

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, June 25, 1997 No.79

HOUSE JOURNAL No. 24(cont.)

Wednesday, June 18, 1997
COMMITTEE ASSIGNMENT

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

HOUSE JOURNAL No. 25

Wednesday, June 25, 1997

The House assembled at 11:00 a.m. and was called to order by the Speaker.

Prayer was offered by Guest Chaplain, Reverend David Kerr, Pastor of the United Methodist Church in Concord.

Almighty God, as we approach Independence Day for our nation we pray that our birthright might not be taken for granted. May we as a nation and a state be a blessing to those near and far. May freedom and justice be offered to all. May freedom be not just the absence of restraints but a call for responsibility in personal morality, social obligations, political democracy and spiritual maturity. May this body, the New Hampshire House of Representatives, be an example of wisdom, a pacesetter of justice and an instrument of good government. May they show graciousness in debate and dispute. Temper them with sound judgment and disciplined obedience. May they help us enjoy the fruits of citizenship by showing us how to tend the tree of liberty. Deliver all of us, those who elect and those who are elected, from indifference and apathy. May we be a nation and a state of builders of goodness, tolerance, compassion, obedience and human rights. O God, be with all our representatives and our governor, that they and she may truly serve Your people and walk with them; feeling their pain and sharing their joy and dreaming their dreams. We pray all these things in Your holy name. Amen.

Rep. Hager led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Feng, Hawkinson, Meader, Mears and Paul Taylor, the day, illness.

Reps. Abbott, Amidon, Avery Babson, Below, Bergin, Boutin, Calawa, Calvert, Carney, Kathleen Colburn, Copenhaver, Dawe, Dolan, Dowling, David Flanders, Flint, Gage, Hilliard, Robert Kelley, Leishman, L'Heureux, Lovett, Lynott, MacNeil, Marcinkowski, Martin, Morris, Moynihan, Neil Reardon and Weatherspoon, the day, important business.

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

INTRODUCTION OF GUESTS

Elaine Emerton, wife of Rep. Emerton. Stephanie Cossette and Yvette Cossette, daughter and mother of Rep. Cossette. Jessica, Kaitlin and Kelsey Downing and Melissa Mancini, daughters and guest of Rep. Downing. Katherine and Alice Sheehan, guests of Rep. Christiansen. Simon Eden, guest of Rep. Woods. Patrick Lyons, guest of Rep. Golding. Christian Battles, son of Rep. Battles-Peirce. Zachary Lynde, son of Rep. Lynde. Hope Micklon, daughter of Rep. Micklon. John Pelletier, son of Reps. Arthur and Marsha Pelletier. David Lozeau, husband of Rep. Lozeau.

COMMUNICATION

June 25, 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:

Strafford 19, Larry J. Cossette, r, Rochester (93 Chestnut Hill Rd.) 03867

William M. Gardner, Secretary of State

(Rep. Lozeau in the Chair)

COMMUNICATION

OPINION OF THE SUPREME COURT JUSTICES ON HB 198

Request of the House

No. 97-217

OPINION OF THE JUSTICES

(Municipal Tax Exemptions for Industrial Construction)

June 23, 1997

To the Honorable House:

The undersigned justices of the supreme court now submit the following replies to your questions of March 26, 1997. Following our receipt of your resolution on March 27, 1997, we invited interested parties to file memoranda with the court on or before April 28, 1997.

HB 198-LOCAL (the bill) proposes to amend RSA chapter 72 (1991 & Supp. 1996) by inserting after section 72 a new subdivision to read:

Industrial Construction Exemption

72:73 Definitions. In this subdivision:

I. 'Industrial uses' shall include all manufacturing, production, assembling, warehousing or processing of goods or materials for sale or distribution, research and development activities, or processing of waste materials.

II. A town or city adopting a tax exemption pursuant to RSA 72:74 may, in lieu of the definition in this section, adopt by reference the definition of similar terms as may be contained in that town or city's zoning ordinance.

72:74 Property Tax Exemption. A town or city may, by vote of the local legislative body pursuant to RSA 72:75, adopt a new construction property tax exemption for industrial uses. The exemption shall be a specified percentage of the increase in assessed value attributable to construction of new structures, and additions, renovations or improvements to existing structures. The exemption may run for a period of 3 to 5 years following the new construction; provided, however, that the exemption for all years shall cumulatively not exceed 200 percent of the increased assessed value. Once adopted by the local legislative body, the percentage rate and duration of the exemption shall be granted uniformly within that municipality to all new construction for which a proper application is filed.

72:75 Procedure for Adoption. A municipality desiring to adopt the provisions of RSA 72:74 shall do so in the following manner:

I. In a town, the question shall be placed on the warrant of a special or annual town meeting, by the governing body or by petition pursuant to RSA 39:3, and shall be voted upon by official ballot if that town has adopted the official ballot for the election of officers. A public hearing shall be held at least 15 but not more than 60 days prior to the vote.

II. In a city, the legislative body may consider and act upon the question in accordance with its normal procedures for passage of resolutions, ordinances, and other legislation. In the alternative, the legislative body of a city may vote to place the question on the official ballot for any regular municipal election.

III. The vote shall specify the percentage of new assessed value to be exempted, the number of years duration of the exemption following new construction, and a reference to zoning use category definitions, if applicable. The exemption shall take effect in the tax year beginning April 1 following its adoption.

IV. A vote adopting RSA 72:74 shall remain in effect for at least 3 tax years. For subsequent years it may be rescinded or altered in the same manner as specified for adoption; provided, however, that for any application which has already been granted prior to such rescission or alteration, the exemption shall continue to apply at the rate and for the duration in effect at the time it was granted.

72:76 Application for Exemption.

I. On or before March 1 following the date of notice of tax under RSA 72:1-d for any year for which the exemption is claimed, a person qualified for an exemption under RSA 72:74 shall file an application with the selectmen or assessors, on an application form prepared by them, signed by the applicant under penalty of perjury, which contains adequate information to demonstrate that the applicant is qualified for the exemption.

II. The selectmen or assessors shall notify the applicant of their decision on or before July 1 following the date of notice of tax under RSA 72:1-d. The decision shall specify the amount of the exemption, that it is effective beginning the prior April 1, and the number of years for which the exemption applies to qualified construction. The decision of the selectmen or assessors may be appealed in the manner set forth in RSA 72:34-a.

III. An owner may apply for the exemption prior to construction, but in no case more than 12 months before the beginning of the tax year for which the exemption is sought. In such cases the selectmen or assessors may anticipatorily grant the exemption, subject to adjustment when the actual increase in assessed value becomes known. If construction is partially complete on April 1 of any year, the exemption for that year shall be based on the increased assessed value attributable to the partial construction, but the duration of the exemption shall be adjusted such that the cumulative amount of exemptions received, based on the construction as completed, is proportional to that received by other eligible properties.

