

HOUSE RECORD

First Year of the 162nd General Court Calendar and Journal of the 2011 Session

Vol. 33 Concord, N.H.

Friday, February 4, 2011

No. 12

Contains: Hearings, Meetings, Notices, Reports and Amendments for February 9.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet in Session on Wednesday, **February 9th** at 10:00 a.m. For your planning purposes, we will meet in Joint Session with the Senate at 10:00 a.m. on Tuesday, **February 15th** to hear the Governor's Budget Address, which will be immediately followed by a House Session. We also will meet on Wednesday, **February 16th** at 10:00 a.m.

Please note that House Resolution 11 is printed in its entirety in this calendar. It contains the nearly unanimous revenue estimates of the Ways and Means Committee for 2011, 2012 and 2013, and reflects a commitment to spend within those estimates less certain tax and fee decreases and repeals.

Members are reminded to check the Calendar each week to ensure that they do not miss any meetings of their committees. Among your most important functions as a House member is to lend your time and expertise to your committee work. Please arrange your schedules so we can have full attendance at public hearings and executive sessions.

Due to the volume of work that must be accomplished and a split in school districts on when they are having their winter vacations, the House will NOT take a break week in February this year.

The round security pins that have been available in past years have been ordered and will be available soon.

Chairmen and Vice-Chairmen will meet Tuesday, **February 8th** at 9:00 am in Rooms 305-307 of the Legislative Office Building.

William L. O'Brien, Speaker

NOTICE

There will be a Republican Caucus on Wednesday, **February 9** and Thursday, **February 10** at **9:00 a.m.** in Representatives Hall.

Rep. D.J. Bettencourt, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, **February 9** at **9:00 a.m.** in Rooms 305-

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.

Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES

Thursday, February 17, 2011	Last day to report HBs going to a second committee.
Thursday, February 24, 2011	Last day to act on HBs going to a second committee.
Thursday, March 10, 2011	Last day to report all HBs not in a second committee, except budgets.
Thursday, March 17, 2011	Last day to act on all HBs not in a second committee, except budgets.
Thursday, March 24, 2011	Last day to report all remaining HBs and list of retained HBs.
Thursday, March 31, 2011	Last day to act on House bills.
Thursday, April 28, 2011	CROSSOVER Last day to report SBs going to a second committee.
Thursday, May 5, 2011	Last day to act on SBs going to a second committee.
Wednesday, May 25, 2011	First day to file LSRs for the 2012 session.
Thursday, May 26, 2011	Last day to report all remaining SBs and list of retained SBs.
Thursday, June 2, 2011	Last day to act on Senate bills.
Wednesday, June 8, 2011	Last day to form Committees of Conference.
	Last day to file LSRs for the 2012 session.
Thursday, June 16, 2011	Last day to sign Committee of Conference reports.
Thursday, June 23, 2011	Last day to act on Committee of Conference reports.
Wednesday, November 2, 2011	Last day to report retained bills.

HOUSE RESOLUTION 11

2011 SESSION

11-1071
09/01

HOUSE RESOLUTION	11
A RESOLUTION	affirming revenue estimates for fiscal years 2011, 2012, and 2013.
SPONSORS:	Rep. Bettencourt, Rock 4; Rep. Stepanek, Hills 6; Rep. Weyler, Rock 8

ANALYSIS

This house resolution affirms revenue estimates for fiscal years 2011, 2012, and 2013.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

A RESOLUTION affirming revenue estimates for fiscal years 2011, 2012, and 2013.

Whereas, the House Ways and Means Committee has considered what the unrestricted revenue estimates should be for fiscal years 2011, 2012, 2013 and has presented those estimates to the House of Representatives; and

Whereas, the House Ways and Means Committee strongly supports the Liquor Commission's capital budget request to renovate the Hooksett North and South stores which is estimated by the Commission to generate approximately \$4,400,000 in additional revenue above the estimates affirmed below; and

Whereas, the House Ways and Means Committee strongly believes the repeal of the gambling winnings tax will have a significant positive impact on the revenue estimates affirmed below; now, therefore, be it

Resolved by the House of Representatives:

I. That the House shall not adopt an operating budget for the state effective during the upcoming biennium that spends more than the total of these estimates, which total is \$4,423,600,000.00, less the sum of \$1,606,000.00 resulting from the estimated consequences of the reduction or elimination for the upcoming biennium of the taxes and fees listed below, for a total maximum state budget combined general fund and education trust fund spending of \$4,421,994,000.00 in the upcoming biennium; and

That the following taxes and fees shall be reduced or eliminated, resulting in the estimated net reduction in the available state general fund and education trust fund revenues available during the upcoming biennium referenced above.

II. That the House wishes to go on record as affirming the following revenue estimates for fiscal years 2011, 2012, and 2013.

Committee estimates are based on current rates.

	FY 2011		FY 2012	FY 2013
GEN'L & EDUCATION				
TRUST FUND:				
(Dollars in Millions)	Official	Committee	Committee	Committee
	Estimate	Estimate	Estimate	Estimate
Business Profits Tax	\$313.300	\$308.317	\$314.555	\$323.944
Business Enterprise Tax	<u>189.700</u>	<u>186.683</u>	<u>190.445</u>	<u>196.056</u>
SUBTOTAL	503.000	495.000	505.000	520.000
Meals & Rooms Tax	245.000	234.000	229.200	234.300
Tobacco Tax	220.600	228.000	221.000	214.400
Liquor Sales	127.900	126.800	130.300	135.000
	FY 2011		FY 2012	FY 2013
Interest & Dividends Tax	90.100	83.700	85.400	87.100
Insurance Tax	80.500	80.500	86.100	86.800
Communications Tax	75.000	79.400	80.200	81.000
Real Estate Transfer Tax	89.200	78.000	79.600	81.200
Court Fines & Fees	13.200	13.600	13.600	13.600
Securities Revenue	34.000	34.300	35.100	35.900
Utility Consumption Tax	6.000	6.000	6.000	6.000
Board & Care Revenue	20.200	20.200	20.500	21.000
Beer Tax	12.800	13.100	13.100	13.100
Racing & Games of Chance	2.900	2.300	2.300	2.400

Other	67.800	68.700	69.100	68.700
Gambling Winnings Tax	3.400	3.400	3.400	3.400
Tobacco Settlement Funds	<u>44.200</u>	<u>42.200</u>	<u>42.400</u>	<u>42.400</u>
SUBTOTAL	\$1,635.800	\$1,609.200	\$1,622.300	\$1,646.300
Medicaid Enhancement Tax	108.500	91.400	97.000	104.800
Medicaid Recoveries	19.200	22.100	17.400	18.300
Lottery Transfers to Education	77.700	66.200	66.200	67.500
Bingo Lucky 7 Transfers to Education	1.300	1.300	0.900	0.900
Utility Property Tax	28.000	28.000	28.000	28.000
Statewide Property Tax	363.600	363.000	363.000	363.000
TOTAL GEN'L & ED				
TRUST FUNDS	\$2,234.100	\$2,181.200	\$2,194.800	\$2,228.800

HIGHWAY FUNDS:	Official	Committee	Committee	Committee
(Dollars in Millions)	Estimate	Estimate	Estimate	Estimate
Road Toll	\$126.500	\$124.500	\$124.500	
	\$124.500			
Motor Vehicle Fees	134.800	129.500	108.300	108.300
Miscellaneous	<u>19.800</u>	<u>40.800</u>	<u>24.500</u>	<u>23.500</u>
TOTAL HIGHWAY FUNDS	\$281.100	\$294.800	\$257.300	\$256.300

FISH & GAME FUNDS:

(Dollars in Millions)

Fish & Game Licenses	\$9.100	\$8.200	\$8.200	\$8.200
Fines & Miscellaneous	<u>2.200</u>	<u>2.200</u>	<u>1.900</u>	<u>1.900</u>
TOTAL FISH & GAME FUNDS	\$11.300	\$10.400	\$10.100	\$10.100
			FY 2012	FY 2013

LESS TAX OR FEE REDUCTIONS (GEN'L & EDUCATION TRUST FUNDS):

(Dollars in Millions)

Repeal Meals and Rooms \$5 renewal fee	\$0.030	\$0.000
Reduce inspection sticker fee by 30 percent	\$0.350	\$0.350
Repeal condominium and land sales application fee	\$0.070	\$0.070
Repeal 10 percent tax on gambling winnings	*	*

*The repeal of 10 percent tax on gambling winnings is estimated to be revenue neutral based upon information from Lottery Commission.

Reduce pet store license fee increase	\$0.003	\$0.003
Reduce marriage license fees from \$50 to \$45	\$0.015	\$0.015
Repeal fee increase for initial copies of vital records	<u>\$0.350</u>	<u>\$0.350</u>
TOTAL TAX OR FEE REDUCTIONS (GEN'L & ED TRUST FUNDS)	\$0.818	\$0.788

CONSENT CALENDAR

WEDNESDAY, FEBRUARY 9

CHILDREN AND FAMILY LAW

HB 168, establishing a committee to study the juvenile delinquency and child in need of services statutes. **OUGHT TO PASS.**

Rep. Franklin F Gould for Children and Family Law: This bill establishes a study committee to review the statutes relative to Juvenile Delinquency and Children in Need of Services (CHINS). These statutes were established at the same time in the late 1970's. Their effectiveness has not been reviewed since, and with the potential to streamline services and

develop best practices, a study at this time makes sense. **Vote 16-0.**

HB 182, relative to the definition of a child in need of services. **INEXPEDIENT TO LEGISLATE.**

Rep. Jeffrey D. Oigny for Children and Family Law: This bill proposed a change to facilitate the earlier intervention for children considered for Children in Need of Services (CHINS). The sponsor agreed that the subject matter would be best addressed if this bill was merged with HB 168. **Vote 16-0.**

COMMERCE AND CONSUMER AFFAIRS

HB 95, permitting an insurer to operate a health maintenance organization as a line of business. **OUGHT TO PASS.**

Rep. Donald H Flanders for Commerce and Consumer Affairs: This bill permits an insurance company licensed in this state to operate a health maintenance organization, either directly or through a subsidiary or affiliate, as a line of business under their license. **Vote 14-0.**

HB 129, relative to the licensure of attorneys as real estate brokers by the real estate commission. **INEXPEDIENT TO LEGISLATE.**

Rep. Sean M McGuinness for Commerce and Consumer Affairs: This bill proposes that any attorney at law in good standing in this state shall qualify for real estate broker licensure without being required to comply with the educational requirements, the apprenticeship requirements or the examination requirement prescribed by RSA 331-A. The testimony in favor of this bill does not persuade the committee that attorneys, by virtue of their general law degrees, should be exempted. Further, the licensing statute already provides attorneys with a qualified exemption in connection with the performance of their duties as an attorney and the administrative rules allow for equivalent experience to be substituted for educational requirements. The committee finds that attorneys who choose to practice licensed real estate brokerage should remain subject to the statute. No special class or profession ought to be exempted from compliance when engaged in the general practice of real estate brokerage in this state based upon a presumption of competency. **Vote 14-0.**

HB 142-FN, relative to sales of artificial flowers and miniature flags. **OUGHT TO PASS.**

Rep. David J Palfrey for Commerce and Consumer Affairs: This bill repeals the prohibition on the sale of miniature flags by street vendors. Under current law, the American Legion, the Veterans of Foreign Wars, the Disabled American Veterans, United Spanish War Veterans and other recognized patriotic, fraternal, labor or military organizations chartered in this state are exempt from the prohibition as well as bona fide merchants in their stores or other business establishments. This bill will repeal the statute altogether. **Vote 14-0.**

HB 143, relative to the sale of stove polish. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David J Palfrey for Commerce and Consumer Affairs: This bill repeals the sale of inflammable stove polish intended for domestic use. This was an early consumer protection statute established in 1921. It may have stemmed from a NH supreme court decision in 1909 that involved a claim that stove blacking had been represented as safe for use on a warm stove. The product at that time contained naphtha, a highly explosive substance. This product is no longer being manufactured or sold. **Vote 14-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 79, relative to certification of dogs for law enforcement work. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark Warden for Criminal Justice and Public Safety: This bill simply adds the New England state police administrators compact to the recognized organizations that can certify dog training courses. **Vote 11-0.**

EDUCATION

HB 67, expanding the duties of the school administrative unit oversight committee. **OUGHT TO PASS.**

Rep. Laura M Jones for Education: This bill adds cooperative school districts to the list of what the school administrative unit legislative oversight committee already oversees. This will save time and money since an additional committee will not be needed. **Vote 16-0.**

HB 69, relative to the White Mountains community college academic center in Woodsville. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Rick M Ladd for Education: The community college system of New Hampshire has seven colleges as well as four academic centers that provide post secondary learning opportunities to New Hampshire residents. In addition to its oversight authority of its colleges, divisions and departments, this bill clarifies community college board of trustees administrative oversight of the regional academic centers and renders the board of trustees the final decision on the closure of any community college or regional academic center **Vote 16-0.**

HB 112, relative to the required number of instructional days and instructional hours in a school district's calendar. **OUGHT TO PASS.**

Rep. Jeffrey L St. Cyr for Education: This bill allows local school districts to set their own annual school calendar without the approval of the commissioner of education as long as the calendar is set for 180 days or the equivalent number of hours as determined in the department of education rules. This bill will allow local school districts flexibility in setting the calendar to meet the needs of the district such as setting the school calendar around a construction/renovation project. Local school districts still need to follow all rules of the department of education and state law when setting the annual school calendar. **Vote 16-0.**

