

HOUSE RECORD

First Year of the 155th Session of the General Court

Calendar and Journal of the 1997 Session

Vol. 19 Concord N.H. Wednesday, April 2, 1997 No. 47

HOUSE JOURNAL No. 14(cont.)

Wednesday, March 26, 1997

Rep. Channing Brown moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 15

Wednesday, April 2, 1997

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

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

O God of our lives, in this season of powerful transformations, when winter gives way grudgingly to the warmth and softness of spring, help us to offer ourselves to the possibilities of Your renewing grace. Where we cling to fear and power enable us to unclench our lives and commit ourselves anew to Your compassionate desires for us and the people we serve. Grant us Your strength and wisdom in the sacrament of this day so that we may give ourselves entirely to Your dreams for the land and people of New Hampshire. Amen.

Reps. Jane Clemons and Rice led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Berube, Carson, Patricia Cote, Doucette, Feng, Beverly Gage, Hawkinson, Morello, O'Connell and Paul Taylor, the day, illness.

Reps. Asselin, Carlson, Chabot, Connolly, Crowell, Cecelia Kane, Lundborn, Mock, Marsha Pelletier, John Pratt, Robertson and Katherine Rogers, the day, important business.

Reps. Amidon and James McDonald, the day, death in the family.

Rep. Pantelakos, the day, illness in the family.

INTRODUCTION OF GUESTS

Elaine Langer, Elizabeth Steward, Stella Black and former N. H. Rep. William Rose, wife and guests of Rep. Langer. Student members of the Student Council from Memorial Drive School in Farmington, guests of Reps. Spear, Sullivan and Tsiros. Mrs. Carr's 4th grade class from the Henniker Community School, guests of Rep. French. Jeff Trelfa and Annette Minton, guests of Rep. Trelfa. Martha Teschner, wife of Rep. Teschner.

SPECIAL GUEST

Miss New Hampshire, Michelle Tolson, guest of the House.

SENATE MESSAGE CONCURRENCE

HB 123, relative to reduced speed limits in school zones during school openings and closings.

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

HB 219, repealing provisions relative to literacy instruction and the committee to study literacy and remedial instruction.

HB 222, relative to pooled risk management programs.

HB 309, increasing the time for a local legislative body to act on a proposed interim zoning regulation.

HB 321, correcting a reference to the American Podiatry Association.

HB 331, adopting the uniform foreign depositions law.

HB 678, relative to the expansion of veterans' home services.

The House of Representatives offered the following:

HOUSE RESOLUTION NO. 21

memorializing State Representative Richard H. Krueger of Claremont

WHEREAS, it is with deep regret and with great sadness we have learned of the death of our legislative brother, The Honorable Richard H. Krueger, a man who easily did earn our admiration and who was known affectionately to us all as Dick, and

WHEREAS, having served first for the three bienniums between 1987 and 1992, and then again from 1995 until the present, Dick Krueger was in the midst of his fifth term as a dedicated member of the New Hampshire House, and

WHEREAS, throughout a legislative tenure characterized by his committedness,

and attention to detail, Dick Krueger did sit as a distinguished and esteemed member of the Standing Committee on Commerce, and

WHEREAS, having been an amicable man blessed with an abundance of energy and civic pride, Dick Krueger did belong to numerous Associations and Fraternal Orders, and did serve the citizenry of Claremont in a myriad of ways including 13 years as a member of the School Board and 16 years as Administrative Volunteer to the Greater Claremont Chamber of Commerce, and

WHEREAS, having been born in Rochester, Dick Krueger was a native New Hampshire son who did graduate from Spaulding High School and in 1955 did receive his bachelors degree from Tufts University and in 1978 did receive his masters degree from Springfield College, and

WHEREAS, for twenty years, Dick Krueger honorably did serve as an officer and a gentleman in the United States Navy, retiring in 1973 as a ship's Commanding Officer with the rank of Commander, and

WHEREAS, Dick Krueger was an accumulator of friends and admirers, a man who daily did demonstrate great courage; a man who never rationed his energy nor sense of humor, now therefore be it

RESOLVED, by the House of Representatives in Regular Session convened, that Representative Richard H. Krueger be saluted and granted the highest of accolades for his outstanding and dedicated service to his community, his state and his country, and be it further

RESOLVED, that expressions of heartfelt sympathy be extended to his family, and that a copy of this Resolution be prepared for presentation to his family.

Unanimously adopted by a rising vote.

REMARKS

Rep. Lockwood moved that the remarks made by Rep. Burling be printed in the Journal.

Adopted.

Rep. Burling: I would ask for just another minute's thought about Dick. I ask for the privilege of standing here and just saying a word as a Democrat and a member of the Sullivan Delegation about a man that I really admired a great deal. Dick Krueger and I fought fights at the county level, at the local level and in here for 20 years over various issues. He was always the worthiest of opponents, the kindest of gentlemen and when it came time for the two of us to share lunch at Boccia's eatery in Claremont, we were the best of friends. I would like to say that yesterday you really had a chance when you sat in St. Joseph's Church to get a judgment about the caliber of the man. I don't know who said it, but the phrase, "you'll know me by my friends", - to look around the room and see the friends that gathered to say goodbye to Dick was an extraordinary experience. It was a privilege to serve with him. Those of us who served with him in Sullivan County will remember him as long as we have the benefit of memory. Thank you for your attention.

COMMUNICION

April 2, 1997

Karen Wadsworth, Clerk of the House

Please be advised that the following representative-elect was sworn into office by the Governor and Executive Council on this day:

Hillsborough 41, Daniel J. Healy, d, Manchester (366 Lake Ave.) 03103

William M. Gardner, Secretary of State

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 197-FN, relative to the regulation of wetland scientists, removed by Rep. Mirski.

HB 440-FN, changing the legislative mileage formula, removed by Rep. Mirski.

HB 578-FN-A-L, providing for property tax relief and making an appropriation therefor, removed by Rep. Jacobson.

HB 582-FN, relative to medicaid rate setting, removed by Rep. Mirski.

HB 616-FN, relative to jury selection reforms, removed by Rep. Kurk.

HB 734-FN, requiring district courts to hold evening sessions, removed by Rep. Kurk.

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, removed by Rep. Kurk.

SB 123, relative to shellfish harvesting areas, removed by Rep. McGuirk.

Consent Calendar adopted.

HB 151-FN-L, establishing comprehensive medical, physical and psychological standards for law enforcement officers. **OUGHT TO PASS**

Rep. Margaret A. Lynch for Finance: This bill establishes state standards for law enforcement officers. In order to be certified the officer must meet these medical, physical, psychological and drug-free standards. This is not a 28-A mandate, as the cities and towns may, but are not required, to have their officers meet the standards. Vote 17-2.

HB 196-FN, providing for the regulation of horticultural growing media. **OUGHT TO PASS WITH AMENDMENT**

Rep. Margaret A. Lynch for Finance: This bill, introduced at the request of the Commissioner of Agriculture Markets and Food, provides for the registration and inspection of horticultural growing media and establishes fees for registration and penalties for violations. This will ensure the truthfulness of labeling. The fees generated from registrations will offset the costs associated with registration and inspection of horticultural growing media. Vote 19-0.

Amendment (0777h)

Amend RSA 433-A:11, IV(c) as inserted by section 1 of the bill by replacing it with the following:

(c) It contains viable weed seed exceeding the amounts specified in RSA 433:4, I(d)-(e).

HB 246, making technical corrections to the business profits tax, interest and dividends tax, and the legacies and successions tax. **OUGHT TO PASS WITH AMENDMENT**

Rep. Kenneth L. Weyler for Finance: The bill makes changes to eliminate inconsistencies, adjust filing dates, and clarify language at the request of the Department of Revenue Administration. The amendment extends the rate of the medicaid enhancement tax through the next biennium. Vote 18-2.

Amendment (0867h)

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

AN ACT making technical corrections to the business profits tax, interest and dividends tax, and the legacies and successions tax and setting the biennial rate of the medicaid enhancement tax at 6 percent.

Amend the bill by replacing all after section 5 with the following:

6 Rate of Tax for the Biennium Ending June 30, 1999. Notwithstanding the requirement in RSA 84-A:2 that the tax rate be set on or before April 1 preceding the first fiscal year of the biennium, the rate of tax for the period beginning July 1, 1997, and ending June 30, 1999, imposed under RSA 84-A:2 shall be 6 percent upon the gross patient services revenue of every hospital.

7 Effective Date.

I. Section 6 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect July 1, 1997.

AMENDED ANALYSIS

This bill makes technical corrections to the business profits tax, interest and dividends tax, and the legacies and successions tax.

The bill also establishes the tax rate under the medicaid enhancement tax at 6 percent upon gross patient services revenue of every hospital for the biennium ending June 30, 1999.

HB 268-FN, relative to the powers of the Pease development authority. OUGHT TO PASS WITH AMENDMENT

Rep. Robert A. Johnson for Finance: The amendment, which replaces the bill, represents the consensus of all parties involved, including the City of Portsmouth, after the recent public benefit land transfer at Pease. The amendment establishes a liaison committee and requires the Pease Development Authority to share business inquiries with DRED. Vote 20-0.

Amendment (0842h)

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

AN ACT relative to the Pease development authority.

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

1 New Section; Liaison Committee Established. Amend RSA 12-G by inserting after section 4-a the following new section:

12-G:4-b Liaison Committee Established; Terms; Duties.

I. There is established a liaison committee to the authority. The committee shall consist of 2 house members, appointed by the speaker of the house, 2 senate members, appointed by the president of the senate, and the commissioner of the department of resources and economic development, or designee. The terms of the house and

senate members of the board shall be coterminous with the biennial legislative term. The commissioner of the department of resources and economic development shall serve coterminous with the commissioner's term of office.

II. The committee may attend meetings of the board and shall be a liaison between the legislature and the authority.

2 New Section; Sharing Business Inquires With Department of Resources and Economic Development. Amend RSA 12-G by inserting after section 7-a the following new section:

12-G:7-b Sharing Business Inquires With Department of Resources and Economic Development. The authority shall share with the department of resources and economic development all business inquires the authority receives, provided that the inquiring party grants permission. The department shall treat all inquiries received from the authority with respect for confidentiality.

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

AMENDED ANALYSIS

This bill establishes a committee to be a liaison between the Pease development authority and the legislature. The bill also requires the authority to share business inquires with the department of resources and economic development if the inquiring party grants permission.

HB 413, expanding the authority of the commissioner of the department of transportation to use a certain appropriation to purchase airports. OUGHT TO PASS WITH AMENDMENT

Rep. Arthur P. Klemm, Jr. for Finance: This bill was originally voted Inexpedient to Legislate by a vote of 8-0 because the subject matter was already included in HB 25. In including the language in HB 25 sections two and three were accidentally left out. Therefore, a technical amendment was needed renumbering the sections of the bill and the committee supported the Ought to Pass motion. Vote 20-2.

Amendment (0846h)

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

AN ACT relative to the sale or transfer of airports by the state.

Amend the bill by deleting section 1 and renumbering the original sections 2-3 to read as 1-2, respectively.

AMENDED ANALYSIS

This bill sets certain requirements relating to the subsequent sale or transfer of airports after purchase by the state.

HB 457-FN, requiring all state agencies, departments, and commissions in all 3 branches of government to have a presence on the New Hampshire automated information system by January 1, 1998, and designating the state library as the official repository of state government information. OUGHT TO PASS

Rep. Mary E. Brown for Finance: This bill requires all state agencies to have a web site, and designates the State Library as the official repository of state government information. The fiscal impact was estimated to be less than \$10,000. Vote 21-1.

HB 488-FN, relative to involuntary admission to the state hospital on an emergency basis. OUGHT TO PASS

Rep. Mary Jane Wallner for Finance: The Committee found that this bill has no fiscal impact on the state. Vote 20-0.

HB 525-L, relative to Braille instruction for functionally blind pupils. OUGHT TO PASS

Rep. Paul J. Dwyer, Sr. for Finance: To function in today's society one must read and understand and be able to communicate. For the blind, Braille is an important tool to learn to read. The Department of Education determined that there is no fiscal impact. Vote 20-0.