IV. The selectmen or assessors may request such additional or updated information as is necessary to determine eligibility. If they are satisfied that the applicant has willfully made any false statement, or has refused to provide information after such a request, they may refuse to grant the exemption.

V. If the municipality completes a revaluation during the period for which an exemption has been granted, the amount of the exemption shall be adjusted by the difference in equalization ratios applicable in the municipality before and after the revaluation.

The proposed bill contains a statement of intent that "[i]t is the purpose of this act to foster the economic development of the state by enabling municipalities to encourage new construction, rehabilitation and improvement of property for industrial use through the adoption of tax exemptions, to grant flexibility to the local legislative body in determining the amount and type of exemption to adopt, and to ensure that, once adopted, such exemptions shall be administered uniformly within that municipality, so as to avoid the constitutional risk of ad hoc or discriminatory tax benefits."

Your first question asks whether "the classification of taxable property provided for in [the bill] [is] based on a reasonable distinction which promotes a proper object of public welfare and does not require any taxpayer to pay more than his or her fair share of the tax burden as required by part I, article 12 of the New Hampshire Constitution." This question is answered in the affirmative.

Part I, article 12 of the State Constitution provides that "[e]very member of the community has a right to be protected by it, in the enjoyment of his life, liberty, and property; he is therefore bound to contribute his share in the expense of such protection, and to yield his personal service when necessary."

"The legislature has wide discretion with respect to classification of taxable property. If there is a just reason for the classification of taxable property, and the proposed selection is not arbitrarily made or for the sole purpose of preferring some taxpayers to others it will be upheld." Opinion of the Justices (Current Use Reimbursement Program), 137 N.H. 270, 275, 627 A.2d 92, 95 (1993) (citations and quotation omitted).

Likewise, "the [l]egislature may provide, by general laws, for exemption of certain classes of property from taxation." Opinion of the Justices, 101 N.H. 539, 540, 134 A.2d 278, 278 (1957) (quotation omitted); see Opinion of the Justices, 128 N.H. 1, 8, 509 A.2d 734, 740 (1986) (legislature has broad power to create exemptions from taxation on a uniform basis). "In the selective process of classifying certain property for taxation and exempting other property the Legislature has a wide discretion which will be sustained provided just reasons exist for the selection made." Opinion of the Justices, 95 N.H. 548, 550, 65 A.2d 700, 701 (1949) (quotation omitted); see Smith v. N.H. Dept. of Revenue Admin., 141 N.H. ___, ___, 692 A.2d 486, 491 (1997). "The basic principle that all taxpayers shall share the public expense equally . . . is not violated by a legislative exemption of a certain class of property from taxation, in whole or in part, provided the exemption serves the general welfare." Eltra Corp. v. Town of Hopkinton, 119 N.H. 907, 912, 409 A.2d 1145, 1148 (1979); see Young Women's Christian Ass'n v. Portsmouth, 89 N.H. 40, 42, 192 A. 617, 618 (1937). "The classification must not be arbitrary, but must reasonably promote some proper object of public welfare or interest." Eltra Corp., 119 N.H. at 912, 409 A.2d at 1148.

The stated purpose of the proposed exemption is "to foster the economic development of the state by enabling municipalities to encourage new construction, rehabilitation and improvement of property for industrial use" by granting tax exemptions for a limited period of time. The State and its citizens presumably receive direct benefits from tax exemptions for industrial construction by attracting new industries into the State and keeping existing industry here, thereby creating economic growth. Since all industrial uses that meet the statutory definition may qualify for limited tax exemptions, the bill does not improperly classify property. The legislature has determined that the public welfare would benefit from the encouragement of industrial construction in the State and that this may be accomplished through the proposed bill. The purpose of stimulating economic growth is "one properly within the legislature's discretion in acting for the welfare of the state." Opinion of the Justices, 87 N.H. 490, 491, 178 A. 125, 126 (1935). We conclude that there are just reasons for providing a limited tax exemption for industrial construction and that the proposed bill reveals the purpose of the legislature is to promote the public welfare.

Your second question asks whether "the provisions of [the bill] which temporarily exempt certain real property from property taxes violate the constitutional requirements of uniformity and equality governing the assessment and collection of property taxes and the constitutional prohibition against authorizing gifts to corporations organized for

profit, all required by part II, article 5 of the New Hampshire Constitution." This question is answered in the negative.

Part II, article 5 of the State Constitution provides that "full power and authority are hereby given and granted to the said general court . . . to impose and levy proportional and reasonable assessments, rates, and taxes, upon all the inhabitants of, and residents within, the said State." The legislature may constitutionally delegate to cities and towns the authority to create tax exemptions. See Opinion of the Justices, 115 N.H. 228, 230, 338 A.2d 553, 555 (1975). "No unconstitutional delegation of authority results when the legislature establishes the terms of a general act, but leaves the determination of whether it shall have the force of law to the governing bodies of the localities to be affected or to the people themselves." Id. at 230-31, 338 A.2d at 555. Constitutionally mandated requirements for uniformity and equality of taxation would not be violated "should less than all cities and towns adopt the optional exemptions provided by the bill, with a resulting uneven system of taxation." Id. at 231, 338 A.2d at 555 (quotation omitted). "[S]ince the property tax imposed would be uniform and equal within each taxing district, constitutional requirements would thus be met." Id. (quotation, ellipses, and brackets omitted); see Opinion of the Justices, 112 N.H. 32, 35, 287 A.2d 756, 758 (1972) (tax met requirement of uniformity and equality within taxing district).

Pursuant to the provisions of the proposed bill, once a town or city adopts a construction property tax exemption for industrial uses and specifies the percentage rate and duration of the exemption, the exemption "shall be granted uniformly within that municipality to all new construction for which a proper application is filed." The exemption would apply equally and uniformly within the taxing district, thereby satisfying constitutional requirements.

Part II, article 5 of the State Constitution further provides that "the general court shall not authorize any town to loan or give its money or credit directly or indirectly for the benefit of any corporation having for its object a dividend of profits or in any way aid the same by taking its stocks or bonds." While this provision is a limitation "upon legislative power to authorize gifts by towns to corporations organized for profit," Opinion of the Justices, 95 N.H. at 551, 65 A.2d at 701, it "does not extend to the authority of the legislature by its own act to provide a uniform exemption of state-wide application." Id.; see Eyers Woolen Co. v. Gilsum, 84 N.H. 1, 8, 146 A. 511, 515 (1929) (general exemption is part of state policy of taxation, special exemption is a favor granted to a particular party).