HB 130, establishing an additional method for a school to demonstrate that it provides the opportunity for an adequate education. **OUGHT TO PASS.**

Rep. Charles J Brosseau for Education: This bill allows for an alternate method for a school to demonstrate that it provided the opportunity for an adequate education. Currently schools are required to submit annual input and performance based accountability reports to the department of education. This third reporting option enables those schools accredited through New England association of schools and colleges to submit the annual accreditation report demonstrating compliance with standards as an alternate reporting mechanism. This option is a cost saving to local schools and the department of education. **Vote 16-0.**

ELECTION LAW

CACR 1, relating to the election of state and county officers. Providing that state and county officers shall be elected in odd-numbered years. **INEXPEDIENT TO LEGISLATE.**

Rep. David Bates for Election Law: This CACR proposes amending the state's constitution to hold elections for state and county officers in odd-numbered years. The secretary of state is opposed to this legislation. The deputy secretary of state testified that if this change to the constitution were ratified, it would double the elections budget for the secretary of state's office and would put the state in constant campaign mode. The committee did not find a compelling enough reason to justify the additional cost the state would incur by adopting this amendment. **Vote 18-0.**

CACR 3, relating to initiative petitions. Providing that referenda to enact laws may be initiated by petition. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard B Drisko for Election Law: The committee was unanimous in its recommendations of Inexpedient to Legislate. The record shows that multiple examples of ballot petitions becoming law in other states have yielded many unintended consequences after passage. **Vote 18-0.**

HB 42, relative to the appropriate officials with whom to file for a primary. **OUGHT TO PASS.**

Rep. Regina M Birdsell for Election Law: This bill will allow candidates for the office of state representative and delegates to party conventions to file for office with the secretary of state or their town clerk. This would make it more convenient for state representatives who are

currently serving during the filing time frame. There is no cost to this bill and there is no opposition from the secretary of state and town clerks. **Vote 18-0.**

HB 73, establishing a process for recall of United States Senators from New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. David M Pierce for Election Law: This bill, which would establish a process to recall our US Senators, is unconstitutional and would divert the legislature's attention away from the needs of our constituents. First, Art I, Sec. 3, Cl. 1 of the US Constitution provides without exception that each senator serves for six years. Justice Clarence Thomas wrote in a 1995 court opinion that because the US Constitution specifies the length of the terms of members of congress, the constitution denies the states any power to recall any member of congress. Too, the transcripts of the debates in 1787 and 1788 of the constitutional convention and the state ratifying conventions show clearly that the framers considered but rejected any authority for the states to recall members of congress. After considering this evidence, the bill's chief sponsor conceded that this bill is unconstitutional. Second, because this bill would allow any member of the legislature to file a recall petition, the committee thought it not unreasonable to believe that this bill would invite recall petitions in every legislative session. This would inevitably create a politically-charged circus atmosphere and divert attention away from the job the voters hired us to do. **Vote 18-0.**

HB 87, relative to disqualification of moderators. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard B Drisko for Election Law: The intent of this bill was to allow moderators who are on the ballot for office to handle ballots after they have been counted by machine. Current law prohibits that action. The secretary of state's office opposed the bill on grounds that even the perception of fraud in allowing ballot handling was not desirable. **Vote 18-0.**

HB 104, relative to the date for the state primary election. **INEXPEDIENT TO LEGISLATE.**

Rep. Shaun S Doherty for Election Law: The committee decided this bill is unnecessary at this time. The next time an election cycle will fall in a year when a short time period between the primary and general would occur is 2022. We feel it would be better to address the potential issue closer to that election and be able to look at it knowing the voting technologies that would be used in 2022. **Vote 18-0.**

ENVIRONMENT AND AGRICULTURE

HB 30, relative to reciprocity for licensure by the board of veterinary medicine. **OUGHT TO PASS.**

Rep. Suzanne J Smith for Environment and Agriculture: With the passage of HB 30, New Hampshire will join 33 other states in accepting the PAVE (Program for the Assessment of Veterinary Education Equivalence) examination in the licensure of veterinarians who have graduated from veterinary schools not accredited by American Veterinary Medical Associates (AVMA). The cost of this exam is drastically less than the cost of the only currently accepted examination given by the Educational Commission on Foreign Veterinary Graduates (ECFVG). This, hopefully, will assist the state in attracting qualified veterinarians of both large and small animals. **Vote 17-0.**

FISH AND GAME AND MARINE RESOURCES

HB 93, relative to medical documentation for a crossbow permit for a person with a disability. **OUGHT TO PASS.**

Rep. Betsy McKinney for Fish and Game and Marine Resources: This bill was a request of the fish and game department to allow nurse practitioners to sign paperwork for disability permits for Disabled Crossbow Permit Applications. Currently, only doctors may fill out the paperwork. The committee felt this was helpful to the applicants. **Vote 13-0.**

HB 195, relative to special permits for transportation of deer. **OUGHT TO PASS.**

Rep. Lyle E Bulis for Fish and Game and Marine Resources: This bill reduces the burdensome requirements of multiple deer tagging currently required of minors, property owners, and other special license holders whose licensing document does not bear tags. The

requirement is reduced from three to two. This bill is at the request of the fish and game department. **Vote 15-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 111, relative to redispensing unused drugs. **OUGHT TO PASS.**

Rep. Donald L LeBrun for Health, Human Services and Elderly Affairs: This bill adds “including manufacturer’s samples” to Pharmacy Rule 318:58 which allows the redistribution of unused prescription drugs, (including manufacturers samples), that have not reached their expiration date, are contained in an unopened unit dose or other tamper-evident packaging and show no evidence of contamination. This will make it possible to also include manufacturer’s samples as possible donated prescription drugs.. **Vote 17-0.**

JUDICIARY

HB 51, relative to screening panel members for screening panels for medical injury claims. **OUGHT TO PASS.**

Rep. Gregory M Sorg for Judiciary: This bill amends RSA Chapter 519-B, which requires and establishes the procedures to be followed by three-member panels to screen and make recommendations concerning suits alleging medical injury claims. It would clarify the existing undefined requirement that panel members be impartial by making them subject to the same qualifications for impartiality required of jurors, as set out in RSA 500-A:12. The committee unanimously agreed that such a requirement would assist litigants and prospective panel members alike by adding certainty to the process of self-evaluation, and thereby help ensure the fairness of the screening process **Vote 17-0.**

HB118, relative to reporting a person as medically unfit to drive. **INEXPEDIENT TO LEGISLATE.**

Rep. Gregory M Sorg for Judiciary: This bill would amend the motor vehicle code by providing immunity from civil liability to any person who, “reasonably and in good faith” believing a person cannot safely operate a motor vehicle, reports such to the department of motor vehicles. The committee was not convinced by the testimony and written evidence that there is a significant problem of under-reporting of impaired drivers, or that there is significant risk of civil liability under present law, or that the proposed bill would act as an effective deterrent to litigious-minded persons. **Vote 16-0.**

HB 140-FN, establishing an exemption from the civil filing fee surcharge. **INEXPEDIENT TO LEGISLATE.**

Rep. Brian JX Murphy for Judiciary: This bill would expand the exemption from a filing fee surcharge to include any action to change a person's name. Currently, filing fee surcharge exemptions exist for family law name changes such as marriage, divorce or adoption. The filing fee surcharge is \$25, which was found to be reasonable. An indigent individual seeking a name change for reasons that are not exempted can move to have the surcharge waived. Given the reasonableness of the fee surcharge, and relief already available, expanding the exemption to include all actions for a name change is unnecessary. **Vote 16-0.**

HB 161, establishing standards for adequate service of process and establishing a commission to study service of process by laypersons. **INEXPEDIENT TO LEGISLATE.**

Rep. J. Brandon Giuda for Judiciary: This bill proposed a significant change to the service of process procedures in New Hampshire and also proposed a commission to study service of process by laypersons. The current service of process laws are simple and easily readable, with the majority of service being performed by county sheriffs. The proposal would significantly modify current service of process procedures and includes lengthy restrictions as to who may effectuate service and how service may be effectuated. The committee voted that the bill was inexpedient to legislate because, among other things: (1) there are no reported problems with the current service of process procedures, (2) the proposed law would make it more difficult to effectuate service, therefore increasing litigation and costs, (3) it is safer to have uniformed sheriffs effectuate service than unidentifiable civilians, and (4) no commission is needed to study a problem that does not exist **Vote 16-0.**

HB 173, relative to service of process on commercial tenants. **OUGHT TO PASS.**

Rep. Peter L Silva for Judiciary: This bill will allow a commercial landlord to serve notice of eviction or rent at the commercial property and by certified mail to the tenant. Presently, the landlord can only serve notice at the tenant's residence. This presents a problem when the property is in one location and the tenant is another. This bill assures notice is received. **Vote 17-0.**

LEGISLATIVE ADMINISTRATION

HB 41, designating purple as the official state color. **INEXPEDIENT TO LEGISLATE.**

Rep. Jon F Richardson for Legislative Administration: The color purple is one of a number of colored threads on the New Hampshire State Tartan including green 56, black 2, green 2, black 12, white 2, black 12, purple 2, black 2, purple 8, red 6, and purple 28. The description of the significance of the various colors is described on the state website as follows: "The colors in the sett all have significance to the state. The purple represents the state's bird and flower, the purple finch and purple lilac; green represents the green of the forests; black represents our granite mountains; white represents the snow; and red represents all the state heroes." Because the colors are woven together to unify these many ideas, it was felt that it would be inappropriate to single out any individual color as being the most important. **Vote 13-1.**

HB 180, relative to criteria for registration as a lobbyist. **INEXPEDIENT TO LEGISLATE.**

Rep. Marilinda J Garcia for Legislative Administration: The removal of the exclusions listed in this bill would render RSA 15 provisions that determine whether a person is required to register as a lobbyist overly broad. In addition to creating cumbersome and unnecessary disclosure requirements for those who are not actually employed as lobbyists, it also fails to address the concern about closed door meetings between representatives and representatives from certain organizations, and would be an abrogation of free speech within the public hearing process. **Vote 13-2.**

HB 184, establishing a committee to study implementing day care services at the state house. **INEXPEDIENT TO LEGISLATE.**

Rep. Joe Duarte for Legislative Administration: The committee was unanimous in the opinion that the cost, regulatory and liability issues associated with establishing a fully operational day care facility at the State House were too great to be surmounted at this time. **Vote 15-0.**

HCR 5, urging that the United Kingdom return the Parthenon (Elgin) marbles to Greece. **INEXPEDIENT TO LEGISLATE.**

Rep. Cynthia L Chase for Legislative Administration: The prime sponsor testified that it was now the opinion of those individuals who were supportive of this idea in the last legislative session that due to the disruptive state of affairs in Greece and the region generally at present that it would be preferable to defer this idea until a later time. The sponsor asked if the matter could be tabled. Since tabling would have no positive effect the more appropriate action was to recommend the resolution as inexpedient to legislate. **Vote 12-2.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 38, relative to emergency use of public docks and piers. **INEXPEDIENT TO LEGISLATE.**

Rep. James P Belanger for Municipal and County Government: This bill would mandate conditions placed on public piers and docks managed and controlled by local municipal ordinances. The result would be state control of local practices. **Vote 16-0.**

HB 70, relative to changes to town charters. **OUGHT TO PASS WITH AMENDMENT.**

Rep. James P Belanger for Municipal and County Government: This bill brings into conformance with other municipalities those that were established by state statute vs. those by RSA 49 B. **Vote 14-0.**

HB 86, relative to filling a vacancy among county officers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. James P Belanger for Municipal and County Government: This bill allows a county delegation to defer filling of vacancies for short periods when longer term replacements are imminent by election **Vote 16-0.**

HB 181, permitting the charter of a city, town, or school district which is in statute to revert to the control of the voters. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Betsey L Patten for Municipal and County Government: Currently there are cities, towns or school districts that have local charters that were created by the legislature. Every time one of those political subdivisions wants to revise, amend or replace their charter the governing body or voters have to come to the legislature for action which then has to be ratified at the local level. This amendment would set up a process for those political subdivisions that do not have a local amendment process to use the provisions in RSA 49-B so that local control is instituted. The amendment also provides that the existing charter shall remain in effect until the voters choose to revise, amend or replace it under the terms of RSA 49-B. The committee voted unanimously to have the general court get out of the business of determining local issues. **Vote 16-0.**

SB 11-L, relative to the police commission in the town of Hooksett. **OUGHT TO PASS.**

Rep. Betsey L Patten for Municipal and County Government: In 1977, the voters of Hooksett approved the action taken by the General Court to create the Hooksett police commission. However, no provision to rescind the police commission was included in the legislation. SB 11 authorizes the town to have an article on the warrant that will allow the voters to have their say on this issue – whether to rescind or not. The nine members of the Hooksett council, the Hooksett police chief, the Hooksett police commission along with the four Hooksett representatives and twenty-four senators are all in agreement with the passage of SB 11. **Vote 13-0.**

RESOURCES, RECREATION AND DEVELOPMENT

HB 35-FN, authorizing the acquisition of certain dams in the Connecticut Lakes Headwaters Tract. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Andrew Renzullo for Resources, Recreation and Development: This bill authorizes the reacquisition of five dams on the Connecticut Lakes Headwaters Tract for \$1. These dams were built by New Hampshire fish and game on leased land some 40 years ago. The leases have expired and ownership has technically reverted to the lessor. These dams were built with state funds. These dams have been operated and maintained by the State of New Hampshire since their construction. It would be a dereliction of the public trust not to conserve and preserve the state's interest in valuable assets. It should be noted that this bill specifically states that, except for the above mentioned \$1, it does not mandate or authorize any capital or other expenditures. The water bodies impounded by these dams are important recreational assets to the state. They provide important recreational opportunities and fish and wildlife habitat in the North Country. They are some of the best remote trout ponds in the state. One pond is a very unique fishery in that it is one of the few in the state where trout can overwinter. Sport fishing and the tourism it generates is one of the leading economic engines in the area where these lakes are located. **Vote 16-1.**

