

State of New Hampshire

HOUSE RECORD

Second Year of the 161st General Court Calendar and Journal of the 2010 Session

Vol. 32	Concord, N.H.	Friday, January 22, 2010	No. 8
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Contains: Reports and Amendments for January 27, House Bills Amended by the Senate, Hearings, Meetings and Notices

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet in Session on Wednesday, **January 27th** at 1:00 p.m. I anticipate that the House will also meet on February 3rd and February 10th.

I want to thank all of the policy committees for their hard work and diligence during this very busy time in the Session schedule.

Terie Norelli, Speaker

NOTICE

There will be a meeting of committee Chairmen and Vice Chairmen on Tuesday, **January 26**, at **8:30 a.m.** in Rooms 301-303, LOB.

Terie Norelli, Speaker

NOTICE

There will be a Democratic Caucus on Wednesday, **January 27** at **12:15 p.m.** in Representatives Hall.
Rep. Mary Jane Wallner, Majority Leader

NOTICE

There will be a Republican Caucus on Wednesday, **January 27** at **11:30 a.m.** in Rooms 305-307, LOB.
Rep. Sherman A. Packard, Republican Leader

NOTICE

The Internal Revenue Service has set the standard mileage rate for transportation expenses for 2010 at fifty cents (\$0.50) per mile. The federal mileage reimbursement rate for members of the NH House of Representatives decreases from fifty-five cents (\$0.55) per mile to fifty cents (\$0.50) per mile for all miles incurred on or after **January 1, 2010**.

Joyce A. Phinney, Manager
Legislative Accounting

HOUSE DEADLINES

Thursday, February 4, 2010	Last day to report House Bills going to a second committee
Thursday, February 11, 2010	Last day to act on House Bills going to a second committee
Thursday, February 18, 2010	Last day to report House Bills not in a second committee
Thursday, March 18, 2010	Last day to report all remaining House Bills
Thursday, March 25, 2010	Last day to act on House Bills CROSSOVER
Thursday, April 15, 2010	Last day to report Senate Bills going to a second committee
Thursday, April 22, 2010	Last day to act on Senate Bills going to a second committee
Thursday, May 6, 2010	Last day to report all Senate Bills
Thursday, May 13, 2010	Last day to act on Senate Bills
Thursday, May 20, 2010	Last day to form Committees of Conference
Thursday, May 27, 2010	Last day to sign Committee of Conference reports
Wednesday, June 2, 2010	Last day to act on Committee of Conference reports

NOTICE

The Calendar closes at 3:00 p.m. on Wednesdays for scheduling and notices. It closes at noon 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.

CLOSES (NOON) THURSDAY:

January 28
February 4

TO BE MAILED FRIDAY:

January 29
February 5

Karen O. Wadsworth, Clerk of the House

WEDNESDAY, JANUARY 27

SPECIAL ORDER

TRANSPORTATION

HB 571-FN, relative to limited driving privileges for certain persons whose licenses have been revoked or suspended and relative to DWI convictions. **INEXPEDIENT TO LEGISLATE.**

Rep. Roland H LaPlante for Transportation: The majority of the committee felt that this bill was inappropriate to merit any consideration because of the almost impossible task that law enforcement people would have in specific areas to enforce this statute. Much negativity along these lines was expressed at the hearing. **Vote 13-3.**

HB 579-FN, establishing motor vehicle learners' permits and relative to youth operators' licenses.

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

Rep. C. Pennington Brown for the **Majority** of Transportation: The purpose of this bill is to maximize the experience of novice drivers while minimizing risks by instituting a learner's permit, requiring a road test of all first-time drivers and limiting passengers during the first year of a youth operator's license. This graduated driver's license approach has proven itself according to all studies. **Vote 8-7.**

Rep. Jennifer R Coffey for the **Minority** of Transportation: The minority of the committee has a number of concerns. Last session we increased the requirements on young driver's from 20 hours of driving time with a parent or guardian to 40 hours including 10 hours of night driving. The minority agrees the best way to maximize experience is to drive; a written test does not accomplish this. At a time when budgets are tight this will increase operating costs to the department of safety for test administration including but not limited to

the test itself, staff to administer and correct the test, as well as if the exam is administered as a computer based or paper exam and oversight. This increases the size and scope of a government agency and increases the burdens on citizens with a new fee. This bill also increases the restriction on 18 to 21 year olds that forbids them from car pooling for a full year rather than the current six months. The bill will not increase safety but it will increase the cost and size of government and the fees on citizens.

WEDNESDAY, JANUARY 27

CONSENT CALENDAR

EDUCATION

HB 1157, relative to appointment of a deputy treasurer in a school district. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Ralph G Boehm for Education: This bill makes sure a school district has a deputy treasurer, and makes the law similar to town treasurer law. **Vote 19-0.**

HB 1238, relative to student membership on the university system of New Hampshire board of trustees. **REFER FOR INTERIM STUDY.**

Rep. Pamela G Price for Education: The prime sponsor requested that this bill be referred for Interim Study. The governance committee is doing a review which includes this issue and they will be making recommendations within the next year. The sponsor believes that recommendations from this committee be incorporated into one bill next year. **Vote 18-1.**

HB 1265, requiring school boards to develop a policy to address air quality issues in schools. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Charles B Yeaton for Education: The school board in each school district shall develop and implement a policy governing air quality issues in schools. This policy shall deal with emissions from buses, cars, and other motor vehicles. **Vote 18-1.**

HB 1289, relative to air quality in public schools. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Charles B Yeaton for Education: This bill includes the material from HB 1391. It requires that the school principal or designee shall investigate air quality using a checklist provided by the department of education. This shall be done annually and the checklists shall be used during the five year approval process for the school. The department of education shall provide every school a copy of the United States environmental protection agency tools for schools. **Vote 19-0.**

HB 1324, relative to staffing exceptions for geographically isolated small schools. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Rick M Ladd for Education: This bill establishes a definition for geographically isolated small schools based upon geographic isolation and low student enrollment numbers. Small schools such as this experience significant funding concerns due to required programming and operational costs. Eleven other states supplement additional funding through adequacy formulas; however, this bill takes a much different approach requiring no funding costs. Once identified as a geographically isolated small school, the local school board can request approval from the commissioner of education for an exception to required staffing through offering an alternative staffing plan that remains in the best interest of the pupils. **Vote 18-1.**

HB 1386, requiring school boards to develop dropout prevention policies. **INEXPEDIENT TO LEGISLATE.**

Rep. Joseph W Fleck for Education: A dropout and recovery program has been established within the department of education in RSA 159:59. Current law also provides school districts a process for obtaining financial assistance to support dropout and recovery programs. The majority of the committee also believes school boards and superintendents have given this issue high priority. **Vote 17-2.**

HB 1391, implementing the Tools for Schools program in public schools. **INEXPEDIENT TO LEGISLATE.**

Rep. Charles B Yeaton for Education: This bill was combined with HB 1289 and is therefore unneeded. **Vote 19-0.**

HB 1397, relative to the approval of a pupil's alternative learning plan. **INEXPEDIENT TO LEGISLATE.**

Rep. Barbara E Shaw for Education: This bill is not necessary, as existing law requires the parent to be part of the design process of the plan. **Vote 19-0.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 1350-FN, establishing the salary for the position of director of security and training in the department of corrections. **INEXPEDIENT TO LEGISLATE.**

Rep. Calvin D Pratt for Executive Departments and Administration: The subject matter of this bill has been combined into the amendment for HB 1569, making this bill redundant as HB 1569 is on the House Regular Calendar. **Vote 13-0.**

HB 1351-FN, establishing the salary for the position of professional standards director in the department of corrections. **INEXPEDIENT TO LEGISLATE.**

Rep. Calvin D Pratt for Executive Departments and Administration: The subject matter of this bill has been combined into the amendment for HB 1569, making this bill redundant as HB 1569 is on the House Regular Calendar. **Vote 13-0.**

HB 1404, relative to the regulation of real estate brokers and salespersons. **OUGHT TO PASS.**

Rep. Ken Hawkins for Executive Departments and Administration: This bill makes housekeeping changes to the statute governing the licensing of real estate brokers and salespersons. These include the clarification of two definitions and accounting for leased property in the section addressing escrow accounts. The most significant changes add specificity to provisions that permit the real estate commission to discipline providers of pre-licensing and continuing education training courses. These changes define what constitutes unprofessional conduct of education providers and permit the commission to impose a range of disciplinary actions against them. **Vote 13-0.**

HB 1482-FN, upgrading the chief executive officer of the New Hampshire hospital, department of health and human services. **INEXPEDIENT TO LEGISLATE.**

Rep. Calvin D Pratt for Executive Departments and Administration: The subject matter of this bill has been combined into the amendment for HB 1569, making this bill redundant as HB 1569 is on the House Regular Calendar. **Vote 13-0.**

FISH AND GAME AND MARINE RESOURCES

HB 1129, relative to saltwater fishing licenses for persons holding a lifetime license from the fish and game department. **OUGHT TO PASS.**

Rep. Robert J L'Heureux for Fish and Game and Marine Resources: This bill allows persons holding a lifetime fishing license issued prior to January 1, 2011 by the New Hampshire fish and game department to receive an annual saltwater fishing license at no charge which allows them to fish for smelt, shad and salmonoids. **Vote 13-0.**

HB 1144, relative to the definition of a set line used for taking fish. **OUGHT TO PASS.**

Rep. John W Henson for Fish and Game and Marine Resources: This bill defines a set line as an unattended line placed in the fresh waters of the state, including through the ice that is not under the direct view and control of the person placing the line. **Vote 13-0.**

HB 1331, relative to extending the days for recreational taking of clams following an emergency closing. **INEXPEDIENT TO LEGISLATE.**

Rep. Lyle E Bulis for Fish and Game and Marine Resources: This natural resource is threatened by the potential of overharvesting and water pollution because of heavy rains, treatment plant mishaps and "red tide." The fish and game department sets a season knowing full well from historic evidence that not all the days will be available for clamming due to clam flat closures for public health protection by the department of environmental services. The current long standing management methodology including a DES phone number for "clammers" to call for clam flat status is known by all and continues to work very well. **Vote 13-0.**

HB 1425, relative to the regulation of the processing of lobster tails. **OUGHT TO PASS.**

Rep. David H Watters for Fish and Game and Marine Resources: At the request of the fish and game department, this bill requires a license to process lobster tails from a legal size lobster. This had not been permitted under existing statute due to concerns about ensuring that processed tails were taken from legal size lobsters. With assurances that procedures can make this determination, the bill permits the executive director to adopt rules relative to inspecting and processing of lobster. **Vote 13-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 1158, changing the name of the institutional review board to the vital records privacy board for health-related research. **OUGHT TO PASS.**

Rep. Alida I Millham for Health, Human Services and Elderly Affairs: The department of health and human services requests that the institutional review board be renamed the vital records privacy board. This name change reflects the actual work of the board regarding the release of vital records data for health related research. The board reviews requests for vital records information relating to individuals both living and dead and data that is both identified and de-identified. The traditional institutional review board only exercises authority over information regarding living, identified persons. The standards employed by the board are set forth by HIPPA privacy regulations. **Vote 16-0.**

HB 1226, relative to caregiver support services for the elderly. **OUGHT TO PASS.**

Rep. Alida I Millham for Health, Human Services and Elderly Affairs: This is elderly long term care family support policy legislation. Caregiver support is already provided through federal grants, but it is not recognized in New Hampshire law. Since unpaid care giving by family members is the “bedrock” of New Hampshire long term care (as much as 80%) and has been shown to be a critical component of the long term care system, it is important to clarify this policy in statute. **Vote 16-1.**

HB 1398, allowing a surviving spouse to have access to the deceased spouse's medical records when there is no estate administration. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Susan Emerson for Health, Human Services and Elderly Affairs: This bill allows a surviving spouse to obtain the medical records of their deceased spouse upon request if there is no will or executor. As amended, it does not put a burden on the doctor, it requires proof of identity, and it takes a burden off the probate court. **Vote 17-0.**

HB 1467, establishing a committee to study extending Medicaid and similar sources of private and public aid to provide health care insurance through age 20 to individuals who were foster children and are attending postsecondary school. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert G Bridgman for Health, Human Services and Elderly Affairs: While there is sympathy within the committee for the idea that the state should have a role in supporting foster children's continuing education, the need for a study committee to determine that role isn't clear. Further, with federal discussions of the future shape of medicaid ongoing, a study committee to examine the melding of private and medicaid assistance seems premature. **Vote 15-1.**

HB 1532, relative to the compilation of data on criminal substance abuse in New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. Suzanne S Butcher for Health, Human Services and Elderly Affairs: This bill would require the department of health and human services to collect data from law enforcement agencies and emergency medical services regarding criminal cases involving controlled drugs, and to develop and maintain a centralized database of such information. While data collection and statistical analysis may be useful, it is not clear how this would be implemented and at what cost. The committee recommends that the governor's commission on alcohol and drug abuse prevention, intervention and treatment assess the types of data that would be useful to its mission and work with the department and agencies to identify practical ways to gather the data. **Vote 17-0.**

HB 1562-L, relative to assistance dogs. **INEXPEDIENT TO LEGISLATE.**

Rep. Trinkia T Russell for Health, Human Services and Elderly Affairs: The provisions in this bill are in direct conflict with the existing law under the Americans with disabilities act. This legislation would be discriminatory towards NH citizens, requiring service dogs to wear an identifying tag. This law would only be enforceable to NH citizens and not to anyone else that may visit NH. Under the ADA, some, but not all, service animals wear special collars and harnesses. Some, but not all, are licensed and certified and have identification papers. There are many instances of settlement agreements from the USDOJ involving illegal denial of access to a public accommodation due to requirement for documentation of a service animal's status. Under the Americans with disabilities act, privately owned businesses that serve the public are prohibited from discriminating against individuals with disabilities. The ADA requires these businesses to allow people with disabilities to bring their service animals onto business premises in whatever areas customers are generally allowed. The ADA defines a service animal as any guide dog, signal dog, or other animal individually trained to provide assistance to an individual with a disability. If they meet this definition,

animals are considered service animals under the ADA regardless of whether they have been licensed or certified by a state or local government. Businesses and other places of public accommodation already have the legal right under the Americans with disabilities act to ban any service dog from the premises if the animal appears to be a threat to the health and safety of others or exhibits disruptive behavior. **Vote 17-0. HB 1599-FN**, establishing an emergency mental health and developmental disabilities database within the division of state police. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas E Donovan for Health, Human Services and Elderly Affairs: While recognizing the tremendous family tragedy that resulted in this bill, the committee felt strongly that there were numerous concerns with the bill itself. The committee believes training law enforcement to deal with individuals having certain medical, developmental, or mental health conditions would serve a much better purpose than being able to access a database when having to deal with a specific emergency situation. Testimony was also presented that in many areas of the state there is a good working relationship between the local police departments and the regional community mental health centers. Advocates for individuals with mental illness and disabilities also opposed this bill because of the unintended consequences of stigmatizing and possibly criminalizing mental illness and developmental disabilities. **Vote 16-1.**

