

State of New Hampshire HOUSE RECORD

Second Year of the 159th General Court Calendar and Journal of the 2006 Session

Vol. 28

Concord N.H.

Friday, April 14, 2006

No. 32

Contains: Reports and Amendments for April 19, Hearings, Meetings, List of House Bills Amended by the Senate and Notices

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet on **Wednesday, April 19th** at **10:00 a.m.**

Chairmen and Vice Chairmen will meet on **Tuesday, April 18** at **9:00 a.m.** in Room 203, LOB.

W. Douglas Scamman, Speaker

NOTICE

There will be a Republican Caucus on Wednesday, **April 19** at **9:30 a.m.** in Representatives Hall.

Rep. Michael O'Neil, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, **April 19** at **9:00 a.m.** in Rooms 306-308 of the Legislative Office Building.

Rep. James W. Craig, Democratic Leader

NOTICE OF RECONSIDERATION

This day, Wednesday, the 12th day of April, 2006, at 3:44 p.m., Representative John A. Graham, having voted with the prevailing side, did serve notice that today, or some other day as limited by House Rules, he would ask the House to reconsider its action whereby **SCR 6**, urging Congress to support stem cell research, was voted Inexpedient to Legislate, on a roll call vote of 149-147.

Karen O. Wadsworth, Clerk of the House

NOTICE

STATEHOUSE CAFETERIA IS NOW A "WI-FI HOTSPOT!"

The Statehouse Cafeteria dining room has been set up as a "Wi-Fi HotSpot." Anyone using an 802.11 wireless compatible device (laptop or PDA) is now able to access the Internet for free during the hours that the cafeteria dining room is open. Unlike other areas of the Statehouse complex, where an Encryption Key must be used, the Cafeteria offers open access. This new HotSpot has been set up on a separate network so that the legislative network will remain secure. This was made possible through joint efforts of House and Senate leadership, under the guidance of Stan Kelly, Manager of General Court Information Systems.

W. Douglas Scamman, Speaker

LEGISLATIVE HEALTH SCREENING DAY

All Legislators and Legislative staff are invited to the Legislative Health Screening Day presented by Health Services. This event will be held on Thursday, **April 27** from 9:00 a.m. to 1:00 p.m. in Rooms 305-307 and 306-308, LOB. Have your blood pressure taken, blood sugar tested, spine screened, balance assessed, eyes and throat checked, get some stress reduction hints and even a short massage, plus much more. Got questions? Bring them to our participating professionals for quick and up to date information. Looking forward to seeing all of you.

Jeanne Berube, RN and Dianne Bergquist, RN

NOTICE

Please note that normally 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

HOUSE DEADLINES FOR 2006 SESSION

January 4 th , Wednesday	Last day to introduce 2006 House Bills
February 9 th , Thursday	Last day to REPORT HBs going to 2 nd committee (noon)
February 15 th , Wednesday	Last day to ACT on HBs going to 2 nd committee
February 23, Thursday	Last day to REPORT all other HBs (noon)
March 16 th , Thursday	Last day to REPORT HBs from 2 nd committee (noon)
March 22 nd , Wednesday	CROSSOVER Last day to ACT on HBs
April 6 th , Thursday	Last day to REPORT SBs going to 2 nd committee (noon)
April 12 th , Wednesday	Last day to ACT on SBs going to 2 nd committee
April 20 th , Thursday	Last day to REPORT all other SBs (noon)
April 27 th , Thursday	Last day to REPORT SBs from 2 nd committee (noon)
May 3 rd , Wednesday	Last day to ACT on SBs
May 11 th , Thursday	Last day to FORM Committees of Conference
May 18 th , Thursday	Last day to SIGN Comm. of Conference Reports (3:00 pm)
May 24 th , Wednesday	Last day to ACT on Comm. of Conference Reports

WEDNESDAY, APRIL 19 CONSENT CALENDAR

COMMERCE

SB 391-FN, relative to insurance third party administrators. **OUGHT TO PASS WITH AMENDMENT**

Rep. Donald H. Flanders for Commerce: This bill is at the request of the Insurance Department and clarifies the procedures regarding third party administrators for the purpose of insurance. It also specifically exempts any self-funded governmental plan that is exempt from the provisions of the Employee Retirement Income Security Act pursuant to USC 1003 (b) (1). **Vote 19-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 262, establishing the position of an administrator of women offenders and family services within the department of corrections, and establishing an interagency coordinating council on women offenders, and making an appropriation therefor. **OUGHT TO PASS WITH AMENDMENT**

Rep. Laura C. Pantelakos for Criminal Justice and Public Safety: The committee felt this position would help the Department of Corrections resolve some of the problems at the New Hampshire State Prison for Women. This person will write grants and develop programs. It was felt that this would help to control some of the lawsuits the state is faced with now. The New Hampshire State Prison for Women is currently at capacity and an additional forty inmates are incarcerated at Shea Farm in Concord. This position, and the interagency council, will be helpful as we continue to discuss all issues with the Department of Corrections. **Vote 16-2.**

SB 353-FN, relative to registration of criminal offenders convicted of homicide. **REFER FOR INTERIM STUDY**

Rep. E. Albert Weare for Criminal Justice and Public Safety: The existing statute RSA 651-A: 11, appears to cover the intent of this bill. However, there are several issues that seem to indicate problems. Coordination in this matter by the adult parole board and Interim Study would allow the establishment of a concise procedure agreeable to all. **Vote 14-5.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 234, including the International Residential Code 2000 in the definition of the state building code. **OUGHT TO PASS**

Rep. Ken Hawkins for Executive Departments and Administration: This bill came out of a study committee on licensing building contractors and remodelers. Since there was no residential code, there was no way to license them. This bill establishes a state-wide building code, but does require a town to have a building inspector. This will enable the consumer to have recourse against shoddy workmanship. **Vote 15-0.**

SB 252, relative to certification of speech-language assistants for purposes of speech language pathology practice. **OUGHT TO PASS WITH AMENDMENT**

Rep. Donald F. Ryder for Executive Departments and Administration: This bill is designed to give minimum certification credentials to those who meet the requirements established by the Board of Allied Health Providers for speech-language assistants. The bill exempts assistants employed by all public schools and schools approved by the Department of Education. Persons currently employed and supervised as speech-language assistants will be grandfathered. This bill has been written so as to not create any unfunded mandates for public schools. **Vote 16-0.**

SB 260, relative to certification of a registered nurse responsible for emergency medical transportation. **OUGHT TO PASS**

Rep. Ken Hawkins for Executive Departments and Administration: This bill adds a registered critical nurse to the list of personnel able to accompany a patient being transferred by ambulance from one hospital to another. Currently, two EMTs are required with the option of having a registered emergency nurse, an emergency physician or emergency physician assistant replace one of the EMTs. The concern from rural hospitals was that an ambulance might have to wait if there was only one emergency nurse or one physician available to replace an EMT. **Vote 14-1.**

SB 302-FN, relative to real estate brokers. **INEXPEDIENT TO LEGISLATE**

Rep. Peter F. Bergin for Executive Departments and Administration: The committee felt that by changing the notification time from ten days to five for a principal real estate broker changing their place of business was too short and unfair. Further, the bill would allow a realtor to advertise that part of their commission could be given to the seller's favorite charity directly by the realtor. Under current law, such a donation has to be paid by the seller. The committee did not feel that this was appropriate. **Vote 13-0.**

SB 305-FN, relative to the regulation of recreational therapists. **OUGHT TO PASS WITH AMENDMENT**

Rep. Judson K. Dexter for Executive Departments and Administration: This bill had the unanimous support of the committee with four minor changes: First, a clarification on the definition of services offered by a recreation therapist to ensure understanding of the areas of responsibility between occupational therapists and recreational therapists, both of which are members of the Allied Health Board. Second, a grandfathering clause to prevent harming recreational therapists during the transitional period. Third, stipulating that the National Council for Therapeutic Recreation Certification (NCTRC) is the only national standard for the exam, and fourth, clarification of the continuing education requirements. This will not interfere with or inhibit volunteer programs in anyway. Finally, use in public schools is exempt and there is no problem with RSA 28-A. **Vote 15-0.**

SB 317-FN, establishing a screening panel to review complaints to occupational and professional regulatory boards and establishing an appeals board to review decisions by occupational and professional regulatory boards. **INEXPEDIENT TO LEGISLATE**

Rep. Judson K. Dexter for Executive Departments and Administration: The committee is sympathetic to the sponsors' concerns with the Board of Medicine. However, the bill would apply to every occupational, professional and regulatory board and commission in the state. Further, we just passed legislation that requires a performance audit of the Board of Medicine, which will address the implied problems with recommendations for correction. This has worked for the Board of Mental Health and others. **Vote 16-0.**