HB 45, relative to the Connecticut Lakes headwater citizens committee. **OUGHT TO PASS.**

Rep. Thomas J Howard for Resources, Recreation and Development: The committee unanimously agreed adding a lease holder to the Connecticut Lakes Headwater Citizens Committee would add another valuable voice with interests and experiences that would help the committee in its management of the property. **Vote 16-0.**

HB 55, adding a member to the exotic aquatic weeds and species committee. **OUGHT TO PASS.**

Rep. David H Russell for Resources, Recreation and Development: This bill simply adds a

representative of the New Hampshire Lakes Association to the exotic aquatic weeds and species committee. The Lakes Association should be working hand in hand with this committee. The committee is advisory to the New Hampshire department of environmental services (DES) in controlling and eradication of milfoil. The Lakes Association is also responsible for the lake host program. **Vote 16-0.**

HB 63, extending the instream pilot program for one year. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Lawrence M Kappler for Resources, Recreation and Development: This bill is simply another year extension to the instream flow pilot program. Field work began in 2005 and has continued. The analysis needs data from three flow magnitudes for each bio-period in the streams and has proven to be a major task as they are weather controlled. The bill also extends the implementation date preventing the commissioner of New Hampshire department of environmental services (DES) from initiating or adopting rules prior to program completion. **Vote 17-0.**

HB 74, relative to the ticketing and season passes at Cannon Mountain. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Andrew Renzullo for Resources, Recreation and Development: This bill makes changes to the requirements for reduced rate season passes at Cannon Mountain aerial tramway and ski area. It simplifies the process and reduces the confusion among products and hence improves customer service. The bill eliminates the need for secondary school enrollment proof (with home schooling being so prevalent) while still requiring proof of age. The bill changes the age brackets of underage skiers to align the season pass and day ticket age brackets which are currently different. From a service perspective, it makes little sense to have different age brackets and different burdens of proof depending on which product a guest is looking to purchase. The Cannon Mountain Ski Area management does not expect any change in revenue. **Vote 15-0.**

HB 131, relative to indemnification of volunteers performing duties in the state park system. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Peter S Bolster for Resources, Recreation and Development: Presently, volunteers who supply much of the maintenance and up-keep of the state parks, forest reservation, trails or historic sites of the state are not adequately protected from law suits per opinion of the attorney general. This bill remedies this deficiency. The bill does not however indemnify against a criminal act. In addition the bill also extends the life of the State Park Advisory Council to 2016. **Vote 13-0.**

HB 183, renaming Mount Clay in honor of Wonalancet. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas J Howard for Resources, Recreation and Development: The committee heard testimony from the prime sponsor indicating the bill was a "mistake" and would we please ITL. Apparently Mount Clay has already been renamed Mount Reagan through HB 82, Chapter 139 in 2003 session. **Vote 12-0.**

SCIENCE, TECHNOLOGY AND ENERGY

HB 76, authorizing the division of emergency services and communications to levy administrative fines on carriers that repeatedly overwrite the enhanced 911 database. **INEXPEDIENT TO LEGISLATE.**

Rep. Frank R Holden for Science, Technology and Energy: The committee desires to have the most accurate E-911 database possible but believes that this can best be accomplished by all parties working together in the E-911 Commission. It is not clear that a system of fines would lead to the best possible result. The process of updating the database could use some refinement and that should be done by the E-911 Commission. **Vote 16-0.**

HB 410, extending the reporting date of the committee to study dispatch times within the enhanced 911 system and requiring quarterly meetings of the committee. **OUGHT TO PASS.**

Rep. Jacqueline A Cali-Pitts for Science, Technology and Energy: This bill very simply extends the committee formed to review the 911 dispatch times formed last session by SB 428, Chapter 350. The purpose of this extension is to enable the collection and reporting of all pertinent data and to make appropriate recommendations based on the data. **Vote 13-0.**

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HB 56, relative to proper observance of September 11, 2001. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Frank H McCarthy for State-Federal Relations and Veterans Affairs: It is the intent of this bill to ensure proper observance of September 11, 2001. Federal statute declares September 11 as "Patriot Day." This bill requires that the governor shall annually issue a proclamation calling for a proper observance of September 11 in honor and remembrance of those who lost their lives on that day. The proclamation shall include but not be limited to the requirements of section 144 of public law 107-89. **Vote 13-0.**

HCR 3, urging increased consideration and preservation of local authority in international trade and investment agreements. **INEXPEDIENT TO LEGISLATE.**

Rep. Lucien A Vita for State-Federal Relations and Veterans Affairs: This bill contends that supranational treaties, including the Free Trade Area of the Americas (FTAA), the United States-Chile Agreement, the General Agreement on Trade in Services (GATS), the North American Free Trade Agreement (NAFTA) and the World Trade Organization (WTO), contain provisions that will result in the shifting of the power to regulate zoning, ground water and natural resource protection, corporate ownership of land and law enforcement by courts away from state and local governments. However, a review of web sites dedicated to the above treaties failed to produce any evidence that would support this position. Further, aside from the text of the bill, the sponsor failed to provide any documentation in support of his contentions, nor did any witnesses appear in support of the bill. In addition, this bill focuses on the threat of loss of state and local sovereignty due to the possible impact of a certain few treaties, addressing only a small part of a much larger issue; the process by which bureaucrats, who are not representatives of the people, are allowed to approve treaties and agreements with other countries and supranational organizations. This violation of the constitutional requirement for congressional oversight (Article 2, Section 2) has been justified by the need for expediency, has resulted in hundreds of agreements and treaties becoming law without the protection of a two-thirds majority vote of the United States Senate and will be addressed in this session by HCR 6. **Vote 10-0.**

HCR 4, urging the United States Nuclear Regulatory Commission to permit New Hampshire to relicense nuclear power plants. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert L Theberge for State-Federal Relations and Veterans Affairs: The committee agrees that sufficient regulations are in place and the national regulatory commission (NRC) appraises the attorney general's office fully and notifies the public of any and all hearings and therefore this legislation is not necessary. In addition, the committee was concerned about the cost of creating another level of oversight. **Vote 13-0.**

HR 6, condemning the taking of a private business by a foreign government. **OUGHT TO PASS.**

Rep. Daniel J Tamburello for State-Federal Relations and Veterans Affairs: The passage of this bill would alert the government of Canada to the illegal taking of a business held and operated by a New Hampshire and U.S. citizen. The governments of Quebec and Canada have committed this act in open violation of the NAFTA treaty. **Vote 13-0.**

TRANSPORTATION

HB 28, establishing a committee to study driver's license suspensions. **INEXPEDIENT TO LEGISLATE.**

Rep. John E Tholl for Transportation: While the purpose of the bill is to form a study committee to study driver's license suspension, all of the testimony was not about studying license suspension, but about the single issue of the inclusion of license suspension as a

major offense towards habitual offender status. The committee feels that a study committee is not warranted and that a bill drafted to address the issue expressed during the testimony would have been a more appropriate measure. **Vote 11-0.**

HB 78, relative to motor vehicle permit fee credits. **INEXPEDIENT TO LEGISLATE.**

Rep. John E Tholl for Transportation: This bill would have required the department of safety to reprint all of the applications for registration blanks to include the required language. Tens of thousands of vehicles are registered each year necessitating a considerable cost to the state for reprinting the forms and/or for the rewriting of the computer software used to print registrations. The required information is already made available by the town clerks when a registration is transferred. In addition, the bill did not contain a fiscal note. Therefore the committee feels that the bill, although well intentioned, is not practicable and overly expensive. **Vote 11-0.**

HB 97, relative to operation of low-speed utility vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert W Williams for Transportation: This bill would modify the operation restriction of only driving 25 or under miles from the owner's residence or place of business. The low speed vehicle plate, the agricultural plate and the farm plate all have similar restrictions. The restrictions limit the use of the vehicles to farm and industrial use. This bill would violate the integrity and the reason for these low cost special plates. **Vote 11-0.**

HB 98, relative to low-speed utility vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert W Williams for Transportation: This bill would allow low speed utility vehicles with farm tractor plates to be used for personal use. This is totally contrary to what such vehicles should be used for. Low speed utility plates were approved solely for the purpose of meeting the needs of some farmers and certain businesses. Vehicles with agricultural plates (RSA 261:82) and farm plates (RSA 261:84) are prohibited from and not allowed to be used for personal use. To allow a low speed utility vehicle to be driven for personal use would be in conflict with the limitations placed on vehicles with farm plates or agriculture plates.

Vote 10-1.

HB 116, relative to the rulemaking requirement for establishing operating restrictions on certain bodies of water. **OUGHT TO PASS.**

Rep. John A Hikel for Transportation: This bill reduces regulations, speeds the process, and reduces the burden on taxpayers. It eliminates cumbersome rule making authority under RSA 541-A. **Vote 11-0.**

HB 117, allowing additional weight for vehicles using idle reduction technology in order to promote reduction of fuel use and emissions. **OUGHT TO PASS.**

Rep. Robert W Williams for Transportation: This bill is pro-business, pro-environment and there is no fiscal note attached. This legislation mirrors current federal regulation. NH is under no obligation or mandate to enact this legislation. This bill will allow cost conscious, environmentally friendly truckers to regain the 400 lbs. of gross weight they lose when they utilize this technology. NH DOS, DOT and DES are all in favor of this bill. This bill will reward the independent trucker as well as the largest trucking firms for utilizing technology that they voluntarily purchased and installed on their vehicles to increase fuel economy and decrease emissions. This technology powers cab comfort devices when truckers are in our truck stops and/or neighborhoods adhering to their safety and rest requirements. **Vote 11-0.**

HB 148, relative to federal funding for motorcycle-only roadside checkpoints. **OUGHT TO PASS.**

Rep. John E Tholl for Transportation: This bill provides that no entity in the state of New Hampshire shall accept federal funding solely for the purpose of setting up motorcycle only roadside checkpoints. This would be a clear example of discrimination against one group of citizens just because of what type of vehicle they use for their means of transportation. **Vote 13-0.**

HB 192, relative to commercial motor vehicle registration. **OUGHT TO PASS.**

Rep. Richard W Hinch for Transportation: This bill expands the authority of the division of motor vehicles to refuse or revoke the registration of a commercial motor vehicle. This bill was requested by the department of safety to keep us in compliance with federal motor carrier safety administration prohibitions. The director will therefore be authorized to suspend, revoke or refuse to renew the registration or permit of a commercial motor vehicle if the commercial carrier has been prohibited from operating by the federal motor carrier safety administration. **Vote 12-1.**

REGULAR CALENDAR

WEDNESDAY, FEBRUARY 9

ENVIRONMENT AND AGRICULTURE

HB 101-FN-A, relative to industrial hemp and establishing an industrial hemp special program fund. **INEXPEDIENT TO LEGISLATE.**

Rep. Stephen J Palmer for Environment and Agriculture: The federal government currently mandates that hemp not be grown in the United States. Therefore New Hampshire farmers are prohibited from growing hemp. There is now no law in Hampshire prohibiting the growing of hemp. Therefore, if the federal government removes it's mandate, New Hampshire farmers are free to grow hemp. Additionally, the bill creates a bureaucracy to oversee the seed sales, growth and sale of hemp, cost unknown. **Vote 11-7.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 136-FN, repealing the uniform athlete agents act. **OUGHT TO PASS.**

Rep. Spec Bowers for Executive Departments and Administration: This bill repeals RSA 332-J, which establishes the requirement to register as an athlete agent. Only six people have registered as athlete agents in five years, none at all in the last two years. There have been zero enforcement actions. It is not needed because athletes, parents, and coaches are knowledgeable about the rules and are fully able to exercise individual responsibility. The statute is harmful in that it encourages reliance on the government to protect people from their own decisions. **Vote 7-5.**

HJR 3, prohibiting the implementation of certain rules of the board of mental health practice regarding misconduct investigation. **OUGHT TO PASS.**

Rep. Carol M McGuire for Executive Departments and Administration: The Joint Legislative Committee on Administrative Rules (JLCAR) found that the new rules of the Board of Mental Health Practice highlighted a conflict in their statute: RSA 330-A:28 defined their duty and powers to investigate practitioners, but their interpretation of these powers could violate the patient privacy and confidentiality required by RSA 330-A:32. Therefore, JLCAR proposed this resolution to stay the board from using these rules until the statutory conflict could be resolved. HB 554, relative to mental health records, will clarify the privacy constraints on the board's investigative powers. HJR 3 is necessary to protect patients' and practitioners' confidentiality until the statutes are revised. **Vote 11-0.**

FISH AND GAME AND MARINE RESOURCES

HB 167, naming the Enfield wildlife management area after former fish and game biologist Henry Laramie. **OUGHT TO PASS.**

