



State of
New Hampshire

HOUSE RECORD

First Year of the 163rd General Court Calendar and Journal of the 2013 Session

Web Site Address: www.gencourt.state.nh.us

Vol. 35

Concord, N.H.

Friday, February 1, 2013

No. 11

Contains: Meetings, Notices, Reports and Amendments for February 6.

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The next House Session will be on **February 6th** at 10:00 a.m. For planning purposes, the House will meet every Wednesday in February.

Governor Hassan will present her budget address to the House and Senate in Joint Convention on Thursday, February 14th.

All House bills have come back from the print shop. Committees will be extremely busy, so please remember to check the Calendars for upcoming hearings. As previously mentioned, sponsor notices are no longer being mailed. Bill sponsors receive notice of public hearings on their bills by email.

The next House Continuing Education session is scheduled for Thursday, February 7th. The presentation from January 31st relative to the Courts and the Judicial Council will be posted on the General Court website.

If the legislative buildings are closed or if a House session is called off due to inclement weather, it will be reported on local radio stations and television, as well as on the House website.

Terie Norelli, Speaker

NOTICE

There will be a meeting of chairs and vice chairs on Tuesday, **February 5th**, at 8:30 a.m. in Rooms 305-307 of the Legislative Office Building.

Terie Norelli, Speaker

NOTICE

There will be a Democratic Caucus on Wednesday, **February 6** at **9:00 a.m.** in Representatives Hall.
Rep. Stephen Shurtleff, Majority Leader

NOTICE

There will be a Republican Caucus on Wednesday, **February 6** at **9:15 a.m.** in Rooms 305-307, LOB.
Rep. Gene G. Chandler, Republican Leader

NOTICE

House Continuing Education

TOPICS: State and Municipal Infrastructure – NH's Roads and Bridges

DATE: Thursday, February 7, 2013

TIME: 3:00 p.m. – 4:30 p.m.

PLACE: Representatives Hall

Terie Norelli, Speaker

NOTICE

The House Calendar closes at **3:00 p.m. on Wednesdays** for *ALL* 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:

February 7
February 14
February 21

AVAILABLE FRIDAY:

February 8
February 15
February 22

Karen O. Wadsworth, Clerk of the House

HOUSE DEADLINES FOR 2013 SESSION

Friday, February 1, 2013	Last day to Introduce House Bills Last day to amend rules by majority vote
Thursday, February 21, 2013	Last day to report House Bills going to a second committee
Thursday, February 28, 2013	Last day to act on House Bills going to a second committee
Thursday, March 7, 2013	Last day to report House Bills not in a second committee, except budget bills
Thursday, March 14, 2013	Last day to act on House Bills not in a second committee, except budget bills
Thursday, March 21, 2013	Last day to report all House Bills, except budget bills Last day to report list of retained House Bills
Thursday, March 28, 2013	Last day to report budget bills Last day to act on all House Bills, except budget bills.
Thursday April 4, 2013	CROSSOVER Last day to act on budget bills
Thursday, May 2, 2013	Last day to report Senate Bills going to a second committee
Thursday, May 9, 2013	Last day to act on Senate Bills going to a second committee
Thursday, May 30, 2013	Last day to report all remaining Senate Bills Last day to report list of retained Senate Bills
Thursday, June 6, 2013	Last day to act on Senate Bills
Thursday, June 13, 2013	Last day to form Committees of Conference
Thursday, June 20, 2013	Last day to sign Committee of Conference reports (4:00 pm)
Thursday, June 27, 2013	Last day to act on Committee of Conference reports

WEDNESDAY, FEBRUARY 6 CONSENT CALENDAR

ENVIRONMENT AND AGRICULTURE

HB 177, relative to licensing requirements for homestead food. **OUGHT TO PASS.**

Rep. Guy Comtois for Environment and Agriculture: HB 177 makes a small correction to Chapter 163, Laws of 2012 created an exempt status for certain small homestead food operations, and also required labeling that read "This product is exempt from New Hampshire licensing and inspection." Unfortunately, because of the wording in the statute, the homestead kitchens that were licensed were also required to label their products as exempt. HB 177 simply says that a non-exempt homestead food operation's labeling must read "This product is made in a residential kitchen licensed by the NH department of health and human services." **Vote 18-0.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 155, relative to the use of open source software by state agencies; including the department of information technology in the uniform electronic transactions act; and repealing the information practices act. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Dianne E Schuett for Executive Departments and Administration: This bill has three parts. First, it amends definitions in RSA 21-R. Open data format is defined as, "the organization of digital data within a computer file in a manner that makes it accessible for all to implement and use in perpetuity." And it makes minor changes to the definitions of open source software.

Second, since the department of information technology (DOIT) no longer falls under the department of administrative services (DAS) the bill amended RSA 294 to clarify that DOIT must consult with DAS and the secretary of state with regard to creation, retention, acceptance, distribution and interoperability of electronic records. The amendment to the bill makes the order of those consultations consistent.

The bill also repeals RSA 7-A, relative to the information practices act, which is outdated. **Vote 19-0.**

HB 186, relative to the authority of the department of state. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jeffrey P Goley for Executive Departments and Administration: This bill supports the secretary of state in the administration of his constitutional responsibilities by removing the constitutional responsibilities from the definition of "department" in RSA 9:1. This change limits the influence of another agency or executive order from interfering with the secretary of state in conducting constitutional duties. The constitutional duties are only the supervising of elections and the archiving of state records. Passage of the bill would allow the prompt hiring of election workers necessary to deal with recounts and other functions. This bill does not exempt the Secretary of State from the normal budgeting process. **Vote 19-0.**

HB 190, relative to professional misconduct of dental hygienists. **OUGHT TO PASS.**

Rep. Mary S Nelson for Executive Departments and Administration: This bill amends the statute on the professional misconduct section of dentist and dentistry. It adds the practice of dental hygiene and the Code of Ethics of the American Dental Hygienists' Association.

HB 190 was requested by the board of dentistry and supported by a representative of the dental hygienist association (NH) **Vote 17-1.**

HB 216, relative to the use of the title "fire marshal." **OUGHT TO PASS.**

Rep. Daniel J Sullivan for Executive Departments and Administration: This bill repeals a law set to take effect on July 1, 2013, which would have limited the title of "Fire Marshal" to the State Fire Marshal. Without repeal, many local communities currently using the title of Fire Marshall would have to incur costs to remove the title from their organization. **Vote 19-0.**

HB 252, consolidating the property appraisal division and the municipal services division of the department of revenue administration. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Carol M McGuire for Executive Departments and Administration: This bill recognizes some of the efficiency improvements made in the department of revenue administration recently: they have re-engineered their processes, implemented new technology, cross-trained the people working in these divisions, and thus improved service to municipalities and taxpayers while going from 43 to 28 positions. The committee amendment abolishes the vacant director's position by position number, since the committee has learned that merely deleting the statutory authority for a position does not actually eliminate it. The assistant director and other positions were abolished in HB 2, Chapter 224, Laws of 2011. **Vote 18-0.**

HB 254-FN-A, abolishing certain positions in the liquor commission. **OUGHT TO PASS.**

Rep. Carol M McGuire for Executive Departments and Administration: This bill simply abolishes three duplicative positions in the state liquor commission. As part of the liquor modernization act (included in HB 2, 2009), the three main department heads were converted from classified "chief" to unclassified "director" positions. Due to turmoil in the commission, it was not until 2012 that the final establishment of the director positions was completed with SB 234, and the classified positions were maintained in parallel with the unclassified positions. This bill completes the process by abolishing the classified positions. **Vote 19-0.**

FINANCE

HB 285, restoring the authorization of the division of emergency services and communications and the division of fire standards and training and emergency medical services to make transfers from their respective funds in cases of unanticipated contingencies. **INEXPEDIENT TO LEGISLATE.**

Rep. Daniel A Eaton for Finance: The issues raised in this bill may have repercussions in other parts of the department of safety budget. It would be better to look at these issues in the totality of the budget review at the Finance committee. The issues will not be forgotten, but should not be singled out in this way. They will be considered in the budget process. Therefore the bill is not needed. **Vote 24-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 205, relative to the identification of dental prosthetic and orthodontic appliances. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas M Sherman for Health, Human Services and Elderly Affairs: The bill would require dentists to mark all dental prosthetic and orthodontic appliances with the name of the patient. It was introduced to address concerns about identification of the wearers of dental appliances such as dentures and retainers for the purpose of recovery of lost appliances and forensic identification of the wearer of the devices. Experts in the field including the NH Dental Society and several orthodontists and dentists agreed that orthodontic appliances could not be reasonably marked with the wearer's name. In terms of identification of dentures, concerns were raised that this was better addressed as a best practice within the profession. Other concerns about the bill included the reliance in the legislation on technology that could become obsolete, the cost of the program, the additional record keeping required and privacy issues. However, the committee agreed with the sponsors as to the utility of identification on dentures and will write a letter to the Dental Society urging them to promote this as a best practice. **Vote 16-0.**

HB 261-FN, relative to the assistance program for 2-parent families with dependent children. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Laurie Harding for Health, Human Services and Elderly Affairs: This bill proposes reinstating the Unemployed Parent Program in DHHS. This program was eliminated in 2011 impacting 562 children of parents who were unemployed or underemployed. The average length of stay on this program for a family was 4 months and the grants ranged from \$675/month for a family of two to \$798/month for a family of three. The funding made available through this program has been used to pay rent, utilities, learning a language, child care while a parent was in school or training for a new career. The cuts to this program have resulted in down shifting support for these families to the welfare departments in our cities and towns. The amended version of HB 261 states that DHHS “may” re-establish the program “subject to available public and, or private funds. The amendment also guides the department in accepting private monies. The committee sees significant value in this program and will make that case to the Finance committee. **Vote 16-0.**

HB 279, establishing a pilot program for New Hampshire citizen emergency response teams. **INEXPEDIENT TO LEGISLATE.**

Rep. Donald L LeBrun for Health, Human Services and Elderly Affairs: In the opinion of the committee, HB 279 does not establish a need for additional emergency response teams. Homeland Security already has programs in place to address this issue. This bill adds nothing to those programs. Therefore, HB 279 is deemed to be unnecessary. We also heard from various organizations as to how this issue of response teams is currently administered and we believe New Hampshire is addressing it in a more than efficient manor. **Vote 16-0.**

JUDICIARY

HB 123, relative to the limitation of liability for negligence regarding firefighters. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David Woodbury for Judiciary: The so-called “firemen’s rule” originated in common law and was codified by statute as RSA 507:8-h. The rule limited the right of public safety officers to recover civil damages for injuries received while responding to emergencies under the theory that those officers, in choosing those occupations, had assumed certain risks not assumed by others. A recent New Hampshire Supreme Court case interpreted RSA 507:8-h more to the benefit of an injured firefighter than the sponsors thought appropriate. The bill as originally presented in the view of the committee, unduly restricted the right to sue. The amendment preserves the “firemen’s rule” as originally conceived and understood by preserving the right to sue for causes of action not directly sprung from the particular emergency encountered. This bill as amended is agreeable to the sponsors, the insurance industry and the public safety officer community. **Vote 16-0.**

HB 210, relative to the procedure for eviction from a manufactured housing park. **INEXPEDIENT TO LEGISLATE.**

Rep. Rick H Watrous for Judiciary: This bill shortens the notice required for eviction from a manufactured housing park. The bill also limits the number of times a tenant of the park can defeat an eviction action by paying the rent and other arrearages. The majority of the committee believes that reducing the current 18-month eviction notice for condemnation to 60-days notice is unreasonable. Many tenants own manufactured housing, sometimes referred to as mobile homes. It is time consuming and difficult to find a new location to which their home can be moved. Some of the homes can no longer be moved because of their age. It was also pointed out that sometimes the park is condemned through no fault of the tenants themselves. The majority believe that when people’s homes are at stake, they deserve the adequate notice of the existing law. **Vote 16-1.**

HB 211, relative to service of demand for rent and eviction notice. **OUGHT TO PASS.**

