

HOUSE RECORD

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

Vol. 33 Concord, N.H.

Friday, February 25, 2011

No. 18

Contains: Hearings, Meetings, Notices, Reports and Amendments for March 2.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet on **Wednesday, March 2nd** at 10:00 a.m. There will be no House business on **Tuesday, March 8th**, traditional Town Meeting Day, and **no Session on March 9th** so that committees may use that day to deal with bills in their possession.

The House will be dealing with a large amount of legislation in the next few weeks due to impending deadlines. Attendance at your committee meetings and House sessions is extremely important, and necessary for us to complete our work in a timely manner.

Members are reminded to be courteous to others and to be aware of the distractions posed by use of electronic communication devices on the House floor. Cell phones are not allowed, and I ask that you not use laptop computers on the House floor during Session except as may be necessary to follow the House Calendar and then only in a manner that is not distracting to other members. Thank you in advance for your cooperation.

Chairmen and Vice-Chairmen will meet at 9:00 a.m. **on Tuesday, March 1st** in Rooms 305-307 of the Legislative Office Building.

William L. O'Brien, Speaker

NOTICE OF RECONSIDERATION

This date, February 24, 2011, at 9:47 a.m., Rep. Jason Antosz of Rockingham District #9, Epping, having voted on the prevailing side, served notice of Reconsideration on House Bill 539-FN, an act repealing the state enforcement of OBD II requirements for motor vehicles. House Bill 539-FN was found Inexpedient to Legislate by the House on February 23, 2011 on a roll call vote of 178-125.

Karen O. Wadsworth
Clerk of the House

NOTICE

There will be a Republican Caucus on Wednesday, **March 2** and Thursday, **March 3** at **9:00 a.m.** in Representatives Hall.

Rep. D.J. Bettencourt, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, **March 2** at **9:00 a.m.** in Rooms 305-307, LOB.

Rep. Terie Norelli, Democratic Leader

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, 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.

LAIID ON TABLE

HB 37-FN-A, reestablishing the initial monthly gross charge exemption to the communications services tax. (Pending question OTP – third reading.)

HB 154-FN-A, increasing a threshold amount for taxation under the business enterprise tax. (Pending question OTP/A – third reading.)

HB 166-FN-A-L, reducing the rate of the meals and rooms tax. (Pending question OTP/A – third reading.)

CONSENT CALENDAR WEDNESDAY, MARCH 2

CHILDREN AND FAMILY LAW

HB 313, requiring parental consent for court referral of a minor to a juvenile diversion program. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Marie N Sapienza for Children and Family Law: This bill deals with voluntary consent in juvenile diversion law. The sponsor stated that existing statutory wording could be confusing and that courts had occasionally misinterpreted to the detriment of the juvenile. The wording of the amended bill is concise and the court system had no problem with the change. **Vote 16-0.**

HB 488-FN, relative to criminal records checks for employment with child day care agencies. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David S Robbins for Children and Family Law: This bill was requested by the department of health and human services (DHHS). It provides for a more limited criminal records check when an employee or volunteer at a child daycare agency which has completed the full criminal records check within the last three years transfers to another child daycare agency. The DHHS states the bill may decrease state, county and local expenditures and state revenue by an undetermined amount in FY 2011, and each year thereafter. There will be no fiscal impact on county or local revenues. The department of safety states the bill will have no fiscal impact on them. **Vote 10-0.**

HB 490-FN, adopting the interstate compact for juveniles. **OUGHT TO PASS.**

Rep. David S Robbins for Children and Family Law: This bill adopts the most recent version of the interstate compact for juveniles based on the compact model developed by the council of state governments and the office of juvenile justice and delinquency prevention. This compact shall not interfere with the state's authority to determine policy regarding juvenile offenders and non-offenders within the state. **Vote 16-0.**

HB 634-FN, relative to payment of guardian ad litem and mediator fees in marital cases where the parties are indigent. **OUGHT TO PASS.**

Rep. Patricia T. Lovejoy for Children and Family Law: This bill streamlines the accounting process for the compensation of mediators and guardians ad litem in marital cases where the parties are indigent. The bill also repeals an obsolete provision regarding the regulation of guardians ad litem by the supreme court. Both issues addressed by this bill are "housekeeping issues." This bill was brought at the request of the supreme court. **Vote 13-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 57, establishing a committee to study the penalties for menace, nuisance, or vicious dogs. **INEXPEDIENT TO LEGISLATE.**

Rep. Laura C Pantelakos for Criminal Justice and Public Safety: The sponsor of this bill asked for it to be ITL. He felt it would be in the best interest to work with dog owners of the state to bring forth a better bill next session. **Vote 16-0.**

HB 225-FN, relative to the return of personal property confiscated by law enforcement agencies from a person charged with a crime. **INEXPEDIENT TO LEGISLATE.**

Rep. Stephen J Shurtleff for Criminal Justice and Public Safety: This bill would have set up a procedure for the return of personal property seized under RSA 173-B by law enforcement agencies. The committee felt that the bill had merit, but there were several issues that the sponsors hadn't addressed that were brought to committee's attention during the bill's hearing including the proposed time limits, how the issue of contraband would be addressed, how this bill might conflict with RSA 606:10,II, etc. The committee recommends that the sponsors work with the department of safety on a new bill for next year's session. Because of the changes that need to be made, the bill would be changed substantially, thus allowing it to be introduced in the second half of the biennium. **Vote 14-2.**

HB 282-FN, relative to spitting or urinating in an emergency vehicle. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry G Gagne for Criminal Justice and Public Safety: This bill was ITL'd because there were no provisions made for involuntary loss of bodily functions. What if the person was unconscious and not responsible for his or her actions? A better bill would have inserted the word "deliberately." This would have made this bill acceptable. **Vote 15-0.**

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. **INEXPEDIENT TO LEGISLATE.**

Rep. Mark Warden for Criminal Justice and Public Safety: While the committee agreed that incentives for prisoners completing their high school certificate or GED is not a bad idea per se, we felt that the requirements in this bill would give unfair preference to selected prisoners over those who already have graduated from high school or who simply have no interest in such studies. High school equivalency courses are already offered in prison through Granite State High School. Despite some merits of the bill's intent, even the co-sponsors voted to ITL. **Vote 15-0.**

HB 372, adding cigar blunt wraps to the definition of drug paraphernalia in the controlled drug act. **INEXPEDIENT TO LEGISLATE.**

Rep. Robbie L Parsons for Criminal Justice and Public Safety: After consideration, the sponsor requested to ITL/withdraw HB372 **Vote 15-0.**

HB 428-FN, relative to the procedures for detention and sanctions for default and breach of conditions of bail and recognizances. **INEXPEDIENT TO LEGISLATE.**

Rep. Stephen J Shurtleff for Criminal Justice and Public Safety: The committee realizes that this bill would be helpful to the Hillsborough County department of corrections, but passage of this bill would cause unintended consequences for other NH pre-trial supervision programs. This bill would give the jail superintendant the authority to revoke an individual's bail as part of the pre-trial supervision program. In several counties this program is a part of the county attorney's office, not the department of corrections. Furthermore, there is no provision in the bill for a court hearing to determine if there were grounds for the bail revocation. It would be best for the sponsor to work with the NH association of counties to come up with legislation that would be in the best interest of all ten counties. **Vote 16-0.**

HB 432, limiting traffic violation stops of women at night. **INEXPEDIENT TO LEGISLATE.**

Rep. Phil J Greazzo for Criminal Justice and Public Safety: The committee believes this to be arbitrary to the spirit of equality in the law and believe women currently have the ability to drive to the nearest police station, or stop in a well lit area during a traffic stop. **Vote 15-0.**

HB 448-FN, relative to spice incense products. **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J Tasker for Criminal Justice and Public Safety: This bill presents a slippery slope with no foreseeable end. Any product used against its intended and instructed use can be dangerous. This product has no greater potential for abuse or danger than any number of legally sold products. **Vote 11-5.**

HB 526-FN-L, requiring the registration of persons convicted of animal abuse. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry G Gagne for Criminal Justice and Public Safety: This bill, if passed, would be a drain on the financial and personal resources of the state and in particular the department of safety (DOS). This bill would require a substantial financial investment funded by taxpayers and cause added expenses to local police departments and law enforcement agencies. There is no evidence that such a registry is necessary and in fact law enforcement officials already have resources from which they can determine prior records of arrest and conviction of any person, in the state, or out of state. **Vote 15-0.**

HB 535, relative to the committee to study parole boards and parole board procedures. **OUGHT TO PASS.**

Rep. Laura C Pantelakos for Criminal Justice and Public Safety: The committee feels that the study that was started in 2010 should continue as there was not time enough to address all the issues. **Vote 15-0.**

HB 556, relative to citizen complaints against police officers. **INEXPEDIENT TO LEGISLATE.**

Rep. Robbie L Parsons for Criminal Justice and Public Safety: This is a personnel issue for which most towns and cities already have procedures in place. Also, all personnel issues are not public. **Vote 11-3.**

HB 644-FN, relative to various state laws pertaining to unlawfully present aliens. **INEXPEDIENT TO LEGISLATE.**

Rep. David A Welch for Criminal Justice and Public Safety: This bill would have the NH State Police trained to enforce federal immigration laws. It allows the state police to gather and share information about known illegally present aliens. It further suggests that if the lawful immigration status of a person in the custody of the police cannot be determined the department of homeland security can do it within 48 hours. It further states that any applicant for public benefits must provide proof of citizenship, residency or lawful presence in order to receive benefits. Employers will have responsibility to classify their employees as lawful aliens. The last part of the bill violates habeas corpus stating that once incarcerated he or she cannot get out until the lawful presence is determined. During the public hearing only the sponsor spoke in favor of this bill. The committee agrees with all the rest of those who opposed this bill. **Vote 13-0.**

EDUCATION

HB 105, relative to the required number of instructional days and instructional hours in a school district's calendar. **INEXPEDIENT TO LEGISLATE.**

Rep. Ralph G Boehm for Education: This bill is identical to HB 112 which passed the house on 2/9/11. Therefore, this bill is not necessary. **Vote 15-0.**

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. **INEXPEDIENT TO LEGISLATE.**

Rep. Laura M Jones for EDUCATION. The sponsor asked us to ITL since it is not needed. Judges currently have discretion in these matters. **Vote 14-0.**

ELECTION LAW

HB 106, relative to filing for town offices. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kathleen M Hoelzel for Election Law: This bill, as amended, would require anybody filing for a town office on the last day of the filing period to file with the town clerk in person. This would provide the town clerk an opportunity to verify that the candidate's name that appears on the form is the actual person. This adopts the same policy for local elections as we have for all other elections. **Vote 17-0.**

HB 197-L, relative to processing absentee ballots. **INEXPEDIENT TO LEGISLATE.**

Rep. Kathleen M Hoelzel for Election Law: This bill would allow moderators to open absentee ballots at any time on election day. Present law requires that absentee ballots be opened at 1:00 p.m. This uniform rule gives challengers notice of when to observe and dispute the counting of improperly cast ballots. HB 197 would deprive our elections of this protection by permitting moderators to open absentee ballots at any time of the day. Consequently people wouldn't know when to be present to challenge those ballots. **Vote 17-1.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 120, extending the public health services improvement council. **INEXPEDIENT TO LEGISLATE.**