Rep. Marc D Tremblay for Fish and Game and Marine Resources: This bill would rename the Enfield wildlife management area in honor of deceased fish and game wildlife biologist Henry Laramie. Henry Laramie was a true visionary in regards to wildlife in this state in many different ways. His dedication and professionalism during his long career led to not only better management of wildlife species in New Hampshire, but several of his accomplishments have been used across North America. These accomplishments include the development of the beaver pipe, implementation of safe and effective tranquilizers used to

sedate bear for research and initiatives to acquire, protect, and preserve hundreds of acres of land in New Hampshire. Henry was instrumental in successfully creating a moose management program. Henry's visionary ideas are being utilized worldwide. We are honored to recognize this truly special man. **Vote 15-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 71, authorizing establishment of pharmaceutical drug take-back programs. **OUGHT TO PASS.**

Rep. Evalyn S Merrick for Health, Human Services and Elderly Affairs: This bill allows New Hampshire communities and private entities to establish uncontrolled and controlled drug take-back programs for the purpose of destruction of these agents. The law allows this action in collaboration with the chief law enforcement of the community or governmental entity. There was great legislative and constituent support for this legislation. All should support this legislation as it has already proven its ability to remove thousands of unused medications from homes, and streets of New Hampshire. **Vote 17-0.**

JUDICIARY

HB 94, relative to public access to advisory committee meetings under the right-to-know law. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Kathleen F Souza for the **Majority** of Judiciary: This bill would create a new format for public advisory committee meetings. The majority of the committee felt that by changing to an electronic format, with no physical meeting site, some interested citizens would be excluded. Also, advisory boards provide ideas and suggestions that lead to policies that affect our citizens and the important face-to-face interaction among members of these boards and between the public and the boards outweigh any advantages of convenience to the members of the boards. Current right-to-know law already provides that an advisory committee may meet electronically in an emergency situation. The committee felt that current law is working for the citizens of this state and no change is needed at this time. **Vote 16-1.**

Rep. Gary W Wheaton for the **Minority** of Judiciary: This bill allows meeting with non-policy or decision making authorities to have quorum meetings by electronic means. Meeting electronically is only another option and not mandatory. This bill simply allows another means for volunteers to become more engaged in civil activities. Currently in a rural state, the distance limits volunteer time and the number and diversity of people and talents available. There are numerous free and low cost electronic options to accomplish this goal contrary to the argument that "the technology is not here yet."

LEGISLATIVE ADMINISTRATION

HB 190, relative to legislative study committees. **OUGHT TO PASS.**

Rep. Timothy P Comerford for Legislative Administration: This legislation limits membership of study committees established by the General Court to members of the legislative unit. The bill also requires the chairman of any study committee to file the committee report electronically. The committee feels the bill creates efficiency where it is sorely needed. **Vote 10-5.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 85, relative to the definition of "abutter" for notice of land use board hearings. **INEXPEDIENT TO LEGISLATE.**

Rep. Franklin W Sterling for Municipal and County Government: The purpose of this bill is to extend the definition of an "abutter" to all unit owners in a "condominium or other collective form of ownership" for the purpose of notification of a hearing by a land use board. The current statute (RSA 672:3) allows for the notification to be to the officers of the condominium association. The committee recognized the importance of notification but was also mindful of the potential cost to an applicant both in terms of the cost of certified mail

and the time lost if there was an error in the process of notifying multiple owners in large condominium complexes. The need for condominium owners to be notified is important and the committee would suggest that the issue would be better addressed by strengthening the duties of condominium officers in RSA 356: b-40 IV. **Vote 14-2.**

HB 155, relative to permits to conduct raffles. **MAJORITY: OUGHT TO PASS.**

MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. James P Belanger for the **Majority** of Municipal and County Government: This bill enables a local governing body to issue an organization a permit with a longer time limit thus reducing administration costs and allowing established groups to hold a series of events, each of which presently require a separate application. **Vote 12-4.**

Rep. Kris E Roberts for the **Minority** of Municipal and County Government: It is extremely important that people participating in any raffle have confidence in the integrity of all raffles. Some clerks require all raffle permit holders to notify them who won a raffle after the drawing, which is noted in the permit request. If an organization could run as many raffles as they wish during a years time that raises a question. Does the permit cover all raffles held by that organization during that calendar year, or does it require 12 year-long raffle permits for monthly raffles? Under either scenario, the clerk would have no way of knowing whether a raffle was held or not. There would be no way of knowing if funds were collected or winnings paid out. A year long permit could result in a raffle in January, and the clerk not knowing the status of that raffle until the following January. There would be no protecting the public interest. This would result in losing system integrity which could put the funding for numerous civil and social organizations that promote worthwhile public service at risk.

HB 198, relative to the investment options for county funds. **OUGHT TO PASS.**

Rep. Kathleen M Stroud for Municipal and County Government: This bill allows county treasurers an additional option when investing surplus county funds for all New Hampshire counties. It clearly states that monies must be invested in pooled money market funds invested solely in us treasury bonds. **Vote 14-2.**

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

HB 89, requiring the attorney general to file lawsuits challenging the Patient Protection and Affordable Care Act and the United States Environmental Protection Agency's cap and trade program. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Steven L Cunningham for the **Majority** of State-Federal Relations and Veterans Affairs: The committee determined that the patient protection and affordable care act would result in huge unfunded mandates for New Hampshire, a concern worthy of action by the attorney general. Testimony from the chairman of the finance committee assured us of the massive costs the patient protection and affordable care act would bring to the state. These expensive mandates appear to violate our state sovereignty. The committee has verified that there is no cost to join the lawsuit. Other states, such as Alaska, have budgeted \$5,000 for travel and miscellaneous associated expenses to allow a minimal presence in this lawsuit. A secondary concern for the committee was that the patient protection and affordable care act requires that New Hampshire citizens purchase a health care insurance policy against their will. The committee agrees that this is an onerous violation of individual rights that should be opposed. **Vote 11-3.**

Rep. Theodoros V Rokas for the **Minority** of State-Federal Relations and Veterans Affairs: While the minority finds numerous reasons to deem HB 89 inexpedient to legislate, we will focus on the two most important – constitutionality and cost. As stated by the attorney general at the public hearing, HB 89 is a clear violation of the separation of powers doctrine (part 1, article 37) of the New Hampshire constitution. Part 1, article 37 states that the legislative, executive, and judicial branches of government “ought to be kept as separate from, and as independent of, each other, as the nature of free government will admit...” Ever since the adoption of part 1, article 37 in 1784, it has been the duty of the legislative branch

to enact laws, and the duty of the executive branch to enforce them. The minority agrees with the attorney general that HB 89 violates that separation of power by having the legislative branch dictate to the executive branch which laws to challenge. Just as the attorney general has no constitutional authority to require the legislature to pass or defeat particular bills, the legislature has no constitutional authority to require the attorney general to mount legal challenges against particular laws. If the legislature can compel the attorney general to challenge particular laws, the traditional independence of the attorney general is compromised. This bill is also a perfect example of the wasteful government spending we all seek to eliminate. Passage of HB 89 would require the attorney general to spend his time, resources, and financial wherewithal joining a federal lawsuit that is going forward anyway. The legal and constitutional questions remain the same, and the eventual effect on New Hampshire will be the same whether we join the lawsuit or not. While some states may have extra money in their budgets to make the symbolic act of becoming the 26th or 27th state to join this federal lawsuit, we do not. As one of the least-taxed states in the country, New Hampshire can only afford to spend money on legal cases on which our inclusion has the potential to make a meaningful difference. Additionally, the potential cost to taxpayers for passing HB 89 is unknown. While there was discussion in committee as to the “estimated” cost of passing HB 89, there is no fiscal note attached to the bill. The true cost of HB 89 is unknown. At a time when we will likely see spending reductions in education, and to programs that benefit our neediest citizens, the last thing we should be spending money on is symbolic lawsuits with an unknown cost to the citizens of our state. The minority can think of no better way to show our commitment to responsible spending than to find HB 89 inexpedient to legislate.

HCR 1, urging the congressional delegation to begin the process for a constitutional amendment establishing that human beings, not corporations, are entitled to constitutional rights. **INEXPEDIENT TO LEGISLATE.**

Rep. Jeanine M Notter for State-Federal Relations and Veterans Affairs: This bill would urge congress to begin the process of amending the U.S. constitution to establish that human beings and not corporations are entitled to constitutional rights. This has to do primarily with the funding of elections. The HCR should be killed. **Vote 8-5.**

COMMITTEE MEETINGS

MONDAY, FEBRUARY 7

FINANCE – (DIVISION II), Rooms 210-211, LOB

10:00 a.m. Department of Education

FINANCE – (DIVISION III), Room 209, LOB

DHHS – Budget Priorities

10:00 a.m. Disproportionate Share Hospital program (DSH)

1:00 p.m. Mental Health

3:00 p.m. Elderly

SPECIAL COMMITTEE ON REDISTRICTING, Room 308, LOB

10:00 a.m. Orientation meeting

TUESDAY, FEBRUARY 8

CHILDREN AND FAMILY LAW, Room 206, LOB

2:00 p.m. Subcommittee work session on **HB 52**, relative to grounds for modification of parental rights and responsibilities.

COMMERCE AND CONSUMER AFFAIRS (BUSINESS/BANKING DIVISION), Room

302, LOB

- 10:00 a.m. *HB 291*, relative to permissible fireworks.
- 11:00 a.m. *HB 324*, relative to lawful commerce in goods and services sold, made, and retained in the state of New Hampshire.
- 1:15 p.m. *HB 247*, relative to seller financing of mortgages and making changes to the laws regulating mortgage bankers and brokers and debt adjustment services.
- 2:00 p.m. *HB 408*, relative to residential mortgage loan transactions.
- 2:30 p.m. *HB 280*, relative to interest rate terms in contracts for providing credit to consumers.
- Work sessions on these bills may follow the public hearings.
- 3:00 p.m. Business/Banking Division subcommittee work session on *HB 107*, relative to the creation of express trusts for payment of claims for materials and services in building projects.

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION, Room 206, LOB

- 10:00 a.m. Executive session on *HB 125-FN*, relative to lawful commerce in firearms, including manufacture and sale, in New Hampshire.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. *HB 307*, relative to the authority of the superintendent of a county correctional facility.
- 10:30 a.m. *HB 308*, relative to the authority of the superintendent of a county correctional facility to order the removal or transfer of prisoners.
- 11:00 a.m. *HB 282-FN*, relative to spitting or urinating in an emergency vehicle.
- 1:00 p.m. *HB 473-FN*, relative to fees added to the late payment of fees to bail commissioners.
- 1:30 p.m. *HB 428-FN*, relative to the procedures for detention and sanctions for default and breach of conditions of bail and recognizances.
- 2:00 p.m. *HB 432*, limiting traffic violation stops of women at night.
- 2:30 p.m. *HB 433-FN-A*, relative to the exhumation and testing of victims of the so-called Connecticut River Killer and making an appropriation therefor.
- Executive session may follow.

EDUCATION, Representatives Hall

- 10:30 a.m. *HB 545*, repealing the department of education's rulemaking authority for home education programs.
- 1:00 p.m. *HB 301-FN*, amending the home education statutes.
- 2:00 p.m. *HB 595*, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes.
- 3:00 p.m. *HB 631-FN-L*, repealing the requirement that all school districts offer public kindergarten.
- Executive session may follow.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

- 9:30 a.m. Subcommittee work session on *HB 46*, relative to the membership of the current use advisory board.
- 11:00 a.m. *HB 417-FN-A*, making an appropriation to the milk producers emergency relief fund.
- 1:00 p.m. *HB 615*, creating a database of New Hampshire grown genetically modified crops.
- Executive session may follow.
- 3:00 p.m. Subcommittee work session on *HB 325-FN*, relative to the purchase of ill animals from licensed animal vendors and inspections of animal vendor

premises by the state veterinarian.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 272-FN**, requiring hearing aid dealers to post a surety bond.
- 10:30 a.m. **HB 373**, proclaiming June 3 each year in dedication of the sermon by Reverend Samuel McClintock on the commencement of the New Hampshire constitution and relative to the observance of Federal Constitution Days.
- 11:00 a.m. **HB 239**, prohibiting a state agency from establishing a fee without legislative approval.
- 11:30 a.m. **HB 364**, relative to the membership of the state committee on aging.
- 1:00 p.m. **HB 380**, exempting the commission on the status of men from repeal on June 30, 2011 and adding a duty to the commission.
- 1:45 p.m. **HB 392**, clarifying responsibilities of the division of homeland security and emergency management, and expanding responsibilities of the advisory committee on emergency preparedness and security.
- 2:00 p.m. **HB 413**, directing the joint legislative oversight committee on the emergency management system to review the duties of certain other committees.
Executive session may follow.

FINANCE – (DIVISION I), Room 212, LOB

Organizational Briefings

- 10:00 a.m. Governor's Commission on Disability
Office of Energy and Planning
- 11:00 a.m. LCHIP
Executive Council
- 1:00 p.m. Department of Labor
- 1:30 p.m. Department of Employment Security
- 2:00 p.m. Human Rights Commission
Community Development Finance Authority

FINANCE – (DIVISION II), Rooms 210-211, LOB

- 10:00 a.m. Department of Safety
- 11:00 a.m. Police Standards and Training
- 2:00 p.m. Department of Transportation

FINANCE – (DIVISION III), Room 209, LOB

- 10:00 a.m. Briefing on Affordable Care Act

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

- 10:00 a.m. **HB 426**, adding certain entities to the unused prescription drug program.
- 10:45 a.m. **HB 407**, establishing a committee to study the rising incidence of autism.
- 1:30 p.m. **HB 228-FN**, prohibiting the department of health and human services from entering into a contract with Planned Parenthood Federation of America, Inc. or any organization that provides abortion services and prohibiting the use of public funds or insurance for abortion services.
Executive session may follow.
- 2:30 p.m. Subcommittee work session on **HB312-L**, relative to notice required for the fluoridation of drinking water.
- 3:15 p.m. Subcommittee work session on **HB191**, relative to the community mental health system.