The bill before us provides for a tax exemption, not the expenditure of public funds for private purposes. The primary object of the bill is not to aid and benefit private persons for private ends, but, rather, to benefit the public at large by increasing the resources of the State and its taxable property through the establishment of new industries. Cf. Eyers Woolen Co., 84 N.H. at 16-17, 146 A. at 519 (particular law applicable to one party only in his private capacity cannot be classified as general exemption). We accordingly answer your second question in the negative.

As we have stated in the past, "we cannot predict every issue that may be raised in an adversary setting if this bill should become law." Opinion of the Justices, 112 N.H. at 46, 288 A.2d at 700 (quotation omitted). The proposed legislation, however, "appears to us to be constitutional on its face." Opinion of the Justices, 111 N.H. 199, 205, 278 A.2d 357, 361 (1971).

David A. Brock, William R. Johnson, W. Stephen Thayer, III, Sherman D. Horton and John T. Broderick, Jr.

June 23, 1997

Joseph S. Haas, Jr., of Ashland, submitted a memorandum on the questions.

REMOVED FROM THE TABLE

Rep. Hess moved that **HB 198**, allowing municipalities to offer tax incentives to foster growth in new and existing industrial construction, be removed from the table.

Adopted.

SUSPENSION OF RULES

Reps. Wheeler and Burling moved that the Rules be so far suspended as to permit action beyond the deadline on **HB 198**, allowing municipalities to offer tax incentives to foster growth in new and existing industrial construction.

Adopted by the necessary two-thirds.

MOTION TO RE-REFER TO COMMITTEE

Rep. Hess moved that **HB 198**, allowing municipalities to offer tax incentives to foster growth in new and existing industrial construction be Re-referred to Committee.

Adopted and the bill was Re-referred to the Committee on Local and Regulated Revenues.

GOVERNOR'S VETO MESSAGE ON HOUSE BILL 149

June 19, 1997

To The Honorable Members of the General Court:

I have this day vetoed House Bill 149, An Act relative to the regulation of the profession of physical therapy.

This session the General Court passed both HB 149, which regulates the profession of physical therapy, as well as HB 537, which establishes a comprehensive regulatory scheme for certain allied health professionals, including physical therapists, athletic trainers, occupational therapists, respiratory care providers, and speech-language pathologists.

I have consulted with the sole sponsor of HB 149, who also was one of the sponsors of HB 537, and he agrees that HB 149 is not necessary so long as HB 537 becomes law.

Today I have signed HB 537 into law.

I have exercised my veto responsibility over house Bill 149 because it is unnecessary given the enactment of House Bill 537.

Jeanne Shaheen, Governor

The question being, notwithstanding the Governor's veto, shall **HB 149**, relative to the regulation of the profession of physical therapy, pass.

Rep. Robert Dodge spoke against.

As required by the State Constitution, a roll call was taken.

YEAS 17 NAYS 299

**YEAS 17
BELKNAP**

None

CARROLL

Foster, Robert Howard, Godfrey

CHESHIRE

Metzger, Katherine Smith, Edwin

COOS

None

GRAFTON

None

HILLSBOROUGH

Clegg, Robert, Jr. Desrosiers, William Fenton, James Gagnon, Eugene

Goulet, Maurice White, Donald

MERRIMACK

Brown, Mary Colburn, Thomas Whalley, Michael Whittemore, James

ROCKINGHAM

Dearborn, Bruce Flanders, John, Sr. Major, Norman

STRAFFORD

None

SULLIVAN

None

**NAYS 299
BELKNAP**

Bartlett, Gordon Boriso, Thomas Boyce, Robert Clark, Charles

Golden, Paul Holbrook, Robert Laflam, Robert Lawton, David

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

Turner, Robert Veazey, John

CARROLL

Bradley, Jeb Cooper, Kipp Dickinson, Howard, Jr. Lyman, L. Randy

MacDonald, Kenneth Mock, Henry Patten, Betsey Philbrick, Donald

CHESHIRE

Bonneau, Sarah Burnham, Daniel Champagne, Richard DePecol, Benjamin

Doucette, Richard Hunt, John Manning, Joseph McGuirk, Paul

McNamara, Wanda O'Connell, John Pratt, Irene Pratt, John

Richardson, Barbara Riley, William Robertson, Timothy Royce, H. Charles

Russell, Ronald Steere, Myron, III Vogl, John

COOS

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

Guay, Lawrence Horton, Lynn Merrill, Gerald Pratt, Leighton

Tholl, John, Jr.

GRAFTON

Akins, Ralph Alger, John Almy, Susan Brown, Channing

Connolly, Steven Guaraldi, Lawrence Guest, Robert Hill, Richard

Hinman, Harry Luker, Elsa Mirski, Paul Nordgren, Sharon

Root, John Teschner, Douglass Trelfa, Richard Weber, Phil

Williams, William, Jr.

HILLSBOROUGH

Alukonis, David Ameen, W. Arnold, Thomas, Jr. Barody, Benjamin

Batula, Peter Belvin, William Brundige, Robert Burke, M. Virginia

Cardin, Lori Carlson, Donald Chabot, Robert Christiansen, Lars

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

D'Allesandro, Lou Daigle, Robert Daniels, Gary Dokmo, Cynthia

Drabinowicz, A. Theresa Durham, Susan Dwyer, Paul, Sr. Dyer, Merton

Emerton, Lawrence, Sr. Ferguson, Charles Fields, Dennis Flora, Kathleen

Foster, Linda Franks, Suzan Ginsburg, Ruth Golding, William
Gosselin, Gerald Haettenschwiller, Alphonse Hall, Betty Hansen, Herbert
Hart, Nick Healy, Daniel Holley, Sylvia Holt, David
Hunter, Bruce Jean, Claudette Jean, Loren Johnson, Lionel
Kurk, Neal LaRose, Richard Lefebvre, Roland Leonard, Peter
Letendre, Evelyn Lynde, Harold MacGillivray, Jeffrey MacIntyre, Doris
McCarthy, William McCarty, Winston McGough, Tim McRae, Karen
Melcher, Harold Mercer, Robert Messier, Irene Milligan, Robert
Morello, Michael Murphy, Robert O'Hearn, Jane Pepino, Leo
Perkins, Paul Peterson, Andrew Piteri, Dawn Reidy, Frank
Riley, Frances Sargent, Maxwell Searles, Stanley, Sr. Thulander, O. Alan
Turgeon, Roland Vaillancourt, Steve Welch, Donald Wheeler, Robert
Wright, George

MERRIMACK

Adams, Stephen Anderson, Eric Chandler, Earle Crowell, Peter
Daneault, Gabriel DeStefano, Stephen Dunn, Miriam Feuerstein, Martin
Fraser, Marilyn French, Barbara Gile, Mary Hager, Elizabeth
Hess, David Hoadley, Elizabeth Jacobson, Alf Krueger, Patricia
Lamach, Bernard Larrabee, David Lavoie, Gerard Leber, William
Lockwood, Robert Marshall, Kenneth Maxfield, Roy Moore, Carol
Morrill, Olive Nichols, Avis Owen, Derek Pfaff, Terence
Reardon, Tara Rogers, Katherine Seldin, Gloria St. Cyr, Gerard
Wallin, Jean Wallner, Mary Jane Yeaton, Charles

