. The entry fee for this annual tournament is \$85.00 per person which includes greens fee, cart, barbecue dinner and prizes.

Registration is at 7:30 a.m. and the 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! Cancellation must occur two weeks prior to the tournament date to receive a full fee refund.

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

W.
Douglas
Scamman,
Speaker
of the
House

□

32nd Annual Bill White Memorial Golf Tournament
Canterbury Woods Country Club
Canterbury, NH

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

Telephone: _____ Amount Enclosed: _____