

HOUSE RECORD

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

Vol. 34 Concord, N.H.

Thursday, August 9, 2012

No. 55

Contains: Meetings, Notices and Order Form for the 2012 Permanent Journal.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

Representative Richard Okerman and his family want all of you to know how much they appreciate the overwhelming support, thoughts, comfort, kindness and prayers they received from members following the tragic death of their daughter.

The Committee on Redress of Grievances continues 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.

Through the end of this legislative term, legislative mileage will be limited to reimbursement for travel on one day a week to Concord for official legislative or constituent work in addition to those days that members are required to be in Concord for official committee or leadership work. Reimbursement for committee or leadership purposes is limited to service as a member of a policy, chaptered or statutory committee or for Democrat or Republican caucus or legislative leadership. Members should not schedule meetings for Mondays or Fridays, as generally mileage reimbursement will not be permitted on those days.

William L. O'Brien, Speaker

NOTICE

Health Services invites you to be trained or refreshed in CPR for adults, children and infants, use of automated external defibrillator (AED) for adults and children, and basic first aid. Classes will be held in Room 308, LOB on Wednesday, **August 29th** and Thursday, **August 30th** with two sessions available each day, one 8:30 a.m.- noon and one 12:30 -4:00 p.m. Please contact the Health Services office at 271-2757 to reserve a spot.

Dianne Bergquist, RN, State House Nurse

NOTICE

During the summer months the House Calendar will be published every two weeks. Please note Calendar **will close on Wednesdays at noon.**

CLOSES NOON WEDNESDAY:

August 22

AVAILABLE THURSDAY:

August 23

September 5
September 19
September 26

September 6
September 20
September 27
Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES FOR 2012 SESSION

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.

COMMITTEE FOR REDRESS OF GRIEVANCES REPORTS

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 #3 grievance of Michael Brewster. (Report filed 8/8/12) Grievance Founded with Recommendations.

Committee Findings:

The Redress of Grievance Committee listened to the testimony of the Petitioner describing his ordeals parenting his child under difficult circumstances and finally having that child

removed from his custody. The Committee looked at his supporting documents and finds credible that he lost custody of his daughter to the state without clear determinations and, for over twenty years, though he has requested them repeatedly, has been unable to obtain complete documents from the state that might describe the allegations against him which caused his loss of custody of his child - or any single document that showed the cause. The Petitioner's loss of the companionship of his daughter without the ability to know the exact allegations against him is contrary to Part 1 Article 15 of the New Hampshire Constitution as parenting has been recognized by the Supreme Court of New Hampshire as a fundamental liberty. At one point he successfully moved the court to receive a "full and complete copy" of his file. As a result he was allowed a single day's time only, to review a voluminous stack of documents but that, too, according to the Petitioner proved incomplete and he was charged a remarkable rate of 75 cents for the pages he had time to copy. He also made custody payments regarding which he requested copies of records showing how they were disbursed and here, too, was refused. His case was inexplicably removed to a court in another county contrary to our norms and common sense making his defense and court actions extremely difficult. The Redress of Grievance Committee notes that Article 8 of our State Constitution provides that our magistrates be accountable at all times and recommends that all extant records including anything pertaining to charges leading up to the removal of the child, particularly the sealed Guardian Ad Litem report from 1987 and all extant records regarding his child support payments be subpoenaed by the House on the Petitioner's behalf for him to review and that the House provide copies for him. The Committee further recommends that the laws of the state be amended: 1. In a manner similar to that provided in 2012's House Bill 415 to provide Division for Children, Youth and Families (DCYF) case records and knowledge of third-party reports to any parent of a child who is subject of a petition pursuant to 169-C; 2. To provide either the payee or the payor in a child support case a full copy of the account within 30 days of a request; 3. To create a fund to award payments for agency non-compliance with statutes to the individual affected. The Committee finally also recommends that the General Court undertake a study of court and agency document retention with a view to making files permanently available electronically and how to issue copies of requested records at reduced costs to those with financial hardships. **Vote 7-3.**

Rep. Paul Ingbertson for the Committee

PETITION #6 grievance of Candy Knightly. (Report filed 8/8/12)

MAJORITY

Grievance Founded with Recommendations.