JUDICIARY (POLICY DIVISION), Room 208, LOB

- 10:00 a.m. **HB 261-FN**, eliminating screening panels for medical injury claims.
- 10:30 a.m. **HB 534-FN-A**, relative to nonprofit reporting requirements with the division of charitable trusts, department of justice and making an appropriation therefor.

- 11:00 a.m. **HB 551**, relative to religious societies.
- 1:00 p.m. **HB 514**, relative to entry on private land.
- 1:30 p.m. **HB 529-FN**, relative to real property on which methamphetamine has been produced.
- 2:00 p.m. **HB 574**, relative to the taking of private property during a state of emergency.
- 2:30 p.m. **HB 346**, to incorporate the bar association of the state of New Hampshire. Work sessions on these bills may follow the public hearings and on **HB 141**, relative to the treatment of cable television as a protected utility service and **HB 375**, relative to immunity for school personnel using necessary force to protect pupils, as time allows.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

- 10:15 a.m. **HB 273**, relative to public or private criticism of employers by employees.
- 11:00 a.m. **HB 362**, relative to binding arbitration in public labor relations disputes.
- 1:00 p.m. **HB 401**, relative to postsecondary training for workers with disabilities. Executive session may follow.
- 2:00 p.m. Executive session on **HB 185-FN**, relative to determining bargaining units for purposes of public employee collective bargaining, **SB 1-FN-L**, eliminating the automatic continuation requirement for public employee collective bargaining agreements, **HB 326-FN-L**, eliminating the automatic continuation requirement for public employee collective bargaining agreements, **HB 474-FN**, relative to freedom of choice on whether to join a labor union.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

- 9:30 a.m. Subcommittee work session on **HB 159**, relative to review of proposed administrative rules by legislative committees.
- 10:00 a.m. **HB 357-FN**, suspending the payment of travel expenses for legislators and staff.
- 10:30 a.m. **HB 350-FN**, updating laws relative to the fiscal committee of the general court.
- 11:00 a.m. **HB 585**, proclaiming the third Friday in October as New Hampshire history day. Executive session may follow.
- 11:30 a.m. Subcommittee work session on **HB 135**, relative to state employee reimbursement for use of a personal vehicle.
- 11:45 a.m. Subcommittee work session on **HB 160**, requiring decisions and actions of the joint committee on legislative facilities to be ratified by the legislature.
- 1:00 p.m. Subcommittee work session on **HB 114**, establishing a committee to study merging the state heritage collections committee and the joint legislative historical committee.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. **HB 367-L**, relative to the election of county commissioners in Carroll County.
- 10:30 a.m. **HB 393**, repealing the authority for the establishment of certain revolving funds by towns.
- 10:45 a.m. **HB 396**, exempting the land and buildings of Masonic temples or building associations from property taxation.
- 11:00 a.m. **HB 403-L**, requiring a public hearing on certain school district warrant articles. Executive session may follow.
- 1:00 p.m. Executive session on **HB 54**, relative to service in a qualifying war or conflict for purposes of the veterans property tax credit, **HB 108**, authorizing the town of Hampton to appoint a tree warden, **HB 109**, relative to residential

fire sprinklers, **HB 121**, establishing a committee to study eligibility for property tax exemptions for the permanently and totally disabled, **HB 226-FN-L**, relative to identification of certain publicly owned vehicles, **HB 232-FN**, relative to abandoned homes in manufactured housing parks, **HB 249-L**, relative to procedures for property revaluations, **HB 115**, relative to the temporary removal or transfer of prisoners from a county correctional facility.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:00 a.m. **HB 323**, establishing a commission to study and promote the long-term growth and efficient use of existing state highway rights-of-way.
- 10:30 a.m. **HB 363-L**, relative to Depot Street in the town of Andover.
- 11:00 a.m. **HB 204-FN**, granting motor vehicles with special number plates for veterans toll-free use of the turnpike system.
- 1:15 p.m. **HB 139**, establishing a committee to study merging the New Hampshire turnpike system and the state highway system.
- 2:00 p.m. **HB 603**, prohibiting public works projects and natural formations from being named in honor of any living elected official.
Executive session may follow.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 1:00 p.m. Executive session on **HB 202-FN**, relative to road salt applicators, **HB 221**, establishing a procedure for leasing state parks, **HB 230**, exempting the repair of certain structures from compensatory mitigation requirements, **HB 256-FN**, relative to the administrative appeals process of the department of environmental services, **HB 266-FN**, relative to the submission of plans for sewage and waste disposal systems, **HB 321-FN**, relative to the classification of wetlands as contributing or noncontributing, **HB 404**, relative to toilets at campgrounds and exclusions for such requirements for certain parcels of land, **HJR 1**, 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, **HB 336**, designating segments of the Mascoma River as a protected river.
- 2:30 p.m. **HB 278**, setting the natural high water mark of Ossipee Lake.
Executive session may follow.
- 3:15 p.m. Subcommittee work session on **HB 44**, designating segments of the Oyster River as a protected river, **HB 27**, relative to de minimis impact work in designated rivers, **HB 149**, designating segments of the Lamprey, North Branch, Pawtuckaway, North, Little, and Piscassic Rivers as protected rivers.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

- 10:15 a.m. **HB 365-FN-A**, establishing a commission to encourage broadband development and making an appropriation therefor.
- 11:15 a.m. **HB 612**, establishing a commission to study existing septic systems and potential new septic technologies.
- 1:00 p.m. **HB 302-FN**, modifying the laws relative to renewable energy portfolios.
Executive session may follow.
- 1:20 p.m. Public information briefing on the Northern Pass power project.

TRANSPORTATION, Room 203, LOB

- 10:00 a.m. **HB 626-FN**, relative to a division of motor vehicles office location in Milford.
- 10:15 a.m. **HB 539-FN**, repealing the state enforcement of OBD II requirements for motor vehicles.
- 11:15 a.m. **HB 548**, relative to boater safety education and relative to the minimum age for operation of motorized vessels.
- 11:45 a.m. **HB 342**, relative to boat operation rules.

- 1:15 p.m. **HB 354**, relative to licensure requirements for retail vehicle dealers.
 - 2:15 p.m. **HB 399**, relative to nonresident registration of motor vehicles.
 - 2:45 p.m. **HB 414-FN-A**, establishing an assessment on motor vehicle inspections to be deposited in the police standards and training council training fund.
 - 3:30 p.m. **HB 441-FN**, relative to muffling devices on boats.
 - 3:45 p.m. **HB502-FN**, relative to low-digit number plates.
- Executive session may follow.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **HB 156-FN-A**, reducing the rates of the tobacco tax.
 - Executive session may follow.
 - 11:15 a.m. Executive session on **HB 37-FN-A**, reestablishing the initial monthly gross charge exemption to the communications services tax, **HB 68**, establishing a committee to study reducing the rate of the interest and dividends tax for New Hampshire residents over 65 years of age, **HB 154-FN-A**, increasing the threshold amounts for taxation under the business enterprise tax, **HB 166-FN-A-L**, reducing the rate of the meals and rooms tax.
 - 1:00 p.m. **HB 229-FN-A**, repealing the tax on gambling winnings.
 - 2:00 p.m. **HB 201-FN-A**, establishing deductions from the tax on gambling winnings, the business profits tax, and the business enterprise tax for gambling losses.
 - 2:30 p.m. **HB 215-FN-A**, establishing a credit for gambling losses against the tax on gambling winnings.
 - 3:00 p.m. **CACR 13**, relating to prohibiting any new tax on personal income. Providing that no new tax on personal income shall be levied by the state of New Hampshire.
- Executive session may follow.

WEDNESDAY, FEBRUARY 9

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 2:00 p.m. Or 15 minutes following the House session, subcommittee work session on **HB 132**, adopting and implementing the United States flag code.

THURSDAY, FEBRUARY 10

CHILDREN AND FAMILY LAW, Room 206, LOB

- 10:00 a.m. **HB 281**, relative to protective custody of intoxicated or incapacitated individuals under 18 years of age.
 - 11:00 a.m. **HB 313**, requiring parental consent for court referral of a minor to a juvenile diversion program.
 - 1:15 p.m. **HB 490-FN**, adopting the interstate compact for juveniles.
 - 2:15 p.m. **HB 416**, adding an exemption from immunization for conscientious beliefs.
- Executive session may follow.

COMMERCE AND CONSUMER AFFAIRS, Rooms 302-304, LOB

- 9:00 a.m. Insurance/Consumer Division subcommittee work session on **HB 31**, relative to insurance payments for ambulance services.
 - 9:00 a.m. Banking/Business Division subcommittee work session on **HB 292-FN**, relative to securities regulation.
 - 10:00 a.m. Insurance/Consumer Protection Division public hearing on **HB 327-FN**, relative to health care choice.
 - 11:00 a.m. Insurance/Consumer Protection Division public hearing on **HB 246**, relative to prearranged funeral contracts or burial plans.
- Work sessions on these bills may follow the public hearings.

- 1:15 p.m. Full committee public hearing on **HB 509-FN**, relative to drinking water at temporary mass gatherings.
- 2:00 p.m. Full committee public hearing on **HB 602-FN-A**, relative to funding the law requiring reporting of health care acquired infections.
- 2:45 p.m. Full committee public hearing on **HB 619-FN**, requiring the state of New Hampshire to opt out of the requirement that individuals purchase health insurance contained in the Patient Protection and Affordable Care Act.
Executive session may follow.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 448-FN**, relative to spice incense products.
- 10:30 a.m. **HB 372**, adding cigar blunt wraps to the definition of drug paraphernalia in the controlled drug act.
- 11:00 a.m. **HB 526-FN-L**, requiring the registration of persons convicted of animal abuse.
- 1:00 p.m. **HB 478-FN-L**, relative to testimony by video teleconference.
- 1:30 p.m. **HB 475-FN**, relative to penalties under the consumer protection act.
- 2:00 p.m. **HB 535**, relative to the committee to study parole boards and parole board procedures.
- 2:30 p.m. **HB 304**, requiring prisoners between 17 and 25 years of age to complete the requirements for a high school certificate or a GED prior to release on probation or parole.
Executive session may follow.

EDUCATION, Room 207, LOB

- 10:00 a.m. **HB 467-FN**, relative to the procedure for school districts to determine if a child in the juvenile court system is a child with a disability.
- 11:00 a.m. **HB 105**, relative to the required number of instructional days and instructional hours in a school district's calendar.
Executive session may follow.
- 1:00 p.m. Executive session on **HB 59**, establishing a committee to study modification of the education laws, **HB 164**, requiring legislative approval for the adoption of the common core state standards in New Hampshire, **HB 170**, conferring degree-granting authority to the Upper Valley Educators Institute, **HB 172**, relative to transporting school children to school and school-supported activities, **HB 318-FN-L**, reducing a school district's liability for special education costs, **HB 105**, relative to the required number of instructional days and instructional hours in a school district's calendar, **HB 631-FN-L**, repealing the requirement that all school districts offer public kindergarten.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:00 a.m. **HB 355**, enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.
- 10:00 a.m. **HB 384**, prohibiting the office of energy and planning from requiring social security numbers from applicants of any program administered by the office, except when required under federal law or regulation.
- 10:30 a.m. **HB 331-FN**, relative to posting agency expenditures on the state transparency website.
- 11:00 a.m. **HB 310-FN**, relative to the use of open data formats and the adoption of a statewide policy regarding open government data standards.
- 11:30 a.m. **HB 418-FN**, requiring state agencies to consider open source software when acquiring new software.
- 1:00 p.m. **HB 383**, prohibiting the collection of certain agency fees from state employees who are not members of the state employees' association.

Executive session may follow.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. **HB 269-FN**, establishing a priority based budget system focused on measurable results.
- 10:45 a.m. **HB 618-FN**, requiring state agencies to submit an efficiency level expenditure estimate to the commissioner of administrative services as part of the biennial budget process.
- 11:30 a.m. **HB 482-FN-A-L**, relative to county reimbursements for nursing home services.
- Executive session may follow.

FINANCE – (DIVISION I), Room 212, LOB

Organizational Briefings

- 1:00 p.m. Insurance Department
- 2:00 p.m. Department of Cultural Resources
- 3:00 p.m. NH Racing and Charitable Gaming Commission

FINANCE – (DIVISION II), Rooms 210-211, LOB

- 1:00 p.m. Postsecondary Education Commission
- 2:00 p.m. Community College System of NH

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

- 10:00 a.m. **HB 206-FN**, establishing an apprentice hunting license.
- 10:30 a.m. **HB 294**, relative to the distance from highways for the taking of moose.
- 11:00 a.m. **HB 570**, relative to licensure of guides by the fish and game department.
- 11:30 a.m. **HB 571-FN**, relative to lobster and crab licenses issued by the fish and game department.
- 1:00 p.m. **HB 523-FN**, making various changes to the fish and game laws.
- Executive session may follow.
- 2:00 p.m. Executive session on **HB 194**, repealing the prohibition on having or carrying certain crossbow, rifles, or shotguns in vehicles.

