

HOUSE RECORD

First Year of the 155th Session of the General Court

Calendar and Journal of the 1997 Session

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HOUSE JOURNAL No. 3 (cont.)

Thursday, January 9, 1997
(Speaker Sytek in the Chair)
RESOLUTION

Rep. Wheeler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 285 through 332, Constitutional Amendment Concurrent Resolution numbered 14, House Concurrent Resolution numbered 3, and House Resolution numbered 11, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS, CACR, HCR AND HR First, second reading and referral

HB 285, relative to the official name of the "Old Man of the Mountain." (MacNeil, Graf 7; M. Fuller Clark, Rock 36; Phinney, Graf 8; LaMott, Graf 5; Hinman, Graf 7: Resources, Recreation and Development)

HB 286-FN-A, lowering the rate of the interest and dividends tax. (Jacobson, Merr 2; Cooper, Carr 2; Kenney, Carr 6; Rubens, Dist 5: Finance)

HB 287-L, relative to publication of annual reports by school districts. (Nowe, Rock 3: Municipal and County Government)

HB 288, requiring a vote of 60 percent of the house and senate to pass any spending bill. (Cobbin, Graf 11: Finance)

HB 289-L, authorizing annual school district meetings to be held at multiple locations. (Lamach, Merr 3: Education)

HB 290, relative to electronic signatures. (Lamach, Merr 3: Judiciary and Family Law)

HB 291, relative to the use of the terms "native," "local," and "our own" when referring to farm products. (Owen, Merr 6: Environment and Agriculture)

HB 292-L, limiting the damages which may be received by an uninsured motorist from an insured motorist's automobile liability coverage. (Belvin, Hills 14: Commerce)

HB 293, regulating the marking and identification of swim floats. (G. Bartlett, Belk 6; R. Foster, Carr 10; Rice, Belk 7; Peter Cote, Hills 32; Johnson, Dist 3: Resources, Recreation and Development)

HB 294-L, relative to the placement of off-premises advertising devices in municipalities which prohibit such advertising devices. (G. Chandler, Carr 1; Mock, Carr 3; Johnson, Dist 3: Public Works and Highways)

HB 295-L, authorizing a cooperative school district board to establish polling places in each member town. (Lyman, Carr 5; Howard, Carr 10; Patten, Carr 9; Johnson, Dist 3: Municipal and County Government)

HB 296, relative to airways toll moneys and aircraft operating fee revenues. (Weyler, Rock 18; G. Katsakiores, Rock 13; Milligan, Hills 18: Transportation)

HB 297, relative to the cutting of vegetation by utilities on private property. (Owen, Merr 6: Science, Technology and Energy)

HB 298, permitting legislators to take time off from their regular employment to fulfill public responsibilities. (Bickford, Straf 1: Labor, Industrial and Rehabilitative Services)

HB 299, relative to property tax assessments of new buildings during the property tax year. (Varrell, Rock 9: Municipal and County Government)

HB 300, establishing a study committee on judicial pensions. (Kurk, Hills 5; Wheeler, Hills 7: Judiciary and Family Law)

HB 301, relative to real estate broker's and agent's representation of buyers. (Franks, Hills 26: Commerce)

HB 302, renaming Scott Pond in the town of Fitzwilliam, N.H. as West Scott Pond and East Scott Pond. (Richardson, Ches 12; Metzger, Ches 13; Municipal and county Government)

HB 303, relative to accountancy. (Beaulieu, Rock 10: Executive Departments and Administration)

HB 304-L, relative to permitting local law enforcement agencies to receive grants-in-aid from the bureau of trails for enforcement of public trail restrictions. (Beaulieu, Rock 10; Nowe, Rock 3: Transportation)

HB 305-A, relative to the rehabilitation of the Walker building and making an appropriation therefor. (Calawa, Hills 17; M. Fuller Clark, Rock 36: Public Works and Highways)

HB 306, relative to highway speed limits. (M. Brown, Merr 10: Transportation)

HB 307, relative to the adoption of local river corridor management plans by planning boards. (Metzger, Ches 13; L., Pratt, Coos 4; Schotanus, Sull 3: Resources, Recreation and Development)

HB 308, relative to opening hours for polling places. (Burnham, Ches 8: Election Law)

HB 309, increasing the time for a local legislative body to act on a proposed interim zoning regulation. (L. Foster, Hills 10: Municipal and County Government)

HB 310, repealing RSA 14-B, relative to the legislative ethics committee. (Hemon, Straf 11: Legislative Administration)

HB311-L, giving municipalities the option of authorizing their governing bodies to enter into discretionary easements on certain agricultural buildings. (McKinney, Rock 29: Municipal and County Government)

HB 312, establishing a procedure for making and accepting offers of judgment in civil cases. (Herman, Hills 13: Judiciary and Family Law)

HB 313, clarifying the authority of security officers on the New Hampshire hospital campus. (Calawa, Hills 17: Criminal Justice and Public Safety)

HB 314, relative to spending caps for state political candidates. (Simmons, Rock 25; Noyes, Rock 26: Election Law)

HB 315-L, expanding certain financial powers of village districts. (G. Chandler, Carr 1; Mock, Carr 3; Johnson, Dist 3: Municipal and County Government)

HB 316, allowing cosmetologists to employ shampoo assistants. (Patten, Carr 9: Executive Departments and Administration)

HB 317, clarifying certain provisions of law relating to compulsory attendance for home education pupils and relative to dual enrollment provisions. (Thulander, Hills 6; McKinley, Straf 2: Education)

HB 318, making technical changes to the provisions relating to school administrative units. (Thulander, Hills 6; Champagne, Ches 19; Rubens, Dist 5: Education)

HB 319, relative to access to child immunization records. (Copenhaver, Graf 10; O'Keefe, Rock 21; Roberge, Dist 9; Podles, Dist 16: Health, Human Services and Elderly Affairs)

HB 320, requiring attorneys in divorce cases to provide clients with a statement of client's rights and responsibilities and a retainer agreement containing certain information, and subjects attorneys to certain other procedures in divorce cases. (Hemon, Straf 11; P. Taylor, Hills 34: Judiciary and Family Law)

HB 321, correcting a reference to the American Podiatry Association. (B. Gage, Rock 26: Health, Human Services and Elderly Affairs)

HB 322, relative to bingo and lucky 7 inspectors. (Tholl, Coos 5: Executive Departments and Administration)

HB 323, establishing a right to work act which provides for freedom of choice on whether to join a labor union. (Larrabee, Merr 9: Labor, Industrial and Rehabilitative Services)

HB 324, relative to the qualifications of bank examiners. (Dodge, Rock 4; Coes, Rock 19; M. Brown, Merr 10: Commerce)

HB 325, eliminating the correctional industries advisory board. (Knowles, Straf 11: Criminal Justice and Public Safety)

HB 326, requiring that parties filing for divorce attempt a mutually agreeable divorce settlement through mediation prior to proceeding with the adversarial process. (Hemon, Straf 11: Judiciary and Family Law)

HB 327, relative to pledges for loans, finance charge disclosure statements, and debt adjusters. (Hunt, Ches 10: Commerce)

HB 328-L, requiring certain proof of identification to register to vote on election day and relative to hour limitations on voting. (Flanagan, Rock 14: Election Law)

HB 329, repealing the fireman's rule. (DePecol, Ches 14: Judiciary and Family Law)

HB 330, relative to openness in the civil litigation process. (DePecol, Ches 14: Judiciary and Family Law)

HB 331, adopting the uniform foreign depositions law and relative to admission of copies as evidence. (DePecol, Ches 14: Judiciary and Family Law)

HB 332, repealing the law which prohibits an entity which conducts horse or dog racing from employing a member of the general court. (McGuirk, Ches 1; Vogl, Ches 4: Legislative Administration)

CACR 14, relating to: pensions for the governor, commissioners of state departments, and judges. Providing that: no governor, commissioner of a state department, or judge shall receive a pension from public funds. (Weber, Graf 11; Hemon, Straf 11: Executive Departments and Administration)

HCR 3, urging the United States Congress to propose and support legislation overturning a U.S. Appeals Court decision limiting credit union membership. (Hemon, Straf 11: State-Federal Relations and Veterans Affairs)

HR 11, urging the state conservation tree-planting program to utilize members of youth groups to plant trees. (Leonard, Hills 39: Resources, Recreation and Development)

RECESS
(Rep. Camm in the Chair)
RESOLUTION

Rep. Weyler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bill numbered 107 shall be by this resolution read a first and second time by the therein listed title, and referred to the therein designated committee.

Adopted.

INTRODUCTION OF SENATE BILL
First, second reading and referral

SB 107, giving the deputy legislative budget assistant the authority to perform the duties of the legislative budget assistant under certain circumstance. (Finance)

RECESS
(Rep. Wheeler in the Chair)
RESOLUTION

Rep. Channing Brown offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 333 through 487, Constitutional Amendment Concurrent Resolutions numbered 15 through 20, House Concurrent Resolutions numbered 4 through 8 and House Resolutions numbered 12 and 13, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS, CACRS, HCRS AND HRS
First, second reading and referral

HB 333-FN-L, establishing a fine for political advertising placed or affixed prior to the date permitted by statute or placed on or affixed to any public property. (Langley, Rock 24; B. Gage, Rock 26: Election Law)

HB 334, establishing guidelines for assessing the eligibility of certain providers for third party reimbursement. (B. Gage, Rock 26: Commerce)

HB 335-FN-L, relative to motor vehicle license and registration suspensions. (Vaughn, Rock 35; Cohen, Dist 24; Roberge, Dist 9: Transportation)

HB 336, clarifying certain definitions relating to dams. (Ziegra, Belk 5; Bartlett, Belk 6; Salatiello, Belk 2; Golden, Belk 5; Dickinson, Carr 2; Fraser, Dist 4; Russman, Dist 19; Johnson, Dist 3: Resources, Recreation and Development)

HB 337-L, allowing a municipality to reduce the property tax on improvements. (Noyes, Rock 26: Local and Regulated Revenues)

HB 338, repealing certain requirements relative to the duty to deliver a copy of process to prisoners. (Dokmo, Hills 14; Belvin, Hills 14; Holden, Hills 14: Criminal Justice and Public Safety)

HB 339, establishing a freedom of employment association act. (Weber, Graf 11; Cobbin, Graf 11; T. Colburn, Merr 12; Wright, Hills 22; Root, Graf 8; Francoeur, Dist 14; D. Wheeler, Dist 11; Barnes, Dist 17; Johnson, Dist 3: Labor, Industrial and Rehabilitative Services)

HB 340, relative to the real estate commission and its licensing and bonding requirements. (Dokmo, Hills 14: Commerce)

HB 341, relative to filing lucky 7 applications with the sweepstakes commission. (C. Brown, Graf 14: Local and Regulated Revenues)

HB 342, relative to the payment of recording fees for mortgage discharges. (Guay, Coos 6; Fraser, Dist 4: Commerce)

HB 343-L, relative to authority by governmental entities over driveways and other accesses to public ways. (Pfaff, Merr 11: Public Works and Highways)

HB 344-L, relative to planning board procedures on plats. (Patten, Carr 9; L. Foster, Hills 10; Metzger, Ches 13: Municipal and County Government)

HB 345-L, relative to the hours polls are open in cities and towns. (Wall, Straf 9; Kaen, Straf 7: Election Law)

HB 346, relative to the effect of federal law on any reorganization of the executive branch. (Mirski, Graf 12: Executive Departments and Administration)

HB 347-FN-A, relative to landscaping at Weirs Beach in Laconia and making an appropriation therefor. (R. Lawton, Belk 7: Public Works and Highways)

HB 348-FN, allowing the state fire marshal to investigate a building collapse or release of carbon monoxide. (Hunter, Hills 7: Criminal Justice and Public Safety)

HB 349, repealing certain pari-mutuel laws relative to racing funds, disbursements of the funds, and records of receipts. (C. Brown, Graf 14; Blaisdell, Dist 10: Local and Regulated Revenues)

HB 350, exempting permits by rule and permits by notification from certain excavating and dredging permit requirements. (Dickinson, Carr 2: Resources, Recreation and Development)

HB 351-L, limiting the total of tax deferrals for the elderly and disabled on a particular property to a percentage of its equity value. (L. Foster, Hills 10: Local and Regulated Revenues)

HB 352, modifying the definitions of "agriculture" and "farming" for certain purposes. (Davis, Coos 1; L. Pratt, Coos 4; Gordon, Dist 2: Environment and Agriculture)

HB 353, establishing a committee to study issues regarding prosecutions and sentencing of, and incarceration treatment for, persons convicted of sex-related crimes. (McCarthy, Hills 41: Criminal Justice and Public Safety)

HB 354, repealing the exemption for social activities from political expenditure and contribution reporting requirements. (K. Rogers, Merr 22: Election Law)

HB 355, relative to prohibited political contributions. (K. Rogers, Merr 22: Election Law)

HB 356, relative to reporting requirements for political candidates and political committees. (K. Rogers, Merr 22: Election Law)

HB 357-FN, requiring the director of motor vehicles to recommend vehicle light use during any period windshield wipers are in operation during inclement weather. (Avery, Ches 8; Dickinson, Carr 2; Burnham, Ches 8: Transportation)

HB 358, allowing victims of domestic violence to terminate a lease if a protective order has been secured. (Crosby, Merr 20: Criminal Justice and Public Safety)

HB 359, regulating information regarding evictions contained in credit reports issued by consumer reporting agencies. (Crosby, Merr 20: Commerce)

HB 360, prohibiting discrimination in rental housing based on receipt by a tenant of a federal rent subsidy. (Crosby, Merr 20: Judiciary and Family Law)

HB 361, clarifying the status of tenants who reside in rooming or boarding houses for more than 90 consecutive days. (Crosby, Merr 20: Judiciary and Family Law)

HB 362, creating a cause of action for civil damages for noncompliance with minimum housing standards. (Crosby, Merr 20: Judiciary and Family Law)

HB 363, relative to venue for actions against tenants. (Crosby, Merr 20: Judiciary and Family Law)

HB 364, relative to interest or penalty charges for failure to pay rent. (Wallin, Merr 15: Judiciary and Family Law)

HB 365, providing that communications made during family mediation shall be privileged. (Wallin, Merr 15: Judiciary and Family Law)

HB 366-L, relative to noncompliance with zoning ordinances. (Dokmo, Hills 14; Belvin, Hills 14: Municipal and County Government)

HB 367-FN-L, requiring notification to parents when a minor violates the tobacco laws. (Grassie, Straf 19; Kaen, Straf 7; Keans, Straf 16: Criminal Justice and Public Safety)

HB 368, establishing the honorary position of artist laureate of the state of New Hampshire. (Wallin, Merr 15: Executive Departments and Administration)

HB 369, relative to the admission to practice and bar association membership for attorneys. (Mirski, Graf 12: Judiciary and Family Law)

HB 370, updating and making technical corrections in certain banking laws. (Hunt, Ches 10: Commerce)

HB 371, relative to the authority of the department of fish and game to regulate the management, preservation, propagation, and taking of state fish, game, and wildlife resources. (Mirski, Graf 12: Wildlife and Marine Resources)

HB 372, relative to age and domicile requirements for candidacy for public office. (Flanagan, Rock 14: Election Law)

HB 373, establishing a committee to study the feasibility of implementing alternative local taxes for funding of education. (Mirski, Graf 12; Alger, Graf 9: Local and Regulated Revenues)

HB 374-FN, establishing 400 separate districts for the election of state representatives and renumbering state representative districts. (Buckley, Hills 44; A. Merrill, Straf 8; J. Foster, Hills 33; Weatherspoon, Rock 20; Burnham, Ches 8: Election Law)

HB 375, relative to the statement which must be signed by applicants for notary public or justice of the peace. (Holden, Hills 14; Dokmo, Hills 14: Judiciary and Family Law)

HB 376, relative to prescription drug copayments required by insurance companies and relative to filling prescription drug prescriptions. (Lindblade, Sull 7: Commerce)

HB 377, relative to primary election petitions. (Holden, Hills 14; A. Torr, Straf 12; McRae, Hills 7; Rubens, Dist 5; Roberge, Dist 9: Election Law)

HB 378, regulating the practice of acupuncture. (J. Bradley, Carr 8; Copenhaver, Graf 10; Morello, Hills 38; French, Merr 3; Asselin, Hills 47; Rubens, Dist 5; Russman, Dist 19; K. Wheeler, Dist 21; Larsen, Dist 15; Cohen, Dist 24: Executive Departments and Administration)

HB 379-FN, relative to reporting of contributions to candidates for speaker of the house and senate president. (J. Bradley, Carr 8: Election Law)

HB 380-L, relative to the sale of town-owned property. (Noyes, Rock 26: Municipal and County Government)

HB 381, relative to public recreation and park areas in municipalities. (Tufts, Rock 20: Municipal and County Government)

HB 382, requiring vehicles transporting loads on ways where the speed limit is 30 miles per hour or greater to cover the load. (Packard, Rock 29; Letourneau, Rock 13; Rubens, Dist 5: Transportation)

HB 383, requiring the nomination and election of the secretary of state and treasurer to be without regard to party affiliation of the candidate. (A. Torr, Straf 12; Burling, Sull 1; J. King, Dist 18; Barnes, Dist 17: Legislative Administration)

HB 384, relative to requiring notification by utilities of right-of-way maintenance. (Hall, Hills 20: Environment and Agriculture)

HB 385, relative to reporting and registration requirements for lobbyists and employees of lobbyists. (A. Merrill, Straf 8; Horton, Coos 3; J. Bradley, Carr 8; D. Cote, Hills 29; E. Smith, Ches 6; Russman, Dist 19: Legislative Administration)

HB 386, removing personal liability of employees of licensing entities for failure to comply with state laws regarding licenses to carry pistols and revolvers. (Hunter, Hills 7: Criminal Justice and Public Safety)

HB 387-L, extending municipal immunity from liability for injuries from accidents caused by snow and ice in municipal parking lots. (K. Taylor, Straf 11; Keans, Straf 16; Robertson, Ches 18; Fraser, Merr 21: Judiciary and Family Law)

HB 388, providing that one member of the state board of education shall be a currently certified and employed New Hampshire public school teacher. (A. Pelletier, Straf 12; French, Merr 3: Education)

HB 389, relative to the water protection assistance program within the office of state planning. (Patten, Carr 9; L. Foster, Hills 10; Metzger, Ches 13: Resources, Recreation and Development)

HB 390, relative to quarantine of captive wildlife. (Owen, Merr 6: Wildlife and Marine Resources)

HB 391, making the office of emergency management the administrator of the grant program for the civil air patrol in New Hampshire. (Asselin, Hills 47: State-Federal Relations and Veterans Affairs)

HB 392, changing references to the "BOCA Basic Building Code" to "BOCA National Building Code." (Hunter, Hills 7: Criminal Justice and Public Safety)

HB 393, relative to the mental health practice act, including establishing a clients' bill of rights. (Dyer, Hills 8; Copenhaver, Graf 10; Emerton, Hills 7: Executive Departments and Administration)

HB 394, restricting the jurisdiction of the probate courts over estates. (McCann, Straf 11; Cobbin, Graf 11: Judiciary and Family Law)

HB 395, repealing the exemption for teacher certification records from the right-to-know law. (Varrell, Rock 9; Hunter, Hills 7; Peter Cote, Hills 32; Cobbin, Graf 11; Weber, Graf 11: Judiciary and Family Law)

HB 396-L, prohibiting current use tax designation for property granted a change in zoning classification for 5 years after the reclassification. (Philbrick, Carr 4; Aranda, Rock 13: Environment and Agriculture)

HB 397, establishing a house study committee to examine the adoption of articles 41, 72-a and 73-a of the second part of the New Hampshire constitution. (Hemon, Straf 11; Weber, Graf 11; P. Taylor, Hills 34; McCann, Straf 11; Cobbin, Graf 11: Judiciary and Family Law)

HB 398, allowing Delta Dental Plan of New Hampshire to issue plans to individuals. (Hunt, Ches 10; Crosby, Merr 20; DeStefano, Merr 7; B. Gage, Rock 26; Gordon, Dist 2; J. King, Dist 18; Danais, Dist 20; Blaisdell, Dist 10; Fraser, Dist 4: Commerce)

HB 399-L, changing the name and qualifications for the optional property tax exemption for the totally and permanently disabled. (Merritt, Straf 8; Kenney, Carr 6; P. Krueger, Merr 7; K. Wheeler, Dist 21; Russman, Dist 19: Local and Regulated Revenues)

HB 400, authorizing the state to enter into a lease-purchase agreement with Cheshire county for the new Jaffrey-Peterborough district courthouse. (Royce, Ches 9; Avery, Ches 8; Manning, Ches 9; Hunt, Ches 10; Metzger, Ches 13; Patenaude, Dist 7; D. Wheeler, Dist 11: Public Works and Highways)