ROCKINGHAM

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

Belanger, Ronald Bishop, Franklin Camm, Kevin Case, Margaret
Cegelis, Mark Christie, Andrew, Jr. Clark, Martha Coes, Betsy
Cooney, Richard Cote, Patricia Cushing, Robert Dodge, Robert
Dowd, Sandra Downing, Michael Dube, LeRoy Dunham, Vivian
Felch, Charles, Sr. Fesh, Robert Flanagan, Natalie Francoeur, Sheila
Frechette, Joseph Gibbons, Paul Griffin, Mary Guthrie, Joseph
Heath, John Henderson, Warren Hutchinson, Rebecca Johnson, Robert
Kane, Cecelia Katsakiores, George Katsakiores, Phyllis Kelley, Jane
Klemm, Arthur, Jr. Kobel, Rudolph Langley, Jane Langone, John
Letourneau, Robert Lovejoy, Marian Malcolm, Kenneth McCarthy, John, Jr.
McGovern, Cynthia McKinney, Betsy Micklon, Stephanie Mikowski, Walter
Millard, Ralph Moore, Benjamin Norelli, Terie Nowe, Ronald
Noyes, Richard O'Keefe, Patricia Packard, Sherman Pantelakos, Laura
Raynowska, Bernard Rubin, George Sabella, Norma Schanda, Frank
Simmons, John Anthony Stickney, Nancy Stone, Joseph Stritch, C. Donald
Syracusa, Anthony Sytek, Donna Varrell, Thomas Vaughn, Charles
Welch, David Weyler, Kenneth Woods, Deborah

STRAFFORD

Berube, Roger Bickford, David Brennan, William Brown, George
Brown, Julie Callaghan, Frank Cossette, Larry DeChane, Marlene
Dunlap, Patricia Estabrook, Iris Grassie, Anne Hemon, Roland
Kaen, Naida Keans, Sandra Knowles, William Lundborn, Raymond
McCann, William, Jr. McKinley, Robert Merrill, Amanda Merritt, Deborah
Musler, George Pelletier, Arthur Pelletier, Marsha Rogers, Rose Marie
Rollo, Michael Smith, Marjorie Snyder, Clair Spear, Barbara

Sullivan, Henry Taylor, Kathleen Torr, Ann Torr, Franklin

Tsiros, William Twardus, Joseph Vachon, Dennis Vincent, Francis

Wall, Janet

SULLIVAN

Adler, Rudolf Allison, David Burling, Peter Cloutier, John

Donovan, Thomas Ferland, Brenda Kibbey, David Leone, Richard

Lindblade, Eric Palmer, Lorraine Schotanus, Merle Wiggins, Celestine

and lacking the necessary two-thirds, the veto was sustained.

Rep. Gagnon voted yea and intended to vote nay.

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 at the call of the Chair.

Adopted.

UNANIMOUS CONSENT

Reps. Leonard, Rosen, Mirski, Rollo, Lockwood, Burling, Teschner, Dickinson and Jacobson addressed the House.

Rep. Hansen moved that the remarks made by Rep. Leonard be printed in the Journal.

Adopted.

Rep. Leonard: Thank you, Madam Deputy Speaker. I want to thank all the Representatives. I have had a good year my first term here. I made a lot of friends and no enemies. Like my father always told me, there is good and bad in every party. But everybody in this legislative hall are all good. Next year, when I come back, my reading grade will be up to the third grade level. Thank you.

Rep. Wright moved that the remarks made by Rep. Rosen be printed in the Journal.

Adopted.

Rep. Rosen: Thank you, Madam Deputy Speaker. I am up here to speak about an event that is really a personal event. It affects me personally, but it ties into something I have wanted to speak about for some time. Four days ago, a man by the name of E. Scott McCloskey died. He died of a heart attack in his church pew. Who is E. Scott McCloskey? Those of you who are old enough to remember and were able to read the newspapers in 1942, 1943 and 1944 will remember him as one of the most celebrated heroes we had in the country. He was a navy fighter pilot who flew on several carriers, one of them being the Coral Sea. He was at the Battle of Midway where he shot down five planes in one day. The Battle of Midway has been referred to by some historians as one of the three most

significant naval battles in history, the others being the Battle of Lepanto and the Battle of Actium in Roman times. E. Scott McCloskey joined the squadron I was in. I was just a brand new, fresh, raw ensign at the time he came into VF8, but his enthusiasm and ability to ignite the fire in other people made for great success in the squadron that I was in. In this particular case, McCloskey was a very eager, hard-working, friendly pilot. In VF8 he continued his good works, he was a very young looking person. He was known in the newspapers at that time - this is a phrase we probably wouldn't use now, but those times were different - he was called the "baby-faced Jap killer." In this age of political correctness we would probably phrase it more softly. But, it was a very decisive battle. It turned the whole history of the war for the United States. He was highly successful, highly renowned. After the war he had various jobs in the Navy. He finally retired in Florida. He went back to college and he got a doctorate. He was a Ph.D. He was instrumental in setting up the community college system in the state of Florida. His death was a great shock to all of us. We try to remember what he meant to us in those days. The tie-in with current affairs is, briefly, this, I get in a lot of parades on Veteran's Day and so forth and make speeches and go to schools. The present generation and I must say in the generation immediately preceding them, that is the one after me, really have no idea what World War II was. They compare it with just another war such as Vietnam or Korea. Those were not really wars where the country was fighting for its survival. In World War II, we were fighting for our survival. Nothing much happened in Vietnam. Many people think we should not have been there and I happen to be one of them Korea was a valiant fight. We have quite a few people in this chamber that were in Korea as well as Vietnam. But nobody has an idea of what total war means. A couple of weeks ago we had the real Memorial Day and then the one that is celebrated. We had the usual patriotic speeches and all that. They usually invite me to give those things because I can still fit in my Navy uniform which has a lot of shiny gold braid. But the most important thing is that when we have a parade I carry a sword. I am the only person in Laconia that can carry a sword in a parade. I will say that I don't try a fancy salute with a sword, I would probably put somebody's eye out now. But, anyhow, I do get a chance to talk to these people. They don't know what I am talking about. They don't know what the old timers are talking about. We've got quite a few people from World War II here and they probably notice the same thing. What I am going to ask you to do is on July 4th and other holidays we have coming up, try to let people know what went on in the past. You have heard the old expression, "Those that ignore history are bound to repeat its mistakes." I think we should let people know the significance of these patriotic holidays. They are not just another Monday off. People should think about the history of our country. They can think about something besides owning the latest electronic equipment and which are the best mutual funds and what their golf scores are. Try and let them know what it is all about. I think that will be something a number of us, particularly a number of us in this chamber, would be able to perpetuate. I think if we do that we would probably do a lot for our country and I am sure we would make E. Scott McCloskey of World War II a very happy man. Thank you.

