

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 24, 2009	No. 32
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Contains: Reports and Amendments for April 29, List of House Bills Amended by the Senate,
Proposed Amendments to the Ethics Guidelines, Hearings, Meetings and Notices

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

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

Thank you for the high attendance at last week's brief House session. I anticipate that the session on the 29th will also be brief, but attendance will be important as the House takes up the proposed amendments to the Ethics Guidelines that can be found elsewhere in this Calendar. To become effective, these Guidelines must be adopted by the General Court within three (3) legislative days of their printing.

I would like to recognize the hard work of Sergeant-at-Arms Walter Sword and his team of doorkeepers for helping to maintain order in the House Chamber. Please respect requests from Walter and his staff to take your seat or remove conversations to the antechamber. I would also like to express my gratitude to Dani Lyford and Beth Rousselle for their extraordinary service to the members and the public.

Terie Norelli, Speaker

NOTICE

There will be a meeting of committee Chairmen and Vice Chairmen on **Tuesday, April 28th** at 8:30 a.m. in Rooms 301-303, LOB.

Terie Norelli, Speaker

NOTICE

There will be a Democratic Caucus on Wednesday, **April 29** at **12:15 p.m.** in Representatives Hall.

Rep. Mary Jane Wallner, Majority Leader

NOTICE

There will be a Republican Caucus on Wednesday, **April 29** 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 29

CONSENT CALENDAR

COMMERCE AND CONSUMER AFFAIRS

SB 30, relative to notice of rights under the manufactured housing law. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Edward A Butler for Commerce and Consumer Affairs: This bill requires that a notice of basic rights as a tenant of a manufactured housing park and the specific rules of that park, be given to an applicant when he or she applies to be a tenant. Until the passage of this bill, the rules are only required to be given after the person becomes a tenant, though many parks do make these available to applicants. The notice and rules must be given in writing. The notice also directs the prospective tenant to the consumer protection laws and notes they can be accessed from the NH General Court Website. **Vote 17-0.**

SB 127, making renewable energy facilities eligible for certain bonds issued by municipalities and business and industrial development authorities. **OUGHT TO PASS.**

Rep. Edward A Butler for Commerce and Consumer Affairs: This bill simply adds the words "renewable energy facilities" to the definition of industry under RSA 162-G3, IV. This addition to the definitions will make it clear that such facilities should be eligible for funding through certain bonding processes. **Vote 17-0.**

EDUCATION

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. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Pamela G Price for Education: This bill contains two parts. The first section is an update to our laws to allow NH national guard members to receive educational assistance benefits which are available in the post 9-11 era. The second section will add an exclusion to the definition of post secondary career schools to correct an unintended consequence from last year's change in definition. The new language will add companies that license software to the list of entities excluded from the definition. This change has been requested on behalf of Skillsoft Company, an employer of 240 in Nashua. The company licenses software to businesses and provides corporate

training on the use of that software. Current law already excludes computer technology vendors who offer instruction to those who purchase their hardware or software. Although the committee never intended those who provide instruction on software they license to fall under this definition, it was never specifically excluded. The amendment allows the software licensor to tailor training programs to meet the needs of the licensee. Skillsoft is nearing the end of the lease on its present facility and we do not want to provide any barriers to retaining this valuable employer in the Nashua area. The committee unanimously agrees that this type of business was never intended to fall under this definition and we should move promptly to correct this oversight. **Vote 18-0.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 165-FN, relative to fire equipment service certification. **OUGHT TO PASS.**

Rep. Daniel J Sullivan for Executive Departments and Administration: This bill makes some minor wording changes to existing law, adding the term “fire alarm” to the statute, as opposed to the word “detection.” It also allows for the appointment of alternates to sit on the advisory committee on portable fire extinguishers and fixed fire extinguishing systems. This bill is supported by the state fire marshal. **Vote 20-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 45, extending the commission to review New Hampshire's statutes on human immunodeficiency virus education, prevention, and control. **OUGHT TO PASS.**

Rep. Thomas E Donovan for Health, Human Services and Elderly Affairs: The commission met quite regularly over this last summer but was unable to complete the goals it had set and is requesting an extension until November 2009. There are major disagreements over certain privacy issues that the commission is hopeful to resolve during this extension. **Vote 15-0.**

SB 66-FN, relative to repealing the joint health council and changing the title of ARNPs. **OUGHT TO PASS.**

Rep. Alida I Millham for Health, Human Services and Elderly Affairs: This bill will change the title of advanced registered nurse practitioners (ARNP) to advanced practice registered nurses (APRN). This will make the title consistent across the country. Also, the joint health council is being repealed. The council was established at the time nurse practitioners were granted prescriptive privileges. The council's sole duty has been to maintain a formulary of drugs nurse practitioners cannot prescribe. After 18 years of existence, it has been determined to be difficult to maintain the formulary and no longer necessary. **Vote 16-0.**

SB 114, relative to the threshold for notification for lead levels and a window replacement program. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Rich T DiPentima for Health, Human Services and Elderly Affairs: Replacing old deteriorating windows containing lead paint has been shown to be one of the most cost-effective ways of preventing lead poisoning in children. This bill establishes a window replacement program within the department of health and human services using fees and fines generated through the program and other grant funds that may become available. The fund would assist property owners to replace old windows at little or no cost depending on the individual situation. The bill would also allow the department of health and human services to notify property owners when a child in one of their properties has been found to have a low level of lead, thus alerting the property owner that action could be taken to prevent the child from becoming lead poisoned at a level that would require a state abatement order to be issued. The amendment requires the department to initiate rulemaking for the program. **Vote 15-0.**

SB 185-FN, relative to rates and charges for medical services to state prisoners. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Thomas E Donovan for Health, Human Services and Elderly Affairs: This bill limits the fees and rates that health care facilities and hospitals may charge the department of corrections for services for state prisoners. Previously, not all services provided by hospitals and other facilities for this population were capped. This bill, as amended, extends the existing cap of no more than 110% of the Medicare allowable charges for outpatient services. **Vote 16-0.**

SB 199, establishing a committee to study the training of public safety officials to respond to

persons with mental illness. **OUGHT TO PASS.**

Rep. Alida I Millham for Health, Human Services and Elderly Affairs: The recent report of the Commission on Mental Health entitled "Fulfilling the Promise" Volume III indicated a need for enhanced training of public safety officials about responding to persons with mental illness. This bill establishes a committee of legislators to assess the need for and adequacy of current training. It also asks that the committee's focus lead to recommendations for legislation in the future.