HB 401, repealing the prospective repeal of the healthy kids corporation. (Wallner, Merr 24; Nordgren, Graf 10; Larsen, Dist 15: Health, Human Services and Elderly Affairs)

HB 402, relative to the use of revenues of the fish and game department. (Pfaff, Merr 11: Finance)

HB 403, prohibiting the use of trotlines to take fish. (L'Heureux, Hills 18: Wildlife and Marine Resources)

HB 404, establishing a committee to study providing universal catastrophic health coverage by establishing a statewide catastrophic risk pool. (Allen, Hills 1: Commerce)

HB 405-L, relative to standardizing the requirements for the design and specifications of septic systems. (Camm, Rock 17: Resources, Recreation and Development)

HB 406, relative to environmental disclosure by electric power facilities. (Below, Graf 13: Science, Technology and Energy)

HB 407, relative to absentee voting. (Holden, Hills 14; Belvin, Hills 14; Dokmo, Hills 14; M. Fuller Clark, Rock 36; Bergin, Hills 16: Election Law)

HB 408, relative to using name stickers on election ballots. (Kenney, Carr 6; McKinley, Straf 2: Election Law)

HB 409, requiring nonprofit educational organizations and certain hospitals to file certain forms with the director of charitable trusts. (Cushing, Rock 22: Commerce)

HB 410, allowing mental health counselors and marriage and family therapists to obtain third party payments for services rendered which would otherwise qualify for such payments. (O'Rourke, Hills 39; Sargent, Hills 3; J. White, Hills 40: Commerce)

HB 411-L, authorizing municipalities to issue bonds for the purpose of defraying the cost of purchasing or taking public utility property. (C. Below, Graf 13; J. Bradley, Carr 8; Whipple, Dist 8: Science, Technology and Energy)

HB 412, relative to motor carrier safety rules and repealing certain obsolete statutes relating to motor vehicles. (Malcolm, Rock 22; J. McCarthy, Rock 24: Transportation)

HB 413, expanding the authority of the commissioner of the department of transportation to use a certain appropriation to purchase airports. (Weyler, Rock 18: Public Works and Highways)

HB 414, authorizing the commissioner of the department of safety to adopt rules imposing late fees for the impaired driver intervention programs. (C. Brown, Graf 14; Blaisdell, Dist 10: Criminal Justice and Public Safety) 97-0101

HB 415, establishing speed limits for OHRVs traveling on the frozen surface of Back Lake in the town of Pittsburg. (G. Merrill, Coos 1: Transportation)

HB 416, relative to sentencing for juvenile delinquents. (Gagnon, Hills 48; Lozeau, Hills 30; Chabot, Hills 48; Morello, Hills 38; Criminal Justice and Public Safety)

HB 417, relative to ballot certification for political parties. (Weber, Graf 11; Buckley, Hills 44; Cobbin, Graf 11: Election Law)

HB 418, prohibiting the land application of sludge or biosolids containing amounts of heavy metals over certain limits. (Owen, Merr 6; Pignatelli, Dist 13: Environment and Agriculture)

HB 419, requiring daytime running lights on motor vehicles. (Arnold, Hills 20: Transportation)

HB 420, relative to administrative review of suspended or revoked motor vehicle licenses. (Musler, Straf 6; Dodge, Rock 4: Criminal Justice and Public Safety)

HB 421, amending the law against discrimination to prohibit discrimination on the basis of sexual orientation. (McCann, Straf 11; DeChane, Straf 6; Keans, Straf 16; Ham, Graf 4; Frechette, Rock 33; Cohen, Dist 24: Judiciary and Family Law)

HB 422-L, exempting initial bond issues from the 10 percent limitation on exceeding appropriations recommended by the budget committee. (Cooney, Rock 26; Major, Rock 16: Municipal and County Government)

HB 423-L, relative to the elderly exemption from the property tax. (MacGillivray, Hills 21: Local and Regulated Revenues)

HB 424, postponing the implementation of alternative fuel motor vehicle fleet requirements for 2 years. (MacGillivray, Hills 21; Kaen, Straf 7; J. Bradley, Carr 8: Science, Technology and Energy)

HB 425, relative to the regulation of pharmacists. (Dyer, Hills 8: Executive Departments and Administration)

HB 426, establishing a committee to study the rules and regulations regarding the administration of medications in long-term care facilities. (L. Foster, Hills 10; Manning, Ches 9; MacGillivray, Hills 21: Health, Human Services and Elderly Affairs)

HB 427-L, allowing a municipality to adopt a local meals and rooms tax. (M. Fuller Clark, Rock 36: Local and Regulated Revenues)

HB 428-FN-, known as the Maggie Boyle Terninko Act, repealing RSA 430:49, the law preempting local regulation of pesticides. (Cushing, Rock 22; Owen, Merr 6; O'Keefe, Rock 21; Hollingworth, Dist 23: Environment and Agriculture)

HB 429, establishing a committee to study unemployment compensation as it relates to the contingent work force and to women workers. (Mears, Coos 7; Hawkinson, Coos 7; McGovern, Rock 35; Keans, Straf 16; K. Wheeler, Dist 21: Labor, Industrial and Rehabilitative Services)

HB 430, relative to registration of political committees. (Flanagan, Rock 14: Election Law)

HB 431, relative to the appointment of attorneys and guardians ad litem, and eliminating certain de novo hearings under certain laws related to child protection. (J. Brown, Straf 17: Judiciary and Family Law)

HB 432, increasing the wager limit on games of chance from \$1 to \$5. (Dawe, Hills 33; J. Clemons, Hills 31; Pignatelli, Dist 13: Local and Regulated Revenues)

HB 433, relative to discharge from New Hampshire hospital. (R. Foster, Carr 10; Haettenschwiller, Hills 29; Russman, Dist 19: Judiciary and Family Law)

HB 434, relative to milk products of sheep and goats and milk producer permits and allowing the commissioner of the department of health and human services to impose certain administrative fines. (Crosby, Merr 20: Health, Human Services and Elderly Affairs)

HB 435-FN-L, relative to liens placed on property by towns and cities for money spent on assisted persons. (Golden, Belk 5: Commerce)

HB 436-FN-L, establishing restrictions in building aid for conversions of area schools to cooperative school districts, and relative to increasing or decreasing grades in cooperative school districts. (McKinley, Straf 2; Champagne, Ches 19; Thulander, Hills 6; Rubens, Dist 5: Education)

HB 437-FN-L, relative to certain health officers. (Haettenschwiller, Hills 29; Hill, Graf 1: Health, Human Services and Elderly Affairs)

HB 438-FN, allowing the court to impose certain chemical treatments on repeat child molesters. (Herman, Hills 13: Criminal Justice and Public Safety)

HB 439-FN, establishing a procedure for reporting on abortions. (Herman, Hills 13: Judiciary and Family Law)

HB 440-FN, changing the legislative mileage formula. (Jacobson, Merr 2; Arnold, Hills 20: Legislative Administration)

HB 441, relative to the ballot law commission. (Emerton, Hills 7; Flanagan, Rock 14: Election Law)

HB 442, requiring insurers to cover certain costs associated with reconstructive surgery after a mastectomy. (Snyder, Straf 14; M. Fuller Clark, Rock 36; Keans, Straf 16; Belvin, Hills 14; L. Foster, Hills 10; K. Wheeler, Dist 21: Commerce)

HB 443, relative to push-polling. (Teschner, Graf 5; Fields, Hills 18; Malcolm, Rock 22; Hinman, Graf 7; P. Krueger, Merr 7; Pignatelli, Dist 13; Rubens, Dist 5; Russman, Dist 19; Larsen, Dist 15: Election Law)

HB 444, extending the reporting date for the house committee to study the state investigation of the late John C. Fairbanks. (Cobbin, Graf 11; Varrell, Rock 9; Guaraldi, Graf 14: Judiciary and Family Law)

HB 445, extending the reporting date of the paperless title system study committee. (Fesh, Rock 13; Bartlett, Belk 6; Packard, Rock 29; G. Katsakiores, Rock 13: Transportation)

HB 446, prohibiting candidates of one party from accepting the nomination of another party. (Arnold, Hills 20; M. Brown, Merr 10: Election Law)

HB 447, eliminating the grandfather clause for licensure of professional engineers. (Alger, Graf 9: Executive Departments and Administration)

HB 448, relative to the trust fund for the prevention of child abuse and neglect. (Nordgren, Graf 10; Wallner, Merr 24; C. Moore, Merr 19; Pignatelli, Dist 13; Podles, Dist 16; Cohen, Dist 24: Judiciary and Family Law)

HB 449, regulating the self-storage industry. (Robertson, Ches 18: Commerce)

HB 450, relative to accessing directory information as defined by the Family Educational Rights and Privacy Act. (Champagne, Ches 19: Education)

HB 451, providing that health care providers shall determine the appropriate course of patient treatment. (Morello, Hills 38; Hess, Merr 11; M. Fuller Clark, Rock 36; Russman, Dist 19: Commerce)

HB 452, establishing a legislative oversight committee on telecommunications restructuring and relative to aggregation of telecommunications services customers by municipalities and counties. (J. Bradley, Carr 8; MacGillivray, Hills 21: Science, Technology and Energy)

HB 453, relative to the bank commissioner's regulation of sales finance companies and retail sellers. Commerce. (Hunt, Ches 10: Commerce)

HB 454, relative to food service establishments. (Haettenschwiller, Hills 29: Health, Human Services and Elderly Affairs)

HB 455-FN-L, relative to a preliminary breath test for alcohol concentration. (Christie, Rock 22; Dolan, Rock 12; Knowles, Straf 11; Dodge, Rock 4; Simmons, Rock 25; Barnes, Dist 17; Hollingworth, Dist 23: Criminal Justice and Public Safety)

HB 456-FN, relative to child custody when a parent has intentionally killed the other parent. (Lovett, Graf 6; Salatiello, Belk 2: Judiciary and Family Law)

HB 457-FN, requiring all state agencies, departments, and commissions in all 3 branches of government to have a presence on "WEBSTER" by January 1, 1998, and designating the state library as the official repository of public information. (Holley, Hills 28; Lamach, Merr 3; Drabinowicz, Hills 36; Hunt, Ches 10; Hansen, Hills 2; Larsen, Dist 15: Executive Departments and Administration)

HB 458-FN, relative to the elements of simple assault and relative to certain persons with prior convictions for first degree, second degree, or simple assault. (Knowles, Straf 11: Criminal Justice and Public Safety)

HB 459-FN, establishing a graduated driver's license and related penalties for persons under 18 years of age. (L'Heureux, Hills 18; Christie, Rock 22; P. Katsakiores, Rock 13; M. Fuller Clark, Rock 36; Gleason, Rock 13; Roberge, Dist 9; Johnson, Dist 3; Pignatelli, Dist 13; K. Wheeler, Dist 21; Russman, Dist 19: Transportation)

HB 460-FN, relative to authorizing treatment for persons involuntarily admitted to New Hampshire hospital. (R. Foster, Carr 10; Haettenschwiller, Hills 29; Manning, Ches 9; Russman, Dist 19: Judiciary and Family Law)

HB 461-FN, authorizing the New Hampshire hospital and the department of transportation to settle claims when the amount is less than \$500. (C. Brown, Graf 14; Blaisdell, Dist 10: Executive Departments and Administration)

HB 462-FN, relative to acknowledgment of DWI laws by persons under 21 years of age. (Christie, Rock 22; Dolan, Rock 12; Knowles, Straf 11; Dodge, Rock 4; Simmons, Rock 25; Barnes, Dist 17; Hollingworth, Dist 23; Pignatelli, Dist 13: Criminal Justice and Public Safety)

HB 463-FN, relative to aerial spraying of herbicides. (Hall, Hills 20: Environment and Agriculture)

HB 464-FN, regarding notice provisions for waxes applied to fresh fruit. (Hall, Hills 20; Dokmo, Hills 14; Roberge, Dist 9; Pignatelli, Dist 13: Commerce)

HB 465-FN, requiring the legislature to consider a list of factors in determining whether to regulate a previously unregulated profession. (Emerton, Hills 7: Executive Departments and Administration)

HB 466-FN, requiring administrative rules to be available to the public at the state library before they take effect. (Lamach, Merr 3: Executive Departments and Administration)

HB 467-FN, relative to felonious activities relating to wireless telephone cloning. (L. Foster, Hills 10; Below, Graf 13; Fraser, Dist 4; Gordon, Dist 2; J. King, Dist 18: Criminal Justice and Public Safety)

HB 468-LOCAL, eliminating a requirement that registers of deeds keep original copies of officers' returns of attachments and writs of execution on file permanently. (Noyes, Rock 26; Stickney, Rock 26: Municipal and County Government)

HB 469, relative to the rules of the board of dental examiners. (Copenhaver, Graf 10: Executive Departments and Administration)

HB 470, implementing recommendations of the Centers for Disease Control and Prevention relative to the laws requiring a prescription to possess hypodermic needles and modifying the drug paraphernalia laws applying to syringes. (Copenhaver, Graf 10; O'Keefe, Rock 21; C. Moore, Merr 19: Health, Human Services and Elderly Affairs)

HB 471, relative to the method of refund of the road toll paid by private school bus companies. (Mock, Carr 3; W. Williams, Graf 3; MacNeil, Graf 7; Gordon, Dist 2: Public Works and Highways)

HB 472, establishing the council for children and adolescents with chronic health conditions. (Nordgren, Graf 10; Wallner, Merr 24; C. Moore, Merr 19; Fraser, Dist 4: Health, Human Services and Elderly Affairs)

HB 473, relative to the use of watercraft and boats on the waters of Chocorua Lake in the town of Tamworth. (Mock, Carr 3: Transportation)

HB 474-L, allowing local treasurers to invest in collateralized money markets with major investments. (McKinney, Rock 29: Municipal and County Government)

HB 475, requiring a study on overweight and over-dimension vehicle permits and, in particular, permits for manufactured housing units. (Burnham, Ches 8: Public Works and Highways)

HB 476, establishing the New Hampshire council on drug abuse prevention. (Leber, Merr 1: Health, Human Services and Elderly Affairs)

HB 477, prohibiting aircraft from landing and taking off on a certain portion of the Pemigewasset River. (Salatiello, Belk 2; Gordon, Dist 2: Transportation)

HB 478, requiring certain notices to be posted at certain job sites for purposes of workers' compensation. (Donald Welch, Hills 48; Mears, Coos 7; F. King, Dist 1; J. King, Dist 18: Labor, Industrial and Rehabilitative Services)

HB 479, establishing a committee to study the merits of installation of dual pipe and tank septic systems. (Lefebvre, Hills 31; Owen, Merr 6: Resources, Recreation and Development)

HB 480, revising the law relative to protection of persons from domestic violence. (Knowles, Straf 11; Christie, Rock 22; Allison, Sull 10; Woods, Rock 25; Cohen, Dist 24; Fraser, Dist 4; Hollingworth, Dist 23; Barnes, Dist 17: Criminal Justice and Public Safety)

HB 481, relative to financial reporting requirements for political candidates. (Almy, Graf 14; Flanagan, Rock 14; P. Krueger, Merr 7; Below, Graf 13; Larsen, Dist 15: Election Law)

HB 482, relative to the access and development of interstate computer network systems. (Connolly, Graf 1: Science, Technology and Energy)

HB 483, relative to regulation of securities. (Flanagan, Rock 14: Commerce)

HB 484, relative to registration of certain voters who vote by absentee ballot. (Flanagan, Rock 14: Election Law)

HB 485, relative to limited electrical energy producers. (Below, Graf 13; J. Bradley, Carr 8: Science, Technology and Energy)

HB 486, relative to a study of Route 3A. (D'Allesandro, Hills 46: Public Works and Highways)

HB 487, relative to the distribution of tobacco products. (Nordgren, Graf 10; Holt, Hills 35; Buckley, Hills 44; R. Foster, Carr 10; Hollingworth, Dist 23; Cohen, Dist 24; Fraser, Dist 4: Commerce)

CACR 15, relating to requiring that the attorney general be elected. Providing that the attorney general be chosen biennially in the general election. (Weber, Graf 11; Hemon, Straf 11: Election Law)

CACR 16, relating to: the election of judges and judicial pensions. Providing that: judges be elected for specified terms and that no judge shall receive a pension from public funds. (Weber, Graf 11; Hemon, Straf 11; P. Taylor, Hills 34; Cobbin, Graf 11: Judiciary and Family Law)

CACR 17, relating to: the appointment of supreme, superior, and probate court judges. Providing that: supreme, superior, and probate court judges be appointed for specified terms. (McCann, Straf 11; Cobbin, Graf 11: Judiciary and Family Law)

CACR 18, relating to: references to the governor in the constitution. Providing that: all references to the governor in the constitution shall be gender neutral. (Cushing, Rock 22; Below, Graf 13; Hunt, Ches 10; J. King, Dist 18; Cohen, Dist 24: Executive Departments and Administration)

CACR 19, relating to: the election of the speaker of the house, senate president, and other officers. Providing that: the speaker of the house, senate president, and other officers shall be elected from among the respective body's membership. (Flanagan, Rock 14; Langley, Rock 24: Legislative Administration)

CACR 20, relating to: the appointment and terms of probate court judges. Providing that: all probate court judges be full-time and subject to term limits. (McCann, Straf 11; Cobbin, Graf 11: Judiciary and Family Law)

HCR 4, petitioning the Congress of the United States to propose an amendment to the Constitution of the United States for submission to the states to establish a mechanism for nullification of federal laws and regulations when the states determine that such laws or regulations exceed the authority of the federal government under the Constitution of the United States. (Root, Graf 8; Guaraldi, Graf 14; Weber, Graf 11; Cobbin, Graf 11: State-Federal Relations and Veterans Affairs)

HCR 5, petitioning the Congress of the United States to enact legislation that requires Congress to specify the constitutional authority for the enactment of law and that prohibits agency rules or regulations from preempting or otherwise interfering with state or local powers without express statutory authority. (Root, Graf 8; Guaraldi, Graf 14; Weber, Graf 11; Cobbin, Graf 11: State-Federal Relations and Veterans Affairs)

HCR 6, petitioning the Congress of the United States to propose an amendment to the Constitution of the United States for submission to the states to provide the states a method of offering amendments to the Constitution of the United States. (Root, Graf 8; Guaraldi, Graf 14; Weber, Graf 11: State-Federal Relations and Veterans Affairs)

HCR 7, petitioning the Congress of the United States to propose an amendment to the Constitution of the United States for submission to the states to prohibit the federal government from imposing regulatory mandates, unfunded mandates, and spending conditions, which conditions are unrelated to the actual expenditures of funds allocated by Congress. (Root, Graf 8; Guaraldi, Graf 14; Weber, Graf 11; Cobbin, Graf 11: State-Federal Relations and Veterans Affairs)

HCR 8, urging Congressional delegates to propose Congressional term limits. (Murch, Hills 31; D. Wheeler, Dist 11: State-Federal Relations and Veterans Affairs)

HR 12, urging that impeachment proceedings be instituted posthumously against the late John C. Fairbanks. (Cobbin, Graf 11; Varrell, Rock 9; Guaraldi, Graf 14: Judiciary and Family Law)

HR 13, recognizing Bob Dole's many years of public service and dedication to our country. (Vaillancourt, Hills 44: State-Federal Relations and Veterans Affairs)

RECESS
(Rep. Schotanus in the Chair)
RESOLUTION

Rep. Patten offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 488 through 583, Constitutional Amendment Concurrent Resolution numbered 21, House Concurrent Resolutions numbered 9 through 11, House Joint Resolutions numbered 1 through 3 and House Resolutions numbered 14 and 15, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS, CACRS, HCRS, HJRS AND HRS
First, second reading and referral

HB 488-FN, relative to involuntary admission to the state hospital on an emergency basis. (Manning, Ches 9; Sargent, Hills 3; R. Foster, Carr 10; Chabot, Hills 48; C. Moore, Merr 19; Gordon, Dist 2; K. Wheeler, Dist 21: Health, Human Services and Elderly Affairs)

HB 489-L, requiring an annual cost of living adjustment for elderly exemptions to the property tax. (Herman, Hills 13: Local and Regulated Revenues)

HB 490, relative to the confidentiality of medical records. (Mittelman, Hills 37; C. Moore, Merr 19: Health, Human Services and Elderly Affairs)

HB 491, establishing a house committee to study the institution of a state property tax. (Amidon, Hills 9: Finance)

HB 492, relative to the refund of unused insurance premiums for insurance policies sold by motor vehicle dealers. (Mirski, Graf 12: Commerce)

HB 493, relative to prohibiting the sale of opportunities for the taking of fish and game by certain property owners. (Mirski, Graf 12: Wildlife and Marine Resources)