HB 1612-FN, relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam. **INEXPEDIENT TO LEGISLATE.**

Rep. Frank G Case for Health, Human Services and Elderly Affairs: This bill would place three medications into a schedule I controlled drug classification which means they cannot be prescribed by a physician. The bill would also require "secure drop boxes" located in local police stations to allow for the disposal of unwanted or unused prescription drugs. Temazepam (restoril) is already a schedule III drug; ultram (tramadol) is under study to be placed in schedule III. Soma (carisoprodol) is a smooth muscle relaxant which is an effective medication. The committee thought that these drugs should not be further scheduled. The committee also questioned the expenses of secure drop boxes for disposal of unwanted medications placed in all local police stations, because of the possible high cost for disposal of these medications to the towns and cities. Finally, any legislation which restricts the use of medications interferes with a physician's clinical judgment. **Vote 15-0.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 1174, relative to terms for appointed town officials. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jessie L Osborne for Municipal and County Government: This bill provides that the term of an appointed official continues until a successor is appointed and qualified. It also permits municipalities to pay members of a recreation or park commission. **Vote 18-0.**

HB 1288, relative to the term of office of an appointed member of a local land use board member. **INEXPEDIENT TO LEGISLATE.**

Rep. Elaine M Lauterborn for Municipal and County Government: This bill amending RSA 673:5, would entitle land use board members at the end of their terms to remain in office until a successor is appointed. The text of this bill has been incorporated in its entirety into HB 1174 which addresses terms of office for a broader spectrum of appointed officials. **Vote 16-0.**

HB 1332, relative to planning board members. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Amy Stasia Perkins for Municipal and County Government: The intent of this bill was to fine-tune the existing restrictions of planning board membership. It was recognized that in smaller municipalities there may be only a few individuals willing to serve on town boards. This bill allows candidates additional board or commission opportunities while restricting conflicting dual membership only to all land use boards, conservation commissions or local governing bodies. **Vote 17-1.**

HB 1338, relative to scholarships for higher education for early graduating high school students. **INEXPEDIENT TO LEGISLATE.**

Rep. Jessie L Osborne for Municipal and County Government: The committee commends the sponsor for his intentions, but finds that this bill does not address financial need nor will it save money. Further, school districts, not cities and towns, are usually involved in awarding scholarships. **Vote 17-0.**

HB 1394-L, relative to town clerks. **INEXPEDIENT TO LEGISLATE.**

Rep. Betsey L Patten for Municipal and County Government: The intent of this bill is to find a process whereby each municipality could determine to digitize town meeting minutes and keep that digitized format

as the permanent record instead of keeping and storing forever the printed paper copies of the town meetings. While it is recognized that the municipalities will run out of storage space in the future, RSA 5:35 states that any municipality may send their records to the state archives for storage. All records are vulnerable to many problems. However the problems with preserving paper records are well known and practices are available to support the preservation of documents. Digital records, because they are much newer, have yet to be fully understood. Transferring from one technical medium to another technical medium is not a foolproof method of storing the “original” copy. The committee realizes that the preservation and storage of either paper copies or microfiche copies is the best method to date. **Vote 18-0.**

HB 1687, relative to the procedure for filling a vacancy among county officers. **OUGHT TO PASS.**

Rep. Amy Stasia Perkins for Municipal and County Government: If a vacancy occurs at the county level in the office of county sheriff, county attorney, register of deeds, county treasurer or county commissioner the county convention shall fill the vacancy for the unexpired term by a majority vote. The supreme court determined in 2008 that the procedure was to take place in a public session, the method by which the majority vote is to be taken is left up to each county convention except that, according to the supreme court case *Douglas Lambert v Belknap County Convention*, this vote cannot be by a secret ballot. This bill will change the right to know statute to allow a county convention to utilize a secret ballot for this purpose. This bill is proposing a change in RSA 91-A:2, II which governs public bodies and their votes. Therefore the committee agrees that the legislature should allow the county convention to use a secret ballot when filling a vacancy in county offices under RSA 661:9. **Vote 17-0.**

PUBLIC WORKS AND HIGHWAYS

HB 1314, relative to approval of changes to a capital budget project. **OUGHT TO PASS.**

Rep. John R Cloutier for Public Works and Highways: This bill would modify RSA 9:26-a so as to state that any changes to the plan, location, or design of a capital budget project, after the project has been approved, would have to be made by the capital budget overview committee, rather than the open space study committee now known as the long range capital planning and utilization committee. It is felt that the capital budget overview committee, which now monitors all capital budget projects is the more appropriate committee to make changes in such projects than the long range capital planning and utilization committee, which considers and approves all proposed sales and leasing of surplus state property. **Vote 17-0.**

HB 1481, relative to the use of turnpike tolls. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John A Graham for Public Works and Highways: This bill clarifies the purposes for which money collected at the toll booths along the turnpike system can be utilized. It mirrors to a great extent the language of Part II Article 6a of the New Hampshire Constitution. The amendment spells out in greater detail exactly what this fund may be used for. Additionally, language has been added, at the request of the treasurer and bond counsel, which specifically states that all payments of principal and interest on all turnpike bonds will be made. The commissioner of transportation supports both the intent and language of the bill as amended.

Vote 15-0.

RESOURCES, RECREATION AND DEVELOPMENT

HB 1292, relative to underground storage tank facility permits, compliance, and cleanup fund eligibility. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Chris Christensen for Resources, Recreation and Development: This bill removes provisions necessitating periodic reissuance of underground storage tank facility permits and provisions which limit transfer of oil cleanup fund coverage. The bill is a request of the department of environmental services and the oil fund disbursement board. Permitted facilities are inspected routinely. The permit renewal application does not contain information that would alter the inspection process. Eliminating this unnecessary paperwork will free up staff for more field work, such as inspections. In addition to protecting groundwater, the oil cleanup funds allow sites to be redeveloped. Presently, only the original landowner could apply for reimbursement from the funds. This bill will allow a new owner the same benefits, and will not increase expenses to the funds. It will allow sale and redevelopment of sites where the present owner or a prospective buyer would otherwise be unable to develop a site because he is unable to provide evidence of insurance. The amendment clarifies some of the language in the bill. **Vote 16-0.**

HB 1293-FN, relative to the oil discharge cleanup fund. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Chris Christensen for Resources, Recreation and Development: This bill is at the request of the department of environmental services (DES) and the oil fund disbursement board (OFDB). The amendment corrects the title to read “motor oil” discharge and cleanup fund (MOD), the fund which deals with car lubricating oils. The MOD fund provides cleanup cost reimbursement for motor oil and waste oil storage facility owners. The fund was due to expire at the end of this fiscal year, having been extended several times over the last two decades. This bill deletes the repeal, allowing the fund to continue operating. The MOD fund is particularly important to facilities such as commercial, municipal and school garages where new and used lubricating oil is used in bulk quantities. The fiscal note refers to new income, which is only new in the sense that, without this bill, the fund would cease to exist and would have no income. There are no fee increases or other changes to this program. **Vote 16-0.**

HB 1294, relative to underground storage facility operator training. **OUGHT TO PASS.**

Rep. Chris Christensen for Resources, Recreation and Development: This bill is at the request of the department of environmental services and the oil fund disbursement board. It establishes training and certification requirements for operators of petroleum underground storage facilities to reduce the risk of new releases and reduce the impact on the environment if a release should occur. The training program was developed with participation from industry and environmental groups as well as government agencies, including the U.S. EPA. Compliance with U.S. EPA requirements in this area will allow DES to continue to apply for and receive \$1,000,000 annually in related federal funding. No new funding is needed for DES to carry out the program. **Vote 16-0.**

HB 1399, relative to state water pollution control and drinking water revolving loan funds, and state contributions to sewage disposal facilities. **OUGHT TO PASS.**

Rep. Peter S Bolster for Resources, Recreation and Development: Communities fortunate enough to receive a 50% principal forgiveness grant through American Recovery and Reinvestment Act (ARRA) for water infrastructure projects should not also receive state funds. This bill precludes this, assuring that state funds are available to other communities for present and future water projects to more fairly share available funding. Section II gives the department of environmental services (DES) clear authority to accept grants under the clean water act and safe drinking water act. **Vote 17-0.**

HB 1520, relative to the rulemaking authority of and administrative fine authority for the department of resources and economic development. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jeffrey L St. Cyr for Resources, Recreation and Development: This bill is enabling legislation that was requested by a local community and is supported by the Department of Resources and Economic Development (DRED). This bill gives the agency and a local community the authority to enter into a memorandum of understanding to allow a local police department to enforce state laws and administrative rules at the division of parks and recreation and other DRED properties. Currently, the division of parks and recreation does not have adequate law enforcement personnel and needs the assistance of the local law enforcement personnel to enforce rules such as “no littering.” The bill also allows DRED to establish rules for the division of parks and recreation similar to the division of forests and lands. **Vote 16-2.**

HB 1544-FN, relative to penalties for forestry violations. **OUGHT TO PASS.**

Rep. Yvonne D Thomas for Resources, Recreation and Development: This bill increases the fines for noncompliance with timber harvesting regulations and makes them violations rather than misdemeanors. The fines will now be commensurate with civil violations. It also allows the department of resources and economic development to issue cease and desist orders. **Vote 18-0.**

SCIENCE, TECHNOLOGY AND ENERGY

HB 1251, relative to the sale and transfer procedures for shutdown emissions credits. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Robert F Matheson for Science, Technology and Energy: This bill as amended clarifies the sale and transfer procedures for shut down emission credits. Currently the Governor and Council oversee the use of these emission credits and this bill establishes a revolving loan fund so that these credits could be used in assisting to bring new companies to the state. **Vote 15-1.**

HB 1534, relative to the issuance of air permits and certain fees relative to air permits. **OUGHT TO PASS.**

Rep. Jacqueline A Cali-Pitts for Science, Technology and Energy: This bill clarifies the department of environmental services (DES) air quality permitting process that currently exists in practice and puts it into

statute. The bill also makes clear the fees and costs associated with the permitting process that are to be paid by the applicants for the permit. **Vote 14-0.**

HB 1542-FN, repealing nitrogen oxide emitting generation source requirements. **OUGHT TO PASS.**

Rep. Naida L Kaen for Science, Technology and Energy: This bill does two things. It repeals New Hampshire law effective in 2014 when that law will be superceded by more stringent federal law in regard to some small sources of nitrogen oxide emissions. It also permits the department of environmental services to be compensated for enforcement activities pertaining to these sources effective 30 days from passage. **Vote 14-0.**

TRANSPORTATION

HB 1141, relative to expiration of drivers' licenses. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard T Stuart for Transportation: The department of safety testified that this bill is not necessary and would cause difficulties with road tests at end of the month. Plenty of notice (120 days) is now given for renewal and 45 day extensions are available. **Vote 14-0.**

HB 1241, relative to visual examinations for the issuance of drivers' licenses. **INEXPEDIENT TO LEGISLATE.**

Rep. Michael B O'Brien for Transportation: The majority of the committee voted to ITL the bill because of a new program instituted by the department of safety. This new program will allow renewal by mail of licenses with no visual exam. A visual exam is currently every 5 years at renewal. Under the new program it will be an additional 5 years when a new visual exam would be required. This follows other states that have a renewal by mail program, and will be monitored by the department of safety. This is acceptable to the majority of the committee. **Vote 13-1.**

WEDNESDAY, JANUARY 27

REGULAR CALENDAR

COMMERCE AND CONSUMER AFFAIRS

SPECIAL ORDER

SB 193, relative to the interest rate on small loans and relative to the definition of lender for purposes of regulating such loans. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. John B Hunt for the **Majority** of Commerce and Consumer Affairs: The bipartisan majority believes this bill is overkill. In 2008, the Legislature passed a law that eliminated the high interest payday loan industry from New Hampshire. This bill seeks to further limit credit availability by unnecessarily eliminating the few remaining companies providing short-term loans as small lenders. Why? The fact remains that national banks and credit card companies can charge NH consumers whatever fees and interest rates they want to borrow money. NH has no control. To eliminate the last remaining NH licensed and regulated small loan companies in our state will further limit credit and leave our citizens no other option but to borrow from national banks or internet lenders. This makes no sense. The true effect of SB 193 will be to close a few more small businesses that will lay off employees and increase the unemployment numbers in our state. **Vote 9-7.**

Rep. Susi Nord for the **Minority** of Commerce and Consumer Affairs: The minority knows that the Legislature already weighed in on the issue of predatory lending when we set a 36% APR cap on payday and title lending. This bill would simply apply that rate cap to all loans under \$10,000. There are still a few companies trying to find ways to charge large fees to loan money to people when they are most desperate. It is the strong opinion of the minority that predatory lending practices that continue to raise the cost of borrowing small loans to up to 100 to 500%, through charges noted as "membership fees" or "loan consultation fees", are unethical and should be subject to the cap already passed. This bill simply tightens up our existing small loan rate caps and gives the banking commissioner the support and the tools needed to stop these unfair and deceptive practices and to prosecute those businesses engaged in breaking our laws.

EDUCATION

HB 1383-FN, requiring a course in business or financial literacy as a prerequisite to high school graduation. **INEXPEDIENT TO LEGISLATE.**

Rep. Ralph G Boehm for Education: Even though the committee agrees that a personal finance curriculum is needed, the majority does not believe that it is the legislature's job to mandate curriculum. However, the committee will notify the state board of education that this curriculum is necessary and should be incorporated in school approval standards and curriculum frameworks. **Vote 16-3.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 1569-FN, establishing the salary for the position of director of community corrections in the department of corrections. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Ken Hawkins for Executive Departments and Administration: This bill with the amendment establishes unclassified salary grades for three positions in the department of corrections and seven positions in the department of health and human services. The committee has reviewed the bill to ensure that all proposed new salary grades comply with the recommendations made by the state's salary consultant, the Hay Group, and are approved by the joint committee on employee classification. The fiscal impact of the legislation will be reviewed by the House Finance Committee. **Vote 12-2.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 1200, relative to the definition of "abutter" for notice of land use board hearings. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: REFER FOR INTERIM STUDY.**

Rep. Franklin W Sterling for the **Majority** of Municipal and County Government: It was the consensus of the committee that the remedy proposed by this bill was too severe for the perceived harm it addressed. Changing the definition of "abutter" for a condominium or other collective form of ownership to include "unit owners" would place too large a burden on the applicant to a local land use board. Applicants would have been required to notify all unit owners individually rather than a single notification to the condominium board. The committee felt that the definition of "notification" could include other non traditional means. Also discussed was strengthening the requirements of condominium association officers to ensure that all unit owners of the association are properly notified of proposed changes to neighboring properties. These issues should be addressed in the condominium statutes. **Vote 16-2.**

Rep. James M Sullivan for the **Minority** of Municipal and County Government: The minority feels that there is a problem of proper notification of all property owners of a zoning change that effects a condominium complex. The choice of definition of "abutter" as the means of addressing this may not have been the best choice. Suggestions in the committee included focus on the responsibility of condominium officers to provide this notification.