Rep. James R MacKay for Health, Human Services and Elderly Affairs: The intent of this bill, extending the public health council which has a primary goal to develop a public health improvement plan, does not require legislation. Recent legislative changes to the duties of

the oversight committee on health and human services provides authority to the oversight committee to “create subcommittees, councils, task forces, or other ancillary bodies as necessary to implement its responsibilities.” The work of the public health council clearly comes under the purview of the oversight committee. The council will work under guidelines and outcomes established by the oversight committee. In addition, this allows the council to continue its work immediately. All committees approved by the oversight committee automatically are repealed at the end of the second year of the legislative session. **Vote 15-0.**

HB 189, relative to disclosure of certain hospital fees. **INEXPEDIENT TO LEGISLATE.** Rep. Robert A Fredette for Health, Human Services and Elderly Affairs: The intent of this bill has been accomplished by an informal agreement with the NH hospital association that it will ensure that the patients are informed of the charge for a facility fee. The effectiveness of this agreement will be confirmed in six (6) months by the oversight committee with the NH hospital association. **Vote 15-1.**

HB 289, relative to procedures followed by funeral directors. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Donald L LeBrun for Health, Human Services and Elderly Affairs: This bill for unclaimed remains would add sections that address the issue of missing relatives, criminal death cases, relying on representations and the disposition of unclaimed remains. This bill allows for respectful and dignified disposition of the deceased. **Vote 16-0.**

HB 306, relative to access to birth records. **INEXPEDIENT TO LEGISLATE.**

Rep. Laurie Harding for Health, Human Services and Elderly Affairs: This bill would enable a “person of interest” to request a copy of the birth worksheet from the state registrar. The birth worksheet contains information that includes personal demographic information as well as information such as alcohol use, prenatal care information, infections present during pregnancy, method of delivery as well as abnormal conditions of the newborn. The committee determined that this was a breach of privacy. **Vote 15-0.**

JUDICIARY

HB 510, requiring marital masters to be New Hampshire residents. **OUGHT TO PASS.**

Rep. Brian J.X. Murphy for Judiciary: This bill requires marital masters to be residents of New Hampshire at the time of appointment and throughout their term. Marital masters are contract employees reporting to the judicial branch. The committee felt that these jurists should live in and be subject to the same laws and regulations as the communities that they service. The residency requirement accomplishes this goal. **Vote 13-2.**

HB 511, relative to retired judges over 70 years of age. **OUGHT TO PASS.**

Rep. J. Brandon Giuda for Judiciary: This bill eliminates the unconstitutional practice of allowing retired judges over the age of 70 to serve as a judge. Part II, Article 78 of the New Hampshire Constitution states, “No person shall hold the office of judge of any court ... after he has attained the age of seventy years.” Part I, Article 35 of the New Hampshire Constitution states that in order to hold a judicial office, one must be “nominated and appointed by the Governor and council.” Part II, Article 73 states that “judicial officers duly appointed, commissioned and sworn, shall hold their offices during good behavior except those for whom a different provision is made in this constitution.” In recent years, the judiciary created and embraced the practice of allowing retired judges over the age of 70 to sit on cases, in order to provide a solution to the political problem of too few judges. When challenged, the New Hampshire supreme court reasoned that although the position required an original nomination and appointment by the governor and council and although the position required good behavior, holding the position of a temporary judge was not actually “holding office” and therefore there was no statutory or constitutional violation. However, in coming to its decision, the committee believes the supreme court misconstrued legislative intent and the New Hampshire Constitution to conclude that the legislature condoned this practice and the constitution allowed it. In its decision supporting this practice, the supreme court stated, “Permitting retired justices to serve in temporary assignments after the age of

seventy substantially increases judicial manpower by making available a greater number of experienced justices. Of course, if the legislature disagrees with our conclusions concerning RSA 490:3, it has the sole authority to amend the statute.” Although the committee agrees that permitting retired justices over the age of 70 to serve may provide a solution, the committee disagrees that this practice is constitutional. The proper solution to the problem is a constitutional amendment which would almost certainly be endorsed by the committee.

Vote 11-3.

HB 529-FN, relative to real property on which methamphetamine has been produced.

INEXPEDIENT TO LEGISLATE.

Rep. Gary W Wheaton for Judiciary: This bill would have given the department of environmental services (DES) the power to notify property owners that a methamphetamine drug bust has occurred on their property, and then require the owner to pay for commercial/government approved cleaning services to remediate their properties. The majority of the committee felt this bill would give the DES more powers over property owners than necessary. None of the witnesses testifying before the committee could point out any situations where this has ever caused any adverse health problems to individuals in the past.

Vote 14-0.

HB 551, relative to religious societies. **INEXPEDIENT TO LEGISLATE.**

Rep. Brian JX Murphy for Judiciary: This bill seeks to update antiquated statutes regarding religious societies. The committee acknowledged that certain aspects of the statute at issue were likely outdated. However, the committee concluded that statutes are best changed in response to a specific problem or a specific petitioner. In this case, there were no representatives from religious societies advocating for the proposed updates. Without this context, the committee was not in favor of deleting and/or repealing certain aspects of the statute while leaving other sections unchanged. **Vote 13-2.**

LEGISLATIVE ADMINISTRATION

HB 135, relative to state employee reimbursement for use of a personal vehicle.

INEXPEDIENT TO LEGISLATE.

Rep. David H Kidder for Legislative Administration: This bill seemed to be overkill to the committee, in light of several bills passed over the last several sessions, and the response of the administrator of fixed and mobile assets in the department of administrative services. The department is evolving and doing a much better job on efficient fleet utilization. It now has one person dedicated to data collection which is used at the monthly meeting of the vehicle utilization committee. Personal mileage and fleet issues are discussed at those meetings. **Vote 12-0.**

HB 159, relative to review of proposed administrative rules by legislative committees.

INEXPEDIENT TO LEGISLATE.

Rep. William B Tobin for Legislative Administration: The committee found that a very similar bill was being considered on the same subject and had very similar verbiage, therefore, this bill was redundant. **Vote 12-0.**

HB 160, requiring decisions and actions of the joint committee on legislative facilities to be ratified by the legislature. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Marilinda J Garcia for Legislative Administration: This bill as amended would change one word in RSA 17-E:5-a, pursuant to the decisions and actions of the joint committee on legislative facilities. The word “use” is changed to “operation,” thus allowing for specificity in application of decision making authority about state buildings. **Vote 12-0.**

HB 350-FN, updating laws relative to the fiscal committee of the general court. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Marilinda J Garcia for Legislative Administration: This bill as amended is a housekeeping measure that updates laws relative to the fiscal committee of the General Court. It streamlines laws between the house and senate. **Vote 12-0.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 530-FN, relative to state regulation of the septic system installation process.

INEXPEDIENT TO LEGISLATE.

Rep. James E Coffey for Municipal and County Government: This bill transfers the authority to approve septic system design and installation for subsurface sewerage disposal systems, with a capacity of up to 20,000 gallons per day, from the department of environmental services (DES) subsurface systems bureau to the local municipality. This bill mandates that each municipality appoints a local plumbing inspector to perform all functions currently handled by DES. After hearing testimony from the bill's sponsors, installers, designers and representatives of local government the committee voted 14-0 to recommend that the bill was Inexpedient to Legislate. The committee concluded that DES provides a high quality professional service with consistent uniformity throughout the state. The committee felt that this high quality would be seriously compromised, or lost, if it was spread out over more than 20 jurisdictions, most of whom do not want to perform this work. Local towns would need to expend funds to require a back up inspector. Not a single municipality expressed an interest in doing this work. The reduction in the DES workforce would incur a one time charge of about \$348,000, but there would be little or no future savings for DES since this function is paid for by fees. Based on testimony from DES the state could suffer a reduction of over \$1,000,000 in federal grants should this bill pass. If HB 530-FN were to pass it would endanger our groundwater quality, create an environment that might foster inappropriate and inconsistent behavior at the local level, and place an unfunded mandate on our cities and towns, while eliminating one of DES's most effective programs. **Vote 14-0.**

HB 550-L, relative to the payment of bills by municipalities. **INEXPEDIENT TO LEGISLATE.**

Rep. Betsey L Patten for Municipal and County Government: The town treasurer has duties described in RSA 41:29. The bill would have authorized the treasurer to designate another town official or employee to pay accounts and claims prior to the approval of the governing body. The committee strongly disagreed with having another person responsible for paying bills. An amendment was presented that would have changed RSA 41:9 which details the financial duties of the selectmen. This amendment gave the town administrator or administrative assistant the authority to pay accounts and claims. The committee again strongly disagreed with this change. **Vote 14-0.**

PUBLIC WORKS AND HIGHWAYS

HB 139, establishing a committee to study merging the New Hampshire turnpike system and the state highway system. **INEXPEDIENT TO LEGISLATE.**

Rep. David B Campbell for Public Works and Highways: The basic premise of this bill proposes to form a committee to study removing the toll plazas on the 89 miles of NH's turnpike system, and replacing them with "the road toll (gas tax) or other sources of revenue or both." The NH turnpike system is currently solvent, and its roads and bridges are in generally very good condition. The reason for this is that toll plaza revenue pays off the turnpike bonds. In order to eliminate the tolls it would necessitate paying off the existing bond holders at a cost of about a 14 cent increase in the road toll (gas tax). This increase does not address the projected \$1.2 billion cumulative 10-year deficit in the highway fund (and its 4,300 miles of road and 2,100 bridges), nor the \$250-300 million underfunding of the I-93 widening. The committee felt that the premise is unreasonable and that a study committee was not necessary. **Vote 15-1.**

HB 323, establishing a commission to study and promote the long-term growth and efficient use of existing state highway rights-of-way. **INEXPEDIENT TO LEGISLATE.**

Rep. Carl W Seidel for Public Works and Highways: There is no current need that the department of transportation (DOT) cannot handle adequately and the current financial situation will not allow us to implement most proposed changes. **Vote 16-0.**

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. **INEXPEDIENT TO LEGISLATE.**

Rep. David B Campbell for Public Works and Highways: This bill proposes to discontinue toll plazas on the F.E. Everett Turnpike in Merrimack and Bedford, including the mainline toll in Bedford and relocating it between Exits 1 and 2 in Nashua. The committee heard extensive testimony that this toll relocation would cause tremendous traffic diversion onto the already overcrowded Daniel Webster Highway. It was also felt that “tolling” the Massachusetts border would give the wrong message to tourists, and out-of-state business and industry, and would have an unfair impact on NH commuters. The possibility of Massachusetts retaliating by putting a toll on its side of the border was also raised. **Vote 16-0.**

HB 472-FN, relative to a certain E-Z Pass discount for Nashua toll plazas. **INEXPEDIENT TO LEGISLATE.**