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

Adopted.

Rep. Lockwood: Thank you Madam Deputy Speaker. Up until a few years ago I never really paid much attention to automobile racing, but now that the New Hampshire International Speedway has become the force it is in the town of Loudon, which is in my district, I have been paying much more attention to what goes over there and what goes on around the country. As you do that you pick-up the vernacular of the industry. One of the terms that I have picked up is the pit crew. What I would like to do today is to stand here and offer to you an opportunity to pay your respect to our pit crew. Our pit crew that I am talking about are people like Lily upstairs in the Clerk's office who would be a rich woman if she had a dime for every deadline she has allowed members to break to get notices in the Calendar. I would like you to pay tribute to Nancy who answers the phone upstairs in the Clerk's office who would also be a rich woman if she had a dime for every dumb question that is asked by legislators like, "When is the next session?" I would offer the same remarks to Dianne who takes questions about what is going on in general and always has an answer. Terry, who takes questions about, "What did we do yesterday?". She always gives you a straight answer on that. Leo, who is not here, but Leo's work that I can see, he does the grunt work. He carries the boxes in and out. That is where he went. He just carried some bills out of here. And, the pit crew boss, Karen Wadsworth. This is a crew, who among other things publishes a 2,200 page book for us every year. So, I think we could give them a resounding vote of thanks for their work and show our appreciation.

ADJOURNMENT

Rep. Wheeler moved that the House adjourn to the call of the Chair.

Adopted.

The House adjourned at 11:59 a.m.

(Clerk's Note)
OUTSTANDING BILLS

The customary end-of-session motion to dispose of outstanding bills was not entertained. The bills that would have been affected by that motion are those bills not reported by Committees of Conference (**HB 430, HB 564, HB 723 and SB 216**) and those bills Laid on the Table (**HR 19**).

HB 430, relative to registration of political committees and to political expenditures and contributions.

HB 564, increasing the cigarette tax.

HB 723, establishing a New Hampshire health access corporation, continually appropriating a special fund, and allowing the health kids corporation to cover adults.

SB 216, relative to pari-mutuel racing and taxes on pari-mutuel pools

HR 19, affirming unrestricted revenue estimates for fiscal years 1998 and 1999.

BILLS SIGNED BY THE GOVERNOR

Chap. 176, **HB 808**, changing the optional term of the school district clerk, moderator, and treasurer and legalizing the annual meeting of the Newmarket school district. (eff. Sec. 10, 6/12/97; remainder 8/11/97)

Chap. 177, **HB 527**, classifying certain items as permissible fireworks. (eff. Sec. 2 as in sec. 3; remainder 6/17/97)

Chap. 178, **HB 536**, requiring certain dam owners to develop emergency action plans, prohibiting the construction of any dam without a permit, and clarifying the process for issuing orders for dam repair. (eff. 8/16/97)

Chap. 179, **HB 662**, revising the laws relative to the use of dealer plates. (eff. Secs. 2-4, 6, 10-14, 17, 20&21, 6/17/97; remainder 1/1/98)

Chap. 180, **HJR 6**, authorizing the joint legislative historical committee to acquire and cause to be displayed a portrait of suffragist Marilla Marks Ricker. (eff. 6/17/97)

Chap. 181, **SB 5**, relative to deposits and investments by trustees of town trust funds in credit unions and in mutual funds. (eff. 8/16/97)

Chap. 182, **SB 182**, relative to the administration, operation, and maintenance of the New Hampshire state veterans cemetery, extending the reporting dates and the prospective repeal date for the state veterans cemetery oversight committee, and making appropriations therefor. (eff. Secs. 1&6, 7/1/97; remainder 6/17/97)

Chap. 183, **HB 154**, defining "legal resident" for purposes of school attendance. (eff. 1/1/98)

Chap. 184, **HB 161**, relative to pecuniary benefit transactions by charitable trust and relative to charitable nonprofit corporations. (eff. 1/1/98)

Chap. 185, **HB 181**, prohibiting the sale or distribution of exotic aquatic weeds and increasing certain fees. (eff. 1/1/98)

Chap. 186, **HB 186**, relative to fees for number plates and reducing the amount of the inventory fund in the department of safety. (eff. 7/1/97)

Chap. 187, **HB 190**, relative to interstate banking and branching. (eff. 6/18/97)

Chap. 188, **HB 243**, relative to criminal penalties and license revocation following a conviction for shooting and wounding or killing a human being while hunting. (eff. 1/1/98)

Chap. 189, **HB 246**, making technical corrections to property tax abatements, the business profits tax, the interest and dividends tax, and the legacies and successions tax and setting the biennial rate of the medicaid enhancement tax at 6 percent. (eff. Sec. 6, 6/18/97; remainder 7/1/97)

Chap. 190, **HB 261**, recodifying the insurance laws pertaining to hospital service corporations, medical service corporations, and nonprofit health service corporations (Blue Cross/Blue Shield). (eff. 1/1/98)

Chap. 191, **HB 262**, establishing a committee to oversee a statewide school technology plan. (eff. 8/17/97)

Chap. 192, **HB 300**, establishing a study committee on judicial pensions. (eff. 8/17/97)

Chap. 193, **HB 327**, relative to pledges for loans, finance charge disclosure statements, debt adjusters, and consumer credit transactions. (eff. 6/18/97)

Chap. 194, **HB 370**, updating and making technical corrections on certain banking laws. (eff. 6/18/97)

Chap. 195, **HB 372**, relative to age requirements for assistant election officials (eff. 8/17/97)

Chap. 196, **HB 389**, relative to the water protection assistance program within the office of state planning. (eff. 8/17/97)

Chap. 197, **HB 404**, establishing a committee to study providing universal catastrophic health coverage by establishing a statewide catastrophic risk pool. (eff. 8/17/97)

Chap. 198, **HB 416**, relative to sentencing for juvenile delinquents. (eff. 8/17/97)

Chap. 199, **HB 429**, charging the advisory council on unemployment compensation with the task of studying the issue of unemployment compensation as it relates to the contingent work force and low wage workers. (eff. 6/18/97)

Chap. 200, **HB 437**, relative to certain health officers. (eff. 8/17/97)

Chap. 201, **HB 452**, establishing a legislative oversight committee on telecommunications restructuring and relative to approval by the public utilities commission of tariffs for new telephone services. (eff. 6/18/97)

Chap. 202, **HB 457**, 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 clearinghouse of state government information. (eff. 8/17/97)