Vote 16-0.

TRANSPORTATION

SB 82-FN, eliminating fees for plates and registration for certain veterans and authorizing purple heart special number plates for veterans on active duty. **INEXPEDIENT TO LEGISLATE.**

Rep. Brian D Rhodes for Transportation: This bill intended to eliminate "all" fees associated with purple heart license plate recipients/Pearl Harbor survivors. This bill would have decreased highway fund revenue by \$48,612 in FY 2010. Local revenues lost would be approximately \$3,888 in FY 2010 and each year after. The department of safety would incur approximately \$52,500 in payroll cost due to the computer programming that would be needed to update its records. The committee believes that we have addressed some of the intended changes requested in SB 82-FN with amendments made to SB 133-FN with much less impact to state and local revenue. The committee has and always will have the utmost respect and gratitude for our service men and women. ITL of this bill in no way changes the committee's commitment to our veterans. **Vote 16-0.**

SB 111, authorizing the governor to appoint a public member to the rail transit authority. **OUGHT TO PASS.**

Rep. Jennifer R Coffey for Transportation: The committee voted unanimously to include a member of the public appointed by the governor to the rail transit authority. The members of this board wished to add this position, to include the public. **Vote 16-0.**

SB 133-FN, authorizing purple heart special number plates for veterans still on active duty. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Karen C Umberger for Transportation: This bill adds the authorization to RSA 261:86 for the issuance of purple heart special number plates for personnel still on active duty in addition to those who are honorably discharged. Once a person leaves active duty he or she will furnish proof of honorable discharge prior to their first renewal. The bill also waives the state's \$4 plate fee at a cost to the state of approximately \$3000. This action is supported by the National Guard and the Veterans' Council and is consistent with the requirements of active duty service. **Vote 16-0.**

WEDNESDAY, APRIL 29

REGULAR CALENDAR

COMMERCE AND CONSUMER AFFAIRS

SB 100-FN, relative to home improvement contracts. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Joel Winters for the **Majority** of Commerce and Consumer Affairs: Residential home improvements over \$8,000 would have to be in writing under this bill, or criminal and civil charges could be brought. This bill would not go after contractors for stealing or defrauding homeowners (which is already against the law), but instead would micromanage these written contracts, requiring the contract to have minutia like a printed name next to the signature and the telephone number of the homeowner. Yet even minor violations carry criminal penalties with the possibility of a \$2000 fine and one year in jail, and also count as a violation of the consumer protections act, RSA 358-A, which carries additional heavy penalties. There was also a question of whether this legislation was needed - the attorney general's office testified that there were likely to be less than 100 contractor complaints this fiscal year. Over 10,000 contractors, plumbers, electricians, and

many others improve houses in this state - the majority was not convinced that a few bad apples justified interfering in the right to contract of law abiding citizens. **Vote 9-8.**

Rep. Susi Nord for the **Minority** of Commerce and Consumer Affairs: This minority sees this bill as a consumer protection bill. The Attorney General's office states that complaints about contractors for "small" construction jobs are one of the largest group of complaints that they receive. This legislation would simply require a basic contract for home improvement between the contractor and the homeowner for work estimated to cost over \$8000. Change orders could be agreed to verbally, if there are time constraints, with written agreement to the changes when practicable (amendment 1386h). The minority, which consisted of members of both parties, believes that this will give homeowners and contractors clear parameters from which to discuss concerns or problems that may arise in the course of the work to be done.

ELECTION LAW

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

Rep. Shawn N Jasper for the **Majority** of Election Law: We believe that the people of New Hampshire are best served by having our governor elected along with the executive council, state senators, representatives and county officers. It seems strange that we would ask our legislature to stand for re-election every two years and ask the voters to judge us on our records, while at the same time, we would proposed that the governor, who proposes the budget, recommends tax policy and has veto power over the legislation we pass, would not have to stand with us for re-election and be judged by the voters for the job that we have all done.

The only reasonable argument that we have heard for a longer term is that the governor would have to spend less time raising money and campaigning. We would argue that our governors have not made that case; in fact, it is an opinion voiced only by others and would carry more weight if it were, in fact, made by a sitting or past governor. We believe that being responsible to the voters on a frequent basis is worth the time and effort that it takes to campaign. The two year term for governor has served us well since 1877 when it was changed from a one year term. **Vote 9-8.**

Rep. James R Splaine for the **Minority** of Election Law: As amended, CACR 9 will create a four year term for governor beginning in 2014, provided that the current governor is not a candidate for re-election at that time. The governor will continue to be elected during non-presidential election years, for example- 2018, 2022, 2026 – and in that way the focus of the voters will be more on state issues rather than national issues or the "coattail effect" that presidential politics often plays.

Two overriding reasons in favor of a four year term for governor are the fact that it is getting more and more expensive to run for that office on an every two year basis and that whomever is elected governor has limited time to prepare, adopt, then administer a budget before the next election. For example, if a new governor is elected in November of one year, he or she is sworn in the following January, then undergoes the budgeting process until June, and faces re-election in September and then November of the following year, just 15 to 17 months later. That translates to about 62 weeks. The people of New Hampshire deserve a governor who will be able to focus more time on governing, rather than raising money and campaigning for office.

Similar constitutional amendments calling for a four year term for governor have gone to the voters in past years, and votes have been close to obtaining the 2/3rds necessary, but have come up short. This question has not been put to the voters for some time, so putting this on the 2010 ballot for consideration was the proper thing to do.

SB 116, repealing the prohibition on political contributions by insurance companies. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. David M Pierce for the **Majority** of Election Law: Current New Hampshire law prohibits corporations and insurance companies from contributing to political campaigns. However, in 1999, the US District Court ruled that the prohibition against corporate contributions is unconstitutional. The committee believes that based on the court's reasoning, the prohibition against insurance company contributions is likely also unconstitutional. SB116 would remove this unconstitutional and unenforceable law from the statute books. **Vote 10-7.**

Rep. James R Splaine for the **Minority** of Election Law: It makes absolutely no sense that we add insurance companies to the pool of money available for plunder by political campaigns. This is all about giving yet another group an opportunity to use its financial influence for political favoritism and to say anything else is just not accurate. Those working for insurance companies and those who run them and own them can already participate in politics as candidates, supporting candidates as volunteers, and contributing to candidates as individuals – but this bill would now allow the companies themselves to contribute from their treasuries. Are political campaigns so desperate that political fundraisers are looking for even more money this way? Because of a court decision in 1999, most corporations can contribute directly from their treasuries despite state law prohibiting such. But the way we should be “leveling the playing field” for political contributors is to continue the prohibition against corporations, which is already in our statutes, but allow corporations to contribute through the political action committee process. In that way, there would be a guarantee that corporations must disclose what they contribute to candidates in reports to the office of secretary of state. Right now, corporations can make political contributions directly from their treasuries and other assets, yet they do not have to make disclosure to the office of secretary of state. Bills requiring such disclosure have passed the House in recent years but have been defeated in the State Senate.