HB 494-FN, relative to house bills and constitutional authority. (Mirski, Graf 12: Legislative Administration)

HB 495, prohibiting registered lobbyists from serving on the legislative ethics committee. (McCann, Straf 11; Cobbin, Graf 11; Hilliard, Straf 14: Legislative Administration)

HB 496, requiring all land application of sludge or biosolids to comply with certain best management practices and relative to an exceptional quality exclusion. (Owen, Merr 6; Pignatelli, Dist 13: Environment and Agriculture)

HB 497, excluding domestic septage from regulation as sludge or biosolids. (Owen, Merr 6; Sen. Pignatelli, Dist 13: Environment and Agriculture)

HB 498-FN-A, establishing a New Hampshire farm museum and making an appropriation therefor. (Owen, Merr 6; Heath, Rock 20: Environment and Agriculture)

HB 499, establishing a committee to study the provision by the state of certain economic, medical, and social support services to individuals whose misconduct resulted in the need for service. (Rosen, Belk 7; Holt, Hills 35; L. Jean, Hills 17; Noyes, Rock 26; Johnson, Dist. 3: Health, Human Services and Elderly Affairs)

HB 500, relative to membership on the retirement system board of trustees. (B. Moore, Rock 21; Cohen, Dist 24; Russman, Dist 19: Executive Departments and Administration)

HB 501, including blindness in the special education provisions, and allowing attorneys to act as neutrals in special education dispute resolution. (McKinley, Straf 2; Rubens, Dist 5: Education)

HB 502, placing limitations on warrant articles at special meetings. (Burke, Hills 15; Bartlett, Belk 6; Dodge, Rock 4; Kobel, Rock 6; McGough, Hills 18; Rubens, Dist 5; Roberge, Dist 9; D. Wheeler, Dist 11; Francoeur, Dist 14; Johnson, Dist 3: Municipal and County Government)

HB 503-FN-L, relative to direct recall elections. (D'Allesandro, Hills 46; Ferguson, Hills 13; McCann, Straf 11: Election Law)

HB 504-L, relative to the property tax obligation for real estate used as rental housing by qualified nonprofit charitable organizations. (Dolan, Rock 12; M. Fuller Clark, Rock 36; Cohen, Dist 24: Local and Regulated Revenues)

HB 505, revising provisions relative to smoking in indoor public places. (Holt, Hills 35; Nordgren, Graf 10; A. Pelletier, Straf 12; Below, Graf 13; K. Wheeler, Dist 21: Commerce)

HB 506, prohibiting all smoking in any restaurant where serving food is the primary function. (A. Pelletier, Straf 12; Holt, Hills 35; Nordgren, Graf 10; Richardson, Ches 12; K. Wheeler, Dist 21: Commerce)

HB 507-A, relative to the expansion of veterans' home facilities and making an appropriation therefor. (David Welch, Rock 18; Drabinowicz, Hills 36; Laflam, Belk 2; Vaughn, Rock 35; Mock, Carr 3; Barnes, Dist 17; Fraser, Dist 4; Blaisdell, Dist 10; Hollingworth, Dist 23; Gordon, Dist 2: Public Works and Highways)

HB 508, relative to mandatory automobile insurance. (Boriso, Belk 1; Peter Cote, Hills 32: Commerce)

HB 509-A, relative to repairing and resurfacing the access road to the Gunstock Ski Area. (Rosen, Belk 7; Rice, Belk 7; Bartlett, Belk 6; Ziegra, Belk 5; Laflam, Belk 2; Fraser, Dist 4; Johnson, Dist 3; Gordon, Dist 2: Public Works and Highways)

HB 510, relative to delivery of beverages by wholesale distributors. (McGovern, Rock 35: Local and Regulated Revenues)

HB 511-FN-L, requiring health insurers to provide coverage for certain supplies and services necessary in the treatment of diabetes. (Copenhaver, Graf 10; Ziegra, Belk 5; Amidon, Hills 9; Schotanus, Sull 3; Barnes, Dist 17: Commerce)

HB 512-FN, requiring mediation in domestic cases involving minor children. (K. Rogers, Merr 22: Judiciary and Family Law)

HB 513-FN, limiting the operational expenses of the sweepstakes commission to 10 percent of the gross revenue. (McCann, Straf 11; Snyder, Straf 14: Finance)

HB 514-FN, relative to penalties for driving while intoxicated or under the influence of drugs for persons under 21 years of age. (Christie, Rock 22; Dolan, Rock 12; Knowles, Straf 11; Dodge, Rock 4; Simmons, Rock 25; Barnes, Dist 17; Hollingworth, Dist 23: Criminal Justice and Public Safety)

HB 515-FN, establishing the New Hampshire commission on the status of fatherhood. (Bickford, Straf 1: Judiciary and Family Law)

HB 516-FN, increasing the fuel oil discharge cleanup fund fee. (Holbrook, Belk 7: Finance)

HB 517-FN, relative to aggravated felonious sexual assault. (Knowles, Straf 11: Criminal Justice and Public Safety)

HB 518-FN, requiring administrative agents to obtain warrants based upon probable cause to perform searches or inspections. (Cobbin, Graf 11: Judiciary and Family Law)

HB 519-FN, relative to regulating heating installers. (L. Foster, Hills 10: Executive Departments and Administration)

HB 520, establishing the bureau of gaming enforcement within the division of state police. (C. Brown, Graf 14: Executive Departments and Administration)

HB 521-L, relative to the definition of terms and conditions of employment and to the subjects of bargaining in the public employee labor relations law. (Mears, Coos 7; Pfaff, Merr 11: Labor, Industrial and Rehabilitative Services)

HB 522-L, requiring a separate vote of the legislative body of a local governing unit before moneys may be appropriated to organizations that conduct registered lobbying activities. (Root, Graf 8; Weber, Graf 11; Cobbin, Graf 11; D. Wheeler, Dist 11: Municipal and County Government)

HB 523, relative to the appointment of guardians ad litem. (Keans, Straf 16; Podles, Dist 16: Judiciary and Family Law)

HB 524-FN-A, extending the reporting dates and the prospective repeal date for the state veterans cemetery oversight committee, establishing the New Hampshire state veterans cemetery, relative to the administration of the cemetery, and making appropriations therefor. (Fenton, Hills 24: Public Works and Highways)

HB 525-L, relative to Braille instruction for functionally blind pupils. (Gagnon, Hills 48; S. Holley, Hills 28; Rice, Belk 7; C. Williams, Hills 39; Rosen, Belk 7; Johnson, Dist 3; Podles, Dist 16; K. Wheeler, Dist 21; Blaisdell, Dist 10: Education)

HB 526, clarifying that no other business entity may assume a name which is the same as or deceptively similar to the registered name of a New Hampshire real estate trust. (Aranda, Rock 13; Russman, Dist 19: Commerce)

HB 527, classifying smoke bombs as permissible fireworks. (Hunter, Hills 7; Fenton, Hills 24; Rubin, Rock 25: Criminal Justice and Public Safety)

HB 528-L, relative to municipal water, gas and electric utilities. (J. Bradley, Carr 8; Below, Graf 13; Guay, Coos 6; MacGillivray, Hills 21; Johnson, Dist 3; Hollingworth, Dist 23, J. King, Dist 18: Science, Technology and Energy)

HB 529, relative to excluding from the definition of subdivision the placement and maintenance of wireless communication facilities. (Boutin, Hills 37; E. Smith, Ches 6; Danais, Dist 20: Municipal and County Government)

HB 530-FN-A, establishing civil action filing fee surcharges to fund civil legal assistance to lowincome persons and continually appropriating a special fund. (Hager, Merr 18: Judiciary and Family Law)

HB 531-FN, increasing the amount superior court bailiffs are paid per day. (Pepino, Hills 40: Finance)

HB 532-FN, relative to the transportation of alcoholic beverages by a minor. (Christie, Rock 22; Dolan, Rock 12; Dodge, Rock 4; Simmons, Rock 25; Barnes, Dist 17; Hollingworth, Dist 23; Pignatelli, Dist 13: Criminal Justice and Public Safety)

HB 533-FN, making technical corrections in the liquor laws. (Avery, Ches 8; R. Kelley, Hills 18; Cohen, Dist 24: Local and Regulated Revenues)

HB 534, establishing a committee to study the New Hampshire highway and bridge infrastructure. (Boutin, Hills 37; Dowling, Rock 13; Calawa, Hills 17; Cooper, Carr 2; Avery, Ches 8; Gordon, Dist 2; Danaïs, Dist 20; Cohen, Dist 24; J. King, Dist 18; Johnson, Dist 3: Public Works and Highways)

HB 535, relative to the regulation of architects. (Belvin, Hills 14: Executive Departments and Administration)

HB 536, requiring certain dam owners to develop emergency action plans, prohibiting the construction of any dam without a permit, and clarifying the process for issuing orders for dam repair. (Ziegra, Belk 5; Bartlett, Belk 6; Dickinson, Carr 2; Salatiello, Belk 2; Golden, Belk 5; Fraser, Dist 4; Johnson, Dist 3; Russman, Dist 19: Resources, Recreation and Development)

HB 0537-FN, relative to the practice of allied health professionals. (A. Torr, Straf 12; Steere, Ches 11; Dodge, Rock 4: Health, Human Services and Elderly Affairs)

HB 538, requiring every pupil receiving state-funded scholarships or grants for postsecondary education to pass a drug test as a condition for receiving such funds, and requiring repayment of such moneys upon conviction of a drug-related offense. (McGough, Hills 18; L'Heureux, Hills 18; Rubens, Dist 5: Education)

HB 539-L, relative to the tax lien process for quarterly tax bills in the city of Concord. (Fraser, Merr 21; Dunn, Merr 24; Larsen, Dist 15: Local and Regulated Revenues)

HB 540, establishing a committee to study the possibility of requiring government agencies to provide a training and development policy instead of the current method of policing, penalizing, and fining business owners for infractions of the law. (D. Lawton, Belk 1: Executive Departments and Administration)

HB 541, relative to long-term care insurance. (Kurk, Hills 5: Commerce)

HB 542-FN-L, requiring municipalities to include certain information with property tax bills. (Guay, Coos 6: Municipal and County Government)

HB 543-L, relative to valuation of aeronautical facilities for purposes of payments in lieu of property taxes. (Steere, Ches 11; Metzger, Ches 13; Lynott, Ches 11: Municipal and County Government)

HB 544, relative to reconstruction or repair of boathouses which are suitable for use as dwellings. (Dickinson, Carr 2; Blanchard, Rock 34; M. Whalley, Merr 5; Patenaude, Dist 7: Resources, Recreation and Development)

HB 545, making the term of the attorney general coterminous with that of the governor. (Below, Graf 13; A. Merrill, Straf 8; Vachon, Straf 4; Burling, Sull 1; Cohen, Dist 24: Executive Departments and Administration)

HB 546, relative to the form of the presidential primary election ballots. (Flanagan, Rock 14: Election Law)

HB 547, relative to granting permits to build certain structures on shoreline property. (Dickinson, Carr 2; M. Whalley, Merr 5; Lovett, Graf 6: Resources, Recreation and Development)

HB 548-FN, limiting access to certain business records. (Dickinson, Carr 2; Hunt, Ches 10; Kenney, Carr 6; Cooper, Carr 2; B. Gage, Rock 26; Johnson, Dist 3; F. King, Dist 1: Commerce)

HB 549, relative to service-connected military or coast guard disability compensation in the determination of alimony or separate maintenance. (Varrell, Rock 9; Rubin, Rock 25; Bonneau, Ches 2; Nowe, Rock 3; Cobbin, Graf 11: Judiciary and Family Law)

HB 550, relative to certain social security disability compensation in the determination of alimony or separate maintenance. (Varrell, Rock 9; Rubin, Rock 25; Bonneau, Ches 2; Nowe, Rock 3; Cobbin, Graf 11: Judiciary and Family Law)

HB 551-L, allowing municipalities to grant retired persons over 65 years of age a property tax credit and a property tax cap. (Larrabee, Merr 9: Local and Regulated Revenues)

HB 552-L, clarifying the authority of municipalities to regulate the use of their highways which provide sole access to properties in adjoining municipalities. (Metzger, Ches 13; M. Whalley, Merr 5; Rubens, Dist 5: Municipal and County Government)

HB 553-L, relative to a right to farm. (McRae, Hills 7: Environment and Agriculture)

HB 554, relative to damages in suits brought by administrators of an estate. (Keans, Straf 16: Judiciary and Family Law)

HB 555, exempting an individual's pensions and individual retirement accounts from bankruptcy attachment. (M. Fuller Clark, Rock 36; K. Wheeler, Dist 21: Judiciary and Family Law)

HB 556-L, authorizing municipalities to refund a portion of fees for municipal registration permits. (Alger, Graf 9; Maxfield, Merr 9; Ferguson, Hills 13; Manning, Ches 9; A. Merrill, Straf 8; Gordon, Dist 2: Local and Regulated Revenues)

97-0220

HB 557-FN-L, establishing a welfare reserve fund and relative to a city or town's liability for general assistance. (Kurk, Hills 5: Health, Human Services and Elderly Affairs)

HB 558-FN, relative to life imprisonment for persons who have committed 3 or more serious violent felonies. (Hess, Merr 11; Pepino, Hills 40: Criminal Justice and Public Safety)

HB 559-FN, relative to crimes against persons under 13 years of age. (MacIntyre, Hills 18; Letendre, Hills 15; Roberge, Dist 9: Criminal Justice and Public Safety)

HB 560-FN, relative to penalties for introduction of boats and seaplanes from waters infested with milfoil or zebra mussels into clean lakes or ponds. (Lovett, Graf 6; French, Merr 3; Ziegra, Belk 5; Dickinson, Carr 2; W. Williams, Graf 3; Gordon, Dist 2; Johnson, Dist 3: Resources, Recreation and Development)

HB 561-FN, relative to certain marine patrol personnel. (Lovett, Graf 6: Resources, Recreation and Development)

HB 562-FN-A, imposing a tax on gambling winnings over \$5 to fund kindergarten and continually appropriating a special fund. (McCann, Straf 11; Vaillancourt, Hills 44; Snyder, Straf 14: Finance)

HB 563-FN-A, relative to a tax on telecommunications easements. (Below, Graf 13; Larsen, Dist 15: Finance)

HB 564-FN-A, increasing the cigarette tax and designating a portion of the revenue for anti-smoking programs aimed at teenagers. (C. Brown, Graf 14; Wheeler, Hills 7; Flint, Sull 4; Buckley, Hills 44: Finance)

HB 565-FN, relative to penalties for joy-riding and car theft across state lines. (Durham, Hills 22: Criminal Justice and Public Safety)

HB 566-FN-A-L, preserving a municipality's authority to tax an electric generation plant as real estate when the plant is unregulated and increasing the franchise tax. (J. Bradley, Carr 8: Local and Regulated Revenues)

HB 567-FN-L, relative to administration of vital records. (Emerton, Hills 7: Health, Human Services and Elderly Affairs)

HB 568-FN, relative to the oath of office for attorneys and the penalty for failure to fulfill the oath. (Hemon, Straf 11; McCann, Straf 11; Weber, Graf 11; P. Taylor, Hills 34; Cobbin, Graf 11: Judiciary and Family Law)

HB 569-FN-A-L, creating a New Hampshire securities transfer excise tax and a continually appropriated fund. (Hemon, Straf 11: Finance)

HB 570-FN, establishing a procedure for appointment of independent counsel in New Hampshire. (Hemon, Straf 11; Weber, Graf 11; P. Taylor, Hills 34; Cobbin, Graf 11: Judiciary and Family Law)

HB 571-FN-A, funding services for developmentally disabled persons with severe disabilities and making an appropriation therefor and relative to full funding of services to developmentally disabled persons. (Burnham, Ches 8; Wallner, Merr 24; C. Moore, Merr 19; Manning, Ches 9; Ferguson, Hills 13; Blaisdell, Dist 10; K. Wheeler, Dist 21; J. King, Dist 18: Finance)

HB 572-FN, relative to town, city, and county treasurers and to the state treasurer. (Dyer, Hills 8: Executive Departments and Administration)

HB 573-FN, repealing administrative suspension of driver's licenses for driving while intoxicated. (W. Williams, Graf 3; Dickinson, Carr 2; Mirski, Graf 12: Criminal Justice and Public Safety)

HB 574-FN-A-L, imposing a flat tax to replace certain state and local taxes. (W. Williams, Graf 3; Lovett, Graf 6; Mirski, Graf 12: Finance)

HB 575, authorizing the commissioner of the department of environmental services to accept environmental standards developed by the International Standards Organization (ISO) in place of certain permits and certification requirements. (Aranda, Rock 13; Musler, Straf 6; Teschner, Graf 5; Trelfa, Graf 2: Environment and Agriculture)

HB 576, relative to anonymous political campaign literature or communications. (Cobbin, Graf 11; McCann, Straf 11: Election Law)

HB 577-FN-A-L, relative to funding statewide kindergarten and making an appropriation therefor. (D. White, Hills 25; Grassie, Straf 19; Pignatelli, Dist 13: Education)

HB 578-FN-A-L, providing for property tax relief and making an appropriation therefor. (Kurk, Hills 5; Teschner, Graf 5; J. Bradley, Carr 8; P. Krueger, Merr 7; Fraser, Dist 4; Rubens, Dist 5; Blaisdell, Dist 10; Larsen, Dist 15; Gordon, Dist 2: Finance)

HB 579-FN-L, providing that a person who, having obtained a restraining order against an abuser and having made all reasonable efforts to preserve employment, leaves a job in order to protect himself or herself from domestic abuse, shall not be denied unemployment compensation. (Cushing, Rock 22; J. Kelley, Rock 22; Perkins, Hills 5; Larsen, Dist 15: Labor, Industrial and Rehabilitative Services)

HB 580-FN, requiring that loans for purposes of purchasing manufactured housing be considered mortgages. (L. Foster, Hills 10: Commerce)

HB 581-FN, authorizing the department of environmental services to issue permits in emergency situations, expanding the exemptions for excavating and dredging permits, and establishing a notification process for the replacement and repair of existing legal structures. (Dickinson, Carr 2; Adler, Sull 5; M. Whalley, Merr 5; Crowell, Merr 2; Lovett, Graf 6; Patenaude, Dist 7; F. King, Dist 1: Resources, Recreation and Development)

HB 582-FN, relative to medicaid rate setting. (Amidon, Hills 9; Sargent, Hills 3; Wallner, Merr 24; Blaisdell, Dist 10; Fraser, Dist 4; F. King, Dist 1: Health, Human Services and Elderly Affairs)

HB 583-FN-L, relative to felonious disarming of a law enforcement officer. (Pepino, Hills 40: Criminal Justice and Public Safety)

CACR 21, relating to a balanced budget. Providing that the governor be prohibited from proposing, and the general court be prohibited from approving, an operating budget in which expenditures exceed estimated revenue. (Leber, Merr 1; M. Brown, Merr 10: Finance)

HCR 9, urging the governor and general court to take action to bring about property tax relief. (French, Merr 3; Burnham, Ches 8; Ferguson, Hills 13; McCann, Straf 11; K. Wheeler, Dist 21; Whipple, Dist 8: Local and Regulated Revenues)

HCR 10, urging recognition of the contributions made by the Irish potato famine immigrants and observation of the 150th anniversary of the Great Hunger. (Cushing, Rock 22; J. Kelley, Rock 22; O'Keefe, Rock 21; Weatherspoon, Rock 20; Dwyer, Hills 43: Education)

HCR 11, relative to the preservation and revitalization of New Hampshire's rail-based corridors of commerce. (G. Katsakiores, Rock 13; Whittemore, Merr 13; Ackerman, Hills 30; Russman, Dist 19; F. King, Dist 1: Transportation)

HJR 1, urging the preservation and continued development of community services to people with developmental disabilities and their families. (Wallner, Merr 24; Micklon, Rock 26; Arndt, Rock 27; Weyler, Rock 18; Klemm, Rock 28; Hollingworth, Dist 23; Squires, Dist 12; J. King, Dist 18; Blaisdell, Dist 10; Russman, Dist 19: Health, Human Services and Elderly Affairs)

HJR 2, urging the members of Congress to support and pass the Family Forestland Preservation Tax Act. (Schotanus, Sull 3; Dickinson, Carr 2; Royce, Ches 9; Russman, Dist 19; F. King, Dist 1: State-Federal Relations and Veterans Affairs)

97-0239

HJR 3, requiring the attorney general to bring suit against the United States Government for violating the United States Constitution and the New Hampshire constitution by enacting a military firearms ban. (Mirski, Graf 12; Varrell, Rock 9: State-Federal Relations and Veterans Affairs)

HR 14, exempting the house committee to study the investigation of the late Judge Fairbanks from the December 13, 1996 deadline for filing legislation. (Jacobson, Merr 2: Rules)

HR 15, urging that there be statewide access to Channel 9 (WMUR) as the official disaster reporting station for New Hampshire. (L. Pratt, Coos 4; Horton, Coos 3; F. King, Dist 1: State-Federal Relations and Veterans Affairs)

RECESS

Rep. Lozeau moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 4

Wednesday, January 29, 1997

The House assembled at 1:00 p.m., the hour to which it stood adjourned and was called to order by the Speaker.