Rep. David Woodbury for Judiciary: This bill reduces the burden on a landlord of commercial premises of serving notices to quit or demands for rent on the Secretary of State as well as by certified mail. Under this bill, the process of serving notice is both simplified and made more expeditious without any detriment to the right of the tenant to receive proper and timely notice. **Vote 16-0.**

LEGISLATIVE ADMINISTRATION

HB 140, relative to the committee on legislator orientation. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Rebecca Emerson-Brown for Legislative Administration: This bill adds the director of legislative services or her/his designee to the committee on legislator orientation, and provides for a member of the minority party of the house and senate to be appointed in consultation with the minority leaders. **Vote 9-0.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 136-L, relative to compensation for attendance at meetings of the county convention. **OUGHT TO PASS.**

Rep. Dennis J Malloy for Municipal and County Government: This bill increases the per diem rate paid for actual attendance at meetings of the county convention. This bill was requested to help insure a quorum at

the county delegation meetings. The current attendance per diem rate is \$25.00 and hasn't changed since 2007. This bill allows the rate to increase to \$50.00 for attendance. The committee agreed that an increase in the per diem could encourage attendance at county delegation meetings especially among people who need to take time off from work and travel long distances. **Vote 16-0.**

HB 147-FN, establishing a formula for reimbursing municipalities for assessment expenses. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David A Bickford for Municipal and County Government: The amendment removes the duty of the assessing standards board to study and recommend to the legislature whether municipalities should be reimbursed for expenses incurred as a result of changes in assessment practices and to recommend a formula. It was discovered there is no formula that will work effectively. **Vote 17-0.**

HB 176, allowing towns and cities to grant a part year veterans credit during the year of acquisition of property. **INEXPEDIENT TO LEGISLATE.**

Rep. David A Bickford for Municipal and County Government: The bill, if enacted would cause complications for towns to administer. Of special concern to the committee are people who already have a credit in one town and then move to another. The NH municipal association also said there would be software issues to deal with as well. **Vote 16-0.**

HB 181, repealing the equalization standards board. **OUGHT TO PASS.**

Rep. Kathleen M Stroud for Municipal and County Government: This bill repeals a law that sets up a committee that no longer exists. This equalization standards board was merged with the assessing board per HB 2, Chapter 224, Laws of 2011. **Vote 16-0.**

HB 191, relative to conformity of governmental land uses to land use regulations. **INEXPEDIENT TO LEGISLATE.**

Rep. James Verschuere for Municipal and County Government: The bill addressed perceived inequalities between government and private sector land use. The bill would add zoning board of adjustment to the municipal entities that must be notified of substantial changes or new land uses. The bill further requires the zoning board to hold a public hearing and issues a binding resolution that would be nonbinding under certain circumstances. The committee voted ITL because all testimony was opposed, there were numerous instances of confusion in the language that needed clarifying amendments, and there was potential for substantial harm to projects otherwise approved by voters. **Vote 16-0.**

PUBLIC WORKS AND HIGHWAYS

HB 203, relative to workers' compensation coverage for contractors on state projects. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John A Graham for Public Works and Highways: This bill, as amended, clarifies a provision of existing law on workers' compensation. Currently owner-operator truck drivers are not required to have workers' compensation. In a conflict with this provision is the requirement that the same drivers have this coverage if working on, or delivering materials to, a state project. The bill would bring the two provisions into harmony. The amendment also extends this same clarification to owner-operators conducting work for the state forester on state-owned lands. **Vote 19-0.**

HB 221, relative to the duty of the long range capital planning and utilization committee. **OUGHT TO PASS.**

Rep. John A Graham for Public Works and Highways: RSA 17-M:2 lists the powers and duties of the long range capital planning and utilization committee. One of the duties currently listed in the statute is to oversee the implementation of the "Master Plan for the New Hampshire Hospital Campus" dated October 31, 1994. The General Court redid this redevelopment plan in 2004 and, therefore, any reference to a plan from the 1990s is no longer relevant. The bill simply deletes the section of RSA 17-M:2 that references the 1994 plan. **Vote 19-0.**

RESOURCES, RECREATION AND DEVELOPMENT

HB 184-FN, relative to the oil discharge cleanup fund. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Leigh A Webb for Resources, Recreation and Development: This bill addresses two areas. First, it amends RSA 146-F:2, II to define "motor oil storage facility" to mean a location of storage tanks with a combined capacity not to exceed 45,000 gallons. This measure will insure that motor oil discharge cleanup funds will only be used to address releases from the smaller storage facilities and not those facilities with a potential for catastrophic release which, if still eligible for these funds would literally deplete the cleanup fund. It is important to note that the larger companies normally carry insurance to cover spills and were agreeable to this change in the existing law. Secondly, as a housekeeping measure and to insure consistency in existing policy, the amendment corrects a typographical error to identify RSA 146-D:3 III as being amended thereby authorizing the Oil Fund Disbursement Board, when requests are brought before it, to waive penalties and interest if the Board deems circumstances warrant such action. It further makes RSA 146-D:5, I(f) consistent with the aforementioned. **Vote 15-0.**

TRANSPORTATION

HB 137, relative to special number plates for members of the national guard. **OUGHT TO PASS.**

Rep. John A Hikel for Transportation: It is very common for a New Hampshire resident to belong to another state national guard and they requested to display a New Hampshire guard plate on their New Hampshire registered vehicle. The guardsmen would like to display a guard plate on their vehicles but can't because the state they are affiliated with is outside of New Hampshire. This will allow every guard member to display a plate of the state in which they reside. The amendment allows retired members of the guard of any state to have a specialty plate. **Vote 14-0.**

HB 145-FN, authorizing multi-use number plates. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas C Walsh for Transportation: After lengthy discussion, and recognizing the work and time put into this bill, the committee still had concerns. Only 501c-3 organizations were allowed to participate, and which ones were undetermined. Also, none of the fee would go to the organization. Finally, with such a high bar set (1000 plates at \$50 each), participation was not guaranteed, despite a set-up cost of \$91,800 which would have been incurred regardless. **Vote 13-1.**

HB 162, relative to the scope of the New Hampshire rail transit authority. **INEXPEDIENT TO LEGISLATE.**

Rep. John A Hikel for Transportation: The sponsor and the chair of the New Hampshire rail transit authority asked the committee to ITL this bill because it is premature at this time. **Vote 14-0.**

HB 163, relative to special number plates for disabled veterans. **OUGHT TO PASS.**

Rep. Michael B O'Brien for Transportation: This bill will allow a disabled veteran to choose a plate with the international handicap symbol or the traditional veteran plate. This allows our disabled veterans a choice, and if they choose a regular veteran's plate they may use their handicap mirror placard to identify this disability. **Vote 14-0.**

HB 174, prohibiting the use of motor vehicle records for any federal identification database. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael B O'Brien for Transportation: New Hampshire has a long tradition of protecting personal information insuring the privacy of our residents. This bill further protects any personal identifiable information from the state DMV to the federal government or agency using that information enhancing a federal identification database. The amendment clarifies the language of the bill to allow law enforcement to continue to access the federal database, for law enforcement purposes on a case-by-case basis. **Vote 14-0.**

HB 194, relative to collection of permit fees paid with insufficient fund checks. **OUGHT TO PASS.**

Rep. Brian D Rhodes for Transportation: RSA 261:156 is intended to help municipalities recover funds from citizens that draw checks on insufficient funds. To accomplish this goal it allows DMV to suspend the specific registration that was paid for with the bad check. While this approach provides some relief to municipalities, it has a major loophole. A citizen can switch cars and register the new vehicle, possibly bouncing a second check to the town. This bill offers a solution to this loophole by allowing the privilege to register vehicles to be suspended. With this change an individual will not be able to register any vehicle until they have cleared up the bad check. **Vote 18-1.**

HB 195, relative to commercial driver learner permits. **OUGHT TO PASS.**

Rep. Brian D Rhodes for Transportation: This bill will bring existing New Hampshire commercial driver license (CDL) requirements into compliance with federal CDL requirements. This bill will give New Hampshire residents additional opportunities (time) to train for their actual commercial driver's license. **Vote 19-0.**

HB 196, relative to weight of commercial vehicles with idle reduction devices. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Timothy A Soucy for Transportation: This bill, as amended, mirrors the code of Federal Regulations Title 23 Part 658:17 to increase the weight of idle reduction units to be exempted from the vehicle weight on the National System of Interstate and Defense Highway to 550 lbs. This is both business and environmentally friendly and brings uniformity with other states and federal law. The amendment amends the bill from 850 lbs to the correct weight of 550 lbs. **Vote 19-0.**

WEDNESDAY, FEBRUARY 6 REGULAR CALENDAR

EDUCATION

HB 223, relative to access to school-approved means of communication by recognized youth organizations. **INEXPEDIENT TO LEGISLATE.**

Rep. Mary J Gorman for Education: This bill mandates that local school boards provide patriotic organizations access to schools for the purpose of advertising activities, recruitment, or other purposes. This bill came as a result of a local school board's recent policy of not allowing fliers of organizations to be distributed through the school. Though these organizations are well respected, the committee believes this is an issue of local control. Townspeople can lobby their local school board for a change in policy. This bill is a state mandate as the answer to a local issue. This bill is not necessary. **Vote 13-5.**

HB 251, relative to the legislative members of the home education advisory council. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Anne C Grassie for the **Majority** of Education: This bill allows the two legislators and one senator appointed to the home education advisory council to be voting members. The council is the creation of the General Court and the membership is designated by our law. The work of the council should be reflected by the voting records of all its members. **Vote 10-9.**

Rep. Ralph G Boehm for the **Minority** of Education: The current law, only in effect for one year, states that the Representatives and Senator that are members of the home education advisory council (HEAC) are non-voting members. HEAC is currently comprised of 6 members representing the home education community and 6 members representing the school administration and department of education. This creates a balance; but with the 3 members of the general court being voting members, the council could become political. The house and senate members for the most part do not have the insight into the home education community and will either vote with the home education representatives, or, depending on their policies, vote with the administration. The current law should stay as it is, keeping an even balance.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 225, relative to the rulemaking authority of the liquor commission. **OUGHT TO PASS.**

Rep. John Sytek for Executive Departments and Administration: Many statutes give departments rulemaking authority to implement particular legislation. This authority should reflect the legislative intent as closely as possible. This bill is a timely codification of the rules of the liquor commission. The sponsor reviewed existing rules with the liquor commission and has incorporated its present, long standing rules into this bill. The committee recognized the need for the liquor commission to address changing situations including new federal requirements. For that reason, the bill permits the liquor commission to make and promulgate rules, the only stipulation being that it provides a written report detailing the necessity and financial impact. **Vote 14-4.**

FINANCE

HB 270-FN-A, making an appropriation to the department of education to fund career and technical student organizations. **INEXPEDIENT TO LEGISLATE.**

Rep. Susan M Ford for Finance: This bill appropriates \$185,000 to the department of education to fund career and technical student organizations. The committee believes that all appropriations for the upcoming biennium should be addressed in HB 1, the appropriations bill. This will allow us to consider the request for appropriations within the proposed budget. Therefore, the committee recommends ITL for this stand-alone appropriations bill. **Vote 24-0.**

HB 358-FN-A, relative to the children in need of services program and making an appropriation therefor. **INEXPEDIENT TO LEGISLATE.**

Rep. Cindy Rosenwald for Finance: This bill restores both the previous definition and full funding for the children in need of services program. The committee believes that all appropriations for the upcoming biennium should be addressed in HB 1, the appropriations bill. This will allow us to consider requests for appropriations within the context of the entire budget. Therefore, the committee recommends ITL for this stand-alone appropriations bill. **Vote 24-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

HB 218-FN, prohibiting interference with access to medical services and health insurance of New Hampshire citizens. **INEXPEDIENT TO LEGISLATE.**

Rep. James R MacKay for Health, Human Services and Elderly Affairs: This bill makes it a crime for any federal or state official to "prevent, attempt to prevent, or interfere with" medical services being delivered to

a legal resident or inhabitant of NH. The committee recognizes that the current system in which the patient and provider relationship exists functions in a satisfactory way. There are quality assurance measures in place to deal with difficulties that may arise. There was no testimony that supported the need for this bill other than that of the prime sponsor. The committee believes that this legislation is not needed. **Vote 16-0.**

JUDICIARY

CACR 4, relating to the supreme court. Providing that rules made by the chief justice of the supreme court governing the administration of the courts in the state and the practice and procedure to be followed in all such courts shall not have the force and effect of law. **INEXPEDIENT TO LEGISLATE.**

Rep. Lenette M Peterson for Judiciary: The committee was asked by the bill sponsor to find this inexpedient to legislate due to the fact that he requested a bill and not a Constitutional Amendment Concurrent Resolution (CACR). **Vote 13-1.**

HB 188, decreasing the time required for eviction notice in cases where there is a material breach of the lease and requiring the tenant to meet financial obligations under the lease pending appeal. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Peter M Sullivan for the **Majority** of Judiciary: New Hampshire's landlord-tenant law strikes a balance of interests between property owners and residents. This bill would disrupt this carefully crafted balance. The committee concluded that lowering the time frame for evictions from 30 days to 7 days would unduly burden low-income tenants, who would find it difficult to secure legal representation and gather supporting documents. In addition, allowing rapid evictions for any material breach would put tenants at risk for even the most minor of technical violations of the lease agreement.

