

HOUSE RECORD

Second Year of the 162nd General Court Calendar and Journal of the 2012 Session

Vol. 34 Concord, N.H.

Friday, May 18, 2012

No. 39

Contains: Committee of Conference Procedures, House Bills Amended by the Senate, Hearings, Meetings and Notices.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet in Session on **Wednesday, May 30, 2012 at 10:00 a.m.** I would ask members to be alert and attentive to the Senate Messages coming before us.

The Committee on Redress of Grievances has begun to issue its reports and findings with regard to petitions submitted to the Committee. These reports will appear in the House Calendar for informational purposes and are intended to inform legislators and the public of complaints by citizens against state government, whether those complaints appear to be founded and possible legislative remedies. The committee does not adjudicate individual disputes; therefore, these reports are limited to proposed legislative remedies.

Please remember that Representatives Hall is not to be used for any purpose, whether legislative or non-legislative, without the express permission of the Speaker.

You are reminded that material is not to be placed in members' mailboxes in the anteroom behind the Chamber unless and until it has been approved for such distribution by the House Chief of Staff. Also, material is not to be distributed by members in Representatives Hall while the House is in Session.

Members are requested to review House Rules 9 through 16, 24 and 27 with regard to decorum. As the election draws near, civility in general is obviously becoming strained, but even for those who are not well-grounded in acceptable standards of behavior and discourse, these rules establish a minimum level of expected conduct while the House is in Session. In particular, we need to be attentive to the last sentence of Rule 14, which states, "[W]hile a member is speaking, no one shall pass between that member and the other members of the House, nor shall anyone engage in private conversation."

Chairmen and Vice-Chairmen will meet on Tuesday, May 22, 2012 in LOB 305 – 307 at 8:15 a.m. Please make every effort to attend.

William L. O'Brien, Speaker

NOTICE

There will be a Republican Caucus on Wednesday, **May 23 at 9:30 a.m.** in Representatives

Hall.

D.J. Bettencourt, Majority Leader

NOTICE

There will be a Democratic Caucus on Wednesday, **May 23**, at **9:00 a.m.** in Rooms 305-307, LOB.

Terie Norelli, Democratic Leader

NOTICE

The House calendar closes at **3:00 p.m. on Wednesdays** for scheduling and notices. It closes at **NOON on Thursdays** for Committee Reports. Please be sure to do your scheduling in order to meet that deadline.

CLOSES NOON THURSDAY:

May 24

May 31

AVAILABLE FRIDAY:

May 25

June 1

Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES FOR 2012 SESSION

Thursday, May 24, 2012

Last day to form Committees of Conference.

Thursday, May 31, 2012

Last day to sign Committee of Conference reports.

Thursday, June 7, 2012

Last day to act on Committee of Conference reports.

Monday, September 17, 2012

First day for incumbent members running for reelection to file LSRs for 2013 session.

Wednesday, September 26, 2012

Last day for incumbent members running for reelection to file LSRs for 2013 session prior to the general election.

Friday, November 2, 2012

Last day to file Interim Study reports.

Tuesday, November 13, 2012

First day for all members elected for the 2013 session to file LSRs for the 2013 session.

Friday, December 7, 2012

Last day for all members elected for the 2013 session to file LSRs for the 2013 session.

Last day for a member to declare sponsorship of an LSR filed by an unelected incumbent member.

Friday, January 11, 2013

Last day to sign off all House LSRs, other than petitions involving the

election or qualifications of a member to serve in the House.

Friday, February 1, 2013

Last day to introduce House legislation including, but not limited to, House Bills and petitions

Wednesday, February 13, 2013

Last day to amend House Rules by majority vote.

All deadlines are subject to the close of business at 5:00 p.m. each day, except amending House Rules, which shall be the ending of the last House session day on or prior to February 13, 2013.

LAI D ON TABLE

CACR 8, relating to education. Providing that the legislature shall have the power to authorize schools.
HB 162-FN, relative to capital murder for purposely causing the death of another. (Pending question: adoption of committee report of ought to pass.)

HB 448-FN, relative to spice incense products. (Pending question: adoption of committee report of inexpedient to legislate.)

HB 475-FN, relative to penalties under the consumer protection act. (Pending question: adoption of committee report of ought to pass.)

HB 494-FN, relative to tipped employees who deal card and table games at games of chance venues. (Pending question: adoption of majority committee report of ought to pass with amendment.)

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. (Pending question: adoption of majority committee report of inexpedient to legislate.)

HB 1147, proclaiming March 31 of each year as a day to remember Terri Schiavo. (Pending question: adoption of the committee report of inexpedient to legislate.)

HB 1220, repealing the criminal history record and protective order check for the sale of firearms. (Pending question: adoption of the committee report of inexpedient to legislate.)

HB 1238, relative to divestiture of Public Service of New Hampshire (PSNH) generation assets. (Pending question – adoption of the committee report of ought to pass with amendment.)

HB 1318, relative to carrying firearms. (Pending question – adoption of the committee report of inexpedient to legislate.)

HB 1368, relative to real property held as a joint tenancy with rights of survivorship. (Pending question – adoption of the majority committee report of ought to pass with amendment.)

HB 1413-FN, directing New Hampshire to withdraw from the No Child Left Behind Act. (Pending question – adoption of the majority committee report of ought to pass.)

HB 1453, relative to requiring planning boards to require a deeded right-of-way to a public road as a condition for approval of plans for certain developments. (Pending question – adoption of the majority committee report of ought to pass.)

HB 1517-FN-L, prohibiting the state and any political subdivision from entering any agreement implementing any provision of the No Child Left Behind Act without prior approval of the general court. (Pending question – adoption of the majority committee report of ought to pass.)