To “fix” the system, we need more public campaign finance disclosure, not less. We certainly don’t need to allow for the shakedown of yet another source of campaign funds by allowing politicians to dial-for-dollars to insurance companies, just so they’ll have even more political influence. It would be counterproductive, and shameful, for us to approve this legislation. Is there any other “benefit” to come from this other than that political campaigns and political parties would have more sources from which to get funds? Since the insurance industry is carefully regulated by the state, one wonders why their lobbyists spoke so strongly at the public hearing desiring to be able to place their company money into campaigns.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 145-FN, relative to service on the retirement system board of trustees for certain board members. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Ken Hawkins for the **Majority** of Executive Departments and Administration: The bill would require an employer to grant time off for anyone appointed to the retirement system board. For the first time in 42 years, a Group I appointee had a problem getting approval for time off from the school district. There is a concern that this could be construed to be an unfunded mandate. Also, a number of the committee members felt that before someone is to be placed on the nominee list they should alert their superiors to the fact they would have to attend the monthly meetings of the retirement board so any issues can be resolved prior to appointment. **Vote 13-6.**

Rep. Joan S Flurey for the **Minority** of Executive Departments and Administration: The selection, nomination and appointment to the New Hampshire retirement system occurs when there is a vacancy. Since teachers do not have the flexibility to adjust schedules to take leave, they must apply for release time. The district is responsible for having a substitute to replace the appointed NHRS member to the classroom. Unfortunately, a recent NHRS appointee met opposition from the administration within the school district, which prevented this trustee from attending board meetings. This created limited representation to the board. The intent of this legislation is to remedy this situation.

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

Rep. Ken Hawkins for the **Majority** of Executive Departments and Administration: If a group I or group II member of the retirement system is killed or dies from injuries suffered in performance of his or her duties, and the injury was not caused by negligence, the surviving spouse or children under the age of 18 receive a pension or lump sum settlement. Under current law, if a spouse remarries the pension stops. This bill would allow the pension to continue for group II members. The committee amended the bill so that it applies to both group I and group II. **Vote 12-4.**

Rep. Carol M McGuire for the **Minority** of Executive Departments and Administration: However much we honor the sacrifice of a state employee who dies in the line of duty, the minority does not feel it is appropriate for the state to provide a lifetime income to a spouse who goes on to remarry. Children, of course, have been and will be provided for to age 18 and with college subsidies.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 67-FN-A, relative to funding certain AIDS services organizations and relative to certain operating budget reductions for fiscal year 2009. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Joan H Schulze for Health, Human Services and Elderly Affairs: This bill was requested by the five AIDS services organizations as a continuation of Chapter 367, Laws of 2007 (SB 215). This bill replaces \$500,000 of lost Ryan White Funds to be allocated to the following AIDS services organizations: a Community Resource Network (ACORN) in Lebanon; AIDS Response-Seacoast in Portsmouth; AIDS Services for Monadnock in Keene; the Merrimack Valley Assistance Program; and Southern New Hampshire HIV/AIDS Task Force in Nashua for FY 2010 and 2011. The department shall fund these organizations following the procedures established by the New Hampshire Care program. The amendment removes state funding for AIDS drugs, which is covered by manufacturer rebates and, therefore, does not need state funding. **Vote 16-0.**

TRANSPORTATION

SB 17, relative to Selective Service registration upon driver's license application or renewal. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass:

Federal Law (50 USC 451) requires all men between the ages 18 and 26 to register with the Selective Service system (SSS). Failure to register is a felony punishable by a \$250,000 fine, 5 years imprisonment, or both. Further, by registering, males remain eligible for federal, state and local government employment, federal job training and state and federal student financial aid. Male immigrants (both documented and undocumented) must register with SSS as a prerequisite for attaining U.S. citizenship.

In 2002, the legislature enacted RSA 263:5-c which provides that when a man between the ages of 18 and 26 applies for a driver's license (or renewal) the applicant can check a box if the applicant wishes to authorize the department of safety to submit the necessary information to the SSS to register the applicant.

SB 17 will change RSA 263:5-c to allow affected males to automatically register with SSS through the DMV. If they choose not to register, they must opt out and claim their preference.

This bill does not affect anyone who wants to claim to be a conscientious objector, as that would be declared and vetted when the person is called in a draft, and conscientious objectors are not pre-registered.

This bill allows convenience to our young constituents to comply with federal law in registering with SSS, as they currently do with organ donor registration.

Rep. Michael B. O'Brien

Statement in support of Inexpedient to Legislate:

This bill would change the current drivers' license Selective Service section from opt-in to an opt-out. Half of the committee, 4 Democrats and 4 Republicans, feel this bill is unnecessary. NH currently has a 95% compliance score with Selective Service. This is up from last year's 94% according to Selective Service records. Issuing concern was that the DMV should not be spending additional tax dollars duplicating the letters already sent by Selective Service to males between the ages of 18-26. There was no fiscal note offered on this bill, and the committee questions regarding cost were not answered in the public hearings. Our current system is not broken and does not need additional tax dollars spent. What is needed is education for new American citizens when they immigrate to our country as it is believed that up to 4% of those not registered are new citizens. Currently, those 18 years old or older can register for Selective Service through the current driver's license application, internet, high schools and post offices. No other tax dollars need to be spent.

Rep. Jennifer R. Coffey

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 ~~(F)~~ 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 ~~for 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. (House Concurred 4/22/09)

COMMITTEE MEETINGS

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), Room 301, LOB

1:30 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TASK FORCE ON HOMELESS TEENAGERS (HB 537, Chapter 273:1, Laws of 2008), Room 207, LOB

10:00 a.m. Regular meeting.

TASK FORCE TO STUDY CASH ASSISTANCE PROVIDED TO NEEDY FAMILIES UNDER THE STATE TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) PROGRAM (HB 1461, Chapter 247:1, Laws of 2006), Room 205, LOB

3:00 p.m. Regular meeting.

