

State of New Hampshire

HOUSE RECORD

First Year of the 161st General Court Calendar and Journal of the 2009 Session

Vol. 31	Concord, NH	Friday, April 17, 2009	No. 30
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Contains: Reports and Amendments for April 22, List of House Bills Amended by the Senate,
Proposed Amendments to the Ethics Guidelines, Hearings, Meetings and Notices

HOUSE CALENDAR

The House will next meet at 1:00 p.m. on **Wednesday, April 22nd** and at 1:00 p.m. on **Wednesday, April 29th**.

Elsewhere in this Calendar are proposed amendments to the Ethics Guidelines. To be effective, these Guidelines must be adopted by the General Court within three (3) legislative days of their printing.

I would like to extend a special recognition to Joyce Phinney, Mary Vinson and Toni Belair in the Office of Legislative Accounting. While we may not interact daily with them as we do with many other staff members, their work behind the scenes is extremely important and greatly valued.

I would also like to extend a special recognition to Karen Wadsworth and the staff in the House Clerk's Office for their extraordinary efforts in helping us do the important work of the people of New Hampshire. Their hard work is greatly valued and appreciated.

Terie Norelli, Speaker

NOTICE

There will be a meeting of committee Chairmen and Vice Chairmen on **Tuesday, April 21st** at 8:30 a.m. in Rooms 301-303, LOB.

Terie Norelli, Speaker

NOTICE

There will be a Democratic Caucus on Wednesday, **April 22** at **12:15 p.m.** in Representatives Hall.

Rep. Mary Jane Wallner, Majority Leader

NOTICE

There will be a Republican Caucus on Wednesday, **April 22** at **12:30 p.m.** in Rooms 305-307,

LOB.

Rep. Sherman A. Packard, Republican Leader

NOTICE

The House Legislative Administration Committee has received several inquiries regarding mileage reimbursement. The federal plan reimburses members for mileage actually driven in the member's vehicle. Members on the federal plan are reminded to sign in for mileage only on those days they drive their own vehicles.

Lucy Weber, Chairman
House Legislative Administration Committee

NOTICE

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

WEDNESDAY, APRIL 22

CONSENT CALENDAR

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 22-FN, relative to criminal mischief committed against natural geological formations which have been designated as natural landmarks. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Stanley E Stevens for Criminal Justice and Public Safety: This bill as it came to us from the Senate provided a penalty of up to \$1,000. The committee felt that vandalizing or destroying natural areas or landmarks should provide the courts with more latitude in sentencing and amended the bill to provide the penalty of a Class A misdemeanor. There was no provision in the bill for increased penalties for subsequent offenses. The Class A designation provides that latitude to the courts. Further, the committee added "political subdivisions" of the state to permit municipalities to designate and protect such natural areas or landmarks within their jurisdiction.

Vote 16-2.

SB 32, relative to notice to a defendant of the availability of sentence review. **OUGHT TO PASS.**

Rep. Robert R Cushing for Criminal Justice and Public Safety: This bill makes a minor change in existing law to require that upon imposition of a sentence, a person sentenced be given oral and written notice of his or her right to appeal. This is consistent with due process of law and efficient administration of justice. **Vote 18-0.**

SB 37, relative to release of a defendant pending trial. **OUGHT TO PASS.**

Rep. Stanley E Stevens for Criminal Justice and Public Safety: This bill allows the court to consider, as an additional factor when setting bond for a defendant, whether the defendant is the parent and sole caretaker of a child. Currently some judges do consider this factor when setting bail. This bill makes that practice uniform and permissible throughout the court system. **Vote 18-0.**

SB 176-FN, establishing an application fee for probationers and parolees who apply to be supervised in another state. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David A Welch for Criminal Justice and Public Safety: This bill establishes an application fee to request a transfer of supervision to another state and establishes a probation and parole receipts fund to offset the costs of annual dues and any extradition costs that may be incurred pursuant to the compact. The State of New Hampshire has signed the Interstate Commission for

Adult Offender Supervision and as a result pays annual dues for the operation of this nationwide compact of \$19,461. The compact provides the structure to oversee, supervise and coordinate the interstate movement of probationers and parolees in a manner that promotes effective supervision strategies consist with public safety, offender accountability, and most important, victim rights. **Vote 17-1.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 12, relative to increasing the membership of the board of marital mediator certification and renaming marital mediators as family mediators. **OUGHT TO PASS.**

Rep. Ken Hawkins for Executive Departments and Administration: This bill increases the size of the board of marital mediator certification by two people and changes the name from marital mediator to family mediator. Currently there are two mediators on the board and six others. This will bring more working knowledge to the board. The name change is because the board does more family related matters than just marriage, especially with the advent of civil unions. **Vote 15-0.**

SB 24, relative to rulemaking by the board of natural scientists and the board of professional geologists. **OUGHT TO PASS.**

Rep. Catriona D Beck for Executive Departments and Administration: This bill makes technical changes suggested by the joint legislative committee on administrative rules and supported by the joint board of licensing to the rule making of the board of natural scientists and the board of professional geologists by amending RSA 541-A:92. The proposed change to rules will allow for establishing fees relative to the addition of an application for examination and shall be adopted in rules under RSA 541-A for the board of natural scientists. Amending RSA 310-A:121,11c as requested by the board of professional geologists. **Vote 16-0.**

SB 25-FN, relative to the operation of the Hillsborough county domestic violence unit in the Manchester district court. **OUGHT TO PASS.**

Rep. Laurie Harding for Executive Departments and Administration: This bill enables the Hillsborough county domestic violence unit to use space in the Manchester district court rent free. Currently the program is grant funded and does not include a provision for rent. In order for a private entity to utilize state property in this fashion there must be legislative approval. The value of having the domestic violence program on site has been demonstrated by 80% of the cases being resolved before they go to court. **Vote 18-0.**

SB 36, relative to the inspection of electrologist offices. **OUGHT TO PASS.**

Rep. Donald F Ryder for Executive Departments and Administration: This bill removes the requirement for inspection of electrologists' offices by the electrology advisory board. Testimony stated that the inspections were a burden to the committee in that the discrepancies found, if any, related to paperwork issues. There was insufficient justification for the expenses or time involved with the inspection. Biological inspection to insure proper maintenance of the electrology equipment will still be required. **Vote 17-1.**

SB 49, relative to the board of barbering, cosmetology, and esthetics. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Maurice L Pilotte for Executive Departments and Administration: The committee made three changes to this bill: (1) In the interest of keeping institutional knowledge on the boards, a provision is added so that time served in filling an unexpired term shall not affect the appointee's eligibility to serve 2 consecutive full terms. (2) In response to complaints, the board shall take no disciplinary action without the opportunity for a hearing. This provision gives the licensee the option of having or not having a hearing. (3) The provision that "The barber, cosmetologist, esthetician, and manicurist members shall be the professional members of the board" was "tweaked" to ensure that the professional member shall not also be the "owner" member of the board. **Vote 17-0.**

SB 122, relative to membership and the quorum of the commission to oversee and negotiate issues relative to NAFTA and the WTO and relative to the quorum of the real estate appraiser board. **OUGHT TO PASS.**

Rep. Carol M McGuire for Executive Departments and Administration: This bill makes minor

corrections to the quorum requirements of the two boards, improving their efficiency, and adds two House members to the NAFTA / WTO oversight commission. The extra members will improve the breadth of knowledge of the commission. **Vote 15-2.**

SB 163-FN-L, establishing a committee to study the powers of justices of the peace. **INEXPEDIENT TO LEGISLATE.**

Rep. Laurie Harding for Executive Departments and Administration: This bill would have established a committee to study the powers of the justices of the peace. The committee voted inexpedient to legislate based on the fact that no one came to testify and therefore there was no evidence that there was a need to study the issue. **Vote 16-1.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 62, establishing a commission to study creating a statewide plan for addressing Alzheimer's disease and related dementias in New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. Kate W Miller for Health, Human Services and Elderly Affairs: While the committee recognizes the pervasiveness of Alzheimer's and related dementias and the concerns affecting caregivers, families and institutions, it is the committee's sense that the long term care caucus will address these issues as part of its process. The committee believes the need for better understanding of these diseases and their treatment is well recognized and will be supported through the caucus. Additionally, the committee has retained HB 380 which will create legislative authority to accomplish any specific goals which may arise in the caucus deliberations. **Vote 19-0.**

SB 95, relative to criminal records checks for volunteers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Alida I Millham for Health, Human Services and Elderly Affairs: This bill as amended changes the health facilities licensing statute (RSA 151:2-d) regarding criminal record checks in two ways. First, it will require an initial criminal record check for household members and/or a new member of the household over the age of 17 (but is not admitted for care). Secondly, it exempts any person who is admitted to a facility or resides in an integral part of the same corporate entity, from a criminal records check. This would allow people who live on the campus of a continuing care retirement community to be able to easily volunteer within the confines of the community without a criminal records check. **Vote 16-0.**

LEGISLATIVE ADMINISTRATION

SB 183-FN, relative to the number of daily journals printed by the house and senate clerks. **OUGHT TO PASS.**

Rep. Alfred C Lerandeau for Legislative Administration: Current law requires the clerks of the House and the Senate to print 1200 copies of each body's daily journal. Currently, significantly fewer copies are needed, as many people who used to require printed copies now access the journals on-line. The bill changes the printing requirement to "a sufficient number" so the clerks will not have to print unneeded copies. **Vote 16-0.**

MUNICIPAL AND COUNTY GOVERNMENT

SB 93, relative to the exemption from subsequent local land use regulation where substantial development has begun on an approved plan. **OUGHT TO PASS.**

Rep. Betsey L Patten for Municipal and County Government: Currently in RSA 674:39 every subdivision plat and site plan approved by the planning board has an exemption from changes in zoning or land use regulations for a specific period of time after the date of approval. For subdivision and site plan approvals, the completion time is four years and within that period the developer must achieve substantial development or building within one year. Due to the economic downturn and current lending practices, SB 93 proposes extending those exemptions for a finite period. This bill would allow for plans that were approved on or after July 1, 2005 and prior to July 1, 2009 to be given 6 years to complete. Plans approved on or after January 1, 2007 and prior to July 1, 2009 would be given 36 months to achieve substantial development or building. SB 93 will not extend the time limits for any approvals issued after July 1, 2009. The committee recognizes the difficult economic climate and approves of the extensions. **Vote 17-0.**

