



State of
New Hampshire

HOUSE RECORD

Second Year of the 164th General Court Calendar and Journal of the 2016 Session

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

Vol. 38

Concord, N.H.

Friday, June 17, 2016

No. 35

Contains: House Deadlines; Legislative Ethics Advisory Opinion 2016-2; Meetings and Notices

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

As a reminder, there will be no legislative activity or mileage reimbursement between June 20 and August 15, unless special circumstances arise and authorization is granted. From the middle of August through the end of the year, legislative mileage to Concord will be limited primarily to Tuesdays, Wednesdays, and Thursdays.

I wish all members and staff a safe and restful summer.

Shawn N. Jasper, Speaker

NOTICE

For your planning purposes, House Leadership would like to inform you that we have agreed to propose, for the 165th Session of the General Court, that House Sessions will take place on Thursdays, except for additional days when needed, and where otherwise specified in the NH Constitution.

Shawn N. Jasper, Speaker

Rep. Richard W. Hinch and Rep. Stephen J. Shurtleff

NOTICE

The House Calendar will close at **NOON on Thursdays for all scheduling and notices and will be published every other week.** Please be sure to do your scheduling in order to meet that deadline.

CLOSES AT NOON ON THURSDAY:

Thursday, June 30, 2016

Thursday, July 14, 2016

Thursday, July 28, 2016

AVAILABLE FRIDAY:

Friday, July 1, 2016

Friday, July 15, 2016

Friday, July 29, 2016

Paul C. Smith, Clerk of the House

2016 HOUSE DEADLINES

Monday, September 12, 2016

Friday, September 23, 2016

Friday, October 28, 2016

Monday, November 14, 2016

Friday, December 2, 2016 at 3:00 p.m.

Friday, January 6, 2017 at 12:00 p.m.

Friday, January 27, 2017

First day for incumbents running for re-election to file LSRs with complete information

Last day prior to the General Election for incumbents running for re-election to file LSRs with complete information

Last day to file 2016 Interim Study reports

First day for all Representatives to file LSRs with complete information

Last day to file LSRs with complete information

Ten day sign-off period begins

Last day to sign-off on all LSRs

Last day to introduce House Bills

Last day to amend House Rules by majority vote

NOTICE LEGISLATIVE ETHICS COMMITTEE

The Legislative Ethics Committee has voted to issue the following advisory opinion, which is printed below in its entirety.

Advisory Opinion 2016-2 Response to a Request for an Advisory Opinion from Representative Katherine D. Rogers (June 3, 2016)

Pursuant to RSA 14-B:3, I (c), Representative Katherine D. Rogers, by letter dated May 12, 2016, has submitted a request for an Advisory Opinion about whether, consistent with applicable statutes and the Ethics Guidelines, she may accept payment to perform legal services for a business and an individual who are involved in lobbying activities before the General Court.

According to the information submitted by Representative Rogers, she has been asked to perform legal services on a fee-for-services basis on behalf of a media consulting group and the business's owner. The legal services for the business would include assistance in creating and submitting a business agreement and drawing up contracts. The legal services for the owner would include creating a will and possibly providing legal guidance regarding transferring property from sole ownership into a trust. In her letter, Representative Rogers stated that the business "has many different 'bureaus' of the business and as such has a Lobbying 'wing' that would not be engaging [her] legal services." While speaking before the Committee, Representative Rogers stated that she would obtain a list of the business's clients and construct a "fire wall" between any legal work she performs for the business and the owner and the lobbying section of the business.

Relevant provisions of applicable law are:

RSA 15-B:2 Definitions. – For the purposes of this chapter:

* * *

V. (a) "Gift" means:

(1) Money in any amount, whether in the form of cash, check or any other negotiable or non-negotiable instrumentality for the transfer of money.

(2) Any other tangible thing, intangible thing, service, or the use thereof having more than insignificant economic value. Any such item with a value of less than \$25 is presumed to be of insignificant economic value.

(b) Notwithstanding subparagraph (a), "gift" shall not include:

* * *

(7) Wages, salary, benefits, mileage, or payment for expenses received by the person in his or her regular course of employment or business which is unrelated to the government position held.

RSA 15-B:3 Prohibition on Gifts. –

I. It shall be unlawful to knowingly give any gift as defined in this chapter, directly or indirectly, to any elected official, public official, public employee, constitutional official, or legislative employee.