SB 342, relative to the treatment of glaucoma by optometrists. **OUGHT TO PASS**

Rep. A. Laurie Harding for Executive Departments and Administration: This bill addresses changes in the optometry (OD) practice related to glaucoma. Both the ophthalmologists and optometrists agreed to the changes in this bill. **Vote 14-0.**

SB 354-FN, requiring security officers of the New Hampshire hospital security force to be fully certified as police officers and

including such security officers in group II of the New Hampshire retirement system. **REFER FOR INTERIM STUDY**

Rep. Judson K. Dexter for Executive Departments and Administration: The committee is in support of moving the New Hampshire Hospital security force to group II as they meet the certification requirements. However, there were a number of questions about split benefits and retirement for the officers caught in the transition. It should always be a concern that our best intended efforts do not inadvertently harm the people we serve. Please give us the opportunity to ferret out the answers to our concerns. **Vote 14-2.**

SB 404, relative to retirement benefits, service credits, and administration of the Manchester employees' contributory retirement system. **OUGHT TO PASS**

Rep. Maurice L. Pilotte for Executive Departments and Administration: This bill allows the Manchester contributory retirement system to make the following benefits available to its members: (1) rollover of section 415 of IRS code – qualified funds to purchase earned service credit; (2) calculation of benefits and optional benefits. The bill also provides: (1) for the correction and or collection for benefits underpayments or overpayments and (2) for requiring spousal acknowledgement of retirement options by retirees. **Vote 15-0.**

JUDICIARY

SB 284-FN, establishing a third full-time justice position in the Manchester, Nashua, and Concord District Courts and equalizing the annual salaries of all justices of the Manchester, Nashua, and Concord District Courts. **OUGHT TO PASS WITH AMENDMENT**

Rep. Bea Francoeur for Judiciary: The committee voted to establish a full time Justice for the Nashua and Manchester district courts, due to extremely heavy case loads. Currently, part-time per diem special justices from around the state rotate in to the court to alleviate the problem, but there continues to be a backlog of cases, and some must wait months for access to justice. The amendment changes the effective date to conform to the next budget cycle. **Vote 15-3.**

SB 286-FN, relative to notice to defendants in small claims actions. **OUGHT TO PASS WITH AMENDMENT**

Rep. James E. Wheeler for Judiciary: This bill changes the way initial notice is sent to defendants in small claims actions, from certified mail to first class mail. Certain protections were built into the law to provide for service by the sheriff, if the defendant does not respond. The committee believes that this will be as effective as certified mail and also provide a more efficient process than the one currently in place. Because the elimination of certified mail results in a cost savings, the committee believes the savings should be passed on to the plaintiff and, accordingly, reduced the legislatively mandated surcharge by five dollars, the approximate amount of the savings. **Vote 18-0.**

MUNICIPAL AND COUNTY GOVERNMENT

SB 231, relative to the residency requirement to qualify for the elderly property tax exemption. **OUGHT TO PASS WITH AMENDMENT**

Rep. Nancy K. Johnson for Municipal and County Government: This bill eliminated any residency requirement to qualify for the elderly property tax exemption. The committee understood that the intent was to make it easier for new elderly residents to qualify for the exemption, but felt that some residency requirement was prudent. There are other exemptions that are subject to residency requirements and there was no compelling testimony to eliminate the requirement completely. As a compromise, the original bill was amended to change the residency requirement to 3 years rather than none. **Vote 14-0.**

SB 269, ratifying certain actions at the 1996 Seabrook annual town meeting. **OUGHT TO PASS WITH AMENDMENT**

Rep. Gilman C. Shattuck for Municipal and County Government: This seeks to ratify certain actions taken at the 1996 Seabrook annual town meeting. It was the full intent of the town of Seabrook to become an official ballot town when the town voted on Article 3 of the Town Warrant on March 12, 1996. Although the town voted to become an official ballot town, they fail to also vote to change their charter. Due to the fact that Seabrook is a charter community, it would also require a vote to amend the charter to become an SB 2 town. The committee heard testimony that there had not been any attempt to change the form of government since this vote in 1996. All meetings of the town were televised so that the citizens of Seabrook were kept informed of the actions of the municipality. The Secretary of State as well as the Attorney General's Office was consulted to determine the appropriate language for the amendment. The amendment legalizes, ratifies, and confirms actions taken at the March 12, 1996 Seabrook Annual Town Meeting with regard to Article 3 of the Town Warrant. **Vote 15-0.**

PUBLIC WORKS AND HIGHWAYS

SB 254, renaming a certain bridge in the town of Stratford the Janice Peaslee Bridge. **OUGHT TO PASS**

Rep. Gene G. Chandler for Public Works and Highways: Representative Janice Peaslee is a Vermont Legislator who almost single-handedly fought the battle; not only in her state; but ours, to reopen the bridge between Stratford, New Hampshire and Maidstone, Vermont. This bridge provides a vital link between the two states, not only providing faster emergency services, but also economic benefits to both states, thereby helping New Hampshire's north country economy. North country legislators and the Town of Stratford are in favor of naming this bridge for the person most responsible for its rebirth. **Vote 12-2.**

TRANSPORTATION

SB 233, relative to motorcycle rider education. **OUGHT TO PASS**

Rep. Sherman A. Packard for Transportation: This bill makes a minor change in the current motorcycle education program. It allows for the state to use a national recognized motorcycle education program other than the Motorcycle Safety Foundation Course. **Vote 10-0.**

SB 281-FN, establishing an organ and tissue donor registry. **OUGHT TO PASS WITH AMENDMENT**

Rep. Stephen H. Nedeau for Transportation: This bill establishes a donor registry for anatomical gifts, allowing people to indicate their wishes to the division of motor vehicles. The only change to the present bill is adding the word address to now say, "serving the state access to names, dates of birth, address and dates of registration of licensed drivers and individuals who obtain a nondriver's picture identification card who have registered with the division of motor vehicles as organ and tissue donors for the purpose of identifying those individuals as organ and tissue donors". **Vote 12-0.**

SB 288-FN, relative to street rods. **INEXPEDIENT TO LEGISLATE**

Rep. Sherman A. Packard for Transportation: This bill, as introduced, would have changed the current street rod laws. It would have weakened the safety requirements. The Senate amended it, but did not fix the changes it would have made to current street rod legislation. We looked at several different amendments, but the committee felt that they would be counterproductive. The committee felt that there was no compelling reason to change the law, especially when there was an outpouring of protest about this bill from the National Street Rod Association and citizens who have invested lots of money in these custom cars. **Vote 11-0.**

SB 357-FN, relative to eligibility for motorcycle licenses. **OUGHT TO PASS**

Rep. Sherman A. Packard for Transportation: This is one of three bills put forth this session to try to decrease the increase in motorcycle accidents and fatalities. This bill will require anyone seeking a motorcycle permit to pass a written test before receiving a permit. It will also require anyone who fails the motorcycle driver test twice (given by the Department of Safety) to take the motorcycle education course. It is a fact that new riders who have not taken the motorcycle education course are much more likely to be involved in an accident or fatality. This bill has been endorsed by the New Hampshire Motorcyclists' Rights Organization which has represented New Hampshire motorcyclists for over 30 years. **Vote 12-0.**

WEDNESDAY, APRIL 19
REGULAR CALENDAR

COMMERCE

SB 374-FN, relative to the state children's health insurance program. **OUGHT TO PASS WITH AMENDMENT**

Rep. Martha S. McLeod for Commerce: This bill, as amended, requires the Department of Health and Human Services to expend the funds appropriated by the House for the New Hampshire Healthy Kids Program for that purpose and not to transfer or expend the funds on any other program. **Vote 17-2.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 324, requiring notification concerning certain offenders against children. **OUGHT TO PASS WITH AMENDMENT**

Rep. Peter M. Sullivan for Criminal Justice and Public Safety: This bill is enabling legislation. Under this bill, municipalities would be allowed to enact ordinances requiring that neighbors of registered sex offenders be notified of the offender's presence in the community. A municipality that chooses to enact such an ordinance would be able to establish its own definition of "neighbor"; this way, communities as diverse as Manchester and Whitefield can tailor the ordinance to meet their own unique circumstances. The majority of the committee believes that this legislation is a sensible way of helping communities protect their residents through the responsible sharing of information. **Vote 10-9.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 249, allowing a master electrician to have 2 apprentice electricians under his or her supervision, and relative to examinations of electricians by the electricians' board. **OUGHT TO PASS**

Rep. Judson K. Dexter for Executive Departments and Administration: This bill allows a master electrician to have up to two apprentices to work for him/her under direct supervision. It does not require the master to have any apprentices. Currently the master can only have one apprentice, and while the committee spent a great deal of time discussing direct supervision of two apprentices, the majority felt that there were many positive facts that support this legislation. **Vote 12-4.**