Committee Majority Findings:

In a petition involving the Division for Children, Youth and Families (DCYF), the Redress of Grievances Committee, after hearing from the Petitioner and her mother and seeing the documents supporting that testimony, finds numerous inexplicable acts that indicate wrongdoing by individuals in the Division. It finds that the Division, which refused to attend our hearings to respond even to questions of a general nature concerning their policies in similar situations, appear to have been intent on denying several relatives of an admitted former drug addict (who had been in the act of cleaning up) of adopting her child despite our laws providing for placement with relatives Sec RSA 169-C:6 V, 169-C:6-a I(f), 169-C:19, and 169-C:24 In fact, the Committee saw evidence that DCYF actually facilitated the adoption of the child prior to the rights of the mother being terminated in court. Further, DCYF failed to contact the actual father, instead providing the courts with the name of another individual, while twice through the courts denying paternity testing to the individual claiming to be the actual father. The Committee also agrees with the Petitioner that the courts systematically violated Part 1, Article 15 when it denied the admission of all exculpatory evidence showing the mother did not harm her child. While it seems possible that the acts of the agency were well intended in the interests of the child, they also seem to have been notably opposed to the rights of parents and relatives as provided for in our statutes. Because of the sheer number of supported allegations raising significant red flags in this case, the Committee believes this

matter should be thoroughly investigated with a view to revisiting the decision to returning the child to the custody of relatives or its actual mother. For this reason, the Committee recommends, as we have in a prior report, that in the next legislative term a standing legislative oversight committee be set up to review situations like these in depth with agencies involved in potential wrongdoing against our citizens. Any such committee must, like that of the U.S. Congress, have full subpoena power. The Committee also recommends a complete review of any policies making individuals working for our agencies immune from prosecution with a view to limiting that immunity when, in the course of their duties, they infringe on the rights of our citizens. **Vote 9-3.**

Rep. Harry B. Hardwick for the Majority of the Committee

MINORITY

Grievance Unfounded.

Committee Minority Findings:

This petition was brought in the name of Candy Knightly. The Committee heard very little from her, although her mother worked extensively with the Committee over a period of more than a year. (The younger Ms. Knightly, the Petitioner, was an adult when the petition was filed.) Unfortunately, her mother's wide-ranging testimony did not convince the Minority that her daughter's petition was founded.

The Petitioner's first suggested remedy was the impeachment of Judge Thomas Bamberger. There was no evidence that Judge Bamberger was guilty of anything other than making rulings which were unfavorable to the Knightly family. The Petition specifically accuses the Judge Bamberger of violating Part First Article 15 of the state constitution by refusing to admit certain pieces of exculpatory evidence. However, the Minority saw no proof that this evidence was improperly excluded or disregarded. Also, in the opinion of the Minority, some of the evidence was not actually exculpatory. The Petitioner additionally wanted the legislature to "[i]ntroduce legislation to punish denial of due process by DCYF and the Nashua District Court and to facilitate re-unification of the Petitioner with her child." The Minority believes that this proposal would be unconstitutional. Also, although DCYF and Judge Bamberger made a decision which was very painful for the entire Knightly family, the Minority is satisfied that this decision was neither arbitrary nor unfair.

Rep. Timothy Horrigan for the Minority of the Committee.

Petition #10 grievance of Marie L. Miller. (Report filed 8/8/12)

Grievance Founded with Recommendations.

Committee Findings:

The Redress of Grievances Committee reviewed the evidence and finds that Associate Justice Marguerite Wageling of the New Hampshire Superior Court allowed a home foreclosure case to proceed without the documentation per RSA 382-A:3-501 which requires that the entity making the foreclosure demand actually prove ownership of the home in question through production of the original instruments if requested. The previous judge, Kenneth Brown, acknowledged the rightness of the Petitioner's request that the company trying to foreclose "shall" produce the documents and was awaiting them as a last item before going to trial. When the case changed judges before the production of documents and Brown was no longer involved, the Petitioner's lawful request was ignored. The Committee agrees with the Petitioner and recommends the introduction of legislation to: 1. Require proper documentation of property ownership prior to permitting an action involving foreclosure of property to proceed and; 2. Study the procedures used by the New Hampshire Superior Courts to verify property ownership in foreclosure actions with a view to ending the non-judicial foreclosure approach to such issues. **Vote 9-1.**

Rep. Daniel Itse for the Committee

Petition #26 grievance of Joshua Youssef. (Report filed 8/8/12)

MAJORITY

Grievance Founded with Recommendations.

