

HOUSE RECORD

First Year of the 156th Session of the General Court

Calendar and Journal of the 1999 Session

Vol. 21

Concord N.H.

Wednesday, January 6, 1999

No. 10

HOUSE JOURNAL No. 1 (cont.)

Wednesday, December 2, 1998

(Speaker Sytek in the Chair)

The Speaker made the following appointment:

Speaker Pro Tempore, Alf E. Jacobson.

The Democratic Leader made the following appointments:

Deputy Democratic Leader, Sharon L. Nordgren.

Democratic Whip, Raymond Buckley.

Deputy Democratic Whip, Christine M. Konys.

The Democratic Leader appointed Reps. Burnham, Fuller Clark, David Cote, Estabrook, Foster, Knowles, Lundborn Carol Moore, Janet Wall and Wallner as Assistant Democratic Leaders.

RECESS

(Speaker Sytek in the Chair)

The Speaker appointed Standing Committees of the House as follows:

CHILDREN & FAMILY LAW	
REPUBLICANS	DEMOCRATS

Dowling, Patricia A., Chairman	Pratt, Irene A.
Lyman, L. Randy, Vice Chairman	Allison, David C.
Arnold, Thomas I., Jr.	Richardson, Barbara Hull
Brown, Julie M.	Johnson, Lionel W.
Gagnon, Eugene L.	Grassie, Anne C.
Bickford, David A.	Pantelakos, Laura C.
Nolan-Piteri, Dawn C.	Ginsburg, Ruth
Tate, Joan C.	Gile, Mary Stuart
Hutchinson, Karen K.	McIntyre, Sara B.
Asplund, Bronwyn L.	
Coughlin, Pamela D.	
Jones, Constance A.	
Moran, Edward P. Jr.	
COMMERCE	
REPUBLICANS	DEMOCRATS
Hunt, John B., Chairman	Clark, Martha Fuller
Herman, Keith R., Vice Chairman	Crosby, Toni M.
Tsiros, William.	Russell, Ronald G.
Belanger, Ronald J.	Reardon, Tara G.
Francoeur, Sheila T.	Vachon, Dennis P.
McGough, Tim S.	Taylor, Kathleen N.
Avery, Stephen G.	Curran, James C.
Kenney, Joseph D.	Garrish, Linda L.
Langley, Jane S.	Keye, Harvey
Pappas, Marc P.	
Dalianis, Griffin T.	
DiFruscia, Anthony R.	
Marshall, Gene B.	

CRIMINAL JUSTICE & PUBLIC SAFETY	
REPUBLICANS	DEMOCRATS
Welch, David A., Chairman	Knowles, William V.
Christie, Andrew, Jr., Vice Chairman	Doucette, Richard F.
Hansen, Herbert R.	Berube, Roger R.
Dunham, Vivian L.	Schanda, Frank M.
Sargent, Maxwell D.	O'Keefe, Patricia M.
Pepino, Leo P.	McCarthy, William J.
Flora, Kathleen M.	Robertson, Timothy N.
Mikowski, Walter J.	Callaghan, Frank D.
Fesh, Robert M.	Rodd, Beth
MacDonald, Kenneth J.	
Weare, Everett A.	
Andrews, Frederick B.	
Johnson, James M.	
EDUCATION	
REPUBLICANS	DEMOCRATS
O'Hearn, Jane E., Chairman	Guest, Robert H.
Durham, Susan B., Vice Chairman	Riley, William A.
Searles, Stanley N., Sr.	Yeaton, Charles B.
Dearborn, Bruce L.	Snyder, Clair A.
Henderson, Warren C.	Jean, Claudette R.
Larrabee, David E.	Pelletier, Arthur J.
Weber, Phil A.	Estabrook, Iris W.
Hoadley, Elizabeth K.	White, John M.
Rabideau, Marie N.	
Flint, Gordon B.	