Rep. Carl W Seidel for Public Works and Highways: There is no need for this bill since the committee does not recommend placing toll booths between Exits 1 and 2 in Nashua (HB 471-FN). **Vote 16-0.**

HB 497-FN-L, relative to the placement of crosswalks and a stop sign in the town of Rye. **INEXPEDIENT TO LEGISLATE.**

Rep. Franklin T Tilton for Public Works and Highways: There is no need for this bill in that the items requested are within the existing authority of the department of transportation. The department will contact town officials and address the town’s concerns at the particular intersection in the safest manner possible. **Vote 16-0.**

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS

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. **INEXPEDIENT TO LEGISLATE.**

Rep. Daniel J Tamburello for State-Federal Relations and Veterans Affairs: This HCR is unneeded and is outside the purview and jurisdiction of the state of New Hampshire. It has noble intent but it is not within the powers or responsibilities of New Hampshire to interfere with the movement or possessions of other states. Additionally, neither the relevant historical societies(s) and museum(s), nor the state of Alaska authorities have been notified of this effort to have it coordinated. **Vote 12-0.**

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. **INEXPEDIENT TO LEGISLATE.**

Rep. Lucien A Vita for State-Federal Relations and Veterans Affairs: Although of historical interest, the value of the wreckage of the USS Chickasaw to New Hampshire has not been established nor has the cost to New Hampshire for the preparation and transportation of the wreckage to New Hampshire been provided. No testimony was provided regarding the value to New Hampshire museums and/or historical societies. **Vote 12-0.**

HCR 24, urging the New Hampshire congressional delegation to sponsor legislation implementing policy recommendations of the Congressional Budget Office. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert L Theberge for State-Federal Relations and Veterans Affairs: The prime sponsor requested that the legislation be withdrawn. Out of respect for the sponsor the committee was unanimous in its decision. **Vote 13-0.**

HR 10, urging the United States Congress to remove tax breaks for companies that send jobs out of the country. **INEXPEDIENT TO LEGISLATE.**

Rep. Steven L Cunningham for State-Federal Relations and Veterans Affairs: The committee strongly concurs with the sentiment of this resolution. We also recognize that New Hampshire’s national delegation is fully aware of this issue and supports policies to resolve

the problem. To avoid unnecessary work and expense and to avoid distracting our national delegation, the committee recommends ITL. **Vote 12-0.**

REGULAR CALENDAR

WEDNESDAY, MARCH 2

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 29, permitting a person to petition the superior court for any action pertaining to a pistol or revolver license. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Larry G Gagne for the **Majority** of Criminal Justice and Public Safety: This bill would have allowed denial of a concealed weapon license to be heard in superior court. RSA 159:6-c was designed to allow a denial to be heard in a district court. This allows the applicant to appeal the decision of the issuing authority either pros or cons with an attorney. If the issuing authority did not follow the procedure outlined in RSA 159:c, License to Carry, the procedure then is outlined in RSA 159:6-d, which allows the applicant to file in superior court. The passage of HB 29 would be costly and time consuming for both the applicant and the issuing authority. It would also be costly for the taxpayers. This statute has served gun owners since its inception in 1998, when it was introduced and supported by gun owners, passed by the general court and signed into law by the governor. **Vote 11-6.**

Rep. Robbie L Parsons for the **Minority** of Criminal Justice and Public Safety: The minority believes that HB 29 should have been amended and be OTP. 1) Remove municipal court, as they no longer exist. 2) Add superior court because RSA 491.7 states of actions commenced in a district court which are transferable by statute to the superior court.

HB 475-FN, relative to penalties under the consumer protection act. **OUGHT TO PASS.**

Rep. Philip E Ginsburg for Criminal Justice and Public Safety: The law currently allows only misdemeanor charges under the consumer protection act against an individual, regardless of the value of the goods or services involved in the crime. The committee believes it is appropriate to let the punishment better fit the crime by allowing a charge of class B felony for values between \$1,000 and \$1,500 and a class A felony for a value of more than \$1,500.

Vote 13-1.

HB 572-FN, relative to official oppression. **OUGHT TO PASS.**

Rep. Mark Warden for Criminal Justice and Public Safety: This bill revises the offense of official oppression by making it either a class B misdemeanor or a violation, depending on whether a public servant acted with a purpose to benefit oneself or another or to harm another. The committee felt that the intention of this bill, to increase accountability of public servants, is a positive step towards better government. **Vote 9-5.**

ELECTION LAW

HB 240, allowing voters to vote for multiple candidates for an office. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Shawn N Jasper for the **Majority** of Election Law: This bill, which would institute approval voting, would fundamentally change the way we elect the people who represent us. Under this election system citizens could vote for as many candidates as they “approve” of. If this bill became law, even the proponents admit that a candidate who in a traditional election would have won the popular vote can lose and a candidate who would have gotten the least number of votes could win. While it is true that the winner would be “approved” by the greatest number of voters, it would essentially give us governance by “whomever.” When those we elect do not have a base of strong support it is almost always impossible for them to govern effectively. The only example of a political organization using this method of voting that can be found is the United Nations – need we say more? **Vote 15-3.**

Rep. Cameron W DeJong for the **Minority** of Election law: This bill is a simple idea which eliminates spoilers, gamesmanship and tossed ballots at essentially no cost while maintaining the familiar ballot form and counting methods. It does this by allowing the voter to express a separate opinion on each candidate, i.e. “would that candidate be a good choice for that office?” This approach would lead to more widely supported candidates and greater voter satisfaction. Unfortunately the bill was discussed by opponents in its public hearing in such a way that many aspects of the bill were misunderstood. For example, it was alleged that cities like San Francisco use this method while in reality they use very expensive and problematic instant runoff voting (IRU) systems. The minority believes that this bill should be retained by the committee for further review to work on the exact wording of its ballot, instructions, and to alleviate concerns brought forth by the Secretary of State

FISH AND GAME AND MARINE RESOURCES

HB 194, repealing the prohibition on having or carrying certain crossbow, rifles, or shotguns in vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Lyle E Bulis for Fish and Game and Marine Resources: The committee heard extensive testimony and then debated two relevant amendments that ultimately failed. The majority of the committee voiced strong concern about the safety of those in, on or around vehicles containing loaded firearms. The majority of the committee feels that the existing firearms statutes should not be changed. The department of safety, the fish and game department, and the New Hampshire police chiefs association among many others voiced opposition to this bill. **Vote 12-4.**

JUDICIARY

HB 259, requiring the supreme court to adopt rules of evidence for the judicial branch family division. **OUGHT TO PASS.**

Rep. Gregory M Sorg for Judiciary: This bill would require the supreme court to adopt rules of evidence to be followed uniformly in the family division. Established experimentally in 2005 by enactment of RSA Chapter 490-D and gradually expanded thereafter, the family division has taken over jurisdiction of many family-related matters formerly exercised by the superior, district or probate courts. Apparently, by reason that Chapter 490-D is silent on the subject and that many parties in the family division appear pro se, that is, without attorneys, proceedings in the courtroom have typically been conducted informally, without requiring adherence to the New Hampshire rules of evidence followed in the other courts. While superficially such informality would appear to be helpful and conducive to getting to the facts, in actual practice it encourages such abuses as the making of accusations and recriminations on the basis of hearsay, which cannot be effectively rebutted, leading to confusion and disorder in the court and injustice to the accused. The qualification in this bill that the rules adopted should be based on the present rules of evidence “to the extent practicable” should provide the marital master with the necessary flexibility. **Vote 10-5.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 584, authorizing coastal management provisions in master plans. **INEXPEDIENT TO LEGISLATE.**

Rep. Betsey L Patten for Municipal and County Government: The master plan in a community gives the residents the opportunity to give guidance to the planning board about how they want to see their community grow and change. There are fourteen subjects that are spelled out in RSA 674:2, III. One of those subjects is “natural hazard section which documents the physical characteristics, severity, frequency and extent of any potential natural hazards to the community.” The committee noted that coastal management in relationship to rising sea levels fits into the mission of this paragraph. The committee also realizes that the Army Corp of Engineers, the coastal management plan for New Hampshire and the department of environmental services already have a variety of rules and

regulations. The majority of the committee agreed that coastal management was already covered by the master plan. **Vote 13-1.**

PUBLIC WORKS AND HIGHWAYS

HB 525, naming a bridge in the town of Merrimack in honor of Corporal Timothy Gibson, U.S.M.C. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John A Graham for Public Works and Highways: This bill honors the memory of Corporal Timothy Gibson, USMC, who was killed in action in Iraq in 2005 by naming a bridge in the town of Merrimack in his honor. The amendment simply corrects the DOT inventory number of the bridge. **Vote 12-0.**

TRANSPORTATION

HB 64-FN, authorizing medal insignias on special number plates for veterans.

INEXPEDIENT TO LEGISLATE.

Rep. John A Hikel for Transportation: This bill is very well intentioned. However, there are plans in committee to deal with creating a multi-use plate to be used by many organizations **Vote 14-0.**

HB 90, relative to enforcement of the requirement of boaters to have a safe boater education certificate. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John R Cloutier for Transportation: This bill, as amended, would enforce the requirement of boaters to have a safe boater education certificate only as a secondary action when an operator of a motorized or registered vessel has been cited, charged with, or issued a written warning for a violation or some other offense, or as a primary action when an operator is involved in an accident or when an operator is the subject of a complaint made to a peace officer or an agent of the director of the marine patrol division of the department of safety. **Vote 12-3.**

HB 441-FN, relative to muffling devices on boats. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John A Hikel for Transportation: This bill allows an already compliant exhaust system on boats to be manually switched to allow above water exhaust to be diverted underwater to further quiet and be of enjoyment to all those in lake homes. Furthermore, this practice at high rpm's is potentially very damaging internally, which will ensure the practice will be at low speeds - approximately 10-15 mph. **Vote 14-0.**

COMMITTEE MEETINGS

FRIDAY, FEBRUARY 25

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

9:30 a.m. Regular meeting.

FINANCE, Rooms 210-211, LOB

Budget Presentations:

9:30 a.m. State Employees Association/SEIU.

10:00 a.m. Department of Resources and Economic Development.

11:00 a.m. Department of Administrative Services.

1:00 p.m. Department of Transportation

2:00 p.m. Department of Fish and Game.

3:00 p.m. Department of Safety

FINANCE – (DIVISION III), Room 209, LOB

1:00 p.m. Work session on **HB 482-FN-A-L**, relative to county reimbursements for nursing home services.

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.

SPECIAL COMMITTEE ON REDISTRICTING, Room 308, LOB

- 2:00 p.m. **HCO 1**, relative to implementing an election pursuant to representative districts established in the order.
- 2:30 p.m. **HB 592**, apportioning state representative districts, congressional districts, executive council districts, and county commissioner districts.
- 3:00 p.m. **HB 224-FN**, establishing an independent legislative redistricting commission.
Executive session may follow.