HB 1522-FN, reducing the penalty for violating a local vendor ordinance. (Pending question – adoption of the committee majority report if inexpedient to legislate.)

HB 1653-FN, relative to the rights of conscience for medical professionals. (Pending

question – adoption of the majority committee report of ought to pass.)

HB 1685-FN-L, relative to collective bargaining under the public employee labor relations statutes. (Pending question: adoption of the majority committee amendment.)

HB 1709-FN, establishing a criminal offense for failure to report a missing or deceased child. (Pending question - adoption of the committee report of refer for interim study.)

HCO 1, relative to implementing an election pursuant to representative districts established in the order.

SB 168-FN, conforming the interest and dividends tax to federal tax definitions. (Pending question: adoption of the majority committee report of ought to pass with amendment.)

SB 260, relative to protection and preservation of significant archeological deposits.

SB 308, proclaiming January 24, 2013 as Granny D. Day.

SB 339, establishing Loon Appreciation Day.

SB 379, relative to insurance fraud. (Pending question: third reading.)

COMMITTEE FOR REDRESS OF GRIEVANCES

REPORT

The following reports are the result of committee hearings and deliberations on the petitions presented to it. They are printed here for informational purposes.

PETITION # 31: grievance of Wade Henry.

MAJORITY:

Grievance Unfounded

Committee Majority Findings:

The Redress of Grievances Committee held several hearings including the Petitioner and a representative of the Department of Labor and reviewed the related documentation. While the Committee empathizes with Mr. Henry in being unable to get workman's compensation for what certainly appeared in his testimony to be a work related injury it was unable to conclude that the Labor Department made a wrongful decision. Additionally, Mr. Henry and his counsel appear to have had all the normal opportunities for appeal. Not enough evidence was provided to suggest the Department should review the case yet again or that any action should be taken legislatively regarding due process at the Labor Department. **Vote 9-1.**

Rep. Kevin Avard for the Majority of the Committee

MINORITY:

Grievance Founded

Committee Minority Findings:

The petitioner submitted documentation from his last doctor verifying that he was injured on the job. Therefore, the Labor Department should have considered another review.

Rep. Stella Tremblay for the Minority of the Committee

PETITION # 32: grievance of Randall Bowen, Shona Bowen, Jerry DeLemus, Robert Gates, Thomas Kaczynski, Jr., and 308 additional petitioners, all of Rochester, New Hampshire.

MAJORITY:

Grievance Founded with Recommendation

Committee Majority Findings:

The Redress of Grievance Committee held several public hearings, reviewed extensive documentation, and took testimony from seven or eight of the more than 300 co-petitioners as well as from several officials of, and the attorney representing, the City of Rochester. The committee concluded that the complaint against Rochester's Comprehensive Rezoning Committee (CRC) was founded, in that the CRC had consistently failed over the nine year period of its existence to keep minutes of its meetings, in violation of RSA 91-A:2, II. By so

doing, the CRC deprived the majority of Rochester's inhabitants unable to attend its meetings of the means of determining how and with whose input and influence each component the resulting 150 page rezoning plan was developed, thereby depriving them of the ability to make an informed decision, once the plan came before them for a vote, on a matter having significant implications for their properties' permitted uses and values, and their own livelihoods and overall quality of life. The Committee concluded that the plan was thereby flawed from the standpoint of the constitutional right to the people to open and accountable government enshrined in Part 1, Article 8 of the New Hampshire Constitution, to which New Hampshire's Access to Public Records and Meetings law, RSA 91-A, gives form and substance. The Committee concluded further that no city - or even any but the very smallest towns - can have any excuse for not being aware of, and for not having made full accommodation for, this fundamental right of the people.

The witnesses for the City of Rochester did not seriously dispute the substance of the complaint against the CRC, and, harm having been avoided by the CRC's rezoning plan having been voted down by the Rochester Planning Board, the City indicated a willingness when reinitiating the rezoning process to start fresh and comply fully with RSA 91-A. The Committee found no need to question the sincerity of the City's contrition and its expressed resolve to ensure compliance in the future with RSA 91-A, but it does not want this very visible and much-publicized case to serve as a model for future evasion of New Hampshire's open meetings and records keeping requirements by violating them this time and promising to be more vigilant next time. The norm of our laws is to render the work of any municipal board or committee so at fault null and void. Accordingly, the Committee recommends (1) passing HB 1223-FN now moving through the House and Senate and (2) amending RSA 91-A:8, II to make invalidation of an action taken in violation of RSA 91-A automatic rather than merely optional at the discretion of a reviewing court. The Committee did not find evidence of willfulness on the part of any individual sufficient to support a recommendation of impeachment. **Vote 8-3.**

Rep. Harry Hardwick for the Majority of the Committee

MINORITY:

Grievance Unfounded

Committee Minority Findings:

The Minority believes that there is no action or legislation required as a result of this petition. The complaint claims that over an 8-plus year span, ad hoc committees, constituted to review zoning ordinances to ensure compliance with a new land-use plan, did not keep full minutes. However, there were advertised agenda and in fact one of the petitioners may have been a member of the committee. Many of these meetings did not have a quorum of the committee. This means there would be no need of minutes according to RSA:91-A:2 "a meeting means a convening of a quorum of the membership of a public body." Verbatim minutes are never required, period. There never was a process by which actual votes were taken because the recommendations were to be forwarded to both the Planning Board and the City Council for formal votes. It was discovered, after a request of the City for minutes, they were incomplete. By that time, the changes had already been sent to the Planning Board for review at open (and televised) meetings over several months and subsequently voted down by the City Council. As a result, the City has not adopted new zoning changes to date and has a policy of having assigned employees to work with all ad hoc citizen committees. Beyond that the current right-to-know law would cover the deficiencies and remedies.