Committee Majority Findings:

After hearing the testimony of the Petitioner, reviewing the documentation and supplements, and having received no responsive testimony, substantive documentation, or other evidence from any of those cited officials, the Committee finds that the Petitioner was wrongly denied by the Family Division all visitation with his child contrary to N.H. law and his constitutional rights for approximately 13 months. This wrongful situation was due to: Guardian ad Litem Tracy Bernson who: 1. Made unlawful recommendations to the Court in her 2/11/11 guardian ad litem report including suspension of all visitation with his son with no findings of fact that it would be detrimental to the child and with no findings of abuse or neglect contrary to RSA 461-A:2; 2. Posited as fact the psychological condition of the minor child without being an expert herself, and with no expert psychological findings or report, and apart from any testimony that is the product of reliable principles and methods contrary to RSA 516:29-a; 3. Recommended the imposition of extrajudicial conditions on reunification contrary to RSA 461-A:2, RSA 461-A:6 and contrary to the presumption that fit parents are presumed to act in the best interests of their children; 4. Recommended unlawful prior restraint of Petitioner's free speech by restricting him from talking with his son about the subject of love (see RSA 461-A:6 I(a); 5. Recommended as a condition to see his son, that Petitioner enroll in a parenting class and separately in individual therapy which is contrary to the Troxel presumption that "fit parents are presumed to act in the best interests of their children," (Troxel v. Granville, 530 US 57); 6. Did not complete the duties ordered by the Court in her stipulation; 7. Failed to comply with Family Division Administrative Order 2011-03 by not filing a final report with the Court and not submitting her final bill by the deadline; 8. Failed to comply with Supreme Court Administrative Order 17 by exceeding her court-ordered fee-maximum and not requesting a hearing to do so; 9. Fraudulently filed a stalking warning letter with the Dover/Laconia police departments in response to *pro se* Petitioner's court-related correspondence for actions that do not qualify as stalking; 10. Failed to comply with GAL Ethics Rule 503.06(a)(1) by not recusing herself as requested after reporting that she was "fearful" of Petitioner; and, 11. Improperly recommended suspension of all of Petitioner's visitation and parental rights with only allegations, but no findings of abuse or neglect per RSA 461-A:5 III. The Committee finds that Marital Master Nancy Geiger also contributed to this when she: 1. Conducted a hearing that affected Petitioner's parental rights without proper judicial notice per Duclos v. Duclos, 134 NH 42 - NH: Supreme Court 1991, quoting Morphy v. Morphy, 112 N.H. 507 - NH Supreme Court 1972[1]; 2. Wrongfully recommended the suspension of Petitioner's visitation and parental rights with no findings of abuse or neglect and no expert testimony; 3. Compelled Petitioner to finance the "therapeutic reunification" with his son in a forced contract contrary to Hale v. Henkel 201 U.S. 43; 4. Utilized what she knew to be false and/or incomplete GAL report testimony of GAL Tracy Bernson in arriving at her decision; 5. Refused to admit Petitioner's properly authenticated telephone logs as exhibits at trial; and, 6. Issued a parenting plan that does not comport with N.H. RSA 490-D:9, requiring the signature of a judge accompanied by the judge's sworn oath. Further the Committee finds that Judges Ned Gordon and Brackett L. Scheffy also contributed by: 1. Approving a Marital Master's wrongful orders, therefore failing to provide proper review or oversight; and, 2. Approved a parenting plan that does not comport with N.H. RSA 490-D:9. The Committee finds that Marital Master Leonard Green also contributed when he denied Petitioner due process of law by declining to issue orders on Petitioner's motion for reconsideration and; finally, that Administrative Judge Edwin Kelly failed to provide adequate oversight and supervision of marital masters and judges in the Hooksett Family Division by permitting ongoing malfeasance to occur after Petitioner notified him of it in a lengthy letter to which same judge, with the power to fire Marital Masters at will, responded that he had no authority to intervene.

The Committee therefore recommends that legislation be introduced to so amend our laws as to: 1. Eliminate coerced contracts and/or stipulations with guardians ad litem; 2. Make clear that there is a presumption that fit parents will act in the best interests of their children; 3.