HB 572-FN, relative to town, city, and county treasurers and to the state treasurer. OUGHT TO PASS WITH AMENDMENT

Rep. Robert G. Holbrook for Finance: This bill is at the request of the state treasurer to bring the statutes up to date with the changes in bank ownership for depositories of town, county, city, school district and state funds. Also clarified are several items on abandoned property issues. Further, the bill outlines the procedure for unclaimed estate funds. There is a section on certificates of assessment against utilities with changes as to whom the certification is to be reported. There is a section on railroad taxes as to distribution. Vote 21-0.

Amendment (0764h)

Amend RSA 561:10, I as inserted by section 18 of the bill by replacing it with the following:

I. Whenever, upon a decree of distribution or the settlement of the account of an administrator, executor or trustee, there shall be in his hands any sum of money in excess of [twenty-five dollars] \$50 belonging to any heir, legatee, beneficiary, creditor, or other person whose place of residence is unknown and cannot be found, or if such person shall refuse to accept or receipt for such sum after being tendered, the administrator, executor or trustee shall petition the probate court and the court, when satisfied that due diligence has been used to find the person entitled to such sum or that such sum has been tendered to and refused by such heir, legatee, beneficiary, creditor or other person entitled to the same, shall decree that the sum be paid over to the state treasurer, and such payment shall be a discharge of said administrator, executor or trustee. [Any person entitled to receive such sum may petition the probate court, at any time before the final disposition thereof under this chapter and payment to him shall be decreed, upon notice and hearing]. The state treasurer shall hold any such sums received in accordance with RSA 471-C.

HB 588-FN, relative to certification of operators of solid waste plants, water treatment plants and wastewater treatment plants, and adding late renewal fees. OUGHT TO PASS

Rep. Arthur P. Klemm, Jr. for Finance: This bill was a request of the Department of Environmental Services. The bill allows certification of solid waste operators to be renewed annually as well as establishing a late fee if certification is not done in a timely manner. The bill also increases certification fees for water treatment operators as well as adding late renewal penalties for water treatment operators as well as wastewater treatment operators. Vote 21-2.

HB 592-FN-A-L, establishing an advisory council on brain and spinal cord injuries. OUGHT TO PASS

Rep. Frances L. Riley for Finance: This establishes a brain and spinal cord injury trust fund and an advisory council which supports injury prevention efforts to help meet the needs of individuals who would otherwise be dependent upon the public for their care and rehabilitation. There is no fiscal impact in this bill, although there may be some grants available. The bill allows the department to make rules, but no money is needed to do this. Vote 20-0.

HB 598-FN, relative to liens on aircraft for nonpayment of aircraft registration fees. OUGHT TO PASS WITH AMENDMENT

Rep. Kenneth L. Weyler for Finance: Aircraft kept in New Hampshire by their owners are subject to an annual registration fee. The present non-compliance rate is unacceptable, and the collection method is lengthy and litigious.

This bill allows a new mechanism, whereby a lien is placed on the aircraft, in an effort to increase compliance. Vote 20-0.

Amendment (0808h)

Amend the bill by replacing section 2 with the following:

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

HB 599-FN, relative to youth access to tobacco products. OUGHT TO PASS

Rep. Mary Jane Wallner for Finance: The committee supports the important policy in this bill to limit youth access to tobacco. State revenues will increase by \$277,850 in 1998 and each year thereafter. Revenue increases are due to new license fees. Vote 20-0.

HB 606-FN-L, relative to procedures regarding children in need of services under RSA 169-D. RE-REFER TO COMMITTEE

Rep. W. Gordon Allen for Finance: This bill makes important refinements to the law on Children in Need of Services (CHINS) based on the recommendations of a blue ribbon task force; but because of a new estimate of the bill's costs presented by the Department of Health and Human Services which raised many questions and was far greater than what the Judiciary Committee projected, and because of the lack of an official fiscal note, we would like to have the bill re-referred to deal with these issues. Vote 20-0.

HB 646-FN-A, relative to eligibility for child day care services for persons receiving public assistance and making an appropriation therefor. OUGHT TO PASS WITH AMENDMENT

Rep. W. Gordon Allen for Finance: This bill provides child care assistance to working families up to 185% of poverty, provided there are sufficient federal funds. This assistance is critical for these families to maintain their jobs, and to keep off welfare. Vote 20-0.

Amendment (0905h)

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

AN ACT relative to eligibility for child day care services for persons receiving public assistance.

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

1 New Paragraph; Income Eligibility. Amend RSA 167:3-c by inserting after paragraph IX the following new paragraph:

X. Establishing the income eligibility limit for child day care services that make child care assistance available to families; provided, however, that the income eligibility limit shall be such that at least those families whose gross monthly income is 185 percent or less of the federal poverty guidelines, and who meet all other eligibility requirements, are eligible for child day care services.

2 Funding. Section 1 of this act shall be funded only if the necessary federal funds are available.

3 Effective Date. This act shall take effect January 1, 1998.

AMENDED ANALYSIS

This bill expands eligibility for public assistance for child care services by requiring that the income eligibility limit for child day care services that make child care assistance available to families shall be such that at least those families whose gross monthly income is 185 percent or less of the federal poverty guidelines, and who meet all other eligibility requirements, are eligible for child day care services.

HB 658-FN-A, ensuring that the division of safety services, department of safety receives its 1/2 share of unrefunded tolls for boat motor fuels as required by law and establishing a special fund therefor. OUGHT TO PASS WITH AMENDMENT

Rep. Robert G. Holbrook for Finance: This bill places half of the unrefunded road toll collected from boat and outboard motor fuels into a special navigation safety fund in the state treasurer's office to be used by the Department of Safety for the promotion of water safety. Vote 23-0.

Amendment (0800h)

Amend RSA 260:60 as inserted by section 2 of this act by replacing it with the following:

260:60 Exception. Notwithstanding all other laws and rules to the contrary, annually, on or before June 1, the road toll administrator shall compare the number of gallons on which refunds have been made for the preceding calendar year for motor fuel used in the propulsion of boats on inland public waters of the state, with the number of gallons of such motor fuel sold and delivered directly into the fuel tanks, or supplementary fuel tanks, of boats or outboard motors upon the inland public waters for use in such boats or outboards, based on the number of boats registered in the state at 100 gallons usage per boat, and if there is any balance of unrefunded tolls so collected, the administrator shall report the same to the state treasurer who shall, on July 1, next following, credit 1/2 of said balance to a special navigation safety fund within the treasury, to be administered by the director of the division of safety services, [having] which has jurisdiction over the navigation of such boats or motors, and credit 1/2 of said balance to the fish and game department. Funds credited to the [division of safety services] navigation safety fund shall be used by the division of safety services for the promotion of the safety of navigation, and the funds credited to the fish and game department shall be used by said department to carry out its program and be accounted for as the fish and game fund is accounted for. Any balances in the funds hereby credited as above provided shall not lapse at the end of the fiscal year. Any fund in the navigation safety fund, not otherwise appropriated, may be used by the division of safety services for the promotion of the safety of navigation upon request from the commissioner of safety to the governor and council with the prior approval of the legislative fiscal committee. The department shall pay monthly to the state treasurer all revenue from the aircraft landing area toll.

HB 686-FN-A, relative to financing of child day care facilities and making an appropriation therefor. RE-REFER TO COMMITTEE

Rep. Mary Jane Wallner for Finance: Since the original hearing, a number of ideas pertaining to funding of child care facilities have been suggested. Consequently, the sponsor asked the Finance Committee to re-refer this bill and the committee obliged. Vote 20-0.

HB 717-FN-A, relative to the taxation of venture capital firms under the business profits tax. RE-REFER TO COMMITTEE

Rep. Kenneth L. Weyler for Finance: The current New Hampshire tax structure makes it difficult for venture capitalists to operate here. This is especially disappointing when our state is number four in total patents of the fifty states. Even our state programs for venture capital funding must go through a Massachusetts firm. Department of Revenue Administration objected to three different amendments. The Committee needs further study to find a compromise. Vote 20-0.

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. OUGHT TO PASS

Rep. Mary Jane Wallner for Finance: This bill provides for adjustment of rates to meet the expenses of the multiple DWI offender program. This is an important step in getting us closer to covering the cost of this program. Vote 20-0.

HB 756-FN, relative to the registration of alternative providers of mental health services. RE-REFER TO COMMITTEE

Rep. O. Alan Thulander for Finance: The committee feels that, while the intent of the initiative has merit, the definition of the providers to be covered was unclear; and further that the projected expense out-stripped the anticipated revenues. For these reasons, the bill should be re-referred for further consideration. Vote 20-0.

HB 760-FN, relative to OHRVs and OHRV registration fees. INEXPEDIENT TO LEGISLATE

Rep. Stephen T. DeStefano for Finance: The policy and funding in this bill was incorporated into HB 755. Vote 20-0.

HB 765-FN, establishing an osteoporosis prevention, education, and treatment program. OUGHT TO PASS WITH AMENDMENT

Rep. Sharon L. Nordgren for Finance: The Finance Committee agreed with the policy committee on the importance of this piece of legislation. It is also a priority with the National Governors' Association Spouses' Program. Osteoporosis is a preventable condition and although the Finance Committee removed the appropriation from this bill, the Department of Health and Human Services assures us that they will carry out the intent of the legislation. Vote 20-0.

Amendment (0864h)

Amend the bill by replacing section 4 with the following:

4 Costs. The startup costs and other costs for the osteoporosis prevention, education, and treatment program, established in section 2 of this act, shall be funded through any moneys collected under RSA 126-I:5 and any moneys available to the department of health and human services.

HB 771-FN-L, relative to hazardous waste operator permit application costs, adding an exemption to the hazardous waste cleanup fund fee, increasing grant awards made pursuant to the used oil collection center program, and relative to the automotive oil fee. OUGHT TO PASS

Rep. Margaret A. Lynch for Finance: This bill was requested by the Department of Environmental Services. It clarifies the costs charged an applicant for a hazardous waste operator permit, exempts certain cases from the fee, increases the grant awards available, amends the automotive oil fee in 1998 to \$.02 per gallon and provides for the continuation of a position funded by the fee. Vote 20-0.

HB 781-FN, relative to lucky 7 tickets and bingo games and requiring manufacturers and distributors of bingo supplies to be licensed. OUGHT TO PASS WITH AMENDMENT

Rep. Charles L. Vaughn for Finance: This legislation legitimizes the operation of 7 organizations which hold bingo games outside of their communities. Further, it requires manufacturers and distributors of bingo supplies to be licensed and provides that lucky 7 tickets cannot be sold except within a charitable group's community or where bingo games are authorized. The amendment excuses current New Hampshire licensed manufacturers of lucky 7 tickets from paying additional licensing fees. Vote 20-0.

Amendment (0817h)

Amend the bill by replacing section 4 with the following:

4 New Section; Distributors and Manufacturers of Bingo Supplies and Equipment. Amend RSA 287-E by inserting after section 8 the following new section:

287-E:8-a Distributors and Manufacturers of Bingo Supplies and Equipment. The commission shall license distributors and manufacturers of bingo paper supplies, electronic bingo player systems, and lucky 7 vending machines sold, leased, or rented in this state. A distributor with a current New Hampshire license for distribution of lucky 7 tickets shall be authorized to distribute bingo paper supplies and electronic bingo player systems and lucky 7 vending machines, and shall not be required to file for licensing under this section. All bingo paper supplies, electronic bingo player systems, and lucky 7 vending machines shall be purchased, leased, or rented from a licensed distributor and manufactured by a licensed manufacturer. A license shall be issued to a distributor or manufacturer under the following conditions, provided that the commission may, by rule, establish additional qualifications for licenses:

I. The applicant for a distributor's license shall pay to the commission an annual license or license renewal fee of \$10,000. Such fee shall authorize the distribution of bingo paper supplies, electronic bingo player systems, and lucky 7 vending machines within the state of New Hampshire and the warehousing of bingo paper supplies, electronic bingo player systems, and lucky 7 vending machines for subsequent sale out of state. A distributor with a current New Hampshire license for distribution of lucky 7 tickets shall not be required to pay the additional licensing fee under this section.