PUBLIC WORKS AND HIGHWAYS

HB 1152, naming a bridge in Wolfeboro in honor of Spc. Matthew J. Stanley. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark E McConkey for Public Works and Highways: We are grateful for Matthew J. Stanley's service to recognize his sacrifice for our country. Corporal Matthew J. Stanley was killed while on duty in Taji, Iraq on December 16, 2006. By unanimous vote of the committee on January 20, 2010 we recommend that the bridge over Smith River (#112-110) be named for Corporal Matthew J. Stanley Memorial Bridge. **Vote 15-0.**

HB 1181, naming a portion of route 43 after the Honorable Robert A. Johnson. **OUGHT TO PASS.**

Rep. Maureen R Mann for Public Works and Highways: With a unanimous vote, the committee supported the naming of the portion of Route 43 in Northwood from Route 4 to the Deerfield line, the Honorable Robert A. Johnson Highway. Johnson, who died in January of 2009, was the ultimate public servant. He was a trustee of Northwood/Coe-Brown Academy. He served as Northwood Town Moderator for 60 years; no-one in New Hampshire history has served longer. He also served as School Moderator for over 40 years. Johnson served his first term as a member of the New Hampshire General Court in 1938 and in 2007 was proud to be named "Dean" of the House as its longest-serving member. The signage will be installed at no cost to the state. **Vote 14-0.**

HB 1446, naming a bridge in Hopkinton in honor of Officer Sean M. Powers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John R Cloutier for Public Works and Highways: This bill would name a bridge on Route 127 in Hopkinton in honor of Hopkinton Police Officer Sean M. Powers, who was killed in the line of duty. The town

of Hopkinton submitted a strong letter of support for the bill. The amendment simply adds the bridge's number 089/114 to the bill's first section. **Vote 13-0.**

HB 1563, naming a bridge in Salem in honor of Corporal Nicholas Arvanitis, Staff Sergeant Edmund Lo, and Marine Lance Corporal Robert L. Mosillo. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Russell F Ingram for Public Works and Highways: The state of New Hampshire, through this legislation, has the honor and privilege to sState of New Hampshire bridge at Cross Street, Salem, New Hampshire in their memory is both appropriate and fitting. The dedication plaque will forever be a reminder of the sacrifice made by these outstanding Americans. We must never forget what they have given to their country and the honor they have bestowed on the State of New Hampshire. Let us all be grateful and remember. **Vote 16-0.**

TRANSPORTATION

HB 1498, relative to obscured figures or letters on number plates attached to motor vehicles.

INEXPEDIENT TO LEGISLATE.

Rep. Stephen H Nedeau for Transportation: The present law prohibits knowingly obscuring or permitting to be obscured the figures or letters on any number plate. The committee feels current law is enough and we should let the present law stand. RSA 261:61 sets the fine for a violation of this section at \$150.00. **Vote 12-2.**

HB 1559-FN, relative to gold star number plates. **MAJORITY: INEXPEDIENT TO LEGISLATE.**

MINORITY: OUGHT TO PASS.

Rep. Michael B O'Brien for the **Majority** of Transportation: With reluctance, the majority of the committee voted to ITL this bill. With compassion, the majority understands the loss and suffering family members feel when a family member makes the supreme sacrifice for their country, and perhaps a plate in the future recognizing families of those killed may be in order. However, combining this plate with gold star mothers clouds the meaning of this group. **Vote 10-4.**

Rep. Karen C Umberger for the **Minority** of Transportation: The minority believes gold star number plates should be extended to immediate family members. The committee was informed that several states already extend to family members the right to license their vehicle with a gold star plate. The gold star mothers were in favor of other family members being allowed to purchase a plate with a decal that identifies them as gold star family members. It is essential we recognize the sacrifice of our military members and extend to family members the right to display a gold star plate.

LAID ON TABLE

HB 133, requiring employers to report certain information regarding outsourcing to the department of labor.

HOUSE BILLS AMENDED BY THE SENATE

HB 154, relative to truancy. (SJ 1/13/10)

HB 598-FN, relative to the regulation of auctioneers by the state board of auctioneers. (SJ 1/6/10)

COMMITTEE MEETINGS

MONDAY, JANUARY 25

AUTOMATED EXTERNAL DEFIBRILLATOR ADVISORY COMMISSION (RSA 195-I:2), Room 303, LOB

1:00 p.m. Regular meeting.

COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2), NH Higher Education Assistance Foundation, 4 Barrell Court, Concord

9:00 a.m. Investment committee meeting.

10:00 a.m. Regular meeting.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 9:30 a.m. Subcommittee work session on ***HB 1547-FN***, relative to the use of consumer discount cards.
- 10:00 a.m. ***HB 1605-FN***, requiring businesses to disclose the terms and conditions of any continuing or automatic obligation as part of the sale.
- 10:30 a.m. ***HB 1560***, prohibiting sellers of consumer goods from excluding or limiting implied warranties through disclaimers.
- 11:00 a.m. ***HB 1505***, establishing a commission to study state-imposed burdens on unregulated businesses.
- 11:30 a.m. ***HB 1171***, repealing the prohibitions on Sunday business activities.
- 1:30 p.m. ***HB 1541-FN***, prohibiting the sale of e-cigarettes to minors.
- 2:30 p.m. ***HB 1475***, relative to indoor smoking.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 11:00 a.m. Subcommittee work session on ***HB 1372***, establishing a commission to study the provisions of RSA 570-A, the wiretapping and eavesdropping statute, and to study permitting a person to record a law enforcement officer in the course of such officer's official duties.
- 12:30 p.m. Subcommittee work session on ***HB 1533***, establishing a commission to study the statute governing annulment of criminal records.

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

- 1:00 p.m. Regular meeting.

HOUSE RULES, Room 201, LOB

- 10:30 a.m. Regular meeting.
Executive session to follow.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

- 10:00 a.m. ***HB 1304***, extending the task force on homeless teenagers and the commission to study alternate fuel vehicles.
- 10:30 a.m. ***HB 1396***, relative to the extension of study committees.
- 11:00 a.m. ***HB 1451***, relative to the expiration dates of certain committees.
- 11:30 a.m. ***HB 1311***, relative to the sunset date of legislative study committees.

WAYS AND MEANS, Room 202, LOB

- 1:00 p.m. Rescheduled full committee work session on ***HB 1607-FN-A***, relative to the reasonable compensation deduction under the business profits tax.

TUESDAY, JANUARY 26

CHILDREN AND FAMILY LAW, Room 206, LOB

- 10:00 a.m. ***HCR 24***, supporting the Youth PROMISE Act.
- 11:00 a.m. ***HB 1510***, relative to grounds for divorce for persons with minor children.
- 1:15 p.m. ***HB 1536-FN***, relative to administering psychotropic drugs to children in court ordered placements.
- 2:00 p.m. Continued public hearing on ***HB 1193***, relative to the definition of allowable child care expenses for purposes of determining child support and establishing a legislative oversight committee relative to implementation of the 2009 New Hampshire Support Guidelines Review and Recommendations.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 9:00 a.m. Subcommittee work session on ***HB 1352***, relative to direct shippers.
- 9:15 a.m. Subcommittee work session on ***HB 1340***, relative to condominium liens for assessments.
- 9:30 a.m. Subcommittee work session on ***HB 1558***, prohibiting the sale of certain energy drinks to minors.
- 10:00 a.m. Executive session on ***HB 1171***, repealing the prohibitions on Sunday business activities, ***HB***

1191, relative to fire sprinkler systems, *HB 1283-FN*, relative to participation in the state children's health insurance program, *HB 1285*, relative to the exemption of certain firearms, firearms accessories, and ammunition made in New Hampshire from federal law and regulation, *HB 1352*, relative to direct shippers, *HB 1431-FN*, relative to health care choice, *HB 1547-FN*, relative to the use of consumer discount cards, *HB 1558*, prohibiting the sale of certain energy drinks to minors, *HB 1586-FN*, relative to mandated benefits review, *HB 1685*, relative to testing the water quality of private water supply wells, *HCR 30*, urging the attorney general to investigate the merger between Catholic Medical Center and Dartmouth Hitchcock Medical Center, *CACR 30*, relating to health care. Providing that people may enter into private contracts with health care providers for health care services and to purchase health care coverage, *HB 1364*, relative to Medicare unfair trade practices, *HB 1444-FN*, allowing the purchase of drugs from Canada, *HB 1207*, relative to Delta Dental data submission, *HB 1429*, establishing a committee to study the inclusion of universal design requirements in the state building code, *HB 1503-FN*, establishing a liquor license review board, *HB 1585-FN*, allowing health insurance policies to be sold without mandates, *HR 22*, encouraging Bank of America to change its business practices.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. *HB 1642-FN*, relative to the registration of criminal offenders.
- 10:30 a.m. *HB 1673-FN*, removing the statute of limitations on offenses against children.
- 11:15 a.m. *HB 1637-FN*, relative to the registration of criminal offenders.
- 1:00 p.m. *HB 1647-FN*, relative to residency restrictions for certain sexual offenders and relative to requiring persons convicted of first or second degree homicide against a child to register for life.
- 2:00 p.m. *HB 1628*, establishing guidelines for neighborhood notification upon release of a sexual offender.
- 3:00 p.m. *HB 1601*, requiring the inclusion of certain offenses against adults on the public sexual offender list.

ELECTION LAW, Room 308, LOB

- 10:00 a.m. Executive session on *CACR 25*, relating to referendums. Providing that the voters can veto laws by referendum, *HB 1189*, relative to the affidavit of qualifications for candidates, *HB 1245*, requiring certified copies of birth certificates for nominees for president and vice-president, *HB 1329*, establishing a committee to study voter fraud, *HB 1477*, relative to checklist information, *HB 1513-FN*, relative to fees collected by the secretary of state for checklist information, *HB 1538*, relative to the date of the state primary election and rescheduled executive session on *HB 1671-FN*, relative to election day registrants.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:00 a.m. Subcommittee work session on *HB 1658*, relative to the adult parole board, *HB 1579-FN*, relative to electioneering by public employees.
- 10:30 a.m. Executive session on *HB 1149*, relative to incorporation by reference in state agency rulemaking, *HB 1237*, relative to a certain insurance rulemaking exemption, *HB 1296*, prohibiting a state agency from establishing a fee without legislative approval, *HB 1275-FN*, requiring state employees to participate in a government-run health insurance option as enacted by Congress, *HB 1381*, establishing a commission on licensing trades and professions, *HB 1525*, relative to physical therapists practicing on animals, *HB 1579-FN*, relative to electioneering by public employees, *HB 1539*, relative to rulemaking authority of the state treasurer regarding the New Hampshire excellence in higher education endowment trust fund and the college tuition savings plan.
- 1:30 p.m. *HB 1349*, relative to requirements for pharmacists-in-charge.
- 2:00 p.m. *HB 1376*, relative to the regulation of pharmacies and pharmacists.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. Executive session on *CACR 27*, relating to education funding. Providing that state funding of

education shall be targeted, **HB 1128-FN-L**, relative to the distribution of meals and rooms tax revenues to cities and towns, **HB 1274-FN-A-L**, restoring moneys for revenue sharing to cities and towns, **HB 1643-FN**, relative to requiring submission of a reduced spending alternative as part of the biennial budget process and **HB 1670-FN**, establishing a searchable budget database for state spending.

12:55 p.m. Continued public hearing on **HB 1333-FN-A**, relative to providing a death benefit for the family of a seasonal department of transportation employee and making an appropriation therefor.

1:00 p.m. Full committee work session on **HB 1333-FN-A**, relative to providing a death benefit for the family of a seasonal department of transportation employee and making an appropriation therefor, **HB 1355-FN**, relative to certain Medicaid appropriations, **HB 1516-FN-A**, making appropriations to fund the Claremont, Colebrook, Milford, and Keene District Courts in fiscal year 2011, **HB 1606-FN**, relative to the transfer of funds within the department of environmental services and **HB 1651-FN**, requiring that current information and reports relative to the state budget be made available on the state website.

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

9:30 a.m. Subcommittee work session on **HB 1507-FN**, relative to hunting and fishing licenses for disabled veterans, active duty members of the armed forces, and residents returning from active duty.

10:00 a.m. Executive session on **HB 1175-FN**, relative to duplicate registrations for snowmobiles, **HB 1660-FN**, repealing the authority for the assessment of an administrative penalty for various OHRV and snowmobile violations, **HB 1317-FN**, establishing an exotic game license for hunting in a game preserve.

11:00 a.m. Subcommittee work session on **HB 1201**, including loaded muzzle-loading firearms in the prohibition of hunting from a vehicle.

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

9:00 a.m. Subcommittee work session on **HB 1437**, requiring the department of health and human services to provide a legislative report on Katie Beckett, the Medicaid program for home care for children with severe disabilities.

10:00 a.m. **HB 1566-FN**, requiring financial institutions to disclose certain information regarding recipients of medical assistance for the aged, blind, and disabled through an electronic asset verification system.

11:15 a.m. **HB 1136**, requiring a report to be sent to the treatment facility on behalf of a person receiving treatment in the state mental health or developmental services system.

12:45 p.m. Subcommittee work session on **HB 1537**, allowing primary care providers to provide preventive oral health services to children under the state Medicaid program.

1:00 p.m. Executive session on **HB 1435-FN**, relative to the practitioner-patient relationship in the dispensing of prescriptions, **HB 1499-FN**, reducing the number of area agencies in the state, **HB 1648-FN**, prohibiting interference with access to medical services and health insurance of New Hampshire citizens, **HB 1666-FN**, requiring licensing of outpatient abortion facilities, **HB 1683-FN**, requiring random drug testing of public assistance recipients, and continued executive session on **HB 1170**, relative to licensure of home health care providers, **HB 1437**, requiring the department of health and human services to provide a legislative report on Katie Beckett, the Medicaid program for home care for children with severe disabilities, **HB 1537**, allowing primary care providers to provide preventive oral health services to children under the state Medicaid program.

2:30 p.m. Subcommittee work session on **HB 1657**, directing the commissioner of the department of health and human services to adopt rules regarding transfers of income to special needs trusts.

JUDICIARY, Room 208, LOB

10:00 a.m. **HB 1254**, relative to insurance coverage in tort cases.

10:30 a.m. **HB 1255**, relative to requirements for apportionment of damages.