Provide greater supervision and accountability of guardians ad litem, marital masters, and judges in the circuit court family division; 4. Permit courts to deviate from equal parenting time distribution only in cases where there is clear and convincing evidence of abuse or neglect by one or both parents or it is requested by party receiving the lesser proportion of time; 5. Adopt strict rules of evidence for the family division; 6. Require advance notice for any and all hearings; and, 7. Investigate whether impeachment proceedings should be initiated to remove Judge Edwin Kelly, Judge Ned Gordon, and Judge Brackett Scheffy.

Vote 8-2.

Rep. Alfred P. Baldasaro for the Majority of the Committee

MINORITY

Grievance Unfounded.

Minority Committee Findings:

The Petitioner is a party to a highly conflicted divorce. He submitted many documents and testified for eight hours (spread out over four committee hearings). The most important document is a May 20, 2011 court order which modified the parenting plan for the one child of the Petitioner and his ex-wife. In a case summary submitted along with his petition, he stated that the order "contains innumerable errors of fact, and errors of law, which I would be delighted to expound upon to the committee." After hearing the Petitioner's testimony and reviewing his documentation, the Minority is convinced that the May 20, 2011 order was legal, factual and proper.

The Petitioner asked for the impeachment of numerous officials involved in his case. The Minority sees no need to impeach any of them: these officials were acting legally and in good faith. He also asked to have the legislature forward a complaint against Attorney Tracy Bernson to the Guardian ad Litem Board. The Minority feels that this would be unwise for constitutional reasons, and also because of the specific circumstances of the case. The Petition suggested a variety of legislative proposals, some of which have been actively considered. In the Minority's opinion, the Petitioner shed little if any light on these proposals.

Rep. Timothy Horrigan for the Minority of the Committee

PETITION #27 grievance of Monique Prince. (Report filed 8/8/12)

Grievance Unfounded.

Committee Findings:

The Redress of Grievances Committee, having listened to the testimony and closely studied the documents of the Petitioner, believes that while she has undeniably experienced many problems before, during and after her divorce, and finds that the evidence supplied to the Committee is not conclusive. It has become clear to the Committee that the Family Division is at times problematical and her divorce may not have been handled perfectly in every detail, nevertheless, the documentation was inadequate to support the charges in the petition. **Vote 9-0.**

Rep. Timothy Horrigan for the Committee

PETITION #30 grievance of Bethany Capen. (Report Filed 7/31/12)

MAJORITY

Grievance Founded with Recommendations.

Committee Majority Findings:

The Redress of Grievances Committee heard testimony and reviewed documents supporting allegations of abuse by the Division for Children, Youth and Families (DCYF) toward the adoptive (foster care licensed) mother of a troubled child who (along with DCYF) understood might need expensive help in the future. The adoption was accompanied by DCYF assurances with the mother that such support would be forthcoming, if needed, from the agency. What the Committee finds is that when the child did indeed begin to show serious and expensive mental problems for which the normal sources of funding proved inadequate, and the only likely source of funding would be the federal government, a series of wrongful actions by DCYF took place including: 1. Repeatedly pressuring the Petitioner to surrender

the child into the custody of the state by threats that if she did not do so she would be accused of abuse and neglect; 2. Misrepresenting to a probate court judge the legal definition of child neglect for the purpose of gaining state custody of the child; 3. Withholding even to this day hearings officer ordered documents to which the mother had a right in making her case; 4. Initiating contact with Petitioner's place of employment to effectively terminate her employment; 5. Holding email conversations between employees looking for grounds to deny Petitioner her foster care license admitting they had none, and; 6. Withholding her license without cause, without notification, and by devious means and otherwise discriminatory treatment of a qualified foster care provider. The Committee also finds that the Petitioner's written requests for review to the ombudsman and later to the Commissioner of HHS from months ago and longer remain unanswered.

Recommendations:

The Committee agrees that because of the injuries sustained by the mother to her reputation, her financial well being and her family relationship; and because the laws of the state on various levels have been abrogated, and may be so systemically as supported by previous petitions, an investigation into this case would be wise. The inability of the Redress of Grievances Committee to gain even the most general information from DCYF without resorting to the use of subpoena powers, coupled with the problems associated with the statutorily required provision of information in this case, unfortunately invites the question of the possibility that the Division is involved in activities it does not want to have reviewed. As in previous reports this Committee believes the time has come for a government oversight committee of the House so that questions like this can be quickly and effectively reviewed and that public trust in our agencies be maintained. Aside from that approach to oversight the Committee recommends legislation making any ombudsman's office operate out of the Legislature and not the agencies themselves. **Vote 9-2.**

Rep. Robert Willette for the Majority of the Committee.