Rep. Timothy Horrigan for the Minority of the Committee

HOUSE BILLS AMENDED BY THE SENATE

CACR 6, relating to taxation. Providing that a 3/5 vote is required to pass legislation imposing new or increased taxes or license fees, or to authorize the issuance of state bonds

and providing that the general court shall appropriate funds for payment of interest and installments of principle of all state bonds. (House Nonconcurrent; C of C 3/7/12)

CACR 12, 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 have full discretion to determine the amount of state funding for education. (House Nonconcurrent; C of C 3/14/12)

HB 102, establishing a committee to study certain issues relative to the insurance department, banking department, and bureau of securities regulation of the office of the secretary of state. (House Nonconcurrent; C of C 2/22/12)

HB 110, requiring professional safety and security services personnel to report certain criminal offenses. (House Concurred 2/1/12)

HB 137-FN-L, relative to the state fire code and the state building code. (SJ 5/9/12)

HB 138-FN, relative to the cold case homicide unit. (SJ 4/25/12)

HB 145, permitting the audio and video recording of a law enforcement officer while in the course of his or her official duties. (House Nonconcurrent; C of C 3/7/12)

HB 146, relative to the right of a jury to judge the application of the law in relationship to the facts in controversy. (House Nonconcurrent; C of C 3/7/12)

HB 158, relative to the misuse of social security numbers. (House Nonconcurrent; C of C 3/7/12)

HB 186-FN, relative to the definition of political communication. (House Nonconcurrent 2/1/12)

HB 193, relative to the Mount Washington commission. (House Nonconcurrent; C of C 4/11/12)

HB 222-FN, relative to the specificity of certain statutory provisions granting rulemaking authority. (House Concurred 5/16/12)

HB 225, relative to the return of personal property confiscated by law enforcement agencies from a person charged with a crime. (SJ 5/9/12)

HB 234-FN-A, relative to food service licensure and establishing a committee to study the regulation of food service establishments. (House Concurred 5/9/12)

HB 256-FN, relative to the administrative appeals process of the department of environmental services and establishing a committee to study the appeal process of the department of environmental services. (House Nonconcurrent; C of C 5/15/12)

HB 269-FN, relative to the authority of departments to transfer funds among budget accounting units. (House Nonconcurrent 5/15/12)

HB 283-FN, relative to impaired drivers. (SJ 4/25/12)

HB 325-FN, relative to the transfer of animals from licensed animal vendors. (House Concurred 5/9/12)

HB 350-FN, updating laws relative to the fiscal committee of the general court. (House Nonconcurrent; C of C 5/15/12)

HB 388-FN, establishing the amount of the enhanced 911 services surcharge and requiring providers of Voice over Internet Protocol services to pay surcharges for deposit in the enhanced 911 system fund. (House Nonconcurrent; C of C 5/16/12)

HB 408, clarifying the exemption for attorneys from licensing requirements for mortgage brokers or bankers. (House Concurred 5/9/12)

HB 418-FN, relative to the use of open source software and open data formats by state agencies and relative to the adoption of a statewide information policy regarding open government data standards. (House Concurred 2/1/12)

HB 420-FN, relative to the definition of employee and clarifying the criteria for exempting workers from employee status. (House Concurred 5/15/12)

HB 479-FN, relative to receivership of nursing homes and other residential health care facilities. (House Concurred 5/15/12)

HB 486-FN, relative to penalties for alcohol ignition interlock circumvention. (SJ 4/18/12)

HB 508-FN, establishing a performance measurement for State agencies. (House Nonconcurrent; C of C 2/1/12)

HB 514, relative to entry on private land. (SJ 4/18/12)

HB 533-FN-L, establishing a cap on the amount of school building aid grants distributed in each fiscal year. (House Nonconcurrent; C of C 5/9/12)

HB 574, relative to the taking of private property during a state of emergency. (SJ 5/2/12)

HB 597, revising the child support guidelines based on an income shares model of calculating child support. (House Nonconcurrent; C of C 3/7/12)

HB 624, relative to the rulemaking authority of state agencies to establish fees and costs and establishing a committee to study the rulemaking authority of state agencies to establish fees. (House Concurred 4/11/12)

HB 627-FN, relative to “essential benefits” under federal health care reform. (House Nonconcurrent; C of C 2/22/12)

HB 648, relative to eminent domain petitions by public utilities. (House Concurred 2/8/12)

HB 1128, relative to ignition interlock device recalibration and data reports. (SJ 4/25/12)

HB 1140, relative to the care of war memorials in Franconia Notch state park. (House Nonconcurrent; C of C 5/17/12)

HB 1144, establishing a commission to study the taxation of alternative fuel and electric-powered motor vehicles for the purpose of funding improvements to the state’s highways and bridges. (House Concurred 5/9/12)

HB 1157, relative to signage at fuel service stations. (House Concurred 5/15/12)

HB 1165, naming a bridge in the town of Meredith the POW/MIA Vigil and Freedom Ride bridge. (House Concurred 5/9/12)

HB 1168, requiring the removal of electronic records and information upon entry of an order of annulment. (SJ 4/25/12)

HB 1171, updating certain references in motor vehicle statutes. (House Concurred 5/15/12)

HB 1184, relative to the use of video evidence to support an arrest for willful concealment of merchandise. (SJ 5/9/12)

HB 1207-FN, defining the owner of timber rights for purposes of timber tax assessment. (House Concurred 5/15/12)