II. The applicant shall certify that neither the applicant nor any partner, officer, or director has been convicted of a felony, which has not been annulled by any court, within 10 years from the date of application.

III. Each licensee shall post a bond in the amount of \$50,000, conditioned upon the licensee's compliance with the rules of the commission. A distributor with a current New Hampshire license for distribution of lucky 7 tickets shall not be required to post the additional bond under this section.

IV. An applicant for a license as a distributor shall be a resident of this state whose principal place of business is within this state, and shall have been a resident of this state for at least 2 years immediately prior to the date of application.

V.(a) The commission shall issue a special license to manufacturers of bingo paper supplies, electronic bingo player systems, and lucky 7 vending machines leased, rented, or sold in the state. A manufacturer with a current New Hampshire license to manufacture lucky 7 tickets shall not be required to pay the additional licensing fee under this paragraph.

(b) The fee for such special license shall be \$5,000 per year or for any part of a year.

HB 783-FN-A-L, relative to funding vocational student organizations and making an appropriation therefor.
INEXPEDIENT TO LEGISLATE

Rep. David J. Alukonis for Finance: The department has suggested that it will fund vocational student organizations (VSO) from its operating budget through June 30, 1998. This is an immediate response to the current needs of the VSO advisors. The department has indicated that it will, through the Vocational Education Task Force, prepare a legislative initiative which will include a long-term solution to funding VSO leadership. The proposal will allow for legislation to be introduced in the 1998 session. Vote 20-0.

HB 785-FN, relative to alcohol and drug abuse professionals. OUGHT TO PASS WITH AMENDMENT

Rep. Frances L. Riley for Finance: This bill adds alcohol and drug abuse professionals to the list of boards which are self-supporting, and allows these professionals to establish fees sufficient to produce estimated revenues equal to 125% of the direct operating expenses for the board. Vote 19-1.

Amendment (0813h)

Amend RSA 330-C:10 as inserted by section 1 of the bill by inserting after paragraph V the following new paragraph:

VI. The board shall establish application, renewal, and late fees for licensure under this chapter and fees for transcribing and transferring records and other services. The fees established by the board shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses for the board for the previous fiscal year.

Amend RSA 330-C:14, II as inserted by section 1 of the bill by replacing it with the following:

II. The board may retain legal counsel, expert witnesses, special advisors, or other qualified persons to assist with any investigation or adjudicatory proceeding.

HB 788-FN, relative to the computation of penalties and interest in certain tax underpayment situations.
INEXPEDIENT TO LEGISLATE

Rep. Charles L. Vaughn for Finance: This bill could reduce tax compliance and therefore tax collections by removing the interest and penalty aspects that encourage voluntary compliance with tax laws. If passed it would reduce general fund revenues by \$9.4 million in FY 1998 and each year thereafter. Vote 20-0.

HJR 6, requiring the joint legislative historical committee to acquire and cause to be displayed a portrait of suffragist Marilla Marks Ricker. OUGHT TO PASS WITH AMENDMENT

Rep. Mary E. Brown for Finance: This resolution as amended allows the joint historical committee to accept gifts and donations for the purpose of obtaining a portrait of Marilla Parks Ricker, and to oversee hanging it in the state house complex. No general fund monies are used for this project. Vote 19-1.

Amendment (0782h)

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

A RESOLUTION authorizing the joint legislative historical committee to acquire and cause to be displayed a portrait of suffragist Marilla Marks Ricker.

Amend the resolution by replacing all after the resolving clause with the following:

That the joint legislative historical committee is authorized to accept a gift of a portrait of Marilla Marks Ricker or financial donations or grants or other contributions that may be used to obtain a portrait of Marilla Marks Ricker; and

That the joint legislative historical committee may so obtain a portrait of Marilla Marks Ricker; and

That the joint legislative historical committee may oversee the hanging of the portrait of Marilla Marks Ricker in a place of honor in the state house complex befitting a heroine of historical stature in the granite state.

AMENDED ANALYSIS

This house joint resolution authorizes the joint legislative historical committee to acquire and hang in a prominent place in the state house complex a portrait of suffragist Marilla Marks Ricker, the first woman to vote in the United

States, the first woman admitted to the New Hampshire bar, and the first woman to run for governor of New Hampshire.

SB 4, relative to patient information. OUGHT TO PASS WITH AMENDMENT

Rep. Robert Chabot for Health, Human Services and Elderly Affairs: This bill fulfills a long standing need to inform patients in a thorough and timely fashion of their health status. The amendment contains a definition of "health care provider". Vote 17-0.

Amendment (0785h)

Amend the bill by replacing section 4 with the following:

4 Patient to be Fully Informed by Health Care Provider. RSA 151:21, IV is repealed and reenacted to read as follows:

IV. The patient shall be fully informed by a health care provider of his or her medical condition, health care needs and diagnostic test results, including the manner by which such results will be provided and the expected time interval between testing and receiving results, unless medically inadvisable and so documented in the medical record, and shall be given the opportunity to participate in the planning of his or her total care and medical treatment, to refuse treatment, and to be involved in experimental research upon the patient's written consent only. For the purposes of this paragraph "health care provider" means any person, corporation, facility, or institution either licensed by this state or otherwise lawfully providing health care services, including, but not limited to, a physician, hospital or other health care facility, dentist, nurse, optometrist, podiatrist, physical therapist or psychologist, and any officer, employee or agent of such provider acting in the course and scope of employment or agency related to or supportive of health care services.

Amend the bill by replacing section 11 with the following:

11 Health Care Provider's Records. Amend RSA 332-I:1 to read as follows:

332-I:1 Medical Records.

I. The medical information contained in the medical records in the possession of any [medical] health care provider [licensed or registered under title XXX] shall be deemed to be the property of the patient. The patient shall be entitled to a copy of such records, for a reasonable cost, upon [his] request.

II. In this chapter, "health care provider" means any person, corporation, facility, or institution either licensed by this state or otherwise lawfully providing health care services, including, but not limited to, a physician, hospital or other health care facility, dentist, nurse, optometrist, podiatrist, physical therapist or psychologist, and any officer, employee or agent of such provider acting in the course and scope of employment or agency related to or supportive of health care services.

SB 133, relative to the task force on perinatal chemical dependency. OUGHT TO PASS

Rep. Robert Chabot for Health, Human Services and Elderly Affairs: This is a housekeeping bill. It enumerates the membership and term of the participants. It also changes the name of the task force to the perinatal, alcohol, tobacco and other drug use task force. Vote 12-0.

SB 163, relative to the Uniform Anatomical Gift Act. OUGHT TO PASS WITH AMENDMENT

Rep. Peter Batula for Health, Human Services and Elderly Affairs: After considerable discussion the majority was convinced that this bill provides uniformity with other states with reference to organ or tissue donations. It makes

donating and transplanting easier for donors, donees, physicians, hospitals and procurement organizations. The committee was satisfied that enough safeguards are in place with this bill. There is no fiscal impact. Vote 14-1.

Amendment (0891h)

Amend RSA 291-A:2, XI as inserted by section 1 of the bill by replacing it with the following:

XI. "Procurement organization" means a person licensed, accredited, or approved under any state or federal law for procurement, distribution, or storage of human bodies or parts.

Amend RSA 291-A:4, I as inserted by section 1 of the bill by replacing it with the following:

I. Any member of the following classes of persons, in the order of priority listed, may make an anatomical gift of all or a part of the decedent's body for an authorized purpose, unless the decedent, at the time of death, has made an unrevoked refusal to make that anatomical gift:

- (a) The spouse of the decedent.
- (b) An adult son or daughter of the decedent.
- (c) A parent of the decedent.
- (d) An adult brother or sister of the decedent.
- (e) A grandparent of the decedent.
- (f) A guardian of the person of the decedent at the time of death.
- (g) A designated agent under the durable power of attorney for health care, pursuant to RSA 137-J.
- (h) Other persons authorized or under obligation to dispose of the body.

Amend RSA 291-A:6, I and II as inserted by section 1 of the bill by replacing them with the following:

I. On or before admission to a hospital, or as soon as possible thereafter, a person designated by the hospital shall offer patients the opportunity to provide to the hospital a copy of any document of gift. The hospital shall also have available information about organ and tissue donation.

II. If, at or near the time of death of a patient, there is no medical record that the patient has made or refused to make an anatomical gift, a person designated by the hospital, which may include a procurement organization representative, shall, unless the attending physician determines otherwise, discuss the option to make or refuse to make an anatomical gift and request the making of an anatomical gift pursuant to RSA 291-A:4, I. The request shall be made with reasonable discretion and sensitivity to the circumstances of the family. A request is not required if the gift is not suitable, based upon accepted medical standards, for a purpose specified in RSA 291-A:7. An entry shall be made in the medical record of the patient, stating the name and affiliation of the individual making the request, and of the name, response, and relationship to the patient of the person to whom the request was made. The commissioner of health and human services, in consultation with procurement organizations, and the New Hampshire Hospital Association, shall adopt rules, under RSA 541-A, to implement this paragraph.

Amend RSA 291-A:9, III as inserted by section 1 of the bill by replacing it with the following:

III. If there has been an anatomical gift, an appropriate physician or surgeon may remove any donated parts and an enucleator may remove any donated eyes or parts of eyes, after determination of death by a physician or surgeon. If there has been an anatomical gift, the donated parts may be removed after determination of death, by a person other than a physician or surgeon who attended the donor at death or determined the time of death.

Amend RSA 291-A:11, I as inserted by section 1 of the bill by replacing it with the following:

I. A person may not knowingly, for valuable consideration, purchase or sell a part for any purpose, regardless of whether removal of the part is intended to occur after the death of the donor, or at the request of a living donor.

Amend RSA 291-A:12, III as inserted by section 1 of the bill by replacing it with the following:

III. A hospital, physician, surgeon, medical examiner, funeral director, enucleator, procurement organization, or person acting on behalf of one of the preceding, who acts in accordance with this chapter or with the applicable anatomical gift law of another state or attempts in good faith to do so, is not liable for that act in a civil action or criminal proceeding.

Amend RSA 291-A:14 as inserted by section 1 of the bill by replacing it with the following:

291-A:14 Release of Corneas for Transplantation; Liability.

I. Upon request of a procurement organization, the chief medical examiner, or designee, may release the cornea of a decedent to a procurement organization under the following conditions:

(a) The body of the decedent is under the jurisdiction of the chief medical examiner, in accordance with RSA 611 or RSA 611-A.

(b) A period of one hour has elapsed after the chief medical examiner, or designee, has notified such procurement organization and the procurement organization has received notification that the cornea of the decedent is available for transplant, and during such period the procurement organization has made a good faith effort to notify decedent's spouse or next of kin that a transplant is proposed.

(c) No objections to the donation were made known by the decedent prior to his death or by the decedent's spouse or next of kin or by an agent of the decedent to the chief medical examiner or designee.

(d) The removal of the cornea for transplant will not alter the decedent's facial appearance.

II. A log, available at the procurement organization, shall contain the time of the notification by the chief medical examiner, or designee.

III. No medical examiner, physician, or procurement organization, acting under the provisions of this section, shall be liable in any criminal or civil action brought as a result of a release of the decedent's cornea if a good faith effort was made to notify decedent's spouse or next of kin of such transplant.

HB 52, authorizing the assignment of superior court judges to hear cases in the district court. **OUGHT TO PASS**

Rep. John J. McCarthy, Jr. for Judiciary and Family Law: This bill authorizes the Chief Justice of the Supreme Court, after assessing caseload needs and consulting with the administrative judges, to assign any superior court judge to hear cases in the district court. Vote 13-1.

REGULAR CALENDAR

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. OUGHT TO PASS WITH AMENDMENT

Rep. Mary E. Brown for Finance: This CACR amends the second part of the Constitution by inserting after 6-b two statements. The first provides that the governor propose, and that the general court approve, an operating budget where expenditures do not exceed estimated revenues. The second part allows for long-term indebtedness to pay for "catastrophic" conditions, as certified by the governor and general court. Vote 11-9.