MINORITY

Grievance Unfounded.

Committee Minority Findings:

The Minority regretfully finds Bethany Capen's petition to be unfounded.

The Petitioner was a longtime foster parent, who served on the board of the NH Foster and Adoptive Parent Association. For almost a decade, the Petitioner taught FACES (Foster and Adoption Care Essentials) courses at Granite State College.

The Petitioner and her husband adopted a special needs child whom they had been fostering since he was three months old. They divorced shortly after the adoption. Her son's needs proved to be more than she could handle as a single mother, since he needed residential care. She gave up her parental rights after a legal battle with the Department of Health and Human Services.

One of her grievances is that Attorney Dennis May (who works for DHHS) misrepresented the law to a probate court judge. The laws in question were those relating to abuse and neglect of children. The Minority does not condone any lawyers misrepresenting the law to any judge, but it is unclear that Attorney May actually did so. Even if he did misrepresent the law, a judge does not need to rely on either side's lawyers to know what the law is. Moreover, this particular case was about an area of the law which probate courts deal with all the time.

It is worth noting that the Petitioner admitted to being physically and financially unable to care for her son. She told the Committee that she feels it was improper for DHHS to accuse her of neglect because she was neither disabled nor indigent.

Her two biggest grievances are that the Division for Children, Youth and Families (DCYF) stopped using her as a foster parent and as a FACES instructor. The Minority believes that we should defer to the DCYF's judgment in both areas, even when these judgments are based in part on subjective impressions. Children should be placed in the Petitioner's home only if the DCYF feels comfortable doing so. Likewise, the Petitioner should be teaching the FACES

course only if the DCYF and Granite State College feel comfortable with using her as the instructor. The Petitioner produced some emails which show that one or more officials believed that she might not teach the course the way they wanted it to be taught. Unfortunately for the Petitioner, that is a sufficient reason for hiring a different adjunct instructor.

Rep. Timothy Horrigan for the Minority of the Committee.

PETITION #34 grievance of Daniel Shepard. (Report filed 8/8/12)

MAJORITY

Grievance Founded with Recommendations.

Committee Findings:

The Redress of Grievances Committee listened to a petition involving Marital Master Philip Cross in a series of divorce hearings which alleges numerous violations of the Petitioner's rights by Cross both under the law and our constitutions in a series of arbitrary and capricious decisions (suggesting outcomes being predetermined and) that caused unnecessary, extreme, and wrongful financial and familial hardships. Having reviewed the allegations and supporting documents and having received no response from those named, the Committee finds that in his case before Marital Master Philip Cross (and by extension, Judge Sharon DeVries) Petitioner Shepard did indeed suffer from each of the alleged wrongs by an individual against whom more and more New Hampshire citizens continue to raise their voices including: 1. Violation of his due process rights including randomly changing a decision without hearing new information; 2. Violation of New Hampshire's support RSA 458:19 IV(e) which disallows the inclusion of a subsequent spouse's income in modifying alimony; 3. Blatant abuses of discretion and power including ignoring RSA 458 19:I(a), (b) and (c) in determining additional alimony; 4. Contradiction of clear Supreme Court rulings in Noddin v. Noddin, 123 N.H. 73; 5. Unsustainable exercises of discretion regarding evidence involving calculation of spousal resources (combined with an ancillary disability or unwillingness to do basic math); 6. Failure to report or otherwise act in the face of clear and confessed first-person evidence of unlawful acts both in his courtroom and without; 7. Failure to prosecute perjury (and/or false swearing) by an officer of the court; and 8. Failure to protect the dignity of the court.