McKinley, Robert E.	
Davis, Perley E.	
Alger, John, R.M.	
Cox, Russell N.	
Ward, Brien L.	
ELECTION LAW	
REPUBLICANS	DEMOCRATS
Arndt, Janet S., Chairman	Clemons, Jane A.
Horton, Lynn C., Vice Chairman	Buckley, Raymond
Flanagan, Natalie S.	Brown, George F.
Stritch, C. Donald	Weatherspoon, Jackie K.
Gibbons, Paul A.	Konys, Christine M.
Desrosiers, William J.	Cote, David E.
Clegg, Robert E., Jr.	Rollo, Michael S.
Letourneau, Robert J.	Splaine, James R.
Davis, Francis W.	Rodrigue, Robert R.
Boriso, Thomas J.	
Young, David A.	
Nowe, Mary Lou	
Reeves, Sandra J.	
ENVIRONMENT & AGRICULTURE	
REPUBLICANS	DEMOCRATS
Musler, George T., Chairman	Hall, Betty B.
Leishman, Peter R., Vice Chairman	Owen, Derek
Messier, Irene M.	Melcher, Harold P.
Pratt, Leighton C.	Meador, David R.
McRae, Karen K.	Ouellette, Mary M.

Philbrick, Donald R.	Phinizy, James
Babson, David L., Jr.	Shelton, Richard C.
Phinney, William R.	
Marshall, Kenneth R.	
Dunlap, Patricia C.	
Franks, Suzan, L.R.	
Scanlan, David M.	INDEPENDENT
Cobb, John S.	Tuthill, John G.
Harmon, Hobart M.	
EXECUTIVE DEPARTMENTS & ADMINISTRATION	
REPUBLICANS	DEMOCRATS
Mercer, Robert S., Chairman	Murphy, Robert E.
Goulet, Maurice E., Vice Chairman	Reidy, Frank J.
Dyer, Merton S.	Virtue, Caroline A.
Langer, Ray F.	Batchelder, Robert C.
Holley, Sylvia A.	Burkush, James A.
Moore, Benjamin E.	Courchesne, Judy A.
Dickinson, Howard C.	Landers, Dana L.
Stickney, Nancy C.	Lent, Donald R.
Sapareto, Frank V.	
Hamel, Albert W.	
Millham, Alida I.	
O'Neil, Michael	
Poulin, David	
Zolla, William R.	
FINANCE	
REPUBLICANS	DEMOCRATS

Kurk, Neal M., Chairman	Wallner, Mary Jane
Torr, Franklin G., Vice Chairman	Lynch, Margaret A.
Holbrook, Robert G.	Vaughn, Charles L.
Johnson, Robert A.	Hawkinson, Marie C.
Nichols, Avis B.	Dwyer, Paul J., Sr.
Weyler, Kenneth L.	Wallin, Jean R.
Alukonis, David J.	Smith, Marjorie K.
Thulander, O. Alan	Moore, Carol F.
Belvin, William S.	Almy, Susan W.
Stone, Joseph E.	Vaillancourt, Steve
Hunter, Bruce F.	
MacGillivray, Jeffrey C.	
LaRose, Richard J.	
Major, Norman L.	
Boyce, Robert K.	
Anderson, Eric	
Clark, Vivian R.	
HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS	
REPUBLICANS	DEMOCRATS
Emerton, Lawrence A., Chairman	Copenhaver, Marion L.
Batula, Peter L., Vice Chairman	Kane, Cecelia D.
Chabot, Robert F.	Haettenschwiller, Alphonse A.
Manning, Joseph P.	Burnham, Daniel M.
Case, Margaret A.	French, Barbara C.
Perkins, Paul R.	Donovan, Thomas E.
Dawe, Eileen P.	Seldin, Gloria
Katsakiores, Phyllis M.	Potter, Frances
Feuerstein, Martin	

Pilliod, James P.	
Dalrymple, Janeen	
Wendelboe, Francine	
Martel, Andre A.	
Ruffner, Walter D.	
JUDICIARY	
REPUBLICANS	DEMOCRATS
Mock, Henry P., Chairman	Wall, Janet G.
Peterson, Andrew R., Vice Chairman	DePecol, Benjamin J.
Jacobson, Alf E.	Pratt, John M.
Keans, Sandra B.	Craig, James W.
Bergin, Peter F.	Lasky, Bette R.
Dokmo, Cynthia J.	Mitchell, McKim W.
Jean, Loren J.	Solow, Martha S.
Rowe, Robert E.	Wood, Jane
Ford, Nancy M.	
Withee, Dennis, J.	
Dudley, Terri C.	
Picconi, Al J.	
Soltani, Tony F.	
Woods, Phyllis L.	
LABOR, INDUSTRIAL & REHABILITATIVE SERVICES	
REPUBLICANS	DEMOCRATS
Daniels, Gary L., Chairman	Mears, Edgar H.
Turner, Robert H., Vice Chairman	Baroody, Benjamin C.
Clegg, Robert E., Jr.	Hutchinson, Rebecca C.
Bishop, Franklin C.	Kelley, Jane P.