* * *

III. No elected official, public official, public employee, constitutional official, or legislative employee shall knowingly accept, directly or indirectly, any gift, as defined in this chapter.

Ethics Guidelines, Section 4, Prohibited Activities.

I. Legislators shall not solicit, accept, or agree to accept anything of value from another for themselves or other persons, if the legislator receives such thing of value:

* * *

(b) Knowing or believing that the giver is or is likely to become subject to or interested in any matter or action pending before or contemplated by the legislator or the General Court.

* * *

VII. Nothing in this section on prohibited activities should be construed to prohibit the following:

* * *

(h) Acceptance of anything permitted to be accepted pursuant to RSA 15-B * * * *

We advise as follows:

Based on the information provided by Representative Rogers about the nature and scope of the legal services she would perform for both the business and the owner, the Committee advises that acceptance of payment by Representative Rogers for the legal services she described would not constitute violation of RSA 15-B:3 or Ethics Guidelines, Prohibited Activities, Section 4, I (b) because such payment would be received in the regular course of employment and is unrelated to her office, a specific exemption under RSA 15-B:2, V(b)

(7). If Representative Rogers were to take part in any official activity that concerns, involves, or would have any financial effect on the business or the owner, she would be required to file a Declaration of Intent Form, pursuant to Ethics Guidelines Section 5, identifying any such matter as it arises, and declaring whether she will participate or not in the official activity associated with the matter.

We appreciate the opportunity to be of assistance.

For the Committee,
Honorable Donna Sytek, Chairman

[Vote: 6-0]

FRIDAY, JUNE 17

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB

9:00 a.m. Regular meeting.

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

11:00 a.m. Regular meeting.

MONDAY, JUNE 20

CHILDREN'S SAVINGS ACCOUNT PROGRAM COMMISSION (RSA 195-J:1), Room 207, LOB

1:15 p.m. Regular meeting.

INTERBRANCH CRIMINAL AND JUVENILE JUSTICE COUNCIL (RSA 651-E:2), Room 204, LOB

1:30 p.m. Regular meeting.

JOINT LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE, (RSA 17-N:1) Room 212, LOB

10:00 a.m. Regular meeting.

NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS (RSA 119:3-a), New Hampshire Veterans Home, Tarr South Conference Room, 139 Winter Street, Tilton

9:00 a.m. Regular meeting.

TUESDAY, JUNE 21

COUNCIL FOR YOUTHS WITH CHRONIC CONDITIONS (RSA 126-J:1), Upham Walker House, 18 Park Street, Concord

6:00 p.m. Regular meeting.

HOUSE LEGISLATIVE FACILITIES SUBCOMMITTEE (RSA 17-E:1), Room 100, SH

12:50 p.m. Regular meeting.

JOINT LEGISLATIVE FACILITIES (RSA 17-E:1), Room 100, SH

1:00 p.m. Regular meeting.

NH ECONOMIC DEVELOPMENT FUND REVIEW COMMITTEE (RSA 12-A:2-f), Room 103, SH

11:30 a.m. Regular meeting.

WEDNESDAY, JUNE 22

COMMISSION TO STUDY ISSUES RELATING TO STUDENTS RECEIVING SPECIAL EDUCATION SERVICES WHILE ATTENDING A CHARTERED PUBLIC SCHOOL (RSA 186-C:30), 25 Triangle Park Drive, Concord

10:00 a.m. Subcommittee work session.

THURSDAY, JUNE 23

BALLOT LAW COMMISSION (RSA 665:1), Room 206, LOB

9:00 a.m. Regular meeting.

COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T), New Hampshire Medical Society, 7 N. State Street, Concord

2:30 p.m. Regular meeting.

GOVERNOR'S CAPITAL BUDGET HEARINGS, FISCAL YEARS 2018-2019, Rooms 305-307, LOB

10:00 a.m. Governor Hassan Opening Remarks

10:20 a.m. University Systems of NH
 10:45 a.m. Office of Energy & Planning
 11:00 a.m. Department of Information Technology
 11:15 a.m. Department of Administrative Services
 - General Services
 - Courts
 - Bureau of Facilities and Asset Management
 - DAS Statewide
 - DAS Financial Data Management
 1:00 a.m. Community College System of NH
 1:15 p.m. Cultural Resources
 1:30 p.m. Department of Resources & Economic Development
 2:00 p.m. NH Liquor Commission
 2:15 p.m. Department of Safety
 2:30 p.m. Department of Corrections
 3:00 p.m. Department of Health & Human Services

FRIDAY, JUNE 24

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB

9:00 a.m. Continued meeting.