SB 358-FN, relative to an advanced registered nurse practitioner's duty to warn of violent acts of patients. **OUGHT TO PASS WITH AMENDMENT**

Rep. A. Laurie Harding for Executive Departments and Administration: This bill corrects the section on "Duty to Warn" in the Nurse Practice Act that this legislature amended last year. These changes clarify that all Board of Nursing licensees have a

duty to warn an appropriate “supervisor or treating provider” if they are concerned about the potential for violent behavior on the part of a patient. The amended version of the bill also requires that “psychiatric ARNP’s shall make reasonable efforts to communicate the threat to the victim or victims, notifying the police department closest to the client’s or potential victim’s residence, or obtaining civil commitment of the client to the state mental health system.” **Vote 13-4.**

FINANCE

SB 294-FN-A, authorizing 7 additional state troopers and making an appropriation therefor. **OUGHT TO PASS WITH AMENDMENT**

Rep. Robert Wheeler for Finance: The committee agreed with the House policy regarding the hiring of troopers, however we were concerned about the availability of funding. **Vote 12-7.**

SB 308-FN-A, making an appropriation for school building aid. **OUGHT TO PASS**

Rep. Linda T. Foster for Finance: Unfortunately, the consequences of SB 38 that changed the eligibility requirements for certain school districts and increased school budget aid by approximately \$1,000,000, were not included in the current budget. The committee believes that the state should honor its commitment and not shift the cash flow burden. **Vote 17-2.**

SB 327, establishing the New Hampshire civil war cannon restoration fund. **OUGHT TO PASS WITH AMENDMENT**

Rep. Robert Wheeler for Finance: This bill creates a fund in the state treasurer’s office to accept grants, gifts, and donations for the purpose of restoring civil war cannons. The fund is organized for charitable and educational purposes within section 501(c)(3) of the IRS code, and will not require any state dollars from general or other funds. **Vote 19-0.**

MUNICIPAL AND COUNTY GOVERNMENT

SB 337, relative to the sale and repurchase of property acquired by tax deed. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Harry S. Gale for the **Majority** of Municipal and County Government: This bill would allow municipalities to inspect property acquired by tax deed prior to offering the property for sale. If anyone, including a municipality, is a landlord, inspection of the property can happen with reasonable notice as stated in RSA 540:2 and 3. This bill makes the former owner of a tax deeded property liable for the costs incurred by the municipality for repairs and maintenance, which is already in law in RSA 80:90,I(e). The majority feels this legislation is unnecessary, since local communities already have the legal authority to deal with the problem(s) and issues raised by the proponents. Uncomfortable as it may be, aggressive enforcement of current existing laws and authority seems to be the appropriate solution. The committee only heard testimony from one municipality. The majority of the committee feels that if this was a statewide issue, there would have been testimony from other municipalities, especially from the cities. The next section of this bill addresses the reduction in time that any former owner has available to redeem the property, from three years to only a single year. It is becoming more difficult for some taxpayers to pay their property taxes, especially our elderly. The majority of the committee feels that reducing the time for these individuals to be able pay their taxes and keep their home from three years down to a single year is an unwarranted taking by the municipality. The majority of the committee feels that the property rights and the traditional belief of “one’s home is one’s castle” is greatly affected by reducing this time. The majority of the committee further feels that keeping the tax lien/deed process the way it currently is in law is in the best interest of all New Hampshire landowners. **Vote 10-7.**

Rep. Jessie L. Osborne for the **Minority** of Municipal and County Government: The minority of the committee believes that this bill would give municipalities the ability to access and upgrade the property acquired through tax deed and provide a municipality the right to protect itself from liability by upgrading to code said property. It would also permit the municipality to reduce the repurchase time for the previous owner. The repurchase agreement would also require the previous owner to pay for all code upgrades and back taxes within a set period of time. This reduces the amount of time from 3 years to one year the right of the Municipality to recoup all costs regarding the sale and updating of the property taken in lieu of taxes through a tax deed. Under current law, the municipality can dispose of the property 30 days after certified mail notice, but if the owner cannot be found or avoids the notice, he has up to 3 years before the municipality can dispose of the property. This bill reduces that time to 1 year. The committee heard of many cases, particularly in Berlin, which justify the reduction of the period for a landlord to redeem the property taken for property tax default of 3 years. Currently the total time to recoup losses can be a total of 6 years including the 3 years of tax liens.

TRANSPORTATION

SB 310-FN, establishing gold star number plates and relative to special number plates for veterans. **WITHOUT RECOMMENDATION**

LAID ON TABLE

HB 646-FN-LOCAL, relative to teachers who are not deemed highly qualified pursuant to the No Child Left Behind Act. (Pending question adoption of committee report of Ought to Pass with Amendment.)
HB 1229-FN, prohibiting the use of false documentation for employment, government services, or permits. (Pending question is

Ought to Pass.)

HB 1703-FN, requiring certain employers to report on the percentage of payroll which is being spent on health insurance premiums for employees. (Pending question is Ought to Pass.)

HB 1726-FN, requiring the state to pay legal fees for certain supreme court justices. (Pending question is the adoption of the committee report of Ought to Pass With Amendment)

HOUSE BILLS AMENDED BY THE SENATE

HB 37-FN, relative to health insurance coverage for full-time students on medical leaves of absence. (SJ 4/6/06)

HB 153-FN, relative to the collection of debts owed to the state. (SJ 2/2/06)

HB 334, relative to the type of notice provided in court proceedings. (House Concurred 4/5/06)

HB 349, relative to placement and removal of political advertising. (SJ 4/6/06)

HB 413, relative to the appointment of the chief justice of the superior court and the number of superior court associate justices. (House Concurred 4/5/06)

HB 460-FN, relative to the reimbursement to certain providers by the bureau of emergency communications. (House Concurred 4/5/06)

HB 544, relative to the land and community heritage program. (House Concurred 4/5/06)

HB 582, relative to the policy for records management. (House Nonconcurrent, C of C 4/5/06)

HB 599-FN, requiring disclosure to consumers of the presence of event data recording devices in new motor vehicles. (SJ 2/16/06)

HB 649-FN-A-L, establishing a commission to study the costs and funding of medicolegal investigations and autopsies. (House Concurred 4/5/06)

HB 718-FN-A, relative to a state active duty death benefit for activated members of the New Hampshire national guard and making an appropriation therefor. (SJ 4/6/06)

HB 719-FN, recodifying the Articles 1 and 7 of the Uniform Commercial Code. (House Concurred 4/12/06)

HB 1108, relative to the transfer of funds among PAUs within a department. (SJ 4/6/06)

HB 1147, relative to the conduct of recounts. (House Concurred 4/5/06)

HB 1228-FN, relative to the sale or lease of state-owned real estate. (SJ 4/6/06)

HB 1294, relative to antique snowmobiles. (SJ 4/6/06)

HB 1349, relative to costs of personnel and rates for equipment use in hazardous waste incidents. (SJ 4/6/06)

HB 1402, establishing the standard of care for certain individuals or nonprofit entities in constructing, maintaining, or improving trails for public recreational use, and establishing a committee to study the standard of care applicable to landowners, lessees, and occupants for the use of public recreational land. (House Concurred 2/2/06)

HB 1420-FN, prohibiting remote control and Internet hunting and relative to exceptions to the prohibitions on the sale of firearms to minors and the furnishing of arms to persons under 16. (SJ 4/6/06)

HB 1657, establishing a wildlife legacy initiative for gifts and donations for fish and wildlife conservation programs. (House Concurred 4/5/06)

HB 1724-FN, relative to compensation and benefits for reserve and national guard members who are state employees. (SJ 4/6/06)

HB 1754, relative to canteen privileges at veterans' clubs licensed by the liquor commission. (SJ 4/6/06)

COMMITTEE OF CONFERENCE

HB 582, relative to the policy for records management. (Reps. Pilotte, Fitzgerald, Millham and Irwin)

COMMITTEE MEETINGS

MONDAY, APRIL 17

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

10:30 a.m. Regular meeting.

ISSUES RELATIVE TO CONSTRUCTION AND DEMOLITION WASTE STUDY (HB 517, Chapter 205:1, Laws of 2005), Room 304, LOB

3:00 p.m. Regular meeting.

TUESDAY, APRIL 18

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

8:30 a.m. Chapter 259:16,III, Laws of 2005 – Enterprise Resource Plan. Approval of expenditure of appropriated funds.

CHILDREN AND FAMILY LAW, Room 206, LOB

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

COMMERCE, Room 302, LOB

9:00 a.m. Subcommittee work session on **SB 230**, relative to the qualifications and liability of the medical director responsible for utilization review under the managed care law.

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

11:00 a.m. **Rescheduled** subcommittee work session on **SB 394**, establishing the Trust Modernization and Competitiveness Act.