Dolan, Richard E.	Wiggins, Celestine K.
Christiansen, Lars T.	Heon, Richard F.
Kennedy, Richard E.	Goley, Jeffrey P.
Putnam, Ed M. II	McColgan, Philip J., Jr.
Bridle, Russell D.	
Gilman, G. Michael	
Hall, David A.	
Torressen, Gary P.	
Wall, Nancy W.	
Whittier, John M.	
LEGISLATIVE ADMINISTRATION	
REPUBLICANS	DEMOCRATS
Dyer, Merton S., Chairman	Burling, Peter Hoe
Young, David A., Vice Chairman	DePecol, Benjamin J.
Chandler, Gene G.	Pelletier, Marsha L.
Lozeau, Donnalee	Nordgren, Sharon L.
Henderson, Warren C.	Copenhaver, Marion L.
Whalley, Michael D.	Hall, Betty B.
Nowe, Ronald J.	Lundborn, Raymond A.
Carson, Gregory G.	Mears, Edgar H.
Horton, Lynn C.	
Calawa, Leon, Jr.	
Thomas, John H.	
McCarty, Winston H.	
Tholl, John E., Jr.	
Nowe, Mary Lou	
MUNICIPAL & COUNTY GOVERNMENT	

REPUBLICANS	DEMOCRATS
Hess, David W., Chairman	Foster, Linda T.
Patten, Betsey L., Vice Chairman	Fraser, Marilyn A.
Golden, Paul A.	McGuirk, Paul A.
Cote, Patricia L.	Salatiello, Thomas B.
Rice, Thomas E.P., Jr.	St. Cyr, Gerard L.
Brundige, Robert W.	Sarette, John C.
Sabella, Norma A.	Simon, Anthony F.
Griffin, Mary E.	Zerba, Roger
Leone, Richard C.	
Noyes, Richard	
Hager, Elizabeth S.	
Akins, Ralph	
Lovejoy, Marian E.	
Lockwood, Priscilla P.	
PUBLIC WORKS & HIGHWAYS	
REPUBLICANS	DEMOCRATS
Smith, Edwin O., Chairman	Cloutier, John R.
Calawa, Leon, Jr., Vice Chairman	DeChane, Marlene M.
LaMott, Paul I.	Daigle, Robert A.
Whittemore, James A.	Daneault, Gabriel J.
Merrill, Gerald P.	Brennan, William P.
Gleason, John P.	Ahern, Richard F.
McCarty, Winston H.	Bouchard, Candace White
Raynowska, Bernard J.	Shultis, Elizabeth C.
Tholl, John E., Jr.	
Verani, Giovanni M.	
Leber, William E.	

Spear, Barbara L.	
Beaupre, Roland O.	
Morse, Charles W.	
RESOURCES, RECREATION & DEVELOPMENT	
REPUBLICANS	DEMOCRATS
Royce, H. Charles, Chairman	Blanchard, Mary Ann N.
Lawton, David M., Vice Chairman	Downing, Michael W.
Whalley, Michael D.	Williams, Carol A.
Crowell, Peter O.	Lefebvre, Roland J.
St. Hilaire, Paul E.	Robb-Theroux, Amy E.
Cooney, Richard T.	Fortnam, Janet
Kibbey, David D.	Glines, Sara B.
Mirski, Paul M.	Spang, Judith T.
Lawton, Robert M.	
Lavoie, Gerard H.	
O'Connell, Timothy D.	
Corbin, C. David	
Roberts, William E.	
RULES	
REPUBLICANS	DEMOCRATS
Sytek, Donna, Chairman	Burling, Peter Hoe
Lozeau, Donnalee, Vice Chairman	Nordgren, Sharon L.
Chandler, Gene G.	Buckley, Raymond
Henderson, Warren C.	Konys, Christine M.
Whalley, Michael D.	Cote, David E.
Flanders, John W., Sr.	Clark, Martha Fuller
Kurk, Neal M.	