Chap. 203, **HB 468**, eliminating a requirement that registers of deeds keep original copies of officers' returns of attachments and writs of execution on file permanently. (eff. 1/1/98)

Chap. 204, **HB 469**, relative to the rules of the board of dental examiners. (eff. 7/1/97)

Chap. 205, **HB 473**, relative to the use of water craft and boats on the waters of Chocorua Lake in the town of Tamworth. (eff. 1/1/98)

Chap. 206, **HB 528**, relative to municipal water, gas and electric utilities. (eff. 7/1/97)

Chap. 207, making technical corrections in the liquor laws. (eff. 7/1/97)

Chap. 208, **HB 572**, relative to town, city, and county treasurers and to the state treasurer. (eff. Sec. 14, 7/1/97; remainder 8/17/97)

Chap. 209, **HB 638**, establishing a pilot program for the random on-site inspection and testing of certain sludge and biosolid samples. (eff. 6/18/97)

Chap. 210, **HB 658**, ensuring that the division of safety services, department of safety receives its ½ share of unrefunded tolls for boat motor fuels as required by law, and establishing a special fund therefor. (eff. 7/1/97)

Chap. 211, **HB 667**, relative to confidentiality issues concerning the exchange of information between the departments of revenue administration and employment security and relative to payment of employer contributions. (eff. 7/1/97)

Chap. 212, **HB 677**, increasing the wetlands excavating and dredging permit fee for major and minor projects. (eff. 7/1/97)

Chap. 213, **HB 693**, establishing a committee to examine water quality issues. (eff. 8/17/97)

Chap. 214, **HB 718**, changing that which constitutes the practice of medicine. (eff. 6/18/97)

Chap. 215, **HB 724**, 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. (eff. 7/1/97)

Chap. 216, **HB 765**, establishing an osteoporosis prevention and education program. (eff. 8/17/97)

Chap. 217, **HB 426**, establishing a committee to study the administration of medications and the management of personal care assistance personnel in long-term care facilities. (eff. 8/17/97)

Chap. 218, **HB 711**, relative to post-termination commissions and reinstating the corporate charter of MultiProcess Computer Corporation, Inc. (eff. Sec. 1, 1/1/98; remainder 8/17/97)

Chap. 219, **HB 731**, relative to the taxation of sand, gravel, loam, and other similar substances. (eff. 1/1/98)

Chap. 220, **HB 735**, relative to probation and parole officers' authority to enforce criminal laws and adding certain conduct to that which constitutes aggravated felonious sexual assault and felonious sexual assault. (eff. 1/1/98)

Chap. 221, **HB 746**, relative to fees collected by the insurance department and to limitations on investments in mutual funds by insurers. (eff. 7/1/97)

Chap. 222, **HB 773**, relative to intentional interference with child custody and visitation and requiring expedited hearings on certain custody, visitation, and support issues. (eff. 1/1/98)

Chap. 223, **HB 799**, regulating the sale of insurance by financial institutions. (eff. 8/17/97)

Chap. 224, **SB 18**, relative to the sale of certain items at flea markets. (eff. 1/1/98)

Chap. 225, **SB 36**, relative to incarcerated convicted persons receiving workers' compensation payments. (eff. 1/1/98)

Chap. 226, **SB 40**, relative to the payment of wages by employers and increasing the minimum hourly rate. (eff. 8/17/97)

Chap. 227, **SB 40**, repealing the New Hampshire civic center commission. (eff. 8/17/97)

Chap. 228, **SB 105**, relative to rent collection upon delinquency in payment of common expenses by condominium unit owners. (eff. 1/1/98)

Chap. 229, **SB 116**, relative to the regulation of rural electric cooperatives by the public utilities commission. (eff. 8/17/97)

Chap. 230, **SB 122**, establishing a committee to identify grievance procedures elated to managed care. (eff. 6/18/97)

Chap. 231, **SB 135**, adopting the uniform "transfer on death" security registration act. (eff. 1/1/98)

Chap. 232, **SB 155**, requiring the division of educational improvement, department of education, to prepare and adopt a plan for providing special education to inmates in the state prison system and county correctional facilities. (eff. 6/18/97)

Chap. 233, **SB 159**, establishing a committee to study increased public access to data concerning physicians and surgeons licensed under RSA 329. (eff. 6/18/97)

Chap. 234, **SB 189**, authorizing the department of safety to issue driver's licenses to certain aliens. (eff. 7/1/97)

Chap. 235, **HJR 1**, urging the preservation and continued development of community services to people with developmental disabilities and their families. (eff. 6/19/97)

Chap. 236, **HB 128**, relative to state regulation of participation by foreign banks in the financial markets of New Hampshire. (eff. 7/1/97)

Chap. 237, **HB 130**, clarifying the authority of county commissioners to arrange for work by prisoners. (eff. 8/18/97)

Chap. 238, **HB 142**, relative to false residency forms and automobile insurance. (eff. 8/18/97)

Chap. 239, **HB 157**, requiring persons marketing small consumer loans by offering inducement checks to print a disclosure on the inducement checks. (eff. 1/1/98)

Chap. 240, **HB 197**, relative to the regulation of wetland scientists. (eff. 7/1/98)

Chap. 241, **HB 201**, allowing municipalities to apply the amount of a property tax abatement refund to outstanding taxes owed by the taxpayer and relative to the procedure for adoption and modification of elderly exemptions. (eff. varied)

Chap. 242, **HB 236**, to allow a person who is being stalked to obtain a protective order. (eff. 1/1/98)

Chap. 243, **HB 252**, relative to posting of bylaws in advance of any town election. (eff. 8/18/97)

Chap. 244, **HB 273**, increasing the age that child passenger restraints are required from 12 years of age to 18 years of age. (eff. 8/18/97)

Chap. 245, **HB 318**, making technical changes in the provisions relating to school administrative units. (eff. 8/18/97)

Chap. 246, **HB 329**, clarifying the applicability of the fireman's rule. (eff. 1/1/98)

Chap. 247, **HB 338**, relative to the duty to deliver a copy of process to prisoners. (eff. 8/18/97)

Chap. 248, **HB 340**, relative to the real estate commission and its licensing and bonding requirements. (eff. 1/1/98)

Chap. 249, **HB 344**, relative to planning board procedures on plats. (eff. 8/18/97)

Chap. 250, **HB 352**, modifying the definitions of "agriculture" and "farming" for certain purposes and adding definitions of "short rotation tree fiber farming" and "genetically engineered tree." (eff. 8/18/97)

Chap. 251, **HB 378**, regulating the practice of acupuncture. (eff. 7/1/97)

Chap. 252, **HB 412**, relative to motor carrier safety rules and repealing certain obsolete statutes relating to motor vehicles. (eff. 8/18/97)