Her Excellency, Governor Jeanne Shaheen joined the Speaker on the rostrum for the day's opening ceremonies.

Rep. Wheeler reported that the Chaplain Committee selected Reverend Edward G. Horstmann of the First Congregational Church in Hopkinton to serve as the House Chaplain.

Prayer was offered by House Chaplain, Reverend Edward G. Horstmann.

O God of gracious presence, in Your light may we see light and in Your truth may we live with integrity. Help us, we pray, to seek Your wisdom with great desire and to be for one another an experience of persistent and gentle encouragement, so that Your loving will may be done through us for the land and people of New Hampshire. Amen.

Rep. Dickinson led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Beverly Gage, Flint, Lovejoy, O'Rourke, Royce and Ralph Torr, the day, illness.

Reps. Ameen, George Brown, Julie Brown, Copenhaver, David Flanders, Griffin, Guest, Holt, Lynott, James McDonald, Marsha Pelletier and Salatiello, the day, important business.

Rep. Mears, the day, death in the family.

Rep. Patricia Cote, the day, illness in the family.

INTRODUCTION OF GUESTS

Robert Cardwell, guest of Rep. Sargent. Betsy Schultis, guest of Rep. Vaughn.

COMMUNICATION

January 9, 1997

Karen Wadsworth, Clerk of the House

This is to advise you that the following representative-elect was sworn into office by the Governor and Executive Council on this day:

Rockingham 22, Robert R. Cushing, Jr., d, Hampton (395 Winnacunnet Road) 03842

Karen H. Ladd, Assistant Secretary of State

Reps. Burling and Wheeler offered the following:

HOUSE RESOLUTION NO. 18
memorializing former United States Senator Paul E. Tsongas

Whereas, it is with great sadness and deep regret we have learned of the death of former Senator Paul E. Tsongas of Massachusetts; and

Whereas, Paul E. Tsongas was a son of Lowell, Massachusetts, and a lifelong resident of that community; and

Whereas, Paul E. Tsongas graduated from Dartmouth College and Yale Law School; and

Whereas, Paul E. Tsongas served as a Peace Corps volunteer in Ethiopia after graduating from college; and

Whereas, Paul E. Tsongas was a good neighbor to the people of the state of New Hampshire; and

Whereas, Paul E. Tsongas served his community, his state, and his country honorably and with dignity and devotion; and

Whereas, Paul E. Tsongas served in the United States House of Representatives and the United States Senate; and

Whereas, in his quest for higher office, Paul E. Tsongas presented his views and his vision for our nation without malice toward his opponents; now, therefore, be it

Resolved by the House of Representatives:

That Paul E. Tsongas be recognized and granted the highest praise for his dedicated and exemplary public service and community service; and

That expressions of heartfelt sympathy be extended to his family; and

That a copy of this resolution be prepared by the house clerk for presentation to his family.

Unanimously adopted by a rising vote.

COMMITTEE REPORTS
CONSENT CALENDAR

Rep. Wheeler moved that the Consent Calendar with the relevant amendments as printed in the day's House Record be adopted.

HB 232, prohibiting the carrying of firearms and certain other weapons into certain state buildings by persons other than law enforcement personnel, removed by Rep. Morello.

HB 164, relative to certain discussions under the right-to-know law, removed by Rep. McCann.

HB 182-FN, requiring the department of transportation to hold a public hearing relative to the construction of a truck safety station on route 4 in Chichester, removed by Rep. Mary Brown.

HB 217, relative to outdoor advertising hearings in the department of transportation, removed by Rep. Weber.

Consent Calendar adopted.

HB 107, requiring health care providers to exhaust medicare and secondary payors before billing the patient. INEXPEDIENT TO LEGISLATE

Rep. Keith R. Herman for Commerce: The sponsor was concerned that Medicare patients are being sent medical bills even though they have secondary insurance. The committee found that most secondary insurance companies (medi-gap coverage) DO contract Medicare, therefore, any medical bills are automatically sent to the insurance company instead of the patient. To mandate an insurance company contract with Medicare is counter-productive to the system. Vote 18-0.

HB 128, relative to state regulation of participation by foreign banks in the financial markets of New Hampshire. OUGHT TO PASS

Rep. Anthony Syracuse for Commerce: This bill will authorize the bank department to regulate offshore foreign banks that want to have a presence in New Hampshire and operate under state oversight authority. It is supported by the banking department and has been reviewed by the Attorney General's and Secretary of State's offices. The bill is pro-active and will facilitate future international trade in a fast evolving global economy. Vote 17-1.

HB 135, requiring a waiting period before the retail price of home heating fuel oil is increased in certain circumstances. INEXPEDIENT TO LEGISLATE

Rep. Richard H. Krueger for Commerce: Attempting to fix the price of fossil fuel products for even a short period of time is simply not practicable or feasible. The factors that influence the end price to the consumer vary widely from the origin of the raw product to the refinery point, date of point of port of entry, demand and time of year, to name a few of the significant factors. Ten years ago, fuel oil was put on the commodities market in an attempt to stabilize the price vs. the spot market. What occurred in the commodities market is that the price of fuel oil literally varies by the hour. Therefore, oil dealers who have the capacity to buy as much as 120,000 gallons often turn that over in a day during the winter season. This means that each day it is possible for the price to go up or down and therefore there would be multiple 15-day periods. In addition, the product is purchased from distributors in at least four different states, over which we have no control. Chaos would be created for the 260 fuel oil dealers in New Hampshire because they buy from different distributors. Vote 16-2.

HB 142, relative to false residency forms and automobile insurance. OUGHT TO PASS

Rep. Richard H. Krueger for Commerce: Fraud by falsely registering automobiles in New Hampshire has been a significant problem for years. This bill will further facilitate the Insurance

Department to more stringently monitor false registrations. It will protect the public in the State of New Hampshire. Vote 18-0.

HB 105, extending the time limits for holding an adjudicatory hearing in certain delinquency cases. OUGHT TO PASS WITH AMENDMENT

Rep. Andrew Christie, Jr. for Criminal Justice and Public Safety: This bill as amended very simply allows for an extension of the time limits for adjudicatory hearings for minors detained or not detained. The extension of time limits shall be for good cause shown and in no case shall exceed 14 calendar days. Vote 22-0.

Amendment (0041h)

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

AN ACT allowing an extension of time limits upon a showing of good cause for holding an adjudicatory hearing in certain delinquency cases.

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

1 Adjudicatory Hearings; Exception to Time Limits. Amend RSA 169-B:14, II to read as follows:

II. The adjudicatory hearing shall be held within 21 days of arraignment for minors detained pending such hearing and within 30 days of arraignment for minors not detained. An extension of these time limits may be permitted, upon a showing of good cause, for an additional period not to exceed 14 calendar days.

2 Effective Date. This act shall take effect 60 days after its passage.

AMENDED ANALYSIS

This bill permits extension of time limits upon a showing of good cause for holding an adjudicatory hearing in delinquency cases for an additional period not to exceed 14 calendar days.

HB 141-L, relative to the powers and authority of local police chiefs. INEXPEDIENT TO LEGISLATE

Rep. Herbert R. Hansen for Criminal Justice and Public Safety: This bill removes a provision which limits the authority of a local police chief in operating the police department to written formal policies adopted by the police chief's appointing authority. There was no support from the New Hampshire Association of Chiefs of Police or the New Hampshire Municipal Association. The committee felt from the testimony presented that there was no need to change this RSA particularly since the governing body of a municipality is the ultimate responsible authority and as such may require written formal policies as deemed necessary and agreed to by all parties. Vote 20-0.

HB 163, repealing the law which requires the commissioner of health and human services to deny the application or renewal of the license of an emergency medical technician convicted of driving while intoxicated. OUGHT TO PASS

Rep. Herbert R. Hansen for Criminal Justice and Public Safety: This bill repeals the law which requires the commissioner of health and human services to deny the application or renewal of the license of an emergency medical technician convicted of driving while intoxicated. The committee felt that the license of an EMT should not be denied because of a conviction of DWI particularly since no other licensed professional is subject to loss of his or her specialty license for a similar conviction. Vote 20-0.

HB 165, establishing a committee to study withdrawal from cooperative school districts. OUGHT TO PASS WITH AMENDMENT

Rep. Rep. Richard L. Hill for Education: It has been over 30 years since the co-operative school district withdrawal process has been reviewed; consequently the committee felt a study is warranted. Vote 19-0.

Amendment (0030h)

Amend subparagraph I(a) as inserted by section 2 of the bill by replacing it with the following:

(a) Three members of the senate education committee, appointed by the president of the senate.

HB 106, requiring ballot clerks to verify the identity of persons receiving ballots by requesting an identification card. INEXPEDIENT TO LEGISLATE

Rep. David R. Boutin for Election Law: The Committee heard testimony regarding the possibility of election fraud occurring without giving ballot clerks the authority to require voters to produce a photo identification. The Committee concluded from the testimony that insufficient evidence was provided to support the claim that election fraud could or may be a serious problem; and that the Legislature should not be passing laws to make it more difficult for our citizens to vote. There is nothing in the R.S.A.'s that would prohibit the challenge of a voter and the requirement that the voter execute an affidavit prior to voting. The Committee Report indicates a vote of 18-1, Inexpedient to Legislate. Vote 18-1.

HB 172, extending the reporting date for the committee studying the issue of the use and disposal of sludge or septage. OUGHT TO PASS

Rep. M. Kathryn Aranda for Environment and Agriculture: This bill extends the reporting date of the joint committee established by the passage of HB 1323 (1996) from November 1, 1996 to November 1, 1997. This reporting date needed to be extended in order to allow the study committee to complete its work on a controversial subject. Vote 18-0.

HB 138-FN, relative to the design and the display of the state flag. INEXPEDIENT TO LEGISLATE

Rep. Howard C. Dickinson, Jr. for Executive Departments and Administration: This bill is identical to HB 552 (1995) which was studied by the Public Protection and Veteran's Affairs Committee in the last session. The chairman and several members of this former committee, including sponsors of the bill, asked that the bill be reported ITL. The committee unanimously agreed that the design of the state flag need not be changed at this time. Material related to the history of the NH state flag will be preserved for further referral. Vote 21-0.

HB 145-FN, relative to eligibility of certain group II retirement system members to transfer certain group I creditable service to group II creditable service. INEXPEDIENT TO LEGISLATE

Rep. Merton S. Dyer for Executive Departments and Administration: This bill would allow members of the NHRS group II with less than 5 years in group I to transfer this time to group II creditable service with the cost to be borne by the special account. In 1988, the legislature established the split benefits concept to allow those with service in both group I and II to receive the proper benefits from each group upon retirement, the so called split benefits retirement. The committee feels that this program is working well, is properly funded and does not mandate additional costs upon the state or political subdivisions to pick up additional contributions that would be required. Vote 20-0.

HB 188-FN, relative to the authority of the boxing and wrestling commission. OUGHT TO PASS

Rep. Jon P. Beaulieu for Executive Departments and Administration: This bill deletes the authority of the boxing and wrestling commission to oversee amateur boxing and wrestling. The commission retains its authority over professional boxing and wrestling. Under this bill, New Hampshire will

join the other 49 states with amateur boxing governed by United States Amateur Boxing, Inc. Vote 21-0.

HB 237, authorizing the board of barbering, cosmetology, and esthetics to adopt rules relative to conditions and standards for persons engaged in demonstrating the use of any machine or other article for purposes of sale. INEXPEDIENT TO LEGISLATE

Rep. Merton S. Dyer for Executive Departments and Administration: The prime sponsor asked to have the bill withdrawn as it was no longer necessary. The committee agreed with the sponsor and voted the bill as inexpedient to legislate. Vote 21-0.

HB 103, relative to the standard of care owed by landowners to children. INEXPEDIENT TO LEGISLATE

Rep. Sandra B. Keans for Judiciary and Family Law: The committee believes this legislation will have a chilling effect on the way we do things in New Hampshire; recent proposals and initiatives by the legislature to get easements from landowners to open their lands to the public for recreational purposes; and generally expands the body of law governing liability. This legislation would be in conflict with at least three current sections of the statutes. Further, higher standards would be placed not only on individual landowners, but cities and towns as well. Selectmen concerned with opening the liability of the town would be reluctant to accept gifts of land to the community. Vote 18-0.

HB 114, requiring members of conservation commissions to be residents of the city or town which they represent. OUGHT TO PASS

Rep. Paul A. McGuirk for Municipal and County Government: This bill will conform to other statutes as regards residency requirements for elected or appointed boards and elected or appointed commissions in municipalities. Vote 16-1.

HB 160, authorizing the governing body of the town of Raymond to order an assessor's plat to clarify property ownership. OUGHT TO PASS WITH AMENDMENT

Rep. Thomas E.P. Rice, Jr. for Municipal and County Government: This bill is the remedy for a long standing problem with lot lines in a trailer development in which the lots are all individually owned. When first built, roads were put in the wrong place. This bill allows all the affected lot lines and deeds to conform to the present situation. It also serves to clarify titles to these properties. The towns, the property owners, and the lending institutions all agree with this. It is the logical and easy way out of a sticky wicket. The first part of the amendment clarifies the definition of lowest responsible bidder. The second part of the amendment ties the metes and bounds of the subdivision lot lines to the New Hampshire state plane coordinate system, North American DATUM of 1983. Vote 17-0.

Amendment (0022h)

Amend paragraph I of section 5 of the bill by replacing it with the following:

I. All surveying services necessitated by such project shall be subject to competitive bidding, with the governing body responsible for determining the lowest responsible bidder, as defined in RSA 28:8-e,
II.

Amend subparagraph II(b) of section 7 of the bill by replacing it with the following:

(b) A clear and concise description of the land so surveyed and mapped by metes and bounds beginning with some corner marked and established in the New Hampshire state plane coordinate system, North American DATUM of 1983.

HB 193, to amend the procedures for the election of officers in the Lebanon school district. OUGHT TO PASS

Rep. Joseph E. Stone for Municipal and County Government: When the Lebanon School District adopted the provisions of Senate Bill 2 (1995) at their last district meeting three problems arose. The time of elections, the filing period and the terms of office under the 1973 legislation were in conflict with the provisions of Senate Bill 2. This legislation corrects the problem. Vote 17-0.

HB 101-FN-L, requiring a certain road in the town of Lyman to be maintained year-round by the state. INEXPEDIENT TO LEGISLATE

Rep. Rep. Merle W. Schotanus for Public Works and Highways: This bill was found inexpedient because it could establish a precedent which would require the state Department of Transportation (New Hampshire DOT) to increase the level of maintenance on over four hundred miles of state roads. To alleviate the winter maintenance problem on its 4.2 miles of class II-B road, the town of Lyman could: apply for state aid (one third town, two thirds state match) to bring the road to state standards after which the NH DOT would perform all maintenance; or request legislation to reclassify the road to class V which would make it eligible for block grant highway funds to help offset the cost of winter maintenance. Since part of the road lies in the town of Lisbon, it is recommended that both towns work jointly and contact the NH DOT as soon as possible to determine procedures, timing and probable costs to reconstruct the road. The sponsor has talked with the committee and the town and their avenues will be explored, and the committee will work with the sponsors, towns and DOT to assist in the process. Vote 15-2.

HB 137-A, relative to the Abbott or Bridge Street bridge in Pelham and making an appropriation therefor. INEXPEDIENT TO LEGISLATE

Rep. Paul I. LaMott for Public Works and Highways: This bill is rejected because it would establish a precedent which requires the state to appropriate the funds required to meet the state match (80/20) for safety modifications to the historic Pelham stone bridge. This does not preclude the town proceeding with the historic renovation of the bridge for which the town has already raised the necessary matching funds (\$20,000). The remaining cost of safety improvements (\$85,000) is also eligible for state bridge aid once the requisite match (\$17,000) is raised by the town. Vote 17-0.

HB 155-L, relative to the maintenance of roads within certain village districts. INEXPEDIENT TO LEGISLATE

Rep. Winston H. McCarty for Public Works and Highways: This bill pertains to the funding of maintenance of roads in village districts within the towns of Madison and Waterville Valley. Some village districts were formed for the purpose of avoiding requirements of the towns in the construction of the roads but are now looking for additional funding. The committee was very reluctant to vote for this with all the private roads within the state in condominium - mobile home developments and other such areas. The fund from which requests are being made serves all towns and will be reduced if these requests are honored. Until such time as the districts and or associations formally petition the towns for takeover of the roads, this type of legislation should be found inexpedient to legislate. Vote 17-0.

HB 175-FN, authorizing the commissioner of the department of transportation to open the Hooksett toll to southbound traffic during the conclusion of the Winston Cup races. INEXPEDIENT TO LEGISLATE

Rep. Leon Calawa, Jr. for Public Works and Highways: The Commissioner of the Department of Transportation told the committee that they now can open eight lanes of traffic at peak hours. This can now satisfy up to seven hundred cars per hour, and he has the emergency power to open all gates in an emergency, if necessary. Testimony also showed that during race weeks the worst backups were not occurring at the toll booths, and a large percentage of the traffic passing through the toll booths during race times was not race traffic related. The committee voted unanimously that this bill be inexpedient to legislate primarily since this authority already rests with the Commissioner of DOT. Vote 17-0.

HB 199-FN, to include highways designated as part of the National Highway System within the definition of "federal aid primary system" for purposes of the control of outdoor advertising. OUGHT TO PASS

Rep. Katherine D. Rogers for Public Works and Highways: This bill would redefine New Hampshire's definition of "Federal Aid Primary System" to correspond and be in compliance with the federal definition. The two highways affected by this change are NH Route 106 from the intersection of Interstate 393 in Concord to the intersection of the NH Route 11 in Laconia, and United States Route 3 from Exit 20 in Tilton to Lochmere, near the Sanbornton town line. In becoming part of the National Highway System, these highways will become subject to outdoor advertising control in NH consistent with other National Highway System roads in the state.

Vote 16-1.

HB 109-FN, requiring the state to rebate to the seller a portion of the state car registration fee for a car sold after the seller registers it. INEXPEDIENT TO LEGISLATE

Rep. John W. Flanders, Sr. for Transportation: It is the feeling of the committee that the small amount of the refund would not be cost effective for either the Department of Safety or the consumer. Vote 17-0.

HB 116-FN-L, allowing for the surviving spouse of a former prisoner of war (POW) to retain the special number plates after the death of the former prisoner of war. INEXPEDIENT TO LEGISLATE

Rep. Robert J. Letourneau for Transportation: The committee felt that the intent of the original law as well as the intent of other special plates, i.e., Pearl Harbor, was to honor the person affected and that the plate would not be transferable. Vote 17-0.

REGULAR CALENDAR

HB 129, relative to the definition of emergency services for health care insurance purposes. OUGHT TO PASS WITH AMENDMENT

Rep. Toni M. Crosby for Commerce: This bill as amended reflects the work of an interim study committee held this summer. The committee feels that the definition of emergency services for health care insurance purposes laid out in the amended bill provides the best consumer protection for the use of emergency services. Vote 18-0.

Amendment (0036h)

Amend RSA 417-F:3 as inserted by section 1 of the bill by replacing it with the following:

417-F:3 Prior Authorization. A participating provider or other authorized representative of the plan that gives prior authorization shall not rescind or modify the authorization after the health care provider has rendered the authorized emergency services care in good faith and the enrollee's, insured's, or subscriber's coverage was effective on the date of service.

Adopted.

Report adopted and ordered to third reading.

HB 161, relative to pecuniary benefit transactions by charitable trusts. OUGHT TO PASS

Rep. Gregory G. Carson for Commerce: This bill makes hospitals and educational institutions subject to the Charitable Trust Act. It permits hospitals and educational institutions to have on their boards individuals who are paid for work by those institutions, such as physicians and faculty members, as long as those individuals do not exceed 25% of the board composition. The bill also clarifies for all "non-profits" that they are charitable trusts under New Hampshire law. Vote 15-3.

Adopted and ordered to third reading.

HB 192, exempting certain people from laws relative to the licensing of engineers. INEXPEDIENT TO LEGISLATE

Rep. Keith R. Herman for Commerce: No state currently offers a license to "software engineers". Should the state of New Hampshire decide to establish an oversight board for software engineers, this committee would not have oversight over this issue. The minority wanted the bill re-referred, the committee majority feels it isn't necessary at this time. Vote 11-8.

Adopted.