Clegg, Robert E. Jr.	
Vacancy	
SCIENCE, TECHNOLOGY & ENERGY	
REPUBLICANS	DEMOCRATS
Bradley, Jeb E., Chairman	Norelli, Terie T.
Guay, Lawrence J., Vice Chairman	Lynde, Harold V.
Rosen, Ralph J.	Pitts, Jacqueline A.
Ham, Bonnie D.	Kaen, Naida L.
Howard, Godfrey G.	Gilmore, Gary R.
Thomas, John H.	Bergeron, Lucien G.
White, Donald B.	Densmore, Jessica E.
Maxfield, Roy D.	Moriarty, Mary M.
Tufts, J. Arthur	
Arnold, Thomas I.	
Eaton, Stephanie	
Varrell, Thomas A.	
Grant, Kenneth R.	
STATE-FEDERAL RELATIONS & VETERANS AFFAIRS	
REPUBLICANS	DEMOCRATS
Tufts, J. Arthur, Chairman	Lynott, Margaret E.
Gagnon, Eugene L., Vice Chairman	Domingo, Baldwin M.
Fields, Dennis H.	Drabinowicz, A. Theresa
Fenton, James J.	Herman, Richard P.
Rubin, George R	McDonald, James A., Sr.
Reardon, Neil J.	Vincent, Francis C.
Flanders, David A.	Twardus, Joseph R.
Hinman, Harry T.	Johnson, Gary L.

Dalianis, Griffin T.	McDonough-Wallace, Alice T.
Marple, Richard	
Ouellette, Dean	
Priestley, Anne K.	
Quandt, Marshall E.	
TRANSPORTATION	
REPUBLICANS	DEMOCRATS
Packard, Sherman A., Chairman	Turgeon, Roland M.
Flanders, John W., Sr., Vice Chairman	Cote, Peter R.
Katsakiores, George N.	Haley, Robert J.
Bartlett, Gordon E.	Leonard, Peter F.
Milligan, Robert H.	Arthur, Rose H.
Boriso, Thomas J.	LaPorte, George A.
Kobel, Rudolph J.	Lerandeau, Alfred C.
Langone, John S.	Mendenhall, Leslie J.
Letourneau, Robert J.	
Cossette, Larry J.	
Beaulieu, Jon P.	
Bruno, Pierre W.	
Czech, Stanley E.	
Mosher, William E.	
WILDLIFE & MARINE RESOURCES	
REPUBLICANS	DEMOCRATS
Nowe, Ronald J., Chairman	Abbott, Dennis F.
MacNeil, Allen K., Vice Chairman	Rogers, Rose Marie
L'Heureux, Robert	Martin, Mary Ellen
Lessard, Rudy	Blaisdell, Michael J.

Carlson, Donald	Chase, George W.
McKinney, Betsy	Gagnon, Paul E.
Chandler, Gene G.	Gorman, Mary J.
Phinney, William R.	Johnson, Nancy K.
Desmarais, Vivian J.	
Rose, William B.	
Brewster, Richard P.	
Brothers, Richard S.	
Fletcher, Richard E.	
Woodward, David S.	

Rep. Lozeau moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 2

Wednesday, January 6, 1999

The House assembled at 1:00 p.m. and was called to order by the Speaker.

Prayer was offered by Guest Chaplain, Reverend Daniel B. Randall from the Congregational Church in Lee, New Hampshire.

Holy One, who is untamed by any name we give You, as we gather at the beginning of this new year, lead these elected officials in the broad way of trust, enable them to act justly on behalf of the people of this great state, whom they serve. Deepen their commitment to collaboration, that together they may tear down the stone wall of partisanship. Empower them to be bold participants in the drama of those challenging issues before them, to exercise the authority of integrity and honesty, and by Your grace, may they find the treasures of joy, of friendship and of peace hidden in the fields of possibilities You have given them to plow. Amen.

Rep. Glines led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Dunham, Patricia Cote, Hansen, Flanagan, McGuirk, Rubin and Zerba, the day, illness.

Reps. Flint and Carol Williams, the day, important business.

Rep. Nancy Johnson, the day, death in the family.