ELECTION LAW, Room 308, LOB

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

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:00 a.m. Public hearing on a proposed amendment to **SB 405**, relative to the acceptance of certain tax-sheltered funds by the Manchester employees' contributory retirement system. The proposed amendment deals with the NH retirement system board of directors. Copies of the proposed amendment are available from the Sergeant-at-Arms office.

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

FINANCE, Rooms 210-211, LOB

10:00 a.m. Full committee work and executive session on pending legislation.

FINANCE – (DIVISION III), Room 209, LOB

Immediately following the executive session work sessions on the following bills:

SB 306-FN-A, establishing a quality early learning opportunity initiative and making an appropriation therefor.

SB 373-FN-A, relative to a public health response to arbovirus.

SB 399-FN, relative to the powers of state government in the event of a pandemic.

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

1:00 p.m. Ad hoc committee on stroke caucus.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 303, LOB

9:00 a.m. Subcommittee work session on **SB 267**, relative to the definition of employee and clarifying the criteria for exempting workers from employee status.

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

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Full committee work session on **SB 386**, relative to large groundwater withdrawals.

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Public hearing on proposed amendment to **SB 389**, establishing a committee to study energy efficiency programs funded by the system benefits charge. The proposed amendment is relative to renewable energy and divestiture of PSNH generation assets. Copies of the proposed amendment are available from the Sergeant-at-Arms office.

10:00 a.m. Full committee work session on **SB 244**, relative to alternative regulation of small incumbent local exchange carriers and relative to unclaimed deposits for utility services.

11:00 a.m. Full committee work session on **SB 314-FN-L**, establishing minimum renewable standards for energy portfolios.

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

WAYS AND MEANS, Room 202, LOB

9:45 a.m. Subcommittee work session on **SB 371-FN**, relative to the continuation of certain wetlands fees.

10:00 a.m. **SB 200**, establishing the uniform athlete agents act.

10:30 a.m. **SB 295-FN**, relative to registration of business entities.

11:00 a.m. **SB 131-FN**, establishing a school choice certificate program.

Full committee work and executive session on pending legislation and revenues.

11:30 a.m. Subcommittee work session on **SB 384-FN-A-L**, establishing a temporary one-time exemption from the real estate transfer tax for certain transfer of family farm or open space land.

WEDNESDAY, APRIL 19

COMMERCE, Room 302, LOB

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

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

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

JUDICIARY, Room 208, LOB

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

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

During the lunch break from the House session, executive session on pending legislation.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

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

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Immediately following the House session, executive session on **SB 232-FN-A**, making a capital appropriation to the department of health and human services for a dental facility in the town of Tamworth.

WAYS AND MEANS, Room 202, LOB

Immediately following the House session, full committee work and executive session on pending legislation and revenues.

THURSDAY, APRIL 20

COMMERCE, Room 302, LOB

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

EDUCATION, Room 207, LOB

9:00 a.m. Executive session on pending legislation.

1:00 p.m. Visit to the Kimball School to view a reading recovery program.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

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

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:00 a.m. Executive session on pending legislation.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Full committee work and executive session on pending legislation.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

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

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

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

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Executive session on pending legislation.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. Full committee work and executive session on pending legislation and revenues.

FRIDAY, APRIL 21

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

9:00 a.m. Regular meeting.

HISTORICAL COMMITTEE (RSA 17-I), Room 103, State House

11:00 a.m. Regular meeting

RIGHT-TO-KNOW OVERSIGHT COMMISSION (RSA 91-A:11), Room 202, LOB

10:00 a.m. Regular meeting.

MONDAY, APRIL 24

LOW-INCOME ELECTRIC ASSISTANCE PROGRAM REVIEW COMMITTEE (SB 228, Chapter 298:4, laws of 2005), Room 209, LOB

10:00 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, APRIL 25

EDUCATION, Room 207, LOB

10:30 a.m. Ad hoc committee to review the special education statutes.

PROCUREMENT METHODS FOR PUBLIC WATER PROJECTS BY STATE AND LOCAL GOVERNMENT AGENCIES (HB 157, Chapter 132:1, Laws of 2005), Room 307, LOB

10:00 a.m. Regular meeting.

FRIDAY, APRIL 28

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), DRA, Training Room, 57 Regional Drive, Concord

9:30 a.m. Regular meeting.

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

9:00 a.m. Regular business.

9:30 a.m. Audits: State of New Hampshire Highway Fund financial statements for the fiscal year ended June 30, 2005.
State of New Hampshire comprehensive annual financial report for the year ended June 30, 2005.

MONDAY, MAY 1

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

10:00 a.m. Regular meeting.

WEDNESDAY, MAY 3

EDUCATION OF CHILDREN WITH DISABILITIES ADVISORY (RSA 186-C:3-b), Department of Education, Room 15, 101, Pleasant Street, Concord

4:00 p.m. Regular meeting.

FRIDAY, MAY 5

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

9:00 a.m. Continued regular meeting.

PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:25-a), Mountainview Room, 3rd Floor, Young Student Center, Keene State College

9:30 a.m. Campus Tour.

MONDAY, MAY 8

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

1:00 p.m. Regular meeting.

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

1:00 p.m. Regular meeting.

ISSUES RELATIVE TO THE COMPREHENSIVE SHORELAND PROTECTION ACT (SB 83, Chapter 209:1, Laws of 2005), Room 305, LOB

10:00 a.m. Regular meetings.

NEW HAMPSHIRE LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4), CDFA Board Room 14 Dixon Avenue, Concord

9:00 a.m. Regular meeting.

FRIDAY, MAY 12

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

9:30 a.m. Regular meeting.

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

1:00 p.m. Regular meeting.

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

10:00 a.m. Regular meeting.

FRIDAY, MAY 19

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

9:00 a.m. Regular meeting.

FRIDAY, MAY 26

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

9:30 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, April 28th at 9:00 a.m. at the County Complex, Bouchard Building, Goffstown. Please call Marcia at 627-5631 if you cannot attend.

Rep. Nelson S. Allan, Chairman
Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet to review the first quarter budget on Friday, April 21 at 9:30 a.m. at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood.

Rep. David A. Welch, Clerk
Rockingham County Executive Committee

NOTICE

Reservations for the use of the Upham Walker House are now being made with Doug Dolcino, Director of Operations for the General Court, at 271-3324.

W. Douglas Scamman, Speaker

NOTICE

Recently ordered legislative license plates are available from Dick Amidon, in the Speaker's Office. The following members may pick up their plates, and are requested to bring their current registrations with them, in order to complete the paperwork: Reps. Marple, Mary Ellen Martin, Rosen and Stepanek.

Dick Amidon, Chief of Staff

REVISED FISCAL NOTES

The following HBs have revised fiscal notes: HBs 76, 100, 234, 317, 325, 345, 347, 349, 380, 489, 515, 634, 638, 642, 645, 646, 649, 653, 657, 669,678, 688, 690, 716, 718, 1108, 1128, 1167, 1182, 1215, 1221, 1222, 1223, 1227, 1228, 1231, 1241, 1274, 1331, 1337, 1419, 1426, 1427, 1436, 1455, 1459, 1463, 1464, 1465, 1468, 1470, 1474, 1489, 1595, 1514, 1515, 1578, 1593,1597,

1601,1609, 1611, 1612, 1624, 1626, 1631, 1645,1648, 1652, 1656, 1657, 1661, 1670, 1671, 1676, 1677, 1679, 1681, 1683, 1691, 1692, 1693, 1694, 1695, 1697, 1698, 1699, 1701, 1702, 1704, 1707, 1708, 1709, 1710, 1711, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1722, 1723, 1724, 1726, 1725, 1727, 1728,1730, 1731, 1732, 1734, 1735, 1741, 1742, 1745, 1744, 1747, 1765, 1766, 1767, 1768. SBs 22, 103, 107, 110, 131, 175, 232, 249, 262, 268, 281, 282, 288, 300, 306, 310, 314, 325, 342, 358, 363, 367, 371, 374, 379, 380, 384, 386, 403.

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.

Robert F. Chabot, 73 Joseph Street, Manchester, NH 03102-2312

Bruce F. Hunter, 23 Channel Lane, Goffstown, NH 03045-5265

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

Ed M. Putnam, II, 12 Wakefield Drive. Hampstead, NH 03841-2611

Clair A. Snyder, 46 Colonial Village, Somersworth, NH 03878-1558

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.

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

Rep. Michael A. Balboni

The Main Street Republican Caucus will meet every Wednesday at 8:00 a.m. at the Upham Walker House. All Republicans are welcome.

Rep. Kenneth H. Gould

We will be collecting used cell phones for soldiers in the anteroom at the back of Representatives Hall on session days in April. If you have a cell phone that you no longer use please bring it with you and donate it.