HB 224, delaying the start date for the auto emissions inspection program. OUGHT TO PASS

Rep. Jeffrey C. MacGillivray for Science, Technology and Energy: The bill delays the start of the auto emissions inspection program by one more year, to not earlier than July 1, 1998. Additional information has reinforced the committee's previous understanding that this program would not effectively address the environmental problems it purports to solve. Another year may allow more cost-effective alternatives to be developed. Vote 16-0.

Adopted and ordered to third reading.

HB 150-FN, relative to the unlawful alteration of temporary motor vehicle registration plates. OUGHT TO PASS

Rep. Thomas J. Boriso for Transportation: This would prevent alterations of temporary paper plates on motor vehicles that is happening now. Thus, the committee felt that this should be included with other sticker type violations. Vote 13-4.

Adopted and ordered to third reading.

SUSPENSION OF RULES

Reps. Wheeler and Burling moved that the rules be so far suspended as to permit consideration at the present time, without the proper notice of hearing, of SB 107, giving the deputy legislative budget assistant the authority to perform the duties of the legislative budget assistant under certain circumstances.

Adopted by the necessary two-thirds.

REGULAR CALENDAR (CONT'D.)

SB 107, giving the deputy legislative budget assistant the authority to perform the duties of the legislative budget assistant under certain circumstances. OUGHT TO PASS

Rep. Neal M. Kurk for Finance: This bill updates the duties of the deputy legislative budget assistant when the position of legislative budget assistant is vacant or the LBA is unable to perform the duties of the position. The intent is to give the deputy LBA the same responsibilities already given to other deputy legislative officials. Vote 20-0.

Adopted and ordered to third reading.

HB 232, prohibiting the carrying of firearms and certain other weapons into certain state buildings by persons other than law enforcement personnel. INEXPEDIENT TO LEGISLATE

Rep. Stephen J. Adams for Criminal Justice and Public Safety: The provisions of this bill would require a checking procedure at all entrances to the state house, legislative office building, and state house annex, sending a "chilling" message to the public. Also, if this bill were enacted, the logistics of enforcement and cost of implementation would be excessive. Vote 18-3.

Reps. Morello and Melcher spoke against.

Reps. Adams and Lyman spoke in favor.

On a division vote, 279 members having voted in the affirmative and 89 in the negative, the report was adopted.

HB 164, relative to certain discussions under the right-to-know law. INEXPEDIENT TO LEGISLATE

Rep. Deborah L. Woods for Judiciary and Family Law: All testimony on this bill indicated that it would create problems and not address the concerns of the sponsor. Vote 18-0.

Adopted.

HB 182-FN, requiring the department of transportation to hold a public hearing relative to the construction of a truck safety station on route 4 in Chichester. INEXPEDIENT TO LEGISLATE

Rep. Robert E. McKinley for Public Works and Highways: The Department of Transportation presently owns the land which is the basis of this request to hold a public hearing relative to the construction of a truck safety inspection station. Since a public informational hearing is required by the DOT, and authorizing a public hearing for this issue would be of no benefit to the concerned

parties, the committee on Public Works & Highways voted unanimously that this bill should be inexpedient to legislate. Vote 17-0.

Rep. Mary Brown spoke against and yielded to questions.

Rep. Gene Chandler spoke in favor and yielded to questions.

On a division vote, 257 members having voted in the affirmative and 109 in the negative, the report was adopted.

HB 217, relative to outdoor advertising hearings in the department of transportation. OUGHT TO PASS

Rep. Katherine D. Rogers for Public Works and Highways: This bill would delete the requirement for automatic administrative hearings on outdoor advertising control issues and transfer the initiation of such hearings to the licensee. This change will save the state time and money while at the same time preserve the right of due process. Vote 16-0.

Adopted and ordered to third reading.

AMENDMENTS TO HOUSE RULES

Rep. Channing Brown offered the following:

Amendment (0020h)

Amend House Rule 2 to read as follows:

2. The Speaker shall preserve decorum and order, may speak on points of order in preference to other members, and shall decide questions of order, subject to an appeal to the House by any ~~[member]~~ **two members**. The appeal shall be decided by a majority vote of those members present and voting.

AMENDED ANALYSIS

This amendment to House Rule 2 states that 2 members, instead of one, are required for an appeal of certain decisions of the Speaker.

Adopted.

Rep. Cobbin offered a floor amendment.

Floor Amendment (0021h)

Amend House Rule 35(b) to read as follows:

(b) ~~[The Office of Legislative Services shall not accept a request to draft any bill which is the same, or essentially the same, as any other drafting request already accepted in the same session.]~~ If duplicate or similar legislation is requested, the Director of Legislative Services shall notify the sponsors of each filing request and **may** mediate an agreement for the filing of a single bill. ~~[Filing requests resulting from legislative committee work shall take precedence over all other duplicate or similar filings. The name of the House member whose LSR request is denied~~

~~due to duplication may be substituted on request for that of the original sponsor if the original sponsor withdraws the drafting request prior to the sign-off deadline.]~~

House Rule 45(c), relative to requiring the House to dispose of a majority report before considering an alternative report, is repealed.

AMENDED ANALYSIS

The amendment to House Rule 35 eliminates the duplicate bill prohibition and the requirement that requests filed as a result of legislative committee work take precedence over all other duplicate or similar filings.

The amendment to House Rule 45 deletes the requirement that the printed majority report of the committee be considered first and deletes the requirement that the House dispose of a majority report before considering an alternative report.

Rep. Cobbin requested that the question be divided. The Speaker ruled that the question was divisible.

The question now being the adoption of the floor amendment to House Rule 35(b).

Rep. Cobbin spoke in favor.

Rep. Henderson spoke against.

The floor amendment to House Rule 35(b) failed.

The question now being the adoption of the floor amendment to House Rule 45(c)

Reps. Cobbin and Dickinson spoke in favor.

Reps. Henderson and Gene Chandler spoke against and yielded to questions.

Rep. Dickinson requested a roll call; sufficiently seconded.

YEAS 186 NAYS 185

YEAS 186

BELKNAP

Laflam, Robert

Veazey, John

CARROLL

Cooper, Kipp

Dickinson, Howard, Jr. Philbrick, Donald

CHESHIRE

Avery, Stephen

Bonneau, Sarah

Burnham, Daniel

DePecol, Benjamin

Doucette, Richard

Lynch, Margaret

Manning, Joseph

McGuirk, Paul

Pratt, Irene

Pratt, John

Richardson, Barbara

Riley, William

Robertson, Timothy

Russell, Ronald

Vogl, John

COOS

Bradley, Paula

Coulombe, Yvonne

Hawkinson, Marie

Moynihan, Wayne

GRAFTON

Akins, Ralph

Alger, John

Almy, Susan

Below, Clifton

Cobbin, Philip	Connolly, Steven	LaMott, Paul	Lovett, Sidney
Luker, Elsa	Mirski, Paul	Nordgren, Sharon	Phinney, William
Root, John	Teschner, Douglass	Trelfa, Richard	Weber, Phil

HILLSBOROUGH

Ackerman, Philip	Allen, W. Gordon	Asselin, Robert	Barry, William, III
Batula, Peter	Bergin, Peter	Bernier, Shannon	Boutin, David
Buckley, Raymond	Burke, M. Virginia	Cardin, Lori	Carlson, Donald
Chabot, Robert	Clemons, Jane	Cote, David	Cote, Peter
D'Allesandro, Lou	Daigle, Robert	Desrosiers, William	Drabinowicz, A. Theresa
Dwyer, Paul, Sr.	Fenton, James	Flora, Kathleen	Foster, Joseph
Foster, Linda	Franks, Suzan	Gage, Ruth	Ginsburg, Ruth
Gosselin, Gerald	Haettenschwiller, Alphonse	Hall, Betty	Hart, Nick
Jean, Claudette	Jean, Loren	Kelly, Michael	Lefebvre, Roland
Leonard, Peter	Lynde, Harold	MacAuslan, Rita	Marcinkowski, Michael
Martin, Mary	McCarthy, William	McGough, Tim	Milligan, Robert
Murphy, Robert	Pepino, Leo	Perkins, Paul	Reidy, Frank
Searles, Stanley, Sr.	Taylor, Paul	Turgeon, Roland	Vaillancourt, Steve
Welch, Donald	White, Donald	White, Jay	Williams, Carol

MERRIMACK

Adams, Stephen	Anderson, Eric	Brown, Mary	Burney, Carol
Crosby, Toni	Daneault, Gabriel	DeStefano, Stephen	Dunn, Miriam
Feuerstein, Martin	Fraser, Marilyn	French, Barbara	Gile, Mary
Lavoie, Gerard	Marshall, Kenneth	Moore, Carol	Owen, Derek
Pfaff, Terence	Reardon, Tara	Rogers, Katherine	Seldin, Gloria
St. Cyr, Gerard	Wallin, Jean	Wallner, Mary Jane	Yeaton, Charles

ROCKINGHAM

Abbott, Dennis	Beaulieu, Jon	Blanchard, MaryAnn	Clark, Martha
Coes, Betsy	Cushing, Robert	Dodge, Robert	Dolan, Richard
Downing, Michael	Dube, LeRoy	Dunham, Vivian	Fesh, Robert
Flanagan, Natalie	Hutchinson, Rebecca	Kane, Cecelia	Kelley, Jane
Kobel, Rudolph	McGovern, Cynthia	Micklton, Stephanie	Mikowski, Walter
Norelli, Terie	O'Keefe, Patricia	Pantelakos, Laura	Rubin, George
Sabella, Norma	Schanda, Frank	Syracusa, Anthony	Weatherspoon, Jackie

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Callaghan, Frank
DeChane, Marlene	Dunlap, Patricia	Estabrook, Iris	Grassie, Anne

Hemon, Roland	Hilliard, Dana	Kaen, Naida	Keans, Sandra
Lundborn, Raymond	McCann, William, Jr.	Merrill, Amanda	Merritt, Deborah
Musler, George	Pelletier, Arthur	Rogers, Rose Marie	Rollo, Michael
Smith, Marjorie	Snyder, Clair	Spear, Barbara	Sullivan, Henry
Taylor, Kathleen	Twardus, Joseph	Vachon, Dennis	Vincent, Francis

SULLIVAN

Adler, Rudolf	Allison, David	Burling, Peter	Cloutier, John
Donovan, Thomas	Kibbey, David	Lindblade, Eric	Palmer, Lorraine
Schotanus, Merle	Wiggins, Celestine		

NAYS 185

BELKNAP

Bartlett, Gordon	Boriso, Thomas	Boyce, Robert	Clark, Charles
Golden, Paul	Holbrook, Robert	Hurt, George	Lawton, David
Lawton, Robert	Pilliod, James	Rice, Thomas, Jr.	Rosen, Ralph
Thomas, John	Turner, Robert	Ziegra, Alice	

CARROLL

Babson, David, Jr.	Bradley, Jeb	Chandler, Gene	Foster, Robert
Howard, Godfrey	Kenney, Joseph	Lyman, L. Randy	MacDonald, Kenneth
Mock, Henry	Patten, Betsey		

CHESHIRE

Champagne, Richard	Hunt, John	McNamara, Wanda	Meador, David
Metzger, Katherine	O'Connell, John	Smith, Edwin	Steere, Myron, III

COOS

Coulombe, Henry	Davis, Perley	Guay, Lawrence	Horton, Lynn
Merrill, Gerald	Pratt, Leighton	St. Hilaire, Paul	Tholl, John, Jr.

GRAFTON

Brown, Channing	Chase, Paul, Jr.	Eaton, Stephanie	Guaraldi, Lawrence
Ham, Bonnie	Hill, Richard	Hinman, Harry	MacNeil, Allen
Williams, William, Jr.			

HILLSBOROUGH

Alukonis, David	Amidon, Eleanor	Arnold, Thomas, Jr.	Baroody, Benjamin
Belvin, William	Briefs, Geoffrey	Brundige, Robert	Calawa, Leon, Jr.
Carney, Lauren	Christiansen, Lars	Clay, Susan	Clegg, Robert, Jr.
Daniels, Gary	Dawe, Eileen	Dokmo, Cynthia	Durham, Susan
Dyer, Merton	Emerton, Lawrence, Sr.	Feng, David	Ferguson, Charles
Fields, Dennis	Gagnon, Eugene	Golding, William	Goulet, Maurice
Haley, Robert	Hansen, Herbert	Herman, Keith	Holden, Carol
Holley, Sylvia	Hunter, Bruce	Johnson, Lionel	Kelley, Robert

Kurk, Neal	L'Heureux, Robert	LaRose, Richard	Leishman, Peter
Lessard, Rudy	Letendre, Evelyn	Lozeau, Donnalee	Luebkert, Bernard
MacGillivray, Jeffrey	MacIntyre, Doris	McCarty, Winston	McRae, Karen
Melcher, Harold	Mercer, Robert	Messier, Irene	Mittelman, David
Morello, Michael	Murch, George	O'Hearn, Jane	Peterson, Andrew
Riley, Frances	Sargent, Maxwell	Sullens, Joan	Thulander, O. Alan
Wheeler, Robert	Wright, George		

MERRIMACK

Chandler, Earle	Colburn, Thomas	Crowell, Peter	Hager, Elizabeth
Hess, David	Hoadley, Elizabeth	Jacobson, Alf	Krueger, Patricia
Langer, Ray	Larrabee, David	Leber, William	Lockwood, Robert
Maxfield, Roy	Morrill, Olive	Nichols, Avis	Whalley, Michael
Whittemore, James			

ROCKINGHAM

Aranda, M. Kathryn	Arndt, Janet	Battles-Peirce, Marjorie	Belanger, Ronald
Bishop, Franklin	Camm, Kevin	Carson, Gregory	Case, Margaret
Christie, Andrew, Jr.	Cooney, Richard	Dearborn, Bruce	Dowd, Sandra
Dowling, Patricia	Felch, Charles, Sr.	Flanders, John, Sr.	Francoeur, Sheila
Frechette, Joseph	Gibbons, Paul	Gleason, John	Guthrie, Joseph
Heath, John	Henderson, Warren	Johnson, Robert	Katsakiores, George
Katsakiores, Phyllis	Klemm, Arthur, Jr.	Langley, Jane	Langone, John
Letourneau, Robert	Major, Norman	Malcolm, Kenneth	McCarthy, John, Jr.
McKinney, Betsy	Moore, Benjamin	Nowe, Ronald	Noyes, Richard
Packard, Sherman	Raynowska, Bernard	Reardon, Neil	Simmons, John Anthony
Smith, Kevin	Stickney, Nancy	Stone, Joseph	Stritch, Charles
Tufts, J. Arthur	Varrell, Thomas	Vaughn, Charles	Verani, Giovanni
Welch, David	Weyler, Kenneth	Woods, Deborah	

STRAFFORD

Knowles, William	McKinley, Robert	Torr, Ann	Torr, Franklin
Tsiros, William	Wall, Janet		

SULLIVAN

Ferland, Brenda	Krueger, Richard	Leone, Richard
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The Speaker voted in the negative, creating a tie and the floor amendment to House Rule 45(c) failed.

MOTION TO RECONSIDER

Rep. Boutin moved that the House reconsider its action whereby it failed to adopt the floor amendment to House Rule 45(c).

Rep. Boutin did not vote on the prevailing side and therefore his motion was ruled out of order.

RECONSIDERATION

Having voted on the prevailing side, Rep. Champagne moved that the House reconsider its action whereby it failed to adopt the floor amendment to House Rule 45(c).

Rep. Dickinson spoke in favor.

Rep. Wheeler spoke against.

Rep. Kurk requested a roll call; sufficiently seconded.

The question being the motion to reconsider.

YEAS 211 NAYS 160

YEAS 210

BELKNAP

Hurt, George

Laflam, Robert

Thomas, John

Veazey, John

CARROLL

Dickinson, Howard, Jr.

Howard, Godfrey

Philbrick, Donald

CHESHIRE

Avery, Stephen

Bonneau, Sarah

Burnham, Daniel

Champagne, Richard

DePecol, Benjamin

Doucette, Richard

Lynch, Margaret

Manning, Joseph

McGuirk, Paul

Meador, David

O'Connell, John

Pratt, Irene

Pratt, John

Richardson, Barbara

Riley, William

Robertson, Timothy

Russell, Ronald

Vogl, John

COOS

Bradley, Paula

Coulombe, Yvonne

Davis, Perley

Hawkinson, Marie

Horton, Lynn

Moynihan, Wayne

St. Hilaire, Paul

Tholl, John, Jr.

GRAFTON

Akins, Ralph

Almy, Susan

Below, Clifton

Cobbin, Philip

Connolly, Steven

LaMott, Paul

Lovett, Sidney

Luker, Elsa

MacNeil, Allen

Mirski, Paul

Nordgren, Sharon

Phinney, William

Root, John

Teschner, Douglass

Trelfa, Richard

Weber, Phil

HILLSBOROUGH

Ackerman, Philip

Allen, W. Gordon

Arnold, Thomas, Jr.

Asselin, Robert

Baroody, Benjamin

Barry, William, III

Batula, Peter

Bergin, Peter

Bernier, Shannon

Boutin, David

Buckley, Raymond

Burke, M. Virginia

Cardin, Lori

Carlson, Donald

Clemons, Jane

Cote, David

Cote, Peter

D'Allesandro, Lou

Daigle, Robert

Desrosiers, William

Drabinowicz, A. Theresa	Dwyer, Paul, Sr.	Fenton, James	Ferguson, Charles
Flora, Kathleen	Foster, Joseph	Foster, Linda	Franks, Suzan
Gage, Ruth	Ginsburg, Ruth	Gosselin, Gerald	Haettenschwiller, Alphonse
Haley, Robert	Hall, Betty	Hart, Nick	Jean, Claudette
Jean, Loren	Johnson, Lionel	Kelly, Michael	L'Heureux, Robert
Lefebvre, Roland	Leonard, Peter	Letendre, Evelyn	Lynde, Harold
MacAuslan, Rita	Martin, Mary	McCarthy, William	McGough, Tim
Melcher, Harold	Messier, Irene	Milligan, Robert	Murch, George
Murphy, Robert	Pepino, Leo	Perkins, Paul	Reidy, Frank
Riley, Frances	Searles, Stanley, Sr.	Taylor, Paul	Turgeon, Roland
Vaillancourt, Steve	Welch, Donald	White, Donald	White, Jay
Williams, Carol			

MERRIMACK

Adams, Stephen	Brown, Mary	Burney, Carol	Crosby, Toni
Daneault, Gabriel	DeStefano, Stephen	Dunn, Miriam	Fraser, Marilyn
French, Barbara	Gile, Mary	Jacobson, Alf	Larrabee, David
Lavoie, Gerard	Marshall, Kenneth	Moore, Carol	Owen, Derek
Pfaff, Terence	Reardon, Tara	Rogers, Katherine	Seldin, Gloria
St. Cyr, Gerard	Wallin, Jean	Wallner, Mary Jane	Whittemore, James
Yeaton, Charles			

ROCKINGHAM

Abbott, Dennis	Beaulieu, Jon	Bishop, Franklin	Blanchard, MaryAnn
Camm, Kevin	Clark, Martha	Coes, Betsy	Cushing, Robert
Dodge, Robert	Dolan, Richard	Downing, Michael	Dube, LeRoy
Dunham, Vivian	Fesh, Robert	Flanagan, Natalie	Gleason, John
Heath, John	Hutchinson, Rebecca	Kane, Cecelia	Kelley, Jane
Kobel, Rudolph	McGovern, Cynthia	Micklon, Stephanie	Norelli, Terie
O'Keefe, Patricia	Pantelakos, Laura	Rubin, George	Sabella, Norma
Schanda, Frank	Syracusa, Anthony	Vaughn, Charles	Weatherspoon, Jackie

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Callaghan, Frank
DeChane, Marlene	Dunlap, Patricia	Estabrook, Iris	Grassie, Anne
Hemon, Roland	Hilliard, Dana	Kaen, Naida	Keans, Sandra
Knowles, William	Lundborn, Raymond	McCann, William, Jr.	Merrill, Amanda
Merritt, Deborah	Pelletier, Arthur	Rogers, Rose Marie	Rollo, Michael
Smith, Marjorie	Snyder, Clair	Spear, Barbara	Sullivan, Henry
Taylor, Kathleen	Tsiros, William	Twardus, Joseph	Vachon, Dennis

Vincent, Francis

Wall, Janet

SULLIVAN

Adler, Rudolf

Allison, David

Burling, Peter

Cloutier, John

Donovan, Thomas

Kibbey, David

Lindblade, Eric

Palmer, Lorraine

Schotanus, Merle

Wiggins, Celestine

NAYS 160

BELKNAP

Bartlett, Gordon

Boriso, Thomas

Boyce, Robert

Clark, Charles

Golden, Paul

Holbrook, Robert

Lawton, David

Lawton, Robert

Pilliod, James

Rice, Thomas, Jr.