MONDAY, FEBRUARY 28

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

- 10:00 a.m. Insurance /Consumer subcommittee work session on **HB 31**, relative to insurance payments for ambulance services.

FINANCE – (DIVISION I), Room 212, LOB

Budget Work Session

- 10:00 a.m. Department of Corrections

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

- 10:00 a.m. Department of Health and Human Services

JUDICIARY, Rooms 206-208, LOB

- 10:00 a.m. Full committee public hearing on **HB 329-FN**, requiring parental notification before abortions may be performed on unemancipated minors.
- 1:00 p.m. Full committee public hearing on **HB 513-FN**, relative to end of life aid in dying for certain persons suffering from a terminal disease.
Executive session may follow.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:30 a.m. Executive session on **HB 66**, relative to assessment of the land use change tax on cluster or condominium developments, **HB 205-FN**, relative to notice to owners of upstream dams, **HB 338**, allowing towns and cities to exempt farm buildings and structures from property taxation, **HB 358**, relative to the maintenance, repair, and preservation of burial grounds, **HB 639-FN-L**, requiring impact studies for large-scale retail development.

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

- 9:00 a.m. Regular meeting.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM, Room 307, LOB

- 10:00 a.m. Public hearing on proposed amendment to **HB 231-FN**, relative to payment of state retiree medical benefits for spouses and dependents. The proposed amendment establishes specific monthly payments by state retirees toward their health care premiums. Copies of the proposed amendment are available

- from the Sergeant-at-Arms Office.
- 11:00 a.m. Full committee work session on **HB 231-FN**, relative to payment of state retiree medical benefits for spouses and dependents.
- 12:30 p.m. Executive session on **HB 231-FN**, relative to payment of state retiree medical benefits for spouses and dependents.

TUESDAY, MARCH 1

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

- 10:00 a.m. **HB 581**, regulating guaranteed price plans and prepaid contracts for petroleum.
- 10:30 a.m. **HB 643**, relative to propane sales.
- 11:00 a.m. **HB 394-FN**, relative to the regulation of oil heating technicians.
- 11:30 a.m. **HB 577**, relative to the use of foreign languages by retail establishments.
- 1:15 p.m. **HB 617**, repealing the prohibitions on Sunday business activities.
- 2:00 p.m. **HB 333-FN**, repealing certain provisions relating to the sale of oleomargarine.
- 2:30 p.m. **HB 445-FN**, relative to the regulation of electronic tracking devices.
Work sessions on these bills may follow the public hearings.
- 3:00 p.m. Full committee executive session on **HB 96**, relative to issuance of individual health insurance policies by health carriers, **HB 328**, relative to New Hampshire domestic liquor and wines, **HB 262-FN**, relative to beverage manufacturers, **HB 126-FN**, prohibiting interference with access to medical services and health insurance of New Hampshire citizens, **HJR 2**, prohibiting the implementation of the insurance department rules regarding the New Hampshire Medical Malpractice Joint Underwriting Association, **HB 255**, requiring consumer protection for prepaid services, **HB 276-FN**, relative to wine manufacturers, **HB 247**, relative to seller financing of mortgages and making changes to the laws regulating mortgage bankers and brokers and debt adjustment services, **HB 291**, relative to permissible fireworks, **HB 171**, relative to restrictions on liquor licenses, **HB 175**, relative to technical changes in life, accident, and health insurance, **HB 419-FN**, relative to language in insurance certificates, **HB 298**, requiring condominium management companies to make certain disclosures to the condominium board of directors, **HB 322**, relative to occupancy fees charged by manufactured housing park owners, **HB 405**, relative to dissolving corporations, **HB 408**, relative to residential mortgage loan transactions, **HB 317**, relative to fire warning devices and carbon monoxide detection devices in dwellings, **HB 248**, establishing a commission to study business regulations in New Hampshire, **HB 430**, establishing a committee to study the feasibility of establishing a state development bank in New Hampshire, **HB 398**, relative to service animals.

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION, Room 206, LOB

- 10:00 a.m. Executive session on **HB 89**, requiring the attorney general to join the lawsuit challenging the Patient Protection and Affordable Care Act.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 283-FN**, relative to impaired drivers.
- 10:45 a.m. **HB 486-FN**, relative to penalties for alcohol ignition interlock circumvention.
- 11:15 a.m. **HB 628-FN**, making the touching or viewing with a technological device of a person's breasts or genitals by a government security agent without probable

- cause a sexual assault.
- 1:00 p.m. **HB 553**, relative to the law on wiretapping and eavesdropping.
- 1:45 p.m. **HB 552**, establishing a committee to study repealing the revisions to the law implemented by SB 500-FN of the 2010 legislative session.
- 2:30 p.m. **HB 524-FN**, excluding persons convicted of violent crimes from mandatory early release on probation or parole.
- 3:00 p.m. Rescheduled public hearing on **HB 576-FN**, relative to the right to brandish a firearm in defense of one's property.
Executive session may follow.

EDUCATION, Rooms 205-207, LOB

- 10:30 a.m. **HB 296**, relative to procedures for juvenile delinquency petitions filed by a school district or school official.
- 11:00 a.m. **HB 377-FN**, requiring daily physical education for public school pupils.
- 11:30 a.m. **HB 422**, prohibiting vaccinations in public schools.
- 1:00 p.m. **HB 370**, making changes to the pupil safety and violence prevention act.
- 2:00 p.m. **HB 429**, permitting a child 16 years of age or older to withdraw from school with parental permission.
- 2:30 p.m. **HB 501-FN-L**, requiring the teaching of cardiopulmonary resuscitation in public schools.
Executive session may follow.

ELECTION LAW, Room 308, LOB

- 10:30 a.m. Executive session on **HB 186-FN**, relative to restrictions on political communications, **HB 251**, relative to absentee ballots, **HB 257**, relative to removal of political advertising, **HB 258**, eliminating certain unenforced election laws, **HB 411**, relative to distributing campaign materials at the polling place, **HB 451-FN**, prohibiting the use of prerecorded political messages for political advocacy within 30 days prior to an election, **HB 459-FN**, relative to placement of political advertising.
- 11:00 a.m. **HB 588**, relative to polling hours and location of polling places.
- 11:15 a.m. **HB 423**, relative to including workplace harassment in the legislative ethics law.
- 1:00 p.m. **HB 598**, prohibiting a candidate from receiving the nomination of more than one party.
- 1:45 p.m. **HB 427-FN**, prohibiting political advertising on public property.
- 2:15 p.m. **HB 421**, relative to candidates for United States senator.
Executive session may follow.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

- 11:00 a.m. Subcommittee work session on **HB 46**, relative to the membership of the current use advisory board.
- 1:00 p.m. Executive session on **HB 46**, relative to the membership of the current use advisory board, **HB 325-FN**, relative to the purchase of ill animals from licensed animal vendors and inspections of animal vendor premises by the state veterinarian, **HB 495-FN**, relative to the prevention of the use of pesticides on the grounds of child day care facilities, schools, and state parks.

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.
- 1:00 p.m. **HB 30**, relative to reciprocity for licensure by the board of veterinary

- medicine.
- 1:30 p.m. **HB 476-FN**, establishing an independent board of psychologists.
Executive session may follow.
- 2:00 p.m. Subcommittee work session on **HB 137-FN-L**, relative to the state fire code and the state building code, **HB 260**, relative to the state fire code and the appeal process for decisions of the state fire marshal.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. Or immediately following the Chairmen's meeting, executive session on **HB 269-FN**, establishing a priority based budget system focused on measurable results, **HB 425-FN-A-L**, making an appropriation for the special education catastrophic aid program for the 2011 fiscal year, **HB 482-FN-A-L**, relative to county reimbursements for nursing home services, **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.
- 10:30 a.m. Or immediately following the executive session, full committee work session on **HCR 6**, requiring the Congress of the United States of America to reaffirm its adherence to the Constitution of the United States regarding international agreements and treaties.

FINANCE – (DIVISION I), Room 212, LOB

Budget Work Session

- 1:00 p.m. Or immediately following the full committee work session, Department of Corrections.

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

- 1:00 p.m. Or immediately following full committee work session, budget work session.

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

- 1:00 p.m. Or immediately following full committee work session, Department of Health and Human Services

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

- 8:00 a.m. Subcommittee work session on **HB 642-FN**, requiring the departments of health and human services and administrative services to jointly issue a certain request for information.
- 9:00 a.m. Executive session on **HB 58**, relative to inter-facility transfers of critical access hospital patients, **HB 75**, establishing a commission to study bed bugs in New Hampshire, **HB 191**, relative to the community mental health system, **HB 312-L**, relative to notice required for the fluoridation of drinking water, **HB 573**, relative to the administration of certain pain relief medications by a school nurse, **HB 632**, relative to labeling requirements for dispensing of drugs by automated pharmacy systems, **HB 284-FN**, relative to contact lens prescriptions, **HB 163**, establishing the medical sharps advisory council on disposal of medical sharps, **HB 407**, establishing a committee to study the rising incidence of autism, **HB 484-FN**, requiring random drug testing of food stamp program participants, **HB 485-FN**, relative to requiring photo identification for food stamp program participants, **HB 642-FN**, requiring the departments of health and human services and administrative services to jointly issue a certain request for information.

Representatives Hall

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

JUDICIARY, Room 208, LOB

- 10:00 a.m. Full committee public hearing on **HB 347**, exempting from nondisclosure the records of accidents involving and violations by county, city, and town employees and officials.
- 10:30 a.m. Full committee public hearing on **HB 596**, establishing a recommended procedure upon the abandonment or foreclosure of a manufactured home within a housing park.
- 11:00 a.m. Full committee public hearing on **HB 637-FN**, relative to lowering the legal drinking age for members of the armed forces.
Executive session may follow.
- 1:00 p.m. Executive session on **CACR 11**, relating to terms for state judges. Providing that all state judges be commissioned for renewable 5-year terms, **HB 141**, relative to the treatment of cable television as a protected utility service, **HB 158**, relative to the misuse of social security numbers, **HB 254**, relative to offers of judgments, **HB 305**, relative to the homestead right, **HB 314**, relative to judicially appointed officials, **HB 315**, relative to appointment of attorneys by judges, marital masters, and judicial officers, **HB 329-FN**, requiring parental notification before abortions may be performed on unemancipated minors, **HB 344-FN**, establishing a judicial performance review commission, **HB 349-FN**, relative to alternative dispute resolution in civil cases, **HB 412**, establishing a committee to study issues of judicial standing under federal and state law, **HB 431**, relative to psychiatric evaluations, **HB 437-FN**, relative to the definition of marriage, **HB 443-FN**, establishing that marriage between one man and one woman shall be the only legal domestic union that shall be valid or recognized in this state, **HB 499-FN**, relative to the employer's lien on damages and benefits recovered from third persons by employees who have received workers' compensation, **HB 513-FN**, relative to end of life aid in dying for certain persons suffering from a terminal disease, **HB 514**, relative to entry on private land, **HB 522-FN**, relative to elder abuse, **HB 527**, relative to tort reform, **HB 532-L**, relative to municipal liability for dog bites, **HB 569-FN**, establishing domestic union as a valid contract and extending certain rights to parties to a domestic union, **HB 574**, relative to the taking of private property during a state of emergency, **HB 609-FN**, establishing the New Hampshire circuit court to replace the current probate courts, district courts, and judicial branch family division, **HB 640-FN**, relative to notice to the department of health and human services of the allocation of spousal income and relative to estate planning by guardians, **HB 641-FN**, relative to lien authority for the office of reimbursements within the department of health and human services, **HCR 17**, declaring that *Copp v. Henniker* and the opinions which subsequently relied upon *Copp versus Henniker* are void and of no force, **HCR 18**, declaring *Merrill v. Sherburne* to be void and of no force, **HR 7**, directing the house judiciary committee to investigate whether grounds exist to impeach marital master Phillip Cross and/or any justice of the New Hampshire superior court.