INTRODUCTION OF GUESTS

Purr and Edith Whalley, wife and mother of Rep. Whalley. Liane Faith and Joseph Heffernan, guests of Rep. Sapareto.

communications

December 8, 1998

William M. Gardner, Secretary of State:

Donna Sytek, Speaker of the House:

It is with heavy heart that I must announce that I will not be taking the position of State Representative for Carroll County District 2, the towns of Conway and Hales Location.

I have moved from my district and taken a new position that will not allow me to continue serving the New Hampshire General Court as a member.

As we discussed, I will be sending notification to my Selectmen in Conway so they can make the arrangements for a special election.

It has been a tremendous honor and privilege working with you, the members and staff.

Kipp A Cooper, Carr. 2

December 16, 1998

Karen Wadsworth, Clerk of the House

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

Carroll 6, Joseph D. Kenney, r, Wakefield (PO Box 263, Sanbornville) 03872

Grafton 7, Harry T. Hinman, r, Plymouth (20-C Russell Street) 03264

Hillsborough 28, Sylvia A. Holley, r, Nashua (6 Benton Drive) 03060

Hillsborough 31, Roland J. Lefebvre, d, Nashua (19 Dane Street) 03060

Rockingham 29, Walter J. Mikowski, r, Londonderry (64 Hardy Road) 03053

Strafford 3, Barbara L. Spear r, Farmington (2 Memorial Drive) 03835

Sullivan 4, Celestine K. Wiggins, Newport (PO Box 140, Guild) 03754

William M. Gardner, Secretary of State

January 6, 1999

Karen O. Wadsworth, Clerk of the House.

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

Grafton 2, Gene B. Marshall, r, Lisbon (PO Box 83) 03585

Hillsborough 43, Robert J. Haley, d, Manchester (147 Beech St.) 03103

Merrimack 13, James A. Whittemore, r, Franklin, (PO Box 6058) 03235

William M. Gardner, Secretary of State

resolution

Reps. Chandler and Burling offered the following:

RESOLVED, that the House inform the Honorable Senate it is ready to meet in Joint Convention for the purpose of canvassing the votes for Governor and Executive Council.

senate message

The Senate is ready to meet in Joint Convention for the purpose of canvassing the votes for Governor and Executive Council.

joint convention

(Speaker Sytek presiding)

resolution

Rep. Chandler and Sen. Larsen offered the following:

RESOLVED, that the Honorable Deputy Secretary of State be requested to lay before the Convention the return votes for Governor and Executive Council.

Adopted.

Robert P. Ambrose, Deputy Secretary of State, appeared before the Joint Convention and laid before the Joint Convention the return of votes for Governor and Executive Councilors cast in the General Election held November 3, 1998 as follows:

for governor

Jeanne Shaheen, d Jay Lucas, r Ken Blevens, i

Belknap 9,434 4,892 379

Carroll	8,737	4,667	320
Cheshire	13,793	5,220	563
Coos	6,351	2,966	207
Grafton	14,521	6,736	563
Hillsborough	59,436	31,108	2,592
Merrimack	27,606	9,503	1,256
Rockingham	43,627	23,108	1,831
Strafford	19,341	6,640	657
Sullivan	<u>7,923</u>	<u>3,633</u>	<u>287</u>
TOTALS	210,769	98,473	8,655

Jeanne Shaheen, having a plurality of 112, 296 votes was elected.

for executive councilors

First District

Raymond S. Burton, r	44,751
R. J. Crowley, d	<u>21,571</u>
Plurality for Burton	23,180

Second District

Peter J. Spaulding, r	36,474
John D. Shea, d	<u>27,371</u>
Plurality for Spaulding	9,103

Third District

Ruth L. Griffin, r	38,174
Lou Goscinski, d	<u>22,838</u>
Plurality for Griffin	15,336

Fourth District

Thomas Colantuono, r 28,461

James Normand, d 28,219

Plurality for Colantuono 242

Fifth District

Bernard A. Streeter, Jr., r 35,342

Ramsay McLauchlan, d 23,365

Plurality for Streeter, Jr. 11,977

resolution

Rep. Burling and Sen. Johnson offered the following:

RESOLVED, that the vote for Governor and Council be referred to a committee consisting of two on the part of the Senate and three on the part of the House to compare and count the same and report thereon.