HB 1209, establishing a committee to study administration of the business profits tax and the business enterprise tax. (SJ 5/9/12)

HB 1211, establishing a committee to study the promotion of lease of state-owned land for use for beginning farmers. (House Nonconcurrent; C of C 5/9/12)

HB 1217, relative to the form for executing advance directives for health care decisions. (SJ 5/2/12)

HB 1221, relative to the credit for the business enterprise tax against the business profits tax. (House Nonconcurrent; C of C 5/9/12)

HB 1223-FN, relative to remedies under the right-to-know law. (SJ 5/2/12)

HB 1230-FN, requiring a listing of state real property. (House Nonconcurrent; C of C 5/9/12)

HB 1241, relative to table wines. (House Concurred 5/16/12)

HB 1254, establishing a committee to study the effect of illegal immigration on the state and its political subdivisions. (House Nonconcurrent 5/15/12)

HB 1274-FN, transferring the McAuliffe-Shepard discovery center to a private nonprofit corporation and making supplemental appropriations. (House Concurred 5/15/12)

HB 1281, establishing a committee to study alternative medical insurance coverage for elected state officials. (House Nonconcurrent 5/15/12)

HB 1307, relative to agricultural plates. (House Concurred 5/15/12)

HB 1310, increasing the number of days a motorcycle learner's permit is valid. (House Concurred 5/15/12)

HB 1312, relative to the statute of limitations for violations involving a motor vehicle accident resulting in death or serious bodily injury. (SJ 4/18/12)

HB 1330, establishing a committee to study blood testing of drivers after motor vehicle

fatalities. (House Nonconcurrent 5/9/12)

HB 1346, relative to the construction of power line extensions. (SJ 5/9/12)

HB 1353, relative to establishing an individual's status as a veteran. (House Nonconcurrent; C of C 5/15/12)

HB 1357, relative to the membership of mosquito control districts. (House Concurred 5/9/12)

HB 1362, exempting service animals from dog registration and licensing and establishing an option for permanent registration and licensing of service animals. (SJ 5/9/12)

HB 1366, relative to employer charges for unemployment compensation benefits and relative to suitable work and eligibility requirements for claimants for unemployment compensation benefits. (SJ 5/2/12)

HB 1367, relative to the issuance of administrative inspection warrants. (House Nonconcurrent; C of C 5/15/12)

HB 1383, relative to residency status for the purpose of receiving in-state tuition status within the university system of New Hampshire. (House Nonconcurrent; C of C 5/15/12)

HB 1392, relative to oyster aquaculture licenses. (House Concurred 5/9/12)

HB 1415, relative to permits for repair or replacement of sewage and waste disposal system. (House Concurred 5/15/12)

HB 1416-L, relative to a required fluoride statement. (House Concurred 5/15/12)

HB 1434, relative to display of antique motor vehicle plates. (House Concurred 5/15/12)

HB 1480, relative to requiring sprinklers in certain buildings. (SJ 5/9/12)

HB 1484, relative to fees for state parks. (SJ 5/2/12)

HB 1487, relative to low carbon fuel standards programs. (House Nonconcurrent; C of C 5/16/12)

HB 1490-FN, relative to New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions. (House Nonconcurrent; C of C 5/16/12)

HB 1495-FN, establishing a Purple Heart Trail along U. S. Route 3. (House Concurred 5/15/12)

HB 1508, relative to procedures of the board of mental health practice. (SJ 5/9/12)

HB 1510, relative to taxpayer standing for declaratory judgments. (SJ 5/9/12)

HB 1535-FN, relative to arrest records under the right-to-know law. (SJ 5/2/12)

HB 1552-FN, relative to the reporting of funds. (House Concurred 5/15/12)

HB 1553, repealing obsolete and outdated provisions of the Revised Statutes Annotated. (SJ 5/9/12)

HB 1555, relative to the penalty for firearm use in a state area for propagation of game controlled by the fish and game department. (House Concurred 5/17/12)

HB 1563, relative to Greenland's water rights. (House Concurred 5/9/12)

HB 1567, establishing a committee to study the federal Youth Corrections Act. (House Concurred 5/9/12)

HB 1582, relative to medical and surgical benefits for state employees. (SJ 5/9/12)

HB 1587, relative to employer safety programs. (House Concurred 5/15/12)

HB 1593-FN, relative to the department of information technology. (House Nonconcurrent; C of C 5/15/12)

HB 1629-FN, relative to state photographic identification indicating honorable veteran's status. (House Concurred 5/15/12)

HB 1631, allowing persons licensed to provide emergency medical services to work at social or sporting events. (SJ 5/9/12)

HB 1633, relative to a tally requirement on school district warrant articles. (SJ 5/9/12)

HB 1635, relative to motor vehicle inspections. (House Concurred 5/16/12)

HB 1636, relative to the extension of fill and dredge in wetlands permits. (House Concurred 5/16/12)

HB 1652-FN-A, requiring the transfer of insurance premium tax revenue to the department of health and human services and the revenue stabilization reserve account. (House Nonconcurrent 5/9/12)

HB 1664, establishing a committee to study transferring election law enforcement to the secretary of state. (House Concurred 5/9/12)

HB 1665-FN, enabling a superior court or circuit court to implement one or more drug courts. (SJ 5/2/12)

HB 1670, apportioning executive council districts. (House Nonconcurrent; C of C 5/9/12)

HB 1673-FN, relative to complaints of election law violations. (House Concurred 5/9/12)

HB 1679-FN, relative to partial-birth abortion. (SJ 4/25/12)

HB 1686-FN, relative to state contracts and making an appropriation therefor. (House Concurred 5/15/12)