Rosen, Ralph

Turner, Robert

Ziegra, Alice

CARROLL

Babson, David, Jr.

Bradley, Jeb

Chandler, Gene

Cooper, Kipp

Foster, Robert

Kenney, Joseph

Lyman, L. Randy

MacDonald, Kenneth

Mock, Henry

Patten, Betsey

CHESHIRE

Hunt, John

McNamara, Wanda

Metzger, Katherine

Smith, Edwin

Steere, Myron, III

COOS

Coulombe, Henry

Guay, Lawrence

Merrill, Gerald

Pratt, Leighton

GRAFTON

Alger, John

Brown, Channing

Chase, Paul, Jr.

Eaton, Stephanie

Guaraldi, Lawrence

Ham, Bonnie

Hill, Richard

Hinman, Harry

Williams, William, Jr.

HILLSBOROUGH

Alukonis, David

Amidon, Eleanor

Belvin, William

Briefs, Geoffrey

Brundige, Robert

Calawa, Leon, Jr.

Carney, Lauren

Chabot, Robert

Christiansen, Lars

Clay, Susan

Clegg, Robert, Jr.

Daniels, Gary

Dawe, Eileen

Dokmo, Cynthia

Durham, Susan

Dyer, Merton

Emerton, Lawrence,
Sr.

Feng, David

Fields, Dennis

Gagnon, Eugene

Golding, William

Goulet, Maurice

Hansen, Herbert

Herman, Keith

Holden, Carol

Holley, Sylvia

Hunter, Bruce

Kelley, Robert

Kurk, Neal

LaRose, Richard

Leishman, Peter

Lessard, Rudy

Lozeau, DonnaLee

Luebker, Bernard

MacGillivray, Jeffrey

MacIntyre, Doris

Marcinkowski,
Michael

McCarty, Winston

McRae, Karen

Mercer, Robert

Mittelman, David

Morello, Michael

O'Hearn, Jane

Peterson, Andrew

Sargent, Maxwell

Sullens, Joan

Thulander, O. Alan

Wheeler, Robert

Wright, George

MERRIMACK

Anderson, Eric	Chandler, Earle	Colburn, Thomas	Crowell, Peter
Feuerstein, Martin	Hager, Elizabeth	Hess, David	Hoadley, Elizabeth
Krueger, Patricia	Langer, Ray	Leber, William	Lockwood, Robert
Maxfield, Roy	Morrill, Olive	Nichols, Avis	Whalley, Michael

ROCKINGHAM

Aranda, M. Kathryn	Arndt, Janet	Battles-Peirce, Marjorie	Belanger, Ronald
Carson, Gregory	Case, Margaret	Christie, Andrew, Jr.	Cooney, Richard
Dearborn, Bruce	Dowd, Sandra	Dowling, Patricia	Felch, Charles, Sr.
Flanders, John, Sr.	Francoeur, Sheila	Frechette, Joseph	Gibbons, Paul
Guthrie, Joseph	Henderson, Warren	Johnson, Robert	Katsakiores, George
Katsakiores, Phyllis	Klemm, Arthur, Jr.	Langley, Jane	Langone, John
Letourneau, Robert	Major, Norman	Malcolm, Kenneth	McCarthy, John, Jr.
McKinney, Betsy	Mikowski, Walter	Moore, Benjamin	Nowe, Ronald
Noyes, Richard	Packard, Sherman	Raynowska, Bernard	Reardon, Neil
Simmons, John Anthony	Smith, Kevin	Stickney, Nancy	Stone, Joseph
Stritch, Charles	Tufts, J. Arthur	Varrell, Thomas	Verani, Giovanni
Welch, David	Weyler, Kenneth	Woods, Deborah	

STRAFFORD

McKinley, Robert	Musler, George	Torr, Ann	Torr, Franklin
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SULLIVAN

Ferland, Brenda	Krueger, Richard	Leone, Richard
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and the motion to reconsider prevailed.

Rep. Dickinson moved that the floor amendment to House Rule 45(c) be adopted.

Reps. Carson and Guay spoke against.

Rep. MacGillivray spoke against and yielded to questions.

Rep. Jacobson spoke in favor and yielded to questions.

Rep. Kurk requested a roll call; sufficiently seconded.

The question being the adoption of the floor amendment to House Rule 45(c)

YEAS 186 NAYS 185

YEAS 186

BELKNAP

Veazey, John

CARROLL

Dickinson, Howard, Jr.

Philbrick, Donald

CHESHIRE

Avery, Stephen

Bonneau, Sarah

Burnham, Daniel

Champagne, Richard

DePecol, Benjamin

Doucette, Richard

Lynch, Margaret

Manning, Joseph

McGuirk, Paul

Meador, David

O'Connell, John

Pratt, Irene

Pratt, John

Richardson, Barbara

Riley, William

Robertson, Timothy

Russell, Ronald

Vogl, John

COOS

Bradley, Paula

Coulombe, Yvonne

Hawkinson, Marie

Horton, Lynn

Moynihan, Wayne

GRAFTON

Akins, Ralph

Almy, Susan

Below, Clifton

Cobbin, Philip

Connolly, Steven

LaMott, Paul

Lovett, Sidney

Luker, Elsa

MacNeil, Allen

Mirski, Paul

Nordgren, Sharon

Phinney, William

Root, John

Teschner, Douglass

Trelfa, Richard

Weber, Phil

HILLSBOROUGH

Ackerman, Philip

Allen, W. Gordon

Asselin, Robert

Baroody, Benjamin

Barry, William, III

Batula, Peter

Bergin, Peter

Bernier, Shannon

Boutin, David

Buckley, Raymond

Burke, M. Virginia

Cardin, Lori

Carlson, Donald

Clemons, Jane

Cote, David

Cote, Peter

D'Allesandro, Lou

Daigle, Robert

Desrosiers, William

Drabinowicz, A. Theresa

Dwyer, Paul, Sr.

Fenton, James

Foster, Joseph

Foster, Linda

Franks, Suzan

Gage, Ruth

Ginsburg, Ruth

Gosselin, Gerald

Haettenschwiller,
Alphonse

Haley, Robert

Hall, Betty

Hart, Nick

Jean, Claudette

Jean, Loren

Johnson, Lionel

Kelly, Michael

Lefebvre, Roland

Leonard, Peter

Letendre, Evelyn

Lynde, Harold

MacAuslan, Rita

Martin, Mary

McCarthy, William

McGough, Tim

Milligan, Robert

Murphy, Robert

Pepino, Leo

Perkins, Paul

Reidy, Frank

Searles, Stanley, Sr.

Taylor, Paul

Turgeon, Roland

Vaillancourt, Steve

Welch, Donald

White, Jay

Williams, Carol

MERRIMACK

Adams, Stephen

Brown, Mary

Crosby, Toni

Daneault, Gabriel

DeStefano, Stephen

Dunn, Miriam

Fraser, Marilyn

French, Barbara

Gile, Mary

Jacobson, Alf

Lavoie, Gerard

Moore, Carol

Owen, Derek

Pfaff, Terence

Reardon, Tara

Rogers, Katherine

Seldin, Gloria	St. Cyr, Gerard	Wallin, Jean	Wallner, Mary Jane
Whittemore, James	Yeaton, Charles		

ROCKINGHAM

Abbott, Dennis	Beaulieu, Jon	Blanchard, MaryAnn	Clark, Martha
Coes, Betsy	Cushing, Robert	Dodge, Robert	Dolan, Richard
Downing, Michael	Dube, LeRoy	Dunham, Vivian	Flanagan, Natalie
Hutchinson, Rebecca	Kane, Cecelia	Kelley, Jane	Kobel, Rudolph
McGovern, Cynthia	Micklon, Stephanie	Norelli, Terie	O'Keefe, Patricia
Pantelakos, Laura	Rubin, George	Sabella, Norma	Schanda, Frank
Syracusa, Anthony	Vaughn, Charles	Weatherspoon, Jackie	

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Callaghan, Frank
DeChane, Marlene	Dunlap, Patricia	Estabrook, Iris	Grassie, Anne
Hemon, Roland	Hilliard, Dana	Kaen, Naida	Keans, Sandra
Knowles, William	Lundborn, Raymond	McCann, William, Jr.	Merrill, Amanda
Merritt, Deborah	Pelletier, Arthur	Rogers, Rose Marie	Rollo, Michael
Smith, Marjorie	Snyder, Clair	Spear, Barbara	Sullivan, Henry
Taylor, Kathleen	Twardus, Joseph	Vachon, Dennis	Vincent, Francis
Wall, Janet			

SULLIVAN

Adler, Rudolf	Allison, David	Burling, Peter	Cloutier, John
Donovan, Thomas	Kibbey, David	Lindblade, Eric	Palmer, Lorraine
Schotanus, Merle	Wiggins, Celestine		

NAYS 185

BELKNAP

Bartlett, Gordon	Boriso, Thomas	Boyce, Robert	Clark, Charles
Golden, Paul	Holbrook, Robert	Hurt, George	Laflam, Robert
Lawton, David	Lawton, Robert	Pilliod, James	Rice, Thomas, Jr.
Rosen, Ralph	Thomas, John	Turner, Robert	Ziegra, Alice

CARROLL

Babson, David, Jr.	Bradley, Jeb	Chandler, Gene	Cooper, Kipp
Foster, Robert	Howard, Godfrey	Kenney, Joseph	Lyman, L. Randy
MacDonald, Kenneth	Mock, Henry	Patten, Betsey	

CHESHIRE

Hunt, John	McNamara, Wanda	Metzger, Katherine	Smith, Edwin
Steere, Myron, III			

COOS

Coulombe, Henry	Davis, Perley	Guay, Lawrence	Merrill, Gerald
Pratt, Leighton	St. Hilaire, Paul	Tholl, John, Jr.	

GRAFTON

Alger, John	Brown, Channing	Chase, Paul, Jr.	Eaton, Stephanie
Guaraldi, Lawrence	Ham, Bonnie	Hill, Richard	Hinman, Harry
Williams, William, Jr.			

HILLSBOROUGH

Alukonis, David	Amidon, Eleanor	Arnold, Thomas, Jr.	Belvin, William
Briefs, Geoffrey	Brundige, Robert	Calawa, Leon, Jr.	Carney, Lauren
Chabot, Robert	Christiansen, Lars	Clay, Susan	Clegg, Robert, Jr.
Daniels, Gary	Dawe, Eileen	Dokmo, Cynthia	Durham, Susan
Dyer, Merton	Emerton, Lawrence, Sr.	Feng, David	Ferguson, Charles
Fields, Dennis	Flora, Kathleen	Gagnon, Eugene	Golding, William
Goulet, Maurice	Hansen, Herbert	Herman, Keith	Holden, Carol
Holley, Sylvia	Hunter, Bruce	Kelley, Robert	Kurk, Neal
L'Heureux, Robert	LaRose, Richard	Leishman, Peter	Lessard, Rudy
Lozeau, Donnalee	Luebkert, Bernard	MacGillivray, Jeffrey	MacIntyre, Doris
Marcinkowski, Michael	McCarty, Winston	McRae, Karen	Melcher, Harold
Mercer, Robert	Messier, Irene	Mittelman, David	Morello, Michael
Murch, George	O'Hearn, Jane	Peterson, Andrew	Riley, Frances
Sargent, Maxwell	Sullens, Joan	Thulander, O. Alan	Wheeler, Robert
White, Donald	Wright, George		

MERRIMACK

Anderson, Eric	Burney, Carol	Chandler, Earle	Colburn, Thomas
Crowell, Peter	Feuerstein, Martin	Hager, Elizabeth	Hess, David
Hoadley, Elizabeth	Krueger, Patricia	Langer, Ray	Larrabee, David
Leber, William	Lockwood, Robert	Marshall, Kenneth	Maxfield, Roy
Morrill, Olive	Nichols, Avis	Whalley, Michael	

ROCKINGHAM

Aranda, M. Kathryn	Arndt, Janet	Battles-Peirce, Marjorie	Belanger, Ronald
Bishop, Franklin	Camm, Kevin	Carson, Gregory	Case, Margaret
Christie, Andrew, Jr.	Cooney, Richard	Dearborn, Bruce	Dowd, Sandra
Dowling, Patricia	Felch, Charles, Sr.	Fesh, Robert	Flanders, John, Sr.
Francoeur, Sheila	Frechette, Joseph	Gibbons, Paul	Gleason, John
Guthrie, Joseph	Heath, John	Henderson, Warren	Johnson, Robert
Katsakiores, George	Katsakiores, Phyllis	Klemm, Arthur, Jr.	Langley, Jane
Langone, John	Letourneau, Robert	Major, Norman	Malcolm, Kenneth
McCarthy, John, Jr.	McKinney, Betsy	Mikowski, Walter	Moore, Benjamin
Nowe, Ronald	Noyes, Richard	Packard, Sherman	Raynowska, Bernard

Reardon, Neil	Simmons, John Anthony	Smith, Kevin	Stickney, Nancy
Stone, Joseph	Stritch, Charles	Tufts, J. Arthur	Varrell, Thomas
Verani, Giovanni	Welch, David	Weyler, Kenneth	Woods, Deborah
STRAFFORD			
McKinley, Robert	Musler, George	Torr, Ann	Torr, Franklin
Tsiros, William			

SULLIVAN

Ferland, Brenda	Krueger, Richard	Leone, Richard
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The Speaker voted in the negative, creating a tie and the floor amendment failed.

Rep. Weber offered a floor amendment.

FLOOR AMENDMENT (0063H)

Amend house rule 48 by inserting after paragraph (b) the following new paragraph:

(c) The general budget bill shall be voted on by a roll call vote in the house.

Rep. Weber spoke in favor.

Rep. Henderson spoke against.

The floor amendment failed.

SUSPENSION OF RULES

Reps. Wheeler and Burling moved that the rules be so far suspended as to permit the introduction of those bills and redrafts received by members after the January 17, 1997 deadline and signed off prior to the close of business on January 24, 1997.

Adopted by the necessary two-thirds.

RESOLUTION

Rep. Wheeler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 584 through 630 and House Resolution numbered 16, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Rep. DePecol requested that the question be divided. The Speaker ruled the question was divisible.

The question now being the introduction of House Bills 585 through 630.

Adopted.

INTRODUCTION OF HOUSE BILLS First, second reading and referral

HB 584-L, relative to the duties of school nurses. (O'Hearn, Hills 26; Squires, Dist 12; Pignatelli, Dist 13: Health, Human Services and Elderly Affairs)

HB 585, relative to prohibiting littering, as enforced by the fish and game department. (Abbott, Rock 19: Wildlife and Marine Resources)

HB 586, changing the expiration date of OHRV registrations. (Pfaff, Merr 11: Transportation)

HB 587-FN, relative to the system benefits charge and interim stranded costs recovery charges in electric utility restructuring. (MacGillivray, Hills 21: Science, Technology and Energy)

HB 588-FN, relative to certification of operators of solid waste plants, water treatment plants, and wastewater treatment plants, and adding late renewal fees. (Dickinson, Carr 2; Cooper, Carr 2: Executive Departments and Administration)

HB 589-FN, establishing livery plates and associated fees. (Dickinson, Carr 2; Cooper, Carr 2: Transportation)

HB 590-FN-L, allowing property taxpayers to choose whether to participate in the funding of nonprofit organizations through their property taxes. (Murch, Hills 31; Root, Graf 8: Local and Regulated Revenues)

HB 591-FN, relative to eliminating the authority of the sweepstakes commission to hold sweepstakes races at horse and dog tracks. (Lovett, Graf 6: Local and Regulated Revenues)

HB 592-FN-A-L, establishing a brain and spinal cord injury trust fund and an advisory council on brain and spinal cord injuries and continually appropriating a special fund. (Boyce, Belk 5; Hollingworth, Dist 23: Health, Human Services and Elderly Affairs)

HB 593-FN-L, extending the grant program for closure of landfills to municipalities and adding the closure of the refuse-to-energy facility at Pease to the state water pollution control revolving fund priority projects. (M. Fuller Clark, Rock 36; Syracuse, Rock 33; Frechette, Rock 33; Vaughn, Rock 35: Environment and Agriculture)

HB 594-FN-L, exempting towns and cities from paying condominium fees when condominium units are taken for nonpayment of taxes. (Ham, Graf 4; Gordon, Dist 2: Commerce)

HB 595-FN, protecting consumers from the unlicensed practice of law. (Lockwood, Merr 9: Judiciary and Family Law)

HB 596-FN, repealing the law prohibiting the bribing or intimidating of voters. (Arndt, Rock 27: Election Law)

HB 597-FN-A, creating a tax on gross receipts of health care services. (Allen, Hills 1: Health, Human Services and elderly Affairs)

HB 598-FN, relative to liens on aircraft for nonpayment of aircraft registration fees. (Weyler, Rock 18; Noyes, Rock 26; Leber, Merr 1: Dwyer, Hills 43; Milligan, Hills 18: Transportation)

HB 599-FN, relative to youth access to tobacco products. (Nordgren, Graf 10; R. Foster, Carr 10; Buckley, Hills 44; Ziegra, Belk 5; Holt, Hills 35; Cohen, Dist 24; Gordon, Dist 2; Hollingworth, Dist 23; Russman, Dist 19: Commerce)

HB 600, consolidating administrative support for the regulation of health professionals. (Dyer, Hills 8; Goulet, Hills 15: Executive Departments and Administration)

HB 601-FN-A, to develop a statewide technology program for educational institutions and establishing a 5 percent tax on video rentals to fund the program. (M. Fuller Clark, Rock 36; Vaughn, Rock 35: Education)

HB 602-FN-A, repealing the franchise tax on electrical utilities and replacing it with a tax on the distribution of electricity. (Below, Graf 13; MacGillivray, Hills 21: Finance)

HB 603-FN-A, exempting the first \$300,000 in value of the total estate of a decedent from the legacies and successions tax. (Almy, Graf 14; McGuirk, Ches 1; Below, Graf 13: Finance)

HB 604-FN-L, relative to accessing information in delinquency cases. (Lyman, Carr 5; Pignatelli, Dist 13; Gordon, Dist 2: Criminal Justice and Public Safety)

HB 605-FN-L, relative to procedures regarding delinquent children under RSA 169B. (Lyman, Carr 5; Pignatelli, Dist 13; Gordon, Dist 2: Criminal Justice and Public Safety)

HB 606-FN-L, relative to procedures regarding children in need of services under RSA 169-D. (Woods, Rock 25; Pignatelli, Dist 13; Gordon, Dist 2: Judiciary and Family Law)

HB 607-FN, relative to special number plates for certain veterans. (Kenney, Carr 6: Transportation)

HB 608-FN, providing that a district court shall not require the department of health and human services to certify a particular provider of children's services. (Woods, Rock 25; Holden, Hills 14: Judiciary and Family Law)

HB 609-FN-L, enacting the Uniform Interstate Family Support Act (UIFSA), and relative to child support. (Clay, Hills 4; Woods, Rock 25; Larsen, Dist 15; Russman, Dist 19: Judiciary and Family Law)

HB 610-FN, relative to the regulation of small telephone companies by the public utilities commission. (McRae, Hills 7: Science, Technology and Energy)

HB 611-FN, making state securities laws comply with the National Securities Markets Improvement Act. (Flanagan, Rock 14: Commerce)

HB 612-FN, requiring the state board of education and the department of education to establish suitable tests of academic knowledge to be administered as a prerequisite for certification of new teachers in New Hampshire. (Root, Graf 8; Weber, Graf 11; Cobbin, Graf 11; Rubens, Dist 5; D. Wheeler, Dist 11: Education)

HB 613-FN-A-L, establishing a flat county property tax to fund basic education. (Allen, Hills 1: Education)

HB 614-FN, making any person who, while operating a motor vehicle, fails to yield in certain circumstances guilty of a class B misdemeanor if such failure results in an accident or an injury. (Asselin, Hills 47: Criminal Justice and Public Safety)

HB 615-FN, allowing group accounts for certain employers under the unemployment compensation laws. (Kenney, Carr 6: Labor, Industrial and Rehabilitative Services)

HB 616-FN, relative to jury selection reforms. (Mittelman, Hills 37; Knowles, Straf 11: Judiciary and Family Law)

HB 617-FN-A-L, relative to payments for catastrophic aid for special education and making an appropriation therefor. (Belvin, Hills 14: Finance)

HB 618-FN, relative to increasing certain state park fees. (M. Whalley, Merr 5; P. Bradley, Coos 6; Royce, Ches 9; M. Fuller Clark, Rock 36; Merritt, Straf 8; Podles, Dist 16: Resources, Recreation and Development)

HB 619-FN-A, establishing a sunset review process for state agencies and making an appropriation therefor. (Mirski, Graf 12; McCann, Straf 11: Executive Departments and Administration)

HB 620, allowing a municipality to adopt plans to delay reassessments on businesses which expand in central business districts and on historic buildings listed with the National Register of Historic Places. (Pepino, Hills 40: Local and Regulated Revenues)

HB 621, exempting wilderness/back country rescuers from RSA 151-B. (P. Bradley, Coos 6; Mock, Carr 3; R. Foster, Carr 10: Health, Human Services and Elderly Affairs)

HB 622-FN, requiring legislative approval of certain out-of-court settlements of claims against the state. (Kurk, Hills 5; Hess, Merr 11: Legislative Administration)

HB 623, allowing a landlord or housing owner under the housing finance authority to terminate a tenancy to allow a family member to occupy the premises. (L. Jean, Hills 17; Francoeur, Dist 14: Judiciary and Family Law)

HB 624, subjecting certain payments made to public employees upon resignation, discharge, or retirement to the right-to-know law. (Malcolm, Rock 22; G. Katsakiores, Rock 13: Judiciary and Family Law)

HB 625-FN, establishing heightened criminal penalties for threatening or assaulting a teacher. (Batula, Hills 18; Gagnon, Hills 48; Y. Coulombe, Coos 7; Roberge, Dist 9; Rubens, Dist 5; Johnson, Dist 3: Education)

HB 626, requiring an inexperienced driver and a person 16-17 years of age to obtain a special learner's permit and examination permit prior to obtaining a driver's license. (Belvin, Hills 14; Pilliod, Belk 3; N. Reardon, Rock 15: Transportation)

HB 627-FN, establishing a conservation number plate trust fund, and a special motor vehicle license plate and associated fees, to support New Hampshire's natural and cultural resources. (Mock, Carr 3; Schotanus, Sull 3; Simmons, Rock 25; M. Fuller Clark, Rock 36; Packard, Rock 29; Russman, Dist 19; Gordon, Dist 2; Larsen, Dist 15; Cohen, Dist 24: Transportation)

HB 628, relative to leasing Mount Sunapee and Cannon Mountain ski areas based on the prototype lease developed pursuant to prior legislation. (E. Smith, Ches 6; Boutin, Hills 37; G. Chandler, Carr 1; W. Williams, Graf 3; Johnson, Dist 3; Rubens, Dist 5: Resources, Recreation and Development)

HB 629-FN, establishing a pilot program for the recording of committee proceedings of the general court. (Copenhaver, Graf 10: Legislative Administration)

HB 630-FN-L, providing an additional service retirement option for group I teacher members of the retirement system. (C. Jean, Hills 32; J. Clemons, Hills 31; Franks, Hills 26: Executive Departments and Administration)

The question now being the introduction of House Resolution 16.