SB 189, relative to decisions of local land use boards. **OUGHT TO PASS WITH AMENDMENT.**
Rep. Larry Brown for Municipal and County Government: This bill clarifies the obligations of a land use board to detail, in writing, a description of all conditions necessary for the applicant to obtain final approval. This written decision will be provided to the applicant and made available to the public within 5 business days. The statute previously specified 144 hours. In addition, whenever a plat is recorded, the conditions of approval will be recorded on or with the plat. **Vote 15-0.**

RESOURCES, RECREATION AND DEVELOPMENT

SB 28-FN, relative to annual dam registration fees for non-menace dams and notification to dam owners of downstream development. **OUGHT TO PASS.**

Rep. Suzanne H Gottling for Resources, Recreation and Development: This bill exempts non-menace dams from the annual dam registration fee as long as the dams retain non-menace classification. If construction occurs down stream, the classification is open to change. Ten days before submission of a proposed development, planning boards must notify owners of upstream dams and the department of environmental services dam bureau by certified mail of the development application. **Vote 16-0.**

SB 47, relative to surface water. **OUGHT TO PASS.**

Rep. Christopher J Ahlgren for Resources, Recreation and Development: This bill seeks to clarify legislation from the previous session relating to the Ground Water Protection Act. Specifically the bill clarifies that only new surface water withdrawals or diversions must receive certification of compliance with surface water quality standards. The department of environmental services believes the current language could be interpreted to include ground water withdrawals, which was not the legislative intent. There is already an extensive withdrawal permitting process for ground water, which, among other protections, ensures compliance with surface water quality standards. **Vote 16-0.**

SB 48, relative to preventing contamination of groundwater from certain geothermal processes. **OUGHT TO PASS.**

Rep. Frank A Tupper for Resources, Recreation and Development: As geothermal processes become more prevalent in New Hampshire, it is imperative that the department of environmental services (DES) develop rules to protect our ground waters from these operations. This bill seeks to ensure that any substances released will not endanger drinking water sources. **Vote 14-2.**

TRANSPORTATION

SB 109, relative to certification of excess weight vehicles. **OUGHT TO PASS.**

Rep. Jennifer M Brown for Transportation: This bill will allow manufacturer recommendations on standards for weight on vehicles to be used rather than a third inspection just for that purpose. This bill corrects previous exemptions in past law on trailers. **Vote 18-0.**

WEDNESDAY, APRIL 22

REGULAR CALENDAR

LEGISLATIVE ADMINISTRATION

SB 155, relative to financial disclosure by legislators. **OUGHT TO PASS WITH AMENDMENT.**
Rep. David M Pierce for Legislative Administration: Current law requires members of the General Court to file two financial disclosure forms, despite the fact that they each report essentially the same information. This bill, as amended, consolidates the two forms, clarifies certain disclosure requirements and permits legislators to file the consolidated financial disclosure form alone. The committee believes this is a much-needed efficiency and cost-saving measure. **Vote 16-0.**

RESOURCES, RECREATION AND DEVELOPMENT

SB 60, establishing a commission to study water infrastructure sustainability funding. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Susan R Kepner for Resources, Recreation and Development: One of New Hampshire's most valuable resources is water. This commission's duties will include an assessment of the state's need to construct and maintain infrastructure to protect water resources, consideration of public health issues, ecosystem and habitat protection and economic factors. The study will include the need for and methods of funding infrastructure for safe drinking water, collection and treatment of waste water and storm water, as well as dams for water storage, flood control and power generation. The amendment includes the Granite State Hydro Power Association in the membership and requires the commission to consider the recommendations of the New Hampshire Water Resources Primer. **Vote 14-3.**

TRANSPORTATION

SB 58, relative to the use of alternating flashing lights on highway maintenance vehicles.

MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Jennifer M Brown for the **Majority** of Transportation: This bill will allow department of transportation vehicles to use alternate flashing headlamps. Right now only emergency vehicles such as law enforcement and fire can use flashing headlamps. Department of transportation vehicles often need to be in the middle of the highway and flashing headlamps will make them seen better and sooner. **Vote 15-3.**

Rep. Richard T Stuart for the **Minority** of Transportation: The minority believes alternate flashing lights should be exclusively reserved for emergency vehicles. Simultaneously flashing lights should be sufficient for all other vehicles including public works, e.g. line painting, etc.

NOTICE

LEGISLATIVE ETHICS COMMITTEE

PROPOSED AMENDMENTS TO THE ETHICS GUIDELINES

Following a public hearing on April 13, 2009, the Legislative Ethics Committee unanimously voted to adopt recommendations for changes to the Legislature's Ethics Guidelines, and to distribute the recommendations to the membership of New Hampshire's Senate and House of Representatives.

The Legislature's Ethics Guidelines have been in force since 1992. The Committee is charged by law with recommending changes to the Guidelines, which are then put to approval votes in the House and Senate.

Changes currently recommended by the Committee are designed to harmonize the Guidelines with laws adopted by the Legislature in recent sessions regulating acceptance of gifts, honoraria and expense reimbursements. Those laws generally prohibit legislators from accepting gifts in connection with their official duties, subject to certain specific exceptions. They also limit legislators' acceptance of other payments in the form of honoraria or reimbursement of expenses.

Previously, the Guidelines regulated acceptance of gifts and other payments in more general terms. Incorporating the recent, more specific statutory provisions into the Guidelines is designed to reduce potential for confusion and to make the Guidelines a handy single source of information for legislators and the public.

Specifically, Committee's recommended changes include:

- adopting statutory definitions of "expense reimbursement," "family member," "gift," "honorarium," and "official business;"
- incorporating statutory requirements for reporting acceptance of expense reimbursements, honoraria, and meals with a value greater than \$25 consumed at meetings for discussion of official business; and imposing on such meals an annual aggregate limit of \$250 from a single source;

- simplifying the definition of “financial interest;”
- simplifying the form for financial disclosure by legislators, (which may be further simplified by currently pending legislation).

In accordance with RSA 14-B:3, II, the Committee respectfully requests that the Senate and House vote to approve the proposed amendments.

Legislative Ethics Committee

Explanation: Matter added to the current guidelines appears in ***bold italics***.
Matter removed from the current guidelines appears [~~in brackets and struckthrough~~].

ETHICS GUIDELINES

SECTION 1

PRINCIPLES OF PUBLIC SERVICE

I. Public Office As A Public Trust

Legislators should treat their office as a public trust, only using the powers and resources of public office to advance public interests, and not to attain personal benefits or pursue any other private interest incompatible with the public good.

II. Principle Of Independent Objective Judgment

Legislators should employ independent objective judgment in performing their duties, deciding all matters on the merits free from conflicts of interest and both real and apparent improper influences.

III. Principle Of Accountability

Legislators should assure that government is conducted openly, equitably and honorably in a manner that permits the citizenry to make informed judgments and hold government officials accountable.

SECTION 2

DEFINITIONS

I. "Anything Of Value" includes but is not limited to the following:

- (a) A pecuniary item, including money, or a bank bill or note;
- (b) A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment of money;
- (c) A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;
- (d) A stock, bond, note, or other investment interest in an entity;
- (e) A receipt given for the payment of money or other property;
- (f) A cause of action;
- (g) A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;
- (h) A loan or forgiveness of indebtedness;
- (i) A work of art, antique, or collectible;
- (j) An automobile or other means of personal transportation;
- (k) Real property or an interest in real property, including title to realty, a fee simple or partial interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial interest in realty;
- (l) A promise of employment or continued employment;
- (m) A rebate or discount in the price of anything of value unless the rebate or discount is made in the ordinary course of business to a member of the public without regard to that person's status as a public official or public

- employee, or the sale or trade of something for reasonable compensation that would ordinarily not be available to a member of the public.
- II. "Conflict Of Interest" is the condition in which a legislator has a financial interest in any official activity.
- III. *"Expense Reimbursement" shall mean any price, charge, fee, expense, or other cost which is waived, forgiven, reduced, prepaid, or reimbursed in any form for the reasonable expenses of attendance, registration, travel, meals, or lodging related to a bona fide conference, meeting, seminar or educational or informational program, when the source of such reimbursement is other than the state, a county, or the United States of America.*
- IV. *"Family Member" shall mean any person related to and living in the same domicile as a legislator, legislative officer, or legislative employee who shares a common economic interest in the expenses of daily living, including, but not limited to, a spouse, child, or parents.*
- ~~III.~~ V. *"Financial Interest" is a reasonably foreseeable direct material financial effect [distinguished from its effect on the public generally, on the legislator or his or her spouse] which is greater on the legislator, legislative officer, legislative employee, or a family member than on the general public.*
- VI. (a) *"Gift" shall mean:*
- (1) Money in any amount, whether in the form of cash, check or any other negotiable or non-negotiable instrumentality for the transfer of money.*
 - (2) Any other tangible thing, intangible thing, service, or the use thereof having more than insignificant economic value. Any such item with a value of less than \$25 is presumed to be of insignificant economic value.*
- (b) Notwithstanding subparagraph (a), "gift" shall not mean:*
- (1) A political contribution as defined in RSA 664.*
 - (2) A commercially reasonable loan, made in the ordinary course of business.*
 - (3) Repayment to an elected official, public official, public employee, constitutional official, or legislative employee of a bona fide loan made by such a person.*
 - (4) A ceremonial plaque, award, or other commemorative object, which is personally inscribed to the recipient and which has inconsequential economic value. A ceremonial object or award with a value of \$150 or less is presumed to be of inconsequential economic value.*
 - (5) Objects which primarily serve an informational purpose provided in the ordinary course of business, such as reports, books, maps, or charts.*
 - (6) Money in any form, an object, or any tangible or intangible thing of economic value, where the donor's act of giving is purely private and personal in nature and the money, object, or thing of economic value would have been given and received even if the person were not an elected official, public official, public employee, constitutional official, or legislative employee.*
 - (7) Wages, salary, benefits, mileage, or payment for expenses received by the person in his or her regular course of employment or business which is unrelated to the government position held.*
 - (8) Wages, salary, benefits, mileage, or payment for expenses paid to the person by the state, a county, or the United States of America related to performance of official duties.*

(9) Tickets or free admission to a charitable, ceremonial, or political event provided that:

(A) The proceeds of the event are subject to the political contributions and expenditure reporting law, RSA 664; or

(B) The event is sponsored by a charitable organization that is registered with the division of charitable trusts, department of justice, or which is a charitable organization pursuant to section 501(c)(3) of the federal tax code; or

(C) The event is published as an event open for attendance by any member of the general court in the calendar of the senate or the house.