HB 1687-FN, relative to state employee information available on the state transparency website. (House Nonconcurrent; C of C 5/15/12)

HB 1692-FN, making changes to the administration of the university system of New Hampshire. (House Nonconcurrent; C of C 5/15/12)

HB 1701-FN, prohibiting New Hampshire from entering into or enforcing reciprocal agreements with other states to deny rights and privileges for nonpayment of taxes owed to another state. (House Nonconcurrent; C of C 5/15/12)

HB 1716, relative to the state 10-year transportation improvement program. (House Concurred 5/9/12)

HCR 31, commending the work of pregnancy care centers in New Hampshire and across the United States. (SJ 5/9/12)

HCR 35, designating Miss New Hampshire, of the Miss America Scholarship Program, the official honorary hostess of the state of New Hampshire during her term as Miss New Hampshire. (SJ 5/9/12)

COMMITTEES OF CONFERENCE

CACR 6, relating to taxation. Providing that a 3/5 vote is required to pass legislation imposing new or increased taxes or license fees, or to authorize the issuance of state bonds and providing that the general court shall appropriate funds for payment of interest and installments of principle of all state bonds. (Reps. Stepanek, Sanborn, Ulery and Azarian - Subject to Senate agreement.)

CACR 12, 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 have full discretion to determine the amount of state funding for education. (Reps. L. Ober, Hess, Balboni and Renzullo; Alt: Rep. Foose; Sens. Bradley, D'Allesandro and Stiles)

HB 102, establishing a committee to study certain issues relative to the insurance department, banking department, and bureau of securities regulation of the office of the secretary of state. (Reps. Hunt, Mauro, McGuinness and Gidge; Sens. White, Luther and Larsen)

HB 145, permitting the audio and video recording of a law enforcement officer while in the course of his or her official duties. (Reps. Welch, Warden, Parsons and Ginsberg; Sens. Groen, Luther and Houde)

HB 146, relative to the right of a jury to judge the application of the law in relationship to the facts in controversy. (Reps. Giuda, LaCasse, McClarren and Wall; Sens. Forsythe, Groen and Houde)

HB 158, relative to the misuse of social security numbers. (Reps. B. Murphy, Hagan, Palmer and Watrous; Sens. Carson, Luther and Houde)

HB 193, relative to the Mount Washington commission. (Reps. Hawkins, Hansen, Ingbreton and Y. Thomas; Sens. Carson, Groen and Larsen)

HB 256-FN, relative to the administrative appeals process of the department of environmental services and establishing a committee to study the appeal process of the department of environmental services. (Reps. Ahlgren, Howard, Spang and Giuda - Subject to Senate agreement.)

HB 350-FN, updating laws relative to the fiscal committee of the general court. (Reps. Bettencourt, D. McGuire, Winter and Foose - Subject to Senate agreement.)

HB 388-FN, establishing the amount of the enhanced 911 services surcharge and requiring providers of Voice over Internet Protocol services to pay surcharges for deposit in the enhanced 911 system fund. (Reps. J. Garrity, Holden, Cataldo and Parison - Subject to Senate agreement.)

HB 508-FN, establishing a performance measurement for State agencies. (Reps. Bowers, Moran, Cebrowski and Winter - Subject to Senate agreement.)

HB 533-FN-L, establishing a cap on the amount of school building aid grants distributed in each fiscal year. (Reps. L. Ober, Foose, W. Smith and Umberger - Subject to Senate agreement.)

HB 597, revising the child support guidelines based on an income shares model of calculating child support. (Reps. Moran, Edith Hogan, Soucy and Lovejoy; Sens. Groen, Forsythe and Houde)

HB 627-FN, relative to "essential benefits" under federal health care reform. (Reps. Hunt, Manuse, Flanders and Schlachman, Sens. White, Houde and Prescott)

HB 1140, relative to the care of war memorials in Franconia Notch state park. (Reps. Kappler, Swinford, Baldasaro and Parkhurst - Subject to Senate agreement.)

HB 1211, establishing a committee to study the promotion of lease of state-owned land for use for beginning farmers. (Reps. Haefner, Babson, Gandia and Sad - Subject to Senate agreement.)

HB 1221, relative to the credit for the business enterprise tax against the business profits tax. (Reps. Stepanek, Ohm, Azarian and Hamm - Subject to Senate agreement.)

HB 1230-FN, requiring a listing of state real property. (Reps. Graham, E. Smith, McConkey and Bouchard - Subject to Senate agreement.)

HB 1353, relative to establishing an individual's status as a veteran. (Reps. Baldasaro, Blankenbeker, Cunningham and Theberge - Subject to Senate agreement.)

HB 1367, relative to the issuance of administrative inspection warrants. (Reps. B. Patten, Sterling, James Coffey and Tatro - Subject to Senate agreement.)

HB 1383, relative to residency status for the purpose of receiving in-state tuition status within the university system of New Hampshire. (Reps. Boehm, Duarte, Balboni and Hill - Subject to Senate agreement.)

HB 1487, relative to low carbon fuel standards programs. (Reps. J. Garrity, Holden, W. O'Connor and Levasseur - Subject to Senate agreement.)

HB 1490-FN, relative to New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions. (Reps. J. Garrity, Holden, W. O'Connor and Levasseur - Subject to Senate agreement.)

HB 1593-FN, relative to the department of information technology. (Reps. Hansen, Pilotte, Bowers and Winter - Subject to Senate agreement.)

HB 1670, apportioning executive council districts. (Reps. Mirski, Bates, Chandler and Rowe - Subject to Senate agreement.)

HB 1687-FN, relative to state employee information available on the state transparency website. (Reps. Hawkins, L. Ober, Belvin and D. McGuire - Subject to Senate agreement.)