Rep. DePecol and Keans spoke against and yielded to questions.

Reps. Buckley and McCann spoke in favor and yielded to questions.

Rep. Jeb Bradley yielded to questions.

Reps. Paul Taylor and Mirski spoke in favor.

On a division vote, 193 members having voted in the affirmative and 159 in the negative, the motion to introduce was adopted.

INTRODUCTION OF HR
First, second reading and referral

HR 16, urging that impeachment proceedings be instituted against Strafford county probate court judge Gary r. Cassavechia. (Hemon, Straf 11; Cobbin, Graf 11; Taylor, Hills 34; Weber, Graf 11; McCann, Straf 11: Judiciary and Family Law.

RESOLUTION

Rep. Wheeler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 62 and 108 shall be by this resolution read a first and second time by the therein listed titles, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF SENATE BILLS
First, second reading and referral

SB 62, authorizing the governing bodies of towns which have not adopted the official ballot referendum form of meeting, but which are in school districts which have adopted the official ballot referendum form of meeting, to move the election day of the 1997 and 1998 annual meetings of those towns to April 8, 1997, and April 14, 1998, respectively. (Municipal and County Government)

SB 108, authorizing school boards of multi-town school districts which have adopted the official ballot referendum form of meeting to establish polling places in addition to the districts' central polling places for the 1997 and 1998 annual meetings. (Municipal and County Government.

RESOLUTION

Rep. Wheeler offered the following: RESOLVED, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet Wednesday, February 5, 1997 at 1:00 p.m..

Adopted.

LATE SESSION
Third reading and final passage

HB 128, relative to state regulation of participation by foreign banks in the financial markets of New Hampshire.

HB 142, relative to false residency forms and automobile insurance.

HB 105, allowing an extension of time limits upon a showing of good cause for holding an adjudicatory hearing in certain delinquency cases.

HB 163, repealing the law which requires the commissioner of health and human services to deny the application or renewal of the license of an emergency medical technician convicted of driving while intoxicated.

HB 165, establishing a committee to study withdrawal from cooperative school districts.

HB 172, extending the reporting date for the committee studying the issue of the use and disposal of sludge or septage.

HB 188-FN, relative to the authority of the boxing and wrestling commission.

HB 114, requiring members of conservation commissions to be residents of the city or town which they represent.

HB 160-L, authorizing the governing body of the town of Raymond to order an assessor's plat to clarify property ownership.

HB 199-FN, to include highways designated as part of the National Highway System within the definition of "federal aid primary system" for purposes of the control of outdoor advertising.

HB 129, relative to the definition of emergency services for health care insurance purposes.

HB 161, relative to pecuniary benefit transactions by charitable trusts.

HB 224-FN-L, delaying the start date for the auto emissions inspection program.

HB 150-FN, relative to the unlawful alteration of temporary motor vehicle registration plates.

SB 107, giving the deputy legislative budget assistant the authority to perform the duties of the legislative budget assistant, under certain circumstances.

HB 217, relative to outdoor advertising hearings in the department of transportation.

RECESS MOTION

Rep. Wheeler moved that the House stand in recess for the purpose of introduction of bills, enrolled bill reports and enrolled bill amendments only.

Adopted.

The House recessed at 4:25 p.m.

RECESS (Rep. John McCarthy in the Chair) RESOLUTION

Rep. Keans offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 631 through 750, Constitutional Amendment Concurrent Resolution numbered 22, House Concurrent Resolution numbered 12, House Joint Resolutions numbered 4 through 6 and House Resolution numbered 17, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS, CACR, HCR, HJRS AND HR First, second reading and referral

HB 631-FN, authorizing the department of safety to issue special amateur radio operator plates and related fees. (Rosen, Belk 7; Adler, Sull 5; MacDonald, Carr 7; McRae, Hills 7; A. Pelletier, Straf 12; Johnson, Dist 3: Transportation)

HB 632-L, relative to changing the membership of the water well board and relative to board procedures in refusing, suspending, or revoking licenses. (Emerton, Hills 7; Dickinson, Carr 2: Executive Departments and Administration)

HB 633, requiring employers to offer a point-of-service option. (C. Moore, Merr 19; Lindblade, Sull 7; K. Wheeler, Dist 21; Fraser, Dist 4: Labor, Industrial and Rehabilitative Services)

HB 634-L, relative to removal from office of certain municipal officials by voters. (David Welch, Rock 18; Weyler, Rock 18; J. Flanders, Rock 18: Election Law)

HB 635, relative to a limitation on liability for emergency medical care providers. (McGough, Hills 18; Burling, Sull 1: Judiciary and Family Law)

HB 636-L, relative to municipal authority to grant tax abatements for the purpose of facilitating the transfer of contaminated property acquired by a municipality through tax deed to a buyer participating in the brownfields program. (Melcher, Hills 11; Aranda, Rock 13; Musler, Straf 6: Local and Regulated Revenues)

HB 637-FN, relative to license suspension and revocation. (Hess, Merr 11: Transportation)

HB 638-FN, requiring random on-site inspection and testing of certain sludge and biosolid samples. (Owen, Merr 6; Cohen, Dist 24; Pignatelli, Dist 13: Environment and Agriculture)

HB 639, relative to the term of office of any person appointed by the governor and council between a general election and the expiration of the term of a governor who was not reelected. (Below, Graf 13; A. Merrill, Straf 8; Vachon, Straf 4; Cohen, Dist 24; Pignatelli, Dist 13: Executive Departments and Administration)

HB 640, establishing a committee to examine the feasibility of establishing a state of the art meteorological center at the former Pease Air Force Base. (Varrell, Rock 9; J. McCarthy, Rock 24; MacGillivray, Hills 21; Cobbin, Graf 11: Commerce)

HB 641, relative to property tax bills for land parcels having multiple owners. (L. Foster, Hills 10: Municipal and County Government)

HB 642, requiring that all property taxes be paid prior to approval of a subdivision plat. (L. Foster, Hills 10: Municipal and County Government)

HB 643-FN, establishing an industry average performance system for air pollution control, and establishing certain pollution control funds. (MacGillivray, Hills 21; J. Bradley, Carr 8; A. Merrill, Straf 8; Aranda, Rock 13; Below, Graf 13: Science, Technology and Energy)

HB 644-FN-A, changing the rate of taxation for certain fuels subject to the road toll. (MacGillivray, Hills 21; Kaen, Straf 7; Below, Graf 13; J. Bradley, Carr 8: Public Works and Highways)

HB 645-FN, requiring the commissioner of health and human services to produce certain quarterly reports. (Allen, Hills 1: Finance)

97-0835

HB 646-FN-A, relative to eligibility for child day care services for persons receiving public assistance and making an appropriation therefor. (Wallner, Merr 24; J. Brown, Straf 17; Micklon, Rock 26; Frechette, Rock 33; J. Bradley, Carr 8; Blaisdell, Dist 10; Larsen, Dist 15: Health, Human Services and Elderly Affairs)

HB 647-FN-A-L, relative to a centralized computer checklist of voters and making an appropriation therefor. (M. Fuller Clark, Rock 36: Election Law)

HB 648-L, relative to a local option fee for local or regional transportation infrastructure improvements. (M. Fuller Clark, Rock 36; Burnham, Ches 8; K. Wheeler, Dist 21: Local and Regulated Revenues)

HB 649-FN, relative to reckless driving. (Nowe, Rock 3: Transportation)

HB 650, relative to limited liability companies. (Mercer, Hills 27; Gordon, Dist 2: Commerce)

HB 651-FN-L, relative to electric rate reduction financing. (Below, Graf 13; Rep. J. Bradley, Carr 8; MacGillivray, Hills 21; Hollingworth, Dist 23: Science, Technology and Energy)

HB 652, establishing a committee to study certification of police and fire dispatchers. (Pepino, Hills 40; Buckley, Hills 44: Criminal Justice and Public Safety)

HB 653-L, relative to address numbers on streets and highways and relative to penalties for violations of certain planning and zoning laws. (LaRose, Hills 27; J. Foster, Hills 33; Lefebvre, Hills 31: Municipal and County Government)

HB 654, expanding the weight and length law exemptions to include vehicles used by cities and towns for trash removal. (G. Katsakiores, Rock 13; P. Katsakiores, Rock. 13; Fesh, Rock 13: Transportation)

HB 655-FN, requiring the department of agriculture, markets, and food to maintain records concerning commercial transactions of the bovine somatotropin growth hormone. (Aranda, Rock 13; McKinney, Rock 29; Trelfa, Graf 2; Owen, Merr 6: Commerce)

HB 656-L, repealing the provision which requires the state board to approve schools before a district is qualified to receive state aid to education. (D. Lawton, Belk 1; Thomas, Belk 3; M. Whalley, Merr 5; Johnson, Dist 3; Patenaude, Dist 7: Education)

HB 657-FN, eliminating the Pease development authority and transferring its duties and authority to a new Pease international tradeport division. (Dolan, Rock 12; Weyler, Rock 18; Dodge, Rock 4; Rubin, Rock 25: Commerce)

HB 658-FN-A, ensuring that the division of safety services, department of safety receives its $\frac{1}{2}$ share of unrefunded tolls for boat motor fuels as required by law, and establishing a special fund therefor. (Dickinson, Carr 2; M. Whalley, Merr 5; Schotanus, Sull 3; Lovett, Graf 6; Gordon, Dist 2; Johnson, Dist 3: Finance)

HB 659, modifying restrictions on televised political advertising. (Teschner, Graf 5; Fields, Hills 18; Malcolm, Rock 22; Hinman, Graf 7; P. Krueger, Merr 7; Rubens, Dist 5; Russman, Dist 19: Election Law)

HB 660, adding the name of Martin Luther King, Jr. to Civil Rights Day. (Pantelakos, Rock 30; C. Brown, Graf 14; L. Johnson, Hills 40; Weatherspoon, Rock 20; A. Torr, Straf 12; Larsen, Dist 15; Cohen, Dist 24; Pignatelli, Dist 13; Hollingworth, Dist 23: Executive Departments and Administration)

HB 661-FN-L, allowing high school pupils to attend the public secondary school of their choice. (Arndt, Rock 27; F. Riley, Hills 44; G. Katsakiores, Rock 13; Feng, Hills 23; Noyes, Rock 26: Education)

HB 662, revising the laws relative to the use of dealer plates. (Bartlett, Belk 6; Laflam, Belk 2; R. Foster, Carr 10; Whittemore, Merr 13; Teschner, Graf 5; Blaisdell, Dist 10; Larsen, Dist 15; Johnson, Dist 3; Fraser, Dist 4: Transportation)

HB 663-FN-L, imposing a \$100 per year surtax on occupiers of rental property and condominium units to fund state aid to education and prohibiting future increases in individual residential property taxes to meet educational costs. (L. Pratt, Coos 4: Local and Regulated Revenues)

HB 664-FN, increasing the witness fee for law enforcement officers and the mileage allowance for witnesses. (Dolan, Rock 12; Dodge, Rock 4: Finance)

HB 665-FN, establishing the crime of felony murder. (Simmons, Rock 25; Woods, Rock 25; Pepino, Hills 40; Feng, Hills 23; Barnes, Dist 17: Criminal Justice and Public Safety)

HB 666-FN-L, relative to binding interest arbitration for law enforcement and firefighter contracts. (Gibbons, Rock 13: Labor, Industrial and Rehabilitative Services)

HB 667, relative to confidentiality issues concerning the exchange of information between the departments of revenue administration and employment security and relative to payment of employer contributions. (Turner, Belk 7; Danais, Dist 20: Labor, Industrial and Rehabilitative Services)

HB 668-FN-L, licensing, regulating, and taxing video gambling machine use. (C. Brown, Graf 14: Local and Regulated Revenues)

HB 669-FN, enhancing penalties for violations of laws regulating underground storage facilities. (Dickinson, Carr 2; Royce, Ches 9; M. Whalley, Merr 5: Criminal Justice and Public Safety)

HB 670-FN, relative to telemarketing registration and fraud prevention. (Hunt, Ches 10; Herman, Hills 13: Commerce)

HB 671-A, establishing a committee to study the organization, structure, and administration of the department of fish and game, and making an appropriation therefor. (Pfaff, Merr 11; F. Torr, Straf 12; G. Chandler, Carr 1; MacNeil, Graf 7; Whittemore, Merr 13; Cohen, Dist 24; F. King, Dist 1; Patenaude, Dist 7: Wildlife and Marine Resources)

HB 672-FN, relative to lowering the allowable alcohol concentration for persons under 21 operating OHRVs. (Christie, Rock 22; Dodge, Rock 4; Dolan, Rock 12; Knowles, Straf 11; Hollingworth, Dist 23; Podles, Dist 16: Criminal Justice and Public Safety)

HB 673-FN, establishing a penalty for committing certain offenses while aboard an aircraft which lands in this state and relative to the jurisdiction of law enforcement officers and the courts over persons committing offenses in an aircraft landing in this state. (J. Flanders, Rock 18; David Welch, Rock 18; Musler, Straf 6: Criminal Justice and Public Safety)

HB 674-FN, relative to dam registration and filing fees. (Dickinson, Carr 2; Royce, Ches 9; Laflam, Belk 2; Merritt, Straf 8: Finance)

HB 675-FN, relative to bass fishing tournaments. (Lovett, Graf 6; Johnson, Dist 3: Wildlife and Marine Resources)

HB 676-FN-L, establishing procedures for the distribution of proceeds from the sale of tax-deeded property by a municipality. (L. Foster, Hills 10; M. Fuller Clark, Rock 36: Municipal and County Government)

HB 677-FN, increasing the wetlands excavating and dredging permit fee for major and minor projects. (Dickinson, Carr 2; Lovett, Graf 6; Merritt, Straf 8; Patenaude, Dist 7; Russman, Dist 19: Resources, Recreation and Development)

HB 678, relative to the expansion of veterans' home services. (David Welch, Rock 18; Drabinowicz, Hills 36; Vaughn, Rock 35; Mock, Carr 3; Fraser, Dist 4; Hollingworth, Dist 23; Gordon, Dist 2: State-Federal Relations and Veterans Affairs)

HB 679-FN-L, repealing the limitation on zoning ordinance protest petitions. (Camm, Rock 17: Municipal and County Government)

HB 680-FN, relative to criminal liability for harm caused by dangerous domestic animals or captive wildlife. (Felch, Rock 21: Criminal Justice and Public Safety)

HB 681, relative to penalties for certain violations of fish and game laws and granting rulemaking authority to the executive director relative to registration agent fees for wild turkey permits. (Felch, Rock 21: Wildlife and Marine Resources)

HB 682-FN-L, requiring law enforcement agencies to notify certain community organizations when a sexual offender moves into the community. (Christie, Rock 22: Criminal Justice and Public Safety)

HB 683-FN, relative to one-day fishing licenses for residents and nonresidents. (Boriso, Belk 1; D. Lawton, Belk 1: Wildlife and Marine Resources)

HB 684-FN, relative to drivers who purposely neglect to stop when under pursuit by a law enforcement officer. (Kenney, Carr 6: Criminal Justice and Public Safety)

HB 685-FN, relative to the assault of a law enforcement officer acting in the line of duty. (Kenney, Carr 6: Criminal Justice and Public Safety)

HB 686-FN-A, relative to financing child day care facilities and making an appropriation therefor. (Emerton, Hills 7; Wallner, Merr 24; Estabrook, Straf 8; J. King, Dist 18: Health, Human Services and Elderly Affairs)

HB 687, establishing an Alan B. Shepard park commission. (G. Katsakiores, Rock 13; Langone, Rock 13; Dowd, Rock 13; P. Katsakiores, Rock 13; Gleason, Rock 13; Russman, Dist 19: Resources, Recreation and Development)

HB 688-FN-A, establishing a committee to study all investigations of the late John C. Fairbanks, authorizing staff for the committee, and making an appropriation therefor. (Cobbin, Graf 11; Varrell, Rock 9: Judiciary and Family Law)

HB 689-FN, relative to a certain portion of registration fees of a nonprofit corporation. (Weyler, Rock 18; Asselin, Hills 47; Leber, Merr 1, Dwyer, Hills 43; Milligan, Hills 18: Finance)

HB 690, establishing a long-term care institute. (Kurk, Hills 5; Amidon, Hills 9; Sargent, Hills 3; Barnes, Dist 17; J. King, Dist 18: Health, Human Services and Elderly Affairs)

HB 691, requiring large employers to offer their employees long-term care insurance. (Kurk, Hills 5; Amidon, Hills 9; Sargent, Hills 3; Barnes, Dist 17; J. King, Dist 18: Commerce)

HB 692, relative to the use of certain court, case, and police records of delinquent children in sentencing for conviction of certain crimes as adults. (Hess, Merr 11: Criminal Justice and Public Safety)

HB 693, establishing a house committee to examine water quality issues. (Martin, Hills 34; P. Bradley, Coos 6; Merritt, Straf 8; Russman, Dist 19; Johnson, Dist 3: Resources, Recreation and Development)

HB 694, allowing law enforcement officers to make a video recording of certain communications without notification. (Manning, Ches 9: Criminal Justice and Public Safety)

HB 695, establishing a committee to study the educational requirements of student drivers. (Gleason, Rock 13; Christie, Rock 22; P. Katsakiores, Rock 13; Pilliod, Belk 3; Cloutier, Sull 8; Russman, Dist 19; J. King, Dist 18; Podles, Dist 16; Hollingworth, Dist 23; Gordon, Dist 2: Transportation)

HB 696-FN-L, authorizing the court to suspend the motor vehicle driver's license of a person convicted of criminal mischief when such conviction was the result of an act facilitated by the use of an automobile. (Hansen, Hills 2; Dolan, Rock 12; Chase, Graf 6: Criminal Justice and Public Safety)

HB 697-FN-A-L, establishing a homeless prevention fund, to be funded by a temporary homeless prevention state property tax, and making appropriations to the fund for fiscal years 1998 and 1999. (Allen, Hills 1: Health, Human Services and Elderly Affairs)

HB 698, relative to the oil discharge and disposal cleanup fund, the fuel oil discharge cleanup fund, and the motor oil discharge cleanup fund. (Holbrook, Belk 7: Resources, Recreation and Development)