WATER RESOURCES STUDY COMMITTEE RSA (481:1-b), Room 101, LOB

10:00 a.m. Regular meeting.

TUESDAY, APRIL 28

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. Informational meeting – Presentation: 2009 New Hampshire Child Support Guidelines Review and Recommendations

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:00 a.m. Subcommittee work session on **SB 102-FN**, relative to managed care and patient choice, **SB 80**, establishing a committee to study requiring insurance coverage for services provided by athletic trainers.

10:00 a.m. Subcommittee work session on **SB 193**, relative to the interest rate on small loans and relative to the definition of lender for purposes of regulating such loans.

10:30 a.m. Subcommittee work session on **SB 138-FN**, relative to insurance coverage for telemedicine services.

11:00 a.m. Subcommittee work session on **SB 147-FN**, relative to the data collection practices of health care providers and relative to the development of an uninsured health care database.

12:45 p.m. Subcommittee work session on **SB 119**, relative to provider contract standards.

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.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Subcommittee work session on **SB 205-FN**, making various changes to the criminal statutes.

EDUCATION, Room 207, LOB

10:00 a.m. **SB 59**, relative to the renovation and replacement of school buildings.

11:00 a.m. Executive 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, **SB 26**, relative to degree granting authority for St. John International University and continued 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.

ENVIRONMENT AND AGRICULTURE, Room 308, LOB

10:00 a.m. Executive session on **SB 13**, declaring the chinook the state dog of New Hampshire, **SB 137-FN-A**, relative to animal population control.

1:00 p.m. Subcommittee work session on retained **HB 675-FN**, requiring a refundable deposit on beverage containers.

2:00 p.m. Subcommittee work session on retained **HB 283-FN**, establishing a solid waste management fund and assessing a beverage container fee.

HISTORICAL COMMITTEE (RSA 17-I), Room 102, LOB

2:00 p.m. Regular meeting.

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.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. Full committee work session on **SB 195**, relative to procedures for the trimming, cutting, or removal of trees by utilities.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

9:30 a.m. Rescheduled 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.

SCIENCE, TECHNOLOGY AND ENERGY

10:00 a.m. Tour of Seabrook nuclear plant.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

9:30 a.m. Subcommittee work session on **SB 196**, relative to non-judicial punishment for offenses by military officers and personnel.

WAYS AND MEANS, Room 202, LOB

1:00 p.m. Subcommittee work session on **SB 44**, establishing a commission to review all fees charged by the department of environmental services, **SB 182-FN-A**, establishing a committee to study business tax credits.

2:00 p.m. Subcommittee work session on **SB135-FN**, increasing snowmobile registration fees, OHRV dealer and rental agency registration fees, agent's fee for OHRVs and

snowmobiles, and the penalty for an unregistered snowmobile.

WEDNESDAY, APRIL 29

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

11:00 a.m. Subcommittee work session on ***SB 142***, relative to registration of criminal offenders and relative to involuntary commitment of sexually violent predators.

EDUCATION, Room 207, LOB

10:00 a.m. Subcommittee work session on retained ***HB 368***, relative to annual goals in a home education program.

11:00 a.m. Executive session on ***SB 59***, relative to the renovation and replacement of school buildings and continued executive 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, if needed.

ELECTION LAW, Room 308, LOB

11:00 a.m. Continued executive session on ***SB 118***, relative to assistance in voting, ***SB 157***, relative to the procedure for listing candidates on election ballots and establishing a citizen-funded election task force.

ENVIRONMENT AND AGRICULTURE, Room 307, LOB (Please note room change.)

10:00 a.m. Subcommittee work session on ***SB 50***, relative to funds and programs of the department of environmental services.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 305, LOB (Please note room change.)

9:00 a.m. Subcommittee work session on ***SB 132***, establishing a commission to develop implementation plans for merging state agencies and programs to enhance efficiency and lower costs.

Room 306, LOB

10:00 a.m. Subcommittee work session on ***SB 108***, establishing a committee to study the imposition of assessments to retirement system employers for excess benefits paid to retirees, ***SB 200-FN***, relative to retirement system death benefits for members who die while performing military service.

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

11:00 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. Executive session on ***SB 52***, making technical corrections to laws relative to courts and court procedures, ***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.

LOCAL AND REGULATED REVENUES, Room 303, LOB

11:00 a.m. Executive session on ***SB 79***, relative to the compensation of game operators.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:30 a.m. Executive session on ***SB 202-FN-L***, relative to employee candidate background checks by municipalities, ***SB 195***, relative to procedures for the trimming, cutting, or removal of trees by utilities and continued executive session on ***SB 29***, relative to review of developments of regional impact, ***SB 121***, establishing a commission to study potential revenue enhancements for municipalities.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

- 9:30 a.m. Executive session on **SB 159-FN**, relative to broadband technology planning and development, **SB 97**, establishing a committee to study the standards and procedures by which certain information should be provided to electrical service customers, **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. Subcommittee work session on **SB 85**, relative to the commission to develop a plan for the expansion of transmission capacity in the north country.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 10:00 a.m. Executive session on **SB 15**, relative to the membership of the state veterans' advisory committee, **SB 35**, establishing a commission to study creating a veterans' legal aid advocacy project in New Hampshire, **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, **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, **SB 196**, relative to non-judicial punishment for offenses by military officers and personnel.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **SB 22-FN**, relative to criminal mischief committed against natural geological formations which have been designated as natural landmarks.
- 10:30 a.m. **SB 176-FN**, establishing a fee for probationers and parolees who apply to be supervised in another state.

THURSDAY, APRIL 30

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:00 a.m. Subcommittee work 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.
- 10:15 a.m. Executive session on **SB 14**, relative to the governing boards of allied health professionals, **SB 108**, establishing a committee to study the imposition of assessments to retirement system employers for excess benefits paid to retirees, **SB 156**, relative to the commission to study the creation of an animal care worker classification, **SB 171-FN**, relative to competency evaluations, **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, **SB 200-FN**, relative to retirement system death benefits for members who die while performing military service.

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

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

PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1), Room 212, LOB

- 2:00 p.m. Regular meeting.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 10:00 a.m. Rescheduled 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

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.

TUESDAY, MAY 5

COMMERCE AND CONSUMER AFFAIRS, Rooms 302-304, LOB

- 9:00 a.m. Subcommittee work session on **SB 138-FN**, relative to insurance coverage for telemedicine services.
9:30 a.m. Subcommittee work session on **SB 63-FN**, relative to ensuring consumer access to care upon the termination of a participating provider.
10:00 a.m. **SB 153**, relative to business practices between motor vehicle manufacturers, distributors, and dealers.