HB 1692-FN, making changes to the administration of the university system of New Hampshire. (Reps. Balboni, Parsons, Weyler and Pitre - Subject to Senate agreement.)

HB 1701-FN, prohibiting New Hampshire from entering into or enforcing reciprocal agreements with other states to deny rights and privileges for nonpayment of taxes owed to another state. (Reps. Baldasaro, Blankenbeker, Cunningham and Theberge - Subject to Senate agreement.)

SB 19-FN, relative to the definition of "prime wetlands." (Sens. Odell, Merrill and Lambert; Reps. Renzullo, Pettengill, Kappler and Spang)

2012 HOUSE COMMITTEE OF CONFERENCE

PROCEDURES

- The Chairmen of the policy committees will receive bills amended by the Senate and should check with their committees to determine whether the committee will recommend that the House concur, non-concur, or non-concur and request a Committee of Conference.
- When a committee requests that the bill be sent to a Committee of Conference, the Chairman will recommend members for appointment. If the bill has gone to more than one committee, the members may come from the different committees as determined by the Speaker. Chairmen should recommend only those members from their policy committees. The Speaker shall make the final decision of Conference committee members, and the committee choices will be generally limited to those who support the House position..
- The first **named House member shall serve as Chairman of the House Conferees**. For House bills in Committee of Conference, the House Conferee Chairman shall set the time and place of the first meeting and shall chair each meeting of the Committee of Conference. **Each meeting shall be posted in the Clerk's Office and outside the committee room at least 24 hours in advance.** [House Rule 43 (c)]. If a Committee of Conference meeting recesses, the reconvening time shall be posted in the Clerk's office and outside the committee room.
- The House and Senate Conferees on a bill shall meet jointly but vote separately while in conference.
- The Committee of Conference may not change the title of the bill. The Committee also may not add amendments that are not germane to the subject matter of the bill or contain subject matter that has been indefinitely postponed. A non-germane amendment is one in which the subject matter is not contained in either the House or Senate version of the bill. [House Rule 49 (g)]
- The sponsor of a bill that is in Committee of Conference shall, upon request, be provided an opportunity to be heard.
- A unanimous vote of both the House and Senate Conferees, voting separately, is necessary for an agreed upon report to be sent to the House and Senate.
- **Reports of all Committees of Conference must be filed with the Office of Legislative Services by the May 31, 2012 deadline adopted by the House. All Committee of Conference members must sign their reports in the Office of Legislative Services by May 31, 2012.**
- **The first-named House member on all bills in Committee of Conference must prepare an analysis of the report.** This "blurb" should contain a complete explanation of all changes made to the bill since it was passed by the House and must be submitted to the House Clerk for printing in the calendar.
- All Committee of Conference reports shall be distributed in seat pockets to be acted on some subsequent day. [House Rule 49 (f)].

See House Rule 49 for more information

COMMITTEE MEETINGS

FRIDAY, MAY 18

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

9:00 a.m. Continued regular meeting.

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

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

12:00 p.m. Rescheduled regular meeting.

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

11:00 a.m. Regular meeting.

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

10:00 a.m. Regular meeting.

MONDAY, MAY 21

COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T:1), Room 307, LOB

10:00 a.m. Regular meeting.

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

10:00 a.m. Rescheduled regular business.

10:30 a.m. Rescheduled audits: State of New Hampshire, management letter, year ended June 30, 2011.
State of New Hampshire, Lottery Commission, management letter for the fiscal year ended June 30, 2011.
State of New Hampshire, Racing and Charitable Gaming Commission, internal control over revenue May 2012.

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

12:00 p.m. Rescheduled regular meeting.

TUESDAY, MAY 22

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

1:00 p.m. Full committee work session on Senate amendments to House bills.

FINANCE, Rooms 210-211, LOB

1:30 p.m. Briefing from the Department of Health and Human Services (DHHS) on budgetary impact of Medicaid managed care.

FINANCE – (DIVISION I), Department of Environmental Services, 29 Hazen Drive, Concord

1:00 p.m. Department budget update with Commissioner Tom Burack.

JUDICIARY, Room 208, LOB

10:00 a.m. Full committee work session on Senate amendments to House bills.

REDRESS OF GRIEVANCES, Room 104, LOB

10:00 a.m. Executive session on *PETITION 21*, grievance of Arthur Ginsberg, Nashua, New Hampshire, *PETITION 22*, grievance of Joseph Haas, *PETITION 28*,

grievance of Ghislain Breton.
11:00 a.m. Full committee work session on **PETITION 5**, grievance of David Johnson, **PETITION 8**, grievance of Greg and Sarah Clarkson, **PETITION 10**, grievance of Marie L. Miller, **PETITION 24**, grievance of William J. Donovan, III, **PETITION 27**, grievance of Monique Prince, **PETITION 30**, grievance of Bethany Capen.
Executive session may follow.

THURSDAY, MAY 24

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L:1), Room 303, LOB

3:00 p.m. Regular meeting.

COMMITTEE TO STUDY LAWS RELATING TO CONDO AND HOMEOWNERS' ASSOCIATIONS (RSA 356-B:70), Room 305, LOB

11:00 a.m. Regular meeting.

REDRESS OF GRIEVANCES, Room 104, LOB

10:00 a.m. Continued full committee work session on **PETITION 5**, grievance of David Johnson, **PETITION 8**, grievance of Greg and Sarah Clarkson, **PETITION 10**, grievance of Marie L. Miller, **PETITION 24**, grievance of William J. Donovan, III, **PETITION 27**, grievance of Monique Prince, **PETITION 30**, grievance of Bethany Capen.
Executive session may follow.