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

- 10:00 a.m. **HB 479-FN**, relative to receivership of nursing homes and other residential health care facilities.
- 11:00 a.m. **HB 353-FN**, establishing a Medicaid waiver program to provide in-home support services for children who are medically fragile or children with chronic illness.
- 1:00 p.m. **HB 481-FN**, relative to the definition of disability for aid to the permanently and totally disabled.
- 2:00 p.m. **HB 632**, relative to labeling requirements for dispensing of drugs by automated pharmacy systems.
- Executive session may follow.

JUDICIARY (ADMINISTRATION DIVISION), Room 208, LOB

- 10:00 a.m. **HB 438-FN-A**, relative to funding of the Claremont, Colebrook, Milford, and Keene District Courts and establishing a committee to study the utilization of existing facilities to house courts leased by communities through the state.
- 10:30 a.m. **HB 538-FN**, establishing a reporting system for court decisions relative to the determination of parental rights and responsibilities and the appointment of guardians ad litem.
- 11:00 a.m. **HB 614**, requiring a performance audit of the guardian ad litem board and guardian ad litem services.
- 1:00 p.m. **HB 511**, relative to retired judges over 70 years of age.
- 1:30 p.m. **HB 510**, requiring marital masters to be New Hampshire residents.

- 2:00 p.m. **HB 599**, relative to appointments and reappointments of marital masters.
 2:30 p.m. **HB 436**, establishing a committee to study the guardian ad litem board.
 Work sessions on these bills may follow the public hearing and **HB 146**, relative to the right of jury nullification, **HB 151**, relative to appointments and reappointments of marital masters and **CACR 2**, relating to the tenure of judges. Providing that the general court may specify the term of office served by a judge.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. **HB 303-FN**, relative to the regulation of planned unit developments.
 10:30 a.m. **HB 352**, relative to merger of lots or parcels.
 11:00 a.m. **HB 366**, relative to the jurisdiction of counties concerning retail electric supply.
 11:30 a.m. **HB 382**, allowing municipalities discretion to raise and appropriate funds for cemetery fences.
 11:45 a.m. **HB 406-L**, relative to the additional fee for the licensing and restraining of dogs.
 1:00 p.m. **HB 391**, relative to an optional tax credit for service-connected disability.
 2:00 p.m. **HB 250**, establishing a committee to study the duties and responsibilities of fire wardens.
 2:20 p.m. **HB 409**, relative to planning board members.
 2:45 p.m. **HB 319**, relative to the use of clotheslines.
 Executive session may follow.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 9:30 a.m. **HB 268-FN**, relative to the Merrimack tolls.
 10:15 a.m. **HB 471-FN**, relative to the discontinuance of certain tolls and authorizing the department of transportation to establish a toll plaza between exits 1 and 2 on the F.E. Everett turnpike.
 11:00 a.m. **HB 472-FN**, relative to a certain E-Z Pass discount for Nashua toll plazas.
 1:00 p.m. **HB 371-FN-A**, relative to capital appropriations to the liquor commission for facilities on Interstate Route 93 in Hooksett and improvements to existing stores.
 2:00 p.m. **HB 497-FN-L**, relative to the placement of crosswalks and a stop sign in the town of Rye.
 Executive session may follow.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 10:00 a.m. **HB 439-FN-L**, relative to claiming an invasive species as a habitat.
 10:30 a.m. **HB 468-FN**, relative to assessments for aquatic resource compensatory mitigation.
 11:15 a.m. **HB 555**, relative to the designation of the Lower Exeter/Squamscott River as a protected river.
 1:00 p.m. **HB 568**, relative to smoking within certain areas of New Hampshire state parks and historic sites.
 Executive session may follow.
 2:30 p.m. Continued executive session from February 8, if needed.

RULES COMMITTEE, Room 303, LOB

- 10:00 a.m. Regular meeting.
 Executive session to follow.

SCIENCE, TECHNOLOGY AND ENERGY, Representatives Hall

- 10:00 a.m. **HB 519-FN**, repealing New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions.
 Executive session may follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 9:00 a.m. Continued public hearing on **HCR 7**, urging Congress to expedite the entry of political dissidents from Iraq and Afghanistan to the United States.
- 9:30 a.m. **HCR 23**, urging the New Hampshire congressional delegation to support earmarks for the Portsmouth Naval Shipyard.
- 10:00 a.m. **HR 9**, supporting earmarks for public safety.
- 10:30 a.m. **HR 8**, urging the New Hampshire congressional delegation to sponsor and support a constitutional amendment to re-establish the authority of the states and Congress to regulate campaign spending by corporations.
- 11:00 a.m. **HR 10**, urging the United States Congress to remove tax breaks for companies that send jobs out of the country.
- 11:30 a.m. **HCR 20**, urging Congress to expedite the return of the Coast Guard Cutter USCGC Storis to the state of Alaska to become Alaska's first maritime museum.
- 1:00 p.m. **HCR 21**, urging the US Army Corps of Engineers to donate a portion of the wreckage of the USS Chickasaw, which served in the Civil War, to the state of New Hampshire.
- 1:30 p.m. **HCR 24**, urging the New Hampshire congressional delegation to sponsor legislation implementing policy recommendations of the Congressional Budget Office.
- 2:00 p.m. **HB 590**, declaring unconstitutional under the federal Constitution the offering of federal grants-in-aid relating to matters not included among the defined powers of the federal government and declaring unconstitutional under the New Hampshire constitution their acceptance in such circumstances, and establishing a committee to review state participation in federal grant-in-aid programs.
Executive session may follow.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **HB 213-FN-A**, reducing the rate of the business profits tax.
- 11:00 a.m. **HB 242-FN-A**, increasing the net operating loss carryover under the business profits tax.
- 1:00 p.m. **HB 454-FN-A**, establishing a job creation credit against the business profits tax and the business enterprise tax for small businesses increasing employment in New Hampshire.
- 2:00 p.m. **HB 469-FN-A**, establishing a credit against the business enterprise tax for operators collecting meals and rooms taxes.
Executive session may follow.

FRIDAY, FEBRUARY 11

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Room 207, LOB

- 9:00 a.m. Executive session on **HB 208-FN-L**, providing additional per pupil funding for pupils in certain public schools, **HB 216**, relative to the instructional authority of school boards, **HB 233**, restricting judicial review of state education trust fund distributions, **HB 238-FN-A**, relative to the assessment of the education tax by towns and cities.
- 9:30 a.m. **HB 533-FN-L**, establishing a cap on the amount of school building aid grants distributed in each fiscal year.
- 10:30 a.m. **HB 337-FN-L**, relative to the calculation and distribution of adequate education grants.
Executive session may follow.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-

203, LOB

- 9:00 a.m. **HB 461-FN**, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service.
- 10:00 a.m. **HB 227-FN**, relative to the membership of the retirement system board of trustees.
- 11:00 a.m. **HB 464-FN**, requiring the transfer of certain retirement system group II special account funds to the state annuity accumulation fund.
- 1:00 p.m. **HB 537-FN**, reducing retirement allowances paid by the New Hampshire retirement system.
Executive session may follow.

WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62), Room 307, LOB

- 10:00 a.m. Regular meeting.

MONDAY, FEBRUARY 14**FINANCE, Rooms 210-211, LOB**

- 10:00 a.m. **HB 320**, requiring the construction of a clock tower as part of the Hampton seashell complex.
- 10:30 a.m. **HB 498-FN**, relative to weed control along certain state routes.
- 11:00 a.m. **HB 287-FN-A**, making an appropriation for funding disaster relief and hazard mitigation in response to the May 2006 Suncook River avulsion.
- 1:00 p.m. **HB 425-FN-A-L**, making an appropriation for the special education catastrophic aid program for the 2011 fiscal year.
Executive session may follow.
- 2:00 p.m. Executive session on **HB 60-FN-L**, repealing the moratorium on school building aid projects, **HB 113**, prohibiting the university system of New Hampshire from using state appropriations to fund public television.

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

- 9:00 a.m. Regular meeting.

TEMPORARY COMMISSION RELATIVE TO CHILDREN'S HEALTH INSURANCE (RSA 126-H:10), Room 103, LOB

- 1:00 p.m. Regular meeting.

TUESDAY, FEBRUARY 15**COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB**

- 1:00 p.m. Or immediately following the House session, executive session on **HB 234-FN-A**, relative to food service licensure, **HB 292-FN**, relative to securities regulation, **HB 509-FN**, relative to drinking water at temporary mass gatherings, **HB 602-FN-A**, relative to funding the law requiring reporting of health care acquired infections, **HB 619-FN**, requiring the state of New Hampshire to opt out of the requirement that individuals purchase health insurance contained in the Patient Protection and Affordable Care Act.

WEDNESDAY, FEBRUARY 16**LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 303, LOB (Please note room change.)**

- 9:00 a.m. Subcommittee work session on **HB 26-FN**, clarifying the definition of gross

misconduct for purposes of unemployment compensation.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

1:00 p.m. Or immediately following the House session, executive session on **HB 139**, establishing a committee to study merging the New Hampshire turnpike system and the state highway system., **HB 204-FN**, granting motor vehicles with special number plates for veterans toll-free use of the turnpike system, **HB 268-FN**, relative to the Merrimack tolls, **HB 323**, establishing a commission to study and promote the long-term growth and efficient use of existing state highway rights-of-way, **HB 363-L**, relative to Depot Street in the town of Andover, **HB 371-FN-A**, relative to capital appropriations to the liquor commission for facilities on Interstate Route 93 in Hooksett and improvements to existing stores, **HB 471-FN**, relative to the discontinuance of certain tolls and authorizing the department of transportation to establish a toll plaza between exits 1 and 2 on the F.E. Everett turnpike, **HB 472-FN**, relative to a certain E-Z Pass discount for Nashua toll plazas, **HB 497-FN-L**, relative to the placement of crosswalks and a stop sign in the town of Rye, **HB 603**, prohibiting public works projects and natural formations from being named in honor of any living elected official, if necessary.

THURSDAY, FEBRUARY 17

COMMERCE AND CONSUMER AFFAIRS (INSURANCE/CONSUMER PROTECTION DIVISION), Room 302, LOB

1:15 p.m. **HB 298**, requiring condominium management companies to make certain disclosures to the condominium board of directors.

2:00 p.m. **HB 322**, relative to occupancy fees charged by manufactured housing park owners.

Work sessions on these bills may follow the public hearings.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

9:00 a.m. **HB 586**, establishing an interdepartmental public health and environmental coordinating committee.

9:30 a.m. **HB 635-FN-A**, requiring the governor to consolidate certain agency functions and making an appropriation therefor.

10:00 a.m. **HB 625-FN-A**, relative to New Hampshire correctional industries.

Executive session may follow.

11:00 a.m. Executive session on **HB 625-FN-A**, relative to New Hampshire correctional industries, **HB 635-FN-A**, requiring the governor to consolidate certain agency functions and making an appropriation therefor, **HB 239**, prohibiting a state agency from establishing a fee without legislative approval, **HB 279**, relative to gifts, grants, or donations received by the governor's commission on disability.

1:30 p.m. **HB 348-FN**, transferring the duties of the racing and charitable gaming commission to the lottery commission and abolishing the racing and charitable gaming commission, and prohibiting new electronic gaming devices without statutory authorization.

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

10:00 a.m. **HB 493-FN**, relative to the certification of integrated residential communities.

11:00 a.m. **HB 489-FN**, relative to health information exchange.

1:00 p.m. **HB 642-FN**, requiring the departments of health and human services and administrative services to jointly issue a certain request for information.

Executive session may follow.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 9:30 a.m. **HB 525**, naming a bridge in the town of Merrimack in honor of Corporal Timothy Gibson, U.S.M.C.
- 10:30 a.m. **HB 558**, relative to exchanging Haseltine Street in Plaistow for a section of NH 121A from the intersection of Haseltine and Main Streets to the border with Haverhill, Massachusetts.
- 11:00 a.m. **HB 477-FN**, relative to the classification of certain highways in the town of Farmington.
Executive session may follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 10:00 a.m. **HCR 22**, opposing the right of any firm, corporation, or individual to trademark the name Mount Washington.
- 10:30 a.m. **HCR 16**, urging the prohibition of enforcing a particular federal executive order.
- 11:00 a.m. **HCR 25**, urging Congress to amend the Internal Revenue Code to permit churches and other houses of worship to engage in political campaigns.
- 11:30 a.m. **HCR 11**, to urge the Congress of the United States to withdraw the membership of the United States from the United Nations so that the United States may retain its sovereignty and control over its own funds and military forces.
- 1:00 p.m. **HCR 10**, urging the National Park Service to permit the exhumation of the body of Meriwether Lewis to determine the cause of his death.
- 1:30 p.m. **HCR 15**, ordering our federal senators to vote against the Law of the Sea Convention.
- 2:00 p.m. **HCR 19**, affirming States' powers based on the Constitution for the United States and the Constitution of New Hampshire.
Executive session may follow.

FRIDAY, FEBRUARY 18

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 305-307, LOB

- 9:00 a.m. Regular meeting.

COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F:1), Room 100, State House

- 12:00 p.m. Regular meeting.

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

- 10:00 a.m. Regular business.

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

- 1:00 p.m. Regular meeting.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB

- 9:00 a.m. **HB 456-FN**, relative to the calculation of average final compensation for the purpose of determining retirement system benefits.
- 10:00 a.m. **HB 265-FN**, redefining earnable compensation in the retirement system for new and non-vested members in service.
- 11:00 a.m. **HB 463-FN**, relative to the retirement system maximum initial benefit limitation.
- 1:00 p.m. **HB 360-FN**, establishing a state defined contribution retirement plan for state and political subdivision members of the retirement system and establishing a committee to study the transition of current employees into the new plan and administration of the new plan.
Executive session may follow.