Rep. Ken Hawkins

NH GENERAL COURT MAIL RECEIPT POLICY

No legislative employee shall accept hand delivered mail that does not include a complete return address clearly displayed on the envelope. Any legislative employee responsible for opening hand delivered mail shall secure the envelope to the contents. Legislative employees that accept and distribute mail for their department, shall not accept mail hand delivered from any person not employed by the General Court to be distributed to numerous members or staff, unless authorized by the Chief of Staff(s).

W. Douglas Scamman, Speaker

To all legislators and staff: You are all invited to Room 307, LOB for a day of Free Massages from 10:00 a.m. to 2:00 p.m. on **April 18th**. This is sponsored by the NH Chapter of the National Association of Massage Therapists.

Rep. Benjamin C. Barood

The University of New Hampshire Alumni Association and Parents Association are pleased to invite members of the New Hampshire General Court and staff to the annual UNH Legislative Breakfast on Wednesday, **April 19th** from 7:30 to 9:00 a.m. at the New Hampshire Historical Society Tuck Library, Park Street, Concord. Learn how undergraduate student researchers at UNH are rising to meet today's most compelling challenges in New Hampshire and the world.

Rep. Marjorie Smith

This year's Earth Day Celebration at the State House will be held in the lobby of the Legislative Office Building on **April 19th** at 9:00 a.m. The celebration will include a press conference, proclamation from the Governor and short presentations from many state agencies and groups, representatives from the agriculture industry and state legislators.

Rep. Jane Beaulieu

The NH Afterschool Evaluation Task Force, co-chaired by PlusTime NH and the NH Department of Education, is releasing the first statewide evaluation of academically focused afterschool programs next Wednesday, **April 19th**. Following the release, join them for a free lunch from 12:30 to 2:00 p.m. in the Upham Walker House.

Rep. Martha McLeod

To All Legislators: The New Hampshire Legislators and legislators across the country are rightfully asking, "Are we spending wisely on substance abuse programs," well let's try to answer that question. You are invited to a conference on **April 21st** in Rooms 205-207, LOB from 1:00 to 4:00 p.m. We have invited (through NCSL) Dr. Thomas McLellan, noted expert on substance abuse treatment who will describe what we can and cannot expect by way of treatment and how to ask the right questions of our substance abuse managers. Are tax dollars used effectively? Is treatment working? Also joining in the conference will be Health and Human Services Director, Joe Harding, NCSL representative Allison Colker and Bonnie Catone from the Treatment Research Institute. I encourage your attendance so you can brief the folks back in your voting district. See you there!

Rep. Peter L. Batula

All General Court members are cordially invited to attend a presentation on **April 25th** from noon to 1:00 p.m. in Conference Rooms 1 and 2, H. Taylor Caswell, Jr. Physicians Office Building, Littleton Hospital, Littleton. The presenter is Jason Stull, DVM, State Public Health Veterinarian, NH Department of Health and Human Services and Assistant Clinical Professor, University of New Hampshire. This lecture will: 1) Provide a background on Eastern Equine Encephalitis (EEE), West Nile Virus (WNV), and Lyme disease., 2) discuss the historic human and animal impacts of these diseases in New Hampshire, 3) identify key measures for control and prevention, and 4) discuss effective ways to best communicate risk and prevention methods to the public. This presentation is part of the 2005-2006 Public Health Grand Round series and is cosponsored by the University of New Hampshire's Masters in Public Health Program, the NH Public Health Association and Littleton Hospital. To register for this event, please call or e-mail Chris Hamann by April 18th at 862-2733 or chris.hamann@unh.edu. Lunch vouchers will be provided to the first 40 registrants.

Rep. James P. Pilliod

The Osteoporosis Education and Prevention Council is hosting a legislative event on **April 26th** at the Upham Walker House. There will be lunch snacks of yogurt, milk, hummus, crackers and cheese, fruit and veggies. Exhibits and educational material will be available. The event takes place from 11:00 a.m. to 1:30 p.m. All staff and legislators are welcome.

Rep. Barbara French

The Nashua Republican City Committee is having a reception with Governor George Pataki on Friday, **April 28th** at 7:00 p.m. at the home of Rep. Bea Francoeur. Tickets are \$25 each and can be purchased from Reps. Crane or Price.

Rep. Pamela G. Price

The NH Federation of Republican Women's Annual Lilac Luncheon will be held on Monday, **May 1st** at CR Sparks in Bedford, beginning at 11:00 a.m. Lunch will be served at noon. Special guest speaker will be Chef Roland Mesnier, White House Pastry Chef for 25 years and for 5 presidents, and author of "Dessert University." The books will be available to purchase and the book signing by Chef Mesnier will follow the luncheon. For tickets, contact Rep. Stella Scamman. Tickets are \$50 and must be purchased by April 24. Hope you can join us.

Rep. Stella Scamman

The Executive Departments and Administration Committee will host its eighth reunion luncheon at noon on Thursday, **May 4th** at the Red Blazer Restaurant. Invitations have been sent out and should have been received by all past members of the committee. We want to make sure that we do not forget anyone. If you have not received an invitation, or are aware of any alumni who wish to attend and have not been contacted, please call Rep. Francis B. Sullivan at 622-1933, or e-mail frankatpausul@comcast.net or contact the Executive Departments and Administration Committee office at 271-3065.

Rep. Francis B. Sullivan

The Belknap County Republican Committee will host a Lincoln Day Dinner Cruise on M/S Mount Washington on Friday, **May 5th** from 5:30 to 9:00 p.m. All members and guests are invited to join us in kicking off summer and the 2006 election season with an evening on Lake Winnepesaukee. Tickets are \$35 per person and can be obtained from Reps. Mike Whalley, Ralph Rosen or Frank Tilton. Carroll County or Grafton County individuals can obtain tickets from Rep. Betsey Patten or Bill Gabler respectively.

Rep. Franklin T. Tilton

The Seacoast Republican Women invite you and your friends to a Spring Fashion Show and Luncheon (of men, women, and children's fashions) on Tuesday, **May 16th** starting at 11:00 a.m. at the Granite Rose, 22 Garland Drive, Hampstead. Some of our esteemed legislators will serve as models. Tickets are \$45.00. Reservations can be made PRIOR to May 5th by making checks payable to SRW and mailed to Jeannie Sangenario, 39 Hampton Meadows, Hampton, NH 03842

Rep. Nancy F. Stiles

Save the date! On Wednesday, **May 17th** the New Hampshire Women's Lobby will hold its annual Spring Celebs 2006 Awards Celebration at the Concord City Auditorium (Green and Prince Streets) from 4:30 to 6:30 p.m. We hope you'll plan to join us as we honor legislators and citizens making a difference for women and families in the Granite State.

Rep. Deanna P. Rush

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 19th**, 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 Police Department at 428-3213, if you have any questions.

W. Douglas Scamman, Speaker

STATE HOUSE VISITATION SCHEDULE 2005 & 2006 SCHOOL YEAR

	Virginia Drew, Public Information Administrator	Kenneth Leidner, Director	
<u>DATE</u>	<u>TIME</u>	<u>GROUP</u>	<u>Grade/Size</u>
April 17	9:30/11:00 SH/SC	Lincoln St. School – Exeter	4/60
April 17	12:30	Newmarket Elementary School	4/40
April 18	8:45	Henniker Community School	4/45
April 18	10:00/11:30 SH/HM	Garrison School – Dover	4/95
April 18	1:00	Red Hatters	15-20
April 18	1:00	Souhegan Valley Red Hatters	Adults/15-20
April 19	9:30/11:00 SH/HM	Bartlett Elementary School – Goffstown	4/60
April 20	9:30/11:00 SH/HM	Henry Wilson School – Farmington	4/100
April 21	9:30/11:00 SH/SC	Deerfield Elementary	4/75
April 21	12:30	Tuftonboro School	4/27
April 21	2:30	Sugar Hill Retirement Community-Wolfboro	Adults /15
April 24	10:30	Ray School – Hanover	4/45
April 25	9:30	John Fuller School – North Conway	4/40
April 25	11:00	Canaan Elementary School	4/40
April 26	9:30/11:00 SH/HM	Towle Elementary School- Newport	4/80
April 27	10:30	Ray School – Hanover	4/45
April 28	10:00/11:30 SH/HM	Seminary Hill School – West Lebanon	4/75

NOTICE

The 33rd Annual Bill White Memorial Legislative Golf Tournament is scheduled for Friday, **June 2, 2006** at the Waukewan Golf Course, Meredith, 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 15th** to Sandra Anderson at the LOB Lobby Desk. Checks should be made payable to Sandra Anderson.

W. Douglas Scamman, Speaker of the House

!