THURSDAY, MAY 31

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

1:00 p.m. Medical sharps subcommittee meeting.

FRIDAY, JUNE 1

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 205-207, LOB (Please note room change.)

9:00 a.m. Continued regular meeting.

MONDAY, JUNE 4

STATE COMMITTEE ON AGING (RSA161-F:7), Department of Health and Human Services, Brown Building, Pleasant Street, Concord

10:00 a.m. Regular meeting.

WEDNESDAY, JUNE 6

EDUCATION OF CHILDREN WITH DISABILITIES ADVISORY COMMITTEE (RSA 186-C:3-b), Department of Education, Londergan Hall, Room 15, 101 Pleasant Street, Concord

4:30 p.m. Regular meeting.

FRIDAY, JUNE 8

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

LOB

9:00 a.m. Regular meeting.

MONDAY, JUNE 11

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Room 100, State House

3:00 p.m. Regular meeting.

THURSDAY, JUNE 14

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L:1), Room 303, LOB

3:00 p.m. Subcommittee meeting.

Room 305, LOB

3:00 p.m. Subcommittee meeting.

FRIDAY, JUNE 15

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

9:00 a.m. Regular meeting.

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

1:00 p.m. Regular meeting.

OFFICIAL NOTICES

COUNTY DELEGATION NOTICES

Pursuant to RSA 23:7 the Executive Committee of the **Merrimack** County Delegation will meet on Monday, **May 21st**, 2012 at 9:00 a.m. in the Lower Level Conference Room located at the McDonnell Building 4 Court Street, Concord, NH. The purpose of the meeting is as follows: 1. Review and Approve the First Quarter Financial Report. 2. Hear a report from the Salary Study Committee Chairman. 3. Hear a report on refunding of certain general obligation bonds. 4. Any other business that may appropriately come before them.

Rep. David Kidder, Chairman

Merrimack County Executive Committee

Pursuant to RSA 23:7 the **Merrimack** County Delegation will meet on Monday, **May 21st**, 2012 at 9:30 a.m. in the Lower Level Conference Room located at the McDonnell Building, 4 Court Street in Concord, NH. The purpose of the meeting is: 1. Act on the Elected Officials Salaries. 2. Authorize Refunding of Certain Obligation Bonds. 3. To consider any other business that may appropriately come before them.

Rep. David Palfrey, Chairman

Merrimack County Delegation

REVISED FISCAL NOTES

The following House Bills and Senate bills have a revised fiscal note: HBs 102, 110, 186, 222, 225, 228, 234, 242, 247, 263, 269, 325, 344, 351, 418, 420, 440, 445, 449, 494, 508, 518, 533, 602, 627, 652, 1155, 1185, 1204, 1221, 1230, 1251, 1274, 1297, 1302, 1366, 1383, 1418, 1440, 1455, 1460, 1473, 1483, 1490, 1495, 1496, 1505, 1510, 1521, 1526, 1529, 1534, 1546, 1547, 1552, 1576, 1593, 1597, 1607, 1611, 1629, 1644, 1652, 1658, 1659, 1664, 1666, 1673, 1675, 1677, 1678, 1679, 1680, 1682, 1685, 1686, 1687, 1688, 1691, 1692, 1695, 1696, 1698,

1701, 1713, 1721. SBs 48, 83, 142, 153, 203, 217, 218, 225, 229, 239, 244, 247, 258, 266, 285, 302, 311, 313, 314, 321, 324, 330, 338, 343, 347, 348, 350, 358, 350, 366, 372, 392, 399, 401, 402, 404, 407.

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. Frank G. Case, 44 Beach Head Road, Nottingham, New Hampshire 03290-4921.
Rep. Karen K. Hutchinson, 11 Buttrick Road, Londonderry, New Hampshire 03053-3305.
Rep. Jean L. Jeudy, 134 Calef Road, Manchester, New Hampshire 03103-6324
Rep. Dick W. Patten, 30 Pinewood Trail, Concord, New Hampshire 03301-5247
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.

In recognition of your support, the New Hampshire Law Enforcement Officers Memorial Committee cordially invites you to the 20th Annual New Hampshire Law Enforcement Officers Memorial Ceremony. The ceremony will be held on **Friday, May 18, 2012**, beginning promptly at 10:00 a.m. on the memorial site in front of the Legislative Office Building. The ceremony will proceed rain or shine. Refreshments will be served immediately following the event. Please do not hesitate to contact either Timothy J. Acerno of Fish and Game at 603-271-3128 or Chief Michael Greeley of the Deerfield Department at 603-463-7258 if you have any questions.

William L. O'Brien, Speaker

Voters and legislators are invited to a dialogue on CACR 12, the proposed constitutional amendment on education funding. It is the most important issue legislators will consider this year. Join Representatives David Hess and Gary Richardson for a public dialogue as they present their positions on the proposed educational funding constitutional amendment. Learn about the Claremont decisions and how they have impacted taxes and educational processes for the last 15 years. Learn what is being proposed to change the constitution and why there is so much controversy. Learn what you need to make an informed decision. There will be extensive time for your Q & A.
Where: Unitarian-Universalist Church of Nashua, 58 Lowell St. Nashua. (Across from Margarita's Restaurant). Parking is available on street and on side roads around the church. The church has a small lot which will fill early.
When: Tuesday, **May 22, 2012**. Doors open at 6 p.m. Dialogue begins at 6:30 p.m. and will end by 8:30 p.m. The dialogue will be taped for later broadcast by Nashua Community

Access television. It will be streamed live via internet.