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

- 9:30 a.m. Subcommittee work session on **HB 26-FN**, clarifying the definition of gross misconduct for purposes of unemployment compensation.

Room 307, LOB

- 10:15 a.m. Rescheduled public hearing on **HB 420-FN**, relative to voluntary registration for independent contractors under workers' compensation law.
- 11:00 a.m. Rescheduled public hearing on **HB 494-FN**, relative to tipped employees who

deal card and table games at games of chance venues.

Executive session may follow.

- 1:00 p.m. Executive session on **HB 133**, relative to the minimum wage, **HB 273**, relative to public or private criticism of employers by employees, **HB 275**, establishing an employers' private right of action to enforce the payment of workers' compensation coverage, **HB 401**, relative to postsecondary training for workers with disabilities, **HB 26-FN**, clarifying the definition of gross misconduct for purposes of unemployment compensation, **HB 236**, relative to workers' compensation for illegal aliens, **HB 362**, relative to binding arbitration in public labor relations disputes, **HB 420-FN**, relative to voluntary registration for independent contractors under workers' compensation law, **HB 494-FN**, relative to tipped employees who deal card and table games at games of chance venues, **HB 560**, increasing the minimum wage, **HB 582**, relative to communication between employers and employees during bargaining negotiations, **HB 589**, repealing written majority authorization for an employee organization to be certified as the exclusive representative of public employees in a bargaining unit, **HB 647**, relative to withholding of wages.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

- 10:00 a.m. Executive session on **HB 190**, relative to legislative study committees, **HB 114**, establishing a committee to study merging the state heritage collections committee and the joint legislative historical committee, **HB 357-FN**, suspending the payment of travel expenses for legislators and staff, **HB 520-FN**, requiring certain bills to have performance standard notes.
- 11:00 a.m. **HB 561-FN**, prohibiting the state payment of the cost of wireless communications services for legislators and staff.
Executive session may follow.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 8:30 a.m. Subcommittee work session on **HB 232-FN**, relative to abandoned homes in manufactured housing parks.
- 11:00 a.m. Executive session on **HB 361**, enabling counties to adopt semi-annual payment of county taxes by towns and cities, **HB 293-FN**, relative to phasing out and repealing the exemption for water and air pollution control facilities from local property taxation, **HB 341**, relative to local spending caps, **HB 457-FN**, reducing the interest rate on late and delinquent property tax payments, subsequent payments, and other unpaid taxes, **HB 340-FN**, promoting parental choice in education and providing for an abatement from the education taxes for parents of children not enrolled in the public school system, **HB 109**, relative to residential fire sprinklers, **HB 232-FN**, relative to abandoned homes in manufactured housing parks.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 10:00 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.
Executive session may follow.

Capital budget presentations and public hearing on proposed HB 25.

- 1:00 p.m. Adjutant General
1:30 p.m. Department of Cultural Resources
2:00 p.m. Veterans Home
2:30 p.m. Liquor Commission
3:00 p.m. Department of Safety

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

1:00 p.m. Executive session on **HB 27**, relative to de minimis impact work in designated rivers, **HB 33**, relative to the preservation and care of the Franconia Notch forest reservation and memorial park, **HB 149**, designating segments of the Lamprey, North Branch, Pawtuckaway, North, Little, and Piscassic Rivers as protected rivers, **HB 404**, relative to toilets at campgrounds and exclusions for such requirements for certain parcels of land, **HB 439-FN-L**, relative to claiming an invasive species as a habitat, **HB 470-FN**, repealing the comprehensive shoreland protection act, **HB 568**, relative to smoking within certain areas of New Hampshire state parks and historic sites.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:15 a.m. **HB 543-FN**, relative to biomass combined heat and electricity facilities.
11:15 a.m. Continued public hearing on **HB 388-FN**, requiring providers of prepaid wireless services and voice over internet protocol services to pay surcharges for deposit in the enhanced 911 system fund.
1:00 p.m. Continued public hearing on **HB 311-FN**, relative to solar renewable energy.
1:30 p.m. **HB 559**, establishing a committee to study methods of encouraging the installation and use of small scale renewable energy resources by homeowners and businesses and authorizing the development of a solar photovoltaic renewable energy project in Manchester.
Executive session may follow.

TRANSPORTATION, Room 203, LOB

9:45 a.m. Subcommittee work session on **HB 342**, relative to boat operation rules, **HB 548**, relative to boater safety education and relative to the minimum age for operation of motorized vessels.
10:00 a.m. **HB 610-FN-A**, establishing number plates supporting New Hampshire public higher education.
10:30 a.m. **HB 540-FN**, relative to motor vehicle inspections.
11:30 a.m. **HB 335-FN-A**, establishing multi-use number plates.
1:15 p.m. **HB 397**, relative to image display devices in motor vehicles.
Executive session may follow.

WEDNESDAY, MARCH 2

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

3:00 p.m. Or immediately following the House session, continued executive session from March 1, if needed

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

2:00 p.m. Or 45 minutes after the House session, executive session on **HB 339-FN-A**, allowing the state veterinarian to employ a meat inspection services administrator, **HB 446-FN**, repealing the authority for regulation of certain professional occupations, **HB 450**, relative to the regulatory authority of the board of barbering, cosmetology, and esthetics, **HB 517-FN**, repealing provisions concerning licensure of fuel gas fitters, **HB 43**, relative to the adoption of forms under the administrative procedures act, **HB 211**, relative to the review and approval of proposed agency rules under the administrative procedures act, **HB 310-FN**, relative to the use of open data formats and the adoption of a statewide policy regarding open government data standards, **HB 331-FN**, relative to posting agency expenditures on the state transparency website, **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, **HB 418-FN**, requiring state agencies to consider open source software when acquiring new software, **HB 458-FN-A**, establishing a sunset review process for executive agency and judicial programs and making an appropriation therefor, **HB 586**, establishing an interdepartmental public health and environmental coordinating committee, **HB 222-FN**, relative to administrative rules which contain a fee increase, allowing political subdivisions to object to a proposed rule, and eliminating certain statutory provisions granting general rulemaking authority.

FINANCE – (DIVISION I), Room 212, LOB

Budget work session immediately following the House Session

TRANSPORTATION, Room 203, LOB

3:00 p.m. Or immediately following the House session, executive session on **HB 455-FN**, authorizing optional enhanced drivers' licenses and optional enhanced nondrivers' picture identification cards, **HB 549**, relative to driver's license reexaminations, **HB 134**, relative to eligibility for walking disability plates, **HB 610-FN-A**, establishing number plates supporting New Hampshire public higher education, **HB 397**, relative to image display devices in motor vehicles, **HB 546**, relative to the use of hand-held cellular phones while driving, **HB 342**, relative to boat operation rules, **HB 271-FN-A**, establishing number plates for firefighters and emergency medical care providers, **HB 354**, relative to licensure requirements for retail vehicle dealers, **HB 516-FN-A**, establishing Red Sox number plates to benefit the Children's Hospital at Dartmouth, **HB 548**, relative to boater safety education and relative to the minimum age for operation of motorized vessels, **HB 335-FN-A**, establishing multi-use number plates, **HB 540-FN**, relative to motor vehicle inspections.

THURSDAY, MARCH 3

CHILDREN AND FAMILY LAW, Room 206, LOB

9:30 a.m. **HB 587**, relative to grounds for divorce for persons with minor children.
10:30 a.m. **HB 415**, relative to access to abuse and neglect investigation records pending a child custody dispute.
11:30 a.m. **HB 506-FN**, relative to false allegations of child abuse.
1:30 p.m. **HB 591**, relative to the determination of parental rights based on the best interest of the child; relative to grounds for modification of an order regarding parental rights and responsibilities, and relative to grandparent and stepparent visitation rights.
Executive session may follow.
12:00 p.m. Subcommittee work session on **HB 52**, relative to grounds for modification of parental rights and responsibilities.

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

9:00 a.m. **HB 351-FN**, relative to insurance reimbursement for doctors of naturopathic medicine.
10:00 a.m. **HB 607**, relative to exemptions under the consumer protection act.
10:30 a.m. **HB 606**, establishing a committee to study the formation of a consumer protection working group.
11:00 a.m. **HB 359-FN**, prohibiting the use of certain information to underwrite insurance coverage.
11:30 a.m. **HB 424**, relative to surplus lines tax collection.
1:15 p.m. **HB 345-FN**, relative to insurance payments for ambulance providers.

- 2:00 p.m. **HB 616-FN**, relative to coverage for divorced spouses.
Work sessions may follow the public hearings.
- 2:45 p.m. Full committee executive session on **HB 581**, regulating guaranteed price plans and prepaid contracts for petroleum, **HB 643**, relative to propane sales, **HB 394-FN**, relative to the regulation of oil heating technicians, **HB 577**, relative to the use of foreign languages by retail establishments, **HB 617**, repealing the prohibitions on Sunday business activities, **HB 333-FN**, repealing certain provisions relating to the sale of oleomargarine, **HB 445-FN**, relative to the regulation of electronic tracking devices.

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

- 1:00 p.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 207-FN**, relative to physical force in defense of a person.
HB 210-FN, relative to the use of deadly force to protect oneself.
HB 567, relative to physical force in defense of a person.
- 1:00 p.m. Continued public hearing on **HB 434**, relative to procedures for investigating law enforcement officers involved in critical incidents.
- 1:30 p.m. Rescheduled public hearing on **HB 536-FN**, relative to the natural right to carry a firearm, openly or concealed, without a license.
Executive session may follow.