Recommendations

It is the belief of this Committee that although [there is no guarantee of outcome in our courts there should be a guarantee of a fair trial. While there are procedures and rules in place, clearly, in this case, they were not followed. For that reason the Committee recommends that the General Court introduce legislation:](#) 1. Requiring the head of the Family Division of the Courts in his administrative duties to investigate any individuals under his supervision at the request of the General Court and present the results of his findings to it in written form; 2. To put in place limits to the discretion of Marital Masters and any others operating in such a role in the courts disallowing any abuse of due process such as what would be provided in any other courtrooms or rightfully expected by the general public in our country; 3. To make appeals to the Superior Court mandatory on questions of admissibility of evidence; 4. To eliminate increases in or extensions of alimony pursuant to a final decree and when the receiving party has falsified evidence; 5. To make punishment mandatory in cases of false swearing and perjury by officers of the court in the Family Division, 6. To issue a House Joint Resolution requiring the attorney general to investigate Attorney Keri Marshall for perjury or false swearing as appropriate; and 7. To make all supervising judges directly culpable and therefore impeachable for failures of marital masters regarding due process and unlawful acts committed in any courtroom under their supervision when they have been brought to their attention. **Vote 9-3.**

Rep. Kevin Avard for the Majority of the Committee

MINORITY

Grievance Unfounded.

Committee Minority Findings:

The Minority finds no evidence from the material supplied that there are any changes to laws or procedures that would govern this divorce case that would or should change the outcome. Not unexpectedly, this case is very contentious and parts are still before the courts. We do believe the Petitioner got his day(s) in court. During the course of this divorce, he was represented by no less than four attorneys. The laws are set up to give one a fair hearing. However, there is no guarantee one will be happy with the outcome. 1. (a) The Petitioner is unhappy with the Statutes governing alimony and modifications. The amount is set by the court after submission of data. There is an opportunity to file objections. In this case the Petitioner attempted to get introduced the value of a tiny piece of property that was tied up in bankruptcy court. The court ordered alimony for 3 years after the decree, not out of line in a case where the wife had been mostly at home through 15 plus years. The Petitioner was unable to prove his position to the court, particularly when he included health expenses for the new wife; (b) Often parties to a case offer up material to the court which the court does not allow to be presented as evidence in that case. That is obviously a judgment call. Adequate safeguards are in place through one's attorney to challenge a decision; and (c) The Petitioner thinks that the rules of evidence need to be reviewed for the Family Court for inconsistencies. The Minority was never given specific evidence of the problem. Although there are various standards the court has established, the most obviously being *beyond a reasonable doubt*, for criminal actions. 2. It is not likely that the House will impeach members of the Family Court, either as a result of this or other known petitioners at this time. Also, there will be no more Marital Masters appointed. Divorce and custody will be assigned to judges. When one enters the court system there is no guarantee of the outcome. In place are procedures that allow one to present a case and appeal decisions, etc. But, the system must be orderly and one must follow the rules and, frankly, have the best evidence for the best results.

Rep. Sandra B. Keans for the Minority of the Committee

COMMITTEE MEETINGS

THURSDAY, AUGUST 9

CONSTITUTIONAL REVIEW AND STATUTORY RECODIFICATION, Room 206, LOB

10:00 a.m. Interim study subcommittee work session on **HB 1541**, repealing the authority of officials to enter and examine the premises of an automotive recycling dealer.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

11:00 a.m. Full committee work session on dedicated funds.

FRIDAY, AUGUST 10

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

9:30 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

MONDAY, AUGUST 13

ECONOMIC STRATEGIC COMMISSION TO STUDY THE RELATIONSHIP

BETWEEN NEW HAMPSHIRE BUSINESSES AND STATE GOVERNMENT (RSA 359-K:2), Room 307, LOB

10:00 a.m. Regular meeting.

TUESDAY, AUGUST 14

COMMITTEE TO STUDY EXOTIC AQUATIC WEEDS AND SPECIES (RSA 487:30), Back Bay, Wolfeboro, NH

10:00 a.m. Meeting to observe conditions and control and management procedures relative to variable milfoil infestations in the bay and nearby waters. In case of inclement weather, the rain date will be August 15.

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 RULEMAKING AUTHORITY OF STATE AGENCIES TO ESTABLISH FEES (HB 624, Chapter 11:1, Laws of 2012), Room 306, LOB

1:30 p.m. Organizational meeting.

SPECIAL HOUSE COMMITTEE ON DEFINED CONTRIBUTION RETIREMENT PLANS FOR PUBLIC EMPLOYEES, Room 202, LOB

9:30 a.m. Regular meeting.