Both Gary and David have extensive knowledge and expertise in legislative actions on educational funding. They know the history. They know the law. They know the legislature. Don't miss this opportunity to get the latest and best information.

Rep. David Robbins

The NH American Legion will hold its annual Boys State program from July 1-6, 2012. Boys State is a six-day "learn-by-doing" experience in the American way of government, focusing primarily on municipal and NH state institutions. Young men completing their junior year of high school are encouraged to participate in the program. Home school students of "junior equivalence" are also eligible to apply. There is no cost to the students to attend. Interested individuals should contact Rep. John A. Graham or Rep. Duffy Daugherty. Information and applications are also available at the N.H. American Legion Boys State website at www.nhboysstate.org. Application deadline is **June 8, 2012**.

Reps. John A. Graham and Duffy Daugherty

Smart Girl Politics NH invites legislators to join for a day of firearm safety, education and training at our First Annual SGP NH "Armed & Fabulous" Shoot, **July 14** from 10:00 a.m. to 2:00 p.m. at the Londonderry Fish and Game Club. For more information or to register, contact Susan Olsen at smartgirlpoliticsnh@hotmail.com.

Rep. Carol McGuire

All members of the Republican caucus are invited to the House Republican Alliance's weekly meeting. The HRA will meet Tuesdays at 8:30 a.m. in Room 308, LOB.

Reps. Dan McGuire, Marilinda Garcia and Stephen Palmer

The Main Street Republicans will meet on Wednesdays prior to session, at 9:00 a.m. in Room 209, LOB. All Republican House members are welcome.

Reps. David H. Kidder and Rick M. Ladd

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 **2012**. 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
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May 18	10:15/11:30 SH/SC	Memorial School – Newton	60/4
May 18	1:30	World Affairs Council – Republic of Georgia	
May 21	9:15	John Fuller School – North Conway	40/4
May 21	10:15/11:30 SH/GiftShop	Pelham Elementary School	97/4
May 21	12:45	Simonds Elementary School – Warner	35/4
May 22	9:15	Florence Rideout School – Wilton	40/4
May 22	10:15	Deerfield Community School	34/4
May 22	11:30	Pittsfield Elementary School	40/4
May 22	12:15	Elm St. School – Laconia	38/4
May 23	9:30/11:00 SH/HM	Gossler Park School – Manchester	56/4
May 23	10:30	Hancock Elementary School	17/4
May 23	11:30	Mt. Washington Valley Leadership	20
May 24	9:30	Riverwoods Retirement Community-Exeter	
May 24	10:15	Hampstead Central School	46/4
May 24	12:30	Little Harbor School – Portsmouth	44/4
May 24	12:00	St. Elizabeth Seton School – Rochester	25/4
May 25	10:00	Lin-Wood School – Lincoln & Woodstock	30/4
May 25	11:00	Mt. Pleasant School – Nashua	50/4
May 25	12:00	Little Harbor School – Portsmouth	44/4
May 29	9:00	Merrimack Middle School	50/8
May 29	10:00	Hampstead Central School	46/4
May 29	10:30/12:00	Hollis Brookline High School	132/HS
May 29	11:00	Lincoln Akerman School- Hampton Falls	26/4
May 30	9:00	Merrimack Middle School	50/8
May 30	10:30	Mountain Shadows School – Dublin	10/6
May 30	10:30	Lakes Region Christian School- Laconia	4/HS
May 30	11:00	Sunset Tours	40/SRS
May 30	11:30	North Hampton School	45/4
May 30	12:30	Holderness Central School	22/4
May 31	9:00	Jennie Blake School – Hill	23/4
May 31	10:00	New Hampton School	16/4
May 31	10:00	Cornerstone Christian Academy-Ossipee	12/4
May 31	11:30	Mason Elementary School	37/4
May 31	12:30	Kimball School – Concord	27/4
June 1	9:00/10:30 SH/SC	Riddle Brook School – Bedford	60/4
June 1	11:30	Jonathon Daniels School – Keene	36/4
June 4	9:00	Ben Franklin School – Keene	42/4
June 4	10:00/11:30 SH/HM	Maple Ave. Elementary School – Claremont	60/4
June 5	10:00	Salisbury/Webster Elementary Schools	32/4
June 5	9:45	Pharmacy Advocacy students	16/adults
June 5	11:00	World Academy – Nashua	13/3
June 5	11:00	The Well School – Peterborough	11/4
June 6	10:00/11:30 SH/HM	Interlakes School – Meredith	75/4
June 6	10:15/11:15	Birch Hill Elementary School- Nashua	100/4
June 7	9:45	Wheelock Elementary School – Keene	27/4
June 7	10:15	Winchester Elementary School	50/4

June 7	11:30	Kensington Elementary School	50/4
June 8	9:00/10:30 SH/SC	Riddle Brook School – Bedford	80/4
June 8	9:30/11:00 SH/HM	Smyth Rd. School – Manchester	77/4
June 8	11:45	Boscawen Elementary School	12/5
June 11	9:45	Plymouth Elementary School	50/4
June 11	10:30	Lancaster School – Salem	44/4
June 11	11:00	Madison Elementary School	22/4
June 12	9:30/11:00 SH/HM	Maple St. School – Hopkinton	64/4
June 12	11:30	Ed Fenn Elementary School – Gorham	37/4
June 13	10:00	Northwest Elementary School – Manchester (2 separate tours)	100/4
June 13	11:30	Villa Augustina School – Goffstown	32/4
June 14	9:30	NH Institute of Politics – New Leadership New England	20/Col
June 25	2:00	Young Rescuers - Manchester	12
June 29	10:30	Sugar Hill Retirement Community- Wolfeboro	14