- 11:00 a.m. **HB 1256**, restricting medical injury claims subject to pretrial screening panel review to claims exceeding \$250,000.
- 1:00 p.m. **HB 1257**, changing requirements for extensions of time for hearings by pretrial screening panels for medical injury claims.
- 1:30 p.m. **HB 1258**, relative to the award of costs and attorneys' fees incurred in the medical injury screening panel process.
- 2:00 p.m. **HB 1259**, relative to subrogation claims and liens in civil actions.
- 2:30 p.m. **HB 1260**, authorizing enhanced compensatory damages for injury or death caused by operation of a motor vehicle after consumption of alcohol or a controlled drug.
- 3:00 p.m. Continued public hearing on **HB 1290**, relative to unincorporated religious societies.

LEGISLATIVE ADMINISTRATION, Room 306, LOB (Please note room change.)

- 3:00 p.m. Executive session on **HB 1210**, relative to the availability of proposed amendments to bills and resolutions, **HB 1302-FN**, relative to mileage for members of the general court, **HB 1473**, relative to requiring lobbyists to file an annual statement, **HB 1621-FN**, prohibiting a lobbyist from serving on a public agency or public body where the lobbyist gains from the activity of the public agency or body, **HB 1654-FN**, relative to state house security, **HB 1675-FN**, relative to eliminating payment of certain travel expenses for members of the general court, and imposing a 2-year moratorium on reimbursement of executive branch state employee travel.

LOCAL AND REGULATED REVENUES, Room 303, LOB

- 10:30 a.m. Subcommittee work session on **HB 1617-FN-L**, exempting owners of timber cut on storm-damaged land from timber taxes.
- 11:30 a.m. Subcommittee work session on **HB 1276-FN-L**, relative to investment of capital reserve funds.
- 1:00 p.m. Briefing on the interim report of the NH Gaming Study Commission.

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

- 3:30 p.m. Regular business.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:30 a.m. Continued public hearing on **HB 1126**, relative to the Hooksett police commission.
- 11:00 a.m. Continued public hearing on **HB 1369-L**, relative to pool safety.
- 11:30 a.m. **HB 1142**, relative to signatures required to petition a warrant article.
- 1:00 p.m. **HB 646-FN-L**, relative to county and state obligations for costs for nursing care and services,

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:15 a.m. Executive session on **HB 1578-FN**, relative to state agency evaluation of contractors, **HB 1589-FN**, requiring capital budget projects of the university system of New Hampshire to include payment to the state art fund, **HJR 21**, directing the department of transportation and the department of environmental services to study the prevention of further erosion of the east bank of the Exeter River.
- 11:15 a.m. **HB 1455**, establishing a commission to oversee creation of a monument to acknowledge and commemorate persons enslaved in New Hampshire from 1645 to 1840.
- 1:15 p.m. **HB 1517-FN**, establishing a DWI victim fatality sign program.
- 2:00 p.m. Continued executive session from January 26, if needed

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 10:00 a.m. **HB 1221**, relative to excavating and dredging permits.
- 11:00 a.m. **HB 1239**, relative to department of environmental services field citations and cease and desist orders.
- 1:30 p.m. **HB 1378-FN**, establishing an adopt-a-state park program in the state park system.
- 2:15 p.m. **HB 1379**, relative to promotion of the state parks.
- 3:00 p.m. **HB 1421-FN**, establishing regional advisory councils in the state park system.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

- 10:00 a.m. **HB 1659**, including solar hot water heating systems in electric renewable energy class I.
- 11:00 a.m. **HB 1353**, relative to group net energy metering.

1:30 p.m. **HB 1377**, permitting utilities to establish loan programs for owners of residential and business property engaging in renewable energy and energy efficiency projects.

TRANSPORTATION, Room 203, LOB

10:15 a.m. Continued public hearing on **HB 1262**, relative to disabled parking signs.

10:45 a.m. Executive session on **HB 1247**, establishing a speed limit for vehicles traveling through a toll booth or gate, **HB 1588-FN**, changing the effective date of the expiration of the motor vehicle registration surcharge, **HB 1203**, relative to nonresident registration of motor vehicles, **HB 1204**, relative to equipment and inspection exemptions for older vehicles, **HB 1230**, relative to commercial motor vehicles and heating oil deliveries, **HB 1195**, relative to height, length, width, and weight limits for trucks, **HB 1374**, relative to the prohibition against participation in a national identification card system.

1:00 p.m. Subcommittee work session on **HB 1190**, authorizing transfer on death of motor vehicles.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. Executive session on **HB 1460-FN-A**, establishing a credit for gambling losses against the tax on gambling winnings, **HB 1615**, relative to the determination of value and taxability for purposes of the utility property tax, **HB 1581**, relative to the taxation of railroads, **HB 1629-FN**, repealing the dedicated enhanced 911 system fund, **HB 1416**, making technical corrections to certain department of revenue administration laws, **HB 1464-FN-A**, increasing the threshold amounts for taxation under the business enterprise tax, **HB 1603-FN-A**, relative to the carry forward periods for the business enterprise tax credit against the business profits tax, **HB 1616-FN-A**, creating an exemption from the business enterprise tax for new businesses in New Hampshire, **CACR 26**, relating to taxation. Providing that there shall be no broad-based taxes in New Hampshire, **CACR 23**, relating to taxation. Providing that a 2/3 vote is required to pass legislation imposing new or increased taxes or license fees provided that the legislature may increase the rate of taxes and fees with a majority vote in any fiscal year that insufficient revenues are provided to pay the principal and interest on a debt payable in that year, to which the state has pledged its faith and credit, **CACR 24**, relating to gambling. Providing that the state is authorized to raise funds from taxation of gambling and gambling winnings, **HB 1594-FN-A**, repealing the tax on gambling winnings, **HB 1641-FN-A-L**, repealing certain tax and fee increases in the 2010-2011 budget on July 1, 2014, **HB 1622-FN-A-L**, repealing certain tax and fee increases in the 2010-2011 budget on July 1, 2012, **HB 1633-FN-A-L**, repealing certain tax and fee increases in the 2010-2011 budget on July 1, 2010, **HB 1669-FN-A-L**, repealing certain tax and fee increases in the 2010-2011 budget on July 1, 2013, **HB 1640-FN-A-L**, repealing certain tax and fee increases in the 2010-2011 budget as of July 1, 2011.

WEDNESDAY, JANUARY 27

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:45 a.m. Subcommittee work session on **HB 1281-FN**, relative to certain securities laws.

10:30 a.m. Subcommittee work session on **HB 1248**, prohibiting the state from doing business with any banking institution that requires fingerprints or bodily fluids from any person in order to complete a banking transaction.

11:00 a.m. Subcommittee work session on **HB 1502**, relative to costs associated with cashing payroll checks.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Executive session on **HB 1441**, relative to claimant eligibility for victim's compensation, **HB 1602-FN**, relative to the secure psychiatric unit, **HB 1652-FN-A**, allowing purchase and use of marijuana by adults, regulating the purchase and use of marijuana, and imposing taxes on the wholesale and retail sale of marijuana, **HB 1183**, relative to the effective date of certain provisions of the involuntary commitment of sexually violent predators statute, **HB 1167**, establishing a committee to study parole boards and parole board procedures, **HB 1402**,

repealing the crime of adultery, **HB 1436**, requiring a report to the general court on New Hampshire's participation in the National Violent Death Reporting System, **HB 1468-FN**, relative to official oppression.

EDUCATION, Room 207, LOB

11:00 a.m. **HB 1479-FN**, requiring that body mass index be assessed in all pupils in grades one, 4, 7 and 10.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:00 a.m. **HB 1139**, relative to the regulation of podiatrists by the board of podiatry.

10:45 a.m. **HB 1313**, relative to personal trainers.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Full committee work session on **HB 213-FN**, requiring the bureau of emergency communications to develop and maintain a statewide emergency notification system, **HB 268**, relative to transfers from the judicial branch to the executive or legislative branches of state government, **HB 523-FN**, requiring DNA testing of all persons convicted of a felony, **SB 157**, relative to the procedure for listing candidates on election ballots and establishing a citizen-funded election task force.

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

8:30 a.m. Subcommittee work session on **HB 1531**, prohibiting New Hampshire physicians and medical staff from sharing patient records in a health information exchange without the patient's

9:30 a.m. **HB 1140**, relative to multiple birth awareness month.

10:00 a.m. **HB 1160**, relative to the tanning of minors.

11:00 a.m. **HB 1164**, relative to newborn screening tests.

11:40 a.m. Subcommittee work session on **HB 1553**, establishing a maternal mortality review panel to conduct comprehensive, multidisciplinary reviews of maternal deaths in New Hampshire.

JUDICIARY, Room 208, LOB

9:00 a.m. Informational session with the Attorney General's Office on drug forfeiture guidelines.

10:00 a.m. Executive session on **HB 1577-FN**, relative to court records research fees, **HB 1454-FN**, requiring parental consent for medical procedures and medications provided to minors, **HB 1662-FN**, relative to consent for abortions.

LOCAL AND REGULATED REVENUES, Room 303, LOB

10:00 a.m. Subcommittee work session on **HB 1439-L**, relative to tax exemptions for water and air pollution control installations.

11:30 a.m. Subcommittee work session on **HB 1380-FN**, relative to assessing fees by zoning boards of adjustment.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

9:15 a.m. Executive session on **HB 1406**, relative to police details on public ways, **HB 1418**, naming a bridge across the Connecticut River from Hinsdale, New Hampshire to Brattleboro, Vermont the Charles Dana Bridge and correcting the naming of a bridge across the Connecticut River in the town of Chesterfield, New Hampshire from the Judge Harlan Fiske Stone Bridge to the Justice Harlan Fiske Stone Bridge, **HB 1419**, naming a bridge across the Connecticut River from Hinsdale, New Hampshire to Brattleboro, Vermont, informally known as the Hinsdale Bridge, the Rudyard Kipling Bridge, **HB 1457**, establishing a commission to study urban compacts, **HB 1480**, relative to rail authority bonds, **HB 1521**, relative to funding of the New Hampshire rail transit authority.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Subcommittee work session on **HB 1305**, relative to designating uses for surface waters, **HB 558-FN**, establishing a procedure for leasing state parks.

11:00 a.m. Subcommittee work session on **HB 1478-FN**, relative to permits for dock designers.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:30 a.m. Full committee work session on **HB 1242**, relative to broadband infrastructure.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

10:00 a.m. Executive session on **HCR 22**, urging Congress to oppose any legislation supporting amnesty or granting lawful status to any person who has entered the United States illegally, **HCR 21**, urging all members of Congress who vote in favor of a government run health insurance option to enroll in that option and forgo their right to participate in the Federal Employees Health Benefits Program, **HCR 29**, requiring the Congress of the United States of America to reaffirm its adherence to the Constitution of the United States regarding international agreements and treaties, **HJR 20**, urging Congress to maintain the crime victims fund established in the Victims of Crimes Act and to continue to fully fund federal contributions to state and local victim services organizations, **HCR 27**, urging that the United Kingdom return the Parthenon (Elgin) marbles to Greece.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. Continued executive session from January 26, if needed.

THURSDAY, JANUARY 28

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Department of Education, Walker Building, Room 330, 21 South Fruit Street, Concord

3:00 p.m. Regular meeting.

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. **HB 1552-FN**, revising the child support guidelines based on the Melson formula.
11:00 a.m. **HB 1565**, relative to application of the child support guidelines in high income cases.
1:15 p.m. **HB 1217**, relative to liability issues associated with the juvenile diversion program.
2:00 p.m. Executive session on **HB 1165**, relative to access to records for child support enforcement, **HB 1177**, establishing a committee to study education and career development programs for youths and young adults in the juvenile and adult criminal justice systems, **HB 1178**, establishing a commission to study issues related to children and families, **HB 1214**, relative to the grounds for suspending or revoking a foster home license, **HB 1215**, relative to gender neutral references in certain public assistance statutes.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:00 a.m. Subcommittee work session on **HB 1316**, requiring new construction and renovations of commercial buildings over 4,000 square feet to follow the Leadership in Energy and Environmental Design (LEED) guidelines relative to volatile organic compounds.
10:00 a.m. **HB 1613-FN**, relative to the general banking laws of the state.
10:30 a.m. **HB 1279-FN-A**, relative to the licenses of mortgage bankers and mortgage brokers.
11:00 a.m. **HB 1459**, relative to the board of trust company incorporation.
11:30 a.m. **HB 1321**, relative to foreclosure consultants.
1:30 p.m. **HB 1312**, relative to notification by banks concerning crediting deposits in bank accounts.
2:00 p.m. **HB 1243**, relative to automatic teller machine card overdraft fees.

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

2:00 p.m. Regular meeting.

COMMITTEE TO STUDY THE LIST OF NON-REGULATORY BOARDS, COMMISSIONS, COUNCILS, ADVISORY COMMITTEES, AND TASK FORCES UNDER PARAGRAPH I (HB 2, Chapter 144:87, II (a), Laws of 2009), Room 306, LOB

2:00 p.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. **HB 1686**, relative to juvenile diversion programs.
10:30 a.m. **HB 1492**, requiring police officers receiving notice of a motor vehicle accident to respond to the

scene of the accident.

11:00 a.m. **HB 1496**, relative to time limits on suspended sentences.

11:30 a.m. **HB 1501**, relative to recording oral communications.

1:00 p.m. **HB 1318**, relative to post-conviction DNA testing.

1:30 p.m. **HB 1665-FN**, relative to the penalty for using a stiletto, switch knife, dagger, or dirk-knife, in the commission of an offense.

2:00 p.m. **HB 1638-FN**, relative to convictions for capital offenses.

EDUCATION, Room 207, LOB

9:00 a.m. Subcommittee work session on **HB 1224**, relative to school employee and volunteer background investigations and relative to applicants for driver education certificates and school licenses.

9:30 a.m. Subcommittee work session on **HB 1286**, allowing nonpublic schools to obtain criminal history records checks on employees and volunteers.

ENVIRONMENT AND AGRICULTURE, Room 308, LOB

10:00 a.m. **HB 1278-FN**, relative to milk producer-distributors.

11:00 a.m. **HB 1575**, relative to commercial composting.

1:00 p.m. Executive session on **HB 1359**, relative to the enforcement of humane slaughter laws, **HB 1557-FN-A**, relative to purchasing specialized weights and measures equipment, **HB 1624-FN**, relative to the care and treatment of dogs by breeders within the state.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:30 a.m. **HB 1145**, relative to the practice of dental hygienists.

10:15 a.m. **HB 1235**, relative to regulation of dentistry by the board of dental examiners.

11:00 a.m. **HB 1593-FN**, establishing a board of dental hygienists.

1:00 p.m. **HB 1631-FN**, relative to the state fire code and the state building code.