(10) Meals, beverages, lodging, or transportation associated with attendance at:

(A) Any event for which the primary significance is ceremonial or celebratory, provided the event is public or, if by invitation only, is planned to have an attendance greater than 50 people; or

(B) Any event where the person is attending in an official capacity representing the state and/or the senate, house, or the agency of which the person is a member.

(11) Expense reimbursement or an honorarium.

(12) Meals and beverages consumed at a meeting or event, the purpose of which is to discuss official business.

VII. "Honorarium" means a payment in any form to a legislator, legislative officer, or legislative employee for an appearance, speech, written article or other document, service as a consultant or advisor, or participation in a discussion group or similar activities. Honorarium does not include a payment for such activities for which the person is being compensated by the state, a county, the United States of America, or by any other employer or client, where the activity giving rise to the honorarium is not related to or associated with any public office or government employment.

~~[IV.]~~ *VIII. "Immediate Family" includes a spouse, guardian, parent, sibling, child or dependent.*

~~[V.]~~ *IX. "Legislation" is a bill, resolution or constitutional amendment.*

~~[VI.]~~ *X. "Official Activities" is the conduct of activities which relate to official responsibilities including the introduction of legislation, testifying before any legislative committee or state agency, voting in committee or in house or senate session or otherwise participating in, influencing, or attempting to influence any decision of the legislature, county delegation or any state agency.*

XI. "Official Business" means, for legislators, legislative officers, and legislative employees, the discussion or transaction of legislative business, namely, any official action or non-action with regard to any potential pending or existing bill, resolution, amendment, report, or study, any other matter pending or proposed in a committee or in either house of the general court, or an issue of public policy which is or may be the subject of legislative attention, or any other matter which is within the official jurisdiction or cognizance of the general court.

SECTION 3

LEGISLATOR'S FINANCIAL DISCLOSURE FORM

{NOTE: IF 2009, SB155 BECOMES LAW, THE FORM PRESCRIBED IN THIS SECTION SHALL BE REPLACED IN ITS ENTIRETY WITH THE FINANCIAL DISCLOSURE FORM PRESCRIBED BY SB155}

Every representative, senator, and officer of the House and Senate, shall file with the Legislative Ethics Committee the following financial disclosure form ~~[on or before January 31 of each year]~~ ***annually no later than the third Friday in January.***

FINANCIAL DISCLOSURE FORM
FOR STATE SENATORS, STATE REPRESENTATIVES AND OFFICERS
OF THE GENERAL COURT

Required by the Legislative Ethics Committee (RSA 14-B)

Name of Legislator/Officer _____
(print name)
Address _____
street town/city zip code
Office _____ County/District _____ Telephone Number _____

I. Sources of Income

Identify below the name, address, and type of any professional, business, or other organization (including any unit of government) in which you **or a family member** are or were an **employee**, officer, director, associate, partner, proprietor, ~~[employee]~~ or member, or served in any **professional or** advisory capacity, from which you **or a family member** derived any income (including retirement benefits other than federal retirement and/or disability benefits) in excess of \$10,000 during the preceding calendar year. **For purposes of this form a "family member" means a person related to you and living in the same domicile as you and who shares a common economic interest in the expenses of daily living, including, but not limited to, a spouse, child, or parents.**

- 1) a) Name of organization _____
b) Address of organization _____
c) Type of organization _____
- 2) a) Name of organization _____
b) Address of organization _____
c) Type of organization _____
- 3) a) Name of organization _____
b) Address of organization _____
c) Type of organization _____

(attach additional sheets if necessary)

~~[Please note: every State Senator, State Representative, and Officer of the General Court is required to file this form. If you feel that your income during the preceding calendar year does not qualify for disclosure according to the criteria stated above, signify by checking on the line below.]~~
If you or a family member had no qualifying income, indicate by writing your initials on the following statement.

[My income does not qualify _____]

My or my family member's income does not qualify _____.

~~[II. COMPLETION OF THIS SECTION IS OPTIONAL.]~~

~~[Disclosure and description below of your financial interest may eliminate the need to follow the conflict of interest procedure established in Section 5 of the Ethics Guidelines. If your participation in an official activity creates a conflict of interest not disclosed by the information on this form, you must complete and file a Declaration of Intent Form in accordance with Section 5 of the Ethics Guidelines. See Section 5 of the Ethics Guidelines for information regarding particular conflicts of interest that you may have.]~~

~~[FOR THIS SECTION, "FINANCIAL INTEREST" MEANS THAT A CHANGE IN THE LAW DEALING WITH ANY OF THESE SUBJECTS LISTED BELOW WOULD POTENTIALLY HAVE A GREATER FINANCIAL EFFECT ON YOU OR YOUR SPOUSE THAN IT WOULD ON THE GENERAL PUBLIC.]~~

II. Disclosure of Financial Interests

Identify and describe below any financial interest you or a family member may have. An individual has a reportable financial interest in a business, profession, occupation, group or matter listed in this section if a change in law, administrative rule, or other official action by the general court affecting the listed business, profession, occupation, group, or matter would

potentially have a greater financial effect on the individual reporting the financial interest or that individual's family member than it would on the general public.

Please note: If your participation in an official activity creates a conflict of interest not disclosed by the information on this form, you must complete and file a Declaration of Intent Form in accordance with section 5 of the Ethics Guidelines. See section 5 of the Ethics Guidelines for information regarding particular conflicts of interest you may have.

Do you or ~~your spouse~~ **a family member** have a financial interest, as defined above, in any of the following businesses, professions, occupations, groups, or matters? **For purposes of this form a "family member" means a person related to you and living in the same domicile as you and who shares a common economic interest in the expenses of daily living, including, but not limited to, a spouse, child, or parents.** Check any of the following which apply and describe the nature of your or your ~~spouse's~~ **family member's** financial interest:

- ☐ (a) any profession, occupation, or business licensed or certified by the State of New Hampshire

- ☐ (b) health care

- ☐ (c) insurance

- ☐ (d) real estate, including brokers, agents, developers, and landlords

- ☐ (e) banking or financial services

- ☐ (f) State of New Hampshire, county or municipal employment

- ☐ (g) the New Hampshire Retirement System

- ☐ (h) the current use land assessment program

- ☐ (i) restaurants and lodging

- ☐ (j) the sale and distribution of alcoholic beverages

- ☐ (k) the practice of law

- ☐ (l) any business regulated by the Public Utilities Commission

- ☐ (m) horse or dog racing, or other legal forms of gambling

- ☐ (n) education

- ☐ (o) water resources

☐ (p) agriculture

☐ (q) New Hampshire taxes: ☐ Business Profits Tax, ☐ Business Enterprise Tax,
☐ Interest and Dividends Tax

☐ (r) other

*I hereby swear or affirm that [T]the foregoing information is true **and complete** to the best of my knowledge and belief.*

Signature of Legislator/Officer

Complete and return to the Legislative Ethics Committee no later than [January 31, ____] **the third Friday in January.**

{NOTE: If Senate Bill 155 of the 2009 legislative session becomes law, then section 3 of these guidelines shall be replaced with the following:}

SECTION 3 LEGISLATOR'S FINANCIAL DISCLOSURE FORM

Every representative, senator, and officer of the House and Senate, shall file with the Legislative Ethics Committee ~~[the following]~~ **a financial disclosure form pursuant to RSA 14-B:8 annually [on or before January 31 of each year] no later than the third Friday in January.**

{NEW FORM TO BE SET FORTH IN FULL IN THIS SECTION FOR CONVENIENT REFERENCE}

SECTION 4 PROHIBITED ACTIVITIES

- I. Legislators shall not solicit, accept, or agree to accept anything of value from another for themselves or other persons, if the legislator receives such thing of value:
 - (a) Knowing or believing the other's purpose to be the influencing of an action, decision, opinion, recommendation, or other official activity.
 - (b) Knowing or believing that the giver is or is likely to become subject to or interested in any matter or action pending before or contemplated by the ~~[giver or another member of the legislature]~~ **legislator or the General Court.**
 - (c) In return for advice or other assistance relating to a legislator's official activities.
 - (d) In return for introducing legislation, testifying before any legislative committee or state agency, voting in committee or in House or Senate session, or otherwise participating in, influencing, or attempting to influence any decision of the legislature, county delegation or any state agency.
 - (e) In return for an endorsement, nomination, appointment, approval or disapproval of any person for a position as, or advancement of, a public servant.
 - (f) In return for having given a decision, opinion, recommendation, nomination, vote, or other official activity.

(g) In violation of RSA 15-B.
- II. Legislators shall not:
 - (a) Reveal information which the legislator has obtained confidentially in the course of his official activities.
 - (b) Reveal information about state agency operations or decisions which the legislator would not reveal to any member of the general public requesting such information.

- (c) Threaten reprisals or promise inducements of any kind to influence another so as to obtain special personal benefits for the legislator, the legislator's immediate family, or for certain constituents which would not be available to others under similar conditions.
 - (d) Conduct private negotiations with any governmental agency in an attempt to obtain a decision on a pending matter which would result in special personal benefit to the legislator, to the legislator's immediate family, or to certain constituents which would not be available to others under similar conditions.
- III. Legislators shall not use their public position or office to obtain anything of value for the private benefit of the legislator or the legislator's immediate family.
- IV. Legislators shall not use state-provided services or facilities for private gain.
- V. Legislators shall not become involved in any official activity without complying with the conflict of interest procedure set forth in this document.
- VI. Legislators shall not engage in conduct that constitutes sexual harassment as defined in RSA 14-B:1.
- VII. Nothing in this section on prohibited activities should be construed to prohibit the following:
- (a) The giving or receiving of campaign contributions made for the purpose of defraying the costs of a political campaign.
 - (b) Assistance to constituents in their dealings with state agencies.
 - (c) Advocacy of a particular outcome on matters pending before a state agency when the legislator believes such a decision would benefit the general public or the legislator's constituents generally.
 - (d) Submission by a legislator of recommendations or references on behalf of a candidate for state employment when the legislator believes the candidate is qualified to be a suitable public employee.
 - ~~[(e) Acceptance of awards, prizes or other honors of a minimal value.]~~
 - ~~[(f) Acceptance of anything of value the receipt of which would otherwise be a violation of this section where the value is less than \$250.00 in aggregate from any single source during any calendar year.]~~
 - ~~[(g)]~~ **(e) Acceptance of *expense* reimbursement [or underwriting of actual] for the *reasonable* expenses for *attendance*, registration, travel, *meals*, and lodging, and subsistence directly related to [attendance at] a bona fide *conference, meeting, seminar, or educational or informational [or educational conference, seminar, or meeting,] program related to the legislator's office* so long as disclosure of any such reimbursement [or underwriting, including the identity of the primary sponsor or sponsors and including financial contributors,] is made [within 15 calendar days of the legislator's return from such conference (if expenses are underwritten) or, within 15 calendar days of reimbursement] ***no later than the last day of the month following the month during which the expense reimbursement was received.*** This disclosure shall be filed in the Office of the Secretary of State and shall be in the form prescribed in RSA 15-B. ***This provision shall not be construed to require reporting of an expense reimbursement made by an organization to which the general court pays dues, when the prepayment, underwriting or reimbursement is provided because of the dues paid.*****
 - (f) Acceptance of an honorarium so long as disclosure is made no later than the last day of the month following the month during which the honorarium was received. This disclosure shall be filed in the Office of the Secretary of State and shall be in the form prescribed in RSA 15-B.**
 - (g) Acceptance of meals or beverages with a value of greater than \$25 consumed at a meeting or event the purpose of which is to discuss official business so long as disclosure is made no later than ten (10) days following**

the meeting or event at which the meals or beverages were consumed. This disclosure shall be filed in a report in the Office of the Secretary of State and shall be in the form prescribed in RSA 15-B.