WEDNESDAY, AUGUST 15

COMMITTEE TO STUDY THE CONSTRUCTION OF A PERMANENT MEMORIAL TO GOVERNOR JOHN GILBERT WINANT ON STATE PROPERTY OTHER THAN THE STATE HOUSE GROUNDS, (HB 1134, Chapter 12:1, Laws of 2012), Room 204, LOB

10:00 a.m. Regular meeting.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 208, LOB (Please note room change.)

10:00 a.m. Interim study subcommittee work session on *HB 553*, relative to the law on wiretapping and eavesdropping.

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

10:00 a.m. Regular meeting.

THURSDAY, AUGUST 16

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

9:00 a.m. Regular meeting.

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. Interim study subcommittee work session on *HB 1530-FN*, relative to oversight of guardians ad litem by the guardian ad litem board, *HB 1365*, relative to complaint investigation procedures of the guardian ad litem board.

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.

COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING ENERGY

INFRASTRUCTURE CORRIDORS WITHIN THE EXISTING TRANSPORTATION RIGHTS OF WAY (RSA 362-G), Room 100, State House

10:00 a.m. Regular meeting.

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

10:00 a.m. Regular meeting.

EMERGENCY MANAGEMENT SYSTEM OVERSIGHT COMMITTEE (RSA 21-P:51), Room 205, LOB

1:30 p.m. Regular meeting.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

1:00 p.m. Interim study subcommittee work session on *HB 1154*, establishing a committee to study the management structure of state government.

FRIDAY, AUGUST 17

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

10:00 a.m. Rescheduled regular meeting.

MONDAY, AUGUST 20

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

10:00 a.m. Regular meeting.

TASK FORCE ON WORK AND FAMILY (RSA 276-B:1), Room 207, LOB

1:15 p.m. Regular meeting.

TUESDAY, AUGUST 21

COMMITTEE TO STUDY THE 2009 NEW HAMPSHIRE CHILD SUPPORT GUIDELINES REVIEW AND RECOMMENDATIONS (HB 1193, Chapter 26:2, Laws of 2010), Room 206, LOB

8:30 a.m. Regular meeting.

COMMITTEE TO STUDY THE FEDERAL YOUTH CORRECTIONS ACT (HB 1567, Chapter 92:1, Laws of 2012), Room 206, LOB

10:00 a.m. Organizational meeting.

HISTORICAL COMMITTEE (RSA 17-I), Room 100, State House

10:00 a.m. Regular meeting.

JUDICIARY, Room 208, LOB

10:00 a.m. Interim study subcommittee work session on *HB 1682-FN*, relative to forfeiture of personal property.

SPECIAL HOUSE COMMITTEE TO STUDY THE 2012 PERFORMANCE AUDIT OF THE GUARDIAN AD LITEM BOARD, Room 104, LOB

11:00 a.m. Regular meeting.

WEDNESDAY, AUGUST 22

LEASE OF STATE LAND FOR FARMING STUDY COMMITTEE (RSA 425:26), Room 303, LOB

10:00 a.m. Organizational meeting.

**SPECIAL HOUSE COMMITTEE ON DEFINED CONTRIBUTION RETIREMENT
PLANS FOR PUBLIC EMPLOYEES, Room 212, LOB**

9:30 a.m. Subcommittee work session on defined contribution plan development.
Room 209, LOB

10:00 a.m. Subcommittee work session on plan closure costs and consequences.

THURSDAY, AUGUST 23

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

11:00 a.m. Regular meeting.

FRIDAY, AUGUST 24

**GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION,
INTERVENTION, AND TREATMENT, (RSA 12-J:1) Rooms 301-303, LOB**

9:30 a.m. Regular meeting.

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

10:00 a.m. Regular meeting.

MONDAY, AUGUST 27

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

9:00 a.m. Regular meeting.

TUESDAY, AUGUST 28

**SPECIAL HOUSE COMMITTEE ON DEFINED CONTRIBUTION RETIREMENT
PLANS FOR PUBLIC EMPLOYEES, Room 202, LOB**

9:30 a.m. Regular meeting.

**SPECIAL HOUSE COMMITTEE TO STUDY THE 2012 PERFORMANCE AUDIT OF
THE GUARDIAN AD LITEM BOARD, Room 104, LOB**

10:00 a.m. Regular meeting.