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

9:30 a.m. **HB 1572-FN**, relative to the certification of integrated residential communities.

10:00 a.m. Rescheduled public hearing on **HB 1228-FN**, relative to criminal record checks by health facilities.

11:00 a.m. **HB 1555**, adding an exemption from immunization for conscientious beliefs.

1:00 p.m. **HB 1430**, relative to the uniform anatomical gift act.

2:00 p.m. Rescheduled public hearing on **HB 1326**, relative to the use of long-term antibiotics for the treatment of Lyme disease.

JUDICIARY, Room 208, LOB

10:00 a.m. **HB 1320**, permitting the victim of a crime to offer a statement at certain civil proceedings.

10:30 a.m. **HB 1133**, relative to the duration of involuntary emergency admissions.

11:00 a.m. **HB 1655-FN**, relative to persons with mental illness and the corrections system.

11:30 a.m. **HB 1691**, relative to the treatment of cable television as a protected utility service.

1:00 p.m. **HB 1196**, relative to the time period interest is charged on judgments.

1:30 p.m. **HB 1543**, relative to the annual rate of interest on judgments.

2:00 p.m. **HB 1223**, relative to notice in class action cases under the consumer protection act.

2:30 p.m. **HB 1443**, relative to Medicaid, statutory and other liens or subrogation claims for public assistance or medical expenses.

3:00 p.m. **HB 1524**, relative to the liability of town and city health officers and overseers of public welfare.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:00 a.m. **HB 1385-FN**, relative to appeals under the workers' compensation law.

11:00 a.m. **HB 1509-FN**, relative to unemployment compensation for self-employed individuals.

12:45 p.m. Subcommittee work session on **HB 1614-FN**, relative to state employee whistleblower protection to be administered by the secretary of state.

1:00 p.m. Executive session on **HB 1271**, extending the task force on work and family and amending its

membership and duties, **HB 1187**, relative to residential elevators and accessibility lifts, **HB 1614-FN**, relative to state employee whistleblower protection to be administered by the secretary of state, **HB 1645-FN**, relative to freedom of choice on whether to join a labor union.

LOCAL AND REGULATED REVENUES, Room 303, LOB

10:30 a.m. Executive session on **HB 1246**, allowing the towns of Salem and Windham to adopt a certain property tax exemption, **HB 1522**, relative to local spending caps, **HB 1571**, relative to the penalty for failure to file an annual inventory of taxable property, **HB 1592-FN**, relative to the exemption from the charge for a municipal permit to register a motor vehicle for amputee and other disabled veterans, **HB 1595-FN-L**, relative to tax collection procedures for manufactured housing in a manufactured housing park, **HB 1617-FN-L**, exempting owners of timber cut on storm-damaged land from timber taxes, **HB 1678-FN**, relative to gaming in hotels and establishing a gaming oversight authority, **HB 1358**, relative to the amendment of property tax inventories and tax lists by selectmen or assessors.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

11:00 a.m. **HB 1300**, relative to placement of warrant articles for town meetings on official ballots.
11:30 a.m. **HB 1211**, relative to special meetings in towns with official ballot town meetings.
1:00 p.m. **HB 1212**, relative to municipal charter statutes.
1:30 p.m. **HB 1198-L**, relative to public hearings on municipal budget preparation.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Executive session on **HB 1676-FN**, requiring certification of road salt applicators, **HB 558-FN**, establishing a procedure for leasing state parks and continued executive session from January 21, if needed.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. **HB 1401-FN**, limiting corn-based ethanol as an additive to gasoline sold in New Hampshire.
10:15 a.m. Executive session on **HB 1227-L**, relative to laying pipes for pressurized hot water transmission and distribution, **HB 1471**, requiring the board of home inspectors to adopt rules developing documents relative to home energy audits and energy efficiency for home buyers and relative to continuing education for home inspectors, **HB 1573**, relative to the greenhouse gas emissions reduction fund and the renewable energy fund.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

10:00 a.m. **HB 1387**, establishing a commission to study the need for supportive housing for homeless veterans.
10:30 a.m. **HB 1415**, relative to the donation of official records of state governors and members of Congress to the state of New Hampshire.
11:00 a.m. **HCR 20**, urging the federal government to expand the earned income tax credit to both parents in appropriate cases.
1:30 p.m. **HCR 25**, articulating the rights of the state of New Hampshire and of the several states of the United States.
2:00 p.m. **HCR 28**, rescinding all requests by the New Hampshire legislature for a federal constitutional convention and urging other states to withdraw similar requests.

TRANSPORTATION, Representatives Hall

9:30 a.m. **HB 1261**, relative to motorcycle noise emission controls.
10:30 a.m. **HB 1162**, relative to the wearing of motorcycle protective headgear.

WAYS AND MEANS, Room 202, LOB

9:30 a.m. Continued public hearing on **HB 507-FN**, relative to taxes, fees, and credits under the insurance laws.
10:00 a.m. **HB 410**, relative to the licensing of alcohol and drug counselors.
10:20 a.m. **HB 630-FN-A**, relative to live racing in New Hampshire.
11:00 a.m. Subcommittee work session on **HB 1490**, establishing a commission to analyze revenues and expenditures in the state budget.

- 11:30 a.m. Subcommittee work session on ***HB 1618-FN-A***, exempting certain federally tax-exempt transactions from the business profits tax.
- 1:00 p.m. Full committee work session on ***HB 1607-FN-A***, relative to the reasonable compensation deduction under the business profits tax.

FRIDAY, JANUARY 29

DEVELOPMENTAL DISABILITY AND ACQUIRED BRAIN DISORDER WAITLIST AND SERVICES FUND ALLOCATION OVERSIGHT COMMITTEE (RSA 171-A:1-c), Room 205, LOB

- 1:30 p.m. Regular meeting.

MONDAY, FEBRUARY 1

COMMISSION TO STUDY ISSUES RELATIVE TO GROUNDWATER WITHDRAWALS (SB 155, Chapter 305:1, Laws of 2003), Room 305, LOB

- 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.

COMMITTEE TO STUDY THE CERTIFICATE OF NEED PROCESS (HB 234, Chapter 77:1, Laws of 2009), Room 205, LOB

- 1:00 p.m. Regular meeting.

TASK FORCE ON WORK AND FAMILY (HB 306, Chapter 373:2, Laws of 2007), Room 206, LOB

- 1:15 p.m. Regular meeting.

TUESDAY, FEBRUARY 2

ELECTION LAW, Room 308, LOB

- 10:00 a.m. Rescheduled public hearing on ***HB 1549-FN***, prohibiting copying, reproducing, or retaining personal documents of voters.
- 10:30 a.m. Rescheduled public hearing on ***HB 1319***, relative to single-member representative districts.
- 11:00 a.m. Rescheduled public hearing on ***HB 1574-FN***, relative to retention of election records.
- 11:30 a.m. Rescheduled public hearing on ***HB 1608***, relative to general election candidates for offices that elect more than one person.
- 1:00 p.m. Rescheduled public hearing on ***HB 1476***, relative to periodic verification of the checklist.
- 1:15 p.m. Rescheduled public hearing on ***HB 1528***, relative to observing voter check-in.
- 1:30 p.m. Rescheduled public hearing on ***HB 1529***, relative to absentee voting.
- 1:45 p.m. Rescheduled executive session on ***HB 1535-FN***, relative to delivery and collection of ballots for armed services voters.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. Full committee work session on ***HB 1664-FN***, making appropriations reductions in the operating budget for fiscal year 2011 and relative to state revenues and expenditures, ***HB 1672-FN***, making appropriation additions and revenue reductions for fiscal year 2011, ***HB 1674-FN-L***, relative to the calculation of total education grants to municipalities and the calculation of excess education tax payments, ***HB 1677-FN-L***, relative to the distribution of total education grants to municipalities in the 2012 and 2013 fiscal years and ***HB 1684-FN***, requiring an annual state operating budget.

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

- 10:00 a.m. Executive session on ***HB 1140***, relative to multiple birth awareness month, ***HB 1160***, relative to the tanning of minors, ***HB 1164***, relative to newborn screening tests, ***HB 1184***, relative to

the administration of the unused prescription drug program, **HB 1326**, relative to the use of long-term antibiotics for the treatment of Lyme disease, **HB 1555**, adding an exemption from immunization for conscientious beliefs, **HB 1566-FN**, requiring financial institutions to disclose certain information regarding recipients of medical assistance for the aged, blind, and disabled through an electronic asset verification system, **HB 1598-FN**, relative to the use of Temporary Assistance to Needy Families (TANF) funds, **HB 1657**, directing the commissioner of the department of health and human services to adopt rules regarding transfers of income to special needs trusts, **HB 1531**, prohibiting New Hampshire physicians and medical staff from sharing patient records in a health information exchange without the patient's written consent.

1:00 p.m. **HB 1548-FN**, relative to ambulatory surgical facilities under the law requiring reporting of hospital infections.

2:00 p.m. **HB 1426**, permitting patients to bring their medications to the hospital or health care facility.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:30 a.m. **HB 1176-L**, relative to town auditors.

11:15 a.m. **HB 1448**, relative to town audits.

1:00 p.m. **HB 1310**, allowing towns to hire certain health care workers.

1:30 p.m. Continued executive session from January 20, if needed.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

10:15 a.m. Executive session on **HB 1455**, establishing a commission to oversee creation of a monument to acknowledge and commemorate persons enslaved in New Hampshire from 1645 to 1840, **HB 1517-FN**, establishing a DWI victim fatality sign program, and rescheduled executive session on **HB 1166**, relative to procurement procedures of the director of plant and property management, and relative to approval of design build projects,.

THURSDAY, FEBRUARY 4

COMMITTEE TO STUDY THE LIST OF NON-REGULATORY BOARDS, COMMISSIONS, COUNCILS, ADVISORY COMMITTEES, AND TASK FORCES UNDER PARAGRAPH I (HB 2, Chapter 144:87, II (a), Laws of 2009), Room 306, LOB

2:00 p.m. Regular meeting.

ENVIRONMENT AND AGRICULTURE, Room 308, LOB

10:00 a.m. **HB 1206**, adopting apple cider as the New Hampshire state beverage.

1:00 p.m. **HB 1250**, clarifying that a quorum of the current use board is not required to hold public forums.

2:00 p.m. **HB 1609-FN**, relative to current use and the land use change tax.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Executive session on **HB 213-FN**, requiring the bureau of emergency communications to develop and maintain a statewide emergency notification system, **HB 268**, relative to transfers from the judicial branch to the executive or legislative branches of state government, **HB 523-FN**, requiring DNA testing of all persons convicted of a felony, **HB 1333-FN-A**, relative to providing a death benefit for the family of a seasonal department of transportation employee and making an appropriation therefor, **HB 1355-FN**, relative to certain Medicaid appropriations, **HB 1516-FN-A**, making appropriations to fund the Claremont, Colebrook, Milford, and Keene District Courts in fiscal year 2011, **HB 1606-FN**, relative to the transfer of funds within the department of environmental services, **HB 1651-FN**, requiring that current information and reports relative to the state budget be made available on the state website, **HB 1674-FN-L**, relative to the calculation of total education grants to municipalities and the calculation of excess education tax payments, **HB 1677-FN-L**, relative to the distribution of total education grants to municipalities in the 2012 and 2013 fiscal years, **HB 1684-FN**, requiring an annual state operating budget, **SB 157**, relative to the procedure for

listing candidates on election ballots and establishing a citizen-funded election task force.

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

9:30 a.m. **HB 1384**, establishing a suicide fatality review committee.
10:00 a.m. **HB 1232**, establishing a committee to study elder abuse statewide.
10:30 a.m. **HB 1339**, relative to the state services system and establishing a commission to study uncompensated care at community mental health centers.
11:00 a.m. **HB 1526**, requiring the department of health and human services to establish a methodology for determining certain high cost long-term care cases.
1:00 p.m. **HB 1438**, relative to a patient's right to know regarding charges for health care.
2:00 p.m. **HB 1550-FN-L**, requiring substance abuse treatment drugs to be available to emergency medical providers when responding to emergencies in all emergency medical vehicles.

FRIDAY, FEBRUARY 5

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

9:00 a.m. Continued regular meeting.

COMMISSION TO STUDY THE DEATH PENALTY IN NEW HAMPSHIRE (HB 520, Chapter 284:1, Laws of 2009, Rooms 305-307, LOB

10:00 a.m. Public hearing.

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

9:00 a.m. Regular business.

NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g), Public Service of New Hampshire, Manchester

10:00 a.m. Regular meeting.

MONDAY, FEBRUARY 8

COMMISSION TO STUDY ISSUES RELATIVE TO GROUNDWATER WITHDRAWALS (SB 155, Chapter 305:1, Laws of 2003), Room 103, State House

9:00 a.m. Subcommittee meeting.

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

11:00 a.m. Definitions subcommittee.

1:00 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, FEBRUARY 9

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

3:30 p.m. Rescheduled regular business.

ELECTION LAW, Room 308, LOB

10:00 a.m. Executive session on **HB 1150**, removing certain references to nomination for the office of vice-president, **HB 1188**, relative to nominating a political organization by nomination papers, **HB 1205**, relative to the membership of the ballot law commission, **HB 1225-FN-L**, requiring a security escort for the delivery of ballots to the clerk, **HB 1264**, relative to the definition of "party" for election purposes, **HB 1341**, relative to election day procedures, **HB 1367-FN**, relative to permissible campaign contributions by business organizations and labor unions.

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

- 9:30 a.m. Rescheduled public hearing on **HB 1169**, deleting the repeal of the New Hampshire health care quality assurance commission.
- 10:45 a.m. **HB 1649-FN**, relative to health information and patient rights and establishing a commission to study adding certain information to a driver's license.
- 1:00 p.m. **HB 1407**, relative to personal identifiers contained within vital records.
- 1:45 p.m. Executive session on **HB 1136**, requiring a report to be sent to the treatment facility on behalf of a person receiving treatment in the state mental health or developmental services system, **HB 1228-FN**, relative to criminal record checks by health facilities, **HB 1232**, establishing a committee to study elder abuse statewide, **HB 1384**, establishing a suicide fatality review committee, **HB 1426**, permitting patients to bring their medications to the hospital or health care facility, **HB 1430**, relative to the uniform anatomical gift act, **HB 1438**, relative to a patient's right to know regarding charges for health care, **HB 1526**, requiring the department of health and human services to establish a methodology for determining certain high cost long-term care cases, **HB 1553**, establishing a maternal mortality review panel to conduct comprehensive, multidisciplinary reviews of maternal deaths in New Hampshire, **HB 1572-FN**, relative to the certification of integrated residential communities, **HB 1339**, relative to the state services system and establishing a commission to study uncompensated care at community mental health centers, **HB 1548-FN**, relative to ambulatory surgical facilities under the law requiring reporting of hospital infections.