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

10:00 a.m. Regular meeting.
 10:30 a.m. Audit - State of New Hampshire State Revolving Fund management letter for fiscal year ended June 30, 2015.

GOVERNOR'S CAPITAL BUDGET HEARINGS, FISCAL YEARS 2018-2019, Rooms 305-307, LOB

9:00 a.m. Department of Environmental Services
 9:30 a.m. Fish & Game
 9:45 a.m. NH Veterans Home
 10:00 a.m. Department of Education
 10:15 a.m. Secretary of State
 10:30 a.m. Adjutant General
 - Veterans Cemetery
 10:45 a.m. Department of Transportation
 - Air & Rail
 11:15 a.m. Judicial Branch
 11:30 a.m. Department of Revenue Administration

GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, TREATMENT, AND RECOVERY, (RSA 12-J:1), Manchester Police Athletic League, 409 Beech Street, Manchester

*****Please note venue change.***

9:30 a.m. Regular meeting.

THERAPEUTIC USE OF CANNABIS ADVISORY COUNCIL (RSA 126-X:9), Rooms 205-207, LOB

1:00 p.m. Regular meeting.

MONDAY, JUNE 27

NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q), Room 205, LOB

1:30 p.m. Regular meeting.

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

9:00 a.m. Regular meeting.

TUESDAY, JUNE 28

ASSESSING STANDARDS BOARD (RSA 21-J:14-a) Room 304, LOB

9:30 a.m. Regular meeting.

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

10:00 a.m. Regular meeting.

FRIDAY, JULY 8

NEW HAMPSHIRE STATE HOUSE BICENTENNIAL COMMISSION (RSA 17-R:1) Room 308, LOB
10:00 a.m. Regular meeting.

STATE SUGGESTION AND EXTRAORDINARY SERVICE AWARD EVALUATION COMMITTEE (RSA 99-E:1, D), Room 101, LOB

9:30 a.m. Regular meeting.

THURSDAY, JULY 21

ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB

9:00 a.m. Regular meeting.

COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY (RSA 115-D), Walker Building, Room 100, 21 South Fruit Street, Concord

2:30 p.m. Regular meeting.

THURSDAY, JULY 28

COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T), New Hampshire Medical Society, 7 N. State Street, Concord

2:30 p.m. Regular meeting.

OFFICIAL NOTICES**COUNTY DELEGATION NOTICE**

The **Belknap** County Delegation will meet on **Monday, June 20th at 6:00 p.m.** at the Belknap County Complex to consider the cost items of a proposed contract.

Rep. Franklin T. Tilton, Chairman
Belknap County Delegation

COUNTY DELEGATION NOTICE

The **Hillsborough** County Executive Committee will hold a public hearing on behalf of the Hillsborough County Delegation on **Tuesday, June 21st at 6:00 p.m.** at the County Complex, Bouchard Building, 329 Mast Road, Goffstown, for the following purposes:

1. Pursuant with RSA 24:13-c, consider the approval of the Hillsborough County Executive Committee Proposed FY 2017 Budget.
2. Pursuant to RSA 35:1, consider approval for the establishment of a Capital Reserve Fund account in the amount of \$500,000 for the purpose of preliminary fit-up, renovations and improvements to support the marketing and leasing of available space at the County Complex in Goffstown, and the appropriation of \$500,000 from the General Fund's undesignated balance to fund the account, and the designation of the Executive Committee as the agents authorized to expend funds in the account.
3. Pursuant to RSA 35:1, consider the approval for the establishment of a Capital Reserve account for the purpose of renovations and improvements to the Hillsborough County Nursing Home in the amount of \$1,135,550 with the appropriation of \$1,135,550 from the nursing home undesignated fund balance to fund the account and the designation of the Executive Committee as the agents authorized to expend the funds.

Rep. James Belanger, Clerk
Hillsborough County Delegation

COUNTY CONVENTION NOTICE

The **Hillsborough** County Legislative Delegation will meet in convention on **Thursday, June 23rd at 6:00 p.m.**, at the County Complex, Bouchard Building, 329 Mast Road, Goffstown, for the following purposes:

1. Pursuant with RSA 24:13-c, consider the approval of the Hillsborough County Executive Committee Proposed FY 2017 Budget.
2. Pursuant to RSA 35:1 consider approval for the establishment of a Capital Reserve Fund account in the amount of \$500,000 for the purpose of preliminary fit-up, renovations and improvements to support the marketing and leasing of available space at the County Complex, in Goffstown, and the appropriation of \$500,000 from the General Fund's undesignated balance to fund the account, and the designation of the Executive Committee as the agents authorized to expend funds in the account.