Finally, the bill improperly interjects the courts and landlord into disputes between tenants and utility companies. This would create tremendous difficulties for Circuit Court judges and staff. **Vote 14-3.**

Rep. Michael J Sylvia for the **Minority** of Judiciary: The minority believes that this bill restores balance to the landlord-tenant relationship and respects the sanctity of contracts. Current statute requires that in a possessory (eviction) action under appeal, the defendant pays into court the current rent. This bill simply adds that the tenant also pays utility bills and other financial obligations pursuant to the lease. This bill honors property rights and is pro-business. Tenants who fail to pay their financial obligations raise rents for others who live up to their responsibilities.

Further, this bill reduces the time to start the eviction process thereby reducing damage to property, stopping disruption to neighbors, and limiting expenses for the landlord. Keeping expenses down for landlords will help to keep housing more affordable for the people of New Hampshire.

HB 238, relative to the disposition of estates valued at less than \$10,000. **INEXPEDIENT TO LEGISLATE.**

Rep. Frank H Heffron for Judiciary: This bill would dispense with certain probate procedures in estates consisting entirely of personal property of a gross value not exceeding \$10,000. The committee acknowledges the problem, but concluded that the bill would not effectively simplify the administration of small estates. **Vote 14-2.**

HB 281, permitting retired judges over the age of 70 to serve the courts under certain circumstances. **INEXPEDIENT TO LEGISLATE.**

Rep. Gary S Hopper for Judiciary: This bill was introduced to help retain the knowledge and experience of some of our senior judges who are past seventy years of age. Although the majority appreciates the intent of the bill, the New Hampshire Constitution clearly states in Article 78 Part Second that "No person shall hold the office of judge of any court, or judge of probate, or sheriff of any county, after he has attained the age of seventy years."

The proper vehicle to achieve what the sponsor is intending would be by amending the Constitution. **Vote 10-6.**

MUNICIPAL AND COUNTY GOVERNMENT

HB 144, prohibiting the state, counties, towns, and cities from implementing programs of, expending money for, receiving funding from, or contracting with the International Council for Local Environmental Initiatives. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Syndi G White for the **Majority** of Municipal and County Government: The International Council for Local Initiatives (ICLEI) is a U.N. sponsored organization which helps promote sustainability, climate protection, and clean energy initiatives for towns, cities and counties who choose to join. ICLEI supports local governments by providing technical assistance and training, events, software and networking opportunities. In NH, four municipalities (Wolfeboro, Nashua, Keene and Portsmouth) are members. Supporters of this bill testified that ICLEI (also known as Agenda 21) is impacting property rights, ruining farms and forcing people to live in "smart zones". They inferred that ICLEI reaches further into areas of education, religion and mind-control. However, NH towns and cities who have membership in ICLEI have not experienced any of these perceived threats or negative impacts. Opponents of this bill cite the importance of keeping

the decision whether or not to join ICLEI, or any such organization, at the local level. The issue for the committee in deciding to ITL was indeed one of local control. This bill would strip municipalities of their decision-making ability to join an organization which they feel provides services, advice, and solutions to some of the 21st century challenges they are facing. **Vote 14-3.**

Rep. James E Coffey for the **Minority** of Municipal and County Government: The constitution of the United States prohibits states from entering into any compact or agreement with a foreign power without prior approval by congress. The towns, cities and counties are political subdivisions of the state and therefore cannot enter into any compact or agreement with a foreign power. The international council of legislative environmental initiatives known as ICLEI, has 84 foreign states among it's membership. The U.S. Congress has not authorized states, counties, or municipal governments permission to join ICLEI.

RESOURCES, RECREATION AND DEVELOPMENT

HB 185-FN, relative to the fuel oil discharge cleanup fund. **OUGHT TO PASS.**

Rep. Leigh A Webb for Resources, Recreation and Development: This bill reinstates a lapsed .025 cent fee increase over the original 1.0 cent fee per gallon of fuel oil imported into New Hampshire to help pay for cleanup of fuel oil spills and to fund the state's Safe Tank Program which helps to replace or bring into compliance residential fuel oil tanks in danger of release, for means-tested, lower income families. The fuel oil discharge fund, due to diminishing imports and decreased demand for fuel oil over other types of fuel, has suffered from revenue losses and was dropping to a level endangering the state's ability to effectively deal with these types of releases. **Vote 14-0.**

TRANSPORTATION

HB 152, establishing a committee to study the feasibility of personal rapid transit systems. **INEXPEDIENT TO LEGISLATE.**

Rep. Sherman A Packard for Transportation: We are always looking to improve our ability to transport people in a cost effective way. This bill would create a study commission that advocates a new form of rapid transit. The committee felt that at this time a proper study could not be done without a sizeable amount of money for consultants to do a proper study. A majority of the committee felt that the department of transportation should keep track of any progress of these systems that may have future possibilities for New Hampshire. **Vote 12-1.**

HB 193, relative to registration of vehicles by residents without a permanent street address. **OUGHT TO PASS.**

Rep. Brian D Rhodes for Transportation: RSA 261:52c currently allows the homeless to re-register an automobile if they are engaged with an appropriate social service organization. This bill simply modifies the language of 261:52c to say "register or re-register" an automobile. This subtle but important change will allow homeless citizens to replace or upgrade vehicles, which can be an important step on their path to self-sufficiency. The bill does not change or expand the program, it simply allows homeless citizens to change vehicles. **Vote 11-8.**

WAYS AND MEANS

CACR 1, 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 or principal of all state bonds. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Gilman Shattuck for the **Majority** of Ways and Means: The committee heard no testimony to support this resolution except from the prime sponsor. The committee heard testimony supporting a consensus of reasons as to why this resolution would sharply limit the ability of the general court to prepare useful and timely budgets in the future. This bill would allow a future house or senate minority to stop any tax or fee increase that the majority of both houses and governor believed as necessary to provide proper services to citizens and business. It would undermine the democratic institutions and processes that have worked so well for us over so many years, in good times and in bad times. It would result in higher borrowing costs to the state. It would inhibit reconsideration of costly tax breaks and any tax reforms. It would encourage the use of one-time fixes and accounting gimmicks. It would encourage legislative stalemates such as we see at the federal level and in other states with supermajority rules. It would cause the eventual collapse of state government – imposing an unacceptable burden on our children and grandchildren. The resolution attempts to solve a problem does not exist. The bipartisan majority recommends its defeat. **Vote 14-3.**

Rep. Jordan Ulery for the **Minority** of Ways and Means: CACR 1 modifies our Constitution to allow more transparency, more clarity and more consensus in the tax process. Currently, taxes are hidden in dead of night budget fixes. This bill would force this body to directly address the real need, seek an honest collegial consensus on the need of tax or license increases. This process would streamline budgeting, streamline tax policy and give the individual representatives back the power to actually represent his other district. The CACR does require we work together and it does require hard work to achieve consensus. That is good, for when we are taking our neighbors' money from their pockets, there should be a good reason accepted by a supermajority.

CACR 2, relating to taxation. Providing that taxes imposed by the state of New Hampshire or its subdivisions may be graduated. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.** Rep. Patricia Lovejoy for the **Majority** of Ways and Means: This bill proposes that voters decide whether to allow a graduated tax. Our constitution has always required all taxes be proportional and reasonable, though sometimes with major exemptions that serve the public good. The concept of a graduated tax could be applied to any tax of the State of NH or any subdivision thereof, including business taxes, property taxes, real estate transfer taxes, excise tax, etc. This concept would be applicable to any future taxes such as a broad-based sales or income tax. The sponsor was unclear how this concept would be explained to the voters in the absence of specific examples. The benefit was tied to reducing property taxes. The majority of the committee finds the linkage too vague for a measure that must go to the voters. **Vote 14-2.**

Rep. Gilman Shattuck for the **Minority** of Ways and Means: The sponsor made clear in his testimony that he had no specific changes or additions to tax law in mind with this bill. He feels strongly that future legislatures need full flexibility in order to craft legislation that might foster more equitable tax systems. Since this legislature cannot and should not predict or determine the future revenue needs of this state, this legislature should not limit the work of future legislatures. The bill in itself is simply enabling legislation it does not require any change to existing law. It might provide useful flexibility to future legislatures.

HB 168-FN-A, increasing the beer tax. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Thomas C. Schamberg for the **Majority** of Ways and Means: This bill would increase the beer tax from 30 cents to 40 cents a gallon and designate all additional proceeds to a dedicated alcohol abuse prevention and treatment fund. We already have a designated abuse prevention and treatment fund.

New Hampshire would have the highest beer tax in New England and almost four (4) times the rate of Massachusetts which is 11 cents per gallon. The majority of the committee feels this would hurt the border communities' sales. **Vote 14-2.**

Rep. Richard Ames for the **Minority** of Ways and Means: This bill would increase the beer tax from 30 cents to 40 cents per gallon, an increase of slightly less than 1 cent per 12 ounce can or bottle. This would be the first increase in this tax since 1983. The increased tax is likely to generate about \$3.9 million in new revenue, with about \$1.9 million of the increased revenue expected to come from the sale of beer to out-of-state visitors. By the terms of the bill, all of this new revenue would go to the alcohol abuse prevention and treatment fund for alcohol and other drug abuse prevention, intervention and treatment services. The minority believes based on testimony received, that a penny per drink tax increase will not result in a significant adverse impact on beer sales in New Hampshire. State funding for alcohol fund supported services was reduced 55 percent by the FY 2012/2013 budget. The minority believes that the increased revenue that will be produced by this bill will enable a return in the FY 2014/2015 budget, through the regular budgeting process, to minimally adequate state funding for desperately needed alcohol fund supported services.

LAID ON TABLE

HB 116, relative to the powers of an executor or administrator to take control of a decedent's social networking websites. (Pending question: adoption of the Majority committee report of Inexpedient to Legislate.)

COMMITTEE MEETINGS

FRIDAY, FEBRUARY 1

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

10:00 a.m. Regular business.

10:30 a.m. Audits: State of New Hampshire, Comprehensive Annual Financial Report for fiscal year 2012.
The Unique College Investing Plan annual report September 30, 2012.
The Fidelity Advisor 529 Plan annual report September 30, 2012.
State of New Hampshire, Department of Transportation, Turnpike System comprehensive annual financial report for the fiscal year ended June 30, 2012.
New Hampshire Lottery Commission. A Department of the State of New Hampshire comprehensive annual financial report for the fiscal year ended June 30, 2012.

MONDAY, FEBRUARY 4

HOUSE LEGISLATIVE FACILITIES SUBCOMMITTEE (RSA 17-E:2), Room 100, State House.

10:20 a.m. Regular meeting.

JOINT HEALTH CARE REFORM OVERSIGHT (RSA 420-N:3), Room 212, LOB

11:30 a.m. Rescheduled regular meeting.