- (h) Acceptance of anything permitted to be accepted pursuant to RSA 15-B, except that acceptance of meals or beverages as permitted by subparagraph (g) shall be limited to \$250 in the aggregate from any single source during any calendar year.*

SECTION 5 CONFLICT OF INTEREST PROCEDURE

- I. No declaration shall be required if no benefit or detriment could reasonably be expected to accrue to the legislator ***or the legislator's family member*** as a member of a business, profession, occupation, or other group, to any greater extent than to any other member of such business, profession, occupation, or other group, provided that disclosure of the legislator's ***or family member's*** membership is made in the Financial Disclosure Form pursuant to section 3 of the Ethics Guidelines. For purposes of these guidelines, groups shall be limited to ones generally recognized and of a substantial size.
- II. When a legislator becomes aware that a conflict of interest exists or may exist and the conditions set forth in paragraph I are not met, the legislator shall proceed in accordance with either subparagraph (a) or (b):
 - (a) Declare that the legislator will not participate in any official activity associated with the issue.
 - (b) Declare that the legislator intends to participate in the official activity and will provide a description of the conflict of interest including:
 - (1) names of all entities, both public and private, which might be affected;
 - (2) the nature of any benefit which may accrue to the legislator ***or legislator's family member***;
 - (3) the nature of any financial interest in the issue;
 - (4) the nature of any relationship which existed, exists or may exist between the legislator and
 - (5) any person or entity which might be affected;
 - (6) such additional information as may be required to permit clear public awareness and understanding of the nature and extent of the conflict.
- III. The declaration required in subparagraphs II (a) and (b) of this procedure shall be publicly announced prior to the legislator's initial participation in the official activity. The information required in subparagraph (b) shall be filed with the clerk of the member's respective body within 24 hours of the time of the official activity and be made available for public inspection during normal business hours.

SECTION 6 LEGISLATIVE EMPLOYEE CODE OF CONDUCT

- I. General Principles of Conduct.
 - (a) A legislative employee or officer should view his or her work for the General Court as a public service and should strive to promote the common good of the citizens of the State of New Hampshire through the devotion of his or her professional talents and energies to the support of the General Court in its mission as the representative of the citizens of this state.
 - (b) A legislative employee or officer should act in a way that makes him or her worthy of the trust the General Court places in staff members and officers.
 - (c) A legislative employee or officer should provide objective advice, information, and alternatives to legislators, independent of the employee's or officer's personal beliefs or interests or the interests of third parties. A legislative employee or officer should avoid activities that conflict with this objectivity or give the appearance of conflict.

- (d) A legislative employee or officer should treat all legislators with dignity and respect, and provide services of equal quality to the employee's or officer's appropriate legislative clientele.

II. Definitions.

- (a) "Legislative Employee" includes all house, senate, and joint staff whether employed on a part-time, full-time, permanent or temporary basis.
- (b) "Legislative Officer" includes those employees of the House and Senate who are elected by members of the General Court.

III. Prohibited Activities.

(a) A legislative employee or officer shall not violate the provisions of RSA 15-B.

~~[(a)]~~ **(b)** A legislative employee or officer shall not accept any gift from givers who wish to influence the work activities of the employee or officer.

(c) A legislative employee or officer shall not accept any employment or serve in any position, in addition to legislative employment, which would impair the employee's or officer's independence of judgment.

(d) Except within the scope of employment, a legislative employee or officer shall not provide any service to a lobbyist or any other person with a direct personal interest in any matter or action pending before the General Court.

(e) Nothing in this paragraph should be construed to prohibit the following:

(1) Acceptance of awards, prizes, honors, or gifts of a minimal value.

(2) Acceptance of informational material relevant to the employee's or officer's official function, such as books, pamphlets, reports, documents, periodicals, or other information that is recorded in a written, audio, or visual format.

(3) Acceptance of **expense** reimbursement ~~[or underwriting of actual]~~ **for the reasonable** expenses for **attendance**, registration, travel, **meals, and** lodging~~[-, and subsistence directly]~~ related to ~~[attendance at]~~ a bona fide **conference, meeting, seminar, or educational or** informational ~~[or educational conference, seminar, or meeting,]~~ **program related to the legislative employee's or officer's employment** so long as disclosure of any such reimbursement ~~[or underwriting, including the identity of the primary sponsor or sponsors and including financial contributors,]~~ is made ~~[to the joint committee on legislative facilities or the fiscal committee of the general court as appropriate within 15 calendar days of the employee's or officer's return from such conference (if expenses are underwritten) or within 15 calendar days of reimbursement]~~ **no later than the last day of the month following the month during which the expense reimbursement was received.** This disclosure shall be **filed in the Office of the Secretary of State and shall be** in a form prescribed ~~[by the above cited committees and shall be made available to the public upon request]~~ **in RSA 15-B. This provision shall not be construed to require reporting of an expense reimbursement made by an organization to which the general court pays dues, when the prepayment, underwriting or reimbursement is provided because of the dues paid.**

(4) **Acceptance of an honorarium so long as disclosure is made no later than the last day of the month following the month during which the honorarium was received. This disclosure shall be filed in the Office of the Secretary of State and shall be in the form prescribed in RSA 15-B.**

(5) **Acceptance of meals or beverages with a value of greater than \$25 consumed at a meeting or event the purpose of which is to discuss official business so long as disclosure is made no later than ten (10) days following the meeting or event at which the meals or beverages were consumed. This disclosure shall be filed in a report in the Office**

of the Secretary of State and shall be in the form prescribed in RSA 15-B.

(6) Acceptance of anything permitted to be accepted pursuant to RSA 15-B, except that acceptance of meals or beverages as permitted by subparagraph (e)(5) shall be limited to \$250 in the aggregate from any single source during any calendar year.

~~[(b)]~~ **(f)** A legislative employee or officer shall not use or attempt to use the employee's or officer's official position to (a) personally obtain any privilege, exemption, special treatment or any other thing of value, or (b) obtain any such benefit for others except as required to perform duties within the scope of employment.

~~[(e)]~~ **(g)** A legislative employee or officer shall not accept or solicit anything of value for the private benefit of the employee or officer or the employee's or officer's immediate family under circumstances in which it can be reasonably inferred that the legislative employee's or officer's independence of judgment is impaired or is intended as a reward for any official action.

~~[(d)]~~ **(h)** A legislative employee or officer shall not use state-provided services or facilities for private gain.

~~[(e)]~~ **(i)** A legislative employee or officer shall not disclose confidential information acquired by reason of the employee's or officer's official position to any person or group not entitled to receive such information, nor shall the employee or officer use such information for personal gain or benefit or for the benefit of others.

~~[(f)]~~ **(j)** A legislative employee or officer shall not enter into any contract with a state agency involving services or property, unless the contract is made after public notice and competitive bidding; except in cases where public notice and competitive bidding are not required, the contract or agreement shall be filed with the employee's or officer's supervisory officer.

IV. Disclosure Procedure. When a legislative employee or officer becomes aware that his or her participation in a particular activity presents a conflict of interest or conflicts with his or her objectivity or gives the appearance of a conflict, the employee or officer shall immediately make disclosure of this fact to his or her supervisory officer. All such reports shall be forwarded to the Chief of Staff of the House, the Chief of Staff of the Senate, the Director of the Office of Legislative Services, or Legislative Budget Assistant, as appropriate.

HOUSE DEADLINES

Thursday, April 30, 2009	Last day to report Senate bills going to a second committee
Thursday, May 7, 2009	Last day to act on Senate bills going to a second committee
Thursday, May 28, 2009	Last day to report all remaining Senate bills Last day to report list of retained Senate bills
Thursday, June 4, 2009	Last day to act on Senate bills
Wednesday, June 10, 2009	Last day to form Committees of Conference
Thursday, June 18, 2009	Last day to sign Committee of Conference reports
Thursday, June 25, 2009	Last day to act on Committee of Conference reports

LAID ON TABLE

HB 197, relative to apportionment of damages in civil actions. (Pending question is Ought to Pass.)

HB 248-FN, relative to establishing a single liquor commissioner. (Pending question is the committee report of Ought to Pass with Amendment.)

HB 357, relative to retention of special number plates for veterans by surviving spouses. (Pending question is the majority committee report of Ought to Pass with Amendment.)

HB 398, relative to the unauthorized use of firearms in the compact part of a city or town. (Pending question is the committee report of Ought to Pass.)

HB 426-FN-A-LOCAL, establishing the New Hampshire homestead plan. (Pending question is the motion of Ought to Pass.)

HR 6, affirming revenue estimates for fiscal years 2009, 2010, and 2011. (Pending question is adoption of the motion of Ought to Pass.)