Amendment (0829h)

Amend the resolution by replacing all after the resolving clause with the following:

I. That the second part of the constitution be amended by inserting after article 6-b the following new article:

[Art.] 6-c [Expenditure Limitation.]

I. The governor shall not propose, and the general court shall not approve, an operating budget which provides expenditures which exceed the estimated revenue from taxes, fees, and other operating income.

II. The governor and the general court shall not approve any long-term indebtedness for operating expenditures, except during a catastrophic emergency certified as such by the governor and the general court.

II. That the above amendment proposed to the constitution be submitted to the qualified voters of the state at the state general election to be held in November, 1998.

III. That the selectmen of all towns, cities, wards and places in the state are directed to insert in their warrants for the said 1998 election an article to the following effect: To decide whether the amendments of the constitution proposed by the 1997 session of the general court shall be approved.

IV. That the wording of the question put to the qualified voters shall be: Are you in favor of amending the constitution to prohibit the governor from proposing, and the general court from approving, an operating budget in which expenditures exceed estimated revenue?

V. That the secretary of state shall print the question to be submitted on a separate ballot or on the same ballot with other constitutional questions. The ballot containing the question shall include 2 squares next to the question allowing the voter to vote "Yes" or "No." If no cross is made in either of the squares, the ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular official ballot except that the words "Questions Relating to Constitutional Amendments proposed by the 1997 General Court" shall be printed in bold type at the top of the ballot.

VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it becomes effective when the governor proclaims its adoption.

Rep. Kurk spoke against.

The amendment failed.

The report failed.

Rep. Kurk moved Re-refer to Committee.

Adopted.

HB 51-FN-A, extending the temporary tax rates of the meals and rooms tax, communications services tax, and real estate transfer tax through the biennium ending June 30, 1999. OUGHT TO PASS

Rep. Kenneth L. Weyler for Finance: Temporary rates for rooms and meals, communications service and real estate transfer taxes are continued through FY 99. As desirable as returning to the permanent rate may be, there is no source of revenue available to replace the revenue amount that would be lost. A new tax would be required, and that was less acceptable. Vote 20-0.

Rep. Mirski spoke against.

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

The question now being the adoption of Sec. 1, the meals and rooms tax.

Reps. Vaughn and Weyler spoke in favor and yielded to questions.

Rep. Mirski requested a roll call; sufficiently seconded.

YEAS 287 NAYS 65
YEAS 287
BELKNAP

Bartlett, Gordon Boriso, Thomas Clark, Charles Golden, Paul

Holbrook, Robert Lawton, Robert Pilliod, James Rosen, Ralph

Salatiello, Thomas Thomas, John Turner, Robert Veazey, John

Ziegra, Alice

CARROLL

Bradley, Jeb Chandler, Gene Foster, Robert Howard, Godfrey

Kenney, Joseph Lyman, L. Randy MacDonald, Kenneth Patten, Betsey

Philbrick, Donald

CHESHIRE

Avery, Stephen Bonneau, Sarah Burnham, Daniel Champagne, Richard

DePecol, Benjamin Hunt, John Lynch, Margaret Lynott, Margaret

Manning, Joseph McGuirk, Paul McNamara, Wanda Meader, David

Metzger, Katherine Pratt, Irene Richardson, Barbara Riley, William

Royce, H. Charles Russell, Ronald Smith, Edwin Steere, Myron, III

Vogl, John

COOS

Bradley, Paula Coulombe, Henry Coulombe, Yvonne Davis, Perley

Guay, Lawrence Horton, Lynn Mears, Edgar Merrill, Gerald

Moynihan, Wayne Pratt, Leighton St. Hilaire, Paul Tholl, John, Jr.

GRAFTON

Alger, John Almy, Susan Below, Clifton Brown, Channing

Chase, Paul, Jr. Copenhaver, Marion Eaton, Stephanie Guaraldi, Lawrence

Guest, Robert Hill, Richard LaMott, Paul Luker, Elsa

MacNeil, Allen Nordgren, Sharon Teschner, Douglass Trelfa, Richard

Williams, William, Jr.

HILLSBOROUGH

Allen, W. Gordon Alukonis, David Ameen, W. Baroody, Benjamin

Bernier, Shannon Boutin, David Brundige, Robert Burke, M. Virginia

Calawa, Leon, Jr. Cardin, Lori Carney, Lauren Christiansen, Lars

Clay, Susan Clemons, Jane Cote, David Cote, Peter

Daigle, Robert Daniels, Gary Dawe, Eileen Drabinowicz, A. Theresa

Durham, Susan Dwyer, Paul, Sr. Dyer, Merton Emerton, Lawrence, Sr.

Fenton, James Fields, Dennis Flora, Kathleen Foster, Joseph

Foster, Linda Franks, Suzan Gage, Ruth Gagnon, Eugene

Golding, William Gosselin, Gerald Goulet, Maurice Haettenschwiller, Alphonse

Haley, Robert Hall, Betty Hansen, Herbert Holden, Carol

Holley, Sylvia Hunter, Bruce Jean, Claudette Johnson, Lionel

Kelley, Robert Kurk, Neal L'Heureux, Robert LaRose, Richard

Lefebvre, Roland Leonard, Peter Lessard, Rudy Lozeau, Donnalee

Lynde, Harold MacAuslan, Rita MacIntyre, Doris McCarthy, William
McCarty, Winston McRae, Karen Melcher, Harold Mercer, Robert
Messier, Irene Milligan, Robert Mittelman, David Murphy, Robert
O'Rourke, Thomas Pepino, Leo Peterson, Andrew Piteri, Dawn
Sargent, Maxwell Searles, Stanley, Sr. Thulander, O. Alan Turgeon, Roland
Welch, Donald Wheeler, Robert White, Donald White, Jay
Wright, George

MERRIMACK

Anderson, Eric Brown, Mary Burney, Carol Chandler, Earle
Crosby, Toni Daneault, Gabriel DeStefano, Stephen Dunn, Miriam
Feuerstein, Martin Fraser, Marilyn French, Barbara Gile, Mary
Hess, David Hoadley, Elizabeth Jacobson, Alf Lamach, Bernard
Langer, Ray Leber, William Lockwood, Robert Marshall, Kenneth
Moore, Carol Morrill, Olive Nichols, Avis Owen, Derek
Pfaff, Terence Reardon, Tara Seldin, Gloria St. Cyr, Gerard
Wallin, Jean Wallner, Mary Jane Whalley, Michael Whittemore, James
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis Aranda, M. Kathryn Arndt, Janet Battles-Peirce, Marjorie
Beaulieu, Jon Belanger, Ronald Bishop, Franklin Blanchard, MaryAnn
Case, Margaret Christie, Andrew, Jr. Clark, Martha Coes, Betsy
Cooney, Richard Dearborn, Bruce Dodge, Robert Dowd, Sandra
Dowling, Patricia Downing, Michael Dube, LeRoy Dunham, Vivian
Felch, Charles, Sr. Fesh, Robert Flanagan, Natalie Flanders, John, Sr.
Francoeur, Sheila Frechette, Joseph Gleason, John Guthrie, Joseph

Heath, John Henderson, Warren Hutchinson, Rebecca Johnson, Robert
Katsakiores, George Katsakiores, Phyllis Kelley, Jane Klemm, Arthur, Jr.
Langley, Jane Langone, John Letourneau, Robert Major, Norman
Malcolm, Kenneth McCarthy, John, Jr. McGovern, Cynthia McKinney, Betsy
Micklon, Stephanie Millard, Ralph Moore, Benjamin Norelli, Terie
O'Keefe, Patricia Packard, Sherman Raynowska, Bernard Sabella, Norma
Schanda, Frank Simmons, John Anthony Stickney, Nancy Stone, Joseph
Stritch, C. Donald Syracuse, Anthony Tufts, J. Arthur Vaughn, Charles
Weatherspoon, Jackie Welch, David Weyler, Kenneth Woods, Deborah

STRAFFORD

Brennan, William Brown, George Brown, Julie Callaghan, Frank
DeChane, Marlene Dunlap, Patricia Estabrook, Iris Grassie, Anne
Hemon, Roland Hilliard, Dana Kaen, Naida Keans, Sandra
Knowles, William McKinley, Robert Merrill, Amanda Merritt, Deborah
Musler, George Pelletier, Arthur Rogers, Rose Marie Rollo, Michael
Smith, Marjorie Snyder, Clair Spear, Barbara Sullivan, Henry
Taylor, Kathleen Torr, Ann Torr, Franklin Twardus, Joseph
Vachon, Dennis Vincent, Francis Wall, Janet

SULLIVAN

Allison, David Burling, Peter Cloutier, John Donovan, Thomas
Ferland, Brenda Flint, Gordon Lindblade, Eric Palmer, Lorraine
Schotanus, Merle Wiggins, Celestine

NAYS 65 BELKNAP

Boyce, Robert Hurt, George Laflam, Robert Lawton, David
Rice, Thomas, Jr.

CARROLL

Babson, David, Jr. Dickinson, Howard, Jr.

CHESHIRE

None

COOS

None

GRAFTON

Akins, Ralph Hinman, Harry Mirski, Paul Phinney, William

Root, John Weber, Phil

HILLSBOROUGH

Arnold, Thomas, Jr. Barry, William, III Batula, Peter Bergin, Peter

Buckley, Raymond Clegg, Robert, Jr. Dokmo, Cynthia Hart, Nick

Herman, Keith Holt, David Jean, Loren Leishman, Peter

Letendre, Evelyn Luebker, Bernard MacGillivray, Jeffrey Marcinkowski, Michael

Martin, Mary McGough, Tim Murch, George Perkins, Paul

Riley, Frances Vaillancourt, Steve

MERRIMACK

Adams, Stephen Colburn, Kathleen Colburn, Thomas Larrabee, David

Lavoie, Gerard Maxfield, Roy

ROCKINGHAM

Camm, Kevin Cegelis, Mark Cushing, Robert Dolan, Richard

Flanders, David Gibbons, Paul Griffin, Mary Kobel, Rudolph

Lovejoy, Marian Mikowski, Walter Morris, Debbie Nowe, Ronald

Noyes, Richard Reardon, Neil Rubin, George Smith, Kevin

Varrell, Thomas Verani, Giovanni

STRAFFORD

Bickford, David McCann, William, Jr. Tsiros, William

SULLIVAN

Adler, Rudolf Kibbey, David Leone, Richard

and Sec. 1, the meals and rooms tax was adopted.

Reps. Cooper and Patricia Krueger declared conflicts of interest and did not participate.

The question now being the adoption of Sec. 2, the communications services tax.

Rep. Mirski requested a roll call; sufficiently seconded.

YEAS 282 NAYS 71

**YEAS 282
BELKNAP**

Bartlett, Gordon Boriso, Thomas Clark, Charles Golden, Paul

Holbrook, Robert Laflam, Robert Lawton, Robert Pilliod, James

Rice, Thomas, Jr. Rosen, Ralph Salatiello, Thomas Thomas, John

Turner, Robert Veazey, John Ziegra, Alice

CARROLL

Bradley, Jeb Chandler, Gene Cooper, Kipp Foster, Robert

Howard, Godfrey Kenney, Joseph Lyman, L. Randy MacDonald, Kenneth

Patten, Betsey Philbrick, Donald

CHESHIRE

Avery, Stephen Bonneau, Sarah Burnham, Daniel Champagne, Richard

DePecol, Benjamin Hunt, John Lynch, Margaret Lynott, Margaret

Manning, Joseph McGuirk, Paul McNamara, Wanda Meader, David

Metzger, Katherine Pratt, Irene Richardson, Barbara Royce, H. Charles

Russell, Ronald Smith, Edwin Steere, Myron, III Vogl, John

COOS

Bradley, Paula Coulombe, Henry Coulombe, Yvonne Davis, Perley

Guay, Lawrence Horton, Lynn Mears, Edgar Merrill, Gerald

Moynihan, Wayne Pratt, Leighton St. Hilaire, Paul Tholl, John, Jr.