33rd Annual Bill White Memorial Golf Tournament
Waukewan Golf Course
Meredith, NH

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

Telephone: _____ Amount Enclosed: _____

WEDNESDAY, APRIL 19

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2006-1586h

Amendment to SB 231

Proposed by the Committee on Municipal and County Government - C

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

1 Conditions for the Elderly Exemption. Amend RSA 72:39-a, I(a) to read as follows:

(a) Has resided in this state for at least [5] 3 consecutive years preceding April 1 in the year in which the exemption is claimed.

2 Elderly Exemption; Procedures. Amend RSA 72:39-b, II to read as follows:

II. An elderly exemption, based on assessed value for qualified taxpayers, may be granted for a different dollar amount determined by the town or city, to a person 65 years of age up to 75 years, to a person 75 years of age up to 80 years, and to a person 80 years of age or older. To qualify, the person must have been a New Hampshire resident for at least [5] 3 consecutive years, own the real estate individually or jointly, or if the real estate is owned by such person's spouse, they must have been married to each other for at least 5 consecutive years. In addition, the taxpayer must have a net income in each applicable age group of not more than a dollar amount determined by the town or city of not less than \$13,400 or, if married, a combined net income of not more than a dollar amount determined by the town or city of not less than \$20,400; and own net assets not in excess of a dollar amount determined by the town or city of not less than \$35,000 excluding the value of the person's residence or, if married, combined net assets not in excess of a dollar amount determined by the town or city of not less than \$35,000 excluding the value of the residence. Under no circumstances shall the amounts of the exemption for any age category be less than \$5,000. The combined net asset amount for married persons shall apply to a surviving spouse until the sale or transfer of the property by the surviving spouse or until the remarriage of the surviving spouse.

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

AMENDED ANALYSIS

This bill changes the 5-year residency requirement of applicants for the elderly property tax exemption to a 3-year requirement.

2006-1806h

Amendment to SB 252

Proposed by the Committee on Executive Departments and Administration - C

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

2 Rulemaking; Speech Language Assistants. Amend RSA 326-F:5, V to read as follows:

V. The ~~[use of assistive personnel]~~ ***minimum qualifications of, requirements for direction and supervision of, and scope of tasks that may be performed by speech-language assistants. Such qualifications shall include a minimum of a 2-year associate's degree granted by a speech language pathology program accredited by an accrediting organization approved by the board.***

VI. The application and qualification for initial certification, certification renewal, and certification reinstatement of speech-language assistants.

VII. The investigation and discipline of certified speech language assistants.

3 New Subparagraph; Office of Allied Health Professionals; Board of Directors. Amend RSA 328-F:15 by inserting after subparagraph I(g) the following new subparagraph:

(h) Initial certification, certification renewal, and certification reinstatement of speech-language assistants, as defined in RSA 326-F:1, II-a.

4 New Section; Renewal of Certification. Amend RSA 326-F by inserting after section 6 the following new section:

326-F:6-a Renewal of Certification. Certification shall be renewed biennially in accordance with rules adopted pursuant to RSA 541-A.

5 New Section; Reinstatement of Certification. Amend RSA 326-F by inserting after section 7 the following new section:

326-F:7-a Reinstatement of Certification. The board shall reinstate a certification which has lapsed as a result of failure of the applicant to qualify for renewal or to submit the renewal application on time if the applicant:

I. Meets eligibility requirements for renewal.

II. Meets any reinstatement requirements established by the board in rules adopted pursuant to RSA 541-A.

III. Complies with any reinstatement application procedures established by the board in rules adopted pursuant to RSA 541-A.

IV. Pays the reinstatement fee.

6 Exemptions. Amend RSA 326-F:2,I to read as follows:

I. This chapter and RSA 328-F shall not apply to:

(a) Speech-language specialists who are certified under rules adopted by the board of education pursuant to RSA 21-N:9, II(s), unless they are also licensed under this chapter.

(b) *Speech-language assistants employed by all public schools and schools approved by the department of education.*

7 Exemption. Notwithstanding section 2 of this act, persons currently employed and supervised as speech-language assistants on the effective date of this act shall not be required to hold or acquire a 2-year associate's degree granted by a speech language pathology program accredited by a board-approved accrediting organization but shall be certified by the board upon application and payment of the established fee.

8 Effective Date. This act shall take effect January 1, 2007.

AMENDED ANALYSIS

This bill defines "speech-language assistant" for purposes of speech language pathology practice and requires speech-language assistants to be certified by the speech language pathology governing board. This bill also requires the office of allied health professionals to establish fees for initial certification, renewal, and certification reinstatement of speech-language assistants.

2006-1705h

Amendment to SB 262

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

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

1 New Sections; Administrator of Women Offenders and Family Services; Council Established. Amend RSA 21-H by inserting after section 14-a the following new sections:

21-H:14-b Administrator of Women Offenders and Family Services.

I. There is hereby created the position of administrator of women offenders and family services within the department of corrections. The administrator shall be responsible for programming and services for women offenders in the state adult correctional system including probation, parole, and state correctional facilities. The administrator of women offenders and family services shall be a classified position.

II. The administrator may:

(a) Establish goals and objectives for state correctional systems within the framework of the department's philosophy, including planning, organizing, implementing, directing, and monitoring state gender-responsive programs and services, as well as developing policies, procedures and standards for the provision of such programs and services. The administrator shall participate in the development, implementation, and review of all policies, directives, and standards that involve supervision of women offenders. The administrator shall also coordinate continuum and continuation of gender-responsive services to women offenders moving from one setting to another, and re-entering their communities.

(b) Write standards for, execute, and monitor all non-clinical contracts with service providers who work exclusively with women offenders. The administrator shall review and provide feedback on an ongoing basis on all clinical contracts and services for women offenders regarding consistency with contract language and gender-responsive principles.

(c) Establish and coordinate partnerships, and maintain working relationships within the department of health and human services, with other government agencies, with communities and with community-based organizations, volunteers, advocacy groups, the academic community, and other external stakeholders.

(d) Provide supervision and technical assistance to the women's facility warden and field managers regarding issues related to women offenders and gender-responsive programs, services, and practices. The administrator shall provide input into the evaluations of other facility wardens, field managers, and personnel relative to their roles in the supervision and provision of services for women offenders.

(e) Provide input regarding necessary data collection and evaluation to measure effective programming and supervision of women offenders. The administrator shall consult with and provide input with other directors regarding appropriate levels of staffing in both the field and institutions responsible for the management of women offenders. The administrator shall also confer with and make recommendations to the commissioner regarding women offender supervision and services and oversee the planning, development, and implementation of training guidelines for staff working with women offenders, and recommend changes in duties assigned to casework and security staff who work with women offenders.

(f) Act as a resource in cases of staff sexual misconduct involving women offenders and provide input into personnel actions for addressing misconduct involving staff who work with women offenders and misconduct involving women offenders.

III. The administrator shall:

(a) Prepare budget recommendations regarding women offenders' program services consistent with the departmental budget cycle. The administrator shall also engage in budget formation, grant applications, and resource allocation activities related to women offenders as assigned.

(b) Act as liaison to the interagency coordinating council for women offenders and the department of corrections.

21-H:14-c Interagency Coordinating Council for Women Offenders.

I. There is established an interagency coordinating council for women offenders.

II.(a) The members of the council shall be as follows:

- (1) One member of the governor's office, appointed by the governor.
- (2) One member of the senate, appointed by the president of the senate.
- (3) One member of the house of representatives, who shall be knowledgeable about county corrections, appointed by the speaker of the house of representatives.
- (4) The executive councilor representing district 5/Goffstown.
- (5) The commissioner of corrections.
- (6) The warden of the state prison for women.
- (7) The commissioner of health and human services, or designee.
- (8) The director of division of children, youth and families, or designee.
- (9) The attorney general, or designee.
- (10) The chief justice of the superior court, or designee.
- (11) The chief justice of the supreme court, or designee.
- (12) The commissioner of the department of education, or designee with knowledge of Title IX, Carl Perkins

Grants, and other federal funding sources.

(13) One member from the Hillsborough county government, appointed by the New Hampshire Association of Counties.

(14) One former inmate of the state prison for women who is no longer under correctional supervision, appointed by the governor.

(15) A representative from the New Hampshire commission on the status of women, appointed by the governor.

(16) A representative from the New Hampshire Coalition Against Domestic and Sexual Violence, appointed by the governor.

(17) A representative from New Hampshire Task Force on Women and Addiction, appointed by the governor.

(18) A representative from the Citizens Advisory Committee of the New Hampshire State Prison for Women, appointed by the governor.

(19) A community member with knowledge of correctional practices with particular expertise with female offenders, appointed by the governor.

(b) Legislative members of the council shall receive mileage at the legislative rate when attending to the duties of the commission.

III. The duties of the council shall be as follows:

(a) Identify opportunities for interagency cooperation in the effective management of female offenders.

(b) Develop memoranda of understanding outlining "in-kind" services or cooperation to provide services to incarcerated women and their children.