TUESDAY, FEBRUARY 22

COMMERCE AND CONSUMER AFFAIRS (BUSINESS/BANKING DIVISION), Room 302, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 248**, establishing a commission to study business regulations in New Hampshire.
- 10:30 a.m. Rescheduled public hearing on **HB 430**, establishing a committee to study the feasibility of establishing a state development bank in New Hampshire.
- 11:00 a.m. Rescheduled public hearing on **HB 405**, relative to dissolving corporations.
- 1:15 p.m. Rescheduled public hearing on **HB 244**, restricting the collection of biometric data by state agencies and private entities.
- 2:00 p.m. Rescheduled public hearing on **HB 317**, relative to fire warning devices and carbon monoxide detection devices in dwellings.
- Work sessions on these bills may follow the public hearings.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 491-FN**, relative to divestiture of retirement system assets relating to Sudan.
- 10:30 a.m. **HB 43**, relative to the adoption of forms under the administrative procedures act.
- 11:00 a.m. **HB 458-FN-A**, establishing a sunset review process for executive agency and judicial programs and making an appropriation therefor.
- 11:30 a.m. **HB 450**, relative to the regulatory authority of the board of barbering, cosmetology, and esthetics.
- 1:00 p.m. **HB 517-FN**, repealing provisions concerning licensure of fuel gas fitters.
- 2:00 p.m. **HB 446-FN**, repealing the authority for regulation of certain professional occupations.
- Executive session may follow.

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

- 2:00 p.m. Rescheduled regular meeting.

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

- 10:00 a.m. **HB 484-FN**, requiring random drug testing of food stamp program participants.
- 10:45 a.m. **HB 485-FN**, relative to requiring photo identification for food stamp program participants.
- 1:00 p.m. **HB 573**, relative to the administration of certain pain relief medications by a school nurse.
- Executive session may follow.

THURSDAY, FEBRUARY 24

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 1:15 p.m. Insurance/Consumer Protection Division rescheduled public hearing on public hearing on **HB 309-FN**, repealing certain insurance mandates.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:30 a.m. **HB 343-FN**, establishing a permanent state defense force.
- 10:00 a.m. **HB 624**, relative to the rulemaking authority of state agencies to establish or increase fees and costs.
- 10:30 a.m. **HB 620**, establishing a commission to study the creation of a health care pool for police, fire, teachers, state, university, and municipal employees.
- 11:00 a.m. **HB 390**, relative to the reinstatement and repeal of certain boards,

- commissions, councils, advisory committees, and task forces.
- 11:30 a.m. **HB 630**, requiring state agencies, boards, and commissions to submit a report to the senate and house finance committees concerning the need for fee increases or new fees.
- 1:00 p.m. **HB 332-FN**, relative to an electronic controlled drug prescription monitoring program.
Executive session may follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 10:00 a.m. **HCR 9**, urging Congress to support H.R. 6416 or similar legislation relative to airport security.
- 10:30 a.m. **HCR 8**, urging the Transportation Security Administration to terminate recent changes to pat down search procedures and urging Congress and the President to change or discontinue the use of advanced imaging technology at airports.
- 11:00 a.m. **HCR 13**, urging Congress to pass legislation against losses in value due to money supply by the federal reserve; restoring gold and silver money; and phasing out the federal reserve system.
- 1:00 p.m. **HCR 14**, applying to Congress to convene a convention proposing amendments to the United States Constitution.
- 1:30 p.m. **HCR 12**, urging Congress to withdraw the United States from the North American Free Trade Agreement (NAFTA) in accordance with Article 2205 of the agreement.
Executive session may follow.

FRIDAY, FEBRUARY 25

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB

- 10:00 a.m. **HB 492-FN**, establishing a deferred retirement option in the judicial retirement plan, and relative to benefits related to service of certain judges of probate retiring because of permanent disability.
- 11:00 a.m. **HB 465-FN**, relative to the number of years for calculating average final compensation for retirement system benefits.
Executive session may follow.

TUESDAY, MARCH 1

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 444-FN**, making John Stark Day a New Hampshire state holiday.
- 10:30 a.m. **HB 449-FN**, expanding the information available on the state transparency website.
- 11:00 a.m. **HB 480-FN**, establishing a state renovation, repair, and painting (RRP) rule program relative to lead-safe practices.
- 1:30 p.m. **HB 476-FN**, establishing an independent board of psychologists.
Executive session may follow.

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

- 10:00 a.m. **HB 442-FN**, relative to the use of marijuana for medicinal purposes.
Executive session may follow.

THURSDAY, MARCH 3

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 9:30 a.m. **HB 503**, allowing a master electrician to have 2 apprentice electricians under his or her supervision.
- 10:00 a.m. **HB 339-FN-A**, allowing the state veterinarian to employ a meat inspection services administrator.
- 10:30 a.m. **HB 623**, prohibiting preferences in recruiting, hiring, promotion, or admission by state agencies, the university system, the community college system, and the postsecondary education commission.
- 1:00 p.m. **HB 565**, establishing a dental hygienists committee within the board of dental examiners.
- 1:30 p.m. **HB 452-FN**, establishing the independent regulation of dental hygienists. Executive session may follow.

FRIDAY, MARCH 4

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Rooms 201-203, LOB

- 10:00 a.m. **HB 460-FN**, relative to the retirement age for group II members.
- 11:00 a.m. **HB 462-FN**, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system.
- 1:00 p.m. **HB 580-FN-L**, relative to the New Hampshire retirement system. Executive session may follow.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet on Monday, **February 7** at 9:30 a.m. for a tour of the County Facilities beginning with the Court House, 1:00 p.m. at the County Complex for County Attorney interviews. Budget work session will be held on Thursday, **February 10** at 6:00 p.m. at the County Complex. The Delegation will meet on Monday, **March 7** at 7:00 p.m. for a public hearing and vote on the budget.

Rep. Alida I. Millham, Chairman
Belknap County Delegation

COUNTY DELEGATION NOTICE

Carroll County Delegation will meet in Executive Committee on Monday, **February 7** at 9:00 a.m. to work on the 2011 county budget. The meeting will take place in the County Administration Building, 95 Water Village Road, Ossipee. The Delegation will also consider and act upon any other business that may properly be brought before the meeting.

Rep. Karen Umberger, Clerk
Carroll County Delegation

COUNTY DELEGATION NOTICE

Cheshire County Delegation Farm Committee will meet on Monday, **February 7, 2011** at 1:00 p.m., in the Assisted Living Conference Room at Maplewood Nursing Home, 201 River Road, Westmoreland, NH. The purpose of this meeting is for the following: To hold their first meeting to discuss the short and long-term future of the current dairy operation, surrounding land resources and adjacent county buildings. To address any other matters that may come before the committee.

Rep. Jane B. Johnson, Clerk
Cheshire County Delegation

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, **February 25** at 9:00 a.m. at the County Complex in Goffstown.

Rep. Carl W. Seidel, Chairman

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet at 9:30 a.m. on Friday, **February 11** at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood to report budget recommendations and to vote on budgets to be presented to the full Delegation. The Executive Committee will also meet at 5:30 p.m. on Tuesday, **February 22** at the Commissioners' Conference Room, Hilton Auditorium, Rockingham County Nursing Home, Brentwood to finalize unfinished business prior to the Delegation meeting.

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

Rockingham County Delegation will meet at 6:00 p.m. on Tuesday, **February 22** at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood to adopt the County Budget for 2011 (storm date February 24).

Rep. David A. Welch, Clerk
Rockingham County Delegation

REVISED FISCAL NOTES

The following House Bills have a revised fiscal note: HBs 37, 49, 222, 225, 234, 238, 242, 261, 262, 264, 266, 268, 270, 276, 277, 284, 288, 302, 303, 325, 329, 330, 333, 335, 337, 343, 353, 356, 365, 368, 369, 377, 419, 420, 440, 441, 448, 451, 453, 456, 159, 464, 465, 466, 467, 470, 471, 472, 477, 479, 480, 481, 482, 484, 485, 486, 487, 488, 493, 495, 496, 497, 498, 502, 505, 506, 507, 509, 515, 518, 522, 529, 539, 542, 601, 602, 619, 627, 629, 634, 640, 641.

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 components of the NH Dental Society will be inviting legislators to events in their area in order to share information regarding oral health issues in New Hampshire. Please watch for invitations in the mail.

Reps. D.J. Bettencourt and Terie Norelli

All members are invited to a discussion breakfast of the Nullification on the Patient Protection and Affordable Care Act of 2010. This presentation will occur at the Common Man Restaurant in Concord on Saturday, **February 5** at 10:00 a.m. Speakers will be Rep. Timothy Comerford of Rockingham County and a doctor from Grafton County. Cost is \$20 per participant (Contact Harold Shurtleff at 887-498-1309 for more information).

Rep. Norman Treganza

Legislators interested in learning about the New Hampshire Retirement System are invited to attend a general information session at the NHRS Office, 54 Regional Drive, Concord. These sessions – not to be confused with benefit information sessions regularly offered for members – are intended to serve as “NHRS 101,” providing a broad factual overview of the retirement system. The presentation is the same as one that has been given to some House and Senate committees in recent weeks. Session has been scheduled for Monday, **February 7** at 10:00 a.m. The session is also open to the general public. The presentation is expected to last between 60 and 90 minutes. Seating is limited, so pre-registration is encouraged. RSVP by contacting Marty Karlon, public information officer, at 410-3594 or marty.karlon@nhrs.org.

Rep. Ken Hawkins

All legislators are invited to the New Hampshire Department of Health and Human Services Legislative Orientation on Tuesday, **February 8**, 2011 at St. Paul’s Church from 11:30 a.m. to 1:30 p.m. Come to learn more about the Department and its many programs and services that benefit the citizens of New Hampshire. Lunch prepared by the New Hampshire Hospital Food and Nutritional Services, will be provided, but donations will be accepted to the NHH’s Resident Benefit Fund. You may RSVP to John Williams, DHHS Legislative Coordinator, at jwilliam@dhhs.state.nh.us or 271-0552.

Rep. Cindy Rosenwald

The New Hampshire House Business Coalition will meet at 4:00 p.m. on Tuesday, **February 8** in Room 202, LOB. Please contact Rep. Laurie J. Sanborn at repsanborn@gmail.com.

Rep. Laurie J. Sanborn

The next meeting of the Barnstead-Alton Republican Committee (BARC) will be held on Tuesday, **February 8** at 6:30 p.m. (5:30 p.m. if you wish to have dinner, at your option) at J.J. Goodwin's Restaurant, 769 Suncook Valley Highway (Route 28), in Center Barnstead. Immediately following the business-portion of the meeting, Peter Bearse, former candidate for the 2008 Republican nomination to Congress in the 1st District, will discuss his “work-in-progress” book, and at the same time he’ll be looking for ideas and feedback from BARC members. For more information, please send an email to Barnstead.Alton.RepubComm@gmail.com.

Rep. Elaine Swinford

The New Hampshire Optometric Association hosts its “Eye-Opener” Breakfast on Wednesday, **February 9th** in the State House Cafeteria. Legislators and staff are invited to stop by anytime from 8:30 to 10:00 a.m. to enjoy a continental breakfast, speak with local Doctors of Optometry and learn about eye health, the practice of Optometry and how the state regulates the profession of Optometry.

Rep. Steven L. Cunningham

Northeast Delta Dental cordially invites all members of the New Hampshire Legislature and their staff to its Twelfth Annual Legislative Reception to be held Wednesday, **February 9** from 4:00 to 6:30 p.m. at its corporate office One Delta Drive in Concord.

Reps. D.J. Bettencourt and Terie Norelli

The next monthly meeting of the Belknap County Republican Committee is scheduled for Wednesday, **February 9**, 6:30 p.m. (or 5:30 p.m. for dinner at your option) with our guest speaker, John Stephen. The meeting will be held at the Shang Hai Restaurant, 331 South Main Street, Laconia, NH 03246, tel. 603-524-4100. With Governor Lynch's proposed budget set to be presented to the legislature the following week on February 15, John Stephen's talk/discussion about the budget is perfectly timed!! John will explain the process that will take place over the coming months to balance the budget, and the obligation of our Republican State Representatives and State Senators to answer the call and lead the effort. John will highlight areas where he feels the budget needs to be cut and/or downsized, and the impact this would have. For more info, please send an email to alan.glassman@gmail.com

Rep Elaine Swinford

Lincoln-Reagan Dinner will be held on **February 12** at 5:30 p.m. at the Plymouth Senior Center. There will be a guest speaker, potential Presidential contender Herman Cain. Contact Bill Tobin at 934-5946 for tickets.

Rep. William B. Tobin

The Rockingham County Republican Committee will hold its Lincoln-Reagan Day Dinner on Saturday, **February 12** from 6:00 to 10:00 p.m. at the Granite Rose in Hampstead. Guest Speaker is Senator Rick Santorum of Pennsylvania. Tickets are \$50 per person and can be ordered by calling Brenda Major, Secretary at 382-5429 or e-mail nlbem@comcast.net.

Rep. Kenneth L. Weyler

All members of the House and Senate are invited to attend a Legislative Breakfast sponsored by the NH Coalition of Aging Services (NH's Meals on Wheels and Senior Meal providers) on Tuesday, **February 15** from 8:00 to 9:30 a.m. at the Holiday Inn, 272 North State Street, Concord.