GRAFTON

Alger, John Almy, Susan Below, Clifton Brown, Channing

Chase, Paul, Jr. Copenhaver, Marion Eaton, Stephanie Guaraldi, Lawrence

Guest, Robert Hill, Richard LaMott, Paul Luker, Elsa

MacNeil, Allen Nordgren, Sharon Teschner, Douglass Trelfa, Richard

Williams, William, Jr.

HILLSBOROUGH

Allen, W. Gordon Alukonis, David Ameen, W. Barody, Benjamin

Bernier, Shannon Brundige, Robert Burke, M. Virginia Calawa, Leon, Jr.

Cardin, Lori Carney, Lauren Christiansen, Lars Clay, Susan

Clemons, Jane Cote, David Cote, Peter Daigle, Robert

Daniels, Gary Dawe, Eileen Durham, Susan Dwyer, Paul, Sr.

Dyer, Merton Emerton, Lawrence, Sr. Fields, Dennis Flora, Kathleen

Foster, Linda Franks, Suzan Gage, Ruth Gagnon, Eugene

Golding, William Gosselin, Gerald Goulet, Maurice Haley, Robert

Hall, Betty Hansen, Herbert Holden, Carol Holley, Sylvia

Hunter, Bruce Jean, Claudette Johnson, Lionel Kelley, Robert

Kurk, Neal L'Heureux, Robert LaRose, Richard Lefebvre, Roland

Leonard, Peter Lessard, Rudy Letendre, Evelyn Lozeau, Donnalee

Lynde, Harold MacAuslan, Rita MacIntyre, Doris McCarthy, William

McCarty, Winston McRae, Karen Melcher, Harold Mercer, Robert

Milligan, Robert Mittelman, David Murphy, Robert O'Rourke, Thomas

Pepino, Leo Peterson, Andrew Piteri, Dawn Sargent, Maxwell

Searles, Stanley, Sr. Thulander, O. Alan Turgeon, Roland Welch, Donald

Wheeler, Robert White, Donald White, Jay

MERRIMACK

Anderson, Eric Brown, Mary Burney, Carol Chandler, Earle

Crosby, Toni Daneault, Gabriel DeStefano, Stephen Dunn, Miriam

Feuerstein, Martin Fraser, Marilyn French, Barbara Gile, Mary

Hess, David Jacobson, Alf Krueger, Patricia Langer, Ray

Leber, William Lockwood, Robert Marshall, Kenneth Moore, Carol

Morrill, Olive Nichols, Avis Owen, Derek Pfaff, Terence

Reardon, Tara Seldin, Gloria St. Cyr, Gerard Wallin, Jean

Wallner, Mary Jane Whalley, Michael Whittemore, James Yeaton, Charles

ROCKINGHAM

Arndt, Janet Battles-Peirce, Marjorie Beaulieu, Jon Belanger, Ronald

Bishop, Franklin Blanchard, MaryAnn Case, Margaret Christie, Andrew, Jr.

Clark, Martha Coes, Betsy Cooney, Richard Cushing, Robert

Dearborn, Bruce Dodge, Robert Dolan, Richard Dowd, Sandra

Dowling, Patricia Downing, Michael Dube, LeRoy Dunham, Vivian

Felch, Charles, Sr. Flanagan, Natalie Flanders, John, Sr. Francoeur, Sheila

Frechette, Joseph Gleason, John Griffin, Mary Guthrie, Joseph

Heath, John Henderson, Warren Hutchinson, Rebecca Johnson, Robert

Katsakiores, George Katsakiores, Phyllis Kelley, Jane Klemm, Arthur, Jr.

Langley, Jane Langone, John Letourneau, Robert Major, Norman

Malcolm, Kenneth McCarthy, John, Jr. McGovern, Cynthia Micklon, Stephanie

Millard, Ralph Moore, Benjamin Norelli, Terie Noyes, Richard

O'Keefe, Patricia Packard, Sherman Raynowska, Bernard Sabella, Norma

Schanda, Frank Simmons, John Anthony Stickney, Nancy Stone, Joseph
Stritch, C. Donald Syracuse, Anthony Tufts, J. Arthur Vaughn, Charles
Weatherspoon, Jackie Welch, David Weyler, Kenneth Woods, Deborah

STRAFFORD

Brennan, William Brown, George Brown, Julie Callaghan, Frank
DeChane, Marlene Dunlap, Patricia Estabrook, Iris Grassie, Anne
Hemon, Roland Hilliard, Dana Kaen, Naida Keans, Sandra
Knowles, William McKinley, Robert Merrill, Amanda Merritt, Deborah
Musler, George Pelletier, Arthur Rogers, Rose Marie Rollo, Michael
Smith, Marjorie Snyder, Clair Spear, Barbara Sullivan, Henry
Taylor, Kathleen Torr, Ann Torr, Franklin Twardus, Joseph
Vachon, Dennis Vincent, Francis Wall, Janet

SULLIVAN

Allison, David Burling, Peter Cloutier, John Donovan, Thomas
Ferland, Brenda Flint, Gordon Lindblade, Eric Palmer, Lorraine
Schotanus, Merle Wiggins, Celestine

NAYS 71 BELKNAP

Boyce, Robert Hurt, George Lawton, David

CARROLL

Babson, David, Jr. Dickinson, Howard, Jr.

CHESHIRE

Riley, William

COOS

None

GRAFTON

Akins, Ralph Hinman, Harry Mirski, Paul Phinney, William

Root, John Weber, Phil

HILLSBOROUGH

Arnold, Thomas, Jr. Barry, William, III Batula, Peter Bergin, Peter

Boutin, David Buckley, Raymond Clegg, Robert, Jr. Dokmo, Cynthia

Drabinowicz, A. Theresa Foster, Joseph Haettenschwiller, Alphonse Hart, Nick

Herman, Keith Holt, David Jean, Loren Leishman, Peter

Luebker, Bernard MacGillivray, Jeffrey Marcinkowski, Michael Martin, Mary

McGough, Tim Messier, Irene Murch, George Perkins, Paul

Riley, Frances Vaillancourt, Steve Wright, George

MERRIMACK

Adams, Stephen Colburn, Kathleen Colburn, Thomas Hoadley, Elizabeth

Lamach, Bernard Larrabee, David Lavoie, Gerard Maxfield, Roy

ROCKINGHAM

Abbott, Dennis Aranda, M. Kathryn Camm, Kevin Cegelis, Mark

Fesh, Robert Flanders, David Gibbons, Paul Kobel, Rudolph

Lovejoy, Marian McKinney, Betsy Mikowski, Walter Morris, Debbie

Nowe, Ronald Reardon, Neil Rubin, George Smith, Kevin

Varrell, Thomas Verani, Giovanni

STRAFFORD

Bickford, David McCann, William, Jr. Tsiros, William

SULLIVAN

Adler, Rudolf Kibbey, David Leone, Richard

and Sec. 2, the communications services tax was adopted.

Rep. Fenton declared a conflict of interest and did not participate.

The question now being the adoption of Sec. 3, the real estate transfer tax.

Rep. Mirski requested a roll call; sufficiently seconded.

YEAS 279 NAYS 75
YEAS 279
BELKNAP

Bartlett, Gordon Boriso, Thomas Clark, Charles Golden, Paul

Holbrook, Robert Laflam, Robert Lawton, Robert Pilliod, James

Rice, Thomas, Jr. Rosen, Ralph Salatiello, Thomas Thomas, John

Turner, Robert Veazey, John Ziegra, Alice

CARROLL

Bradley, Jeb Chandler, Gene Cooper, Kipp Foster, Robert

Howard, Godfrey Kenney, Joseph Lyman, L. Randy MacDonald, Kenneth

Patten, Betsey Philbrick, Donald

CHESHIRE

Avery, Stephen Bonneau, Sarah Burnham, Daniel Champagne, Richard

DePecol, Benjamin Hunt, John Lynch, Margaret Lynott, Margaret

Manning, Joseph McGuirk, Paul McNamara, Wanda Meader, David

Metzger, Katherine Pratt, Irene Richardson, Barbara Royce, H. Charles

Russell, Ronald Smith, Edwin Steere, Myron, III Vogl, John

COOS

Bradley, Paula Coulombe, Henry Davis, Perley Guay, Lawrence

Horton, Lynn Mears, Edgar Merrill, Gerald Moynihan, Wayne

Pratt, Leighton St. Hilaire, Paul Tholl, John, Jr.

GRAFTON

Alger, John Almy, Susan Below, Clifton Brown, Channing

Chase, Paul, Jr. Copenhaver, Marion Eaton, Stephanie Guaraldi, Lawrence

Guest, Robert Hill, Richard LaMott, Paul Luker, Elsa

MacNeil, Allen Nordgren, Sharon Teschner, Douglass Trelfa, Richard Williams, William, Jr.

HILLSBOROUGH

Allen, W. Gordon Alukonis, David Ameen, W. Bernier, Shannon
Boutin, David Brundige, Robert Burke, M. Virginia Calawa, Leon, Jr.
Cardin, Lori Carney, Lauren Christiansen, Lars Clay, Susan
Clemons, Jane Cote, David Cote, Peter Daigle, Robert
Daniels, Gary Dawe, Eileen Durham, Susan Dwyer, Paul, Sr.
Dyer, Merton Emerton, Lawrence, Sr. Fenton, James Fields, Dennis
Flora, Kathleen Foster, Linda Franks, Suzan Gage, Ruth
Gagnon, Eugene Golding, William Gosselin, Gerald Goulet, Maurice
Haettenschwiller, Alphonse Haley, Robert Hall, Betty Hansen, Herbert
Holden, Carol Holley, Sylvia Hunter, Bruce Jean, Claudette
Johnson, Lionel Kelley, Robert Kurk, Neal L'Heureux, Robert
LaRose, Richard Lefebvre, Roland Leonard, Peter Letendre, Evelyn
Lozeau, DonnaLee Lynde, Harold MacAuslan, Rita MacIntyre, Doris
McCarthy, William McCarty, Winston McRae, Karen Melcher, Harold
Mercer, Robert Messier, Irene Milligan, Robert Mittelman, David
Murphy, Robert O'Rourke, Thomas Pepino, Leo Peterson, Andrew
Piteri, Dawn Sargent, Maxwell Searles, Stanley, Sr. Thulander, O. Alan
Turgeon, Roland Welch, Donald Wheeler, Robert White, Jay

MERRIMACK

Anderson, Eric Brown, Mary Burney, Carol Chandler, Earle
Crosby, Toni Daneault, Gabriel DeStefano, Stephen Dunn, Miriam
Feuerstein, Martin Fraser, Marilyn French, Barbara Gile, Mary

Hess, David Jacobson, Alf Krueger, Patricia Lamach, Bernard

Langer, Ray Leber, William Moore, Carol Morrill, Olive

Nichols, Avis Owen, Derek Pfaff, Terence Reardon, Tara

Seldin, Gloria St. Cyr, Gerard Wallin, Jean Wallner, Mary Jane

Whalley, Michael Whittemore, James Yeaton, Charles

ROCKINGHAM

Aranda, M. Kathryn Arndt, Janet Battles-Peirce, Marjorie Beaulieu, Jon

Bishop, Franklin Blanchard, MaryAnn Case, Margaret Christie, Andrew, Jr.