JOINT LEGISLATIVE FACILITIES (RSA 17-E:2), Room 100, State House

10:30 a.m. Regular meeting.

TUESDAY, FEBRUARY 5**CHILDREN AND FAMILY LAW, Room 206, LOB**

10:00 a.m. **HB 554**, allowing parents to agree on college contributions.

11:00 a.m. **HB 327-FN**, relative to payment of attorneys' fees for indigent parents in termination of parental rights cases.

1:00 p.m. Executive session on **CACR 3**, relating to parental rights. Providing that parents have the natural right to control the health, education, and welfare of their children, **HB 402**, relative to complaint investigation procedures of the guardian ad litem board, **HB 418**, establishing a committee to study a program to address children in need.

1:30 p.m. **HB 260-FN**, relative to voluntary services provided by the department of health and human services to children in need.

3:00 p.m. Or immediately following the public hearing, subcommittee work session on **HB 433**, relative to procedures for juvenile delinquency petitions filed by a school district or school official and establishing a committee to study the children in need of services (CHINS) program.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

8:30 a.m. Subcommittee work session on **HB 331-FN**, relative to wine manufacturers, **HB 333-FN**, relative to advertising of New Hampshire products by the liquor commission, **HB 275-FN**, requiring the liquor commission to establish a pilot program for the sale of New Hampshire microbrewery and nano brewery beers at certain state liquor stores, **HB 253**, eliminating limitations on sales by nano breweries for consumption on the premises, **HB 315-FN**, relative to liquor commission discounts.

11:00 a.m. **HB 464**, establishing a procedure for removal of condominium board members.

11:30 a.m. **HB 472**, relative to residential units in rooming houses.

1:00 p.m. Executive session on **HB 120**, relative to hours of sales by off-premises liquor licensees, **HB 154-FN**, establishing the New Hampshire condominium law review board, **HB 175**, relative to New Hampshire domestic liquor and wines, **HB 229-FN**, relative to a financial examination supervisor, **HB 230**, relative to administrative supervision of insurers, **HB 231**, relative to re-insurance, **HB 237**, relative to home production of liquor and wine for personal or family use, **HB 278**, relative to voluntary installation of fire suppression sprinklers, **HB 288-FN**, relative to the department of health and human services promoting awareness of the federal earned income credit, **HB 301**, relative to notice of sale in foreclosure proceedings.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. **HB 217**, imposing an extended term of imprisonment for assault against a health care provider.

10:30 a.m. **HB 498**, permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays.

11:00 a.m. **HB 496-FN**, relative to driving privileges for certain first-time DWI offenders.

1:00 p.m. **HB 502**, relative to protection of persons from domestic violence.

1:30 p.m. **HB 503**, relative to arrests for domestic violence.

2:00 p.m. **HB 512**, relative to the power of a peace officer to make an arrest without a warrant.

2:30 p.m. **HB 504**, relative to official oppression.

3:00 p.m. **HB 616-FN**, relative to the enforcement of false swearing and perjury in official matters.

EDUCATION, Room 207, LOB

10:00 a.m. **HB 322-FN-L**, requiring proficiency on the statewide assessment for advancement to grades 4 and 8.

10:45 a.m. **HB 324-FN-L**, relative to the school district budget for kindergarten.

11:15 a.m. **HB 344-FN-L**, relative to aid to school districts for the cost of special education.

1:15 p.m. **HB 435-FN**, relative to funding for chartered public school pupils.

2:00 p.m. Executive session on **HB 213**, requiring college courses completed by a high school student to be counted in the student's grade point average, **HB 214**, relative to the eligibility of high school students enrolled in college courses to participate in high school extracurricular activities, **HB 269-L**, authorizing a city or town to conduct a special meeting necessitated by changes in adequate education funding, **HB 303**, establishing a committee to study the teaching of a second language beginning in kindergarten.

2:30 p.m. Subcommittee work session on **HB 300**, requiring postsecondary education institutions to compile and submit reports on remedial education courses.

ELECTION LAW, Room 308, LOB

- 10:00 a.m. **CACR 5**, relating to bribery and corruption. Providing that no person incarcerated for a crime, under a conditional release from incarceration, completing an order of restitution for a crime, nor any person who has been convicted of intentional murder shall hold any office of trust in the New Hampshire government.
- 11:00 a.m. **HB 250-FN-A**, relative to campaign contributions and expenditures.
- 1:00 p.m. **HB 287-FN**, eliminating voter identification requirements.
- 2:00 p.m. **HB 392-FN**, relative to political contributions and expenditures and relative to reporting by political committees.
- 3:00 p.m. **HB 406**, relative to the availability of contribution information in lobbyist statements on the Internet.

ENVIRONMENT AND AGRICULTURE, Room 303, LOB

- 10:00 a.m. **HB 535**, establishing the white potato as the state vegetable.
- 11:00 a.m. **HB 547**, establishing a commission to study permanent options for funding the veterinary diagnostic laboratory.
- 1:00 p.m. **HB 497**, relative to negligent treatment of animals.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 419-FN**, establishing a deferred retirement option in the judicial retirement plan.
- 10:30 a.m. **HB 395-FN**, relative to the prohibition on the use of state funds to hire lobbyists.
- 11:00 a.m. **HB 266**, repealing certain agency rulemaking exemptions from the administrative procedures act.
- 11:30 a.m. **HB 267**, relative to the board of accountancy.
- 1:00 p.m. Continued public hearing on **HB 326-FN**, relative to licensure of polysomnographers by the board of respiratory care practitioners.
- 1:30 p.m. **HB 445-FN-L**, allowing public employers in the state to buy into the state health insurance plan.
- 2:30 p.m. **HB 561-FN**, abolishing the department of cultural resources.

FINANCE – (DIVISION I), Room 212, LOB

- 10:00 a.m. Tour of NH State Prison for Women.
- 1:00 p.m. Work session on **HB 341-FN**, relative to the cost of fiscal analysis of legislation relating to the retirement system.
- 1:30 p.m. Work session on **HB 394-FN**, relative to transfer of funds by the liquor commission.

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

Information Sessions:

- 10:00 a.m. Developmental Services.
- 11:00 a.m. Board of Pharmacy.
- 2:15 p.m. Office of Human Services.
- 3:15 p.m. Veterans Home.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Representatives Hall.

- 10:00 a.m. Rescheduled public hearing on **HB 271**, stating that New Hampshire will not accept expanded Medicaid.

Room 205, LOB

- 1:30 p.m. **HB 313**, relative to the regulation of the compounding of drugs by pharmacists.
- 2:15 p.m. **HB 329-FN**, requiring purchasers of medical equipment to be notified of the actual cost of such equipment at time of sale.

JUDICIARY, Room 208, LOB

- 9:00 a.m. Subcommittee work session on **HB 118**, providing legal immunity for 911 calls for drug or alcohol related emergencies.
- 10:00 a.m. **HB 296**, relative to assignment of circuit court judges as liaison judges.
- 10:30 a.m. **HB 605**, requiring the supreme court to adopt rules of evidence for the judicial branch family division.
- 11:00 a.m. **HB 611**, clarifying the equity jurisdiction of the judicial branch family division.
- 11:30 a.m. **HB 590**, relative to the unauthorized practice of law.
- 1:00 p.m. Executive session on **HB 311**, establishing a statutory expectation of privacy in personal materials, **HB 371**, repealing the statute recognizing cohabitation as a basis for legal marriage, **HB 387**, relative to immunity of guardians ad litem, **HB 388**, relative to the storage of firearms, **HB 403**, establishing a commission to study death with dignity for persons suffering from a terminal condition.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 104, LOB

9:00 a.m. Subcommittee work session on **HB 178-FN-L**, relative to binding arbitration in public labor relations disputes.

Room 307, LOB

10:15 a.m. **HB 359**, relative to mailing of notices and determinations by the department of employment security.

10:30 a.m. **HB 361**, relative to worksharing.

10:45 a.m. **HB 360**, relative to overpayments caused by arbitration awards, back pay awards, settlement agreements, or jury verdicts.

11:00 a.m. **HB 440**, relative to new hire reports to the department of employment security.

1:00 p.m. Executive session on **HB 172**, requiring the labor commissioner to maintain certain statistical information regarding payment of workers' compensation, **HB 171**, relative to the civil penalty for failure to make payment of workers' compensation, **HB 187**, relative to deliberative sessions in towns that have adopted official ballot voting, **HB 255-FN**, relative to the workers' compensation law, **HB 323-FN**, establishing the Franklin Partin right-to-work act.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

10:00 a.m. **HB 330-FN-L**, allowing counties to adopt a county income tax to be administered by the department of revenue administration.

10:30 a.m. **HB 369**, relative to investment of excess funds by the county treasurer.

11:00 a.m. **HB 297**, relative to the management of trust funds and capital reserve funds.

1:15 p.m. **HB 522**, relative to duties of town treasurers.

1:30 p.m. **HB 506**, relative to certain time periods for adoption and amendment of town codes and ordinances.

1:45 p.m. **HB 436**, relative to governance of town libraries.

2:15 p.m. **HB 283**, establishing a study committee to review the hearings officer's report with regard to the New Hampshire Local Government Center and to study potential changes to RSA 5-B.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

10:00 a.m. **HB 509**, requiring the department of administrative services to provide the New Hampshire Department of American Legion with office space.

10:15 a.m. **HB 550**, relative to the disposition of state-owned real estate.

10:30 a.m. **HB 607**, relative to construction projects for the adjutant general's department.

11:00 a.m. **HB 534**, establishing a commission to study the sale of naming rights for certain structures.

1:00 p.m. **HB 425**, relative to bridge aid and highway block grants for class V roads in certain village districts.

1:30 p.m. Executive session on **HB 244-FN**, establishing the purple heart toll pass for qualifying veterans, **HB 262**, establishing a committee to study the construction of a permanent memorial to Governor John Gilbert Winant on state property other than the state house grounds, **HB 340-FN-A**, relative to resurfacing a portion of East Conway Road and making an appropriation therefor.

RESOURCES, RECREATION AND DEVELOPMENT, Room 303, LOB

9:00 a.m. Subcommittee work session on **HB 292-FN-A**, requiring milfoil decals on private vessels registered in other states or countries and operating on the inland waters of New Hampshire.

Room 305, LOB

10:15 a.m. **HB 507-FN**, relative to the maximum permit application fee for certain municipal dredging projects.

10:45 a.m. **HB 397**, relative to state aid for wastewater and public water supply projects.

11:30 a.m. **HB 523-FN**, relative to voluntary certification for road salt applicators.

1:30 p.m. **HB 545**, relative to rafting of boats.

2:00 p.m. **HB 513**, relative to the shoreland protection act.

SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB

9:00 a.m. Full committee work session on **HB 284-FN**, providing for collection of the E-911 surcharge from certain prepaid cellular telephones.

10:00 a.m. Full committee work session on **HB 307**, relative to the removal of certain wood stoves upon the sale of a home and notification of such removal to the department of environmental services.

10:30 a.m. Full committee work session on **HB 362**, banning corn-based ethanol as an additive to gasoline sold in New Hampshire.

11:00 a.m. Full committee work session on **HB 368**, relative to the telecommunications planning and development initiative.

1:00 p.m. Executive session on **HB 130**, relative to upgrading the wiring of retail service stations to support generators or alternate power sources, **HB 179**, repealing the law on weather modification

experimentation, **HB 307**, relative to the removal of certain wood stoves upon the sale of a home and notification of such removal to the department of environmental services, **HB 362**, banning corn-based ethanol as an additive to gasoline sold in New Hampshire, **HB 368**, relative to the telecommunications planning and development initiative.

2:00 p.m. **HB 454**, requiring consent prior to the installation of smart meters.

TRANSPORTATION, Room 203, LOB

10:00 a.m. Executive session on **HB 242**, relative to child passenger restraint requirements, **HB 263**, establishing a committee to study examination of elderly drivers, **HB 272-FN**, relative to registration of aircraft based in another state, **HB 282**, relative to mixed use school buses and relative to licensing and criminal records of driver education instructors.