HB 699-FN, relative to holiday pay for part-time state employees. (C. Brown, Graf 14: Executive Departments and Administration)

HB 700-FN-L, relative to the renovation of regional vocational education centers. (LaRose, Hills 27; Champagne, Ches 19; Cloutier, Sull 8; Squires, Dist 12; Pignatelli, Dist 13; Blaisdell, Dist 10: Education)

HB 701-L, granting a municipality alternatives to accepting a tax deed to the property when the property owner is tax delinquent. (Hager, Merr 18: Municipal and County Government)

HB 702-FN-L, establishing procedures governing municipal acquisition of public utility property. (Klemm, Rock 28: Science, Technology and Energy)

HB 703-FN-L, relative to criminal history checks for school personnel. (A. Pelletier, Straf 12: Education)

HB 704, relative to provisional licenses for manufacturers of beverages and requiring approval of the source of water used to manufacture beverages. (Coes, Rock 19; Burnham, Ches 8; Russman, Dist 19: Health, Human Services and Elderly Affairs)

HB 705, relative to the confidentiality of the records of the department of revenue administration. (Dickinson, Carr 2; B. Gage, Rock 26; Hunt, Ches 10; F. King, Dist 1: Finance)

HB 706, establishing a commission on animal damage control to review the fish and game laws relating to damage by game birds and game. (L'Heureux, Hills 18; Melcher, Hills 11: Wildlife and Marine Resources)

HB 707-L, relative to municipal taxation of utility property. (Below, Graf 13; Rep. J. Bradley, Carr 8; MacGillivray, Hills 21; F. King, Dist 1; Whipple, Dist 8; McCarley, Dist 6: Science, Technology and Energy)

HB 708, extending the reporting date for the committee studying the issues surrounding the definition of "facility" for the purposes of eligibility for certain property tax exemptions. (M. Whalley, Merr 5: Municipal and County Government)

HB 709, establishing a committee to study the possibility of imposing property taxes on property used by nonprofit academic institutions primarily for housing. (Salatiello, Belk 2: Local and Regulated Revenues)

HB 710-FN, requiring boating safety education. (J. Foster, Hills 33; Hilliard, Straf 14; Cohen, Dist 24: Resources, Recreation and Development)

HB 711, relative to post-termination commissions. (Klemm, Rock 28: Judiciary and Family Law)

HB 712, relative to the purchase, preservation, and reactivation of abandoned railroad rights-of-way and limiting railroad liability for passenger rail service. (G. Katsakiores, Rock 13; Connolly, Graf 1; Whittemore, Merr 13; Ackerman, Hills 30; Russman, Dist 19; F. King, Dist 1: Transportation)

HB 713, establishing a penalty for failure to file certain financial statements and quarterly reports, relative to the names of foreign limited partnerships, and replacing an annual notice requirement for limited liability partnerships with an annual fee. (Flanagan, Rock 14: Commerce)

HB 714, repealing certain duties of the secretary of state relative to the state treasurer's insurance bond and accounts of bonds issued by the state treasurer. (Flanagan, Rock 14: Finance)

HB 715-L, placing time limits on covenants that have been placed on deeds by developers. (Bickford, Straf 1: Municipal and County Government)

HB 716-FN, relative to economic development and retention rates and special contracts. (Below, Graf 13; MacGillivray, Hills 21; J. Bradley, Carr 8: Science, Technology and Energy)

HB 717-FN-A, relative to the taxation of venture capital firms under the business profits tax. (Belvin, Hills 14: Finance)

HB 718, changing that which constitutes the practice of medicine. (A. Torr, Straf 12; M. Fuller Clark, Rock 36; Hollingworth, Dist 23; Patenaude, Dist 7: Health, Human Services and Elderly Affairs)

HB 719-FN-A, increasing the number of state troopers and making an appropriation therefor. (McGovern, Rock 35; DePecol, Ches 14; J. Kelley, Rock 22: Finance)

HB 720-FN, relative to evening hours for sessions and hearings of the New Hampshire house of representatives. (M. Kelly, Hills 45; Buckley, Hills 44; Vaillancourt, Hills 44: Legislative Administration)

HB 721, prohibiting certain tobacco or alcohol advertising within drug-free school zones. (Below, Graf 13; A. Pelletier, Straf 12; Leber, Merr 1; Holt, Hills 35; Gordon, Dist 2: Commerce)

HB 722-FN, opting the state out of a provision of federal law relating to benefits for persons convicted of drug-related offenses. (Manning, Ches 9; Ferguson, Hills 13; Wallner, Merr 24; Amidon, Hills 9: Health, Human Services and Elderly Affairs)

HB 723-FN-A, establishing a New Hampshire health access corporation, continually appropriating a special fund, and allowing the healthy kids corporation to cover adults. (R. Foster, Carr 10; Amidon, Hills 9; French, Merr 3: Health, Human Services and Elderly Affairs)

HB 724-FN, allowing the office of reimbursements in the department of health and human services to set rates for the multiple DWI offender intervention detention center program. (Christie, Rock 22: Criminal Justice and Public Safety)

HB 725-FN, relative to the certification of dietitians. (Pfaff, Merr 11; P. Katsakiores, Rock 13: Executive Departments and Administration)

HB 726-FN, relative to the jurisdiction and authority of the public utilities commission, and relative to the underground utility damage prevention system. (J. Bradley, Carr 8; MacGillivray, Hills 21; Johnson, Dist 3; Hollingworth, Dist 23: Science, Technology and Energy)

HB 727-FN, relative to rate-setting for certain services, placements, and programs for children by the department of health and human services. (J. Brown, Straf 17; Keans, Straf 16; Cohen, Dist 24; K. Wheeler, Dist 21: Judiciary and Family Law)

HB 728-FN-A, relative to designating a portion of the meals and rooms tax revenue for the promotion and development of tourism. (Avery, Ches 8; M. Fuller Clark, Rock 36: Finance)

HB 729-FN-A, establishing a kindergarten special number plate and fee, with the fees continually appropriated to the department of education. (Asselin, Hills 47; Guest, Graf 10; Burling, Sull 1; J. King, Dist 18; Larsen, Dist 15: Transportation)

97-0927

HB 730-FN, relative to penalties for sexual misconduct by mental health counselors. (Buckley, Hills 44: Criminal Justice and Public Safety)

HB 731-FN-A-L, relative to the taxation of sand, gravel, loam, and other similar substances. (Wheeler, Hills 7; G. Chandler, Carr 1; K. Rogers, Merr 22; Blaisdell, Dist 10; Johnson, Dist 3; Fraser, Dist 4: Environment and Agriculture)

HB 732-FN, making revisions relative to parental reimbursement for children's services to the department of health and human services. (Allen, Hills 1: Finance)

HB 733-FN, relative to the state government information dissemination and access act. (M. Fuller Clark, Rock 36: Executive Departments and Administration)

HB 734-FN, requiring district courts to hold evening sessions. (Wall, Straf 9; Keans, Straf 16; Dolan, Rock 12; Letendre, Hills 15; Richardson, Ches 12: Judiciary and Family Law)

HB 735-FN, adding certain conduct to that which constitutes aggravated felonious sexual assault and felonious sexual assault. (Knowles, Straf 11: Criminal Justice and Public Safety)

HB 736-FN, increasing jurors' fees. (MacGillivray, Hills 21: Judiciary and Family Law)

HB 737-FN-L, relative to redefining earnable compensation for the purpose of determining retirement system benefits. (Kurk, Hills 5; Merritt, Straf 8: Executive Departments and Administration)

HB 738-FN-A-L, relative to the distribution of revenue from the meals and rooms tax. (Dickinson, Carr 2; Cooper, Carr 2: Finance)

HB 739-FN, relative to copies of vital records. (Dickinson, Carr 2: Health, Human Services and Elderly Affairs)

HB 740-FN-L, requiring the state to pay a witness fee and mileage payment for a local law enforcement officer called as a witness for a division of motor vehicles administrative hearing, to be funded by an increase in the motor vehicle uniform fine schedule. (Downing, Rock 26: Transportation)

HB 741-FN-A, relative to access to state telephone numbers. (Guay, Coos 6: Executive Departments and Administration)

HB 742-FN, establishing half-price greens fees for active military and retired military personnel at the golf course at the former Pease Air Force Base. (Varrell, Rock 9; Nowe, Rock 3: Commerce)

HB 743-FN-L, relative to the municipal option to impose additional fees for motor vehicle registration permits to fund public parking facilities. (D'Allesandro, Hills 46: Municipal and County Government)

HB 744-FN, relative to administrative fines for violations of safety regulations regarding water pollution and waste disposal, authorizing the attorney general to enjoin any youth camp, public swimming pool, or spa operating without approval, and relative to the legal status of local river management advisory committees. (Dickinson, Carr 2: Resources, Recreation and Development)

HB 745-FN, relative to the compensation of the members of the workers' compensation appeals board. (C. Brown, Graf 14; Blaisdell, Dist 10: Executive Departments and Administration)

HB 746-FN, relative to fees collected by the insurance department. (C. Brown, Graf 14; Blaisdell, Dist 10: Finance)

HB 747-FN-A, establishing a fund for the acquisition or care of land or easements for wildlife habitats, continually appropriating the fund, and requiring an additional fee for each hunting or fishing license to be credited to the fund. (Abbott, Rock 19; McGuirk, Ches 1; Blaisdell, Dist 10: Wildlife and Marine Resources)

HB 748-FN, clarifying the school building aid law relative to kindergarten programs. (Franks, Hills 26; Searles, Hills 23; Durham, Hills 22: Education)

HB 749-FN, requiring group I retirement system members to be incapacitated for any gainful employment before receiving accidental disability retirement benefits. (Steere, Ches 11: Executive Departments and Administration)

HB 750-FN-L, relative to municipal water systems. (Feng, Hills 23; Christiansen, Hills 23; F. Riley, Hills 44; D. White, Hills 25; Clegg, Hills 23: Science, Technology and Energy)

CACR 22, Relating to changing the minimum age requirement for state senator from 30 to 25. Providing that persons at least 25 years of age shall be eligible to be elected to the state senate. (Hilliard, Straf 14; Simmons, Rock 25; Rollo, Straf 10; K. Clemons, Hills 29; Cushing, Rock 22; Cohen, Dist 24: Election Law)

HCR 12, urging ratification of the Convention for the Elimination of All Forms of Discrimination Against Women. (M. Fuller Clark, Rock 36; Weatherspoon, Rock 20; Hart, Hills 37; Lockwood, Merr 9; Norelli, Rock 31; Squires, Dist 12; Gordon, Dist 2; K. Wheeler, Dist 21: State-Federal Relations and Veterans Affairs)

HJR 4, urging the United States Congress and the Federal Energy Regulatory Commission to cooperate with state plans to restructure the electric utility industry. (MacGillivray, Hills 21; J. Bradley, Carr 8; Below, Graf 13: State-Federal Relations and Veterans Affairs)

HJR 5, urging the United States Congress and the United States Environmental Protection Agency to make certain changes in the Clean Air Act which would result in more cost effective air pollutant emission reductions. (MacGillivray, Hills 21; Kaen, Straf 7; J. Bradley, Carr 8; Below, Graf 13; Russman, Dist 19: State-Federal Relations and Veterans Affairs)

HJR 6, requiring the joint legislative historical committee to acquire and cause to be displayed a portrait of suffragist Marilla Marks Ricker. (Cushing, Rock 22; A. Merrill, Straf 8; Keans, Straf 16; Weatherspoon, Rock 20; A. Torr, Straf 12; Hollingworth, Dist 23; McCarley, Dist 6; K. Wheeler, Dist 21; Pignatelli, Dist 13; Larsen, Dist 15: Legislative Administration)

HR 17, relative to certain historical theaters in New Hampshire. (Leonard, Hills 39: Resources, Recreation and Development)

RECESS
(Rep. Pfaff in the Chair)
RESOLUTION

Rep. Phyllis Katsakiores offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 751 through 796, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS
First, second reading and referral

HB 751-FN-L, relative to spousal benefits for certain retired group II members of the retirement system. (Christie, Rock 22: Executive Departments and Administration)

HB 752-FN, relative to the commission of robbery or burglary while armed with a deadly weapon, culpability for capital murder, and the potential death sentence for first degree murder. (Feng, Hills 23; Fenton, Hills 24; Howard, Carr 10; D. White, Hills 25; Clegg, Hills 23: Criminal Justice and Public Safety)

HB 753-FN, relative to the board of auctioneers and the conduct of auctions. (Beaulieu, Rock 10; Dodge, Rock 4: Executive Departments and Administration)

HB 754-FN, relative to special gas and electric rates for customers dependent on life-support equipment. (L. Jean, Hills 17; D. White, Hills 25; Gordon, Dist 2; J. King, Dist 18: Science, Technology and Energy)

HB 755-FN, increasing certain OHRV registration fees and requiring the department of fish and game to file an annual report to the legislature. (M. Whalley, Merr 5; R. Johnson, Rock 1; Schotanus, Sull 3; G. Merrill, Coos 1; Gordon, Dist 2; F. King, Dist 1; Patenaude, Dist 7; Podles, Dist 16: Transportation)

HB 756-FN, relative to the registration of alternative providers of mental health services. (Dyer, Hills 8; Emerton, Hills 7: Executive Departments and Administration)

HB 757-FN, relative to the applicability of the legacies and successions tax. (Lovett, Graf 6; McGuirk, Ches 1: Finance)

HB 758-FN, raising the speed limit on all New Hampshire interstate highways from 65 to 75 miles per hour and from 55 to 65 in other locations. (Vaillancourt, Hills 44; M. Kelly, Hills 45: Transportation)

HB 759-FN-A-L, funding the developmental disabilities waitlist from the health care transition fund and making an appropriation therefor. (Dwyer, Hills 43; M. Fuller Clark, Rock 36; J. King, Dist 18; Blaisdell, Dist 10: Health, Human Services and Elderly Affairs)

HB 760-FN, relative to OHRVs and OHRV registration fees. (Packard, Rock 29; Letourneau, Rock 13: Transportation)

HB 761-FN-A, establishing a credit against the business profits tax for businesses that provide qualified internship or apprenticeship programs. (Spear, Straf 5; Trelfa, Graf 2; Ferguson, Hills 13; Keans, Straf 16; K. Wheeler, Dist 21: Finance)

HB 762-FN, relative to the regulation of naturopathic medicine. (Emerton, Hills 7: Executive Departments and Administration)

HB 763-FN, prohibiting nonresidents from hunting on Sunday if the state of residence of the nonresident prohibits hunting on Sunday for New Hampshire residents. (Felch, Rock 21: Wildlife and Marine Resources)

HB 764-FN-L, relative to a person subject to a domestic violence petition applying to purchase a handgun. (Pepino, Hills 40; Knowles, Straf 11: Criminal Justice and Public Safety)

HB 765-FN, establishing an osteoporosis prevention, education, and treatment program. (French, Merr 3; Ziegler, Belk 5; Larsen, Dist 15; Gordon, Dist 2; K. Wheeler, Dist 21; Cohen, Dist 24: Health, Human Services and Elderly Affairs)

HB 766-FN, forbidding the acceptance of anything of value by state officials, appointed officials, and legislative employees. (K. Rogers, Merr 22: Election Law)

HB 767-FN, relative to violation of court orders regarding child custody. (K. Rogers, Merr 22: Criminal Justice and Public Safety)

HB 768-FN, relative to certain abortions. (K. Smith, Rock. 29: Judiciary and Family Law)

HB 769-FN, relative to unemployment compensation. (Turner, Belk 7; Danaïs, Dist 20: Labor, Industrial and Rehabilitative Services)

HB 770-FN, relative to blood testing in the instance of motor vehicle fatalities and other instances. (Musler, Straf 6: Criminal Justice and Public Safety)

HB 771-FN-L, exempting remediation waste from the hazardous waste generator fee, increasing grant awards made pursuant to the used oil collection center program and relative to the hazardous waste disposal facility siting board. (Musler, Straf 6: Environment and Agriculture)

HB 772-FN-A, establishing the position of industrial, commercial, and tourism agent for Coos county and making an appropriation therefor. (Guay, Coos 6: Commerce)

HB 773-FN, relative to intentional interference with child custody and visitation. (J. McCarthy, Rock 24: Judiciary and Family Law)

HB 774-FN, relative to child support, custodial rights, and visitation. (J. McCarthy, Rock 24: Judiciary and Family Law)

HB 775-FN-A, relative to the regulation of ophthalmic dispensing and making an appropriation therefor. (P. Taylor, Hills 34; Sargent, Hills 3; Asselin, Hills 47; Dodge, Rock 4; Copenhagen, Graf 10; Hollingworth, Dist 23; J. King, Dist 18; Gordon, Dist 2: Executive Departments and Administration)

HB 776-FN, prohibiting any person under 18 years of age from sitting in a cocktail lounge. (J. Bradley, Carr 8: Local and Regulated Revenues)

HB 777-FN, prohibiting a fish and game officer who makes an arrest for a fish and game violation from also being the prosecuting officer. (Dickinson, Carr 2; Cohen, Dist 24: Criminal Justice and Public Safety)

HB 778-A, relative to erosion prevention on a certain portion of the Connecticut River and making an appropriation therefor. (J. Pratt, Ches 2; McGuirk, Ches 1; Bonneau, Ches 2; Metzger, Ches 13; Lindblade, Sull 7; Whipple, Dist 8; Blaisdell, Dist 10: Public Works and Highways)

HB 779-FN, proclaiming 1999 as the "year of public education" in New Hampshire and establishing the 350th anniversary of public education celebration commission. (Cushing, Rock 22; J. Kelley, Rock 22; Malcolm, Rock 22; Hollingworth, Dist 23; Larsen, Dist 15: Education)

HB 780-FN, establishing a cattle trailer license plate for agricultural use. (Babson, Carr 5: Transportation)

HB 781-FN, relative to lucky 7 tickets and bingo games and requiring manufacturers and distributors of bingo supplies to be licensed. (R. Kelley, Hills 18; Danais, Dist 20: Local and Regulated Revenues)

HB 782, exempting the lists of recipients of official absentee ballots from certain public inspection access requirements. (Langley, Rock 24: Election Law)

HB 783-FN-A-L, relative to funding vocational student organizations and making an appropriation therefor. (Searles, Hills 23; J. Bradley, Carr 8; F. Torr, Straf 12: Education)

HB 784-FN-L, changing the age requirements for providing public education, including special education. (Kurk, Hills 5; Melcher, Hills 11: Education)

HB 785-FN, relative to alcohol and other drug abuse professionals. (Dyer, Hills 8; Emerton, Hills 7; J. King, Dist 18: Executive Departments and Administration)

HB 786-FN, relative to election filing fees and primary petitions. (Laflam, Belk 2: Election Law)

HB 787-FN, requiring the executive council to hold public hearings on judicial appointments. (Teschner, Graf 5; Dube, Rock 16; Arndt, Rock 27; Adams, Merr 9; Holden, Hills 14; Gordon, Dist 2; Podles, Dist 16; Pignatelli, Dist 13; Hollingworth, Dist 23: Judiciary and Family Law)

HB 788-FN, relative to the computation of penalties and interest in certain tax underpayment situations. (Babson, Carr 5; J. Bradley, Carr 8: Finance)

HB 789-FN-A, exempting siblings from the legacies and successions tax in certain situations. (Melcher, Hills 11; Steere, Ches 11; Hunt, Ches 10; Dokmo, Hills 14; McGuirk, Ches 1: Finance)

HB 790-FN, relative to the board of medicine. (A. Torr, Straf 12: Executive Departments and Administration)

HB 791-FN-A, making an appropriation to the department of administrative services for the funding, siting, and design of the new Jaffrey-Peterborough district courthouse. (Royce, Ches 9; Manning, Ches 9; Hunt, Ches 10; Metzger, Ches 13; D. Wheeler, Dist 11: Public Works and Highways)

HB 792-FN-L, prohibiting trusts, annuities, and other legal devises from being used to shelter wealth for the purposes of medicaid eligibility. (Kurk, Hills 5: Health, Human Services and Elderly Affairs)

HB 793, limiting the civil liability of persons engaged in equine activities. (J. Bradley, Carr 8; Melcher, Hills 11; McGuirk, Ches 1; Clay, Hills 4; D. Wheeler, Dist 11; Patenaude, Dist 7: Judiciary and Family Law)

HB 794-FN-L, requiring employers who require certain employees to be armed to provide body armor to the employees. (Thomas, Belk 3: Labor, Industrial and Rehabilitative Services)

HB 795-FN, enhancing the penalties for DWI and driving after revocation and suspension and eliminating certain driver intervention programs. (Arnold, Hills 20: Criminal Justice and Public Safety)

HB 796-FN, relative to lobbyist registration. (Cobbin, Graf 11: Legislative Administration)

RECESS