(c) Develop cross training opportunities to foster understanding of system responses to the shared population across agencies of incarcerated women and their children.

(d) Develop gender-specific treatment for co-occurring conditions and a continuity of treatment from incarceration to community.

(e) Coordinate interagency case management and re-entry planning.

(f) Assess the impact of incarceration on family relations during and after incarceration.

(g) Apply and administer federal and private sector grants for the furtherance of the duties of the council and the development of gender-responsive, trauma-informed management of female offenders and their children.

IV. The council shall meet at least monthly during its first year, then at least quarterly thereafter. The members of the council shall elect a chairperson from among the members. The first meeting of the council shall be held within 45 days of the effective date of this section. The first meeting of the council shall be called by the senate member. The council shall convene at the call of the chair when deemed necessary by the chairperson.

V. The term of each member appointed under paragraph III who has a term of office shall be coterminous with their term in office. The terms of the remaining members shall be for 3 years. Vacancies shall be filled for the remainder of the term in the same manner and from the same group as the original appointment.

VI. The council shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library annually on or before November 1.

2 New Classified Position; Funding. The position of administrator of women offenders and family services established under RSA 21-H:14-b, as inserted by section 1 of this act, shall be a classified position at labor grade 33. Funding for this position shall not affect the general fund appropriations reduction required in 2005, 176: 11. The funding for the administrator of women offenders and family services position shall be from the department of corrections' fiscal year 2007 operating budget.

3 Effective Date. This act shall take effect July 1, 2006.

2006-1818h

Amendment to SB 269

Proposed by the Committee on Municipal and County Government - C

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

1 Ratification of Actions since the 1996 Seabrook Annual Town Meeting. All acts, notices, votes and proceedings of the Town of Seabrook since 1996 and until the effective date of this act are hereby legalized, ratified, and confirmed against any challenge arising out of the adoption of Article 3 of the Seabrook town meeting held on March 12, 1996.

2 Effective Date. This act shall take effect September 12, 2006.

2006-1599h

Amendment to SB 281-FN

Proposed by the Committee on Transportation - C

Amend RSA 263:41, I as inserted by section 4 of the bill by replacing it with the following:

I. The director shall provide to federally-designated organ procurement organizations serving the state access to names, dates of birth, addresses, and dates of registration of licensed drivers and individuals who obtain a nondriver's picture identification card who have registered with the division of motor vehicles as organ and tissue donors for the purpose of identifying those individuals as organ and tissue donors. Such access shall be provided only with the prior written consent of the donor and shall be provided in a manner and form to be determined by the director following consultation with such organizations, and shall include electronic transmission of initial information and periodic updating of information.

2006-1632h

Amendment to SB 284-FN

Proposed by the Committee on Judiciary - C

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect July 1, 2007.

2006-1770h

Amendment to SB 286-FN

Proposed by the Committee on Judiciary - C

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

AN ACT relative to notice to defendants in small claims actions and reducing a surcharge on entry fees for small claims actions.

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

1 Small Claims Actions; Notice to Defendant. RSA 503:6 is repealed and reenacted to read as follows:
503:6 Notice to Defendant.

I. The court shall cause notice of the claim and the substance thereof to be given to the defendant, whether or not the defendant is a resident of this state, by sending a written statement to the defendant by postpaid first class mail, addressed to the defendant at the defendant's last known post office address and directing the defendant to indicate, in writing within 30 days from the date said notice is mailed, the defendant's desire to be heard. The notice shall inform the defendant that failure to respond in writing shall result in the service of the claim on the defendant by the sheriff, or in such other manner as the court shall order, the cost of which shall be the responsibility of the defendant if the plaintiff prevails.

II. If the notice is returned as undelivered, or the defendant does not respond in writing within 30 days, then the court shall direct the plaintiff to complete service on the defendant, at the expense of the plaintiff, as in all other actions at law.

III. If the defendant responds to the notice indicating a desire to be heard, the case shall be scheduled for hearing shortly thereafter. Both parties shall be notified by mail of the date and time of hearing, at least 14 days in advance.

2 Entry Fees; Small Claims Actions. Amend RSA 490:24, II to read as follows:

II. ***Except for small claims actions as provided in paragraph III,*** the sum of \$20 shall be added to each case entry fee and fee for a motion to bring forward collected in the supreme, superior, district, family, and probate courts, and these sums shall be deposited in the general fund.

III. The sum of \$15 shall be added to each case entry fee and fee for a motion to bring forward collected for small claims actions in the district courts, and these sums shall be deposited in the general fund.

3 Effective Date. This act shall take effect July 1, 2006.

AMENDED ANALYSIS

This bill changes requirements for notice to parties in small claims actions. This bill also reduces a surcharge on entry fees for small claims actions.

2006-1680h

Amendment to SB 294-FN-A
Proposed by the Committee on Finance - R

Amend the bill by replacing section 2 with the following:

2] Appropriation; Department of Safety. There is appropriated the sum of \$1 to the department of safety for the fiscal year ending June 30, 2007, for the purpose of funding the salaries, expenses, equipment, benefits, and in-state travel costs of 7 additional state troopers. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

AMENDED ANALYSIS

This bill authorizes the department of safety to hire 7 additional state troopers and makes an appropriation for this purpose.

2006-1683h

Amendment to SB 305-FN
Proposed by the Committee on Executive Departments and Administration - C

Amend the introductory paragraph of RSA 326-J:1, III(a) as inserted by section 1 of the bill by replacing it with the following:

(a) For purposes of accomplishing therapeutic recreation goals, recreational therapy may include:

Amend RSA 326-J:5, I(e) as inserted by section 1 of the bill by replacing it with the following:

(e) Successfully complete the proctored examination administered by the NCTRC.

Amend RSA 326-J:5 as inserted by section 1 of the bill by inserting after paragraph II the following new paragraph:

III. Notwithstanding paragraph I, the board may grant initial licenses to recreational therapists who were certified by the NCTRC prior to July 1, 2007 and who hold an active CTRS credential.

Amend RSA 326-J:6, I(b) as inserted by section 1 of the bill by replacing it with the following:

(b) Meet continuing competency requirements by completing a minimum of 30 hours of continuing education in formal courses approved by the board and other requirements established by the board rules adopted pursuant to RSA 541-A.

Amend the bill by replacing section 7 with the following:

7] Effective Date. This act shall take effect July 1, 2007.

2006-1759h

Floor Amendment to SB 310-FN
Proposed by Reps. Jennifer Brown, R. Williams and J. Flanders

Amend the bill by replacing section 1 with the following:

1] New Section; Gold Star Number Plates. Amend RSA 261 by inserting after section 87-b the following new section:
261:87-c Gold Star Number Plates.

I. The department shall furnish one set of special number plates, designed by the director with the approval of the commissioner, for one motor vehicle owned by a mother or father of a person killed while on duty in the United States armed forces. These gold star number plates shall be issued upon payment of the regular registration and number plate fees. The issuance of a set of such special number plates to a parent shall not preclude the issuance of another set of such special number plates to the other parent.

II. For purposes of this section, a motor vehicle is owned by a mother or father of a person killed while on duty in the United States armed forces if the mother or father of a person killed while on duty in the United States armed forces is the motor vehicle's owner under RSA 259:72, I, or if the legal ownership of the motor vehicle is held by a trust established by the mother or father of a person killed while on duty in the United States armed forces and the mother or father of a person killed while on duty in the United States armed forces has use of the motor vehicle or the motor vehicle is used for the transportation of the mother or father of a person killed while on duty in the United States armed forces. The director shall establish the documentation required for a motor vehicle held in trust to be eligible for plates under this section. The director shall not issue more than one set of plates under this section to any trust. A trustee of the trust or the administrator of the estate may be fined up to \$500 for failing to return within 60 days of the death of the mother or father of a person killed while on duty in the United States armed forces any plates issued under this section for a motor vehicle held in trust.

2006-1681h

Amendment to SB 324
Proposed by the Committee on Criminal Justice and Public Safety - R

Amend RSA 651-B:7, IV(c) as inserted by section 1 of the bill by replacing it with the following:

(c) A municipality may adopt an ordinance which requires that the neighbor of any person whose name appears on the list compiled under this section, and who has established residency in the municipality, be notified that such person is residing in the community. The local governing body shall establish the definition of "neighbor" that is best suited to the particular municipality.

AMENDED ANALYSIS

This bill allows a municipality to adopt an ordinance requiring that the neighbor of any person whose name appears on the list compiled under RSA 651-B:7, II, and who has established residency in the municipality, be notified of such person's release.