11:00 a.m. **HB 332-FN-A-L**, relative to antique vessel registration.

11:30 a.m. **HB 383**, relative to operation of OHRVs on the traveled portion of public highways, where permitted.

1:15 p.m. **HB 345**, repealing the prohibition on tinted glass in motor vehicles.

1:30 p.m. **HB 302**, relative to restrictions on holders of youth operators' licenses.

2:00 p.m. **HB 411-FN-A**, repealing a future reduction in vessel registration fees.

2:30 p.m. **HB 444**, establishing a committee to study the use of autonomous vehicles in New Hampshire.

WAYS AND MEANS, Room 202, LOB

10:00 a.m. **HB 427**, relative to tobacco tax laws.

10:15 a.m. **HB 488-FN**, changing the definition of "cigarette" under the tobacco tax to match the definition of "cigarette" under the Master Settlement Agreement.

10:30 a.m. **HB 487-FN**, relative to refunds for tobacco tax stamps.

11:00 a.m. **HB 490-FN-A**, relative to the tax on tobacco products other than cigarettes and establishing a tobacco use prevention and cessation program fund.

2:00 p.m. **HB 434-FN-A**, relative to renaming the business enterprise tax, capping the amount an employer is liable to pay under such tax, and annually reducing the rate of the tax.

2:15 p.m. **HB 540-FN-A**, establishing a credit against business profits taxes for motion picture production expenditures in New Hampshire.

2:30 p.m. Work session on Revenue Estimates.

3:15 p.m. Executive session on **HB 318-FN**, relative to collection of the education property tax and establishing a program to rebate certain excess property tax payments of eligible taxpayers, **HB 354-FN-A**, reducing the rate of the business enterprise tax over a 5-year period and repealing the tax, **HB 370-FN**, repealing the education tax credit program.

WEDNESDAY, FEBRUARY 6

LEGISLATIVE ADMINISTRATION, Room 104, LOB

3:00 p.m. **HB 555**, relative to the content of fiscal notes for bills.

3:15 p.m. **HB 602**, establishing a committee to study general court policies and procedures relative to persons with disabilities.

3:30 p.m. **HB 622**, establishing a committee to study state house security.

3:45 p.m. **HJR 1**, directing the joint legislative historical committee to acquire and display a portrait of suffragist Marilla Marks Ricker.

4:00 p.m. Or following the House session, executive session on **HB 268-FN**, establishing a moratorium period for lobbying for certain state officers, **HB 310**, relative to application of laws on employment to the members of the house of representatives, **HB 363**, establishing a committee to study the form of the oath taken by members of the general court.

THURSDAY, FEBRUARY 7

CHILDREN AND FAMILY LAW, Room 206, LOB

10:00 a.m. **HB 470**, establishing a task force to determine the effects of the recession on child and family programs.

10:30 a.m. **HB 572**, establishing a commission to study public-private partnerships for the treatment of abused and neglected children.

11:00 a.m. **HB 551**, establishing a commission to study the establishment of a paid family leave insurance program, contingent on the availability of federal funds to be administered through the department of employment security and supported by a payroll deduction or other revenue source.

11:30 a.m. **HB 571**, establishing a task force to study and make recommendations on the judicial branch family court division.

1:30 p.m. **HB 525-FN**, raising the age of minority for juvenile delinquency proceedings from 17 to 18 years of age.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 9:00 a.m. Subcommittee work session on **HB 202-FN**, relative to liquor licenses for inns.
- 10:00 a.m. **HB 320-FN**, establishing a state bank.
- 10:30 a.m. **HB 339-FN**, relative to consumer credit.
- 11:00 a.m. **HB 343-FN**, relative to laws regarding pawnbrokers.
- 1:15 p.m. **HB 585**, relative to insurance parity for optometrists.
- 1:45 p.m. **HB 355**, establishing a committee to study the feasibility of cities and towns transferring insurance under the Patient Protection and Affordable Care Act.
- 2:15 p.m. **HB 356**, establishing a committee to study the feasibility of the state transferring insurance under the Patient Protection and Affordable Care Act.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 10:00 a.m. **HB 447**, relative to annulment of criminal records.
- 10:30 a.m. **HB 450-FN**, relative to the annulment of criminal records.
- 11:00 a.m. **HB 618**, relative to disclosure of annulled criminal records.
- 1:00 p.m. **HB 442**, prohibiting residency restrictions for registered sex offenders and offenders against children.
- 1:30 p.m. **HB 443-FN**, prohibiting prison privatization.
- 2:00 p.m. **HB 480-FN**, relative to solitary confinement.
- 2:30 p.m. **HB 404-FN**, relative to earned time credits for inmates participating in rehabilitative programming.

EDUCATION, Room 207, LOB

- 10:00 a.m. **HB 384**, requiring parental consent prior to a mental health examination in public schools.
- 10:30 a.m. **HB 471**, establishing a commission to study dual enrollment programs.
- 11:00 a.m. **HB 424-FN**, relative to review of chartered public school applications by the state board of education.
- 11:30 a.m. **HB 474**, relative to eligibility for in-state tuition rates at the university system of New Hampshire.
- 1:15 p.m. **HB 615-FN-A**, relative to the New Hampshire national guard recruitment and retention scholarship fund and making an appropriation therefor.
- 2:00 p.m. **HB 519**, requiring the division of higher education to develop a policy on academic credit for a student's military occupation, military training, coursework, and experience.
- 2:30 p.m. **HB 570-FN**, relative to school building aid grant eligibility for the White Mountain Regional school district.

ELECTION LAW, Room 308, LOB

- 10:00 a.m. **HB 601**, requiring ballot measures to be in plain English.
- 10:15 a.m. **HB 612**, requiring a disclosure statement by persons seeking a party's nomination for elective office.
- 10:30 a.m. **HB 412-FN**, relative to absentee voter applicant information.
- 11:00 a.m. **HB 448**, making changes to state representative districts.
- 11:30 a.m. **HB 466-FN**, relative to determining qualifications of voters.
- 1:00 p.m. **HB 521**, establishing a committee to study New Hampshire election laws and procedures.
- 1:30 p.m. **HB 579**, establishing an independent legislative redistricting commission.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 10:00 a.m. **HB 637-FN-A**, transferring licensing for retail tobacco sales to the department of revenue administration from the liquor commission.
- 11:00 a.m. **HB 646-FN**, relative to New Hampshire correctional industries.
- 1:00 p.m. **HB 656-FN**, requiring state agencies to develop performance measures and to develop budgets for each biennium.
- 2:00 p.m. **HB 558**, relative to disclosure of information regarding charitable solicitations.
- 3:00 p.m. Subcommittee work session on **HB 207**, relative to the inspection and regulation of coin-operated amusement rides.

FINANCE, Rooms 210-211, LOB

- 10:00 a.m. **HB 486-FN-A**, making an appropriation for the purpose of paying residential care providers at the Chase Home for Children.
- 10:30 a.m. **HB 614-FN**, limiting the authorization for new annual general fund-supported debt.
- 11:00 a.m. **HB 623-FN-A**, appropriating funds to the department of environmental services for the purpose of funding eligible and completed drinking water, wastewater, and landfill closure projects under the state aid grant program.

FISH AND GAME AND MARINE RESOURCES, Rooms 305-307, LOB

- 10:00 a.m. *HB 276*, relative to wildlife resistant solid waste storage and disposal.
- 10:30 a.m. *HB 258-FN*, prohibiting the taking of deer from baited areas.
- 1:00 p.m. *HB 259-FN*, relative to special licenses for taking lobster while engaged in recreational scuba diving.
- 1:45 p.m. Executive session on *HB 199*, relative to expenditures from the fish and game search and rescue fund, *HB 304-FN*, relative to OHRV registration transfer fees, removing the penalty of completion of a training program for certain OHRV and snowmobile violations, and deleting OHRV and snowmobile vanity plates or decals.

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

- 10:00 a.m. *HB 293*, relative to the adverse events reporting system.
- 10:30 a.m. *HB 316-FN*, relative to regulating alkaline hydrolysis for the disposal of human remains.
- 1:00 p.m. *HB 417*, establishing a commission to study creating a New Hampshire plan for Alzheimer's disease.
- 1:45 p.m. *HB 432-FN*, relative to health care costs for county and state inmates.

JUDICIARY, Room 208, LOB

- 10:00 a.m. *HB 582*, repealing early offers for medical injury claims.
- 11:00 a.m. *HB 583*, relative to proceedings of medical injury claims screening panels.
- 1:00 p.m. *HB 408*, establishing approved titles for articles of the New Hampshire Constitution.
- 1:30 p.m. *HB 543*, relative to ascertaining damages to abutting landowners.
- 2:00 p.m. *HB 577-FN*, relative to responsibility for hazardous materials accidents.
- 2:30 p.m. *HB 482-FN*, regarding infestation of bed bugs in rental housing.

LEGISLATIVE ADMINISTRATION, Room 104, LOB

- 9:00 a.m. *HB 410*, relative to the definition of gift received by an elected official, public official, public employee, or legislative employee.
- 9:15 a.m. *HB 415*, relative to ethics requirements for members of the general court.
- 9:30 a.m. *HB 514*, permitting members of the general court to receive ski passes for Cannon Mountain ski area.
- 9:45 a.m. *HB 548*, relative to ethics requirements and procedures for legislators and legislative employees.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. *HB 429*, relative to service of writs against cities.
- 10:15 a.m. *HB 541*, relative to city charters.
- 10:45 a.m. *HB 422*, relative to the adoption, revision, and amendment of municipal charters.
- 11:15 a.m. *HB 593*, establishing a committee to study extending the due date for final property tax bills.
- 1:00 p.m. *HB 365*, relative to membership of village districts in regional planning commissions.
- 1:30 p.m. *HB 531*, allowing towns and cities to exempt farm buildings and structures from property taxation.
- 2:00 p.m. *HB 589*, relative to a selectman serving on the school board.

RESOURCES, RECREATION AND DEVELOPMENT, Room 303, LOB

- 10:15 a.m. Continued public hearing on *HB 393*, relative to effluent limitations with regard to nitrogen and phosphorus.
- 1:00 p.m. *HB 516*, establishing a committee to study the overlap of federal, state, and local regulation relative to environmental issues.
- 1:45 p.m. *HB 527*, repealing the exotic aquatic weeds and species committee.

RULES COMMITTEE, Room 304, LOB

- 3:00 p.m. Regular meeting.
Executive session to follow.

SCIENCE, TECHNOLOGY AND ENERGY

- 10:00 a.m. Committee site visit to PSNH/FairPoint.

STATE FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 203, LOB

- 10:00 a.m. *HB 524*, relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.
- 10:30 a.m. *HR 7*, urging the New Hampshire congressional delegation to sponsor and support a constitutional amendment to re-establish the authority of the states and Congress to regulate campaign spending by entities created by law.
- 1:00 p.m. Executive session on *HCR 1*, urging Congress to fund the development and implementation of a comprehensive health care delivery system to enhance the level of specialty care for New Hampshire's veterans, *HCR 2*, requesting Congress to begin the process for a constitutional amendment establishing that human beings, not corporations, are entitled to constitutional rights.

WAYS AND MEANS, Room 202, LOB

- 10:00 a.m. **HB 459**, relative to poker games and charitable gaming.
- 10:30 a.m. **HB 485-FN-A**, establishing keno.
- 11:00 a.m. **HB 520**, establishing a committee to study implementing Keno in New Hampshire.
- 11:15 a.m. **HB 564-FN**, relative to simulcast greyhound races.
- 1:00 p.m. Revenue work session.

FRIDAY, FEBRUARY 8**ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Department of Revenue Administration, 109 Pleasant Street, Concord**

- 9:30 a.m. Regular meeting.

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

- 10:00 a.m. Organizational meeting.

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

- 9:30 a.m. Regular meeting.

MONDAY, FEBRUARY 11**ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21), Room 100, State House**

- 3:00 p.m. Regular meeting.