Reps. Mary Jane Wallner and Alida I. Millham

Due to the weather, the Retail Merchants Association of New Hampshire has rescheduled its 45th Annual Legislative Reception to Tuesday, **February 15** at 4:00 p.m. or following the House session, whichever is later, at the Bartlett Room, Concord Holiday Inn. Please join RMANH members, your colleagues and others for light fare and conversation as RMANH leadership presents the annual "Legislator of the Year", "Law Enforcement Partner of the Year", and "Retailer of the Year" awards.

Reps. D.J. Bettencourt and Terie Norelli

The Board of Merrimack County Farm Bureau invites the Merrimack County Delegation and the Environment and Agriculture Committee for a luncheon on Wednesday, **February 16** at noon at the Department of Agriculture, Markets and Foods, State House Annex, Second Floor, 25 Capitol Street, Concord.

Rep. David J. Palfrey

The New Hampshire Public Charter School Association would like to invite all legislators to the Fourth Annual Charter School Chili Competition on Thursday, **February 17** 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 to be announced.

Rep. Kenneth L. Weyler

The Main Street Republicans meet on Tuesdays at 8:30 a.m. in Room 104, LOB. All Republican House members are welcome.

Rep. Kenneth H. Gould

All members of the Republican caucus are invited to the House Republican Alliance's weekly meeting. The HRA will meet Tuesdays at 8:00 a.m. in Rooms 306-308, LOB.

Reps. Dan McGuire, Marilinda Garcia and Stephen Palmer

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 **2011**. 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 Visitor 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

DATE	TIME	GROUP	Group#/Grade
Feb. 7	11:00	Russian Open World Gov. Group – sponsored by the Bow Rotary	8
Feb. 8	12:00	Rivier College Nursing students	30/col
Feb. 8	2:00	World Affairs Council – Near East & North Africa dignitaries	18
Feb. 9	2:00	Legislator Historic State House Tour	
Feb. 10	10:00	Portsmouth Christian Academy – Dover	45/HS
Feb. 11	9:00/10:30	Peter Woodbury School – Bedford	60/4
	SH/Manse		
Feb. 14	9:30	St. Benedict Academy – Manchester	20/4
Feb. 14	9:30	World Affairs Council – Russian Guests	
Feb. 15	10:30	New Searles Elementary School-Nashua	50/4
Feb. 15	11:30	James Faulkner Elementary School-Stoddard	16/4&5

Feb. 15	11:30	Mount Zion Christian School – Manchester	7/4
Feb. 16	1:00	Cardigan Mountain School – Canaan	25/MS
Feb. 16	9:30/11:00	Pembroke Hill School	80/4
	SH/HM		
Feb. 16	12:30	Grafton Boy Scouts	8
Feb. 17	9:30	Mt. St. Mary Academy – Manchester	5/4
Feb. 17	9:30	Tuftonboro Central School	25/4
Feb. 17	10:30	World Elementary School – Nashua	14/4
Feb. 18	8:45	St. John’s Regional School – Concord	31/4
Feb. 18	9:30/10:45	Henry W. Moore School – Candia	60/4
	SH/SC		
Feb. 18	1:00	Lighthouse Homeschool Co-op-Loudon	25
Feb. 22	9:00	Kimball Walker School – Concord	23/4
Feb. 22	10:30	YMCA Allard Center School Out Program – Goffstown	35/k-5
Feb. 22	1:00	Legislator Historic State House Tour	
Feb. 23	9:00	Broken Ground School – Concord	40/4
Feb. 24	9:00/10:00	Broken Ground School – Concord	80/4
Feb. 24	11:00	Legislator Historic State House Tour	
Feb. 25	9:00	Kimball Walker School – Concord	23/4
Feb. 25	10:00/11:30	Stratham Memorial School	113/4
	SH/SC		
Feb. 28	10:30	Pioneer Junior Academy – Westmoreland	14/1-8
March 1	10:45/12:15	Appleton Elementary School – New Ipswich	100/4
	SH/HM		
March 2	9:15	Bedford Church Group	15
March 2	10:30/11:45	Nottingham West Elementary School – Hudson	52/4
	SH/HM		
March 3	10:30/11:45	Nottingham West Elementary School – Hudson	79/4
	SH/HM		
March 4	9:15/10:30	Hanover St. School – Lebanon	75/4
	SH/SC		

AMENDMENTS

WEDNESDAY, FEBRUARY 9

(LISTED IN NUMERICAL ORDER)

2011-0047h

Amendment to HB 35-FN

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

Amend the introductory paragraph of RSA 482:48, VII as inserted by section 1 of the bill by replacing it with the following:

VII. For, a consideration of \$1, the fish and game department is authorized to accept conveyance from the property owners of all water and property rights necessary to repair, maintain, and operate the following described properties for the purpose of improving and controlling the water rights for the benefit of the state. The property rights the fish and game department is authorized to acquire for the benefit of the state shall be exempt from taxation as long as the properties are held by the state. The fish and game department may transfer rights in these properties under RSA 482:51 to the department for purposes of repair and maintenance. With the exception of such \$1 consideration, nothing in this paragraph shall mandate or authorize the expenditure of any funds or capital relative to the provisions of this paragraph.

2011-0029h

Amendment to HB 56

Proposed by the Committee on State-Federal Relations and Veterans Affairs - C

Amend RSA 4:13-p as inserted by section 1 of the bill by replacing it with the following:

4:13-p Proper Observance of September 11, 2001. The governor shall annually issue a proclamation calling for a proper observance of September 11 in honor and remembrance of the people who lost their lives on September 11, 2001. The proclamation issued by the governor shall call on the people of New Hampshire to observe the day with appropriate ceremonies, including, but not limited to, the requirements of section 144 of Public Law 107-89.

2011-0038h

Amendment to HB 63

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

Amend the bill by replacing section 3 with the following:

3 Instream Flow Pilot Program; Extension. Amend 2000, 242:5, as amended by 2001, 138:6, as amended by 2002, 278:6, as amended by 2003, 319.50, as amended by 2009, 201:21 to read as follows:

242:5 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before December 15, ~~2012~~ **2013**.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Instream Flow Pilot Program; Reporting Date Extended. Amend 2002, 278:2, III as amended by 2003, 319:48 as amended by 2008, 5:2 as amended by 2009, 201:19 to read as follows:

III. The commissioner of the department of environmental services shall initiate and adopt rules pursuant to RSA 541-A for other rivers designated under RSA 483:15 only after the adoption and implementation of the rules relative to protected instream flows pursuant to RSA 483:9-c for the Lamprey and Souhegan rivers and completion of the hearings and reports required under section 3, III(b) and (c) of this act, but not before December 1, ~~2012~~ **2013**.

2011-0030h

Amendment to HB 69

Proposed by the Committee on Education - C

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

AN ACT relative to the community college system of New Hampshire academic centers.

Amend RSA 188-F:1 as inserted by section 1 of the bill by replacing it with the following:

188-F:1 Community College System of New Hampshire Established. The community college system of New Hampshire is hereby established and made a body politic and corporate, the main purpose of which shall be to provide a well-coordinated system of public community college education offering, as a primary mission, technical programs to prepare students for technical careers as well as general, professional, and transfer programs, and certificate and short term training programs which serve the needs of the state and the nation. The colleges of the community college system of New Hampshire are authorized to grant and confer in the name of the colleges all such degrees, literary titles, honors, and distinctions as other community colleges may of right do. The community college system of New Hampshire shall include, but is not limited to, colleges in Berlin, Claremont, Concord, Laconia, Manchester, Nashua, and Portsmouth. ***The community college system may also include regional academic centers that make quality educational opportunities accessible to New Hampshire residents.***

2011-0046h

Amendment to HB 70

Proposed by the Committee on Municipal and County Government - C

Amend RSA 49-B:5-a, I(c) as inserted by section 1 of the bill by replacing it with the following:

(c) ***Within 14 days of receipt of such report the secretary of state, the attorney general, and the commissioner of the department of revenue administration shall notify the municipal clerk and the chairman of the charter commission, if any, of its receipt.*** Within 30 days of the receipt of said report ~~by~~ the

secretary of state, attorney general, and the commissioner of the department of revenue administration~~[-they]~~ shall review the proposed charter, charter revision, or charter amendment to insure that it is consistent with the general laws of this state.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Approval and Review. Amend the introductory paragraph of RSA 49-B:5-a, I to read as follows:

I. The municipal clerk shall file a report, ***which shall include the name and address of the clerk and the chairman of the charter commission, if any,*** with the secretary of state, attorney general, and the commissioner of the department of revenue administration as follows:

2011-0058h

Amendment to HB 74

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

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

1 Resident Ski Rates; Reduced Rates. RSA 227:14 is repealed and reenacted to read as follows:

227:14 Reduced Rates. All season passes, including those for different age groups or military service, established by the department for the specific use of the winter facilities at Cannon Mountain aerial tramway and ski area shall be made available to any resident of this state at a 25 percent discount. For the purposes of this section, "resident of this state" means a person whose domicile is in this state. To qualify for the discount, a resident shall provide proof of residency and purchase the pass prior to December 15 of the year in which the pass becomes effective. Proof of residency shall include a state issued driver's license; a state issued I.D. card with a photograph or information including name, sex, date of birth, height, weight and color of eyes; a United States passport; an affidavit certifying residency from the municipal clerk of the purchasers' town or city of residence; or, for a person less than 18 years of age, proof of a parent's or guardian's residency provided by the resident parent or guardian. The commissioner of the department of resources and economic development shall make quarterly reports on season passes issued under this section to the fiscal committee of the general court, the senate president, the speaker of the house of representatives, and the governor and council.

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

AMENDED ANALYSIS

This bill makes changes to the requirements for reduced rate season passes at Cannon Mountain aerial tramway and ski area.

2011-0019h

Amendment to HB 79

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

Amend RSA 508:18-a, I as inserted by section 1 of the bill by replacing it with the following:

I. The officer and the dog have completed training together and received certification from a nationally recognized organization required for police work or other law enforcement work ***or from the New England State Police Administrators Compact;***

2011-0093h

Amendment to HB 86

Proposed by the Committee on Municipal and County Government - C

Amend the bill by replacing section 1 with the following:

1 Vacancies; County Officers. Amend RSA 661:9 to read as follows:

I. If a vacancy ***for a period of one year or longer*** occurs in the office of county sheriff, county attorney, register of deeds, or county treasurer, the members of the county convention shall fill the vacancy for the unexpired term by majority vote. ***If a vacancy for a period of less than a year occurs in any such office, the members of the county convention shall, by majority vote of the county convention, vote to either fill the vacancy or to leave the office vacant.***

2011-0037h

Amendment to HB 89

Proposed by the Majority of the Committee on State-Federal Relations and Veterans Affairs - R

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

AN ACT requiring the attorney general to join the lawsuit challenging the Patient Protection and Affordable Care Act.

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

1 Lawsuit Challenging the Federal Patient Protection and Affordable Care Act. The attorney general shall, no later than July 1, 2011, move to join the state of New Hampshire as a plaintiff in the lawsuit pending in federal court captioned State of Florida et al. v. United States Department of Health and Human Services et al.

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

AMENDED ANALYSIS

This bill requires the attorney general to join the state of New Hampshire as a plaintiff in the lawsuit pending in federal court captioned State of Florida et al. v. United States Department of Health and Human Services et al.

2011-0150h

Amendment to HB 131

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

Amend the bill by replacing section 1 with the following:

1 Indemnification of Park Volunteers. Amend RSA 216-A:3-h to read as follows:

216-A:3-h Indemnification of Park Volunteers. Any ~~[person]~~ ***individual, corporation, nonprofit legal entity, or individual who performs services for a nonprofit entity who is*** recognized by the ~~[director, division of parks and recreation,]~~ ***commissioner of the department of resources and economic development*** as a ~~[park]~~ volunteer ***and*** who is under the ***general*** supervision of ~~[a park manager]~~ ***authorized department of resources and economic development personnel,*** and is actually performing assigned volunteer duties or activities at a state park, ***forest, reservation, trail, or historic site,*** shall be considered a state employee for the purpose of defense and indemnification from civil suits under RSA 99-D; provided, however, such a volunteer shall not be indemnified from any civil suit arising out of a criminal act.

Amend the bill by replacing section 4 with the following:

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

2011-0139h

Amendment to HB 143

Proposed by the Committee on Commerce and Consumer Affairs - C

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

- 1 Repeal. The following are repealed:
 - I. RSA 158:20, relative to the sale of stove polish.
 - II. RSA 158:21, relative to the sale of certain inflammable polishes.
 - III. RSA 158:22, relative to penalties for the sale of certain polishes.
- 2 Effective Date. This act shall take effect January 1, 2012.

AMENDED ANALYSIS

This bill repeals the prohibition on the sale of stove polish and related compounds used as polishes.

2011-0104h

Amendment to HB 181

Proposed by the Committee on Municipal and County Government - C

Amend the bill by replacing section 1 with the following:

- 1 City, Town, or School District Charter; Reversion to Voters. Notwithstanding any provision of law to the contrary, the charter of any city, town, or school district that was established by the general court and which does not have a local amendment process shall hereby revert to the control of the voters of the city, town, or school district and such charter shall be governed by the provisions of RSA 49-B. The existing charter shall remain in effect until the voters choose to revise, amend, or replace it under the terms of RSA 49-B.

AMENDED ANALYSIS

This bill provides that the charter of any city, town, or school district that was established by the general court and which does not have a local amendment process, shall revert to the control of the voters of the city, town, or school district and such charter shall be governed by the provisions of RSA 49-B.