Room 302, LOB

- 2:00 p.m. Subcommittee work session on **SB 55**, establishing a commission to study the collision repair industry in New Hampshire.

EDUCATION, Room 207, LOB

- 10:00 a.m. Joint meeting with legislative oversight committee on education improvement and assessment.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. To review the performance audit report on fleet management.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:30 a.m. **SB 69-FN**, relative to design build contracting for transportation projects.
11:00 a.m. **SB 75-L**, changing the formula for distribution of highway funds in the Woodsville fire district.
1:00 p.m. **SB 78**, relative to contractor accountability and disclosure in the public works

construction procurement process.
2:00 p.m. **SB 186**, relative to the establishment of a statewide transportation policy and a transportation advisory commission.

**STATEWIDE EDUCATION IMPROVEMENT AND ASSESSMENT PROGRAM
LEGISLATIVE OVERSIGHT COMMITTEE (RSA 193-C:7), Room 207, LOB**

10:00 a.m. Department of Education report to the committee.

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.

TUESDAY, MAY 12

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:00 a.m. To review the performance audit for succession planning.

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

10:30 a.m. Update by Public Health Improvement Services Council.

2:00 p.m. Subcommittee work session on retained **HB 493**, adopting the uniform emergency volunteer health practitioners act.

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.

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

9:00 a.m. Regular business.

MONDAY, MAY 18

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

9:00 a.m. Regular meeting.

**INTERBRANCH CRIMINAL AND JUVENILE JUSTICE COUNCIL (RSA 651-E),
Administrative Office of the Courts, Two Charles Doe Drive, Concord**

1:30 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

THURSDAY, MAY 21

PUBLIC HEALTH IMPROVEMENT SERVICES COUNCIL (HB 491, Chapter 250:2, Laws of 2007), Department of Health and Human Services, Room 312, 29 Hazen Drive, Concord

2:00 p.m. Regular meeting.

TUESDAY, MAY 26

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Upham Walker House, 18 Park Street, Concord

3:00 p.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on Monday, **May 11th** at 10:00 a.m. in the Theatre located on the main level of the new Merrimack County Nursing Home, 325 Daniel Webster Highway, Boscawen. The purpose of the meeting is to review and approve the First Quarter Financial Report and any other business that may appropriately come before them. Following the meeting, there will be a tour of the new Sheriff's Office as well as a tour of Garrish Manor.

Rep. Jessie Osborne, Chairman
Merrimack 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 Bills have revised fiscal notes: HBs 30, 31, 41, 52, 56, 64, 69, 86, 90, 112, 120, 140, 166, 168, 174, 187, 193, 205, 216, 223, 240, 248, 250, 256, 279, 281, 282, 296, 302, 313, 334, 345, 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, 578, 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.

The following Senate Bills have revised fiscal notes: SBs 25, 28, 39, 65, 67, 68, 79, 82, 100, 107, 114, 134, 135, 137, 144, 145, 157, 163, 165, 167, 170, 180, 182, 200.

Karen O. Wadsworth, Clerk of the House

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

Rep. Elisabeth N. Sanders, 61 Beach Plain Road, Danville, New Hampshire 03819-3122.
Colleagues who so desire may send cards and greetings to the address listed above.
Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

The following notices are published in the House record as a courtesy to the member(s) requesting publication. These are not official public notices and will be limited to legislative policy or legislative social activities and political meetings or events. Publication should not be construed as support for either the events listed or the views espoused by the individual or organization sponsoring the event.

We will be collecting cell phones for soldiers again this year during session days in May. There will be a box in the ante room for all cell phones and laptop computers. Once we collect them they are taken apart and the parts recycled. The monies that are received from the recycling are then used to buy phone cards that are then sent to soldiers overseas. In past years we have collected over 500 cell phones and laptops.

Rep. Ken Hawkins

The Legislative Caucus on Alcohol and Drug Problems will meet Monday, **April 27th** at 10:30 a.m. at the Upham Walker House. Please use the side door, grab a cup of coffee or tea from the kitchen hall counter and join us in the Conference Room. Our guest speaker, Tricia Lucas, Policy Director at New Futures will review the status of current alcohol and drug legislation and provide an overview of the state's budget impact on alcohol and drug issues. Information will be provided about opportunities for recovery advocacy within our communities followed by Q &A and ideas for future meetings. All are welcome!

Reps. Joy K. Tilton and William Butynski

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

Legislators are invited to attend the Governor's Conference on Volunteerism, Tuesday, **May 12**, 8:30 a.m. to 4:00 p.m., at the NH Technical Institute in Concord. There are over 30 workshops to choose from and the keynote will be about the Champions in Action award. Breakfast and lunch are included. The Governor will be presenting the award to the Outstanding Volunteer Manager. The conference is organized by Volunteer NH. Special registration cost for legislators only is \$30, regular cost is \$65. Register through the volunteernh.org website. For further information contact Rep. Carolyn Gargas.

Rep. Carolyn Gargas

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

The briefing scheduled for April 27th hosted by the NH-Canadian Trade Council featuring a presentation by PSNH regarding discussions between Northeast Utilities and Hydro Quebec, relative to the import of hydro energy, has been rescheduled to **May 18**. Details to be announced.

Rep. Raymond Gagnon

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.

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 & May 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
Deborah Rivers, Public Information Administrator

<u>DATE</u>	<u>TIME</u>	<u>GROUP</u>	<u>Group#/Grade</u>
Apr. 27	9:00	World Affairs Council – Polish Mayors	
Apr. 28	9:30/11:00	Henry Wilson School – Farmington	110/4
	SH/HM		
Apr. 28	12:00	Granite Hill School – Newport	10/7&8