NEW HAMPSHIRE COUNCIL ON SUICIDE PREVENTION (RSA 126-R), Department of Health and Human Services, Room 460 Brown Building, 129 Pleasant Street, Concord

- 1:00 p.m. Regular meeting.

TUESDAY, FEBRUARY 12**CHILDREN AND FAMILY LAW, Room 206, LOB**

- 10:00 a.m. **HB 536**, revising the child support guidelines based on foster care reimbursement rates.
- 10:30 a.m. **HB 538**, relative to the calculation of child support based on residential responsibility.
- 11:00 a.m. **HB 539**, relative to enforcement of child support orders.
- 1:00 p.m. **HB 552**, relative to child support expenditures.
- 1:30 p.m. **HB 578**, relative to the determination of parental rights based on the best interest of the child.
- 2:30 p.m. **HB 604**, relative to alimony.

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 10:00 a.m. **HB 400**, relative to funding agreements issued by life insurance companies.
- 10:30 a.m. **HB 401**, relative to property and casualty insurers under the risk-based capital law.
- 11:00 a.m. **HB 511-FN**, relative to insurance holding companies.
- 1:15 p.m. **HB 367**, relative to the municipal bond bank reserve process.
- 1:45 p.m. **HB 559**, relative to the general banking laws of the state.
- 2:15 p.m. **HB 560**, repealing the board of trust company incorporation.

EDUCATION, Room 207, LOB

- 10:00 a.m. **HB 533**, relative to the mathematics requirement for high school graduation.
- 10:30 a.m. **HB 563-FN-L**, relative to tuition and transportation payments for students attending a vocational education program.
- 11:00 a.m. **HB 479-FN-L**, relative to the creation and division of school districts.

ELECTION LAW, Room 308, LOB

- 10:00 a.m. **HB 595-FN**, relative to photo identification of voters.
- 1:00 p.m. Executive session on **HB 143**, allowing straight ticket voting, **HB 197**, relative to state representative districts in Hillsborough county, **HB 277**, relative to the oath required of public officers, **HB 309**, relative to filing for office, **HB 366-FN**, relative to showing a ballot.

FINANCE/HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Rooms 205-207, LOB

- 12:00 p.m. Presentation by Stephen Norton, Executive Director, NH Center for Public Policy Studies

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

- 10:00 a.m. **HB 378**, requiring optometrists to warn parents about the progression of myopia when prescribing distance lenses for children.

- 10:30 a.m. **HB 452**, relative to Food and Drug Administration approval of medication, equipment, and therapies.
- 2:00 p.m. **HB 461-FN**, relative to long-term care services.
- 3:00 p.m. **HB 462-FN**, relative to an independent review process under the medical assistance program.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS/ FINANCE, Rooms 205-207, LOB

- 12:00 p.m. Presentation by Stephen Norton, Executive Director, NH Center for Public Policy Studies

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

- 10:15 a.m. **HB 350**, prohibiting discrimination against the unemployed.
- 11:00 a.m. **HB 357**, prohibiting an employer from using credit history in employment decisions.
- 1:15 p.m. **HB 373**, establishing a right of discovery to a carrier's investigation of claims in workers' compensation cases.
- 2:00 p.m. **HB 414**, relative to privacy in the workplace.
- 2:05 p.m. **HB 379**, prohibiting an employer from requiring an employee or prospective employee to disclose his or her social media passwords.
- 3:00 p.m. Executive session on **HB 200**, relative to an employer's burden of proof in unemployment compensation hearings, **HB 359**, relative to mailing of notices and determinations by the department of employment security, **HB 360**, relative to overpayments caused by arbitration awards, back pay awards, settlement agreements, or jury verdicts, **HB 361**, relative to worksharing, **HB 440**, relative to new hire reports to the department of employment security.

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 10:15 a.m. Executive session on **HB 157**, renaming Blood Pond in the town of Lancaster as Mountain Lake Pond.

SCIENCE, TECHNOLOGY AND ENERGY, Representatives Hall

- 10:00 a.m. **HB 166**, requiring the public utilities commission to make specific findings as to the public need for proposed transmission lines.
- 10:15 a.m. **HB 568**, requiring new electric transmission lines in New Hampshire to be buried.
- 11:00 a.m. **HB 569**, relative to the placement of all new electric transmission lines in New Hampshire.
- 1:00 p.m. **HB 586**, establishing a one-year moratorium on applications for certificates for electric transmission facilities.
- 2:00 p.m. **HB 449**, relative to the application process for a certificate for an energy facility.

TRANSPORTATION, Room 203, LOB

- 10:00 a.m. **HB 146**, increasing the speed limit on a portion of I-93 to 70 miles per hour.
- 10:30 a.m. **HB 289-FN**, increasing certain speed limits to 70 miles per hour.
- 11:00 a.m. **HB 291-FN**, increasing certain speed limits to 75 miles per hour.
- 1:00 p.m. **HB 495-FN**, relative to titles for motor vehicles.
- 1:30 p.m. **HB 500**, requiring the department of safety to maintain a division of motor vehicles driver licensing and registration office in Belknap county.
- 2:00 p.m. **HB 567**, relative to identification of publicly owned vehicles.
- 2:30 p.m. **HB 587**, relative to medical examination requirements for commercial drivers' licenses.
- 3:00 p.m. **HB 391-FN**, relative to highway noise and establishing a commission to study options for mitigation of damages associated with highway noise.

THURSDAY, FEBRUARY 14

COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

- 1:15 p.m. **HB 390**, allowing companion dogs in the outdoor areas of restaurants.
- 1:45 p.m. **HB 526-FN**, relative to a reinsurance mechanism for the individual health insurance market.
- 2:15 p.m. **HB 566**, regulating guaranteed price plans and prepaid contracts for heating oil, kerosene, or liquefied petroleum gas.

EDUCATION, Room 207, LOB

- 1:15 p.m. **HB 642-FN**, establishing a scholarship program for certain New Hampshire residents interested in attending a postsecondary educational institution in the university system of New Hampshire.
- 1:45 p.m. **HB 626**, prioritizing school building aid funds for a high school in which accreditation is probationary or has been revoked.
- 2:15 p.m. **HB 537**, establishing a commission to study the feasibility of developing an industrial cooperative program for science, technology, engineering, and manufacturing programs at the university of New Hampshire.

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

11:00 a.m. Or one hour after Governor's Budget Address, executive session on **HB 121-FN**, requiring drug testing of applicants for Temporary Assistance to Needy Families (TANF), **HB 293**, relative to the adverse events reporting system, **HB 316-FN**, relative to regulating alkaline hydrolysis for the disposal of human remains, **HB 417**, establishing a commission to study creating a New Hampshire plan for Alzheimer's disease, **HB 432-FN**, relative to health care costs for county and state inmates, **HB 452**, relative to Food and Drug Administration approval of medication, equipment, and therapies, **HB 461-FN**, relative to long-term care services, **HB 462-FN**, relative to an independent review process under the medical assistance program.

FRIDAY, FEBRUARY 15**ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 305-307, LOB**

9:00 a.m. Regular meeting.

STATE SUGGESTION AND EXTRAORDINARY SERVICE AWARD PROGRAM (RSA 99-E), Room 103, LOB

9:30 a.m. Regular meeting.

TUESDAY, FEBRUARY 19**EDUCATION, Room 207, LOB**

10:00 a.m. **CACR 6**, relating to education. Providing that the legislature shall have the power to authorize schools.

10:45 a.m. **CACR 7**, 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.

11:00 a.m. **HB 553**, establishing New Hampshire anti-bullying day.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:45 a.m. **HB 477-FN**, relative to differential pay for certain state employees providing direct care to inmates and patients.

11:00 a.m. **HB 501-FN**, relative to the minimum wage.

1:30 p.m. **HB 546**, relative to medical examinations under workers' compensation.

2:15 p.m. **HB 591**, relative to an abusive work environment and the health and safety of public employees.

SCIENCE, TECHNOLOGY AND ENERGY, Representatives Hall

1:00 p.m. **HB 580**, establishing moratoriums on wind turbine plants and electric transmission line projects.

2:30 p.m. **HB 484-FN-L**, requiring public approval prior to issuance of certain site evaluation certificates.

FRIDAY, FEBRUARY 22**ADVISORY COUNCIL ON UNEMPLOYMENT COMPENSATION (RSA 282-A:128), Employment Security, 32 South Main Street, Concord**

10:00 a.m. Special meeting.

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, INTERVENTION, AND TREATMENT (RSA 12-J, Rooms 205-207, LOB)

9:30 a.m. Regular meeting.

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

9:00 a.m. Regular meeting.

OFFICIAL NOTICES**COUNTY DELEGATION NOTICE**

Belknap County Executive Committee will meet on Monday, **February 4th** at 4:30 p.m., at the County Complex, just proceeding the full delegation meeting.

Rep. Colette Worsman, Chairman
Belknap County Executive Committee

Belknap County Delegation will meet Monday, **February 4th**, 2013 at 5:00 p.m. at the County Complex. The purpose of this meeting is to continue the county budget discussion, receive from the administration the added budget lines, and the modified amounts in salary and benefits per line per the meeting of January 21, 2013, and any other business to come before the delegation.

Rep. Colette Worsman, Chairman
Belknap County Delegation

COUNTY DELEGATION NOTICE

Coos County Delegation will meet Monday, **February 4th** at the State Offices on Route 3, Lancaster. The purpose of the meeting is to review the fourth quarter financials. The meeting will start promptly at 10:00 a.m.

Rep. Robert L. Theberge, Chairman
Coos County Delegation

COUNTY DELEGATION NOTICE

Orientation for all **Hillsborough** County Representatives will be held on Friday, **February 15** at 9:00 a.m. at the County Complex, 329 Mast Road, Goffstown. Please RSVP as lunch will be provided.

Rep. Mariellen MacKay, Clerk
Hillsborough County Delegation

Hillsborough County Executive Committee will meet on Friday, **February 22** at 9:00 a.m. at the Hillsborough County Complex, Bouchard Building, Goffstown.

Rep. Mariellen MacKay, Clerk
Hillsborough County Executive Committee

COUNTY DELEGATION NOTICE

Merrimack County Executive Committee will meet on Friday, **February 15** at 10:00 a.m. in the lower level conference room of the McDonnell Building, 4 Court Street, Concord. The purpose of the meeting is as follows:
1. 2013 Budget Review/Approval. 2. Any other business.

Rep. Stephen J. Shurtleff, Chairman
Merrimack County Executive Committee

COUNTY DELEGATION NOTICE

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

Rep. Kevin Waterhouse, Clerk
Rockingham County Executive Committee

Rockingham County Delegation will meet at 6:00 p.m. on Tuesday, **March 5** at the Hilton Auditorium, Rockingham County Nursing Home, Brentwood to adopt the County Budget for 2013 (storm date March 7).

Rep. Kevin Waterhouse, Clerk
Rockingham County Delegation

REVISED FISCAL NOTES

The following House Bills have a revised fiscal note: HBs 317, 325, 328, 333, 334, 335, 338, 340, 341, 344, 370, 382, 391, 431, 432, 435, 437, 462, 485, 489, 493, 540, 563, 564, 595, 596, 597, 628, 630.

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. Caroletta Alicea, 4 Stirrup Iron Road, Boscawen, New Hampshire 03303-3700.

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

Rep. Amy S. Perkins, 49 Washington Street, Seabrook, New Hampshire 03874-4640.

Rep. Joy Tilton, 4 Hill Street, Northfield, New Hampshire 03276-1611.

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.

All representatives are invited to attend a two hour session on educational issues. Topics covered will include: Charter School Funding, How Does a Charter School Get Licensed, School Choice – An Innovative Approach Monday, **February 4th** at 10:00 a.m. in Rooms 210-211, LOB.

Reps. Gene G. Chandler, Lynne M. Ober, Rick M. Ladd

Legislators are invited to a catered lunch at St. Paul's Church, 21 Church Street, in Concord, on Tuesday, **February 5**, from 12:00 p.m. to 1:00 p.m. to meet representatives from some of New Hampshire's most innovative companies. Come learn how translational research funding through the NH Innovation Research Center (NHIRC) helps companies innovate, stay, and grow in New Hampshire, and how the NHIRC is a proven job creator for NH with 15:1 leverage on dollars spent.