Chap. 253, **HB 417**, relative to the definition of the term "party" for purposes of elections. (eff. 1/1/98)

Chap. 254, relative to the trust fund for the prevention of child abuse and neglect. (eff. 8/18/97)

Chap. 255, **HB 450**, relative to accessing directory information as defined by the Family Educational Rights and Privacy Act. (eff. 8/18/97)

Chap. 256, **HB 454**, relative to food service establishments. (eff. 8/18/97)

Chap. 257, **HB 459**, establishing a youth operator's license for persons under 18 years of age. (eff. 1/1/98)

Chap. 258, **HB 511**, requiring health insurers to provide coverage for certain supplies, services, and education necessary in the treatment of diabetes. (eff. 1/1/98)

Chap. 259, **HB 534**, establishing a committee to study the New Hampshire highway and bridge infrastructure. (eff. 6/19/97)

Chap. 260, **HB 554**, relative to damages in suits brought by administrators of an estate. (eff. 1/1/98)

Chap. 261, **HB 588**, relative to certification of operators of solid waste plants, water treatment plants, and wastewater treatment plants, and adding late renewal fees. (eff. 7/1/97)

Chap. 262, **HB 592**, establishing an advisory council on brain and spinal cord injuries. (eff. 6/19/97)

Chap. 263, **HB 609**, enacting the Uniform Interstate Family Support Act (UIFSA), and relative to child support. (eff. varied)

Chap. 264, **HB 636**, relative to facilitating the transfer of contaminated property acquired by a municipality to a buyer eligible to participate in the brownfields program. (eff. 6/19/97)

Chap. 265, **HB 700**, relative to the renovation of regional vocational education centers and expanding an existing appropriation to include such renovations. (eff. 8/18/97)

Chap. 266, **HB 701**, granting a municipality alternatives to accepting a tax deed to the property when the property owner is tax delinquent. (eff. 1/1/98)

Chap. 267, **HB 744**, 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 authorizing the taking of water samples to determine their compliance with water quality requirements, and relative to the legal status of local river management advisory committees. (eff. Sec. 3, 8/18/97; remainder 7/1/97)

Chap. 268, **HB 755**, relative to OHRVs and increasing certain OHRV registration fees. (eff. 7/1/97)

Chap. 269, **HB 771**, 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. (eff. Sec. 4, 7/1/98; remainder 8/18/97)

Chap. 270, **SB 12**, establishing a Northern New England Interstate Commission on Economic Development. (eff. 8/18/97)

Chap. 271, **SB 16**, relative to drinking water rules for public water systems. (eff. 8/18/97)

Chap. 272, **SB 19**, establishing a committee to study the environmental impact of businesses extracting water from the state's resources for sale. (eff. 8/18/97)

Chap. 273, **SB 30**, relative to time of dog licensure. (eff. Secs. 2&3 as in sec.4; remainder 1/1/98)

Chap. 274, **SB 54**, relative to earnable compensation after termination, creditable service for job-sharing teachers, and gainful occupation of disability beneficiaries. (eff. Sec. 3, 6/19/97; remainder 8/18/97)

Chap. 275, **SB 64**, exempting motor fuel used for automobile racing from road toll taxation. (eff. 6/19/97)

Chap. 276, **SB 70**, establishing a committee to examine campaign finance reform. (eff. 6/19/97)

Chap. 277, **SB 71**, establishing a committee to identify and study statutes and ordinances in cases in which the penalty is not specified by statutes and clarifying the right to a jury trial in cases in which a civil penalty is imposed for a violation. (eff. Secs. 1&2, 1/1/98; remainder 6/19/97)

Chap. 278, **SB 82**, relative to determination of reasonable compensation for certain trustees. (eff. Secs. 3-7, 8/18/97; remainder 1/1/98)

Chap. 279, **SB 93**, relative to employees of employers who hire recipients of state assistance under the employment assistance program. (eff. 8/18/97)

Chap. 280, **SB 101**, relative to standards for acquisition transactions involving health care charitable trusts. (eff. 9/1/97)

Chap. 281, **SB 143**, authorizing a municipality to change the date for filing for an elderly exemption. (eff. 1/1/98)

Chap. 282, **SB 165**, relative to Medicare and health maintenance organizations and relative to the disclosure by insurers of test results for the presence of an antibody or antigen to a human immunodeficiency virus. (eff. 1/1/98)

Chap. 283, **SB 207**, relative to a digital signature act. (eff. 8/18/97)

Chap. 284, **SB 211**, making technical changes under the motor vehicle financial responsibility laws, insurance fraud laws, and laws regulating managing general agents, reinsurance intermediaries, and third party administrators. (eff. 1/1/98)

Chap. 285, **HB 110**, relative to the use of and school district liability for the use of district computer systems and networks. (eff. 1/1/98)

Chap. 286, **HB 229**, establishing a reading recovery training program. (eff. 7/1/97)

Chap. 287, **HB 537**, relative to the practice of allied health professionals. (eff. varied)

Chap. 288, **HB 254**, relative to shared tenant telecommunication services. (eff. varied)

Chap. 289, **HB 205**, relative to special ballots for unincorporated places. (eff. 8/19/97)

Chap. 290, **HB 265**, repealing certain rulemaking authority of the commissioner of transportation. (eff. 8/19/97)

Chap. 291, **HB 413**, relative to the sale or transfer of airports by the state. (eff. 7/1/97)

Chap. 292, **HB 431**, relative to the appointment of attorneys for delinquent or neglected or abused children. (eff. 1/1/98)

Chap. 293, **HB 472**, establishing the council for children and adolescents with chronic health conditions. (eff. 8/19/97)

Chap. 294, relative to the applicability of the property tax to electric plants and pipelines. (eff. 3/1/97 on taxes assessed after 4/1/97)

Chap. 295, **HB 575**, authorizing the commissioner of the department of environmental services to accept environmental standards developed by the International Organization for Standardization (ISO) in place of certain permits and certification requirements. (eff. Sec. 3, 7/1/2000; remainder 8/19/97)

Chap. 296, **HB 611**, making state securities laws comply with the National Securities Markets Improvement Act. (eff. Sec. 24, 8/8/97; remainder 6/20/97)

Chap. 297, **HB 646**, relative to eligibility for child day care services for persons receiving public assistance. (eff. 1/1/98)

Chap. 298, **HB 726**, relative to the jurisdiction and authority of the public utilities commission, the underground utility damage prevention system, the 911 system, the site evaluation committee, and criminal activities related to wireless telephone cloning. (eff. varied)

Chap. 299, **SB 6**, relative to real estate appraisers. (eff. 8/19/97)

Chap. 300, **SB 21**, excepting persons who are 17 years old and graduated from high school from the youth employment law and establishing a committee to study the youth employment law. (eff. 8/19/97)