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
May 1	9:30	Epsom Central School	42/4
May 1	11:00	Seminary Hill School – West Lebanon	45/4
May 1	11:30	St. Catherine’s Home School-Pelham	10
May 4	9:30	Edward Fenn Elementary School – Gorham	40/4
May 4	10:00	Dr. Lewis Soule School – Salem	58/4
May 4	11:00	Hancock Elementary School	10/4
May 5	9:30/11:00 SH/HM	Bristol Elementary School	55/4
May 5	12:00	Sacred Heart School – Hampton	45/4
May 6	9:30	Campton Elementary School	35/4
May 6	11:00	Bridgewater Hebron School	21/4
May 6	1:30	Village Coop Home School – Goffstown	15/4
May 7	9:30	Ashland Elementary School	35/4&6
May 7	10:30	Henniker Community School	45/4
May 7	11:00	Infant Jesus School – Nashua	35/4
May 8	9:00	Sutton Elementary School	17/4
May 8	9:00	Simon School – Warner	30/4
May 8	10:15/11:30 SH/SC	Peterborough Elementary School	84/4
May 11	9:30	Lamprey River School – Raymond	60/4
May 11	10:00/11:30 SH/HM	Maple Ave School – Claremont	65/4
May 12	9:00	Concord Christian Academy	16/4
May 12	10:00/11:30 SH/HM	William T. Barron School – Salem	85/4
May 12	1:00	Salem Christian School	16/4
May 13	9:30	Gossler Park School – Manchester	50/4
May 13	11:00	Westmoreland School	28/4&5
May 13	12:00	Presentation of Mary Academy – Hudson	48/4
May 13	1:30	Alton Cub Scouts	12
May 14	9:00	Middle School at Parkside _Manchester	48/HS
May 14	10:00/11:30 SH/HM	Richards Elementary School – Newport	80/4
May 15	10:00	Antrim Elementary School	39/4
May 15	11:30	Hopkinton High School	40/HS
May 15	12:30	Pierce School – Bennington	23/4
May 18	9:30	Villa Augustina School – Goffstown	15/4
May 18	11:00	Bakersville Elementary School – Manchester	50/4
May 18	12:00	Dunbarton School	28/4
May 19	9:00	Merrimack Middle School	50/8
May 19	10:30/12:00 SH/HM	Hampstead Central School	110/4
May 20	9:00	Merrimack Middle School	50/4
May 20	10:00	Lamprey River School – Raymond	60/4
May 20	11:00	Newfields Elementary School	33/4

May 21	9:30	Bartlett Elementary School – Goffstown	50/4
May 21	10:00	Pleasant Street School – Laconia	54/4
May 21	1:00	Plainfield School	30/4
May 22	9:00	Conant School – Concord	65/4
May 22	10:00	Gilmanton Elementary School	40/4
May 22	11:00	Linwood School – Lincoln	30/4
May 26	9:00	Sutton Central Elementary School	20/4
May 26	10:00	Enfield Elementary School	45/4
May 26	11:00	Plymouth Elementary School	45/4
May 27	11:00	Madison Elementary School	21/4
May 27	11:00	Mountain Shadows School – Dublin	5/6
May 27	12:00	Saint Elizabeth of Seton School – Rochester	18/4
May 28	9:15	Jennie D. Blake Elementary - Hill	10/4
May 28	10:30/12:00	Auburn Village School	75/4
	SH/HM		
May 29	10:00	Bernice A. Ray School – Hanover	45/4
May 29	11:00	Mt. Pleasant Elementary School – Nashua	65/4
May 29	1:00	Holderness Central School	28/4

WEDNESDAY, APRIL 29

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2009-1373h

Amendment to CACR 9

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

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

RELATING TO: term of office.

PROVIDING THAT: there shall be a 4-year term of office for governor.

Amend the resolution by replacing paragraph I with the following:

I. That article 42 of the second part of the constitution be repealed and reenacted to read as follows:

[Art.] 42. [Election of Governor, Return of Votes; Electors; If No Choice, Legislature to Elect One of 2 Highest Candidates; Qualifications for Governor.] Beginning with the general election in which the 80th governor of the state of New Hampshire is not a candidate, and in which there is no election for president of the United States, but no earlier than the 2014 general election, the governor shall be elected every 4 years in the month of November; and the votes for governor shall be received, sorted, counted, certified and returned, in the same manner as the votes for senators. The secretary shall present the results to the senate and house of representatives on the first Wednesday following the first Tuesday of January to be examined by them. In case of an election by a plurality of votes throughout the state, the general court shall declare and publish the name of the winner. The qualifications of electors of the governor shall be the same as those for senators; and if no person shall have a plurality of votes, the senate and house of representatives shall, by joint ballot, elect one of the 2 persons, having the highest number of votes, who shall be declared governor. No person shall be eligible for this office, unless at the time of the election, such person shall have been an inhabitant of this state for 7 years next preceding, and unless such person shall be of the age of 30 years.

Amend the resolution by replacing paragraph IV with the following:

IV. That the wording of the question put to the qualified voters shall be:

“Are you in favor of repealing and reenacting article 42 of the second part of the constitution to read as follows:

[Art.] 42. [Election of Governor, Return of Votes; Electors; If No Choice, Legislature to Elect One of 2 Highest Candidates; Qualifications for Governor.] Beginning with the general election in which the 80th governor of the state of New Hampshire is not a candidate, and in which there is no election for president of the United States, but no earlier than the 2014 general election, the governor shall be elected every 4 years in the month of November; and the votes for governor shall be received, sorted, counted, certified and returned, in the same manner as the votes for senators. The secretary shall present the results to the senate and house of representatives on the first Wednesday following the first Tuesday of January to be examined by them. In case of an election by a plurality of votes throughout the state, the general court shall declare and publish the name of the winner. The qualifications of electors of the governor shall be the same as those for senators; and if no person shall have a plurality of votes, the senate and house of representatives shall, by joint ballot, elect one of the 2 persons, having the highest number of votes, who shall be declared governor. No person shall be eligible for this office, unless at the time of the election, such person shall have been an inhabitant of this state for 7 years next preceding, and unless such person shall be of the age of 30 years.”

2009-1396h

Floor Amendment to SB 17
Proposed by Reps. Coffey and Winters

Amend the bill by replacing section 1 with the following:

1 Compliance With Federal Selective Service Requirements. Amend RSA 263:5-c, I to read as follows:

I. When applying for a driver's license or driver's license renewal, any male United States citizen or immigrant who is at least 18 years of age but less than 26 years of age may authorize the department to register him with the Selective Service System in compliance with the requirements of section 3 of the “Military Selective Service Act,” 50 U.S.C. app. section 451 et seq., as amended.

The department shall notify the applicant of the legal effect of not registering.

AMENDED ANALYSIS

This bill requires the department of safety to notify certain applicants for a driver's license or driver's license renewal of the legal effect of not registering with the Selective Service System.