Business representatives will have a chance to describe their company, highlight the technology developed with NHIRC support, and describe the value added in terms of increased profits, revenue streams, and new jobs for our state on an 18x22" poster board. These will be displayed by region throughout the room as a focal point for engagement and dialogue about why the NHIRC is important and why state support, in addition to other sources of capital, is essential.

Please RSVP to Gretchen Smith at gretchen.smith@unh.edu or call (603) 862-0123.

Rep. Naida Kaen

The New Hampshire Children's Alliance and the New Hampshire Child Advocacy Network (NH CAN) cordially invites all legislators for lunch and a brief program on Tuesday, **February 5th**, from noon to 1:00 p.m. in Rooms 210-211, LOB. The program will release NH CAN's 15th annual *Priorities for New Hampshire's Children*. NH CAN is comprised of numerous Partners (child advocates) and Advisors (legislators and state agency staff). NH CAN seeks to ensure that New Hampshire continues to be one of the best places to raise children. For more information please contact Lindsay Crete at lcrete@childrennh.org or 225-2264.

Reps. Stephen J. Shurtleff and Gene G. Chandler

The breakfast meeting with the Bishop of Manchester, scheduled for February 5 at 8:00 a.m. at the Upham Walker House, has been cancelled and will be rescheduled for a later date.

Reps. Jordon G. Ulery and Stephen J. Shurtleff

All pro-business members of the House are invited to attend the NH House Business Caucus meeting on Tuesday, **February 5**, from 4:00 – 5:00 p.m. in Room 203, LOB.

Reps. Laurie Sanborn, Adam Schroadter and Patrick Abrami

Northeast Delta Dental cordially invites all members of the New Hampshire House and the staff to its Fourteenth Annual Legislative Reception to be held Tuesday, **February 5th** from 4:00 p.m. to 6:30 p.m. at its corporate office at One Delta Drive in Concord.

Reps. Stephen J. Shurtleff and Gene G. Chandler

The Bi-State Primary Care Association is hosting its NH Legislative and Business Hot Breakfast on **February 6**, 2013, from 7:30 a.m. to 9:00 a.m. at the Holiday Inn, 172 N. Main Street, Concord, NH. (Snow date: February 7, 2013.) The topic will be Implementing Health Care Reform: Building on New Hampshire's Primary Care Foundation – New Hampshire's Community Health Centers. Guest Speakers include Speaker Norelli and Senator Jeb Bradley.

Reps. Stephen J. Shurtleff and Gene G. Chandler

NHASCDC cordially invites legislators to a reception at the Centennial Inn from 3:30 to 5:00 p.m. on **February 6th**. There will be brief and informative presentations about classroom and school experiences in the implementation of the Common Core State Standards and opportunities for informal conversation about legislative priorities for improving New Hampshire's schools.

Rep. Mary Stuart Gile

The Retail Merchants Association of New Hampshire invites all legislators and staff to its 45th Annual Legislative Reception on Wednesday, **February 6th** at 4:00 p.m. or following the House session, whichever is later, at the Concord Holiday Inn. Please join RMANH members, your colleagues and others for light fare and conversation as RMANH leadership presents the annual "Law Enforcement Partner of the Year", "Retailer of the Year" and "Legislator of the Year", awards.

Reps. Stephen J. Shurtleff and Gene G. Chandler

The House Republican Alliance will be hosting a continuing education series for all new Republican members. Due to class size, we are requesting only new members of the caucus participate. These classes will enhance what you have already learned in orientation to help you be an effective legislator. The next class will be held on Thursday, **February 7** in Room 301, LOB from 8:30 -9:45 a.m. All new Republican members are encouraged to attend. Please RSVP to Carol at **mcguire4house@gmail.com**.

Reps. Alfred P. Baldasaro, Carol McGuire
and Pamela Tucker

On Friday, **February 8** and Wednesday, **February 13**, legislators interested in learning more about the New Hampshire Retirement System are invited to attend a general information session at the NHRS Office, 54 Regional Drive, Concord. These sessions - not to be confused with the benefit information sessions regularly offered for members - are intended to serve as "NHRS 101," providing a broad, factual overview of the retirement system. The presentation is the same as one that has been given to some House committees in recent weeks. Sessions have been scheduled for Friday, February 8, at 10:00 a.m., and Wednesday, February 13, at 4:30 p.m. Both sessions are also open to the general public. The presentations are expected to last between 60 and 75 minutes. Seating is limited, so pre-registration is encouraged. RSVP by contacting Marty Karlon, Public Information Officer, at 410-3594 or **marty.karlon@nhrs.org**.

Rep. Lucy Weber

Pemi - Baker Valley Republican Committees Annual Lincoln Reagan Day Dinner will be held on Saturday, **February 9**, 2013, at the Woodstock Inn, Main Street, No. Woodstock. 5:00 p.m. Social Hour - 6:00 p.m. Dinner. Prime Rib - Chicken Alfredo - Salmon. \$45 per person

Silent and Live Auction. Executive Councilor Chris Sununu will be our guest speaker. Seating is limited. Advance purchase recommended. For tickets contact Cindy at 603-536-3880 or **cindy@hdatech.com**. Visa, Mastercard, and Discover accepted, using the above contact info.

Rep. Lester Bradley

The New Hampshire Optometric Association hosts its "Eye-Opener" Breakfast on Wednesday, **February 13th** in the State House Cafeteria. Legislators and staff are invited stop by anytime from 8:30 to 10:00 a.m. to enjoy a continental breakfast, speak with local Doctors of Optometry and learn about eye health, the practice of Optometry and how the state regulates the profession of Optometry.

Reps. Stephen J. Shurtleff and Gene G. Chandler

UNH School of Law is hosting a symposium on NH's Death Penalty. The symposium will feature two panels. The first panel is designed specifically to inform legislators about the impact of the death penalty on NH's justice system. Panelists include Tina Nadeau, Chief Justice of the NH Superior Court; former Attorney General Philip McLaughlin; Attorney Chris Keating, head of NH Judicial Council; and Commissioner of Corrections William Wrenn. The symposium will be held on **February 13**, 2013 from 3:30-5:00 p.m. at UNH School of Law, 2 White Street, Concord. Refreshments will be served. For further information contact Professor Erin Corcoran, head of the Social Justice Institute at UNH School of Law. 228-1541

Rep. Mary Jane Wallner

All members of the General Court are invited to join Dr. Jose Montero, Director of the Division of Public Health Services for lunch and a 20-minute screening of "Weight of the Nation" on **February 14**, 11:30 a.m. to 1:00 p.m. at St. Paul's Church. Please join us and learn how obesity drives up rates of death and disability due to heart disease, stroke and diabetes – and the role of government in creating environments that promote health and wellness. Please RSVP to info@hnhfoundation.org so that we can be sure to have lunch for everyone who would like to attend.

Rep. Robert J. Perry

The members of the Merrimack County Delegation and the Environment and Agriculture Committee are invited to a luncheon hosted by the Merrimack County Farm Bureau on Tuesday, **February 19th** at noon in room 201 of the State House Annex.

Reps. Candace CW Bouchard and Tara Sad

All legislators are invited to the New Hampshire Children's Trust Unsung Heroes Awards ceremony on Tuesday, **February 19th** from 4:00 – 6:30 p.m. in the Executive Council Chambers. NHTC honors twenty-eight parents for their outstanding efforts in the challenging world of parenting.

Rep. Anne C. Grassie

Community Bridges, the area agency for developmental disabilities in the Capitol Region, invites area representative to a legislative breakfast on **February 20th** from 8:00 a.m. to 9:30 a.m. at the Holiday Inn on North Main Street. Invitations will be in the mail. For more information contact Ashlee Fye at afye@communitybridgesnh.org or 226-3212x241.

Reps. Frank Davis and Priscilla Lockwood

The Community College System of NH will host a breakfast for legislators and staff Wednesday, **February 20** and Tuesday, **March 5** in the State House Cafeteria from 8:00 to 9:30 a.m. New Hampshire's Community Colleges are providing high-quality, accessible and affordable programs of higher education, aligned with NH industry needs and in partnership with NH employers, in every region of the state. With programs ranging from allied health to advanced manufacturing, business to industrial technologies, education to public safety, the Community Colleges are an important resource for 27,000 learners annually and every community in the State. CCSNH's Running Start program provides opportunities for high school students to earn college credit, and is available in 89 high schools and adult education centers throughout NH. Stop in at the State House cafeteria and learn more about the programs, pathways, and strategic initiatives of the Community College System. Continental breakfast will be served.

Reps. Stephen J. Shurtleff and Gene G. Chandler

All legislators and staff are cordially invited to attend the N.H. State Departments Expo at the State Library at 20 Park Street (across from the State House) from 9:00 a.m. to 3:00 p.m. on **February 20**. Departments from across state government will have informational displays set up as well as staff and leadership personnel on hand to discuss and answer general questions about the work they do and the constituents they serve.

Terie Norelli, Speaker

The Elliot Health System invites all House members and staff to a luncheon presentation of "Healthcare 101", covering topics related to healthcare financing, healthcare delivery, and practice, to be held at St. Paul's Church in Concord on Thursday, **February 21st** from 12:00 p.m. to 1:00 p.m. Please join us for lunch to learn about and discuss healthcare topics pertinent to current legislative policy decisions. RSVP to Corinne Szopa at (603) 663-2082 or CSzopa@Elliot-HS.org.

Rep. James R. MacKay

The annual Water's Worth It! legislative breakfast is set for Wednesday **March 6**, 2013 at the Holiday Inn on Main Street in Concord. Check in for the event begins at 7:00 a.m. with a breakfast buffet. During the breakfast, water quality professionals will present information on drinking water, wastewater treatment, and

stormwater management in New Hampshire. Maintaining high quality water resources in New Hampshire is critical to our health and economy. All legislators and staff are invited to enjoy a hearty breakfast and learn more about New Hampshire's water infrastructure. There is no cost for this event.

Please RSVP to nhwpca.linda@gmail.com by February 27th to reserve your seat at this important breakfast. The breakfast is sponsored by the NH Water Pollution Control Association in conjunction with a wide ranging coalition of other local non-profit water organizations.

Rep. Tom Buco

All members of the Republican caucus are invited to the House Republican Alliance's weekly meetings to be held Tuesdays from 8:30 -10:00 a.m. at the Upham Walker House.

Reps. Alfred Baldasaro, Carol McGuire
and Pamela Tucker

All are invited to attend the continuation of the weekly prayer group meeting on session days at 8:00 a.m. at the Upham Walker House, 18 Park Street, Concord.

Reps. Stephen Palmer, Warren Groen
and Stella Tremblay

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 **2013**. 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 Visitors' 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

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>Group#/Grade</i>
Feb. 1	9:00/10:15 SH/SC	Pembroke Hill School	110/4
Feb. 4	9:15	Broken Ground School – Concord	44/4
Feb. 5	9:15	Broken Ground School – Concord	44/4
Feb. 5	9:45/11:00 SH/Manse	Chester Academy	74/4
Feb. 6	9:45	New Franklin School – Portsmouth	40/4
Feb. 7	9:00	Allenstown Elementary School	38/4
Feb. 7	10:30	Learning Skills Academy – Rye	11/HS
Feb. 7	3:30	Boy Scout Pack 88 – Concord	10
Feb. 8	9:00/10:30 SH/SC	Peter Woodbury School – Bedford	60/4
Feb. 11	10:15	Moultonborough Central School	32/4
Feb. 11	11:30	Mt. Zion Christian School – Manchester	15/HS
Feb. 12	9:00	Mt. St. Mary Academy – Manchester	20/4
Feb. 12	10:30	Walter F. Haigh School – Salem	34/4
Feb. 13	9:30/11:00 SH/HM	Webster Elementary School – Manchester	75/4
Feb. 13	1:30	Leadership Greater Concord	25
Feb. 14	9:15	Broken Ground School – Concord	44/4
Feb. 15	9:00/10:30 SH/SC	Peter Woodbury School – Bedford	60/4
Feb. 19	9:30/11:00	Highland Goffes Falls School – Manchester	80/4
Feb. 20	9:45/11:00 SH/HM	Hooksett Elementary School	75/4
Feb. 21	9:45/11:00 SH/HM	Hooksett Elementary School	100/4
Feb. 22	10:00/11:30 SH/SC	Stratham Memorial School	60/4
Feb. 27	9:00	UNH Social Welfare Policy class	52/col
Feb. 27	11:00	American Cancer Society	
		Cancer Action Network	10/adults
March 1	3:00	Brain Injury Assoc. & Gov. Commission	25/adults

WEDNESDAY, FEBRUARY 6 AMENDMENTS

(LISTED IN NUMERICAL ORDER)

Amendment to HB 123

(2013-0102h)

Proposed by the Committee on Judiciary - C

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

AN ACT relative to the limitation of liability for negligence regarding public safety officers.