HOUSE BILLS AMENDED BY THE SENATE

HB 41, allowing the executive director of fish and game to donate certain hunting and fishing permits to the wildlife heritage foundation of New Hampshire. (SJ 4/8/09)

HB 56-FN, renaming a bridge to honor U.S. Navy Seal Daniel Healy. (SJ 4/8/09)

COMMITTEE MEETINGS

MONDAY, APRIL 20

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Department of Revenue Administration, 109 Pleasant Street (Medical and Surgical Building), Concord

9:00 a.m. Low income housing subcommittee meeting.

COMMISSION TO STUDY LAND DEVELOPMENT REGULATIONS AND THE EFFECTS OF LAND DEVELOPMENT WITHIN UPLAND AREAS THAT MAY AFFECT WETLANDS AND SURFACE WATER OF THE STATE (HB 1579, Chapter 294:1, Laws of 2008), Room 305, LOB

1:00 p.m. Regular meeting.

COMMISSION TO STUDY THE AUTHORITY TO PRACTICE OR PROVIDE HEALTH AND MEDICAL CARE IN THE EVENT OF THE DECLARATION OF A STATE OF EMERGENCY (SB 512, Chapter 271:9, Laws of 2008), Room 205, LOB

1:00 p.m. Regular meeting.

DEVELOPMENTAL DISABILITY AND ACQUIRED BRAIN DISORDER WAITLIST AND SERVICES FUND ALLOCATION OVERSIGHT COMMITTEE (RSA 171-A:1-c), Room 103, State House

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.

TUESDAY, APRIL 21

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

2:00 p.m. Regular business.

CHILDREN AND FAMILY LAW, Room 206, LOB

9:30 a.m. Meet and travel to the Family Resource Center, Concord.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. **SB 142**, relative to registration of criminal offenders and relative to involuntary commitment of sexually violent predators.

10:30 a.m. **SB 205-FN**, making various changes to the criminal statutes.

EDUCATION, Room 207, LOB

10:00 a.m. **SB 26**, relative to degree granting authority for St. John International University.

11:00 a.m. Full committee work session on retained **HB 368**, relative to annual goals in a home education program.

11:15 a.m. Executive session on **SB 149**, relative to the transition of functions and amending the reporting requirements of the community college system of New Hampshire and making an appropriation therefor, **SB 204**, relative to postsecondary educational assistance for New Hampshire national guard members and excluding certain entities that license software from the definition of private postsecondary career school.

12:00 p.m. Subcommittee work session on **SB 180-FN**, establishing an accountability system to ensure the opportunity for an adequate education and repealing the legislative committee on costing an adequate education.

ELECTION LAW, Room 308 LOB

10:00 a.m. Rescheduled public hearing on **CACR 9**, relating to term of office. Providing that beginning with the 2012 general election, there shall be a 4-year term of office for governor.

10:30 a.m. Rescheduled public hearing on **SB 157**, relative to the procedure for listing candidates on election ballots and establishing a citizen-funded election task force.

11:00 a.m. **SB 116**, repealing the prohibition on political contributions by insurance companies.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:00 a.m. Subcommittee work session on **SB 171-FN**, relative to competency evaluations.

10:15 a.m. **SB 98**, establishing a commission to study state regulations governing installation of boilers, pressure vessels, and related high performance HVAC equipment.

11:00 a.m. **SB 156**, relative to the commission to study the creation of an animal care worker classification.

11:15 a.m. **SB 173**, authorizing the commissioner of corrections to accept certain gifts.

1:15 p.m. Executive session on **SB 64-FN**, relative to increasing dental hygienist membership on the board of dental examiners, and establishing a study of the regulation of dental hygienists, **SB 68-FN**, relative to the use of state vehicles, **SB 131**, relative to state hiring of veterans, **SB 145-FN**, relative to service on the retirement system board of trustees for certain board members, **SB 160-FN**, relative to benefits of dependents of a group II retirement system member who is killed or dies in the performance of duty, **SB 165-FN**, relative to fire equipment service certification.

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

9:00 a.m. Subcommittee work session on **SB 158**, establishing a commission to study the creation of an uncompensated care fund to provide payments to certain health care providers.

JUDICIARY, Room 208, LOB

10:00 a.m. Continued public hearing on **SB 130**, prohibiting the advertising and conducting of certain live musical performances or productions.

11:00 a.m. **SB 90**, establishing a private right of action for pharmacies against health maintenance organizations.

1:30 p.m. Subcommittee work session on **SB 106-FN**, establishing a program for mediation of civil writs in the district court and funding the program with a surcharge on the filing fee for civil writs.

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

3:00 p.m. Regular business.

PUBLIC WORKS AND HIGHWAYS, Lobby, Brown Building, 129 Pleasant Street, Concord

9:00 a.m. Tour of the Governor Hugh Gallen Office Park South.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. **SB 117**, establishing a committee to study the feasibility of establishing a program to provide low-cost firewood from state lands to low-income individuals.

11:00 a.m. **SB 159-FN**, relative to broadband technology planning and development.

1:00 p.m. **SB 97**, establishing a committee to study the standards and procedures by which certain information should be provided to electrical service customers.

2:30 p.m. **SB 85**, relative to the commission to develop a plan for the expansion of transmission capacity in the north country.

TRANSPORTATION, Room 203, LOB

9:30 a.m. Executive session on **SB 17**, relative to Selective Service registration upon driver's license application or renewal, **SB 82-FN**, eliminating fees for plates and registration for certain veterans and authorizing purple heart special number plates for veterans on active duty, **SB 133-FN**, authorizing purple heart special number plates for veterans still on active duty and continued executive session on **SB 111**, authorizing the governor to appoint a public member to the rail transit authority.

WAYS AND MEANS, Room 202, LOB

1:30 p.m. Subcommittee work session on retained **HB 597-FN-A-L**, revising the property tax relief program in order to cap education tax payments at one percent of adjusted gross income, **HB 656-FN-L**, relative to collection of the education property tax and establishing a program to rebate certain excessive property tax payments of eligible taxpayers.

2:00 p.m. Subcommittee work session on retained **HB 540-FN-A**, relative to fees for motor vehicle records.

WEDNESDAY, APRIL 22

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:00 a.m. Subcommittee work session on **SB 100-FN**, relative to home improvement contracts.

9:30 a.m. Subcommittee work session on **SB 115**, relative to eligibility for the healthy kids program.

9:45 a.m. Subcommittee work session on **SB 46**, relative to group life insurance.

10:30 a.m. Executive session on **SB 30**, relative to notice of rights under the manufactured housing law, **SB 46**, relative to group life insurance, **SB 55**, establishing a commission to study the collision repair industry in New Hampshire, **SB 100-FN**, relative to home improvement contracts, **SB 103-FN**, relative to prohibited sales of alcoholic beverages, **SB 127**, making renewable energy facilities eligible for certain bonds issued by municipalities and business and industrial development authorities.

EDUCATION, Room 207, LOB

10:00 a.m. Subcommittee work session on retained **HB 560**, relative to the use of state education funds for extended learning opportunities for certain pupils.

ELECTION LAW, Room 308, LOB

9:30 a.m. Rescheduled executive session on **SB 157**, relative to the procedure for listing candidates on election ballots and establishing a citizen-funded election task force,

CACR 9, relating to term of office. Providing that beginning with the 2012 general election, there shall be a 4-year term of office for governor, *SB 118*, relative to assistance in voting, *SB 116*, repealing the prohibition on political contributions by insurance companies.

ENERGY EFFICIENCY AND SUSTAINABLE ENERGY BOARD (RSA 125-O:5-a), Room 304, LOB

8:30 a.m. Public sector working group.

ENVIRONMENT AND AGRICULTURE, Room 104, LOB (Please note room change.)

9:00 a.m. Subcommittee work session on retained *HB 675-FN*, requiring a refundable deposit on beverage containers.

10:30 a.m. Subcommittee work session on retained *HB 283-FN*, establishing a solid waste management fund and assessing a beverage container fee.

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

10:30 a.m. Full committee work session on Fish and Game performance audit.

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

10:00 a.m. Executive session on *SB 45*, extending the commission to review New Hampshire's statutes on human immunodeficiency virus education, prevention, and control, *SB 67-FN-A*, relative to funding certain AIDS services organizations and relative to certain operating budget reductions for fiscal year 2009, *SB 185-FN*, relative to rates and charges for medical services to state prisoners, *SB 199*, establishing a committee to study the training of public safety officials to respond to persons with mental illness, *SB 66-FN*, relative to repealing the joint health council and changing the title of ARNPs.

11:00 a.m. Subcommittee work session on *SB 42*, establishing a committee to study the cost and feasibility of implementing a hospice benefit under Medicaid.

LOCAL AND REGULATED REVENUES, Room 303, LOB

10:30 a.m. *SB 79*, relative to the compensation of game operators.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. *SB 202-FN-L*, relative to employee candidate background checks by municipalities.

10:15 a.m. *SB 195*, relative to procedures for the trimming, cutting, or removal of trees by utilities.

11:00 a.m. Continued executive session as needed from April 14.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

9:00 a.m. *SB 134-FN*, relative to the comprehensive shoreland protection act.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

9:00 a.m. *SB 15*, relative to the membership of the state veterans' advisory committee.

9:30 a.m. *SB 35*, establishing a commission to study creating a veterans' legal aid advocacy project in New Hampshire.

10:00 a.m. *SB 57*, relative to the commission to study the effects of post-traumatic stress disorder and traumatic brain injury suffered by New Hampshire soldiers and veterans returning from Iraq and Afghanistan.

10:30 a.m. *SB 148*, establishing that the state of New Hampshire recognizes the designations of Prisoner of War (POW) and Missing in Action (MIA) as valid descriptions of casualty status and category classification for military personnel.

11:00 a.m. *SB 196*, relative to non-judicial punishment for offenses by military officers and personnel.

WAYS AND MEANS, Room 202, LOB

9:30 a.m. Subcommittee work session on retained *HB 205-FN-A*, relative to certain boating fees.

10:00 a.m. Subcommittee work session on retained **HB 69**, relative to submission of health care data.

THURSDAY, APRIL 23

COMMISSION TO DEVELOP ALTERNATIVES TO THE DISPOSAL OF MEDICAL SHARPS IN HOUSEHOLD WASTE (HB 1502, Chapter 259:2, Laws of 2008), Room 304, LOB

2:00 p.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Executive session on **SB 142**, relative to registration of criminal offenders and relative to involuntary commitment of sexually violent predators, **SB 205-FN**, making various changes to the criminal statutes, **SB 201-FN**, relative to classification of misdemeanor offenses.