THURSDAY, AUGUST 30

**COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING ENERGY
INFRASTRUCTURE CORRIDORS WITHIN THE EXISTING TRANSPORTATION
RIGHTS OF WAY (RSA 362-G), Room 100, State House**

10:00 a.m. Regular meeting.

THURSDAY, SEPTEMBER 6

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

9:00 a.m. Continued regular meeting.

MONDAY, SEPTEMBER 10

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

3:00 p.m. Regular meeting.

THURSDAY, SEPTEMBER 13

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.

COMMITTEE TO ASSESS THE FORM OF GOVERNMENT IN TOWNS THAT HAVE ELECTED THE OFFICIAL BALLOT REFERENDUM FORM OF MEETING (SB 238, Chapter 130:1, Laws of 2012), Room 100, State House

10:00 a.m. Regular meeting.

FRIDAY, SEPTEMBER 14

BOARD OF MANUFACTURED HOUSING (RSA 205-A:25), Room 201, LOB

1:00 p.m. Regular meeting.

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

10:00 a.m. Regular business.

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

9:30 a.m. Regular meeting.

MONDAY, SEPTEMBER 17

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

9:00 a.m. Regular meeting.

NEW HAMPSHIRE LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4), Benjamin Kimball House for the Arts, 44 Main Street, Concord

3:00 p.m. Quarterly meeting.

TUESDAY, SEPTEMBER 18

COMMISSION ON THE TAXATION OF ALTERNATIVE FUEL AND ELECTRIC-POWERED MOTOR VEHICLES, (RSA 21-J:47), Room 201, LOB

11:30 a.m. Organizational meeting.

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

10:00 a.m. Regular business.

THURSDAY, SEPTEMBER 20

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

9:00 a.m. Regular meeting.

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.

FRIDAY, SEPTEMBER 21

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

1:00 p.m. Regular meeting.

MONDAY, SEPTEMBER 24

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

9:00 a.m. Regular meeting.

TUESDAY, SEPTEMBER 25

COMMISSION ON THE TAXATION OF ALTERNATIVE FUEL AND ELECTRIC-POWERED MOTOR VEHICLES, (RSA 21-J:47), Room 201, LOB

10:00 a.m. Regular meeting.

THURSDAY, SEPTEMBER 27

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

3:00 p.m. Full commission meeting.

FRIDAY, SEPTEMBER 28

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

10:00 a.m. Regular meeting.

OFFICIAL NOTICES

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

Karen O. Wadsworth, Clerk of the House

MEMBERS' NOTICES

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

The 39th Annual Bill White & Junie Blaisdell Ceremonial & Memorial Legislative Golf Tournament for the benefit of the **American Heart Association** is scheduled for **Friday, September 14, 2012** at Beaver Meadow Golf Club located in Concord, NH. The entry fee for

this annual tournament is **\$70 per legislator and legislative staff** and **\$100 for all others**. Entry fees must be received by Friday, September 7th.

Registration begins at 7:15 a.m. and the shotgun start is scheduled for 8:30 a.m. The format is a "Scramble".

Sign-up as a foursome or sign-up by yourself in order to be placed in a foursome (*subject to availability of open slots*).

Please return your completed entry form and payment no later than September 7th. (*Please note that, for planning purposes, payment must be made no later than September 7th. All entry forms received after Friday, September 7th will be assessed a \$25 late admittance fee per player. Cancellation must occur two weeks prior to the tournament date to receive a refund*)

Checks should be made payable to: NH Legislative Golf Committee.

Mailed to: Bob Blaisdell, Demers & Blaisdell, Inc., 72 North Main Street, Suite 301, Concord, NH 03301.

39th Annual Bill White & Junie Blaisdell Ceremonial & Memorial Legislative Golf
Tournament
Beaver Meadow Golf Course
Concord, NH

Name: 1. _____
2. _____
3. _____
4. _____

Telephone: _____ Amount Enclosed: _____

Rep. Candace CW Bouchard

NOTICE

The House Clerk's Office is now accepting orders for the **2012** hardcover Permanent House Journals. Orders will be accepted until **Friday, November 2, 2012**.

Anyone who was a **member of the Legislature in 2012**, 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 _____