Clark, Martha Coes, Betsy Cooney, Richard Cushing, Robert

Dearborn, Bruce Dodge, Robert Dolan, Richard Dowd, Sandra

Dowling, Patricia Downing, Michael Dube, LeRoy Dunham, Vivian

Felch, Charles, Sr. Flanagan, Natalie Flanders, John, Sr. Francoeur, Sheila

Frechette, Joseph Gleason, John Guthrie, Joseph Heath, John

Henderson, Warren Hutchinson, Rebecca Johnson, Robert Katsakiores, George

Katsakiores, Phyllis Kelley, Jane Klemm, Arthur, Jr. Langley, Jane

Langone, John Letourneau, Robert Major, Norman Malcolm, Kenneth

McCarthy, John, Jr. McGovern, Cynthia McKinney, Betsy Micklon, Stephanie

Moore, Benjamin Norelli, Terie O'Keefe, Patricia Packard, Sherman

Sabella, Norma Schanda, Frank Simmons, John Anthony Stickney, Nancy

Stone, Joseph Stritch, C. Donald Syracuse, Anthony Tufts, J. Arthur

Varrell, Thomas Vaughn, Charles Weatherspoon, Jackie Welch, David

Weyler, Kenneth Woods, Deborah

STRAFFORD

Brennan, William Brown, George Brown, Julie Callaghan, Frank

DeChane, Marlene Dunlap, Patricia Estabrook, Iris Grassie, Anne

Hemon, Roland Hilliard, Dana Kaen, Naida Keans, Sandra

Knowles, William McKinley, Robert Merrill, Amanda Merritt, Deborah

Musler, George Pelletier, Arthur Rogers, Rose Marie Rollo, Michael

Smith, Marjorie Snyder, Clair Spear, Barbara Sullivan, Henry

Taylor, Kathleen Torr, Ann Torr, Franklin Twardus, Joseph

Vachon, Dennis Vincent, Francis Wall, Janet

SULLIVAN

Allison, David Burling, Peter Cloutier, John Donovan, Thomas

Ferland, Brenda Flint, Gordon Lindblade, Eric Palmer, Lorraine

Schotanus, Merle Wiggins, Celestine

NAYS 75 BELKNAP

Boyce, Robert Hurt, George Lawton, David

CARROLL

Babson, David, Jr. Dickinson, Howard, Jr.

CHESHIRE

Riley, William

COOS

Coulombe, Yvonne

GRAFTON

Akins, Ralph Hinman, Harry Mirski, Paul Phinney, William

Root, John Weber, Phil

HILLSBOROUGH

Arnold, Thomas, Jr. Baroody, Benjamin Barry, William, III Batula, Peter

Bergin, Peter Buckley, Raymond Clegg, Robert, Jr. Dokmo, Cynthia

Drabinowicz, A. Theresa Foster, Joseph Hart, Nick Herman, Keith

Holt, David Jean, Loren Leishman, Peter Lessard, Rudy

Luebker, Bernard MacGillivray, Jeffrey Marcinkowski, Michael Martin, Mary

McGough, Tim Murch, George Perkins, Paul Riley, Frances

Vaillancourt, Steve White, Donald Wright, George

MERRIMACK

Adams, Stephen Colburn, Kathleen Colburn, Thomas Hoadley, Elizabeth

Larrabee, David Lavoie, Gerard Lockwood, Robert Marshall, Kenneth

Maxfield, Roy

ROCKINGHAM

Abbott, Dennis Belanger, Ronald Camm, Kevin Cegelis, Mark

Fesh, Robert Flanders, David Gibbons, Paul Griffin, Mary

Kobel, Rudolph Lovejoy, Marian Mikowski, Walter Millard, Ralph

Morris, Debbie Nowe, Ronald Noyes, Richard Raynowska, Bernard

Reardon, Neil Rubin, George Smith, Kevin Verani, Giovanni

STRAFFORD

Bickford, David McCann, William, Jr. Tsiros, William

SULLIVAN

Adler, Rudolf Kibbey, David Leone, Richard

and Sec. 3, the real estate transfer tax was adopted.

Report adopted and ordered to third reading.

SPECIAL ORDER

HB 195-FN-A, increasing the exemption amount under the interest and dividends tax. RE-REFER TO COMMITTEE

Rep. Charles L. Vaughn for Finance: The Committee, with due diligence, concluded it is prudent to re-refer. The bill merits further study. Vote 19-1.

Adopted.

Rep. Noyes declared a conflict of interest and did not participate.

REGULAR CALENDAR (Cont'd.)

HB 225-FN, requiring the commissioner of health and human services to establish a needle exchange pilot program.
OUGHT TO PASS WITH AMENDMENT

Rep. W. Gordon Allen for Finance: The bill was amended to clarify and ensure that no general funds would be used in operating the pilot program in one community. The policy was unchanged. Vote 13-7.

Amendment (0792h)

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

AN ACT providing for the establishment of a needle exchange pilot program in one community in New Hampshire.

Amend the bill by replacing section 2 with the following:

2 Pilot Program Established; Needle Exchange.

I. The commissioner of the department of health and human services shall establish guidelines for and shall monitor, with the assistance of an advisory committee, a 2-year pilot program offering the free exchange of new hypodermic needles and syringes for used hypodermic needles and syringes as a means to prevent the transmission of human immunodeficiency virus (HIV) among intravenous drug users. The pilot program may be implemented by one community in New Hampshire. Any individual who either administers or participates in the needle exchange program established under this act shall be immune from prosecution for violating RSA 318:52-c through RSA 318:52-e.

II. The commissioner, with the advice of the advisory committee established in section 3 of this act, shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The community where the pilot program may be implemented and the manner of implementation in such community.

(b) Counseling and rehabilitation services to be offered to persons participating in the program.

(c) Any other matter necessary to the administration of this act.

III. The local governing body shall have the option to determine if it will implement the pilot program in the community.

IV. The commissioner of health and human services may accept grants and moneys from any source and may expend such grants and moneys for the purposes of the program. Any money expended in excess of such grants and moneys shall be the responsibility of the community implementing the program.

Amend the introductory paragraph of paragraph I as inserted by section 3 of the bill by replacing it with the following:

I. There is established an advisory committee to assist the commissioner of health and human services in establishing guidelines for and monitoring the pilot program, including the rulemaking process, authorized under section 2 of this act. The committee members shall be as follows:

Amend the bill by replacing section 5 with the following:

5 Funding. The pilot program established in this act shall be funded through grants solicited from federal, local, charitable and private sources and funds that may be provided by the pilot community.

AMENDED ANALYSIS

This bill requires the commissioner of the department of health and human services to establish guidelines for and to monitor, with the assistance of an advisory committee, a 2-year needle exchange pilot program to reduce the spread of AIDS in New Hampshire. The pilot program may be implemented by one community in New Hampshire. The community shall have the option of deciding whether the pilot program should be implemented in its community. The commissioner is granted rulemaking authority to implement the provisions of the bill.

On a division vote, 244 members having voted in the affirmative and 100 in the negative, the amendment was adopted.

Rep. Frances Riley wished to be recorded against.

The question now being the adoption of the amended committee report.

On a division vote, 224 members having voted in the affirmative and 121 in the negative, the report was adopted.

Ordered to third reading.

Rep. Frances Riley wished to be recorded against.

Rep. Manning wished to be recorded in favor.

HB 402, relative to the use of revenues of the fish and game department. INEXPEDIENT TO LEGISLATE

Rep. Stephen T. DeStefano for Finance: This bill would require all revenues for licenses, permits and other sources be used only for the administering of fish and game laws. The majority of the committee felt that the Fish and Game Department should pay for their facility at Hazen Drive and therefore voted the bill Inexpedient. Vote 12-7.

Rep. Kurk spoke against.

The report failed.

Rep. Kurk moved Ought to Pass.

Adopted and ordered to third reading.

HB 459-FN, establishing a youth operator's license for persons under 18 years of age. OUGHT TO PASS

Rep. Robert G. Holbrook for Finance: The committee found no adverse financial impact. Vote 15-5.

Adopted and ordered to third reading.

HB 530-FN-A, establishing civil action filing fee surcharges to fund civil legal assistance to low-income persons and continually appropriating a special fund. INEXPEDIENT TO LEGISLATE

Reps. Franklin G. Torr and Arthur P. Klemm, Jr. for Finance: This bill was voted Inexpedient to Legislate because the committee felt a surcharge on fees in civil actions was an inappropriate funding mechanism. The committee

believes the better way to fund this program is through the budget process, which the committee intends to do. Vote 15-5.

Adopted.

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. OUGHT TO PASS WITH AMENDMENT

Rep. Kevin L. Camm for Finance: Since the governor's budget contained significant funding for the A & B waiting list for the next biennium, the committee removed the funding from the bill. It also required the Department of Health and Human Services to incorporate the cost of fully funding the waiting list in future biennial budget requests so that accurate information is available in the budget process. Vote 18-2.

Amendment (0845h)

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

AN ACT relative to full funding of services to developmentally disabled persons.

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

1 Statement of Intent. The general court recognizes that the state of New Hampshire has made a commitment under RSA 171-A to implement a statewide system of integrated community-based services for persons with developmental disabilities. The general court is cognizant of and concerned that so many of the state's developmentally disabled persons are deprived each year of essential services because New Hampshire has failed to adequately fund those services. Therefore, the general court intends that the department of health and human services fully fund such services in its future budget requests.

2 New Section; Full Funding for Services for Persons With Developmental Disabilities. Amend RSA 171-A by inserting after section 1 the following new section:

171-A:1-a Full Funding of Services Budget. The department of health and human services shall incorporate the costs of fully funding services to persons with severe developmental disabilities classified as priority A or B as required under RSA 171-A in the department's budget recommendation to the governor's office.

3 Effective Date. This act shall take effect July 1, 1997.

AMENDED ANALYSIS

The bill requires the department of health and human services to incorporate the costs of fully funding such services in its budget requests each biennium.

Adopted.

Report adopted and ordered to third reading.

HB 677-FN, increasing the wetlands excavating and dredging permit fee for major and minor projects. OUGHT TO PASS WITH AMENDMENT

Rep. Stephen T. DeStefano for Finance: The amendment increases the fee from \$.025 per square foot to \$.04 per square foot for all operators for wetland excavating and dredging permits. This amendment was requested by the Department of Environmental Services. Vote 16-3.

Amendment (0840h)

Amend the bill by replacing section 1 with the following:

1 Wetlands Excavating and Dredging Permit Fee Increased for Minor and Major Projects. Amend RSA 482-A:3, I to read as follows:

I. No person shall excavate, remove, fill, dredge or construct any structures in or on any bank, flat, marsh, or swamp in and adjacent to any waters of the state without a permit from the department. The permit application together with a detailed plan and a map showing the exact location of the proposed project, along with 4 copies of the permit application, plan and map, shall be submitted to the town or city clerk, accompanied by a filing fee in the form of a check made out by the applicant to the state of New Hampshire. The permit application fee shall be \$50 for minimum impact projects. Fees for minor and major projects shall be assessed based on the area of dredge [or], fill, or construction proposed and the number of boat slips requested. The rates shall be \$100 per boat slip and [\$0.025 per square foot] \$0.04 per square foot for all proposed projects under this chapter. At the time the permit application is submitted to the city or town clerk, the applicant shall provide postal receipts or copies, verifying that abutters, as defined in the rules of the department, and except as further provided in said rules, have been notified by certified mail. The postal receipts or copies shall be retained by the municipality. The town or city clerk shall immediately sign the application and forward by certified mail, the application, plan, map and filing fee to the department. The town or city clerk shall then immediately send a copy of the permit application, plan and map to the local governing body, the municipal planning board, if any, and the municipal conservation commission, if any, and may require an administrative fee not to exceed \$10 plus the cost of postage by certified mail. One copy shall remain with the city or town clerk, and shall be made reasonably accessible to the public. The foregoing procedure notwithstanding, applications and fees for projects by agencies of the state may be filed directly with the department, with 4 copies of the application, plan and map filed at the same time with the town or city clerk to be distributed as set forth above.

Adopted.

Report adopted and ordered to third reading.

HB 748-FN, clarifying the school building aid law relative to kindergarten programs. INEXPEDIENT TO LEGISLATE

Rep. David J. Alukonis for Finance: The initiatives proposed by this legislation may also be found in HB 50, the governor's kindergarten bill. The committee will review the fiscal impact of these proposals as part of its comprehensive review of the governor's proposal. Vote 15-5.

Adopted.