EDUCATION, Room 207, LOB

- 10:00 a.m. Executive session on **HB 219**, establishing a committee to study the abolishment of the department of education, **HB 220-FN**, relative to the approval of plans and specifications for the construction of school buildings, **HB 290**, relative to staffing exceptions for small schools, **HB 296**, relative to procedures for juvenile delinquency petitions filed by a school district or school official, **HB 369-FN-L**, relative to withdrawal from a school administrative unit or an authorized regional enrollment area school, **HB 370**, making changes to the pupil safety and violence prevention act, **HB 376**, relative to representative voting on joint boards of school administrative units, **HB 377-FN**, requiring daily physical education for public school pupils, **HB 386**, adding Granite State college to the university system of New Hampshire corporate charter and adding a student trustee from Granite State college to the university system board of trustees, **HB 422**, prohibiting vaccinations in public schools, **HB 429**, permitting a child 16 years of age or older to withdraw from school with parental permission, **HB 501-FN-L**, requiring the teaching of cardiopulmonary resuscitation in public schools, **HB 505-FN**, making charter schools eligible for grants for leased space, **HB 528-FN-L**, requiring school districts to develop a facility maintenance and capital improvement program, **HB 542-FN**, amending the school attendance statutes, amending the statute for suspension or expulsion of a pupil for possession of certain weapons, and repealing the rulemaking and reporting provisions of the Parents as Teachers program.

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.
- 10:15 a.m. **HB 508-FN**, establishing a performance measurement system for state agencies.
- 11:00 a.m. Rescheduled public hearing on **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.

FINANCE – (DIVISION I), Room 212, LOB

Budget Work Sessions

- 9:00 a.m. Judicial Branch
 1:00 p.m. Judicial Council

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

- 10:00 a.m. Budget work session.

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

- 10:00 a.m. Department of Health and Human Services

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

- 9:30 a.m. Subcommittee work session on **HB 571-FN**, relative to lobster and crab licenses issued by the fish and game department.
 10:00 a.m. Executive session on **HB 194**, repealing the prohibition on having or carrying certain crossbow, rifles, or shotguns in vehicles, **HB 196**, relative to the certificates of completion of a basic hunter education program or bow hunter education program, **HB 206-FN**, establishing an apprentice hunting license, **HB 294**, relative to the distance from highways for the taking of moose, **HB 571-FN**, relative to lobster and crab licenses issued by the fish and game department.

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

- 9:00 a.m. Full committee work session on **HB 71**, authorizing establishment of pharmaceutical drug take-back programs. Executive session may follow.
 10:00 a.m. Rescheduled public hearing on **HB 493-FN**, relative to the certification of integrated residential communities.
 11:00 a.m. Rescheduled public hearing on **HB 489-FN**, relative to health information exchange.
 1:00 p.m. **HB 554**, relative to mental health records. Executive session may follow.

JUDICIARY, Room 208, LOB

- 10:00 a.m. Continued executive session from March 1, if needed and executive session on **HB 347**, exempting from nondisclosure the records of accidents involving and violations by county, city, and town employees and officials, **HB 596**, establishing a recommended procedure upon the abandonment or foreclosure of a manufactured home within a housing park, **HB 637-FN**, relative to lowering the legal drinking age for members of the armed forces.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

- 2:00 p.m. Work session on Rep. Michael Brunelle's qualifications to serve subject to Part II, Article 7 of the NH Constitution.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:30 a.m. Executive session on **SB 15**, relative to the duties of tax collectors and clerks, **SB 16**, relative to amendments to warrant articles, **HB 352**, relative to merger of lots or parcels, **HB 403-L**, requiring a public hearing on certain school district warrant articles, **HB 541**, relative to ownership of property

placed in trust qualifying for certain property tax exemptions and credits, **HB 622**, relative to adjustments to the semi-annual collection of property taxes in towns and cities.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Capital budget presentations and public hearing on proposed HB 25.

9:30 a.m. Administrative Services
1:00 p.m. Department of Corrections
2:00 p.m. Department of Education
2:30 p.m. Judicial Branch

REDRESS OF GRIEVANCES, Room 104, LOB

10:00 a.m. Continued hearing and work session on Petition 1.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

10:00 a.m. Subcommittee work session on **HB 496-FN**, relative to radiological monitoring in nuclear emergency planning zones.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

9:00 a.m. Executive session on **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, **HCR 10**, urging the National Park Service to permit the exhumation of the body of Meriwether Lewis to determine the cause of his death, **HCR 15**, ordering our federal senators to vote against the Law of the Sea Convention, **HCR 9**, urging Congress to support H.R. 6416 or similar legislation relative to airport security, **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, **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, **HCR 14**, applying to Congress to convene a convention proposing amendments to the United States Constitution, **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.

FRIDAY, MARCH 4

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

9:00 a.m. Continued regular meeting.

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

10:00 a.m. **HB 566**, relative to the identification of dental prosthetic appliances.
10:30 a.m. **HB 633**, preventing prescribing practitioners from owning pharmacies in-state and out-of-state.
11:00 a.m. **HB 578**, relative to payment at time of medical services.
11:30 a.m. **HB 504-FN**, licensing reverse distributors of drugs and requiring manufacturers and wholesalers to report changes in ownership.
1:15 p.m. **HB 385-FN**, relative to the applicability of licensure requirements for mortgage bankers and brokers.
2:00 p.m. **HB 613**, establishing exemptions from the licensing requirements for first mortgage bankers and brokers.
2:30 p.m. **HB 562**, relative to overdraft fees charged by banks.

Work sessions may follow the public hearings.

FINANCE – (DIVISION I), Room 212, LOB

Budget Work Session

1:00 p.m. Department of Administrative Services

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

10:00 a.m. Budget work session.

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Sessions

10:00 a.m. Department of Health and Human Services

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Room 207, LOB

9:00 a.m. **HCR 26**, declaring that the Claremont case's mandates that the legislative and executive branches define an adequate education, determine its cost, fund its entire cost with state taxes, and ensure its delivery through accountability, are not binding on the legislative and executive branches. Executive session may follow.

9:30 a.m. Full committee work session on **CACR 7**, relating to education funding. Providing that the general court shall distribute funds in the manner that it determines will best promote an equal opportunity for an adequate education, **CACR 12**, relating to funding of public education. Providing that the legislature shall define standards for education, determine the level of state funding thereof, establish standards of accountability, and allocate state funds in a manner that mitigates disparities in educational opportunity and fiscal capacity, provided that a reasonable share of state funds shall be distributed on a per pupil basis.

10:00 a.m. Or immediately following the work session, executive session on **HCR 26**, declaring that the Claremont case's mandates that the legislative and executive branches define an adequate education, determine its cost, fund its entire cost with state taxes, and ensure its delivery through accountability, are not binding on the legislative and executive branches, **CACR 7**, relating to education funding. Providing that the general court shall distribute funds in the manner that it determines will best promote an equal opportunity for an adequate education, **HB 337-FN-L**, relative to the calculation and distribution of adequate education grants.

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.

2:00 p.m. Full committee work session on **HB 227-FN**, relative to the membership of the retirement system board of trustees, **HB 461-FN**, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service, **HB 464-FN**, requiring the transfer of certain retirement system group II special account funds to the state annuity accumulation fund, **HB 456-FN**, relative to the calculation of average final compensation for the purpose of determining retirement system benefits, **HB 265-FN**, redefining earnable compensation in the retirement system for new and non-vested members in service, **HB 463-FN**, relative to the retirement system maximum initial benefit limitation, **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, **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, **HB 465-FN**, relative to the number of years for calculating average final compensation for retirement system benefits, **HB 460-FN**, relative to the retirement age for group II members, **HB 462-FN**, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system, **HB 580-FN-L**, relative to the New Hampshire retirement system.

3:00 p.m. Executive session on **HB 227-FN**, relative to the membership of the retirement system board of trustees, **HB 461-FN**, relative to repealing the authority for retirement system members to purchase service credit for certain out-of-state service, **HB 464-FN**, requiring the transfer of certain retirement system group II special account funds to the state annuity accumulation fund, **HB 456-FN**, relative to the calculation of average final compensation for the purpose of determining retirement system benefits, **HB 265-FN**, redefining earnable compensation in the retirement system for new and non-vested members in service, **HB 463-FN**, relative to the retirement system maximum initial benefit limitation, **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, **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, **HB 465-FN**, relative to the number of years for calculating average final compensation for retirement system benefits, **HB 460-FN**, relative to the retirement age for group II members, **HB 462-FN**, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system, **HB 580-FN-L**, relative to the New Hampshire retirement system.

MONDAY, MARCH 7

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

10:00 a.m. Department of Health and Human Services building blocks.

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

9:00 a.m. Rescheduled regular meeting.

TUESDAY, MARCH 8

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Room 101, LOB

3:00 p.m. Regular meeting.

WEDNESDAY, MARCH 9

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

10:00 a.m. Department of Health and Human Services building blocks.

SCIENCE, TECHNOLOGY AND ENERGY, Representatives Hall

- 10:15 a.m. **HB 648**, relative to eminent domain petitions by public utilities.
1:30 p.m. **HB 649**, relative to the Northern Pass Project to construct and operate transmission lines from the Canadian border to a proposed terminal in Franklin, New Hampshire.
Executive session may follow.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. Rescheduled public hearing on **HB 611-FN-A**, relative to determination of the reasonable compensation deduction under the business profits tax.
1:00 p.m. **HB 83**, relative to vessel registration.
Executive session may follow.
2:00 p.m. Executive session on **CACR 6**, relating to taxation. Providing that a 2/3 vote is required to pass legislation imposing new or increased taxes or license fees provided that the legislature may increase the rate of taxes and fees with a majority vote in any fiscal year that insufficient revenues are provided to pay the principal and interest on a debt payable in that year, to which the state has pledged its faith and credit, **CACR 10**, relating to establishing a New Hampshire state reserve fund. Providing that the New Hampshire state reserve fund shall be under the authority of the state treasurer and dedicated to offset the business profits tax, business enterprise tax, and the interest and dividends tax for purposes of lowering the rates of such taxes, **HB 83**, relative to vessel registration, **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, **HB 557-FN-A**, relative to the standards and burden of proof with respect to the business profits tax deduction for reasonable compensation attributable to owners of partnerships, limited liability companies, and sole proprietorships, **HB 611-FN-A**, relative to determination of the reasonable compensation deduction under the business profits tax.

THURSDAY, MARCH 10

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 1:15 p.m. Full committee public hearing on **HB 125-FN**, relative to lawful commerce in firearms, including manufacture and sale, in New Hampshire.
2:00 p.m. Full committee public hearing on **HB 440-FN**, requiring that New Hampshire join the lawsuit challenging federal health care reform legislation, and repealing the authority for state implementation of federal health care reform.
Executive session may follow.

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

- 10:00 a.m. Department of Health and Human Services building blocks.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Capital budget presentations and public hearing on proposed HB 25.

- 9:30 a.m. Department of Employment Security
10:00 a.m. Department of Environmental Services
1:00 p.m. Department of Transportation

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. Continued executive session from March 9, if needed.

FRIDAY, MARCH 11

FINANCE – (DIVISION III), Room 209, LOB

Budget Work Session

10:00 a.m. Department of Health and Human Services building blocks.

TUESDAY, MARCH 15

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Capital budget presentations and public hearing on proposed HB 25.

10:00 a.m. Department of Health and Human Services

11:15 a.m. McAuliffe Shepard Discovery Center

1:00 p.m. Department of Information Technology

2:00 p.m. Department of Resources and Economic Development

THURSDAY, MARCH 17

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

Capital budget presentations and public hearing on proposed HB 25.