2006-1679h

Amendment to SB 327

Proposed by the Committee on Finance - R

Amend RSA 110-B:80 as inserted by section 1 of the bill by replacing it with the following:

110-B:80 Civil War Cannon Restoration Fund. The adjutant general is authorized to accept gifts, grants, or donations, from any public or private source, for the purpose of restoring the New Hampshire civil war cannons. All such monetary grants, gifts, and donations shall be deposited in a special fund, which shall be established in the office of the state treasurer and known as the New Hampshire civil war cannon restoration fund. The fund shall be nonlapsing and shall be kept separate and distinct from all other funds. The fund shall be continually appropriated to the adjutant general and used solely for the restoration of state civil war cannons. The fund shall be organized exclusively for charitable and educational purposes, within the meaning of those terms as used in section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and no part of the net earnings shall inure to the benefit of any individual.

AMENDED ANALYSIS

This bill establishes the New Hampshire civil war cannon restoration fund in the office of the state treasurer to be administered by the adjutant general.

2006-1768h

Amendment to SB 358-FN

Proposed by the Committee on Executive Departments and Administration - R

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

AN ACT relative to a nurse's duty to warn of violent acts of patients.

Amend the bill by replacing section 1 with the following:

1 Nurse Practice Act; Duty to Warn Of Violent Acts. RSA 326-B:33 is repealed and reenacted to read as follows:

326-B:33 Duty to Warn of Violent Acts of Client; Civil Liability.

I. A licensee has a duty to warn of, or to take reasonable precautions to provide protection from, a client's violent behavior when the client has communicated to the licensee, a serious threat of physical violence against a clearly identified or reasonably identifiable victim or victims or a serious threat of substantial damage to real property.

II. A licensee shall discharge the duty either by notifying the licensee's supervisor or the treating provider. A psychiatric ARNP shall discharge the duty by making reasonable efforts to communicate the threat to the victim or victims, notifying the police department closest to the client's or potential victim's residence, or obtaining civil commitment of the client to the state mental health system.

III. No monetary liability or cause of action based on breach of client privacy, confidentiality, or any other ground shall arise from an act or communication done in a good faith effort to discharge a duty.

AMENDED ANALYSIS

This bill requires licensed nurses to discharge the duty to warn of violent acts of patients by notifying the licensee's supervisor or the treating provider. Psychiatric advanced registered nurse practitioners must communicate the threat to the victim, notify the police department, or obtain civil commitment of the client.

2006-1783h

Amendment to SB 374-FN

Proposed by the Committee on Commerce - R

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

1 Healthy Kids Corporation; State Children's Health Insurance Program; Appropriation. Notwithstanding any other law, the entire amount appropriated in PAU 05-01-02-01-05, class 91, for the biennium ending June 30, 2007 shall be expended for program and administrative costs of the state children's health insurance program. All premiums accrued and collected from families shall be applied to the program costs. This appropriation shall not be transferred or used for any other purpose and shall not lapse.

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

AMENDED ANALYSIS

This bill requires the department of health and human services to expend the funds appropriated for the state children's health insurance program for that purpose and not to transfer or expend the funds on any other program.

2006-1736h

Amendment to SB 391-FN
Proposed by the Committee on Commerce - C

Amend the introductory paragraph of RSA 402-H:1, I and I(a)-(c) as inserted by section 1 of the bill by replacing them with the following:

I. "Administrator" or "third party administrator" or "TPA" means a person who directly or indirectly underwrites, collects charges or premiums from, or adjusts or settles claims on residents of this state, in connection with life, annuity, or health coverage or workers' compensation insurance, other than persons subject to regulation under RSA 281-A:5-d offered or provided by an insurer or under a self-funded governmental plan that is exempt from the provisions of the Employee Retirement Income Security Act pursuant to 29 U.S.C. section 1003(b)(1), except any of the following:

(a) An employer, or a wholly owned direct or indirect subsidiary of an employer, on behalf of its employees or the employees of one or more subsidiaries or affiliated corporations of such employer.

(b) A union on behalf of its members.

(c) An insurer that is authorized to transact insurance in this state pursuant to RSA 401 or a subsidiary or affiliated corporation of such insurer if the insurer and the subsidiary or affiliated corporation have overlapping directorates.

Amend RSA 402-H:1, VII as inserted by section 1 of the bill by replacing it with the following:

VII. "Insurer" means, for the purposes of this chapter only and except as provided in RSA 402-H:6, a person undertaking to provide life, annuity, or health coverage or workers' compensation insurance or self-funded coverage under a multiple employer welfare arrangement or a church plan in this state. For the purposes of this chapter, "insurer" may include an employer, a licensed insurance company, a prepaid hospital or medical care plan, or a health maintenance organization.

Amend RSA 402-H:1, IX-XII as inserted by section 1 of the bill by replacing them with the following:

IX. "Overlapping directorates" as applied to insurers and subsidiaries or affiliated corporations means that an insurer and a subsidiary or affiliated corporation of such insurer share a majority of their board of directors and officers.

X. "Person" means an individual or a business entity.

XI. "Sell" means to exchange a contract of insurance by any means, for money or its equivalent, on behalf of an insurance company.

XII. "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance from a particular company.

XIII. "Underwrites" or "underwriting" means, but is not limited to, the acceptance of employer or individual applications for coverage of individuals in accordance with the written rules of the insurer or self-funded plan for the overall planning and coordinating of a benefits program.

Amend RSA 402-H:4, IV(a) as inserted by section 3 of the bill by replacing it with the following:

(a) May share documents, materials, or other information, including the confidential and privileged documents, materials, or information subject to paragraph II, with other state, federal, and international regulatory agencies, with the National Association of Insurance Commissioners (NAIC), its affiliates or subsidiaries and with state, federal, and international law enforcement authorities, provided, that the recipient agrees to maintain the confidentiality and privileged status of the document, material, or other information. Such parties shall agree in writing prior to receiving the information to provide to it the same confidential treatment as required by this paragraph, unless the prior written consent of the company to which it pertains has been obtained;

Amend RSA 402-H:11, VIII as inserted by section 8 of the bill by replacing it with the following:

VIII. An administrator licensed or applying for a certificate of authority that administers or will administer benefit plans that are fully insured by an insurer that is not licensed in this state, multiple employer welfare arrangements, or church self-insured plans shall maintain a surety bond for the use and benefit of the commissioner that covers individuals and persons in New Hampshire who have remitted premiums or insurance charges or other moneys to the administrator in the course of the administrator's business in the greater of \$100,000 or 10 percent of the administrator's average daily client account balance during the preceding calendar year. However, in no event shall the bond be more than \$1,000,000. If an administrator cannot obtain a bond, then another security, including, but not limited to, cash or negotiable securities in an amount equal to the amount of the required surety bond shall be set aside in one or more trustee bank accounts in the state of New Hampshire under trust terms that require the commissioner's signature for any account activity, except the accumulation of interest or other funds into the account, and that allows the commissioner, by order, to disburse the trust funds for the satisfaction of policyholder or customer claims.

Amend RSA 402-H:11-a and 402-H:11-b as inserted by section 9 of the bill by replacing it with the following:

402-H:11-a Registration Requirement A person who directly or indirectly underwrites, collects charges or premiums from, or adjusts or settles claims on residents of this state, and who is not otherwise required to obtain a certificate of authority or license in connection with life, annuity, or health coverage provided by a self-funded plan shall register with the commissioner by March 1 of each year, verifying its status as herein described. The registration requirement shall not apply to those persons or entities that are specifically exempted by RSA 402-H:1, I. Registrants under this section shall not be required to hold a

certificate of authority as an administrator in this state or to meet the other requirements of this chapter.

402-H:11-b Exemption. An association administering a pooled risk management program operated pursuant to RSA 5-B or conducting business that is exempt from taxation under the Internal Revenue Code, section 115 shall not be required to obtain a certificate of authority or to meet the other requirements of this chapter for services provided in connection with the administration of its pooled risk management plans or its section 115 business, but shall be required to register with the commissioner pursuant to RSA 402-H:11-a. Pooled risk management program registration may be accomplished by providing the commissioner a copy of the informational filing required to be filed with the department of state pursuant to RSA 5-B:4.

Amend the introductory paragraph of RSA 402-H:12, I(a) as inserted by section 10 of the bill by replacing it with the following:

I.(a) Each **licensed** administrator shall file an annual report for the preceding calendar year with the commissioner on or before ~~[March 1]~~ **June 1** of each year, or within such extension of time as the commissioner for good cause may grant. ***The annual report shall include an audited financial statement performed by an independent certified public accountant. An audited financial/annual report prepared on a consolidated basis shall include a columnar consolidating or combining worksheet that shall be filed with the report and include the following:***

Amend the introductory paragraph of RSA 420-G:11, II(a) as inserted by section 13 of the bill by replacing it with the following:

II.(a) All health carriers, ***licensed third party administrators, and any entity required to be registered with the commissioner pursuant to RSA 402-H,*** shall electronically provide: