

HOUSE RECORD

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

Vol. 33 Concord, N.H.

Thursday, October 6

No. 62

Contains: Reports and Amendments for October 12, Governor's Veto Messages on HB 218, HB 380, HB 474 and HB 542, Hearings, Meetings, Notices and Form for the 2011 Permanent Journal.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet in Session **on Wednesday, October 12th at 10:00 a.m.** Mileage is not paid on legislative days after July 1st, even when attending a committee on that day. (Pt. II, Art. 15, NH Constitution)

Chairmen and Vice Chairmen will meet at 9:00 a.m. on Tuesday, October 11th in rooms 305-307 of the LOB.

Because of the possibility of the New Hampshire Presidential Primary being held earlier than usual, all major Presidential candidates, including President Obama, have been invited to briefly address the House on October 12th. At this time we are not sure how many will take this opportunity, although we know some will.

Please join me in recognizing our House Clerk, Karen Wadsworth, who was recently voted President-Elect of the American Society of Legislative Clerks and Secretaries. This professional organization, dating from 1943, was created to improve legislative administration and foster communication between our nation's clerks and secretaries. It has grown to include international partnerships and is responsible for the updating of Mason's Manual of Legislative Procedure, which Karen has been directly involved with for most of the past two decades. Karen's accomplishment is well deserved. I hope you join with me in congratulating her.

In an attempt to keep spending down, **House Calendars are no longer being mailed.** Printed copies will continue to be available at the State House. If you cannot access the Calendar via the website or do not have an email account, please notify the Clerk's office immediately. All members who have internet access are requested to hold down costs by accessing the Calendar online

In order to continue holding the line on the in-state travel budget, I ask that members restrict travel to the State House to essential business only. For **October**, legislative activity may be conducted on Tuesdays, Wednesdays and Thursdays; mileage will not be paid on Mondays and Fridays except for statutory committees. The chairmen of legislative committees and subcommittees are required to limit hearings and work sessions to Tuesdays, Wednesdays and Thursdays of each week.

Groups wishing to sponsor events in the State House Cafeteria must first contact Director of Operations Doug Dolcino (271-3323) to avoid conflicts in the schedule. Members should not agree to sign calendar notices for such events unless they are sure this has been done. Your cooperation in this regard is appreciated.

The **LOB parking garage will be closed for renovations** until mid-November, **except for October 12th, the next Session Day, when it will be available for assigned parking.** With the exception of October 12th, and until renovations are completed, all members assigned parking spaces in that structure will need to park in the Storrs Street parking garage during that period. Please try to drive to the State House with other members so that enough parking spaces are available for attending members of the House. No members of the staff are to use the Storrs St. parking garage on Session days until the LOB parking garage reopens.

William L. O'Brien, Speaker

NOTICE

There will be a Republican Caucus on Wednesday, **October 12 at 9:30 a.m.** in Representatives Hall.

D.J. Bettencourt, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, **October 12 at 9:00 a.m.** in Rooms 305-307, LOB.

Terie Norelli, Democratic Leader

NOTICE

Those members who ordered the **2009** Permanent House Journal may pick up their reserved copies in the House Clerk's Office.

Karen O. Wadsworth, Clerk of the House

NOTICE

The House Calendar will now be published weekly. Members and staff who need to schedule meetings should make arrangements with the Clerk's Office for room availability and publication of meeting notices. Please note Calendar **will close on Wednesdays at noon.**

CLOSES NOON WEDNESDAY:

AVAILABLE THURSDAY:

October 12

October 13

October 19

October 20

October 26

October 27

Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES

Wednesday, November 2, 2011

Last day to report retained bills.

Wednesday, November 2, 2011 4:30 pm

Last day to sign-off LSRs, including requests for petitions.

REGULAR CALENDAR

WEDNESDAY, OCTOBER 12

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION

HR 13, repudiating Opinion of the Justices, 162 N.H. 160 (2011), and urging the senate to remove from the table and pass 2011 HB 89. **MAJORITY: OUGHT TO PASS.**

MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. John W Cebrowski for the **Majority** of Constitutional Review and Statutory Recodification: This is a resolution, a formal expression of the opinion and wishes of the House. It does not have the effect of a law. We are doing this to go on record as disagreeing and disavowing the opinion of the supreme court. We are also asking the Senate to take action, to take HB 89 off of the table and pass it. Those are the two things happening here – going on the record and making a request for action. That is it, in spite of how others might want to complicate this. We must speak up for what we believe in. HB 89 was a clear repudiation of an egregious national policy; no small matter. However, HR 13 is a defense of the power of the people delegated by the Constitution of New Hampshire to their representation in the government of the State of New Hampshire, the General Court of New Hampshire. What began as an attempt to stop an unconstitutional law has become a contest to defend the manner in which the people delegated their power to their government. In the course of its deliberations, the committee learned that legislature has given specific orders to specific members of the Executive on numerous occasions, including the attorney general. On March 15, 2011, the House overwhelmingly passed HB 89, a bill requiring the attorney general to move to join the state of New Hampshire in the Florida case challenging the constitutionality of the federal Patient Protection and Affordable Care Act. The Senate tabled the bill and, pursuant to Part 2, Article 74 of the New Hampshire Constitution, sought an advisory opinion from the supreme court as to the bill's constitutionality. On June 15, 2011, the supreme court issued its opinion, in which it concluded that HB 89 violates the separation of powers under Part 1, Article 37. The court recognized that until 1966 the legislature had, and had exercised, power of giving direct instruction to members of the executive. However, they reasoned by a single quotation from the 1964 Constitutional Convention that the 1966 amendment to Part 2, Article 41 gave the executive branch the exclusive power to decide the state's interest in litigation. In doing so the supreme court ignored the following quotation by Mr. Eaton the delegate whom the Court quoted "Now the purpose of this resolution is to protect the power of the General Court. It makes explicit some statutory authority which the executive branch has already been using for many years." More importantly they ignored his concluding remarks, "As everyone know, state legislatures have been losing power rapidly in recent years. And this is not a theory. It is an accepted fact that progressive decline of legislative power threatens representative government. Many forces aggravate the imbalance and every time a bureaucrat overspends his budget or ignores a statute, he shows disrespect for the legislature. Resolution 58 declares all executive departments and agencies must respect all mandates, powers and rights of the general court and I hope as we close the 15th constitutional convention we can adopt Resolution 58 which says that whatever may happen in the other states, New Hampshire is still owned by the people and still operated by elected representatives of the people." The purpose of the amendment to Part II, Article 41, proposed in resolution 58 of the 15th Constitutional Convention, and approved by the people in 1966 was to strengthen the power of the legislature and not the executive. HR 13 asserts, and the committee agrees, not only that it is clear and incontrovertible that the court's opinion is incorrect, but that if allowed to stand would do great harm to the constitutional balancing of legislative and executive authority by effectively giving the governor a second opportunity to veto legislation with which he disagreed by simply refusing to defend it in litigation. We do a grave disservice to ourselves and to our constituents by not publicly displaying our resolve. The resolution was carefully crafted and provides a detailed rationale for our disagreement with the court. **Vote 11-2.**

Rep. Christopher W Serlin for the **Minority** of Constitutional Review and Statutory Recodification: The minority believes the Part I, Article 37 of our State Constitution is quite

clear about what “Separation of Powers” means, in that” ... the government of this state, the three essential powers thereof, to wit, the legislative, executive, and judicial, ought to be kept as separate from, and independent of, each other...”. The minority’s position is also held by over 30 former attorneys general and assistant attorneys general, Republicans and Democrats, in that as a body they, too, agreed on the plain meaning of Part I, Article 37 when they wrote to the State supreme court earlier this year urging the court to affirm the Constitution’s elegant instructions on separation of powers. In June of 2011, the New Hampshire supreme court did just that, with its unanimous response to the New Hampshire Senate’s request for advisory opinion on questions relating to the constitutionality of HB 89, finding against the arguments put forth by proponents, stating: “It is the executive, not the legislative branch, in which the constitution vests the power to determine the State’s interest in any litigation.” The court went on to say that (they) “conclude that HB 89, which removes entirely from the executive branch the decision as to whether to join the state as a party to litigation, would usurp the executive branch’s power to execute and enforce the law. Therefore, in our opinion, HB 89 as passed by the House, violates the separation of powers clause and is unconstitutional. That being the case, it follows that HB 89 does not “fall within the broad grant of authority to the General Court set forth in Part II, Article 5 of the New Hampshire constitution.” HR 13 represents excess unbecoming of this House. It goes beyond a simple statement of disagreement by admonishing our supreme court, calling them “hostile” to representative government. While doing so may serve a political agenda, it can serve no useful purpose for the citizens of New Hampshire, whose business we are here to conduct in a reasonable and expedient manner. Regardless of how some members of this body may feel about the court’s findings, or the original subject matter, pressing further with HR 13 now seems more akin to tilting at windmills than it does the pursuit of sound policy. Urging the Honorable Senate to ignore the advisory opinion of our State’s supreme court, and in doing so intentionally put the General Court at odds with the executive and judiciary knowing in advance what the outcome of any actual inter-branch lawsuit is likely to be, will only cost the taxpayers of New Hampshire time and money, having no change of any outcome save what the court has already advised. We should not support such an effort.

FINANCE

HB 652-FN, establishing a commission relative to Medicaid managed care. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John W Cebrowski for the **Majority** of Finance: In the 2012-13 budget the legislature included a requirement for the department of health and human services (DHHS) to develop a managed care model. The majority of the other states have adopted similar plans. The purpose of managed care is to more closely monitor the patients that rely on the government to pay for their care. This plan has shown to save money in the long run by using preventive care to avoid more expensive treatment. We projected a 16 million dollar saving in this biennium with DHHS delivering a plan by July 15. DHHS missed the deadline, which caused great concern and was the impetus of this bill. The next deadline is October 15. We need this bill both to emphasize the urgency needed to keep a balanced budget, and the willingness of the legislature to take over this vital plan. Some feel that the message has been delivered to the department and that they are on track. Nevertheless, passing this bill will provide oversight, if needed for the resulting plan. **Vote 15-6.**

Rep. Robert A Foose for the **Minority** of Finance: The sponsor admitted this bill is unworkable and that the department of health and human services (DHHS) is on task and on time to issue the Request for Proposal (RFP) for Medicaid Managed Care by the middle of this month. The sponsor also stated that this bill is just an insurance policy to send a message to the department. The minority believes this bill is unnecessary and also agrees with the sponsor that its approach is unworkable. The minority further believes that the people of New Hampshire would not expect the legislature to be comfortable with a 5-day timeline to develop an RFP fully from start to finish for the \$2.6 billion federal-state partnership program that serves the oldest, weakest, most disabled and poorest residents of

New Hampshire. The minority states the public deserves better management of taxpayer money.

SB 198-FN, relative to the calculation of aid to the permanently and totally disabled and temporary assistance to needy families (TANF). **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Neal M Kurk for the **Majority** of Finance: Due to an oversight in budget preparation, some citizens were allowed to 'double dip' in public assistance. This happened by allowing them to disallow state supplemental assistance or federal social security under Title XVI when they applied for Temporary Assistance to Needy Families (TANF). This bill makes the correction which should save the state \$8 million per year, an amount already incorporated in HB 1. An amendment has been added which is relevant because both subjects were treated in HB 2. The amendment confirms that the Judicial Branch should add no replacement or new marital masters. Although this was part of HB 2 the Judicial Branch interpreted the language to allow further appointments. Marital masters are appointed for a term by the Judicial Branch without the oversight and vetting that takes place for judges with Governor and Council approval. At one time, the state received a large amount of federal assistance to help pay for marital masters, but lately that has largely diminished.

Vote 17-4.

Rep. Robert A Foose for the **Minority** of Finance: The minority believes that what began as a technical correction to an oversight in HB 2 has been transferred into a political negotiation over a non germane amendment. By refusing to honor the original plan to clarify the oversight, the action of the House will cost the state an additional \$2 million in lost savings because the Senate is in recess until January. As noted in the public hearing on the amendment, there is other legislation moving through the process that would accomplish the same end. The Minority asks for a vote of ITL.

SPECIAL COMMITTEE ON PUBLIC EMPLOYEE PENSIONS REFORM

HB 654-FN-L, relative to credit for retirement system employer contribution overpayments.

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

Rep. Seth Cohn for the **Majority** of Special Committee on Public Employee Pensions Reform: This bill would credit retirement system employers for the increased rates they paid in July 2011, prior to the recertification of employer contribution rates as passed in HB 2, which took effect in August 2011. The unexpected rate increase occurred due to the timing of the passage of HB 2, and the retirement system used the rates previously certified to begin in July 2011, rather than using the new rates intended to begin in July. In order to continue our goal of no net downshifting to the towns and cities, a credit to the political subdivisions in the amount of slightly more than \$4 million is needed. This \$4 million a month differential shows what would have happened with no legislative change to the retirement system at all, compared to the changes that we passed in HB 2. A question was raised regarding the constitutionality of this bill by the retirement system legal counsel, concerned by what they perceived as a retroactive action. The legislative intent that the rates previously certified to begin in July 2011 would not take effect, instead only the new rates from HB 2, was clearly discussed in multiple hearings, and we believe that this intent should be upheld. **Vote 6-3.**

Rep. Daniel J Sullivan for the **Minority** of the Special Committee on Public Employee Pensions Reform: The NH Retirement System has stated that this bill violates Part 1, Article 36-a of the NH Constitution, which requires that employers (cities and towns) pay contributions to the system as certified by the board of trustees. This bill would adjust the rates certified on July 1, 2011 retroactively, which violates this article, and is therefore unconstitutional. Further, the bill takes more money from the NHRS at a time when this legislature's stated objective has been to reduce the \$4-plus billion unfunded liability created in the 1990's. The minority believes that this bill would continue the practice of "kicking the

can down the road” by irresponsibly spending money stolen from the NHRS, and leaving the system deeper in debt.

SPECIAL COMMITTEE ON REDISTRICTING

HB 656, relative to boundaries of wards. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Paul Mirski for the **Majority** of the Special Committee on Redistricting: As of this date not all cities have completed the re-drawing of their ward lines. The House however must establish fixed parameters for its own redistricting purposes, otherwise whatever it would produce in the way of a redistricting plan would remain in flux and could not be finalized for a vote by the House in early 2012. Fixing the date of January 3, 2012 as the date for finalizing all city ward lines resolves this problem. With regard to Portsmouth ward lines, the boundaries of Portsmouth’s wards have been established in session law since the 19th century. Portsmouth now seeks to have the ward lines described in HB 656 established in law for the November 2012 elections and going forward. **Vote 12-5.**

Rep. David M Pierce for the **Minority** of the Special Committee on Redistricting: The amendment requires the redistricting plan to be developed according to the city ward lines in place on January 3, 2012. Some cities have told us they won’t have their ward lines drawn by that deadline. This means that any plan that relies on outdated ward lines for even one city is virtually certain to be in violation of the one person, one vote requirement and, therefore, unconstitutional. The committee might have discovered this earlier if the amendment had had a public hearing, which it didn’t. Committee members in the majority admitted the amendment was not ready for prime time and the committee discussed how this bill probably won’t become law until after the bill’s deadline. This makes the whole bill a pointless exercise. The committee should produce work product that matters. Redistricting is too important to our constituents and deserves our best effort.

WAYS AND MEANS

HB 655, establishing a committee to study issues regarding the New Hampshire Local Government Center. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Frank V Sapareto for Ways and Means: The committee unanimously supports this bill and believes transparency in government is essential. Since the issues surrounding Local Government Center (LGC) affect so many local communities and their employees, the committee believes that urgent action is necessary. This bill will create a commission to work through the details and expose inefficiencies, and restore confidence in LGC. The committee will examine all available reports and take testimony from all interested parties to make recommendations for legislation that will clarify the authority and responsibilities of the LGC. **Vote 15-0.**

NOTICE

LAIID ON TABLE

CACR 5, relating to the governor's power to reduce appropriations. Providing that the governor shall have line item reduction power of items in any bill making appropriations of money. (Pending question: OTP.)

CACR 14, relating to public education. Providing that the general court shall have the authority to define standards for public education, establish standards of accountability, mitigate local disparities in educational opportunity and fiscal capacity, and shall have full discretion to determine the amount of state funding for education.

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 – third reading.)

HB 213-FN-A, reducing the rate of the business profits tax. (Pending question: OTP/A - third reading.)

HB 292-FN, relative to securities regulation. (Pending question: adoption of majority committee amendment.)

HB 343-FN, establishing a permanent state defense force. (Pending question: adoption of majority committee report of inexpedient to legislate.)

HB 421, relative to candidates for United States senator. (Pending question: adoption of committee report of inexpedient to legislate.)

HB 484-FN, requiring random drug testing of food stamp program participants. (Pending question: adoption of committee report of inexpedient to legislate.)

HB 485-FN, relative to requiring photo identification for food stamp program participants. (Pending question: adoption of committee report of inexpedient to legislate.)

HB 573, relative to the administration of certain pain relief medications by a school nurse. (Pending question: adoption of committee report of inexpedient to legislate.)

HB 577, relative to the use of foreign languages by retail establishments. (Pending question: adoption of committee report of inexpedient to legislate.)

HCR 13, urging the New Hampshire delegation to support HR 459 and S. 202 requiring a comprehensive audit of the Federal Reserve.

HCR 15, urging our federal senators to vote against the Law of the Sea Convention. (Pending question: adoption of committee report of ought to pass with amendment.)

SB 3-FN-A-L, making comprehensive changes to the state retirement system. (Notwithstanding the Governor’s veto shall SB 3 become law.)

SB 55-FN, requiring certain engine coolants and antifreeze to include an aversive agent so that they are rendered unpalatable. (Pending question: adoption of the committee report of inexpedient to legislate.)

SB 88, relative to physical force in defense of a person and relative to the brandishing of a firearm or other means of self-defense. (Floor Amendment 2011-2235h)

SB 133-FN, relative to reestablishing the exemption from property taxation for telecommunications poles and conduits. (Pending question: ought to pass.)

GOVERNOR’S VETO MESSAGE REGARDING HB 218

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on June 15, 2011, I vetoed HB 218, relative to the New Hampshire rail transit authority.

I am vetoing this legislation because business leaders, particularly in Nashua and Manchester, has clearly said that this bill will hurt their efforts to grow their businesses, to create jobs and to attract new companies to New Hampshire.

The New Hampshire business community has made a clear statement that it sees rail, in the words of the Greater Manchester Chamber of Commerce, as “a proven economic catalyst that will spur economic development and create jobs.” Several major companies have made clear that they believe rail will improve their ability to attract workers, access their markets, attract additional customers and grow their businesses in New Hampshire. In addition, the Manchester and Nashua chambers of commerce both believe that developing the state’s rail infrastructure will assist their efforts to attract new businesses and jobs to the state. That is one reason both chambers have asked me to veto this legislation. The Merrimack Town Council, the Bedford Town Council, and the Nashua Board of Aldermen have also passed resolutions expressing support for expanded rail service and the benefits it would bring to their communities.

The support of the business community is validated by an independent study that concluded that the development of rail in the capital corridor could result in more than \$2.4 billion in new business sales and nearly 1,000 new jobs created and sustained in New

Hampshire in the first twenty years of operation.

HB 218 makes substantial changes to New Hampshire Rail Transit Authority that will reduce its ability to fully consider all transit options for the state. New Hampshire businesses banded together to raise \$120,000 to fund the Rail Authority's grant application without any state funds because they believe a full consideration of rail is important to New Hampshire's economic future. Going back on our commitment to the businesses who contributed funds to pay for grant applications sends the wrong signal to the private sector about state government's willingness to stand by its commitments. We should see the study through to its conclusion with a fully functioning Rail Authority so that we can make informed policy choices about the best way forward for our state.

Concerns about specific provisions in the Rail Authority statute could have been addressed through much more narrowly drafted language that would leave intact important functions of the rail authority. As currently written, this legislation takes away the rail authority's ability to enter into contracts with partner organizations, to accept gifts and to work with the private sector on economic development projects adjacent to potential rail sites.

Given the strong concerns among New Hampshire business leaders that this legislation will jeopardize their efforts to grow their businesses and create new jobs, I am vetoing House Bill 218.

Respectfully submitted,
John H. Lynch
Governor

Date: June 15, 2011

GOVERNOR'S VETO MESSAGE REGARDING HB 380

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on July 13, 2011, I vetoed HB 380, which would have exempted the Commission on the Status of Men from repeal on June 30, 2011.

The Commission on the Status of Men was established by the New Hampshire Legislature in 2002, with a mission to examine cultural biases and stereotyping affecting men, men's physical and mental health problems, and promote policies, initiatives and programs to improve the ability of men to be productive and responsible citizens and fathers.

The New Hampshire Legislature established the Commission on the Status of Women in 1969 with a mission to identify and seek to remedy historical and institutional discrimination against women; to enhance women's opportunities in education and training, business and employment; and to honor women for their contributions to the state and the nation.

The impetus to create a Commission on the Status of Men was driven at least in part by a perception by some that issues impacting men were deserving of commission level status and review that had been afforded to women.

To help make state government more efficient, reduce cost, and eliminate waste and duplication, the Legislature in 2009 established a process to review and sunset certain non-regulatory boards and commissions. As a result of that process, dozens of boards and commissions were recommended for repeal, including both the Commission on the Status of Women and the Commission on the Status of Men.

With the enactment of HB 390, the Commission on the Status of Women has ceased its existence as a state entity. Its work and mission will be merged with and carried on by a private non-profit organization.

At the same time the Legislature repealed the existence of the Commission on the Status of Women, it also passed HB 380, which extended the life of the Commission on the Status of Men by two years, added two new members appointed by the Legislature, and expanded the mission of the Commission to include studying the economic and social costs of the absence of fathers from the home.

People may in good conscience disagree and debate the relative merits of the two commissions. But there can be little disagreement that eliminating the Commission on the Status of Women while extending the Commission on the Status of Men makes little sense. If the Commission on the Status of Men wishes to continue its work and mission, it should do so in the same way as the Commission on the Status of Women, as part of private or non-profit organization.

For these reasons, I am vetoing HB 380.

Respectfully submitted,
John H. Lynch
Governor

Date: July 13, 2011

GOVERNOR'S VETO MESSAGE REGARDING HB 474

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on May 11, 2011, I vetoed HB 474.

States should not interfere with the rights of businesses and their employees to freely negotiate contracts. That is unless there is a compelling public interest, and there is no compelling public interest in passing this legislation.

There is no evidence that this legislation will offer any benefits to New Hampshire's economy or workers.

As I have said repeatedly, New Hampshire has an economic strategy that is working. New Hampshire has one of the strongest and fastest-growing economies in the nation. We have one of the lowest unemployment rates and one of the highest median incomes in the nation. We are considered one of the safest states and one of the healthiest states, and a high percentage of our citizens have private health insurance.

New Hampshire has a lower unemployment rate and a stronger economy than most states with so-called right-to-work laws. In states with a right-to-work law, workers on average have a lower standard of living, bringing home less in their paychecks and going without health insurance more frequently.

In my time as a CEO, in my years spent in the private sector turning around companies, and in my seven years as Governor, I have never seen the so-called right-to-work law serve as a valuable economic development tool.

In the last seven years of recruiting businesses to move to New Hampshire, not one business leader has ever even asked me if New Hampshire had a right-to-work law, let alone suggested it was a factor in the company's location decision. No New Hampshire business leaders have ever told me that the lack of a so-called right-to-work law prevented them from expanding or hiring new workers here in New Hampshire. And no New Hampshire workers have ever told me they couldn't get a job because New Hampshire doesn't have a so-called right-to-work law.

The debate over the so-called right-to-work bill in New Hampshire appears to be largely driven by national outside interest groups, and is not a result of problems facing New Hampshire businesses or workers.

There is no justification in this case for state government to interfere with the right of private businesses to freely negotiate and enter into contracts with their employees. Therefore, I am vetoing HB 474.

Respectfully submitted,
John H. Lynch
Governor

Date: May 11, 2011

GOVERNOR'S VETO MESSAGE REGARDING HB 542

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire

Constitution, on July 13, 2011, I vetoed HB 542, an act relative to exceptions for objectionable material in public school courses.

I am vetoing this legislation because it does not clearly define what material would be objectionable; it would be disruptive to classrooms and other students; and it would be difficult for school districts to administer.

Current law already allows for parents to remove their children from classrooms for particular lessons on health or sex education. Given the strong moral and religious issues inherent in those subjects, that is appropriate. But this legislation goes far beyond that. HB 542 would allow a parent to determine any course material is “objectionable” and require school districts to work with parents to develop an alternative. This legislation in essence gives every individual parent of every student in a classroom a veto over every single lesson plan developed by a teacher.

For example, under this bill, parents could object to a teacher’s plan to: teach the history of France or the history of the civil or women’s rights movements. Under this bill, a parent could find “objectionable” how a teacher instructs on the basics of algebra. In each of those cases, the school district would have to develop an alternative educational plan for the student. Even though the law requires the parents to pay the cost of alternative, the school district will still have to bear the burden of helping develop and approve the alternative. Classrooms will be disrupted by students coming and going, and lacking shared knowledge.

Just as important, this legislation will fundamentally damage educational quality. Much of the genesis behind this legislation is objections to certain books that have been used in lessons. This is a perennial debate, and teachers and schools have a responsibility to ensure they are using age-appropriate, school-appropriate materials in their classrooms.

The intrinsic value of education is exposing students to new ideas and critical thinking. This legislation encourages teachers to go the lowest common denominator in selecting material, in order to avoid “objections” and the disruption it may cause their classrooms.

Because it is unclear what educational material or programs would be objectionable and the quality of education in the classroom could be impacted, I am vetoing this bill.

Respectfully submitted,

John H. Lynch

Governor

Date: July 13, 2011

COMMITTEE MEETINGS

THURSDAY, OCTOBER 6

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

9:00 a.m. Continued regular meeting.

10:30 a.m. Public hearing on amended Drafting and Procedure Manual for Administrative Rules.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

10:00 a.m. Executive session on retained **HB 125-FN**, relative to lawful commerce in firearms, including manufacture and sale, in New Hampshire, **HB 126-FN**, prohibiting interference with access to medical services and health insurance of New Hampshire citizens, **HB 171**, relative to restrictions on liquor licenses, **HB 241**, relative to insurance coverage, **HB 324**, relative to lawful commerce in goods and services sold, made, and retained in the state of New Hampshire, **HB 351-FN**, relative to insurance reimbursement for doctors of naturopathic medicine, **HB 633**, preventing prescribing practitioners from owning pharmacies in-state and out-of-state, **HJR 2**, prohibiting the implementation of the insurance department rules regarding the New

2:00 p.m. Hampshire Medical Malpractice Joint Underwriting Association.
Insurance /Consumer subcommittee work session on retained **HB 263-FN**, relative to the lifetime Medicaid limit.

COMMITTEE TO STUDY LAWS RELATING TO ELECTRONIC PRESCRIPTIONS, (SB 122, Chapter 117:1, Laws of 2011), Room 103, LOB

10:00 a.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Subcommittee work session on retained **HB 162-FN**, relative to capital murder for purposely causing the death of another.

11:00 a.m. Subcommittee work session on retained **HB 283-FN**, relative to impaired drivers.

ELECTION LAW, Room 308, LOB

1:00 p.m. Subcommittee work session on retained **SB 190**, relative to the duties and membership of the executive branch ethics committee, **HB 212**, relative to the definition of conflict of interest for executive branch officials and employees.

ETHICS COMMITTEE (RSA 14-B:2), Room 208, LOB

2:15 p.m. Regular meeting.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:00 a.m. Subcommittee work session on retained **HB 193**, relative to the Mount Washington commission.

10:30 a.m. Subcommittee work session on retained **HB 476-FN**, establishing an independent board of psychologists.

11:00 a.m. Subcommittee work session on retained **HB 517-FN**, repealing provisions concerning licensure of fuel gas fitters.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Subcommittee work session on retained **HB 269-FN**, establishing a priority based budget system focused on measurable results, **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.

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE, (RSA 126-A:13), Room 201, LOB

9:00 a.m. Subcommittee meeting to investigate the prevalence and problems associated with bed bugs and the effect on New Hampshire.

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

10:30 a.m. Subcommittee work session on retained **HB 493-FN**, relative to the certification of integrated residential communities.

1:00 p.m. Subcommittee work session on retained **HB 554**, relative to mental health records.

JOINT HEALTH CARE REFORM OVERSIGHT COMMITTEE (RSA 420-N:3), Room 302, LOB

1:00 p.m. Regular meeting.

REDRESS OF GRIEVANCES, Room 104, LOB

10:00 a.m. Work session on **Petition 6**, grievance of Candy Knightly, Nashua, New Hampshire.

RULES COMMITTEE, Room 303, LOB

11:00 a.m. Regular meeting.

Executive session to follow.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

9:30 a.m. Executive session on retained *CACR 4*, relating to oaths of civil officers. Providing that persons elected to the United States Senate and House of Representatives shall take the oath of civil officers prescribed by the constitution, *HCR 2*, in support of the Arizona immigration law.

TELECOMMUNICATIONS OVERSIGHT COMMITTEE (RSA 374:22-h), Room 304, LOB

9:00 a.m. Regular meeting.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. Rescheduled subcommittee work session on retained *HB 593-FN-A-L*, relative to video lottery and table gaming.

FRIDAY, OCTOBER 7

COMMITTEE TO STUDY THE PROCUREMENT OF HEALTH INSURANCE BY EMPLOYEE LEASING COMPANIES (SB 89, Chapter 249:4, Laws of 2011), Room 100, State House

10:00 a.m. Regular meeting.

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

9:00 a.m. Rescheduled regular meeting.

MONDAY, OCTOBER 10

COMMITTEE TO STUDY EXOTIC AQUATIC WEEDS AND SPECIES (RSA 487:30), Room 308, LOB

10:30 a.m. Regular meeting.

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

1:00 p.m. Subcommittee work session on retained *HB 228-FN*, prohibiting the department of health and human services from entering into a contract with Planned Parenthood Federation of America, Inc. or any organization that provides abortion services and prohibiting the use of public funds or insurance for abortion services.

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

1:00 p.m. Regular meeting.

TUESDAY, OCTOBER 11

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

10:00 a.m. Banking/Business Division subcommittee work session on retained *HB 328*, relative to New Hampshire domestic liquor and wines.

10:30 a.m. Rescheduled Banking/Business Division subcommittee work session on retained *HB 430*, establishing a committee to study the feasibility of establishing a state development bank in New Hampshire.

11:15 a.m. Banking/Business Division subcommittee work session on retained *SB 160-FN*, relative to the definition and regulation of installment loans.

11:45 a.m. Banking/Business Division subcommittee work session on retained *HB 247*, relative to seller financing of mortgages and making changes to the laws

- 1:15 p.m. regulating mortgage bankers and brokers and debt adjustment services. Insurance Consumer subcommittee work session on retained **HB 96**, relative to issuance of individual health insurance policies by health carriers.
- 2:00 p.m. Insurance/Consumer subcommittee work session on retained **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.
- 2:45 p.m. Insurance/Consumer subcommittee work session on retained **HB 327-FN**, relative to health care choice.

COMMITTEE TO DEVELOP A PLAN TO INCREASE USAGE OF CONTRACTORS TO PERFORM CERTAIN DUTIES OF THE DEPARTMENT OF TRANSPORTATION (HB 2, Chapter 224:277, Laws of 2011), Room 212, LOB

- 1:00 p.m. Regular meeting.

COMMITTEE TO STUDY AVAILABILITY OF COMMUNITY SUPERVISION PROGRAMS FOR PRISONERS RELEASED ON PROBATION OR PAROLE (SB 180, Chapter 126:1, Laws of 2011), Room 204, LOB

- 11:00 a.m. Regular meeting.

COMMITTEE TO STUDY CERTAIN RULES ADOPTED BY THE DEPARTMENT OF ENVIRONMENTAL SERVICES CONCERNING STREAM CROSSINGS (HB 621, Chapter 114:3, Laws of 2011), Room 208, LOB

- 2:00 p.m. Organizational meeting.

COMMITTEE TO STUDY ISSUES REGARDING FINANCIAL RESOURCES MORTGAGE, INC. (HB 178, Chapter 119:1, Laws of 2011), Rooms 210-211, LOB

- 1:00 p.m. Regular meeting.

COMMITTEE TO STUDY PAROLE BOARDS AND PAROLE BOARD PROCEDURES (HB 535, Chapter 54:1, Laws of 2011), Room 204, LOB

- 10:00 a.m. Regular meeting.

COMMITTEE TO STUDY SOURCES OF FUNDING FOR THE SEARCH AND RESCUE OPERATIONS OF THE FISH AND GAME DEPARTMENT (SB 128, Chapter 147:1, Laws of 2011), Room 100, State House

- 11:00 a.m. Regular meeting.

COMMITTEE TO STUDY THE ESTABLISHMENT OF A FEDERAL TAX QUALIFIED VOLUNTARY DEFINED CONTRIBUTION PLAN (HB 2, Chapter 224:184, Laws of 2011), Room 101, LOB

- 1:00 p.m. Regular meeting.

COMMITTEE TO STUDY THE RELATIONSHIP BETWEEN THE DEPARTMENT OF EDUCATION AND LOCAL EDUCATION AUTHORITIES (HB 2, Chapter 224:228, Laws of 2011), Room 104, LOB

- 10:00 a.m. Regular meeting.

COMMITTEE TO STUDY THE SCHOOL BUILDING AID GRANT PROGRAM (HB 2, Chapter 144:13, Laws of 2009), Room 104, LOB

- 1:00 p.m. Regular meeting.

EDUCATION, Room 207, LOB

- 9:00 a.m. Subcommittee work session on retained **HB 219**, establishing a committee to study the abolishment of the department of education.
- 10:00 a.m. Subcommittee work session on retained **HB 318-FN-L**, reducing a school district's liability for special education costs.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

10:30 a.m. Subcommittee work session on retained **HB 325-FN**, relative to the purchase of ill animals from licensed animal vendors and inspections of animal vendor premises by the state veterinarian.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 308, LOB

9:30 a.m. Subcommittee work session on retained **HB 350-FN**, updating laws relative to the fiscal committee of the general court.

Room 306, LOB

10:30 a.m. Executive session on retained **HB 260**, relative to the state fire code and the appeal process for decisions of the state fire marshal, **HB 350-FN**, updating laws relative to the fiscal committee of the general court, **HB 383**, prohibiting the collection of certain agency fees from state employees who are not members of the state employees' association, **HB 449-FN**, expanding the information available on the state transparency website, **HB 458-FN-A**, establishing a sunset review process for executive agency and judicial programs and making an appropriation therefor, **HB 480-FN**, establishing a state renovation, repair, and painting (RRP) rule program relative to lead-safe practices, **HB 625-FN-A**, relative to New Hampshire correctional industries, **SB 152-FN**, relative to participation in state employees' group insurance by members of the general court, **SB 153-FN**, relative to the regulation of real estate appraisers by the New Hampshire real estate appraiser board.

HOME EDUCATION ADVISORY COUNCIL (RSA 193-A:10), Department of Education, Room 12, 101 Pleasant Street, Concord

3:30 p.m. Regular meeting.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. Executive session on retained **HB 108**, authorizing the town of Hampton to appoint a tree warden, **HB 121**, establishing a committee to study eligibility for property tax exemptions for the permanently and totally disabled, **HB 232-FN**, relative to abandoned homes in manufactured housing parks, **HB 250**, establishing a committee to study the duties and responsibilities of fire wardens, **HB 293-FN**, relative to phasing out and repealing the exemption for water and air pollution control facilities from local property taxation, **HB 352**, relative to merger of lots or parcels.

SPECIAL COMMITTEE ON EDUCATION FUNDING REFORM, Rooms 210-211, LOB

10:00 a.m. Full committee work session on retained **HB 533-FN-L**, establishing a cap on the amount of school building aid grants distributed in each fiscal year.

WAYS AND MEANS, Room 202, LOB

10:30 a.m. Subcommittee work session on retained **HB 447-FN**, relative to collection of the education property tax and establishing a program to rebate certain excessive property tax payments of eligible taxpayers.

Room 203, LOB

2:00 p.m. Subcommittee work session on retained **HB 593-FN-A-L**, relative to video lottery and table gaming.

WEDNESDAY, OCTOBER 12

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L:1), Room 307, LOB

3:00 p.m. Regular meeting.

COMMITTEE TO STUDY THE JUVENILE DELINQUENCY AND CHILD IN NEED

OF SERVICES STATUTES (HB 168, Chapter 105:1, Laws of 2011), Room 206, LOB

1:00 p.m. Or immediately following the House session, organizational meeting.

EDUCATION, Room 207, LOB

1:00 p.m. Or immediately following the House session, subcommittee work session on retained **HB 296**, relative to procedures for juvenile delinquency petitions filed by a school district or school official.

ELECTION LAW, Room 308, LOB

2:00 p.m. Or immediately following the House session, subcommittee work session on retained **HB 152**, relative to the definition of "party" for election purposes other than primary elections, **HB 153**, relative to political organizations.

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

1:00 p.m. Or immediately following the House session, executive session on **HB 228-FN**, prohibiting the department of health and human services from entering into a contract with Planned Parenthood Federation of America, Inc. or any organization that provides abortion services and prohibiting the use of public funds or insurance for abortion services, **HB 493-FN**, relative to the certification of integrated residential communities, **HB 554**, relative to mental health records.

HEALTH INFORMATION ORGANIZATION BOARD (RSA 332-I:8), 125 Airport Road, Concord

8:00 a.m. Regular meeting.

THURSDAY, OCTOBER 13

COMMITTEE TO STUDY THE EFFECTIVENESS OF CRITERIA FOR ESTABLISHING ATV AND TRAIL BIKE TRAILS ON STATE LANDS (SB 107, Chapter 124:1, Laws of 2011), Room 102, LOB

10:00 a.m. Regular meeting.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Subcommittee work session on retained **HB 269-FN**, establishing a priority based budget system focused on measurable results, **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.

PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:28-a), Room 207, LOB

1:00 p.m. Organizational meeting.

SPECIAL COMMITTEE ON REDISTRICTING, Carroll County, Mountain View Community Nursing Home, Ossipee.

7:00 p.m. Public hearing.

Hillsborough County, Nashua Public Library, Theatre Room, Nashua

7:00 p.m. Public hearing.

WAYS AND MEANS, Room 202, LOB

1:00 p.m. Subcommittee work session on retained **HB 564**, relative to the adoption of forms by the department of revenue administration for the filing of taxes.

FRIDAY, OCTOBER 14

AUTOMATED EXTERNAL DEFIBRILLATOR ADVISORY COMMISSION (RSA 195-

I:2), Room 302, LOB

1:00 p.m. Regular meeting.

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

10:00 a.m. Regular meeting.

COMMISSION TO STUDY THE FUTURE OF NH MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION (NHMMJUA) (RSA 404-C:14,VII), Room 100, State House

10:00 a.m. Regular meeting.

COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F:1), Room 203, LOB

10:00 a.m. Regular meeting.

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

9:30 a.m. Regular meeting.

MONDAY, OCTOBER 17

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

3:00 p.m. Regular meeting.

COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T:1), Room 305, LOB

10:00 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, OCTOBER 18

CHARTER SCHOOLS AND OPEN ENROLLMENT LEGISLATIVE OVERSIGHT COMMITTEE (RSA 194-B:21), Room 100, State House

9:00 a.m. Regular meeting.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

10:00 a.m. Banking/Business Division subcommittee work session on retained **HB 234-FN-A**, relative to food service licensure.

10:30 a.m. Banking/Business Division subcommittee work session on retained **HB 244**, restricting the collection of biometric data by state agencies and private entities.

11:15 a.m. Banking/Business Division subcommittee work session on retained **HB 445-FN**, relative to the regulation of electronic tracking devices.

1:15 p.m. Insurance/Consumer subcommittee work session on retained **HB 309-FN**, repealing certain insurance mandates.

2:30 p.m. Insurance /Consumer subcommittee work session on retained **HB 578**, relative to payment at time of medical services.

COMMITTEE TO DEVELOP A PLAN FOR PRIVATIZING THE DEPARTMENT OF CORRECTIONS (HB 2, Chapter 224:346, Laws of 2011), Room 209, LOB

3:00 p.m. Regular meeting.

COMMITTEE TO STUDY AVAILABILITY OF COMMUNITY SUPERVISION PROGRAMS FOR PRISONERS RELEASED ON PROBATION OR PAROLE (SB 180,

Chapter 126:1, Laws of 2011), Room 204, LOB

11:00 a.m. Regular meeting.

COMMITTEE TO STUDY ISSUES REGARDING FINANCIAL RESOURCES

MORTGAGE, INC. (HB 178, Chapter 119:1, Laws of 2011), Rooms 210-211, LOB

1:00 p.m. Regular meeting.

COMMITTEE TO STUDY THE ESTABLISHMENT OF A FEDERAL TAX QUALIFIED VOLUNTARY DEFINED CONTRIBUTION PLAN (HB 2, Chapter 224:184, Laws of 2011), Room 101, LOB

1:00 p.m. Regular meeting.

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION, Room 206, LOB

10:00 a.m. Subcommittee work session on Title Recodification-“Religious Societies.”

EDUCATION, Room 207, LOB

10:00 a.m. Executive session on retained *CACR 8*, relating to education. Providing that the legislature shall have the power to authorize schools, *HB 34-FN-L*, relative to the distribution of total education grants to municipalities in the 2012 and 2013 fiscal years, *HB 179*, establishing a task force to study the formula for determining adequate education grants to school districts, *HB 219*, establishing a committee to study the abolishment of the department of education, *HB 296*, relative to procedures for juvenile delinquency petitions filed by a school district or school official, *HB 301-FN*, amending the home education statutes, *HB 318-FN-L*, reducing a school district's liability for special education costs, *HB 545*, repealing the department of education's rulemaking authority for home education programs, *HB 595*, amending the compulsory school attendance statutes to permit parent-directed instruction programs and repealing the home education statutes, *HB 604*, relative to the procedures for approval of plans, specifications, and costs of school building construction or renovation.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:30 a.m. Subcommittee work session on retained *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.

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

10:00 a.m. Executive session on retained *HB 194*, repealing the prohibition on having or carrying certain crossbow, rifles, or shotguns in vehicles, *HB 294*, relative to the distance from highways for the taking of moose.

HISTORICAL COMMITTEE (RSA 17-I), Room 208, LOB

10:00 a.m. Regular meeting.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

1:00 p.m. Executive session on retained *HB 236*, relative to workers' compensation for illegal aliens, *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 582*, relative to communication between employers and employees during bargaining negotiations, *SB 49*, relative to tip pooling arrangements.

SPECIAL COMMITTEE ON REDISTRICTING, Belknap County, Belknap Mill, 25 Beacon Street East, Laconia

7:00 p.m. Public hearing.

Cheshire County, Keene Public Library Auditorium, Keene
7:00 p.m. Public hearing.

WEDNESDAY, OCTOBER 19

CHILDREN AND FAMILY LAW, Room 206, LOB

- 10:00 a.m. Subcommittee work session on retained **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.
- 11:00 a.m. Subcommittee work session on retained **HB 587**, relative to grounds for divorce for persons with minor children.

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L:1), Room 307, LOB

- 3:00 p.m. Regular meeting.

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

- 10:00 a.m. Regular meeting.

COMMITTEE TO STUDY COLLECTIVE BARGAINING BY PUBLIC EMPLOYEES (HB 580, Chapter 101:1, Laws of 2011), Rooms 305-307, LOB

- 1:00 p.m. Regular meeting.

HOUSE SELECT COMMITTEE TO STUDY ISSUES REGARDING THE NEW HAMPSHIRE LOCAL GOVERNMENT CENTER, Room 202, LOB

- 10:00 a.m. Briefing by the Secretary of State's Office on where they stand on this issue.

INFORMATION TECHNOLOGY OVERSIGHT COMMITTEE (RSA 21-R:9, II), Room 212, LOB

- 10:00 a.m. Organizational meeting.

THURSDAY, OCTOBER 20

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

- 9:00 a.m. Regular meeting.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 9:00 a.m. Banking/Business Division subcommittee work session on retained **HB 581**, regulating guaranteed price plans and prepaid contracts for petroleum.
- 9:15 a.m. Banking/Business Division subcommittee work session on retained **HB 408**, relative to residential mortgage loan transactions.

COMMISSION TO STUDY THE EFFECTS OF SERVICE-CONNECTED POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY (RSA 115-D:1), Room 203, LOB

- 2:30 p.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. Executive session on retained **HB 29**, permitting a person to petition the superior court for any action pertaining to a pistol or revolver license, **HB 127-FN**, relative to the definition of oral communication, **HB 138-FN**, relative to the cold case homicide unit, **HB 162-FN**, relative to capital murder for purposely causing the death of another, **HB 217-FN**, including "unborn child" in the definition of "another" for the purpose of first and second degree murder, manslaughter, and negligent homicide, **HB 283-FN**,

relative to impaired drivers, **HB 334**, relative to the state's authority to prohibit or regulate firearms, firearms components, ammunition, or firearms supplies, **HB 448-FN**, relative to spice incense products, **HB 475-FN**, relative to penalties under the consumer protection act, **HB 486-FN**, relative to penalties for alcohol ignition interlock circumvention, **HB 536-FN**, relative to the natural right to carry a firearm, openly or concealed, without a license, **HB 553**, relative to the law on wiretapping and eavesdropping, **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.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Subcommittee work session on retained **HB 269-FN**, establishing a priority based budget system focused on measurable results, **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.

SPECIAL COMMITTEE ON REDISTRICTING, Grafton County, UNH Cooperative Extension, 3855 Dartmouth College Highway, N. Haverhill

7:00 p.m. Public hearing.

Rockingham County, Hilton Auditorium, Rockingham County Nursing Home, Brentwood

7:00 p.m. Public hearing.

FRIDAY, OCTOBER 21

ADVISORY COUNCIL ON CHILD CARE (RSA 126-A:17), Thayer Building, 97 Pleasant Street, Concord

9:00 a.m. Regular meeting.

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, INTERVENTION, AND TREATMENT (RSA 12-J), Rooms 302-304, LOB

2:30 p.m. Regular meeting.

GUARDIANS AD LITEM BOARD (RSA 490-C:1), Room 101, LOB

1:00 p.m. Regular meeting.

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

10:00 a.m. Regular meeting.

NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g), Upham Walker House, Park Street, Concord

10:00 a.m. Regular meeting.

MONDAY, OCTOBER 24

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

10:00 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, OCTOBER 25

COMMITTEE TO STUDY AVAILABILITY OF COMMUNITY SUPERVISION PROGRAMS FOR PRISONERS RELEASED ON PROBATION OR PAROLE (SB 180, Chapter 126:1, Laws of 2011), Room 204, LOB

11:00 a.m. Regular meeting.

COMMITTEE TO STUDY THE CLASSIFICATION OF MOTOR VEHICLES (SB 26, Chapter 58:1, Laws of 2011), Room 100, State House

10:00 a.m. Regular meeting.

COMMITTEE TO STUDY THE ESTABLISHMENT OF A FEDERAL TAX QUALIFIED VOLUNTARY DEFINED CONTRIBUTION PLAN (HB 2, Chapter 224:184, Laws of 2011), Room 101, LOB

1:00 p.m. Regular meeting.

EDUCATION, Room 207, LOB

10:00 a.m. Continued executive session from October 18, if needed.

JUDICIARY, Room 208, LOB

11:00 a.m. Executive session on retained *CACR 11*, relating to terms for state judges. Providing that all state judges be commissioned for renewable 5-year terms, *HB 151*, relative to appointments and reappointments of marital masters, *HB 199*, relative to proceedings of medical injury claims screening panels, *HB 261-FN*, eliminating screening panels for medical injury claims, *HB 315*, relative to appointment of attorneys by judges, marital masters, and judicial officers, *HB 344-FN*, establishing a judicial performance review commission, *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 514*, relative to entry on private land, *HB 527*, relative to tort reform, *HB 574*, relative to the taking of private property during a state of emergency, *HB 599*, relative to appointments and reappointments of marital masters.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

10:00 a.m. Executive session on retained *HB 221*, establishing a procedure for leasing state parks, *HB 256-FN*, relative to the administrative appeals process of the department of environmental services, *HB 321-FN*, relative to the classification of wetlands as contributing or noncontributing, *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, *SB 19*, relative to the definition of "prime wetlands," *SB 106*, naming the visitor center at Jericho Mountain state park for Robert Danderson.

SPECIAL COMMITTEE ON REDISTRICTING, Coos County, Lancaster Town Hall, Lancaster

7:00 p.m. Public hearing.

Strafford County, Strafford County Superior Court, Court Room 1, Dover

7:00 p.m. Public hearing.

WEDNESDAY, OCTOBER 26

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. Executive session on retained *HB 415*, relative to access to abuse and neglect investigation records pending a child custody dispute, *HB 506-FN*, relative to false allegations of child abuse, *HB 587*, relative to grounds for divorce for persons with minor children, *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.

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L:1), Room 307, LOB

3:00 p.m. Regular meeting.

COMMITTEE TO DEVELOP A PLAN TO INCREASE USAGE OF CONTRACTORS TO PERFORM CERTAIN DUTIES OF THE DEPARTMENT OF TRANSPORTATION (HB 2, Chapter 224:277, Laws of 2011), Room 212, LOB

1:00 p.m. Regular meeting.

COMMITTEE TO STUDY ISSUES REGARDING FINANCIAL RESOURCES MORTGAGE, INC. (HB 178, Chapter 119:1, Laws of 2011), Rooms 210-211, LOB

9:00 a.m. Regular meeting.

HEALTH INFORMATION ORGANIZATION BOARD (RSA 332-I:8), Room 205, LOB

8:00 a.m. Regular meeting.

WAYS AND MEANS, Room 202, LOB

1:00 p.m. Executive session on retained *CACR 13*, relating to prohibiting any new tax on personal income. Providing that no new tax on personal income shall be levied by the state of New Hampshire, *HB 242-FN-A*, increasing the net operating loss carryover under the business profits tax, *HB 447-FN*, relative to collection of the education property tax and establishing a program to rebate certain excessive property tax payments of eligible taxpayers, *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 518-FN-A*, increasing the research and development tax credit and establishing a commission to assess the effectiveness of the credit, *HB 564*, relative to the adoption of forms by the department of revenue administration for the filing of taxes, *HB 593-FN-A-L*, relative to video lottery and table gaming, *HB 611-FN-A*, relative to determination of the reasonable compensation deduction under the business profits tax, *HB 645-FN-A-L*, eliminating various taxes and fees and tax and fee increases enacted in fiscal years 2007 through 2010, *HB 646-FN-A-L*, eliminating various taxes and fees and tax and fee increases enacted in fiscal years 2006 through 2010, *SB 168-FN*, conforming the interest and dividends tax to federal tax definitions.

THURSDAY, OCTOBER 27

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

9:30 a.m. Regular meeting.

CHILDREN AND FAMILY LAW, Room 206, LOB

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

COMMITTEE TO STUDY COLLECTIVE BARGAINING BY PUBLIC EMPLOYEES (HB 580, Chapter 101:1, Laws of 2011), Rooms 305-307, LOB

9:00 a.m. Regular meeting.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

10:00 a.m. Executive session on retained *HB 137-FN-L*, relative to the state fire code and the state building code, *HB 193*, relative to the Mount Washington commission, *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, ***HB 310-FN***, relative to the use of open data formats and the adoption of a statewide policy regarding open government data standards, ***HB 332-FN***, relative to an electronic controlled drug prescription monitoring program, ***HB 446-FN***, repealing the authority for regulation of certain professional occupations, ***HB 476-FN***, establishing an independent board of psychologists, ***HB 517-FN***, repealing provisions concerning licensure of fuel gas fitters, ***HB 624***, relative to the rulemaking authority of state agencies to establish or increase fees and costs.

FINANCE, Rooms 210-211, LOB

10:00 a.m. Subcommittee work session on retained ***HB 269-FN***, establishing a priority based budget system focused on measurable results, ***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.

PUBLIC WORKS AND HIGHWAYS, Department of Transportation, John O. Morton Building, Hazen Drive, Concord

9:30 a.m. Meeting with the Department of Transportation.

SPECIAL COMMITTEE ON REDISTRICTING, Merrimack County, Merrimack County Administration Building, Basement Conference Room, Concord

7:00 p.m. Public hearing.

Sullivan County, Probate Court, 3rd Floor, Sullivan County Administrative Building, Newport

7:00 p.m. Public hearing.

STATE RETIREE HEALTH PLAN COMMISSION (RSA 100-A:56), Room 303, LOB

2:00 p.m. Regular meeting.

FRIDAY, OCTOBER 28

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

10:00 a.m. Regular business.

NEW HAMPSHIRE RAIL TRANSIT AUTHORITY BOARD OF DIRECTORS (RSA 238-A:2), Room 201, LOB

10:00 a.m. Regular meeting.

TUESDAY, NOVEMBER 1

COMMITTEE TO DEVELOP A PLAN TO INCREASE USAGE OF CONTRACTORS TO PERFORM CERTAIN DUTIES OF THE DEPARTMENT OF TRANSPORTATION (HB 2, Chapter 224:277, Laws of 2011), Room 212, LOB

1:00 p.m. Regular meeting.

WEDNESDAY, NOVEMBER 2

EXECUTIVE DEPARTMENTS AND ADMINISTRATION JOINT WITH FINANCE (DIVISION II), Room 306, LOB

1:30 p.m. Joint meeting regarding performance audit of the State Police Laboratory.

THURSDAY, NOVEMBER 3

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

9:00 a.m. Continued regular meeting.

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

1:00 p.m. Subcommittee meeting on medical sharps.

FRIDAY, NOVEMBER 4

**ADVISORY COUNCIL ON UNEMPLOYMENT COMPENSATION (RSA 282-A:128),
Employment Security, 32 South Main Street, Concord**

9:00 a.m. Regular meeting.

COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F:1), Room 203, LOB

10:00 a.m. Regular meeting.

MONDAY, NOVEMBER 7

TASK FORCE ON WORK AND FAMILY (RSA 276-B:1), Room 206, LOB

2:00 p.m. Regular meeting.

TUESDAY, NOVEMBER 8

**CURRENT USE BOARD (RSA 79-A:3), North Country Resource Center, 629B Main
Street, Lancaster**

4:00 p.m. Public forum.

WEDNESDAY, NOVEMBER 9

HEALTH INFORMATION ORGANIZATION BOARD (RSA 332-I:8), Room 205, LOB

8:00 a.m. Regular meeting.

THURSDAY, NOVEMBER 10

CURRENT USE BOARD (RSA 79-A:3), Newbury Town Hall, 937 Route 103, Newbury

4:00 p.m. Public forum.

MONDAY, NOVEMBER 14

**BOARD OF MANUFACTURED HOUSING (RSA 205-A:25), Joint Board of Licensure
and Certification, 57 Regional Drive, Concord**

1:00 p.m. Regular meeting and hearing.

**CURRENT USE BOARD (RSA 79-A:3), Department of Revenue Administration, 109
Pleasant Street, Concord**

9:30 a.m. Public forum followed by a regular meeting of the board.

THURSDAY, NOVEMBER 17

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

9:00 a.m. Regular meeting.

FRIDAY, NOVEMBER 18

GUARDIANS AD LITEM BOARD (RSA 490-C:1), Room 101, LOB

1:00 p.m. Regular meeting.

NEW HAMPSHIRE RAIL TRANSIT AUTHORITY BOARD OF DIRECTORS (RSA 238-A:2), Room 201, LOB

10:00 a.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICE

Hillsborough County Executive Committee will meet on Friday, **October 21**, 2011 at 9:00 a.m. at the Hillsborough County Nursing Home in Goffstown.

Rep. Carl Seidel, Chairman

Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Rockingham County Executive Committee will meet on Friday, **October 21**, 2011 at 9:30 a.m. in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood for the third quarter budget review.

Rep. David A. Welch, Clerk

Rockingham County Delegation

HOUSE SPECIAL COMMITTEE ON REDISTRICTING – 2011

PUBLIC HEARING SCHEDULE

BELKNAP – Tuesday, October 18th, 7:00 p.m., Belknap Mill, 25 Beacon Street East, Laconia

CARROLL – Thursday, October 13th, 7:00 p.m., Mountain View Community Nursing Home, Ossipee

CHESHIRE – Tuesday, October 18th, 7:00 p.m. Keene Public Library Auditorium, Keene

COOS – Tuesday, October 25th, 7:00 p.m., Lancaster Town Hall, Lancaster

GRAFTON – Thursday, October 20th, 7:00 p.m. UNH Cooperative Extension, 3855 Dartmouth College Highway, N. Haverhill

HILLSBOROUGH – Thursday, October 13th, 7:00 p.m., Nashua Public Library, Theatre Room, Nashua

MERRIMACK – Thursday, October 27th, 7:00 p.m., Merrimack County Administration Building, Basement Conference Room, Concord

ROCKINGHAM – Thursday October 20th, 7:00 p.m., Hilton Auditorium, Rockingham County Nursing Home, Brentwood

STRAFFORD – Tuesday, October 25th, 7:00 p.m., Strafford County Superior Court, Court Room 1, Dover

SULLIVAN – Thursday, October 27th, 7:00 p.m. Probate Court, 3rd floor, Sullivan County Administrative Building, Newport

Rep. Paul M. Mirski, Chairman

Special Committee on Redistricting

REVISED FISCAL NOTES

The following House and Senate Bills have a revised fiscal note: HBs 25, 26, 35, 37, 49, 72, 110, 131, 136, 147, 154, 186, 187, 205, 206, 213, 222, 224, 225, 228, 229, 231, 232, 234, 238, 242, 256, 261, 262, 263, 264, 265, 266, 268, 269, 270, 274, 276, 277, 284, 288, 292, 293, 299, 302, 303, 309, 310, 311, 325, 329, 330, 332, 333, 335, 337, 340, 343, 344, 345, 347, 348, 350, 353, 356, 365, 368, 369, 377, 378, 388, 411, 418, 419, 420, 439, 440, 441, 444, 447, 448, 449,

451, 452, 453, 454, 455, 456, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 470, 471, 472, 476, 477, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 502, 504, 505, 506, 507, 508, 509, 515, 517, 518, 519, 520, 522, 523, 528, 529, 536, 537, 539, 542, 557, 569, 571, 580, 601, 602, 609, 618, 619, 621, 622, 626, 627, 628, 629, 634, 636, 637, 638, 639, 640, 641, 642, 650 SBs 1, 3, 20, 21, 22, 53, 58, 72, 75, 81, 129, 147, 152, 154, 156, 157, 161, 162, 170.

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. Roland P. Hofemann, 18 Wellington Avenue, Dover, New Hampshire 03820-2002
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.

Pursuant to RSA 228:99 and RSA 240, the Governor's Advisory Commission on Intermodal Transportation (GACIT), which is composed of the five Executive Councilors and the Commissioner of the New Hampshire Department of Transportation announces that Public Hearings will be held to review and receive input on the update of the States Ten-Year Transportation Improvement Plan (2013-2022).

The purpose of these Public Hearings is to receive public comments/testimony on the projects and materials included in the draft 2013-2022 Ten Year Transportation Improvement Plan as recommended by the New Hampshire Department of Transportation to GACIT. Those not able to attend the meetings can submit written testimony within 10 days of the completion of the Public Hearings, but no later than November 10, 2011.

Copies of any documents related to the Ten-Year Transportation Improvement Plan (2013-2022) will be available for review on the NHDOT website prior to the first Public Hearing: <http://www.nh.gov/dot/org/projectdevelopment/planning/typ/index.htm> or by contacting the Bureau of Planning and Community Assistance at the Department of Transportation (271-3344).

Written comment should be addressed to: William E. Watson, P.E., Bureau of Planning and Community Assistance, New Hampshire Department of Transportation, John O. Morton Building, 7 Hazen Drive, PO Box 483, Concord, NH 03302-0483.

Public Hearing Schedule:

Oct. 6 – Peterborough, 7:00 p.m. Town Hall, Upper Hall, 1 Grove Street.

Oct. 11 – North Hampton, 7:00 p.m. Town Hall, 231 Atlantic Avenue.

Oct. 13 – Plaistow, 7:00 p.m. Plaistow Town Hall, 145 Main Street.

Oct. 18 – Salem, 7:00 p.m. Salem Town Hall, 33 Geremonty Drive.

Oct. 19 – Bedford, 7:00 p.m. Bedford Cable TV Meeting Room, 10 Meetinghouse Road.

Oct. 20 – Keene, 7:00 p.m. Keene Parks and Recreation, 312 Washington Street, Room 14.

Oct. 27 – Rochester, 7:00 p.m. Community Center, 150 Wakefield Street, Conference Room 1-A.

Rep. Gene G. Chandler

The House Republican Alliance will meet on Tuesday, **October 11** at 9:00 a.m. in Room 306, LOB. All Republican members are invited.

Reps. Dan McGuire, Marilinda Garcia and Stephen Palmer

The NH House Business Coalition will meet on Tuesday, **October 11**, at 2:00 p.m. in LOB 202. For more information, please contact Laurie Sanborn, Chair, at RepSanborn@gmail.com

Rep. Laurie Sanborn

The Main Street Republicans will meet on Tuesday, **October 11** at 8:30 a.m. in Room 209, LOB. All Republican House members are welcome. This group will meet every Tuesday, prior to a Wednesday session, at 8:30 a.m. in Room 209, LOB

Reps. David H. Kidder and Rick M. Ladd

The NH House Business Coalition would like to invite you to the third in our series of Business Roundtables with Presidential candidates, which will be held on Wednesday, **October 12**, from 8:00-9:15 a.m. at NHTI Sweeney Hall Auditorium in Concord. Senator Rick Santorum will be our speaker. All pro-business legislators are invited. Space is limited, so please RSVP to Laurie Sanborn, Chair, at RepSanborn@gmail.com.

Rep. Laurie Sanborn

The next meeting of the Belknap County Republican Committee will be meeting on the 2nd Wednesday of the month. That means that for the month of October, we will be meeting on Wednesday, **October 12**, at our usual meeting place, the Shang Hai Restaurant, 331 South Main Street, Laconia. Joining us on the 12th will be Rep. Ken Weyler. Ken is the Chairman of the House Finance Committee, as well as a member of the House Rules Committee. That said, Ken's talk should be very interesting for many (hopefully ALL) of you. This is your opportunity to hear the latest regarding the financial condition of the State of New Hampshire and where the state is heading financially. Of particular note will be discussion of things such as the reported budget surplus, and current plans regarding the Medicaid account

Rep. Elaine Swinford

All legislators are welcome to attend The Red Mass on **October 13th**. This is a celebration of The Mass offered for those engaged in making law, enforcing law, administering law or judging according to the law. Legislators of any faith are welcome to attend the services and pray for guidance in these troubling times. As the hymn says "All are Welcome." Please call/email Courtney Eschbach for information 724-1863 courtneyeschbacj@gmail.com. The Mass will be held at St. Joseph's Cathedral at 5:15 p.m. Dinner will follow at Fratello's

Restaurant. Tickets for the dinner at \$25, please contact Attorney Michael Tierney at Redmass@wadleighlaw.com for tickets.

Rep. Jordan Ulery

Legislators are invited to a reception to celebrate the first annual New Hampshire History Week. It will be held on Tuesday, **October 18**, 4:00 to 6:00 p.m. at the New Hampshire Historical Society's Tuck Library, 30 Park Street, Concord. The event will celebrate New Hampshire history, historical societies, historical preservation and the teaching of history. For more information, contact Rep. David Watters, davidwatters@leg.state.nh.us, 969-9224.

Rep. David Watters

All Democratic members are invited to the 5th Annual Doris "Granny D" Haddock Evening, held by the Belknap County Democrats on Thursday, **October 27** from 6:00-8:30 p.m. at the Belknap Mill, 25 Beacon St. East, in Laconia. Tickets are \$25, and may be purchased off the Belknap County Democrats fan page on Facebook, or by check to Belknap County Democrats, P.O. Box 5521, Laconia, NH, 03246-1974.

Rep. Sandy Keans

RSA 420-G:14-a V. provides "the insurance commissioner shall hold an annual public hearing concerning premium rates in the health insurance market and the factors, including health care costs and cost trends, that have contributed to rate increases during the prior year." The public hearing will be held **October 28**, 2011 at 9:00 a.m. at the N.H. Department. of Safety, Fire Standards and Training Academy, 98 Smokey Bear Boulevard in Concord.

Rep. Cindy Rosenwald

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
Oct. 6	10:00	Wolfeboro Adult Group	25/Adults
Oct. 6	11:00	Trieloff Tours Group	
Oct. 11	10:00/11:30	East Rochester School	60/5
	SH/HM		
Oct. 12	11:00	Green Mountain Tours	45/Srs
Oct. 12	11:00	Trieloff Tours Group	
Oct. 13	9:30	Warren Village School	8/3
Oct. 13	10:30/12:00	Matthew Thornton Elementary School-	100/4
	SH/HM	Londonderry	
Oct. 13	1:00	Concord HS- German Exchange	24/HS

Oct. 14	9:30/10:45 SH/SC	Chester Academy	61/4
Oct. 17	10:00/11:00	Windham School	100/4
Oct. 17	8:30	St. Catherine's School – Manchester	47/4
Oct. 18	10:00/11:00/ 11:30	Windham School	152/4
Oct. 19	8:30	Alton Central School	46/4
Oct. 19	9:45/12:00	Barnard School – South Hampton	100/k-8
Oct. 20	9:30	Rye Elementary School	46/4
Oct. 20	10:30/11:45	Captain Samuel Douglas Academy – Brookline	88/4
Oct. 21	8:30	Belmont HS- French Exchange students	22/HS
Oct. 21	10:00/11:00 SH/CC	Rindge Elementary School	58/4
Oct. 24	9:30	Bartlett School – Goffstown	47/4
Oct. 24	11:30	Claremont Christian School	20/7-12
Oct. 25	9:15	North Londonderry School	48/4
Oct. 25	10:15/11:45 SH/HM	Sunset Heights School – Nashua	100/4
Oct. 26	9:15/11:00 SH/Manse	North Londonderry School	72/4
Oct. 27	9:00/10:30 SH/HM	Kearsarge Regional Middle School – Sutton	100/7
Oct. 27	11:30	Dublin Consolidated School	18/4
Oct. 28	9:00/10:30 SH/HM	Kearsarge Regional Middle School – North Sutton	69/4
Oct. 28	10:30	Freedom Elementary School	12/4
Oct. 28	11:30	Pleasant St. School – Laconia	55/4
Nov. 1	9:30	Bow HS- Law & Ethics Class	22/HS
Nov. 1	10:00/11:15 SH/F&G	Epping Elementary School	66/4
Nov. 2	10:00/11:30 SH/HM	Kearsarge Regional School – New London	75/4
Nov. 2	2:45	BiState Primary Leadership Group	30/adults
Nov. 3	10:30/12:00 SH/HM	Bicentennial School – Nashua	120/4
Nov. 4	9:15	Canterbury Elementary School	23/4
Nov. 4	10:00	Chesterfield School	45/4
Nov. 4	12:00	Wilkins Elementary School – Amherst	44/4

NOTICE

The House Clerk's Office is now accepting orders for the **2011** hardcover Permanent House Journals. Orders will be accepted until Friday, **October 28, 2011**.

Anyone who was a **member of the Legislature in 2011**, and all state agencies are entitled to one Journal at no charge, **upon request**. All others interested in obtaining a Journal, as well as any Legislator or state agency requesting additional copies, will be charged for that copy. We estimate the cost for paid volumes to be approximately \$50 each. In addition, if the volume is to be mailed, there will be a \$5.00 shipping & handling charge. Those who order paid copies will be notified *and billed* when the Journals are ready for distribution. **DO NOT** send any money now.

In an effort to contain costs, the number of Journals printed will be determined by the number of advance orders received. Extra copies will not be ordered. Please do not order a Journal if you have no intention of claiming it.

To place an order, please clip and return the form below or go to <http://gencourt.state.nh.us/house/housejournalrequest/> and order on-line (an e-mail address is required to place an order on-line).

Please clip this form and return it in person or via mail to:

**Office of the House Clerk
Room 317, State House
107 North Main Street
Concord, NH 03301**

*****Please Print*****

NAME _____

AGENCY/BUSINESS _____

CONTACT PERSON (If other than above) _____

PHONE/EXT. _____

E-MAIL _____

ADDRESS _____

**AMENDMENTS
(LISTED IN NUMERICAL ORDER)
WEDNESDAY, OCTOBER 12**

**Amendment to HB 655
(2011-2621h)**

Proposed by the Committee on Ways and Means - R

Amend section 3 of the bill by replacing paragraph II with the following:

II. The committee shall have the same investigatory powers as the general court. The committee may take evidence under oath, issue subpoenas duces tecum for records, and issue subpoenas to compel testimony. A person shall have 5 business days to respond to any subpoena issued in accordance with this section. Upon approval of the speaker of the house of representatives and the president of the senate, any person who fails to respond within the 5-day period may be fined up to \$10,000 per day and may be subject to 5 days imprisonment.

**Amendment to HB 656
(2011-2676h)**

Proposed by the Majority of the Special Committee on Redistricting - R

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

1 Ward Boundaries; Legislative Districts. Ward boundaries in effect on January 3, 2012 shall be the ward boundaries used to determine state legislative districts beginning with the November 2012 state general election.

2 City of Portsmouth; Wards. 1895, 183:1, as amended by 1947, 390:1; 1957, 412:1; 1971, 582:1; 1983, 424:1; and 1989, 210:2, is repealed and reenacted to read as follows:

Section 1. The city of Portsmouth in the county of Rockingham is and shall be divided into 5 wards which shall be constituted as follows:

Ward 1 shall contain all that part of the city included within the following boundaries: Beginning at a point in the Piscataqua river on the boundary of the city of Portsmouth, the state of Maine, and the town of Newington; thence southeasterly along the boundary of the city of Portsmouth and the state of Maine to the point where U.S. route 1 crosses the boundary of the city of Portsmouth and the state of Maine; thence southwesterly along U.S. route 1 to a point where U.S. route 1 passes over Daniel street; thence southwesterly along Daniel street to the intersection of Daniel street and Congress street; thence southwesterly along Congress street to the intersection of Congress street and Maplewood avenue; thence northwesterly along Maplewood avenue to the middle of a bridge crossing the so-called North Mill pond; thence southwesterly along a line following the midpoint of the so-called North Mill pond until it intersects Bartlett street at a point 300 feet north of the intersection of Bartlett street and Cate street; thence northwesterly along Bartlett street to the intersection of Bartlett street and Woodbury avenue; thence northwesterly 10,000 feet along Woodbury avenue to the intersection of Woodbury avenue and Gosling road; thence northeasterly along Gosling road to its terminus; thence northeasterly along the boundary of the town of Newington and the city of Portsmouth to the point of beginning.

Ward 2 shall contain all that part of the city included within the following boundaries: Beginning at the middle of the Maplewood avenue bridge at the northeast end of North Mill pond; thence southeasterly along Maplewood avenue to the intersection of Maplewood avenue and Middle street; thence southerly along Middle street to the intersection of Middle street and Court street; thence northeasterly along Court street to the intersection of Court street and Rogers street; thence southerly along Rogers street to the intersection of Rogers street and Parrott avenue; thence southerly along Parrott avenue to the intersection of Parrott avenue and Richards avenue; thence northerly along Richards avenue a distance of 150 feet; thence southwesterly along a line until said line reaches the intersection of Merrimac street and Miller avenue; thence southeasterly along Miller avenue until it reaches the intersection of Miller avenue and South street; thence westerly along South street until it reaches the intersection of South street and Middle road; thence southwesterly along Middle road until the intersection of Middle road and U.S. route 1 bypass; thence northwesterly along U.S. route 1 bypass to a point where it is crossed by a railroad track; thence northeasterly along said railroad track until a point where it crosses Bartlett street; thence northwesterly along Bartlett street until a point 300 feet north of the intersection of Bartlett street and Cate street; thence northeasterly along a line following the middle of the so-called North Mill pond to the point of beginning.

Ward 3 shall contain all that part of the city included within the following boundaries: Beginning at a point at the intersection of the boundary of the city of Portsmouth, the town of Newington, and the town of Greenland; thence northerly along the boundary of the city of Portsmouth and the town of Newington a distance of 8,400 feet; thence continuing northeasterly along the boundary of the city of Portsmouth and the town of Newington to the intersection of the boundary of the city of Portsmouth and the town of Newington and Woodbury avenue; thence southeasterly along Woodbury avenue a distance of 10,000 feet to the intersection of Woodbury avenue and Bartlett street; thence southerly along Bartlett street to a point where a railroad line crosses Bartlett street; thence southwesterly along said railroad line to a point where it crosses U.S. route 1 bypass; thence southeasterly along U.S. route 1 bypass to a point where it intersects Greenleaf avenue; thence southwesterly along Greenleaf avenue to the intersection of Greenleaf avenue and Peverly Hill road; thence southeasterly along Peverly Hill road to the intersection of Peverly Hill road and Lafayette road; thence southwesterly along Lafayette road to a point at the boundary of the city of Portsmouth and the town of Rye; thence northwesterly along the boundary of the city of

Portsmouth and the town of Rye to the intersection of the boundaries of the city of Portsmouth, the town of Rye, and the town of Greenland; thence northerly along the boundary of the city of Portsmouth and the town of Greenland to the point of beginning.

Ward 4 shall contain all that part of the city included within the following boundaries: Beginning at a point at the intersection of South street and Summit avenue; thence southerly along Summit avenue to the point where Andrew Jarvis drive crosses Summit avenue; thence westerly along Andrew Jarvis drive to the intersection of Andrew Jarvis drive and Lafayette road; thence southerly along Lafayette road to a bridge over the so-called Sagamore creek; thence easterly along a line following the center of the so-called Sagamore creek to a point at the boundary of the city of Portsmouth, the town of Rye, and the town of New Castle; thence southwesterly along the boundary of the city of Portsmouth and the town of Rye to a point where the boundary between the city of Portsmouth and the town of Rye turns northwesterly; thence northwesterly along the boundary of the city of Portsmouth and the town of Rye to the intersection of the boundary of the city of Portsmouth and the town of Rye with Lafayette road; thence northeasterly along Lafayette road to the intersection of Lafayette road and Peverly Hill road; thence northwesterly along Peverly Hill road to the intersection of Peverly Hill road and Greenleaf avenue; thence northeasterly along Greenleaf avenue to the intersection of Greenleaf avenue and U.S. route 1 bypass; thence northwesterly along U.S. route 1 bypass to the intersection of U.S. route 1 bypass and Middle road; thence easterly along Middle road to the intersection of Middle road and South street; thence easterly along South street to the point of beginning.

Ward 5 shall contain all that part of the city included within the following boundaries: Beginning at a point where U.S. route 1 intersects the boundary between the city of Portsmouth and the state of Maine; thence southeasterly along the boundary between the city of Portsmouth and the state of Maine to the boundary of the city of Portsmouth, the state of Maine, and the town of New Castle; thence southerly along the boundary of the city of Portsmouth and the town of New Castle to the boundary of the city of Portsmouth, the town of New Castle, and the town of Rye; thence southwesterly along the boundary of the city of Portsmouth and the town of Rye to the midpoint of the so-called Sagamore creek; thence westerly along a line following the center of the co-called Sagamore creek to the Lafayette road bridge over the so-called Sagamore creek; thence northerly along Lafayette road to the intersection of Lafayette road and Andrew Jarvis drive; thence northeasterly along Andrew Jarvis drive to the intersection of Andrew Jarvis drive and Summit avenue; thence northerly along Summit avenue to the intersection of Summit avenue and South street; thence easterly along South street to the intersection of South street and Miller avenue; thence northwesterly along Miller avenue to the intersection of Miller avenue and Merrimac street; thence northeasterly along a line to a point on Richards avenue 150 feet northerly from the intersection of Richards avenue and Parrott avenue; thence southeasterly along Richards avenue to the intersection of Richards avenue and Parrott avenue; thence northeasterly along Parrott avenue to the intersection of Parrott avenue and Rogers street; thence northwesterly along Rogers street to the intersection of Rogers street and Court street; thence westerly along Court street to the intersection of Court street and Middle street; thence northerly along Middle street to the intersection of Middle street and Congress street; thence northeasterly along Congress street to the intersection of Congress street and Daniel street; thence northeasterly along Daniel street to the point where it is crossed by U.S. route 1; thence northerly along U.S. route 1 to the point of beginning.

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

AMENDED ANALYSIS

This bill requires the use of ward boundaries in effect on January 3, 2012 for state legislative districts. This bill also establishes ward lines for the city of Portsmouth.

Amendment to SB 198-FN (2011-2605h)

Proposed by the Majority of the Committee on Finance - R

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

AN ACT relative to the calculation of aid to the permanently and totally disabled and temporary assistance to needy families (TANF) and relative to marital master contracts.

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

3 Marital Master Contracts. No new marital master contracts shall be entered into by the state and no existing marital master contracts shall be renewed, extended, reinstated, transferred, or modified by the state on or after the effective date of this section.

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

AMENDED ANALYSIS

This bill removes a limitation on the amount of earned income that is disregarded for purposes of calculating aid to the permanently and totally disabled. The bill also includes persons receiving federal assistance in the TANF household for purposes of calculating income eligibility.

This bill also clarifies that no marital master contracts shall be entered into or renewed, extended, reinstated, transferred, or modified by the state on or after the effective date of this bill.