ENVIRONMENT AND AGRICULTURE, Room 308, LOB

9:30 a.m. **SB 123**, relative to agricultural restricted grants.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:15 a.m. **SB 178**, relative to the operation of the special school district for the education of eligible offenders held in facilities operated by the department of corrections, and establishing the director of community corrections position in the department of corrections.

11:00 a.m. **SB 132**, establishing a commission to develop implementation plans for merging state agencies and programs to enhance efficiency and lower costs.

1:15 p.m. **SB 187**, relative to the administrative changes to the Nashua public works retirement system.

2:00 p.m. **SB 151**, relative to quorum requirements for public bodies for which a quorum is not expressly declared.

GUARDIANS AD LITEM BOARD (RSA 490-C:1), Room 103, State House

2:00 p.m. Non-public session of the complaint review committee.

3:00 p.m. Public comment hearing - procedural revisions to guardian ad litem rules.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:00 a.m. **SB 129**, establishing a committee to study negative balance employers.

10:30 a.m. **SB 170-FN**, relative to benefits for unemployed persons who are attempting to establish a business.

11:15 a.m. **SB 144-FN**, allowing the unemployment compensation trust fund to be charged for benefits paid for certain employee terminations.

1:00 p.m. **SB 89-FN**, relative to unemployment overpayments.

1:45 p.m. **SB 167-FN**, relative to employee leasing companies.

NEW HAMPSHIRE COUNCIL ON SUICIDE PREVENTION (RSA 126-R), Upham Walker House, Park Street, Concord

2:00 p.m. Regular meeting.

MONDAY, APRIL 27

ELECTRONIC BALLOT COUNTING DEVICE ADVISORY COMMITTEE (HB 285, Chapter 134:1, Laws of 2008), HAVA Conference Room, Archives and Records Management Building, 71 South Fruit Street, Concord

9:30 a.m. Regular meeting.

ETHICS COMMITTEE (RSA 14-B:2) JOINT WITH EXECUTIVE BRANCH ETHICS COMMITTEE (RSA 21-G:29), Room 206, LOB

10:00 a.m. Joint meeting.

GREAT BAY ESTUARY COMMISSION TO STUDY CAUSES, EFFECTS AND REMEDIATION OF SILTATION (HB 216, Chapter 31:1, Laws of 2007), Department of Environmental Services, 50 International Drive, Pease International Tradeport, Portsmouth

1:00 p.m. Regular meeting.

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c), Room 103, State House

9:00 a.m. Rescheduled regular meeting.

JOINT LEGISLATIVE FACILITIES (RSA 17-E:2), Room 103, State House

2:00 p.m. Regular meeting.

NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g), Rooms 301-303, LOB

1:30 p.m. Briefing on transmission lines.

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

9:00 a.m. Regular meeting.

TUESDAY, APRIL 28

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:00 a.m. Subcommittee work session on **SB 102-FN**, relative to managed care and patient

1:00 p.m. **SB 188**, relative to establishing a commission to study hospital billing practices of health care providers.

1:30 p.m. **SB 5**, prohibiting retailers from disclosing private customer information to foreign states in connection with the collection of certain sales and use taxes.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:00 a.m. **SB 40**, relative to protecting workers and local governments with advance notice of impending plant closings and layoffs.

11:30 a.m. **SB 172**, relative to eligibility for state-federal extended unemployment benefits.

1:00 p.m. Executive session on **SB 89-FN**, relative to unemployment overpayments, **SB 144-FN**, allowing the unemployment compensation trust fund to be charged for benefits paid for certain employee terminations, **SB 167-FN**, relative to employee leasing companies, **SB 129**, establishing a committee to study negative balance employers.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

9:00 a.m. Subcommittee work session on **SB 107-FN**, relative to the leasing of state-owned real estate on public waters.

Durham Town Hall

5:00 p.m. Public informational meeting on **SB 168** which would establish a coastal watershed alliance modeled in part on the Estuary Alliance for Sewage Treatment.

THURSDAY, APRIL 30

FISH AND GAME AND MARINE RESOURCES, Rooms 305-307, LOB

1:00 p.m. Joint meeting with Resources, Recreation and Development Committee.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:30 a.m. Executive session on **SB 168-FN**, establishing the Coastal Watershed Alliance, **SB 134-FN**, relative to the comprehensive shoreland protection act, **SB 107-FN**, relative to the leasing of state-owned real estate on public waters, **SB 65-FN**, relative to the acceptance of in lieu payments for the restoration or creation of wetlands.

Rooms 305-307, LOB

- 1:00 p.m. **SB 124**, relative to beaver dams. Joint with Fish and Game and Marine Resources.
2:00 p.m. **SB 16**, extending the date for completion of the state park system development plan.
2:30 p.m. **SB 203**, relative to liability protection for railroad operators operating alongside recreational trails.

FRIDAY, MAY 1

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

- 9:00 a.m. Continued regular meeting.

COMMISSION TO STUDY REQUIREMENTS FOR SAFE AND SECURE LANDFILLS (HB 672, Chapter 252:1, Laws of 2007), Room 304, LOB

- 1:00 p.m. Regular meeting.

MONDAY, MAY 4

CITIZENS TRADE POLICY COMMISSION (RSA 19-L), Room 307, LOB

- 9:00 a.m. Regular meeting.

COMMISSION ON THE PREVENTION OF CHILDHOOD OBESITY (HB 1422, Chapter 219:1, Laws of 2008), Room 205, LOB

- 10:00 a.m. Regular meeting.

COMMISSION TO STUDY AIR QUALITY ISSUES IN PUBLIC SCHOOL BUILDINGS (HB 1171, Chapter 242:1, Laws of 2008), Department of Education, 101 Pleasant Street, Concord

- 10:00 a.m. Regular meeting.

COMMISSION TO STUDY THE ISSUE OF STORMWATER MANAGEMENT (HB 1295, Chapter 71:1, Laws of 2008), Room 305, LOB

- 1:00 p.m. Regular meeting.

WEDNESDAY, MAY 6

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

- 4:00 p.m. Regular meeting.

FRIDAY, MAY 8

ENERGY EFFICIENCY AND SUSTAINABLE ENERGY BOARD (RSA 125-O:5-a), NH Public Utilities Commission, 21 South Fruit Street, Suite 10, Concord

- 9:00 a.m. Regular meeting.

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

- 1:00 p.m. Regular meeting.

NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q), Room 205, LOB

- 1:30 p.m. Regular meeting.

FRIDAY, MAY 15

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

9:00 a.m. Regular meeting.

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

1:00 p.m. Complaint hearing.

MONDAY, MAY 18

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c), Room 100, State House

9:00 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Carroll County Delegation will meet in Executive Committee on Monday, **April 27** at 9:00 a.m. to have the Mountain View Nursing Home Building Committee present updated information to the Delegation. The meeting will take place in the Carroll County Administration Building, Delegation Room at 95 Water Village Road, Route 171, Ossipee. The Delegation will also consider and act upon any other business that may properly be brought before the meeting or any adjournment thereof.

Rep. Karen Umberger, Clerk
Carroll County Delegation

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, **April 24** at 9:00 a.m. at the Hillsborough County Complex, Bouchard Building, Goffstown. If you cannot attend please call the office at 627-5631.

Rep. Maurice L. Pilotte, Chairman
Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will hold its First Quarter Budget Review Meeting on Friday, **May 1** at 9:30 a.m. in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood.

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

REVISED FISCAL NOTES

The following House Bill has revised fiscal notes: HBs 30, 31, 41, 52, 56, 64, 69, 90, 112, 120, 140, 166, 168, 174, 187, 193, 205, 216, 223, 240, 248, 256, 279, 281, 282, 296, 302, 313, 334, 348, 378, 384, 391, 392, 395, 408, 419, 423, 424, 426, 429, 433, 436, 437, 441, 460, 464, 468, 481, 490, 530, 538, 564, 570, 580, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 608, 610, 617, 627, 628, 629, 630, 632, 633, 637, 638, 639, 640, 641, 642, 643, 644, 647, 650, 651, 652, 653, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 668, 670, 671, 672, 673, 674, 675, 676, 677, 678, 685, 689, 696. SBs 25, 28, 39, 65, 68, 79, 82, 100, 107, 114, 135, 145, 157, 163, 165, 170, 180, 182, 200.

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 Long Term Care Caucus will meet on Monday, **April 20th** at 3:00 p.m. in Room 205, LOB. The agenda includes a discussion of current regulations, statutes and policies affecting the delivery of long term care services and supports. All Representatives and interested parties are encouraged to attend. Contact Kate Miller at 279-4764 or kate.miller@leg.state.nh.us for additional information.

Rep. Kate W. Miller

April 2009 has been designated as "Strengthening Families Month" by Governor John H. Lynch. In support of this, Family Support New Hampshire (FSNH) cordially invites legislators to attend a Legislative Luncheon on **April 21st** from 12:00 noon to 1:30 p.m. at St. Paul's Church, 21 Centre Street, Concord. Together we served more than 26,000 NH families last year. Learn how our partnership strengthens our communities and saves taxpayer dollars. Our 20 minute program will include a brief history of FSNH, two testimonials from parents and data which demonstrates the positive outcomes of family support programs. Reps. Barbara French and Mary Stuart Gile along with Sen. Sheila Roberge will provide closing remarks. Presented in partnership with NH Children's Trust Fund, Wellness and Primary Prevention Council and NH Division for Children, Youth and Families. Please RSVP by April 14th to 224-1279 or info@nhctf.org.

Reps. Mary Stuart Gile and Barbara French

All Legislators are invited to attend the 10th Annual UNH Undergraduate Research Conference (URC) **April 22 – April 24**. During this annual spring celebration of academic excellence, over 850 undergraduate students will present their original research, scholarship, and creative presentations at over 20 venues throughout the week on the Durham and Manchester campuses. The UNH URC, now in its tenth year, showcases the very best UNH offers – student-driven research projects, mentored by over 230 faculty mentors, representing more than 2075 disciplines in all schools and colleges. For more information on the schedule of events visit the URC web site <http://www.unh.edu/urc/events-descriptions.html>.

Rep. Marjorie Smith

Earth Day Expo will be held on Wednesday **April 22** in Room 100, State House from 11:00 a.m. to 3:00 p.m. All members of the House and Senate and State Employees are encouraged to attend before or during the Session Day. This expo features green businesses, recycling programs, "green" builders, eco-hospitality, eco-friendly products and sustainable print, to name a few. Learn about the Carbon Challenges happening throughout the State. Visit with our vendors and enjoy healthy food and drink all day.

Rep. Jane E. Beaulieu

Mental Health Caucus: Come and learn about the Mental Health Parity Act-the federal legislation

that requires equal coverage for medical and mental health benefits-that was passed last year and its potential impact on New Hampshire. Students from Rockefeller College at Dartmouth will be presenting their analysis on **April 23**, 12:00-1:00 p.m. at Upham Walker House. Lunch will be provided by New Futures. RSVP: Sheila Gardner, Mental Health Council at 415-8959 or Sheila@nhmentalhealthcouncil.org.

Rep. Liz H. Merry

Radio and TV talk show host Deborah “Arnie” Arnesen will join Sullivan County Democrats for a night of food, fun and politics at their “Spring Fling” fundraiser on Friday, **April 24** at 7:00 p.m. in the Newport Senior Center, 76 South Main Street, Newport. Music will be provided by the band “Second Wind.” Refreshments will include wine, hors d’oeuvres, desserts and other non-alcoholic beverages, all for a \$20 donation per person. For tickets or more information, please contact Rep. John Cloutier (542-6190) or Democratic Co-Chair Ethel Jarvis (863-2603).

Rep. John Cloutier

The Legislative Caucus on Alcohol and Drug Problems will meet on Monday, **April 27th** at 10:30 a.m. in the Conference Room at the Upham Walker House - please use the side door. The agenda includes a guest speaker, a review of 2009 alcohol and drug related bills, as well as time for Q&A. Please join us around the table to share your views and ideas for future meetings. Everyone is welcome!

Reps. Joy K. Tilton and William Butynski

The NH-Canadian Trade Council will host a briefing by representatives of Public Service of NH (PSNH) relative to the discussions by their parent company of Northeast Utilities and Hydro Quebec regarding the purchase of energy for the northeast grid. The briefing will be held on Monday, **April 27** at 1:30 p.m. in Room 301, LOB. PSNH will provide an overview of the discussions and its impact on New Hampshire. All members of the House and Senate are invited.

Rep. Raymond Gagnon

Rep. Judith Spang and Sen. Maggie Hassan invite the public and interested legislators to a public meeting on **SB 168** on Tuesday, **April 28th** at 5:00 p.m. in the Durham Town Hall. The bill would establish a coastal watershed alliance modeled in part on the Estuary Alliance for Sewage Treatment. The goal is to create an organization that enables communities in the Seacoast and Great Bay watershed to join together to address critical needs for handling wastewater and storm water pollution, whether from municipal treatment facilities, individual septic systems or impervious surfaces in the watershed. Input from legislators, municipalities, regional planners and the public will guide the finalized version of the bill.

Rep. Judith Spang

The NH Women’s Alliance and the NH Commission on the Status of Women will be hosting our 1st Annual Girls Day at the Statehouse on **April 30th** from 9:30 a.m. to 2:30 p.m., bringing 50 girls to the Statehouse to raise awareness of the governmental process and to put a personality and face to some of our legislators. The program will include the opportunity for the girls to attend public hearings, shadow a legislator, view a presentation on Susan B. Anthony, and have a question and

answer lunch with legislators. Please contact Nikki Murphy at 603-978-1032 or nikki@nhwomenslobby.org if you would like to join the festivities!

Rep. Carla M. Skinder

An economic security forum will be offered on **April 30** in Rooms 306-308,LOB from 12:00-2:00 p.m. Presentations will include: research results on the economic status of older women in New Hampshire by the New Hampshire Women's Policy Institute; an update on the status of state sponsored retirement savings account legislation around the country and a review of finance literacy in New Hampshire both presented by Dartmouth students enrolled in the Rockefeller Center Policy Workshop program. A light lunch will be provided by AARP. RSVPs requested. Please call NHWPI at 226-0877 or email: kpaquette@nhwpi.org:

Reps. Anne-Marie Irwin and Laurie Harding

All legislators are invited to attend the fifth Dartmouth Symposium on Substance Use, Friday, **May 1**, 8:30 a.m.-4:30 p.m. at Alumni Hall, Hopkins Center, Hanover. The program will examine the US Minimum Legal Drinking Age (MLDA). Top public health researchers will present available public health data on this topic. This will be of particular interest to NH and Vermont legislators as bills related to MLDA have been presented in both states. The program is free for legislators. Register on-line at www.dartmouth.edu/~dcare. Contact Rep. Beth Rodd for more information.

Rep. Beth Rodd

All legislators and staff are cordially invited to attend *Spring Celebs* hosted by the NH Women's Lobby on Wednesday, **May 13th** from 5:30 to 7:30 p.m. at the Capital Center for the Arts. At our 21st annual Spring Celebs we will be awarding those who are so diligently working on behalf of women and families in New Hampshire. Join us for drinks, light fare, and fun with friends! Cost of event is \$25.00 for members and \$35.00 for the public. Please RSVP to Nikki Murphy at 603-978-1032 or nikki@nhwomenslobby.org.

Rep. Carla M. Skinder

Join the Concord Energy and Environment Committee as we launch the Concord Carbon Challenge and demonstrate how individuals can save money by reducing both their energy use and their carbon footprint. The event will take place on **May 22** at the Your Home Your World store at 138 North Main Street from 1:00 to 2:30 p.m. Contact Concord Energy Committee Chair City Councilor Rob Werner at rwerner@totalnetnh.net or 225-9224 for more information. Learn how you can make a difference.

Rep. Stephen Shurtleff

General Court Lodge, America's only Legislative Masonic Lodge, will be hosting a Table Lodge Banquet on Tuesday, **May 26** at 6:00 p.m. at the Concord Masonic Temple on Iron Works Road. Tickets are \$20 and all Masons are welcome. Please see or contact Paul Smith in the House Republican Office for reservations.

Rep. Shawn N. Jasper

The Main Street Republicans will meet every Tuesday at 8:30 a.m. in Room 212, LOB. All Republicans are welcome.

Rep. Cynthia J. Dokmo

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

Rep. Nancy J. Elliott

NH OWLS will meet the third Thursday of every month at 3:00 p.m. at the Upham Walker House. Guest Speakers will be announced. If you know a non-traditional student who would like to apply for an OWL Scholarship, applications are available on the 4th floor of the LOB. Applications must be returned by April 15, 2009.

Rep. Nancy F. Stiles

STATE HOUSE VISITATION SCHEDULE

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in **April 2009**. These listings are to ensure all members be notified in a timely manner of visitors from their district. Our schedule is tightly booked for the remainder of the school year and subject to changes. **Please contact the Visitors' Center concerning school tour booking information.** Legislators planning to meet with students should notify the Visitor Center. Thank you for your continued participation with your School Visitation Program.

Virginia J. Drew, Director

Caitlin A. Daniuk, Public Information Administrator

DATE	TIME	GROUP	GROUP#/GRADE
Apr. 20	9:45/11:00 SH/HM	Hooksett Memorial School	95/4
Apr. 21	9:45	Thornton's Ferry School – Merrimack	44/4
Apr. 21	11:30/12:30 HM/Planet	Little Harbor School – Portsmouth	66/4
Apr. 22	9:30	Chester Academy	33/8
Apr. 22	11:00	St. Francis of Assisi School – Litchfield	50/4
Apr. 22	1:30	Lycee Lumiere from Luxeuil	35/HS
Apr. 23	9:30/11:00 SH/HM	Thornton's Ferry School – Merrimack	66/4
Apr. 23	10:30	Ossipee Central School	46/4
Apr. 24	9:45/11:00 SH/HM	Hooksett Memorial School	75/4
Apr. 24	11:30	General Federation of Women's Clubs of New Hampshire	35/Adult
Apr. 28	9:30/11:00 SH/HM	Henry Wilson School – Farmington	110/4
Apr. 29	10:00/11:30 SH/HM	Mastway Elementary School – Lee	88/4
Apr. 30	9:30/11:00 SH/HM	Canaan Elementary School	65/4

Apr. 30	10:10	Girls Day at the State House – Commission on the Status of Women	50/5&6
Apr. 30	12:00	Cornish Elementary School	15/4

WEDNESDAY, APRIL 22

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2009-1332h

Amendment to SB 22-FN

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

Amend RSA 634:2, VI as inserted by section 1 of the bill by replacing it with the following:

VI. Any person who is found guilty of criminal mischief under paragraph III of this section because he *or she* has vandalized, defaced, or destroyed any part of the “Old Man of the Mountain” *or any natural geological formation, site, or rock surface located on public property that has been designated by the state or any of its political subdivisions or the federal government as a natural area or landmark* shall *be guilty of a class A misdemeanor* and shall also make restitution to the state for any damage he *or she* has caused.

AMENDED ANALYSIS

Under this bill any person convicted of criminal mischief against a natural geological formation, site, or rock formation which has been designated as a natural area or landmark shall be guilty of a class A misdemeanor.

2009-1284h

Amendment to SB 49

Proposed by the Committee on Executive Departments and Administration - C

Amend the bill by replacing section 1 with the following:

1 Board of Barbering, Cosmetology, and Esthetics. Amend RSA 313-A:2, I and II to read as follows:

I. There shall be a board of barbering, cosmetology, and esthetics consisting of 7 members as follows: one licensed barber, one licensed cosmetologist, one licensed esthetician, one licensed manicurist, one *owner of a* licensed cosmetology school ~~[owner]~~ who shall be a resident of New Hampshire or a designee of such owner who shall be a licensed cosmetologist and a resident of New Hampshire, one owner of a registered tanning facility and one public member; each to be appointed by the governor with the consent of the council to a term of 5 years. No board member shall be appointed to more than 2 consecutive terms. *Appointees to the unexpired portion of a full term shall become members of the board on the day following such appointment. Time served in filling an unexpired term shall not affect an appointee's eligibility to serve 2 consecutive full terms.* Only board members provided for in this paragraph shall have the authority to vote in board determinations.

II. *The barber, cosmetologist, esthetician, and manicurist members shall be the professional members of the board.* Professional members of the board shall have been engaged in the practice of their profession within the state for not less than 5 years. In addition, no *professional* member shall be the owner or operator of any school or be directly or indirectly associated in the manufacture or wholesale distribution of cosmetic or barber appliances or supplies.