Chap. 301, **SB 39**, relative to the delivery of bank products and services, and establishing a study committee on operation of electronic customer service terminals by non-banks and non-credit unions. (eff. varied)

Chap. 302, **SB 79**, prohibiting the sale of gift certificates containing an expiration date, relative to unclaimed and abandoned property, and relative to liens on personal property. (eff. 1/1/98)

Chap. 303, **SB 124**, relative to the imposition of fines by the state board of licensure for land surveyors. (eff. 1/1/98)

Chap. 304, **SB 169**, relative to a college tuition savings plan. (eff. 7/1/97)

Chap. 305, **SB 177**, relative to the liability of prospective adoptive parents for court ordered services. (eff. 6/20/97)

Chap. 306, **SB 180**, relative to establishing a revolving fund for loans for the maintenance, enhancement, and rehabilitation of local rural airport service. (eff. 8/19/97)

Chap. 307, **SB 183**, relative to liquor licenses for a sports/entertainment complex. (eff. 8/19/97)

Chap. 308, **SB 194**, allowing school districts to transport school-age children between schools and before-and-after-school programs. (eff. 8/19/97)

Chap. 309, **SB 209**, relative to a residential care services program and establishing a residential care oversight committee. (eff. 7/1/97)

Chap. 310, **SB 213**, establishing a revolving fund for loans to rehabilitate class III railroads and cog railroads. (eff. 7/1/97)

Chap. 311, **HB 442**, requiring insurers to cover certain costs associated with reconstructive surgery after a mastectomy. (eff. 1/1/98)

Chap. 312, **HB 183**, relative to the state representative districts of towns. (eff. 8/20/07)

Chap. 313, **HB 188**, relative to amateur boxing. (eff. 8/20/97)

Chap. 314, **HB 203**, relative to driving after a revocation or suspension of license and relative to starting unattended vehicles. (eff. 1/1/98)

Chap. 315, **HB 225**, providing for the establishment of a needle exchange pilot program in one community in New Hampshire. (eff. 1/1/98)

Chap. 316, **HB 433**, relative to discharge from New Hampshire hospital. (eff. 8/20/97)

Chap. 317, **HB 502**, placing limitations on warrant articles at special meetings. (eff. 8/20/97)

Chap. 318, **SB 109**, relative to the official ballot voting option. (eff. w/o sig. 8/22/97)

Chap 319, **HB 289**, authorizing annual school district meetings to be held at multiple locations, and relative to budgetary official ballot. (eff. varied)

Chap. 320, **HB 436**, establishing restrictions in building aid for conversions of area schools to cooperative school districts, increasing or decreasing grades in cooperative school districts, establishing a special village district for the towns of Bridgewater and Hebron, and relative to special reserve funds for the Exeter school district. (eff. varied)

Chap. 321, **HB 447**, eliminating the grandfather clause for licensure of professional engineers, relative to the board of professional engineers, and relative to certain requirements for the practice of architecture. (eff. 1/1/98)

Chap. 322, **HB 453**, relative to the bank commissioner's regulation of sales finance companies and retail sellers and relative to check collection changes. (eff. varied)

Chap. 323, **HB 462**, requiring the department of safety to inform first-time New Hampshire driver's license applicants of the DWI laws. (eff. 8/22/97)

Chap. 324, **HB 478**, relative to workers' compensation compliance statements and making a technical correction and relative to continuing education for claims adjusters. (eff. varied)

Chap. 325, **HB 567**, relative to administration of vital records. (eff. varied)

Chap. 326, **HB 584**, relative to the duties of school nurses. (eff. 8/22/97)

Chap. 327, **HB 696**, authorizing the court to suspend the motor vehicle driver's license of a person convicted of criminal mischief when the court determines that a motor vehicle was used to abet the commission of criminal mischief. (eff. 1/1/98)

Chap. 328, **HB 781**, relative to lucky 7 tickets and bingo games and requiring manufacturers and distributors of bingo supplies to be licensed. (eff. 8/22/97)

Chap. 329, **HB 806**, relative to the business finance authority. (eff. 10/1/97)

Chap. 330, **HB 811**, legalizing, ratifying, and confirming actions, votes, and proceedings of the annual meetings of the North Walpole village district and the town of Bartlett and relative to authorizing the coordination of certain town and school district elections. (eff. 6/23/97)

Chap. 331, **SB 4**, relative to patient information. (eff. varied)

Chap. 332, **SB 29**, establishing the companion animal neutering fund. (eff. 8/22/97)

Chap. 333, **SB 35**, extending the elevator law to accessibility lifts. (eff. 1/1/98)

Chap. 334, **SB 154**, relative to charter schools. (eff. 6/23/97)

Chap. 335, **SB 162**, relative to the acquisition of a certain piece of property in Piermont, New Hampshire and making an appropriation therefor. (eff. 7/1/97)

Chap. 336, **SB 163**, relative to the Uniform Anatomical Gift Act. (eff. 1/1/98)

Chap. 337, **SB 203**, adding county correctional facilities and making other technical changes to the provisions relating to incarcerated educationally disabled children. (eff. 8/22/97)

Chap. 338, **HB 599**, relative to youth access to tobacco products. (eff. 1/1/98)

Chap. 339, **HB 632**, replacing the current membership of the water well board and changing the term of office for water well board members. (eff. 7/23/97)

Chap. 340, **HB 688**, establishing a committee to study any actions and all investigations of the late John C Fairbanks and other members of the legal profession. (eff. 6/23/97)

Chap. 341, **HB 690**, establishing a long-term care institute. (eff. varied)

Chap. 342, **HB 785**, relative to alcohol and other drug abuse professionals. (eff. 1/1/98)

Chap. 343, **SB 172**, making various changes to the workers' compensation law. (eff. varied)

Chap. 344, **SB 130**, relative to the portability, availability, and renewability of health coverage. (eff. varied)

Chap. 345, **SB 178**, regulating managed care systems of health care delivery. (eff. 1/1/98)

Chap. 346, **HB 582**, relative to medicaid rate setting. (eff. w/o sig. 8/23/97)

Chap. 347, **HB 602**, repealing the franchise tax on electrical utilities and replacing it with a tax on electricity consumption. (eff. w/o sig. Varied)

Chap. 348, **HB 50**, increasing aid for kindergarten programs, and establishing a program for the construction of public kindergarten facilities and making an appropriation therefor. (eff. varied)

Chap. 349, **HB 25**, making appropriations for capital improvements and establishing a committee to study federal buildings and patients needs relative to the veterans' home. (eff. varied)

Chap. 350, **HB 1**, making appropriations for the expenses of certain departments of the state for the fiscal years ending June 30, 1998, and June 30, 1999. (eff. w/o sig. 7/1/97)

Chap. 351, **HB 2**, relative to state fees, funds, revenues and expenditures. (eff. w/o sig. Varied)