HB 755-FN, increasing certain OHRV registration fees and requiring the department of fish and game to file an annual report to the legislature. OUGHT TO PASS WITH AMENDMENT

Rep. Arthur P. Klemm, Jr. for Finance: This bill as amended adds \$10.00 on resident OHRV registrations. Two dollars of this fee will go to Fish and Game for enforcement and the remaining \$8.00 goes to the Department of Resources and Economic Development for trail grooming. The amendment is a compromise between DRED and Fish and Game. Vote 16-3.

Amendment (0859h)

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

AN ACT relative to OHRVs and increasing certain OHRV registration fees

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

1 Reference Changed. Amend RSA 206:42 to read as follows:

206:42 Fish and Game Search and Rescue Fund. The additional fee of \$1 collected under the provisions of RSA 270-E:5, II(b) for each private boat registered and under RSA [215-A:23, VII] 215-A:23, X for each OHRV registered shall be paid over to the state treasurer who shall keep such fees in a special fund to be expended by the fish and game department for use in search and rescue operations. The special fund shall be nonlapsing. All funds received under this subdivision are continually appropriated to the fish and game department for the purposes of this subdivision. The fish and game department shall report to the fiscal committee on a quarterly basis beginning on October 1, 1989, on the expenditures made from the fund.

2 Definition Clarified; Antique Snow Traveling Vehicle. Amend RSA 215-A:1, I-a to read as follows:

I-a. "Antique snow traveling vehicle" means any snow traveling vehicle manufactured prior to the year 1969 or 20 or more years old owned by a resident of the state [which is maintained solely for use in exhibitions, club activities, parades, and other functions of public interest, and which is not used primarily for the transportation of passengers and goods or for general off highway recreational use]. For the purposes of this chapter, all vehicles within this definition shall be classified as off highway recreational vehicles.

3 Report by Fish and Game Department; Reference Corrected. Amend RSA 215-A:3, IX and X to read as follows:

IX. The commissioner of the department of resources and economic development and the executive director of the department of fish and game shall each submit an annual report to the chairperson of the wildlife and marine resources committee of the house of representatives and to the chairperson of the fish and game/recreation committee of the senate which details the performance of the bureau during the previous year. [This] Each report shall be submitted on or before January 15 of each year.

X. The commissioner of the department of resources and economic development shall submit an annual report to the chairperson of the wildlife and marine resources committee of the house of representatives and to the chairperson of the fish and game/recreation committee of the senate which details the receipts and disbursements of all grant-in-aid funds received by the bureau pursuant to [RSA 215-A:23, V(a)(7)] this chapter and RSA 260:61 during the previous fiscal year. This report shall be submitted on or before January 15 of each year.

4 Reference Changed. Amend RSA 215-A:3-a, III to read as follows:

III. Complete and specific procedures relative to the distribution of and requirements for obtaining funds from the grant-in-aid program established under [RSA 215-A:23, V(a)(5)] 215-A:23, VI.

5 Reference Changed. Amend RSA 215-A:18, II to read as follows:

II. The court or justice of any court in which a complaint for a violation of any law or rule adopted pursuant to RSA 541-A brought by a forest and park patrol officer of the department of resources and economic development is prosecuted shall, within 30 days after any fine or forfeiture is paid, remit the amount thereof to the commissioner of the department of resources and economic development; provided, however, that, from each fine collected by a municipal or district court, there shall be deducted \$10 and 20 percent of that part of the fine which exceeds \$10 and the same shall be continually appropriated to the department for the purposes of RSA [215-A:23, V(a)] 215-A:23, VI.

6 Registration Fees. RSA 215-A:23 is repealed and reenacted to read as follows:

215-A:23 Registration Fees. The fees to be collected under this chapter are as follows:

I. Individual resident registration - \$33 for each registration upon presentation of resident tax receipt, or a valid New Hampshire driver's license issued to a person 18 years of age or older.

(a) The first \$14 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$9.30 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$9.70 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

II. Resident antique snow traveling vehicle permanent registration - \$35 for each registration upon presentation of resident tax receipt. From each fee collected pursuant to this paragraph:

(a) The first \$20 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$7.50 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$7.50 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

III. Individual nonresident registration - \$43 for each registration.

a) The first \$20 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$11.10 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$11.90 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

IV. Dealer registration and rental plates - \$25 for each plate or set of plates.

(a) The first \$8 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$8.20 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$8.80 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

V. Registration after transfer as provided in RSA 215-A:22 - \$13.

(a) The first \$8 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$2.80 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$2.20 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

VI.(a) Any funds appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program shall be kept in a separate account and shall not be used for any other purpose. Any unexpended balance in said account shall not lapse, but shall be carried forward to the next fiscal year. From each registration fee collected under this section, \$5 shall be used for the purpose of purchasing trail grooming equipment and trail maintenance equipment. All remaining funds shall be used for trail maintenance and construction.

(b) Grants-in-aid shall be granted to organized nonprofit OHRV clubs and political subdivisions for the construction and maintenance of OHRV trails and facilities. The bureau shall make grants on such terms as it deems necessary and shall determine what trails and facilities shall be eligible. All trails and facilities developed and maintained under this grant-in-aid program shall be open to the general public. Notwithstanding the provisions of this subparagraph, a landowner who grants permission for a grant-in-aid trail to be located on his property shall retain the right to establish the inclusive dates during which OHRV operation shall be permitted. The private landowner shall also retain the right to post any grant-in-aid trail located on his property against trespass by any specific activity or specific type of OHRV.

(c) All revenue appropriated in this paragraph shall be in addition to any other funds appropriated to the grant-in-aid program of the bureau of trails. Such revenue is hereby continually appropriated to the department of resources and economic development for the purposes of this paragraph.

VII. Funds appropriated to the department of resources and economic development for administration of the bureau shall be used for the following purposes:

(a) Publications.

(b) Trail maintenance and acquisition.

(c) Easements and rights-of-way.

(d) OHRV facilities.

(e) From the amount collected from each individual registration fee, \$3 shall be used by the bureau for the purposes of purchasing OHRV trail maintenance equipment or paying trail maintenance expenses. These funds shall be kept in a separate account and shall be used and appropriated solely for these purposes.

(f) Such other purposes as may be budgeted within the limits of the funds available. Any unexpended balance in said accounts shall not lapse, but shall be carried forward to the next fiscal year.

VIII. Any funds appropriated to the fish and game department shall be used for the following purposes:

(a) Enforcement of the provisions of RSA 215-A.

(b) Establishment of training programs in the operation, safety, regulation, equipment maintenance and other related matters pertaining to OHRVs.

(c) Law enforcement under this chapter, which shall be the responsibility of the executive director.

(d) OHRV registration.

(e) Such other purposes as may be budgeted within the limitation of the funds available. Any unexpended balance in said accounts shall not lapse, but shall be carried forward to the next fiscal year.

IX. Any excess registration fees collected and not expended shall be nonlapsing and shall be retained by the OHRV program for future use. In each year of the biennium, the excess fees collected may be expended by the fish and game department and the department of resources and economic development in the same proportion as described in this section with prior approval of the fiscal committee and the governor and council.

X. Notwithstanding the provisions of paragraph IX, there shall be paid to the executive director, in addition to the fees required by this section, an additional fee of \$1 for each registration required by this section. The additional fee shall be paid into the fish and game search and rescue fund established under RSA 206:42.

7 Financial Responsibility; Damage to Property Amount Increased. Amend RSA 215-A:28, I to read as follows:

I. All provisions, including the penalties, suspensions and prohibitions of the New Hampshire financial responsibility law, and the provisions of statutes relative to the operation of a motor vehicle, shall apply to an OHRV being operated upon a public highway. The operator of an OHRV involved in an accident resulting in death or injury to a person or damage to property in excess of [\$100 if the OHRV is uninsured, or damage to property in excess of \$300 if the OHRV is insured] \$500, the owner of [said] the OHRV having knowledge of the accident, should the operator [of same] be incapacitated, shall report [said] the accident immediately to the nearest police officer or nearest police station and shall file a report of the accident with the department of fish and game and the department of safety within 5 days on forms prescribed by the department of fish and game.

8 Reference Changed. Amend RSA 215-A:29, VI to read as follows:

VI. OHRV safety training shall be established within the OHRV budget of the New Hampshire fish and game department as referred to in RSA [215-A:23, V(b) (2)] 215-A:23, VIII.

9 Racing Meets Changed to Events. Amend RSA 215-A:30 to read as follows:

215-A:30 [Racing] Events.

I. Any person, organization or corporation who wishes to operate or to promote any snow traveling vehicle or OHRV [racing meet] event or contest involving the use of unregistered snow traveling vehicles or unregistered OHRVs shall procure a permit from the executive director. The application for the permit shall be on an annual basis, shall include a listing of scheduled events and shall be accompanied by an annual fee of \$50. Participants in [said racing meet] an event or contest shall not be required to register in New Hampshire, but shall operate under the provisions of the permit. Any such participant who is not registered in New Hampshire shall not operate away from the race course or contest area specified in the permit. Distribution of any fees collected under this section shall be [in accordance with the provisions of RSA 215-A:23.] as follows:

(a) The first \$35 shall be appropriated to the department of resources and economic development for the administration of the bureau, and shall be used by the bureau for its grant-in-aid program pursuant to RSA 215-A:23, VI.

(b) From the balance, \$7.50 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in RSA 215-A:23, VII, and \$7.50 shall be appropriated to the department of fish and game for the purposes specified in RSA 215-A:23, VIII.

II. Notwithstanding the provisions of RSA 215-A:6 and RSA 215-A:29, persons less than 16 years of age may operate an OHRV while not accompanied by a parent or guardian and without an OHRV safety certificate if one of the following conditions exists:

(a) When participating in an OHRV safety education program approved by the fish and game department.

(b) When participating in an organized [meet] event or contest when the organizer of [such] the event has obtained landowner permission and procured a permit from the executive director.

10 Effective Date. This act shall take effect July 1, 1997.

AMENDED ANALYSIS

This bill:

- (a) Increases the registration fees for certain off highway recreational vehicles.
- (b) Prescribes the distribution of OHRV registration fees.
- (c) Amends the definition of antique snow traveling vehicle.
- (d) Increases the minimum amount of damage to property in an OHRV accident before requiring reporting of the accident.
- (e) Changes racing meet permits to event permits.
- (f) Requires the department of fish and game to report annually to the legislature concerning OHRVs.

Adopted.

Report adopted and ordered to third reading.

SB 24, relative to prescriptions for certain controlled drugs. OUGHT TO PASS

Rep. Marion L. Copenhagen for Health, Human Services and Elderly Affairs: This bill clarifies the language relative to controlled drugs and specifically names the types of disorders for which these drugs can be used. Vote 18-0.

Adopted and ordered to third reading.

HB 197-FN, relative to the regulation of wetland scientists. OUGHT TO PASS

Rep. Mary E. Brown for Finance: The addition of wetland scientists to the Joint Board of Natural Scientists will have no adverse effect on the general fund. The number of wetland scientists who become certified will adequately comply with the 125% rule for boards. Vote 19-1.

Adopted and ordered to third reading.

HB 440-FN, changing the legislative mileage formula. OUGHT TO PASS

Rep. Robert G. Holbrook for Finance: This bill gives general court members a choice of two methods of receiving compensation for mileage: the current method of \$.38 for the first 45 miles and \$.19 per mile over 45 miles and a new method of actual mileage to and from Concord at the maximum rate established by the Internal Revenue Service which today is \$.311/2 per mile. This would take effect for members elected in 1998. Vote 22-0.

Rep. Mirski spoke against.

Report adopted and ordered to third reading.

HB 578-FN-A-L, providing for property tax relief and making an appropriation therefor. RE-REFER TO COMMITTEE

Rep. Kenneth L. Weyler for Finance: This bill, which provided property tax relief to low income individuals, had broad support. Unfortunately, the committee was unable to find the necessary \$15 million. Because the proposal has merit, the committee would like to have the bill re-referred to consider other funding sources. Vote 20-0.

Rep. Jacobson spoke in favor and yielded to questions.

Adopted.