THURSDAY, FEBRUARY 11

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

- 10:00 a.m. **HB 1623**, requiring certain patient identification for a pharmacist to dispense a schedule II or III controlled drug.
- 10:30 a.m. **HB 1636-FN**, establishing the real-time electronic controlled drug prescription monitoring program.

FRIDAY, FEBRUARY 12

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

- 10:00 a.m. Non-public session of the Complaint Review Committee.
- 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.

STATE SUGGESTION AND EXTRAORDINARY SERVICE AWARD PROGRAM (RSA 99-E), Room 101, LOB

- 9:30 a.m. Regular meeting.

VOLUNTEER NH (RSA 19-H), Greater Manchester Chapter of the Red Cross, 1800 Elm Street, Manchester.

- 9:00 a.m. Regular meeting.

TUESDAY, FEBRUARY 16

ELECTION LAW, Room 308, LOB

- 10:00 a.m. Executive session on **HB 1319**, relative to single-member representative districts, **HB 1360**, permitting persons 17 years of age to register to vote, **HB 1476**, relative to periodic verification of the checklist, **HB 1528**, relative to observing voter check-in, **HB 1529**, relative to absentee voting, **HB 1549-FN**, prohibiting copying, reproducing, or retaining personal documents of

voters, **HB 1574-FN**, relative to retention of election records, **HB 1608**, relative to general election candidates for offices that elect more than one person.

THURSDAY, FEBRUARY 18

COMMISSION TO STUDY WATER INFRASTRUCTURE SUSTAINABILITY FUNDING (SB 60, Chapter 245:1, Laws of 2009), Room 103, State House.
2:00 p.m. Regular meeting.

FRIDAY, FEBRUARY 19

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. Regular meeting.

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, INTERVENTION, AND TREATMENT (RSA 12-J), Rooms 305-307, LOB
9:30 a.m. Regular meeting.

NEW HAMPSHIRE RAIL TRANSIT AUTHORITY BOARD OF DIRECTORS (RSA 238-A:2), Room 201, LOB
10:00 a.m. Regular meeting.

MONDAY, FEBRUARY 22

OIL FUND DISBURSEMENT (RSA 146-D:4), Room 305, LOB
9:00 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Rockingham County 2010 Budget schedule:

Rockingham County Delegation will hold a public hearing on the Commissioners' Proposed 2010 Budget (RSA 24:23) on Thursday, **January 28** at 7:00 p.m. at the Hilton Auditorium, RCNH, Brentwood. Executive Committee meeting to follow to consider line item transfer request and any other necessary business.

Rockingham County Executive Committee will meet on Monday, **February 8** at 5:30 p.m. at the Hilton Auditorium, RCNH, Brentwood for the Subcommittee Chairs to report budget recommendations and for the Executive Committee to vote on the budget to be presented to the full Delegation.

Rockingham County Executive Committee will meet on Tuesday, **February 16** at 5:30 p.m. at the Commissioners Conference Room, RCNH, Brentwood, to finalize unfinished business prior to the Delegation Meeting.

Rockingham County Delegation (RSA 24:21-b) will meet on Tuesday, **February 16** at 6:00 p.m. at the Hilton Auditorium, RCNH, Brentwood, to adopt the County Budget for 2010. Sandwiches and light refreshments will be provided. Thursday, February 18 will be the storm date.

Rep. David A. Welch, Clerk
Rockingham County Delegation

REVISED FISCAL NOTES

The following House Bills have revised fiscal notes: HBs 507, 662, 1128, 1603, 1611, 1643, 1649, 1672, 1673, 1674, 1675, 1676, 1677, 1678, 1680, 1681, 1683.

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. George Katsakiores, 1 Bradford Street, Derry, New Hampshire 03038-4258.

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

Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

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

The next meeting of the Justice Reinvestment Team studying recidivism in New Hampshire will take place from 1:00-4:00 p.m. on Monday, **January 25th** in Rooms 305-307 of the Legislative Office Building.

Terie Norelli, Speaker

The Coalition to End Fur Trapping (CEFT) invites all legislators to a luncheon at St. Paul's Church on **January 26** from 11:00 a.m. to 2:00 p.m. At this time a short video of trapping will be shown.

Rep. Steve Vaillancourt

The first 2010 Mental Health Caucus meeting will be held **Tuesday, January 26** at noon at the Upham Walker House. Please hold the date! Brown bag lunch unless a future notice indicates that lunch is provided.

Legislators who wish to provide an overview of their 2010 bills (which relate to or impact state mental health services) to the caucus, please contact Rep. Liz Merry who is coordinating the agenda at estikemerry@metrocast.net or call: 286-4897.

Rep. Liz Merry

All legislators and staff are cordially invited to attend a reception hosted by the New Hampshire Association of Nurse Anesthetists. The reception will be held at the Barley House Restaurant (downstairs function room), 72 North Main St, Concord on Wednesday, **January 27th**, immediately following House session or 3:00 to 7:00 p.m.

Reps. Mary Jane Wallner and Sherman A. Packard

On Thursday, **January 28**, from noon to 1:30 p.m. members of the Citizen-Funded Election Task Force and the Campaign for Open Democracy (COD) will host the **100th birthday** celebration of COD's director, Granny D (Doris Haddock), in the Governor's Executive Council Chambers. A luncheon and cake will be served. Task force members studying the bill include Senator Martha Fuller-Clark; Senator Sharon Carson; Rob Werner; Peter Spaulding; Jim Rubens; Abigail Abrash Walton, Gordon Allen, David Allen, Representatives Splaine, Hoelzel and Perry. In addition, special guests include Governor John Lynch; former Governor Walter Peterson; and more. All are welcome.

Rep. Robert J. Perry

The NH Statewide Earned Income Tax Credit Alliance (EITC) and IRS is sponsoring the Earned Income Tax Credit Awareness Day Kick Off event on **January 29** at the Legislative Office Building lobby from 11:00 a.m. to noon. In tax year 2008, NH qualified working residents received \$103 million federal EITC dollars and \$29 million dollars were left unclaimed. All legislators are invited.

Rep. Jeffrey St. Cyr

All legislators are invited to the third annual Charter School Chili Contest that will be held Wednesday **February 3** from 11:30 a.m. to 1:30 p.m. at St. Paul's Church in Concord. Warm up with a tasting of chili prepared by charter school parents and vote for your favorite. National speakers will include Joe Williams from Democrats for Education Reform and Todd Ziebarth, Vice President for Policy for the National Alliance for Public Charter Schools to talk about the success of charter schools nationally and to answer questions. This is an exciting time for charter schools with the strong support of the Obama administration for charter schools. This event is an excellent chance for schools to showcase themselves and their school's mission.

Reps. Kimberly S. Casey and John B. Hunt

All legislators and staff are invited to the 44th annual Retail Merchants Association Legislative Reception and presentation of the RMANH "Legislator of the Year", "Law Enforcement Partner of the Year" and "Retailer of the Year" awards on Wednesday, **February 3rd**. Please join RMANH members at 4:00 p.m. or after the session in the Bartlett Room of the Concord Holiday Inn. You may RSVP to katie@rmanh.com or 225-9748.

Reps. Mary Jane Wallner and Sherman A. Packard

The New Hampshire Public Health Association cordially invites all legislators and staff to our 5th Annual Public Health and the Granite State: A Non-Partisan Overview for Policymakers to be held on Wednesday, **February 10** from 7:30-9:00 a.m. at the Holiday Inn, 172 North Main Street, Concord. Breakfast will be provided. Please RSVP to NHPHA at 228-2983 or email to info@nhpha.org.

Rep. Rich T. DiPentima

Northeast Delta Dental cordially invites all members of the New Hampshire Legislature and their staff to its Eleventh Annual Legislative Reception to be held Wednesday, **February 10** from 4:00 p.m. to 6:30 p.m. at its corporate office One Delta Drive in Concord.

Reps. Mary Jane Wallner and Sherman A. Packard

The Merrimack County Republican Committee invites all representatives to its candidates breakfast at 7:30 a.m. on Thursday, **February 11** at the Grappone Center. Tickets are \$20 or \$200 for a table. RSVP to danmcguire@gmail.com or 782-4918.

Reps. Carol M. McGuire and Jennifer R. Coffey

The Rockingham County Republican Committee will hold its annual Lincoln Day Dinner on Lincoln's birthday, **February 12**, at 6:00 p.m. at the Castleton, 92 Indian Rock Road, Route 111, Windham. The

principal guest speaker is the Honorable George E. Pataki, former NY Governor. There will be a VIP reception with Governor Pataki. Tickets are \$50 per person. Please RSVP/ask questions to Jeannie Sangenario at 531-3814 or Rep. Will Smith at smi975@yahoo.com.

Rep. Will Smith

The New Hampshire Lodging & Restaurant Association cordially invites all legislators to attend a reception at the Holiday Inn, 172 North Main Street, Concord on Wednesday, **February 17** from 4:00 to 7:00 p.m. The reception will provide an opportunity to meet with leaders of the hospitality industry.

Reps. Mary Jane Wallner and Sherman A. Packard

All members of the Republican caucus are invited to the House Republican Alliance's weekly meeting. The HRA will meet every Tuesday at 8:30 a.m. at the Upham Walker House, Park Street, Concord.

Reps. Nancy Elliott, Robert Mead and William O'Brien

The Main Street Republicans will meet every Wednesday at 8:00 a.m. in Room 212, LOB. All Republicans are welcome.

Rep. Cynthia J. Dokmo

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 January & February **2010**. 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 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>
Jan 26	10:00	Walter F. Haigh School – Salem	30/4
Jan. 27	9:30	Beaver Meadow School – Concord	25/4
Jan. 29	10:30	Hanover St. School – Lebanon	55/4
Feb. 1	9:00	Deerfield Home school	20
Feb. 3	1:00	Concord Leadership	25
Feb. 4	9:00	Chichester Central School	36/4
Feb. 4	11:00	New Franklin School – Portsmouth	36/4
Feb. 5	10:00/11:30 SC/SH	Chester Academy	67/4
Feb. 9	9:00	Peter Woodbury School – Bedford	45/4
Feb. 10	9:00	Peter Woodbury School – Bedford	45/4
Feb. 10	10:30	St. Benedict Academy – Manchester	23/4
Feb. 11	9:00/10:30 SH/Manse	Peter Woodbury School – Bedford	67/4

Feb. 12	9:30/11:00 SH/HM	Weston Elementary School – Manchester	115/4
Feb. 17	9:30	Sanbornton Central School	29/4
Feb. 18	10:15/11:30 SH/HM	New Searles Elementary School – Nashua	66/4
Feb. 19	9:00	Kimball Walker School – Concord	27/4
Feb. 19	10:30	St. John Regional School- Concord	28/4

WEDNESDAY, JANUARY 27

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

2010-0042h

Floor Amendment to HB 571-FN

Proposed by Rep. Holden

Amend the bill by replacing section 2 with the following:

2 New Section; Limited Privilege License After Revocation or Suspension. Amend RSA 263 by inserting after section 57-a the following new section:

263:57-b Limited Privilege License After Revocation or Suspension.

I. Notwithstanding any provision of law to the contrary, if a person commits an offense which results in the suspension or revocation of such person's driver's license, he or she may petition the court, or the director if the suspension was authorized under RSA 263:56, for a limited privilege license. To qualify for consideration, the person shall submit an application that demonstrates the need for the license. Satisfactory evidence of one of the following must be presented:

(a) That the person must operate a motor vehicle as a requisite of the person's occupation or employment.

(b) That the person must operate a motor vehicle to seek employment or to get to and from a place of employment.

(c) That the person must operate a motor vehicle to get to or from an alcohol or drug treatment or rehabilitation program.

(d) That the person or a member of the person's immediate family requires medical treatment on a regular basis and the person must operate a motor vehicle in order that the treatment may be obtained.

II. A person whose suspension or revocation was the result of the following offenses shall not be eligible for a limited privilege license:

(a) RSA 264:25, conduct after accident.

(b) RSA 265:79-a, vehicular assault.

(c) RSA 265-A:2, I, driving or operating under influence of drugs or liquor, second or subsequent offense.

(d) RSA 265-A:3, aggravated driving while intoxicated.

(e) RSA 630:3, negligent homicide.

III. Neither the court nor the director may issue a limited privilege license to a person whose license was revoked or suspended pursuant to RSA 265-A:18 or RSA 265-A:30 until the following minimum periods of suspension or revocation are satisfied:

(a) For a period of 30 days after the beginning of the suspension or revocation if the suspension or revocation is for refusal to take an alcohol concentration test under RSA 265-A:30.

(b) For a period of 30 days after the beginning of the suspension or revocation after successful completion of the impaired driver intervention program, whichever occurs first, if the suspension or revocation is the result of a conviction of a first offense under RSA 265-A:18.

IV. A limited privilege license shall limit the person's driving privileges:

(a) To the times, places, days, and routes determined to be necessary for the person to retain employment, to attend any alcohol or drug treatment or rehabilitation program, or to obtain required medical

treatment for the person or a member of the person's immediate family, as determined by the court or the director.

(b) To times, places, days, and routes that are specifically stated.

V.(a) The limited privilege license may be in any form deemed appropriate by the director.

Notwithstanding RSA 263:40, the limited privilege license shall not bear the licensee's photograph.

(b) The limited privilege license issued to the person shall indicate thereon the limitations on the person's driving privileges under paragraph IV.

VI. Limited privilege licenses shall expire on the date specified by the court or the director.

VII. No person issued a limited privilege license under this section shall drive a motor vehicle without having the license and a government-issued photo identification in his or her possession. Notwithstanding RSA 263:2, a violation of this paragraph shall result in the immediate revocation of the limited privilege license.

VIII. A violation of this section or the terms of the limited privilege license shall be considered a violation of RSA 263:64 and the limited privilege license shall be revoked.

IX. No person who has previously violated the terms of a limited privilege license or any provision of this section may be issued a limited privilege license.

Amend the bill by replacing all after section 3 with the following:

4 License Restored Upon Proof of Financial Responsibility. Amend RSA 265-A:28 to read as follows:

265-A:28 License Restored Upon Proof of Financial Responsibility. Notwithstanding the provisions of RSA 263:71, the director shall not ***issue a limited privilege license under RSA 263:57-b*** or restore a license or driving privilege to a person whose license or driving privileges have been revoked pursuant to RSA 265-A:18 until such person has furnished proof of financial responsibility as required by other provisions of the law.