3. Pursuant to RSA 35:1 to consider the approval for the establishment of a Capital Reserve account for the purpose of renovations and improvements to the Hillsborough County Nursing Home in the amount of \$1,135,550 with the appropriation of \$1,135,550 from the nursing home undesignated fund balance to fund the account and the designation of the Executive Committee as the agents authorized to expend the funds.
4. Any other business.

Rep. James Belanger, Clerk
Hillsborough County Delegation

COUNTY DELEGATION NOTICE

The **Rockingham** County Executive Committee will meet on **Friday, July 15th at 9:30 a.m.** in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood. The purpose of the meeting is to conduct the second quarter budget review.

Rep. David A. Welch, Clerk
Rockingham County Executive Committee

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. Colleagues who so desire may send cards and greetings to: Rep. Shem Kellogg, 48 Westville Rd., Unit 4-2, Plaistow, NH 03865

MEMBERS' NOTICES

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

The Land and Community Heritage Investment Program board of directors quarterly meeting will be held **Tuesday, June 21st at 3:00 p.m.** at the Meredith Public Library in Meredith.

Rep. Judith Spang

Legislators, you have an opportunity to recommend a student for the Legislative Youth Advisory Council. The council was created by the legislature with the purpose of advising the legislature on issues of concern to youth. The age requirement is 15 to 22. The appointees to the council are the Governor, Senate President, Speaker of the House, and the Secretary of State. Please contact Carolyn Gargas or Sue Ford with your recommendations, cgargas@cs.com or Susan.Ford@leg.state.nh.us.

Reps. Carolyn Gargas and Susan Ford

NOTICE

The House Clerk's Office is now accepting orders for the **2016** hardcover **Permanent House Journals**. Orders will be accepted until **Friday, November 25, 2016**.

Anyone who was a **member of the Legislature in 2016** and all state agencies are entitled to one Journal at no charge, **upon request**. All others interested in obtaining a Journal, as well as any Legislator or state agency requesting additional copies, will be charged for that copy. We estimate the cost for paid volumes to be approximately \$55 each. In addition, if the volume is to be mailed, there will be a \$5.00 shipping & handling charge. Those who order paid copies will be notified *and billed* when the Journals are ready for distribution. **DO NOT** send any money now.

In an effort to contain costs, the number of Journals printed will be determined by the number of advance orders received. Extra copies will not be ordered.

To place an order, please clip and return the form below:

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

Teresa Preston, Journal Clerk
NH House of Representatives
Room 317, State House
107 North Main Street, Concord, NH 03301

2016 House Permanent Journal Request

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

NAME _____

AGENCY/BUSINESS _____

CONTACT PERSON (If other than above) _____

PHONE/EXT. _____

E-MAIL _____

ADDRESS _____

The 42nd Annual **Bill White & Junie Blaisdell Ceremonial & Memorial Legislative Golf Tournament** for the benefit of **Veterans Count**, the philanthropic arm of Easter Seals NH Military & Veterans Services, is scheduled for **Friday, September 9, 2016** at Beaver Meadow Golf Club located in Concord, NH. The entry fee for this annual tournament is **\$85 per legislator and legislative staff** and **\$100 for all others. Entry fees must be received by Friday, September 2nd.**

Registration begins at 7:15 a.m. and the shotgun start is scheduled for 8:30 a.m. The format is a "Scramble." Sign-up as a foursome or sign-up by yourself in order to be placed in a foursome (*subject to availability of open slots*).

Please return your completed entry form and payment no later than Friday, September 2nd. (*Please note that, for planning purposes, payment must be made no later than Friday, September 2nd. All entry forms received after Friday, September 2nd will be assessed a \$25 late admittance fee per player. Cancellation must occur two weeks prior to the tournament date to receive a refund*)

Checks should be made payable to: NH Legislative Golf Committee

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

**42nd Annual Bill White & Junie Blaisdell
 Ceremonial & Memorial Legislative Golf Tournament
 Beaver Meadow Golf Course
 Concord, NH**

Name of Players:

1. _____
2. _____
3. _____
4. _____

Telephone: _____ Amount Enclosed: _____