2009-1326h

Amendment to SB 30
Proposed by the Committee on Commerce and Consumer Affairs - C

Amend the bill by replacing section 1 with the following:

1 Manufactured Housing Parks. Amend RSA 205-A:2, XI to read as follows:

XI. Fail to provide each ~~tenant who resides in his~~ ***person who applies to be a tenant of the*** park with a written copy of the rules of said manufactured housing park. Said rules shall set forth the terms and conditions of the tenancy and shall contain the following notice at the top of the first page printed in capital typewritten letters or in 10 point bold face print:

IMPORTANT NOTICE REQUIRED BY LAW

THE RULES SET FORTH BELOW GOVERN THE TERMS OF YOUR RENTAL AGREEMENT WITH THIS MANUFACTURED HOUSING PARK. THE LAW REQUIRES ALL RULES OF THIS PARK TO BE REASONABLE. NO RULE MAY BE CHANGED WITHOUT YOUR CONSENT UNLESS THIS PARK GIVES YOU 90 DAYS ADVANCE NOTICE OF THE CHANGE.

SUBJECT TO THE TERMS OF ANY WRITTEN LEASE AGREEMENT, YOU MAY CONTINUE TO STAY IN THIS PARK AS LONG AS YOU PAY YOUR RENT AND ANY OTHER LAWFUL CHARGES, FOLLOW THE RULES OF THE PARK AND APPLICABLE LOCAL, STATE AND FEDERAL LAW, DO NOT DAMAGE PARK PROPERTY AND DO NOT REPEATEDLY BOTHER OTHER TENANTS IN THE PARK. YOU MAY BE EVICTED FOR

NONPAYMENT OF RENT, BUT ONLY IF YOU FAIL TO PAY ALL RENT DUE WITHIN 30 DAYS AFTER YOU RECEIVE WRITTEN NOTICE THAT YOU ARE BEHIND IN YOUR RENT.

YOU MAY ALSO BE EVICTED FOR NOT FOLLOWING THE RULES OF THIS PARK, BUT ONLY IF THE RULES ARE REASONABLE, YOU HAVE BEEN GIVEN WRITTEN NOTICE OF YOUR FAILURE TO FOLLOW THE RULES, AND YOU THEN CONTINUE TO BREAK THE RULES. YOU MAY NOT BE EVICTED FOR JOINING A TENANT ORGANIZATION.

IF THIS PARK WISHES TO EVICT YOU, IT MUST GIVE YOU 60 DAYS ADVANCE NOTICE, EXCEPT IF YOU ARE BEHIND IN YOUR RENT, IN WHICH CASE ONLY 30 DAYS NOTICE IS REQUIRED. THE EVICTION NOTICE MUST GIVE YOU THE REASON FOR THE PROPOSED EVICTION.

YOU HAVE THE RIGHT TO SELL YOUR HOME IN PLACE TO ANYONE AS LONG AS THE BUYER AND HIS HOUSEHOLD MEET THE RULES OF THIS PARK. YOU MUST NOTIFY THE PARK IF YOU INTEND TO SELL YOUR HOME. FAILURE TO DO SO MAY MEAN THAT THE BUYER WILL BE REQUIRED TO MOVE THE HOME FROM THE PARK.

COPIES OF THE LAW UNDER WHICH THIS NOTICE IS REQUIRED, ***RSA 205-A***, MAY BE OBTAINED FROM THE CONSUMER PROTECTION AND ANTITRUST BUREAU OF THE ATTORNEY GENERAL'S OFFICE, ~~[STATE HOUSE ANNEX]~~ ***33 CAPITOL STREET***, CONCORD, NEW HAMPSHIRE 03301 ***OR MAY BE ACCESSED FROM THE GENERAL COURT WEBSITE FOR THE STATE OF NEW HAMPSHIRE.***

2009-1342h

Amendment to SB 67-FN-A

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

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

1 Human Immunodeficiency Virus; New Hampshire Care Program; Grants to AIDS Services Organizations. Amend 2007, 367:2 to read as follows:

367:2 Department of Health and Human Services; Grants to AIDS Services Organizations. The department shall distribute to the specified agencies the total sum of \$500,000 in the fiscal year ending June 30, ~~[2008]~~ ***2010*** and the total sum of \$500,000 in the fiscal year ending June 30, ~~[2009]~~ ***2011*** for grants to the following AIDS services organizations: a Community Resource Network (ACORN) in Lebanon; AIDS Response-Seacoast in Portsmouth; AIDS Services for Monadnock in Keene; the ~~[Greater Manchester AIDS Project]~~ ***Merrimack Valley Assistance Program***; and Southern New Hampshire HIV/AIDS Task Force in Nashua. The department shall fund said grants from funds appropriated to the department in the state operating budget in fiscal years ~~[2008 and 2009]~~ ***2010 and 2011***. The awarding of such grants to the specified agencies by the department of health and human services shall be on a per capita basis. The administration of these grants by the department of health and human services shall follow the procedures established by the ~~[Boston Public Health Commission AIDS Program, both for eligibility and billing]~~ ***New Hampshire Care program.***

2 Operating Budget; Legislative Branch. 2009, 1:2 is repealed and reenacted to read as follows:

1:2 Operating Budget; Legislative Branch; Lapse of Appropriation. The legislative branch shall lapse \$700,000 to the general fund on June 30, 2009. The lapse required by this section shall be in addition to the reductions required by 2008, 296:3.

3 Repeal. 2007, 367:1, relative to appropriations to the department of health and human services for the purchase of antiretroviral drugs, is repealed.

4 Effective Date.

I. Sections 1 and 3 of this act shall take effect July 1, 2009.

II. The remainder of this act shall take effect June 30, 2009.

AMENDED ANALYSIS

This bill continues the funding for certain AIDS services organizations. This bill repeals the provision of law for the funding for the human immunodeficiency virus through the department of health and humans services for the purchase of antiretroviral drugs.

This bill also requires the legislative branch to lapse \$700,000 to the general fund on June 30, 2009.

2009-1386h

Amendment to SB 100-FN

Proposed by the Minority of the Committee on Commerce and Consumer Affairs - R
Amend RSA 359-J:2, I(h) as inserted by section 1 of the bill by replacing it with the following:

(h) A statement that any change to the scope of work stated in the contract shall result in a written change order to be executed by the parties as soon as practicable after a change to the scope of work is resolved, including a reasonably detailed description of the change in the scope of work or the contract price.