9:30 a.m. Community College System

10:30 a.m. University of New Hampshire

1:00 p.m. Other Departments, Agencies, etc.

FRIDAY, MARCH 18

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

9:00 a.m. Continued regular meeting.

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

1:00 p.m. Regular meeting.

MONDAY, MARCH 21

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

9:00 a.m. Regular meeting.

TASK FORCE TO STUDY EMPLOYEE MISCLASSIFICATION (SB 500, Chapter 378:7, Laws of 2008), Room 307

2:00 p.m. Regular meeting.

FRIDAY, MARCH 25

ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Room 301, LOB

9:00 a.m. Regular meeting.

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

10:00 a.m. Regular business.

MONDAY, MARCH 28

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

9:00 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Belknap County Delegation will meet at the County Complex on Monday, **February 28** at 3:00 p.m. for an informational meeting regarding the Belknap County Economic Development Council.

Belknap County Delegation will meet at the County Complex on Monday, **March 7** at 6:00 p.m. to vote on the County Attorney appointment and 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 28**, 2011 to discuss the Carroll County Budget for 2011 and any other business properly brought before the meeting. The meeting will take place at the Carroll County Administration Building, Delegation Room, Ossipee, NH

Rep. Karen C. Umberger

COUNTY DELEGATION NOTICE

Grafton County Executive Committee will meet on Monday, **February 28** at 10:00 a.m. at the County Complex Administration Building in North Haverhill.

Rep. Lyle E. Bulis, Chairman
Grafton County Executive Committee

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
Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on Monday, **March 7th**, 2011 at 9:00 a.m. in the Lower Level Conference Room located at the McDonnell Building 4 Court Street, Concord, NH. The purpose of the meeting is as follows: 1. 2011 Budget Review/Approval. 2. Any other business that may appropriately come before them.

Rep. David H. Kidder, Chairman
Merrimack County Executive Committee

Merrimack County Delegation, pursuant to RSA 24:23, will hold a public hearing for Merrimack County at 6:00 p.m. on Monday, **March 21**, 2011 at the County Administration Building, 4 Court Street, Lower Level Conference Room, Concord, New Hampshire. The purpose of the meeting is to consider 2011 Budget Appropriations for Merrimack County and to consider any other business that may appropriately come before them. At this time, any member of the public may present oral or written testimony regarding the 2011 budget as proposed by the Merrimack County Delegation Executive Committee.

Merrimack County Delegation, pursuant to RSA 24:9-c and RSA 24:14 II, will meet immediately following the public hearing to be held on Monday, **March 21**, 2011 at 6:00p.m., at the County Administration Building, 4 Court Street, Lower Level Conference Room, Concord, New Hampshire. The purpose of the meeting is approval of the 2011 Merrimack County Proposed Budget and to consider any other business that may appropriately come before them.

Rep. David J. Palfrey, Chairman
Merrimack County Delegation

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet on Monday, **March 7**, 2011 at 5:00

p.m. in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood, NH. The purpose of the meeting is to review the Proposed 2011 County Budget.

Rep. David A. Welch, Clerk

Rockingham County Executive Committee

Rockingham County Delegation will meet on Thursday, **March 10**, 2011 at 6:00 p.m. in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood, NH. The Executive Committee will meet at 5:30 p.m. in the Commissioners Conference Room. Storm Date – Tuesday, March 15, 2011.

Rep. David A. Welch, Clerk

Rockingham County Delegation

REVISED FISCAL NOTES

The following House Bills have a revised fiscal note: HBs 35, 37, 49, 131, 222, 224, 225, 228, 234, 238, 242, 256, 261, 262, 264, 265, 266, 268, 270, 274, 276, 277, 284, 288, 292, 293, 299, 302, 303, 309, 310, 325, 329, 330, 332, 333, 335, 337, 340, 343, 345, 353, 356, 365, 368, 369, 377, 388, 418, 419, 420, 439, 440, 441, 444, 448, 451, 452, 453, 454, 456, 459, 461, 463, 464, 465, 466, 467, 468, 470, 471, 472, 477, 479, 480, 481, 482, 484, 485, 486, 487, 488, 490, 491, 493, 495, 496, 497, 498, 499, 502, 504, 505, 506, 507, 509, 515, 517, 518, 519, 522, 523, 529, 537, 539, 542, 569, 601, 602, 619, 621, 626, 627, 628, 629, 634, 636, 637, 638, 639, 640, 641, 642. SB 1

Karen O. Wadsworth, Clerk of the House

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

Rep. Ronald J. Belanger, PO Box 415, Salem, New Hampshire 03079-0415

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

Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

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

The 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 Representatives wishing to support the Knights of Columbus with a listing in the Annual Meeting Book please contact Rep. Jordan Ulery via email at jordanulery@myfairpoint.net.

Rep. Jordan G. Ulery

The Concord Family YMCA and the NH Psychological Association invite all legislators to attend a four part wellness series entitled "A Matter of Balance". This series will focus on staying active, making healthy behavior changes, safety and healthy eating for individuals over the age of 50. The sessions are being held on **March 1**, 8, 15, and 22 at the Concord Family YMCA, 15 North State Street, Concord from 4:00 to 5:00 p.m. Please RSVP and questions to Deb Acres, Concord Family YMCA, 228-9622 or dacres@concordYMCA.org.

Rep. James R. MacKay

The New Hampshire House Business Coalition will meet at 4:00 p.m. on Tuesday, **March 1** in Room 202, LOB. Please contact Rep. Laurie J. Sanborn at repsanborn@gmail.com.

Rep. Laurie J. Sanborn

Legislators prayer meeting will be held Wednesday, **March 2** at 8:00 a.m. in the Upham Walker House.

Rep. Susan DeLemus

The Freedom and Family Coalition will hold its rescheduled organizational meeting on Wednesday, **March 2** after session in Room 209, LOB.

Reps. Cindy Rosenwald and David Pierce

Republican freshmen will meet with Majority Leader D.J. Bettencourt and Rep. Vaillancourt after session on Wednesday, **March 2** in the cafeteria.

Rep. Charlie Moore

Celebrate Reading Day will be held on Monday, **March 7** at 10:00 a.m. in Representatives Hall. All Legislators and Senators are cordially invited to come and share Reading Day with the children of New Hampshire.

Rep. Susan DeLemus

Ski NH invites you and your legislative colleagues for our Annual Legislative Ski Day at New Hampshire's own Mount Sunapee Resort in Newbury on **March 7th**. This will be a fun-filled day with many activities, and a great opportunity to enjoy one of New Hampshire's premier ski resorts. There will be a fun race, lunch and a post-race reception where everyone wins! Information and registration forms from Ski NH are available in your committee office so mark your calendar for March 7th at Mount Sunapee. We invite you to come and see for yourself why skiing is New Hampshire's Official State Sport.

Reps. Frank V. Sapareto and Judith T. Spang

The Barnstead-Alton Republican Committee (BARC) announces that its next meeting will be held on Tuesday, **March 8** at J.J. Goodwin's Restaurant, 769 Suncook Valley Highway (Route 28), in Center Barnstead. There will be a short business meeting at 6:30 p.m., followed by Guest Speaker, Ovide Lamontagne. Ovide will talk about this past November's election, and his Granite Oath PAC that is focused on bringing conservative presidential hopefuls to New Hampshire to speak. If you're interested in having dinner (at your option) or want to socialize before the meeting, plan to arrive as early as 5:30 p.m. For more information, please send an email to Barnstead.Alton.RepubComm@gmail.com.

Rep. Elaine Swinford

The Belknap County Republican Committee announces that its next meeting will be held on Wednesday, **March 9** at the Shang Hai Restaurant, 331 South Main St., Laconia. The business meeting will begin at 6:30 p.m., followed by Guest Speaker, Ovide Lamontagne. Ovide will talk about this past November's election, and his Granite Oath PAC that is focused on bringing conservative presidential hopefuls to New Hampshire to speak. If you're interested in having a buffet dinner (at your option) or want to socialize before the meeting, plan to arrive as early as 5:30 p.m. For more information, please send an email to Alan@BelknapCountyRepublicans.org

Rep. Elaine Swinford

On **March 10th** from 11:30 a.m.-1:30 p.m. in the State House Cafeteria, there will be a luncheon honoring "Granny D" Doris Haddock a year after her passing at age 100. There will be a short program starting at 12:10 including a Governor's Proclamation for "Granny D Day 2011," videos, music, and a presentation of her archives. All are welcome. Please join us for lunch provided by the Coalition for Open Democracy and to celebrate the life of a New Hampshire icon who walked across the country at age 89 to bring national attention to the need for campaign finance reform.

Rep. John B. Hunt

The Strafford County Republican Committee Lincoln Reagan Dinner will be held Friday, **March 11** at 7:00 p.m. at the Three Chimneys Inn, Durham. Rick Santorum will be the featured speaker. Tickets available at www.santorum.eventbrite.com or call Tess Conroy at 337-5706.

Rep. Bill O'Connor

All legislators and staff are invited to the 9th Annual NH Capital St. Patrick's Day Corned Beef & Cabbage Lunch and Roast at noon on Tuesday, **March 15th** at the Courtyard-Marriott - Grappone Center, Concord with guest roasters Governor John Lynch and the legislative leadership. Please RSVP for your complementary reservation at James.Demers@TheDemersGroup.com

Rep. D.J. Bettencourt

The New Hampshire Order of Women Legislators (OWLs) will meet during the lunch break from session on Wednesday, **March 16**. Room to be announced. Everyone welcome.

Rep. Laura C. Pantelakos

The 2011 New Hampshire Poetry Out Loud (POL) program will hold a statewide Championship Competition in Representatives Hall, at the State House on Thursday, **March 17** at 7:00 p.m. (snow date March 18). Twelve New Hampshire high school poetry champions will recite great poetry and compete for the opportunity to represent NH at the National Poetry Out Loud Championship in Washington, DC in April. The 12 students are the winning competitors, coming out of four semi-finals. Close to 10,000 NH high school students participated. All legislators and their families are invited. This event, sponsored by the NH State Council on the Arts, is free and open to the public. To see a listing of high schools or for information contact Catherine O'Brien, Arts Education Coordinator, NH State Council on the Arts, 271-0795 or go to: www.nh.gov/nharts.

William L. O'Brien, Speaker

The American Red Cross cordially invites all legislative members and staff to the Annual State House Complex Blood Drive. The blood drive will take place on Tuesday, **March 22nd** from 9:00 a.m. to 3:00 p.m. The American Red Cross state of the art self-contained coach will be parked in front of the State House for this event. Appointments are strongly encouraged. To schedule an appointment, please call the State House Health Services at 271-2757. In the past the Blood Drive has had overwhelming support. Please help to make this year the best ever.

Rep. D.J. Bettencourt

The members of the Coalition of Insurance and Financial Producers cordially invite all House members and staff to a reception in the State House Cafeteria on Wednesday, **March 23** from 7:30 to 9:30 a.m. where a breakfast will be served. Look forward to seeing you there.