Amend the bill by replacing section 3 with the following:

3 Hearings; Opportunity; Time Limit Removed. Amend RSA 313-A:23 to read as follows:

313-A:23 Hearings. The board shall take no disciplinary action without *the opportunity for* a hearing. At least 14 days prior to hearing, both parties to a disciplinary proceeding shall be served, either personally or by registered mail, with a written copy of the complaint filed and notice of the time and place for hearing. All complaints shall be objectively received and fairly heard by the board, but no complaint shall be acted upon unless in writing. ~~[A hearing shall be held on all written complaints received by the board within 3 months of the date notice of a complaint was received by the accused, unless otherwise agreed to by the parties.]~~ Written notice of all disciplinary decisions made by the board shall be given to both parties to the proceeding upon their issuance.

2009-1278h

Amendment to SB 58

Proposed by the Majority of the Committee on Transportation - R

Amend the bill by replacing section 2 with the following:

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

2009-1327h

Amendment to SB 60

Proposed by the Committee on Resources, Recreation and Development - R

Amend paragraph I as inserted by section 2 of the bill by replacing all after subparagraph (h) with the following:

(i) A representative of the American Council of Engineering Companies of New Hampshire, appointed by that organization.

(j) A representative of the Business and Industry Association of New Hampshire, appointed by that organization.

(k) A representative of the New Hampshire Rivers Council, appointed by that organization.

(l) A representative of the New Hampshire Lakes Association, appointed by that organization.

(m) A representative of the Piscataqua Region Estuaries Partnership, appointed by the director.

(n) A member of the U.S. Geological Survey, appointed by the regional director of the Northeast Area.

(o) A representative of the Granite State Hydropower Association Inc., appointed by that organization.

Amend the bill by replacing section 3 with the following:

3 Duties. The commission's review shall include, but not be limited to, an assessment of the state's need to construct and maintain infrastructure to protect its water resources, taking into consideration public health issues, ecosystem and habitat protection, and economic factors including tourism. The commission shall consider the information, conclusions, and recommendations presented in the New Hampshire water resources primer published in December 2008, which evaluates how to improve the long term sustainability of New Hampshire's water infrastructure and its funding.

2009-1329h

Amendment to SB 95

Proposed by the Committee on Health, Human Services and Elderly Affairs - C

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

AN ACT relative to criminal records checks for certain employees and volunteers.

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

1 Health Care Facility Licensing; Criminal Record Check. Amend RSA 151:2-d to read as follows:

151:2-d Criminal Record Check Required.

I. Every applicant for a license or certification to operate any facility or entity required to be licensed or certified under this chapter shall submit with the initial application for licensure or certification the results of a criminal records check from the department of safety for the applicant, the licensee, or certificate holder if other than the applicant, the administrator, and each household member 17 years of age or older, if any, who reside at the facility for which the application for a license is submitted ***at the time of application and, subsequently for the duration of licensure or certification, for each new household member 17 years of age or older.***

II. For the duration of licensure or certification every individual selected for employment with any facility or entity required to be licensed or certified under this chapter shall submit to the employer a notarized criminal conviction record release authorization form, as provided by the division of state police, which authorizes the release of his or her criminal conviction record to the facility pursuant to RSA 106-B:14. This shall apply to any employee, including volunteers, whose scope of employment will involve direct contact with a client, client records or client tissue, body fluids, or other biological material. ***For the purposes of this paragraph, “volunteers” shall not include any person admitted to a facility or entity required to be licensed or certified under this chapter or who resides in an affiliated corporate entity that is an integral part of the same community.***

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

AMENDED ANALYSIS

This bill clarifies the requirements for criminal records checks for household members of employees of health care facilities and adds a definition of “volunteers” for the purposes of the criminal record check required for potential employees in health care facilities.

2009-1330h

Amendment to SB 155

Proposed by the Committee on Legislative Administration - R

Amend RSA 14-B:8, V as inserted by section 3 of the bill by replacing it with the following:

V. The following statement regarding the filing of a declaration of intent form: “If your participation in an official activity creates a conflict of interest not disclosed by the information on this form, you must complete and file a Declaration of Intent Form in accordance with section 5 of the Ethics Guidelines. See section 5 of the Ethics Guidelines for information regarding particular conflicts of interest you may have. Even if you disclose a financial interest on this form, you may still have to file a separate Declaration of Intent Form on a particular bill.”

Amend RSA 14-B:8 as inserted by section 3 of the bill by inserting after paragraph VI the following new paragraph:

VII. The full text of RSA 14-B:10.

Amend RSA 14-B:10 as inserted by section 3 of the bill by replacing it with the following:

14-B:10 Penalty. Any representative, senator, or officer of the house of representatives or senate who knowingly fails to file the form required under RSA 14-B:8 or who knowingly files a false statement on such form shall be guilty of a misdemeanor.

2009-1279h

Amendment to SB 176-FN

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

Amend RSA 504-A:13, IV as inserted by section 1 of the bill by replacing it with the following:

IV.(a) Any person under state probation or parole supervision who requests a transfer of supervision to another state shall submit such request on a form to be developed by the commissioner of the department of corrections along with an application fee not to exceed \$100. The commissioner may waive the fee as deemed appropriate under the circumstances. All fees collected under this subparagraph shall be deposited into the probation and parole receipts fund established in subparagraph (b).

(b) There is hereby established a probation and parole receipts fund in the department of corrections which shall be administered by the commissioner of the department of corrections. The fund shall be nonlapsing and continually appropriated to the department of corrections to offset the cost of annual dues and any extradition costs incurred by the department pursuant to the interstate compact for adult offender supervision under RSA 651-A:25 through RSA 651-A:38.

AMENDED ANALYSIS

This bill:

I. Requires any person under state probation or parole supervision to submit an application and a fee to request a transfer of supervision to another state.

II. Establishes a probation and parole receipts fund to offset the cost of annual dues and any extradition costs incurred by the department of corrections pursuant to the interstate compact for adult offender supervision.

III. Is a request of the department of corrections.

2009-1309h

Amendment to SB 189

Proposed by the Committee on Municipal and County Government - C

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

1 Issuance of Decision. Amend RSA 676:3 to read as follows:

676:3 Issuance of Decision.

I. The local land use board shall issue a final written decision which either approves or disapproves an application for a local permit ***and make a copy of the decision available to the applicant.*** If the application is not approved, the board shall provide the applicant with written reasons for the disapproval. ***If the application is approved with conditions, the board shall include in the written decision a detailed description of all conditions necessary to obtain final approval.***

II. Whenever a local land use board votes to approve or disapprove an application or deny a motion for rehearing, the minutes of the meeting at which such vote is taken, including the written decision containing the reasons therefor ***and all conditions of approval,*** shall be placed on file in the board's office and shall be made available for public inspection within ~~[144 hours]~~ ***5 business days*** of such vote. Boards in towns that do not have an office of the board that has regular business hours shall file copies of their decisions with the town clerk.

III. Whenever a plat is recorded to memorialize an approval issued by a local land use board, the final written decision, including all conditions of approval, shall be recorded with or on the plat.

2 Planning and Zoning; Rehearings. Amend RSA 677:2 to read as follows:

677:2 Motion for Rehearing of Board of Adjustment, Board of Appeals, and Local Legislative Body Decisions. Within 30 days after any order or decision of the zoning board of adjustment, or any decision of the local legislative body or a board of appeals in regard to its zoning, the selectmen, any party to the action or proceedings, or any person directly affected thereby may apply for a rehearing in respect to any matter determined in the action or proceeding, or covered or included in the order, specifying in the motion for rehearing the ground therefor; and the board of adjustment, a board of appeals, or the local legislative body, may grant such rehearing if in its opinion good reason therefor is stated in the motion. This 30-day time period shall be counted in calendar days beginning with the date following the date upon which the board voted to approve or disapprove the application in accordance with RSA 21:35; provided however, that if the moving party shows that the minutes of the meeting at which such vote was taken, including the written decision, were not filed within ~~[144 hours of]~~ ***5 business days after*** the vote pursuant to RSA 676:3, II, the person applying for the rehearing shall have the right to amend the motion for rehearing, including the grounds therefor, within 30 days after the date on which the written decision was actually filed. If the decision complained against is that made by a town meeting, the application for rehearing shall be made to the board of selectmen, and, upon receipt of such application, the board of selectmen shall hold a rehearing within 30 days after receipt of the

petition. Following the rehearing, if in the judgment of the selectmen the protest warrants action, the selectmen shall call a special town meeting.

3 Zoning and Planning; Legislative Bodies. Amend RSA 677:4 to read as follows:

677:4 Appeal From Decision on Motion for Rehearing. Any person aggrieved by any order or decision of the zoning board of adjustment or any decision of the local legislative body may apply, by petition, to the superior court within 30 days after the date upon which the board voted to deny the motion for rehearing; provided however, that if the petitioner shows that the minutes of the meeting at which such vote was taken, including the written decision, were not filed within ~~[144 hours of]~~ **5 business days after** the vote pursuant to RSA 676:3, II, the petitioner shall have the right to amend the petition within 30 days after the date on which the written decision was actually filed. The petition shall set forth that such decision or order is illegal or unreasonable, in whole or in part, and shall specify the grounds upon which the decision or order is claimed to be illegal or unreasonable. For purposes of this section, "person aggrieved" includes any party entitled to request a rehearing under RSA 677:2.

4 Zoning and Planning. Amend RSA 677:15, I to read as follows:

I. Any persons aggrieved by any decision of the planning board concerning a plat or subdivision may present to the superior court a petition, duly verified, setting forth that such decision is illegal or unreasonable in whole or in part and specifying the grounds upon which the same is claimed to be illegal or unreasonable. Such petition shall be presented to the court within 30 days after the date upon which the board voted to approve or disapprove the application; provided however, that if the petitioner shows that the minutes of the meeting at which such vote was taken, including the written decision, were not filed within ~~[144 hours of]~~ **5 business days after** the vote pursuant to RSA 676:3, II, the petitioner shall have the right to amend the petition within 30 days after the date on which the written decision was actually filed. This paragraph shall not apply to planning board decisions appealable to the board of adjustment pursuant to RSA 676:5, III. The 30-day time period shall be counted in calendar days beginning with the date following the date upon which the planning board voted to approve or disapprove the application, in accordance with RSA 21:35.

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

AMENDED ANALYSIS

This bill:

I. Requires local land use boards to make copies of written decisions available to the applicants.

II. Requires the recording of written decisions with or on the plats.

III. Changes the time frame for public access to certain minutes of local land use boards to conform to the change made in the right-to-know law.