5 Effective Date. This act shall take effect January 1, 2011.

2009-2510h

Amendment to HB 579-FN

Proposed by the Majority of the Committee on Transportation - R

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

1 Drivers' Licenses; Examinations; Road Test. Amend RSA 263:6 to read as follows:

263:6 Examination. Before a license is granted to any person, the applicant, if not previously licensed to drive a motor vehicle in this state, shall pass such examination as to the person's qualifications as the director may prescribe. ***Such examination shall include a road test of the applicant's driving skills.*** Such examination may ***also*** include an examination for visual acuity as prescribed by the director. All license examinations shall be conducted by department of safety personnel. No license shall be issued until the director is satisfied that the applicant is a proper person to receive it. No physical defect of an applicant shall prohibit the applicant from receiving a license unless it can be shown by common experience that such defect results in an incapacity to safely drive a motor vehicle, except as provided in RSA 263:13. ***Previously licensed, out-of-state drivers who have relocated, or are in the process of relocating their permanent residence to New Hampshire are exempt from taking the examination unless their out-of-state drivers' license has expired, or they cannot demonstrate proof that they possess a license which is current, valid, and the appropriate class and type.***

2 New Section; Learner's Permit. Amend RSA 263 by inserting after section 25 the following new section:

263:25-a Learner's Permit. Upon application and payment of the fee provided in RSA 263:42 and attaining a passing score on a written examination administered by the department, the department shall issue a learner's permit to a person who is 15-1/2 years of age or older. The commissioner shall develop the written examination and determine a passing score based on the minimum necessary knowledge of the rules of the road required for safe operation of a motor vehicle. The permit shall be valid for one year from the date of issuance or until the holder of the permit obtains a youth or adult license, whichever is sooner.

3 New Paragraph; Driver's License Fees; Learner's Permit. Amend RSA 263:42 by inserting after paragraph I-a the following new paragraph:

I-b. For each learner's permit issued under RSA 263:25-a, \$20.

4 Exception for Persons Learning to Drive. Amend RSA 263:25, I to read as follows:

I. Except as provided in paragraph II, a person who does not possess a driver's license **but possesses a learner's permit issued under RSA 263:25-a** may drive a motor vehicle while being taught to drive, when accompanied by a person holding a driver's license of the appropriate class and type for the vehicle being driven, who is occupying the seat beside~~[-or, in the case of a bus, immediately adjacent to,]~~ the person who is being taught to drive. This exception shall not apply to persons whose driving privileges or driver's licenses have been suspended or revoked for cause, persons less than 15-1/2 years of age, and persons learning to drive commercial motor vehicles unless they meet the requirements of paragraph II. For all unlicensed drivers the person accompanying them shall be a certified driving instructor, parent, legal guardian, or responsible adult who is 25 years of age or older and who is a licensed driver. The person accompanying the unlicensed driver shall be liable for the violation of any provision of this title or rules adopted hereunder committed by such unlicensed driver. A person who is learning to drive pursuant to the provisions of this section shall have in his **or her** possession proof of the fact he **or she** meets the age requirement **and a learner's permit issued under RSA 263:25-a**.

5 New Paragraph; Learner's Permit Waiver. Amend RSA 263:25 by inserting after paragraph II the following new paragraph:

III. In-state providers of education for persons with disabilities may apply to the director for a waiver of the learner's permit requirement for the purpose of providing driver education to resident and nonresident students, provided that all of the other requirements of paragraph I are met. The waiver may be reviewed, suspended, or revoked at the discretion of the director or the director's designee.

6 Youth Operators' Licenses; Eligibility. Amend RSA 263:14, II(a) to read as follows:

II.(a) The director shall issue a youth operator's license to applicants who are 16 years of age or older and under 21 years of age. The youth operator license shall expire on the 21st anniversary of the applicant's date of birth. In addition to any other requirements established by law, no such license shall be issued to applicants under 18 years of age unless the applicant **possesses a learner's permit issued under RSA 263:25-a**, meets the requirements of RSA 263:17, ~~[or furnishes written consent from the applicant's parent or legal guardian]~~ and **furnishes** a certificate of successful completion of a driver education course as provided in RSA 263:19.

7 Youth Operators' Licenses; Restrictions. Amend RSA 263:14, II(c) to read as follows:

(c) During the first ~~[6 months]~~ **year** after issuance of the license, the holder of a youth operator's license shall not operate a motor vehicle with more than one passenger ~~[less than 25 years of age]~~ who is not a member of the holder's family ~~[unless accompanied by a]~~ **or the holder's legal guardian. If there is more than one passenger, such additional passengers shall at all times include one** licensed responsible adult **who is a member of the holder's family or the holder's legal guardian and** who is at least 25 years of age **and there shall be a passenger restraint worn by every person in the vehicle who is required to wear a passenger restraint under RSA 265:107-a.**

8 Effective Date. This act shall take effect July 1, 2010.

AMENDED ANALYSIS

This bill:

I. Requires learners' permits for persons learning to drive and modifies certain restrictions on youth operators.

II. Requires that the examination given to first-time driver's license applicants include a road test.

2010-0132h

Floor Amendment to HB 579-FN Proposed by Reps. E. Merrick and M. O'Brien

Amend RSA 263:25-a as inserted by section 2 of the bill by replacing it with the following:

263:25-a Learner's Permit. Upon application and payment of the fee provided in RSA 263:42, the department shall issue a learner's permit to a person who is at least 15-1/2 years of age and under 18 years of age, provided that the person has already obtained a passing score on the written examination established in RSA 263:6. The permit shall be valid until the holder's 18th birthday or until the holder of the permit obtains a youth operator's license, whichever is sooner. A person who has passed the written examination as a prerequisite to obtaining a learner's permit shall not be required to take another written examination as a

prerequisite to obtaining a youth operator's license. Current valid learner's permits issued by another state shall be recognized as equivalent to a learner's permit issued under this section.

Amend the bill by replacing sections 7 and 8 with the following:

7 Youth Operators' Licenses; Restrictions. Amend RSA 263:14, II(c) to read as follows:

(c) During the first 6 months after issuance of the license, the holder of a youth operator's license shall not operate a motor vehicle with more than one passenger ~~[less than 25 years of age]~~ who is not a member of the holder's family ~~[unless accompanied by a]~~ **or is not the holder's legal guardian. If there is more than one passenger, such additional passengers shall at all times include one** licensed responsible adult **who is a member of the holder's family or the holder's legal guardian and** who is at least 25 years of age **and there shall be a passenger restraint worn by every person in the vehicle who is required to wear a passenger restraint under RSA 265:107-a.**

8 Effective Date. This act shall take effect January 1, 2012.

2010-0207h

Amendment to HB 1152

Proposed by the Committee on Public Works and Highways - R

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

AN ACT naming a bridge in Wolfeboro in honor of Corporal Matthew J. Stanley.

Amend the bill by replacing section 1 with the following:

1 Renaming the Smith River Bridge in Honor of Corporal Matthew J. Stanley. Pursuant to RSA 4:43, the Smith River bridge (#112-110) on route 28 in the town of Wolfeboro shall be hereby named the Corporal Matthew J. Stanley Memorial Bridge in honor of Corporal Matthew J. Stanley who was killed while on duty in Taji, Iraq on December 16, 2006. Appropriate signage or markers may be placed at the bridge.

AMENDED ANALYSIS

This bill names the Smith River bridge on route 28 in Wolfeboro in honor of Corporal Matthew J. Stanley.

2010-0184h

Amendment to HB 1157

Proposed by the Committee on Education - C

Amend RSA 197:24-a as inserted by section 1 of the bill by replacing it with the following:

197:24-a Deputy Treasurer. ~~[Any school district may, under an article in the warrant for the annual meeting, vote to authorize the treasurer, with the approval of the school board, to appoint a deputy treasurer.]~~
The school district treasurer may appoint a deputy treasurer, subject to approval by the school board, who shall be qualified in the same manner as the treasurer and who shall perform the duties of the treasurer in the case of the treasurer's absence by sickness, resignation, or otherwise.
The deputy shall be sworn, shall have the powers of the treasurer, may be removed at the pleasure of the treasurer and shall, before entering upon the duties of such office, give bond as provided in RSA 197:22.

AMENDED ANALYSIS

This bill authorizes the school district treasurer to appoint a deputy treasurer subject to approval by the school board.

2010-0200h

Amendment to HB 1174

Proposed by the Committee on Municipal and County Government - C

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

AN ACT relative to terms for appointed town officials and relative to pay for members of park or recreation commissions.

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

2 Appointive Officers. Amend RSA 49-C:20 to read as follows:

49-C:20 Appointive Officers. The charter shall provide for the appointment of a city clerk, a treasurer, one or more assessors, a fire chief, a police chief, a health officer, a city solicitor, a general assistance administrator, and such other officers as may be necessary to administer all departments which the elected body and the charter shall establish. Assessors shall, prior to appointment, have demonstrated knowledge of

property appraisal or assessment and of the laws governing the assessment and collection of property taxes. The powers and duties of appointed officers and heads of departments shall be those prescribed by state law, by the charter or by ordinance. ***Unless otherwise provided in the charter or by law, the term of office of any appointed officer shall begin upon his or her appointment and qualification for office and shall end upon the date so established. If no successor has been appointed and qualified at the expiration of an appointed member's term, the member shall be entitled to remain in office until a successor has been appointed and qualified.***

3 New Paragraph; Terms of Local Land Use Board Members. Amend RSA 673:5 by inserting after paragraph II the following new paragraph:

III. The term of office for an appointed local land use board member shall begin on a date established by the appointing authority, or as soon thereafter as the member is qualified, and shall end 3 years after the date so established. If no successor has been appointed and qualified at the expiration of an appointed member's term, the member shall be entitled to remain in office until a successor has been appointed and qualified.

4 Local Land Use Board; Definition. Amend RSA 672:7 to read as follows:

672:7 Local Land Use Board. "Local land use board" means a planning board, historic district commission, inspector of buildings, building code board of appeals, ~~or~~ zoning board of adjustment, ***or other board or commission authorized under RSA 673*** established by a local legislative body.

5 Recreation or Park Commission. Amend RSA 35-B:4 to read as follows:

35-B:4 Recreation or Park Commission. If any town, city, county, or village district decides that the above powers shall be exercised by a recreation or park commission, it shall consist of citizens of such town, city, county, or village district ~~[who shall serve without pay]~~. In cities the citizens shall be appointed by the mayor or city council, subject to provisions of the city charter; in towns by the selectmen; and in other political subdivisions by the governing body of the subdivision. The persons initially appointed to the commission shall serve staggered terms. Their successors shall be appointed under the same appointing procedure for 3 years. Vacancies as they occur shall be filled by the appointing authority for the unexpired term. Any city or town may by ordinance or resolution provide that the mayor or a selectman, or councilman, shall be an ex officio member of the commission.

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

AMENDED ANALYSIS

This bill:

- I. Provides that the term of an appointed official continues until a successor is appointed and qualified.
- II. Permits municipalities to pay members of a recreation or park commission.

2010-0180h

Amendment to HB 1251

Proposed by the Committee on Science, Technology and Energy - C

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

1 Shutdown Emissions Credits. RSA 125-J:5, VIII-X are repealed and reenacted to read as follows:

VIII. Shutdown emissions credits obtained by the state pursuant to this chapter shall be used or held for use by the governor and council for meeting any requirement of the state implementation plan, any attainment demonstration under the Clean Air Act, or for the transfer to new or existing devices and sources in the state which require offsets under the Clean Air Act. No less than 75 percent of shutdown emissions credits generated in serious nonattainment areas shall be applied to requirements applicable in serious nonattainment areas.

IX. Transfers of shutdown emissions credits to new or existing sources and devices to meet offset requirements shall be temporary in nature and at no cost, except as otherwise provided in this section. An owner of a source or device who desires to receive a transfer of credits shall file an application with the department setting forth the following information:

- (a) Whether and to what extent the acquisition of the credits will result in job retention;
- (b) How use of the credits will result in economic development in New Hampshire;
- (c) Whether the applicant's company offers prospects for long-term growth and job creation;

- (d) Whether the applicant's company is a New Hampshire business or is relocating to New Hampshire;
- (e) The market value of the credits and the information used to make such determination;
- (f) The date that the applicant submitted or will submit to the department an application for an air permit under RSA 125-C:11, which shall be a prerequisite for the transfer of credits;
- (g) The air quality classification of the area where the source or device will be located;
- (h) The date that the source or device is estimated to commence operation; and
- (i) The number of offsets required to comply with requirements of the Clean Air Act.
- X. The department shall review the application and provide the governor and council with a written recommendation that addresses the information submitted by the applicant. Priority shall be given to applications that result in job retention and that assist existing New Hampshire businesses.
- XI. An applicant that receives a transfer of shutdown emissions credits from the governor and council shall:
- (a) Return the credits to the state, upon notice of the department, if the applicant's permit application under RSA 125-C:13 is denied or the source or device is not constructed or fails to commence operation; or
- (b) Within 18 months of commencing operation of the source or device:
- (1) Return the shutdown emissions credits to the state and acquire the necessary ERCs from elsewhere to continue operation, as approved by the department; or
- (2) If some or all of the necessary ERCs to continue operation are not readily available to the applicant, as determined by the department, retain such quantity of shutdown emissions credits and purchase them from the state at a value, as can best be determined by the department, that will enable the state to later acquire a number of ERCs equal to the number of shutdown emissions credits retained and purchased by the applicant. If the department does not anticipate that ERCs will be readily available in the foreseeable future for the state to purchase, the governor and council shall determine the purchase value of the retained shutdown emissions credits after receipt of a written recommendation from the department.
- XII. Funds from the sale of shutdown emissions credits shall be deposited in a special account within the air resources permit fund to be used by the governor and council for the acquisition and generation of ERCs that shall be used for the same purposes and administered in the same manner as shutdown emission credits.
- XIII. The use of emissions reduction credits by a utility, as defined in RSA 362:2, shall be subject to such additional conditions as ordered pursuant to applicable law by the public utilities commission.

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

AMENDED ANALYSIS

This bill clarifies the sale and transfer procedures for shutdown emissions credits.

2010-0195h

Amendment to HB 1265

Proposed by the Committee on Education - C

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

1 New Subdivision; Air Quality in Schools. Amend RSA 200 by inserting after section 47 the following new subdivision:

Air Quality in Schools

200:48 Air Quality in Schools. The school board of each school district shall develop and implement a policy governing air quality issues in schools. The policy shall address methods of minimizing or eliminating emissions from buses, cars, delivery vehicles, maintenance vehicles, and other motorized vehicles used for transportation on school property taking into account the state anti-idling and clean air zone policies established by the department of environmental services.

2 Effective Date. This act shall take effect January 1, 2011.

2010-0209h

Amendment to HB 1289

Proposed by the Committee on Education - C

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

1 New Section; Investigation of Air Quality. Amend RSA 200 by inserting after section 11 the following new section:

200:11-a Investigation of Air Quality.

I. The school principal, or designee shall annually investigate the air quality of any schoolhouse or building used for school purposes using a check list provided by the department of education. The completed check list shall be filed after the annual inspection with the department of education, the local school board, and the local health officer. Checklists shall remain on file for 5 years. Checklists shall be reviewed during the 5 year school approval process and shall be a factor in the approval process for a public school.