Reps. D.J. Bettencourt and Terie Norelli

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

The Natural Rights Council will hold its weekly meeting at 8:00 a.m. Wednesday at Caffenio, 84 North Main Street. All House members are welcome. NRC is a bi-partisan group dedicated to upholding principles outlined in Article 2, Part I of the NH Constitution.

Reps. Mark Warden, Andrew Manuse and Seth Cohn

STATE HOUSE VISITATION SCHEDULE

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. 25	9:00	Kimball Walker School – Concord	23/4
Feb. 25	10:00/11:30 SH/SC	Stratham Memorial School	113/4
Feb. 28	10:30	Pioneer Junior Academy – Westmoreland	14/1-8
March 1	10:45/12:15 SH/HM	Appleton Elementary School – New Ipswich	100/4
March 2	9:15	Bedford Church Group	15
March 2	10:30	Hancock Elementary School	13/4
March 2	11:45 SH/HM	Nottingham West Elementary School – Hudson	52/4
March 3	10:30/11:45 SH/HM	Nottingham West Elementary School – Hudson	79/4
March 4	9:15/10:30 SH/SC	Hanover St. School – Lebanon	75/4
March 7	10:00/11:30 SH/Manse	Chester Academy	70/4
March 8	9:45/11:00 SH/HM	Hooksett Memorial School	75/4
March 8	3:30	Bedford Cub Scouts	10
March 9	9:30/11:00 SH/HM	Loudon Elementary School	65/4
March 9	4:00	UNH- Social Welfare Policy class	40/col
March 10	9:45/11:00 SH/HM	Hooksett Memorial School	100/4
March 11	9:30/11:00 SH/SC	Lincoln St. School –Exeter	80/4
March 14	9:30/11:00 SH/SC	Lincoln St. School –Exeter	80/4
March 14	10:15/12:15 SH/HM	Walpole School	90/4&5
March 15	8:45	Bow Elementary School	40/4
March 15	10:15	Lamprey River Elementary School – Raymond	
March 16	9:45/11:00 SH/HM	Derry Village School	82/4
March 16	8:45	Bow Elementary School	20/4
March 16	10:00/11:30 SH/Planet	Cutler Elementary School – Swanzey	80/4
March 16	12:30	Sant Bani School – Sanbornton	16/4
March 17	8:45	Bow Elementary School	40/4

March 17	10:30	Barnstead Elementary School	44/4
March 18	1:00	Kimball School- Concord	45/4

AMENDMENTS

WEDNESDAY, MARCH 2

(LISTED IN NUMERICAL ORDER)

2011-0084h

Amendment to HB 90

Proposed by the Committee on Transportation - R

Amend the bill by replacing section 1 with the following:

1 Safe Boater Education Certificate; Possession Required. Amend RSA 270-D:11, III to read as follows:

III. Enforcement of this section shall be accomplished only as a secondary action when an operator of a motorized or registered vessel has been cited, ~~[or]~~ charged with, *or issued a written warning for a violation or some other offense, or as a primary action when an operator is involved in an accident or when an operator is the subject of a complaint made to a peace officer or an agent of the director.*

AMENDED ANALYSIS

This bill permits enforcement of the requirement of boaters to have a safe boater education certificate when the operator is issued a written warning for a violation or offense or when the operator is involved in an accident or is the subject of a complaint.

2011-0241h

Amendment to HB 106

Proposed by the Committee on Election Law - C

Amend the bill by replacing section 1 with the following:

1 Nominations; Nonpartisan Ballot System. Amend RSA 669:19 to read as follows:

669:19 Nominations; Nonpartisan Ballot System. In a town which has adopted the nonpartisan ballot system as provided in RSA 669:13, all candidates shall file a declaration of candidacy with the town clerk during the filing period for town candidates. *All candidates who file on the last day of the filing period shall do so in person before the town clerk.* ~~[Such]~~ *The* filing period shall begin on the seventh Wednesday and end on the Friday of the following week before the town election. Such declaration of candidacy shall be prepared by the town clerk in substantially the following form: I,

_____, declare that I am domiciled in the town of _____, and that I am a registered voter therein; that I am a candidate for the office of _____ and hereby request that my name be printed on the official nonpartisan ballot of the town of _____.

AMENDED ANALYSIS

This bill requires that candidates for town offices who file on the last day of the filing period do so in person.

2011-0063h

Amendment to HB 160

Proposed by the Committee on Legislative Administration - C

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

AN ACT relative to decisions and actions of the joint committee on legislative facilities.

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

1 Joint Committee on Legislative Facilities; Powers and Duties. Amend RSA 17-E:5-a, VIII to read as follows:

VIII. To establish policies regarding the ~~[use]~~ *operation* of the facilities under control of the legislature in the state house, the legislative office building, the Upham Walker

house, parking garages and lots, and any future facility that may come under legislative management.

2 New Section; Joint Committee on Legislative Facilities; Stay of Committee Action. Amend RSA 17-E by inserting after section 5-a the following new section:

17-E:5-b Stay of Committee Action. A decision or action of the committee pursuant to RSA 17-E:5-a shall be effective unless the chairperson of the committee is presented a notice by a member of the general court indicating the intent to petition for reversal or amendment of the decision or action. The stay of the committee action shall be effective for 14 calendar days upon the filing of the notice. During the 14-day period, the petition shall be signed by at least 25 percent of the members of the body originating a petition for stay, otherwise the stay shall be removed. If the required signatures are achieved, the stay shall continue and the member shall cause to be introduced a concurrent resolution reversing or amending the decision or action of the committee. A concurrent resolution under this section may be introduced at any time during the legislative session. It shall be subject to the same rules as any other concurrent resolution introduced at the beginning of the legislative session. The decision or action of the committee shall be stayed pending the final disposition of the concurrent resolution addressing the matter.

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

AMENDED ANALYSIS

This bill allows for decisions and actions of the joint committee on legislative facilities to be stayed pending a concurrent resolution to reverse or amend the decision or action. The bill also clarifies the powers of the committee to establish policies for the operation of legislative facilities.

2011-0516h

Floor Amendment to HB 194 Proposed by Rep. G. Hopper

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

AN ACT relative to the prohibition on having or carrying certain crossbow, rifles, or shotguns in vehicles.

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

1 Vehicles; Carrying Rifle or Shotgun. Amend RSA 207:7, II and III to read as follows:

II. No person shall have or carry, in or on a motor vehicle, OHRV, snowmobile, or aircraft, whether moving or stationary, a cocked crossbow, ~~[a loaded rifle or loaded shotgun,]~~ or a rifle or shotgun with a cartridge in ~~[a magazine or clip attached to the gun]~~ **the chamber.**

III. No person shall have in or on a boat or other craft while being propelled by mechanical power, or in a boat or other craft being towed by a boat or other craft propelled by mechanical power, a cocked crossbow, ~~[a loaded rifle or loaded shotgun,]~~ or a rifle or shotgun with a cartridge in ~~[a magazine or clip attached to the gun]~~ **the chamber.**

III-a. Paragraphs II and III shall not apply to persons using a rifle or shotgun in any lawful manner.

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

AMENDED ANALYSIS

This bill revises a provision in the fish and game laws to allow having or carrying a rifle or shotgun in a motor vehicle, OHRV, snowmobile, aircraft, or boat when there is no cartridge in the chamber.

2011-0132h

Amendment to HB 289

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

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

2 Repeal. RSA 325:28, relative to education meetings held by the board of registration of funeral directors and embalmers, is repealed.

AMENDED ANALYSIS

This bill details procedures to be followed by funeral directors when releasing custody of a body.

This bill also eliminates the requirement of the board of registration of funeral directors and embalmers to hold education meetings.

2011-0354h

Amendment to HB 313

Proposed by the Committee on Children and Family Law - C

Amend the bill by replacing sections 1-2 with the following:

1 Delinquent Children; Juvenile Diversion Program; Parental Consent. Amend RSA 169-B:10, III(c) to read as follows:

(c) The minor and the parents, guardian, or other custodian **give knowing, informed, and voluntary** consent ~~[with the knowledge that consent is not obligatory]~~.

2 Children in Need of Services; Diversion Program; Parental Consent. Amend RSA 169-D:9, III(c) to read as follows:

(c) The child and parent, guardian or other custodian **give knowing, informed, and voluntary** consent ~~[with the knowledge that consent is not obligatory]~~.

2011-0238h

Amendment to HB 350-FN

Proposed by the Committee on Legislative Administration - C

Amend the bill by replacing section 37 with the following:

37 State Financing of Court Facilities. Amend RSA 490-B:5, II to read as follows:

II. The amount to be paid for each court facility shall be negotiated by the ~~[administrative office of the courts and approved by the court accreditation commission]~~ **department of administrative services** and shall be subject to final approval ~~[by the fiscal committee of the general court and]~~ **or the department of administrative services, whichever is applicable under statutes, rules, or the procedures of governor and council.**

AMENDED ANALYSIS

This bill updates laws relative to the fiscal committee of the general court.

This bill also makes technical corrections to a law relative to court facility financing to reflect current procedures for negotiation and approval of leases.

2011-0367h

Amendment to HB 441-FN

Proposed by the Committee on Transportation - R

Amend the bill by replacing section 1 with the following:

1 Muffling Devices. RSA 270:25, II is repealed and reenacted to read as follows:

II. A boat may be equipped with a switchable device that will reduce the exhaust noise level in compliance with the limits established by RSA 270:37.

2011-0378h

Amendment to HB 488-FN

Proposed by the Committee on Children and Family Law - C

Amend RSA 170-E:7, II-a as inserted by section 1 of the bill by replacing it with the following:

II-a. If an individual who is or has been employed or volunteered at a child day care agency is offered employment or volunteers at another child day care agency, the individual shall not be required to submit a new set of fingerprints and undergo a new criminal records

check through the Federal Bureau of Investigation, as required in subparagraph II(b), provided that the individual has submitted fingerprints and undergone such a criminal records check under this section within 3 years of the individual's first day of employment or volunteer service at the new agency. Before entering employment or volunteering with the new agency, the individual shall undergo a New Hampshire state criminal records check through the department of safety.

AMENDED ANALYSIS

This bill provides for a more limited criminal records check when an employee or volunteer of a child day care agency, who has completed the full criminal records check within the last 3 years, transfers to another child day care agency.

This bill is a request of the department of health and human services.

2011-0364h

Amendment to HB 525

Proposed by the Committee on Public Works and Highways - R

Amend the bill by replacing section 1 with the following:

1 Bridge Named in Honor of Corporal Timothy Gibson, U.S.M.C. Pursuant to RSA 4:43, the bridge on the F. E. Everett Turnpike at exit 11 that passes over Greeley street in the town of Merrimack, being designated as bridge number 113/089 in the state bridge inventory, shall be named the Corporal Timothy Gibson, U.S.M.C. Memorial Bridge in honor of Corporal Timothy Gibson, U.S.M.C. who was killed in action in Iraq in 2005. Appropriate signage or markers may be placed at the site.