HB 582-FN, relative to medicaid rate setting. OUGHT TO PASS WITH AMENDMENT

Rep. O. Alan Thulander for Finance: The committee, recognizing the importance of home health services to medicaid-eligible clients, felt that a medicaid rate-setting methodology should be established by the Commissioner of Health and Human Services to monitor unit rate reimbursement to providers on an annual basis. The legislature would reserve the ability, through the budget, to implement any rate changes. Vote 20-0.

Amendment (0844h)

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

1 Purpose. The general court recognizes home health services as one means to provide health care to medicaid-eligible clients. Medicaid reimbursement rates for home health services have not been adjusted since 1989, and the general court finds that these rates are not adequate for certain components of home health services. The purpose of this act is to increase fairness and preserve availability of home health services to medicaid-eligible clients by adjusting current reimbursement rates and establishing a methodology under which those rates will be evaluated on an annual basis.

2 New Section; Rate Setting Methodology. Amend RSA 126-A by inserting after section 18 the following new section:

126-A:18-a Rate Setting for Home Health Services.

I. The commissioner of health and human services shall adopt rules under RSA 541-A to establish a rate setting methodology which establishes unit medicaid reimbursement rates for home health services which reflect the average cost to deliver services. The commissioner shall consider the factors of economy, efficiency, quality of care, and access to care, in accordance with guidelines in federal regulations.

II. The department of health and human services shall annually on or before October 1 establish unit rates for home health services paid under medicaid which better reflect the average cost to deliver services.

III. The commissioner shall make an annual report on or before November 1, relative to the rates for home health services, to the speaker of the house of representatives, the president of the senate and the chairperson's of the house and senate finance committees.

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

AMENDED ANALYSIS

This bill requires the commissioner of health and human services to establish a medicaid rate setting methodology for home health services which better reflects the average cost to deliver services. The commissioner shall make an

annual report relative to such rates to the speaker of the house, president of the senate, and the chairpersons of the house and senate finance committees.

Adopted.

Report adopted and ordered to third reading.

Rep. Mirski declared a conflict of interest and did not participate.

HB 616-FN, relative to jury selection reforms. INEXPEDIENT TO LEGISLATE

Rep. Stephen T. DeStefano for Finance: This bill changes the method of compiling the master jury list, repeals most jury exemptions and sets up a "one day, one trial" pilot program. The committee felt that the cost to blend the voter list with the Department of Motor Vehicle and the estimated \$90,000 for the "one day, one trial" program was too much at this time. Vote 23-0.

Reps. Kurk and Woods spoke against.

The report failed.

Rep. Kurk moved Re-refer to Committee.

Adopted.

HB 734-FN, requiring district courts to hold evening sessions. INEXPEDIENT TO LEGISLATE

Rep. Robert G. Holbrook for Finance: This is a fine policy idea, but the judiciary's budget cannot support the \$261,000.00 per year needed to operate the evening courts. Vote 19-0.

Rep. Kurk spoke against and yielded to questions.

Rep. John McCarthy spoke against.

The report failed.

Rep. Kurk moved Re-refer to Committee.

Adopted.

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. OUGHT TO PASS WITH AMENDMENT

Rep. Stephen T. DeStefano for Finance: This amended bill establishes a local river management advisory committee, but eliminates sections 1 and 2 in reference to water samples, administrative fines and the establishment of an additional position. Vote 20-0.

Amendment (0828h)

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

AN ACT relative to the legal status of local river management advisory committees.

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

1 New Paragraph; Local River Management Advisory Committees; Government Instrumentality Status. Amend RSA 483:8-a by inserting after paragraph IV the following new paragraph:

V. In order to establish the tax exempt status of local river management advisory committees established under this section, such advisory committees are deemed to be governmental instrumentalities having a distinct legal existence separate from the state and shall not be considered as departments of state government. The exercise by a local river management advisory committee of any authority granted by this section shall be deemed to be the performance of public and essential governmental functions not otherwise fulfilled by state government.

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

AMENDED ANALYSIS

This bill declares that local river management advisory boards are separate governmental instrumentalities from the state.

Rep. Kurk moved Recommit to Committee and spoke in favor.

Adopted.

SB 123, relative to shellfish harvesting areas. OUGHT TO PASS WITH AMENDMENT

Rep. Ronald J. Nowe for Wildlife and Marine Resources: This bill is to clarify the jurisdictions of the closure of flats and in the management for the Health and Human Services in regards to the water quality conditions and the amendment grants the Executive Director the authority to conduct a lottery type method of selecting hunters to be issued an additional deer tag in the wildlife management unit specified by the Executive Director. Vote 9-0.

Amendment (0823h)

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

AN ACT relative to shellfish harvesting areas and relative to special deer permits.

Amend the bill by replacing all after section 2 with the following:

3 Fee Authorized. Amend RSA 208:5-b to read as follows:

208:5-b Special Deer Permit. The executive director may issue a special deer permit to a licensee licensed under RSA 214:9, 208:5, or 208:5-a. Such special deer permit shall allow the taking of additional deer. The executive director shall adopt rules pursuant to RSA 541-A relative to fixing the number and sex limitations for wild deer and any other conditions governing the location, method, and manner of taking as well as the issuance and fee for a special deer permit. The executive director may charge a fee not to exceed \$10 for all applications for a special deer permit.

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

AMENDED ANALYSIS

This bill requires the commissioner of health and human services to consult with the commissioner of the department of environmental services regarding water quality conditions that affect the classification of shellfish growing areas. The bill also provides that the department of health and human services is to serve as the state shellfish sanitation control authority.

The bill changes the application of the prohibition from shellfish sold to shellfish harvested for food.

The bill also authorizes the executive director of fish and game to charge a fee for a special deer permit.

Rep. McGuirk requested that the Speaker rule on the germaneness of the amendment.

The Speaker ruled the amendment was not germane.

Rep. Felch moved Recommit to Committee, spoke in favor and yielded to questions.

Adopted.

SUSPENSION OF RULES

Reps. Wheeler and Burling moved that the Rules be so far suspended as to extend the deadline for reporting all remaining house bills from April 2, 1997 to April 3, 1997.

Adopted by the necessary two-thirds.

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 Thursday, April 10, 1997 at 10:00 a.m.

Adopted.

LATE SESSION

Third reading and final passage

HB 151-FN-L, establishing comprehensive medical, physical, and psychological standards for law enforcement officers.

HB 196-FN, providing for the regulation of horticultural growing media.

HB 246, making technical corrections to the business profits tax, interest and dividends tax, and the legacies and successions tax and setting the biennial rate of the medicaid enhancement tax at 6 percent.

HB 268-FN, relative to the Pease development authority.

HB 413, relative to the sale or transfer of airports by the state.

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.

HB 488-FN, relative to involuntary admission to the state hospital on an emergency basis.

HB 525-L, relative to Braille instruction for functionally blind pupils.

HB 572-FN, relative to town, city, and county treasurers and to the state treasurer.

HB 588-FN, relative to certification of operators of solid waste plants, water treatment plants, and wastewater treatment plants, and adding late renewal fees.

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.

HB 598-FN, relative to liens on aircraft for nonpayment of aircraft registration fees.

HB 599-FN, relative to youth access to tobacco products.

HB 646-FN-A, relative to eligibility for child day care services for persons receiving public assistance.

HB 658-FN-A, ensuring that the division of safety services, department of safety receives its 1/2 share of unrefunded tolls for boat motor fuels as required by law, and establishing a special fund therefor.

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.

HB 765-FN, establishing an osteoporosis prevention, education, and treatment program.

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.

HB 781-FN, relative to lucky 7 tickets and bingo games and requiring manufacturers and distributors of bingo supplies to be licensed.

HB 785-FN, relative to alcohol and other drug abuse professionals.

HJR 6, requiring the joint legislative historical committee to acquire and cause to be displayed a portrait of suffragist Marilla Marks Ricker.

SB 4, relative to patient information.

SB 133, relative to the task force on perinatal chemical dependency.

SB 163, relative to the Uniform Anatomical Gift Act.

HB 52, authorizing the assignment of superior court judges to hear cases in the district court.

HB 51-FN-A, extending the temporary tax rates of the meals and rooms tax, communications services tax, and real estate transfer tax through the biennium ending June 30, 1999.

HB 225-FN, providing for the establishment of a needle exchange pilot program in one community in New Hampshire.

HB 402, relative to the use of revenues of the fish and game department.

HB 459-FN, establishing a graduated driver's license and related penalties for persons under 18 years of age.

HB 571-FN-A, relative to full funding of services to developmentally disabled persons.

HB 677-FN, increasing the wetlands excavating and dredging permit fee for major and minor projects.

HB 755-FN, relative to OHRVs and increasing certain OHRV registration fees.

SB 24, relative to prescriptions for certain controlled drugs.

HB 197-FN, relative to the regulation of wetland scientists.

HB 440-FN, changing the legislative mileage formula.

HB 582-FN, relative to medicaid rate setting.

UNANIMOUS CONSENT

Rep. Hunt addressed the House.

Reps. Hill and Lockwood moved that the remarks made by Rep. Hunt be printed in the Journal.

Adopted.

Rep. Hunt: This House and the Commerce Committee lost a colleague and friend when Rep. Dick Krueger passed away last week. Those of us who had the privilege to serve with Dick over the years on Commerce will always remember his humor and wit. We marveled at his attendance and thank the many people who volunteered to drive him to Concord, and there were many of you in this body and outside it. We will miss his knowledge and expertise on the committee as we continue to grapple with the complex issues that face us. Dick Krueger was a multifaceted man. From Citizen of the Year in Claremont, to his service as a Commander in the United States Navy, to his athletic ability as a student at Spaulding High School. He served Claremont as a member of the school board and was active in the Chamber of Commerce promoting economic development, and he did this as a volunteer. Dick never complained as his eyesight faltered. He taped hearings and became computer literate. He often picked up information in hearings from inflection in voices that his sighted colleagues missed. He brought to us, who knew him well, an abiding respect for his courage. How many of us would have the courage to come here and to contribute without our sight? Yet, we never once heard Dick complain. He loved this institution and enjoyed his time here and those of us who knew him well loved and enjoyed his time with us. We will miss you, Dick.

Reps. Root and Boutin addressed the House.

RECESS MOTION

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

Adopted.

The House recessed at 2:55 p.m.

RECESS

(Speaker Sytek in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 172, 267, 307, 403 and 681.

Rep. Nowe, Sen. Barnes for the Committee

RESOLUTION

Reps. Henderson and Packard offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 6, 37, 47, 102, 130, 149, 162, 169, 176, 180, 194 and SJR 3 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 6, relative to real estate appraisers. (Executive Departments and Administration)

SB 37, relative to line items at town and school district meetings. (Municipal and County Government)

SB 47-FN, continuing the marital guardian ad litem recovery program in the unit of cost containment, office of the commissioner of administrative services. (Judiciary and Family Law)

SB 102- FN, relative to the possession of certain weapons in the commission of a violent crime. (Criminal Justice and Public Safety)

SB 130, relative to the portability, availability, and renewability of health coverage. (Commerce)

SB 149, prohibiting state agencies managing federal programs from exceeding their statutory authority in placing restrictions on activities of the private sector. (Executive Departments and Administration)

SB 162, relative to the acquisition of a certain piece of property in Piermont, New Hampshire and making an appropriation therefor. (Public Works and Highways)

SB 169, relative to a college tuition savings plan. (Education)

SB 176, relative to late payment of the legacies and successions tax. (Finance)

SB 180, relative to the maintenance, enhancement, and rehabilitation of local rural airport service and making an appropriation therefor. (Transportation)

SB 194, relative to the age of child day care providers homes, and allowing school districts to transport school-age children between schools and before-and-after-school programs. (Judiciary and Family Law))

SJR 3, urging the United States Congress to adopt a constitutional amendment for environmental rights. (State-Federal Relations and Veterans Affairs)

COMMITTEE ASSIGNMENTS

Rep. DePecol on Judiciary and Family Law; off State-Federal Relations and Veterans Affairs.

Rep. Eaton on Commerce; off Local and Regulated Revenues.

Rep. McGovern on State-Federal Relations and Veterans Affairs; off Judiciary and Family Law.

RECESS