II. The department of education shall ensure that every public school in New Hampshire possesses a copy of the United States Environmental Protection Agency Tools for Schools program and shall encourage public schools to implement the program to help provide and maintain good indoor air quality in public school buildings.

III. Any school principal or designee who has conducted a good faith report under RSA 200:11-a shall be immune from civil liability.

2 Effective Date. This act shall take effect January 1, 2011.

AMENDED ANALYSIS

This bill requires annual investigation of air quality in public schools.

This bill also requires the department of education to implement the Tools for Schools program in public schools.

2010-0226h

Amendment to HB 1292

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

Amend the bill by replacing all after section 2 with the following:

3 Oil Discharge and Disposal Cleanup Fund Eligibility. RSA 146-D:6, I and the introductory paragraph of RSA 146-D:6, I-a, are repealed and reenacted to read as follows:

I. The oil discharge and disposal cleanup fund shall be available to owners of underground storage facilities which are in compliance with this chapter, RSA 146-C, and department rules, or owners of land where compliant facilities were located.

I-a. The oil discharge and disposal cleanup fund shall be available to owners of bulk storage facilities which are in compliance with this chapter and all applicable federal and state requirements, or owners of land where compliant facilities were located. Reimbursements shall only be made for costs of cleanup and third party damages associated with gasoline and diesel product spillage. For owners of bulk storage facilities to be eligible for reimbursement, the following registration requirements shall be met:

4 Liability for Initial Cleanup Costs. Amend RSA 146-D:6, II(a), by inserting after subparagraph (4) the following new subparagraph:

(5) The owner of land where compliant facilities were located shall be responsible for the lesser of the initial \$5,000 of cleanup costs at each location owned or the balance of the prior facility owner's initial cleanup cost liability at each such location.

5 Oil Discharge and Disposal Cleanup Fund Eligibility. Amend RSA 146-D:6, III-IV to read as follows:

III. Owners of facilities **or land** eligible under this chapter may apply for reimbursement of court-ordered damages to third parties for bodily injury or property damage, and for the costs of onsite and off-site cleanup of oil discharges in amounts not to exceed a total of \$1,500,000. The fund shall be deemed excess insurance over any other valid and collectible insurance for the costs of cleanup and damages to third parties. There shall be no right of recovery against the fund for payments made under other insurance.

IV. Owners of facilities **or land** eligible under this chapter may apply for reimbursement for costs of cleanup and third party damages incurred on or after July 1, 1988.

6 Fuel Oil Discharge Cleanup Fund Eligibility. RSA 146-E:6, I is repealed and reenacted to read as follows:

I. The fuel oil discharge cleanup fund shall be available to owners of on-premise-use facilities and bulk storage facilities which are in compliance with this chapter, or owners of land where compliant bulk storage facilities were located, or owners of land where compliant on-premise-use facilities are or were located.

The oil fund disbursement board may adopt rules for administering disbursements from the fund using the same rulemaking process and authorities established in RSA 146-D:5, I, including the development of additional eligibility criteria. Owners of bulk storage facilities or land where compliant bulk storage facilities were located shall be liable to the fund for initial cleanup costs in the manner described in RSA 146-D:6, II. Owners of on-premise-use facilities or land where compliant on-premise-use facilities are or were located shall be liable to the fund for the lesser of the initial \$100 of cleanup costs or the balance of the prior owner's initial cost liability, to the extent such amount is expended from the fund, or for such lesser amount as is expended.

7 Motor Oil Discharge Cleanup Fund Eligibility. RSA 146-F:5, I is repealed and reenacted to read as follows:

I. The motor oil discharge cleanup fund shall be available to owners of motor oil storage facilities which are in compliance with this chapter, or owners of land where compliant facilities were located. The oil fund disbursement board may adopt rules for administering disbursements from the fund using the same rulemaking process and authorities established in RSA 146-D:5, I, including the development of additional eligibility criteria. Owners of motor oil storage facilities or land where compliant facilities were located shall be liable to the fund for initial cleanup costs in the manner described in RSA 146-D:6, II.

8 Repeal.

I. RSA 146-E:6, VII, relative to transfer of fuel oil storage facility ownership, is repealed.

II. RSA 146-F:5, VIII relative to transfer of motor oil storage facility ownership, is repealed.

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

2010-0188h

Amendment to HB 1293-FN

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

Amend the bill by replacing section 1 with the following:

1 Repeal. The following are repealed:

I. 1995, 282:9 through 282:11 and 1995:13, II, relative to motor oil storage facilities, department of safety rulemaking, road toll collections, and repeal of the motor oil discharge cleanup fund.

II. 1995, 282:12, as amended by 1999, 164:1 and 2002, 197:1, relative to funds transfer.

III. 1995, 282:13, I, as amended by 2003, 174:9, relative to repeal of the motor oil discharge cleanup fund.

IV. 2008, 249:6 and 249:7, relative to department of safety rulemaking and road toll collections.

2010-0204h

Amendment to HB 1324

Proposed by the Committee on Education - C

Amend the bill by replacing section 1 with the following:

1 New Section; School Boards; Geographically Isolated Small Schools. Amend RSA 189 by inserting after section 24 the following new section:

189:24-a Geographically Isolated Small Schools.

I. In this section, "geographically isolated small school" means:

(a) An elementary school which is 10 miles or more from another elementary school; or

(b) A high school which is 20 or more miles from another high school; or

(c) Any school which is separated from the nearest school by a significant geographical barrier;

and

(d) Which is comprised of kindergarten through grade 6 with an average daily membership in attendance of less than 92 pupils, or any school comprised of kindergarten through grade 8 with an average daily membership in attendance of less than 120 pupils, or any school comprised of grades 9 through 12 with an average daily membership in attendance of less than 60 pupils, or meets one of the following configurations:

(1) Kindergarten through grade 2 with an average daily membership in residence of 12 pupils or less per grade; or

(2) A school comprised of grades 3 through 8 with an average daily membership in residence of 14 pupils or less per grade; or

(3) A school comprised of grades 9 through 12 with an average daily membership in residence of 15 pupils or less per grade.

II. Upon written request from the school board of a school district, the commissioner of the department of education shall approve a school as a geographically isolated small school provided the school meets the definition set forth in paragraph I.

III. The school board of a geographically isolated small school may petition the commissioner of the department of education, on a form provided by the commissioner, for approval for an alternative staffing plan for a course at the school. The petition shall explain the alternative staffing plan and how the plan will be in the best educational interests of the pupils. The commissioner shall render a decision no later than 30 days after the date the petition is received. An approved alternative staffing plan shall remain in effect until the commissioner determines the school no longer meets the definition of a geographically isolated small school set forth in paragraph I.

AMENDED ANALYSIS

This bill establishes a definition of a geographically isolated small school and implements a procedure for such schools to petition the department of education for approval of an alternative staffing plan.

2010-0193h

Amendment to HB 1332

Proposed by the Committee on Municipal and County Government - C

Amend the bill by replacing section 1 with the following:

1 Planning Board Members Serving on Other Local Boards. Amend RSA 673:7, I to read as follows:

I. In the case of towns, appointed or elected members of the planning board may also serve on any other municipal board or commission, provided that such multiple membership does not result in 2 planning board members serving on the ~~[same]~~ **conservation commission, the local governing body, or a local land use board [or commission] as defined in RSA 672:7.**

2010-0151h

Amendment to HB 1398

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

Amend RSA 560:22 as inserted by section 1 of the bill by replacing it with the following:

560:22 Medical Records of Deceased Spouse. Notwithstanding any provision of law to the contrary and upon proof of the requestor's identity, the surviving spouse shall have access to the information contained in the medical records of his or her deceased spouse where there is no estate administration, unless the medical records indicate that the deceased spouse has indicated that the surviving spouse not have access to those records. A health care provider, as defined in RSA 332-I:1, II(b), shall not be required to initiate a conversation with a patient on the subject of access to the information in a medical record by a surviving spouse.

AMENDED ANALYSIS

This bill allows a surviving spouse to have access to the deceased spouse's medical records when there is no estate administration, unless the medical records indicate that the deceased spouse has indicated that the surviving spouse not have access to those records.

2010-0221h

Amendment to HB 1446

Proposed by the Committee on Public Works and Highways - R

Amend the bill by replacing section 1 with the following:

1 Officer Sean M. Powers Memorial Bridge. Pursuant to RSA 4:43, bridge number 089/114, also known as the Spillway Channel bridge, on route 127 in the town of Hopkinton shall hereby be named the Officer Sean M. Powers Memorial Bridge. Appropriate signage or markers may be erected at the site.

AMENDED ANALYSIS

This bill names bridge number 089/114, also known as the Spillway Channel bridge, on route 127 in Hopkinton in honor of Officer Sean M. Powers.

Amendment to HB 1481

Proposed by the Committee on Public Works and Highways - C

Amend RSA 237:9 as inserted by section 1 of the bill by replacing it with the following:

237:9 Tolls. The commissioner of transportation, with the approval of the governor and council, shall establish toll rates and other charges for use of the New Hampshire turnpike system or any part of the right-of-way and other property acquired in connection therewith. The governor and council shall approve or reject the commissioner's proposed toll rates and other charges within 90 days of receiving them. The tolls collected shall be deposited with the state treasurer who shall keep the same in a separate account ~~for~~ **to be used exclusively for purposes of the New Hampshire turnpike system including, without limitation, the operating expenses, construction, reconstruction, and maintenance of** the New Hampshire turnpike system ~~[and the operating expenses and maintenance costs of the system shall be paid from said account. From the balance remaining after payment of operating expenses and maintenance costs, there shall be paid].~~ **Operating and maintenance expenses shall include the collection of tolls, the supervision of traffic thereon, and commuter, rest area, and mass transit parking lots and stations immediately adjacent to or adjunct to the turnpike system. All operating expenses and maintenance costs shall be paid from said account. From the balance remaining after the payment of operating expenses and maintenance costs, there shall be paid** the interest and principal on the bonds issued to finance the system. **No part of such revenues shall, by transfer of funds or otherwise, be diverted to any other purpose whatsoever.** Fourteen days previous to the time any interest or principal is payable, on any general obligation bonds issued to finance the system, the state treasurer shall examine the existing balance and, except as otherwise provided in RSA 237:10, if such balance is insufficient to make the payment, then he shall notify the governor who shall immediately draw his warrant on the highway fund to cover any deficit and if the funds in both of the above accounts are insufficient, the governor shall draw his warrant upon the state's general fund to the amount necessary to meet the payments. Any funds paid out from the state's highway fund or general fund for the above purposes shall be reimbursed from the collection of tolls as soon as such funds are available. Any funds that have been or may be expended for any portion of the system by the department of transportation shall be repaid to said department when, in the opinion of the governor and council, sufficient funds are available. Any excess income may be used for further system extensions in accordance with RSA 237:5, II(m). No provision of this chapter shall constitute a covenant with bondholders with respect to the charging, collection or disposition of tolls.

AMENDED ANALYSIS

This bill requires revenues from turnpike tolls to be used exclusively for the construction, reconstruction, and maintenance of the turnpike system.

Amendment to HB 1520

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

Amend the bill by replacing section 1 with the following:

1 Department of Resources and Economic Development; Police Powers. Amend RSA 12-A:1-d to read as follows:

12-A:1-d Police Powers.

I. The commissioner of the department of resources and economic development, the director of the division of parks and recreation, and the director of the division of forests and lands shall have authority as peace officers as provided in RSA 594 and may confer said authority upon certain individuals within the department of resources and economic development, the division of parks and recreation, and the division of forests and lands. Said police powers shall be limited to the enforcement of state laws and rules of the department of resources and economic development on lands or property owned by, leased to, or otherwise under the control of the department of resources and economic development. Nothing herein shall limit the police powers of employees of the department of resources and economic development as provided for in RSA 227-G:7, RSA 215-C:32, and RSA 215-A:16 and 17.

II. *By written agreement executed by the commissioner of the department of resources and economic development, any authorized municipal official may utilize the summons procedures*

under RSA 31:39-d to cite individuals for violations of state park administrative rules or forests and lands administrative rules, or both. Authorized municipalities acting under this paragraph shall retain 50 percent of any fine collected in accordance with the schedule of administrative fines of the department of resources and economic development.

2010-0098h

Amendment to HB 1563

Proposed by the Committee on Public Works and Highways - R

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

AN ACT naming a bridge in Salem in honor of Corporal Nicholas Arvanitis, Staff Sergeant Edmond L. Lo, and Marine Lance Corporal Robert L. Moscillo.

Amend the bill by replacing section 1 with the following:

1 The Corporal Nicholas Arvanitis, Staff Sergeant Edmond L. Lo, and Marine Lance Corporal Robert L. Moscillo Memorial Bridge. Pursuant to RSA 4:43, the portion of the Cross street bridge which passes over Interstate 93 in the town of Salem shall be named the Corporal Nicholas Arvanitis, Staff Sergeant Edmond L. Lo, and Marine Lance Corporal Robert L. Moscillo Memorial Bridge. Appropriate signage or markers may be placed at the site of the bridge.

AMENDED ANALYSIS

This bill names the Cross street bridge in Salem in honor of Corporal Nicholas Arvanitis, Staff Sergeant Edmond L. Lo, and Marine Lance Corporal Robert L. Moscillo.

2010-0074h

Amendment to HB 1569-FN

Proposed by the Committee on Executive Departments and Administration - R

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

AN ACT relative to the salaries of certain unclassified positions.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 5:

2 Compensation of Certain State Officers; Salaries Established. Amend RSA 94:1-a, I(b) by inserting the following position:

GG Department of corrections	director of security and training
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3 Compensation of Certain State Officials; Salaries Established. Amend RSA 94:1-a, I(b) by inserting the following position:

FF Department of corrections	professional standards director
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4 Chief Executive Officer, Chief Pharmacists, and Pharmacists; New Hampshire Hospital. Amend RSA 94:1-a, I(b) by:

I. Deleting:

HH New Hampshire hospital	chief executive officer
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II. Inserting:

II New Hampshire hospital	chief executive officer
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KK Department of health and human services	pharmacist
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Department of health and human services	pharmacist
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Department of health and human services	pharmacist
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Department of health and human services	pharmacist
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Department of health and human services	pharmacist
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Department of health and human services	pharmacist
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NN Department of health and human services	chief pharmacist
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AMENDED ANALYSIS

This bill establishes the salary for the positions of director of community corrections, director of security and training, and the professional standards director in the department of corrections. This bill also upgrades the positions of chief executive officer, chief pharmacist, and certain pharmacists of the New Hampshire hospital, department of health and human services.

This bill is a request of the joint committee on employee classification established under RSA 14:14-c.