2009-1331h

Amendment to SB 114

Proposed by the Committee on Health, Human Services and Elderly Affairs - C
Amend RSA 130-A:2, II as inserted by section 1 of the bill by replacing it with the following:

II. The commissioner ~~may~~ **shall** establish, in accordance with rules adopted under RSA 541-A, a notification program relative to lead base substance inspection and abatement activities **and a window replacement program which would be available to owners of dwellings and dwelling units and funded by the lead poisoning prevention fund, established in RSA 130-A:15, and other available funds.**

AMENDED ANALYSIS

This bill lowers the threshold for notifying the owner of property where a child resides for the presence of lead levels in the child's blood. This bill also requires the commissioner of the department of health and human services to establish a window replacement program which would be available to owners of dwellings and dwelling units.

2009-1344h

Amendment to SB 133-FN

Proposed by the Committee on Transportation - C

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

AN ACT eliminating plate fees for purple heart special number plates and authorizing purple heart special number plates for veterans on active duty.

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

1 Special Number Plates for Certain Veterans; Purple Heart; Active Duty Veterans. Amend RSA 261:86, I(d) to read as follows:

(d) Was awarded the Purple Heart medal in a qualifying war or armed conflict as defined in RSA 72:28, V, and who was honorably discharged **or is still on active duty**, provided that such person has furnished the director with satisfactory proof of these circumstances. **A veteran furnished a Purple Heart plate while on active duty shall furnish proof of honorable discharge to the director prior to the first renewal of registration following discharge.**

2 Special Number Plated for Certain Veterans; Fees. Amend RSA 261:86, II to read as follows:

II. Plates furnished pursuant to subparagraphs ~~I(a)-(e)~~ **I(a)-(d)** shall be issued without ~~charge~~ **the \$4 per plate fees under RSA 261:75**. Plates furnished pursuant to ~~subparagraphs I(d) and (e)~~ **subparagraph I(e)** shall be issued upon payment of the regular registration fee and the \$4 per plate fees under RSA 261:75. Notwithstanding RSA 265:73 or any other law, any person who is issued a plate pursuant to subparagraphs I(c)-(e) shall not be entitled to free parking privileges provided for disabled veterans, except that a person who qualifies for special plates pursuant to subparagraph I(d) may be issued an additional special plate for a motorcycle.

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

AMENDED ANALYSIS

This bill eliminates fees for plates for certain veterans who were awarded the Purple Heart medal. This bill also authorizes purple heart special number plates for veterans on active duty.

2009-1354h

Amendment to SB 145-FN

Proposed by the Minority of the Committee on Executive Departments and Administration - R

Amend RSA 100-A:14, III-a as inserted by section 1 of the bill by replacing it with the following:

III-a. No board of trustee member nominated by the New Hampshire state employees' association, the New Hampshire education association, the New Hampshire police association, or the New Hampshire state permanent firemen's association, shall be denied leave or time from his or her employer in order to attend the official meetings of the board of trustees provided that at least 2 weeks' notice of such meetings has been given to the employer.

2009-1360h

Amendment to SB 160-FN

Proposed by the Majority of the Committee on Executive Departments and Administration - R

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

AN ACT relative to benefits of dependents of a retirement system member who is killed or dies in the performance of duty.

Amend the bill by inserting after the enacting clause the following and renumbering the original sections 1 and 2 to read as 2 and 3, respectively:

1 Retirement System; Accidental Death Benefits; Group I; Surviving Spouse; Dependents.

Amend RSA 100-A:8, I(a) to read as follows:

(a) If, upon the receipt by the board of trustees of proper proof of the death of a group I member in service indicating that such death was the natural and proximate result of an accident occurring while in the performance of duty at some definite time and place, the board decides that death was the result of an accident in the performance of duty and not caused by willful negligence on the part of the member, a state annuity shall be paid to ~~his widow, to continue during her widowhood~~ **the member's surviving spouse**; or if there is no ~~widow~~ **surviving spouse**, or if the ~~widow~~ **surviving spouse** dies ~~or remarries~~ before the youngest child of the deceased member has attained age 18, then to ~~his~~ **the deceased member's** child or children under such age, divided in such manner as the board in its discretion shall determine, to continue as a joint and survivorship state annuity for the benefit of such child or children under said age until every child dies or attains said age; or if there is no ~~widow~~ **surviving spouse** or child under age 18 living at the death of the member, then to ~~his~~ **the member's** dependent father or dependent mother as the board shall determine, to continue for life; ~~or if the deceased member is a female, the foregoing benefits shall be payable to her widower, children or dependent parents only in like manner and amount;~~ provided that if none of the aforementioned beneficiaries is living or eligible for benefits under the provisions of this section, there shall be payable to the person or persons nominated by the member, if living, otherwise to the member's estate, a lump sum amount which is equal to the deceased member's base salary plus accrued benefits not paid at the time of death, in addition to the amount payable under RSA 100-A:11.

AMENDED ANALYSIS

This bill allows the surviving spouse of a retirement system member who is killed or dies in the performance of duty to continue to receive a retirement system annuity after the surviving spouse remarries.

2009-1376h

Amendment to SB 185-FN

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

Amend RSA 623-C:2, I(a) as inserted by section 1 of the bill by replacing it with the following:

I.(a) Except as provided in subparagraphs (b) through ~~(c)~~ **(d)**, no ***health care facility or hospital*** ~~that provides inpatient, outpatient, or emergency room services~~ shall ***bill or*** charge the department of corrections or its agent more than 110 percent of the Medicare allowable rate for inpatient, ***outpatient***, or emergency room care provided for prisoners in state correctional facilities. ***In this chapter, health care facilities mean ambulatory and specialty-medical services centers licensed under RSA 151, and shall include but not be limited to surgical, rehabilitation, long term, oncology, and dialysis centers, but shall not include physician practices and community health care clinics.***

AMENDED ANALYSIS

This bill clarifies the fees and rates that health care facilities and hospitals may charge the department of corrections for services for state prisoners.

2009-1371h

Amendment to SB 204

Proposed by the Committee on Education - C

Amend RSA 188-D:19, II(n) as inserted by section 2 of the bill by replacing it with the following:

- (n) Entities that license software, the content of which is focused on training or education, if the entity:
- (1) Is primarily engaged in the business of licensing software;
 - (2) Licenses its software primarily to other legal entities, and not directly to an end user or individual student;
 - (3) Does not confer degrees, diplomas, continuing education units, or any other form of credit in connection with the software that it licenses;
 - (4) Is not accredited and does not seek accreditation in connection with the software that it licenses or the content it offers; and
 - (5) Does not offer an admissions process, financial aid, career advice, or job placement in connection with the software that it licenses.