Amend the bill by replacing section 1 with the following:

1 Fireman's Rule. Amend RSA 507:8-h, I to read as follows:

I.(a) Firefighters, emergency medical technicians (E.M.T.'s), police officers and other public safety officers shall have no cause of action for injuries arising from negligent conduct ~~[which created the particular occasion for the officer's official engagement. However,]~~ ***of the person or persons requiring the officer's services, which were incurred during the performance of duties incidental to and inherent in the officer's official engagement.***

(b) This section does not affect such officer's causes of action for unrelated negligent conduct occurring during the officer's official engagement, or for other negligent conduct, or for reckless, wanton or willful acts of misconduct.

AMENDED ANALYSIS

This bill extends the limitation of liability for negligence to claims for injury caused by the negligent conduct of the person or persons requiring the services of a public safety officer, which were incurred during the performance of the officer's official duties.

Amendment to HB 140

(2013-0117h)

Proposed by the Committee on Legislative Administration - C

Amend RSA 17-C:2 as inserted by section 1 of the bill by replacing it with the following:

17-C:2 Membership. The committee is composed of 3 members of the house of representatives, ***including a member of the minority party appointed in consultation with the minority leader***, appointed by the speaker of the house, 2 members of the senate, ***including a member of the minority party appointed in consultation with the minority leader***, appointed by the president of the senate, the clerks of both houses, the president of the senate, the speaker of the house ~~[and]~~, the director of legislative services or his ***or her*** designee, ***and the director of house committee services***. A chairman shall be elected by the members of the committee.

AMENDED ANALYSIS

This bill adds the director of house committee services to the committee on legislator orientation. This bill also adds members representing the minority party to the committee on legislator orientation.

Amendment to HB 147-FN

(2013-0044h)

Proposed by the Committee on Municipal and County Government - C

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

AN ACT repealing a duty of the assessing standards board concerning municipal reimbursement for the cost of assessments.

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

1 Repeal. RSA 21-J:11-a, III, relative to the assessing standards board recommendation for municipal reimbursement of the cost of assessments, is repealed.

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

AMENDED ANALYSIS

This bill repeals a requirement that the assessing standards board recommend a formula for municipal reimbursement of assessing costs.

Amendment to HB 155

(2013-0065h)

Proposed by the Committee on Executive Departments and Administration - C

Amend the bill by replacing sections 4 and 5 with the following:

4 Creation and Retention of Electronic Records and Conversion of Written Records by Governmental Agencies. Amend RSA 294-E:17 to read as follows:

294-E:17 Creation and Retention of Electronic Records and Conversion of Written Records by Governmental Agencies. The department of [~~administrative services~~] **information technology**, in cooperation with the secretary of state **and the department of administrative services**, shall determine whether, and the extent to which, a governmental agency will create and retain electronic records and convert written records to electronic records.

5 Acceptance and Distribution of Electronic Records by Governmental Agencies. Amend RSA 294-E:18, I and the introductory paragraph of RSA 294-E:18, II to read as follows:

I. Except as otherwise provided in RSA 294-E:12, VI, ~~the~~ department of [~~administrative services~~] **information technology**, in cooperation with the secretary of state **and the department of administrative services**, shall determine whether, and the extent to which, a governmental agency will send and accept electronic records and electronic signatures to and from other persons and otherwise create, generate, communicate, store, process, use, and rely upon electronic records and electronic signatures.

II. To the extent that a governmental agency uses electronic records and electronic signatures under paragraph I, the department of [~~administrative services~~] **information technology**, in cooperation with the secretary of state **and the department of administrative services**, giving due consideration to security, may specify:

**Amendment to HB 174
(2013-00079h)**

Proposed by the Committee on Transportation - C

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

AN ACT prohibiting the department of safety from providing motor vehicle records for the purpose of creating or enhancing a federal identification database.

Amend the bill by replacing section 1 with the following:

1 New Section; Provision for Federal Identification Database Prohibited. Amend RSA 260 by inserting after section 14 the following new section:

260:14-a Provision for Federal Identification Database Prohibited. The department shall not provide a complete, or substantially complete or mirrored, extract of motor vehicle records that contain personally identifiable information from any file or database to the federal government or to any agent or agency of, or contractor engaged by, the federal government for the purpose of creating or enhancing a federal identification database.

AMENDED ANALYSIS

This bill prohibits the department of safety from providing motor vehicle records for the purpose of creating or enhancing a federal identification database.

**Amendment to HB 184-FN
(2013-0074h)**

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

Amend the bill by replacing all after section 1 with the following:

2 Fund Established; Collection. Amend RSA 146-D:3, III to read as follows:

III. The fee provided for in this section shall be collected by agents of the department of safety, in the same manner as provided for in RSA 260:38. Such funds shall be deposited in the oil discharge and disposal cleanup fund established under this chapter. Any person who fails to obtain a license, file a report, or pay the fees established in this chapter shall be subject to the penalties and interest described in RSA 146-A:11-b. The board, pursuant to rules adopted under RSA 146-D:5, may waive all or any portion of such penalties **or interest**, for good cause.

3 Waiver of Penalties and Interest. Amend RSA 146-F:3, II to read as follows:

II. A fee of \$.04 per gallon of motor oil shall be assessed at the time of importation into this state. Persons licensed under RSA 146-A:11-b, II shall be liable for payment of this additional fee which shall be collected and enforced by the department of safety in the manner described in RSA 146-A:11-b. **Pursuant to rules adopted under RSA 146-D:5**, the oil fund disbursement board may waive all or any portion of penalties or interest for good cause. All fee revenues shall be deposited in the motor oil discharge cleanup fund. If the fund's balance becomes greater than \$1,000,000, the assessment of fees shall be discontinued and only reestablished when the fund's balance is less than \$600,000.

4 Rulemaking. Amend RSA 146-D:5, I(f) to read as follows:

(f) Waiver of penalties **or interest** due or past due under RSA 146-D:3, III **and RSA 146-F:3, II**.

5 Effective Date. This act shall take effect July 1, 2013.

AMENDED ANALYSIS

This bill adds a motor oil discharge cleanup fund coverage limitation based on facility storage capacity.

This bill also allows for the waiver of interest by the oil fund disbursement board for good cause.

This bill is a request of the oil fund disbursement board.

**Amendment to HB 186
(2013-0055h)**

Proposed by the Committee on Executive Departments and Administration - C

Amend the bill by replacing section 1 with the following:

1 Definition of Department. Amend RSA 9:1 to read as follows:

9:1 Terms Used. In this chapter, the term “department” or “establishment” means any executive department, commission, board, institution, bureau, office, or other agency of the state government, by whatever name called, other than the legislature, ***the department of state in the execution of the constitutional duties of the office of the secretary of state***, and the state judicial branch, that uses, expends or receives any state funds; the term “state funds” means any and all moneys appropriated by the legislature, or money collected by or for the state, or any agency thereof, pursuant to authority granted in any of its laws; the term “budget” means the budget document by this chapter required to be transmitted to the legislature; the term “stakeholder” means a person and/or group which can affect or is affected by the development, design, and/or development of information technology systems.

**Amendment to HB 196
(2013-0048h)**

Proposed by the Committee on Transportation - C

Amend the bill by replacing section 1 with the following:

1 Weight of Commercial Vehicle with Idle Reduction Device. Amend RSA 266:18-c, VII to read as follows:

VII. Any vehicle subject to this subdivision that utilizes an auxiliary power or idle reduction technology unit in order to promote reduction of fuel use and emissions because of engine idling, may be allowed up to an additional ~~[400]~~ **550** pounds in gross, axle, tandem, or bridge formula weight limits. To be eligible for this exception the driver of the vehicle must be able to prove by written certification the weight of the auxiliary power unit and by demonstration or certification that the idle reduction technology is fully functional at all times. Certification of the weight of the auxiliary power unit must be available to law enforcement officers if the vehicle is found in violation of applicable weight laws. The additional weight allowed may not exceed ~~[400]~~ **550** pounds or the weight certified, whichever is less.

**Amendment to HB 203
(2013-0103h)**

Proposed by the Committee on Public Works and Highways - C

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

AN ACT relative to workers’ compensation coverage for contractors on state projects and state land timber sales.

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

1 State Transportation Projects; Workers’ Compensation. Amend the introductory paragraph of RSA 228:4-b, I to read as follows:

I. Prior to any work being done by an individual contractor on any state transportation project carried out under this subdivision, such contractor, including all subcontractors and independent contractors, working on a highway, bridge, or other construction, reconstruction, alteration, or maintenance project, excluding routine maintenance operations conducted utilizing the contract rental agreement process, and excluding ***all owner-operator truck drivers and*** deliveries to and removals from a project administered by the department shall provide to the commissioner of transportation:

2 Major Projects; Workers’ Compensation. Amend the introductory paragraph of RSA 21-I:80, VI(a) to read as follows:

VI.(a) Prior to any work being done by an individual contractor on any major project under this section, such contractor, including all subcontractors and independent contractors, excluding ***all owner-operator truck drivers and*** deliveries to and removals from a project administered by the department, shall provide to the commissioner of administrative services:

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:
3 New Section; State Land Timber Sales; Workers’ Compensation. Amend RSA 227-J by inserting after section 15 the following new section:

227-J:16 State Land Timber Sales; Workers’ Compensation. Prior to any work being done by an individual purchaser on a timber sale administered by the department of resources and economic development, such contractor, including all subcontractors and independent contractors, excluding all owner-operator truck drivers and deliveries to and removals from a project administered by the department, shall provide to the director of the division of forests and lands, a certificate of insurance of his or her current workers’ compensation coverage in New Hampshire for the classification of work to be completed on the project.

AMENDED ANALYSIS

This bill clarifies certain workers’ compensation procedures relating to state projects and state land timber sales.

**Amendment to HB 252
(2013-0094h)**

Proposed by the Committee on Executive Departments and Administration - C

Amend the bill by inserting after section 7 the following and renumbering the original section 8 to read as 9:
8 Position Abolished. Position number 41797, director of municipal services, is abolished.

**Amendment to HB 261-FN
(2013-0119h)**

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

Amend RSA 167:77-e as inserted by section 1 of the bill by replacing it with the following:

167:77-e Assistance Program for 2-Parent Families with Dependent Children.

I. Subject to available public and/or private funds, the department may establish a non-TANF[~~state-funded~~] financial assistance program for 2-parent needy families with dependent children in which one parent is underemployed or unemployed. With the exception of parental underemployment or unemployment, client eligibility and program requirements and administration shall be in accordance with this chapter and the rules adopted under this chapter.

II. There is hereby established the non-TANF financial assistance program fund. The fund shall contain all private funds received by the department to be used to carry out the provisions of this section. The fund shall be nonlapsing and shall be continually appropriated to the commissioner for the purposes of this section.

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

2 New Subparagraph; State Treasurer Accounts; Non-TANF Financial Assistance Program Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (310) the following new subparagraph:

(311) Moneys deposited in the non-TANF financial assistance program fund under RSA 167:77-e, II.

AMENDED ANALYSIS

This bill permits the department of health and human services to establish an assistance program for 2-parent families with dependent children, subject to available funding.