Adopted.

The Chair appointed Reps. LaMott, Copenhaver and Flanagan and Sens. Roberge and John King.

Sen. Larsen and Rep. Chandler moved that the Joint Convention arise.

Adopted.

The Joint Convention adjourned.

RECESS

(Speaker Sytek in the Chair)

remarks

Speaker Sytek addressed the House.

Rep. Daniels moved that the remarks made by the Speaker be printed in the Journal.

Adopted.

It is always good to start the new year by clearing away unfinished business. Those of you who were here on the evening of my election as Speaker might remember that I owe you an acceptance speech. Well, I do proudly accept the honor of being your presiding officer for this historic session of the Legislature. It is a privilege to work with you to do the business of the people of New Hampshire.

This session we will likely deliberate hundreds of bills, as we usually do. But this year, one issue overshadows all the rest. The number one item on our agenda will be to respond to the Claremont II decision.

We must resolve today to build the consensus that will be necessary to meet the April 1 deadline. We had a successful Claremont forum in December, and another is planned for next week. We will use every tool at our disposal to see that each member is informed and involved in the process of responding to the court decision. I am committed to full consideration of everyone's ideas and a process to allow that to happen most expeditiously.

The chairman of the Finance Committee, Neal Kurk, has already named a special Claremont division of his newly enlarged committee. They will be starting hearings the week of January 18. We have informally agreed that the House will act on the key Claremont proposals by February 18 in order to give our colleagues in the Senate time to act. This is an ambitious schedule, I know, but these are no ordinary times.

The manner in which we work together will influence much of what we are able to accomplish. I'm asking each of you to resolve always to act in a manner that shows respect for this House. I assure you that as long as I am in the chair, I will insist that civility and courtesy characterize all our proceedings. Parliamentary procedure and legislative etiquette are the tools we use so we can disagree, regroup, and come together to govern again. Every member has a right to be heard without distracting behavior or personal criticisms from colleagues. We have times ahead that may try our patience. Respect for one another and for the importance of our work should guide our behavior. Let's make New Hampshire proud of us.

While we wrestle with the education funding issue, we must be careful not to neglect our other duties. People count on us to act not only on the big issues that grab the headlines, but also on the lesser-known issues that are simply good government. Every one of our 18 committees will be working on matters that are important to someone. Whether it is HMO's, juvenile justice, judicial reform or sludge, every idea deserves our best effort. Every voice needs to be heard.

Today we begin in earnest the job of shepherding New Hampshire into the 21st century. I urge you to pause every now and then from the deliberations of the day and take in the great history which surrounds us here in the House. Think of the great leaders who walked these aisles, who spoke with passion and conviction from the well, who wielded the gavel. They were the men and women who shaped our state in generations past. It is now our turn to take over the stewardship of our state. It is our turn to determine the legacy we will leave our children and grandchildren. The voters who sent us here have told us that we are worthy of the task. We must prove them right. Together, I know that we can.

Now let's get down to the business of the people of New Hampshire.

RESOLUTION

Rep. Chandler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bill numbered 100, shall be by this resolution read a first and second time by the therein listed title.

Adopted.

INTRODUCTION OF HOUSE BILL

First and second reading

HB 100-FN-L, adopting certain interim provisions as a result of the **Claremont** decision to enable municipalities to continue to fund education. (Chandler, Carr 1; Kurk, Hills 5; Burling, Sull 1; Torr, Straf12; Knowles, Straf 11; A. Pelletier, Straf 12; Blaisdell, Dist 10; F. King, Dist 1; Johnson, Dist 3; Larsen, Dist 15; Hollingworth, Dist 23)

SUSPENSION OF RULES

Reps. Chandler and Burling moved that the rules be so far suspended as to permit consideration at the present time of **HB 100-FN-L**, adopting certain interim provisions as a result of the **Claremont** decision to enable municipalities to continue to fund education, without the required referral to committee, proper hearing and notice.

Adopted by the necessary two-thirds.

consideration of hb 100

HB 100-FN-L, adopting certain interim provisions as a result of the **Claremont** decision to enable municipalities to continue to fund education.

Rep. Chandler moved Ought to Pass and spoke in favor.

Rep. Karen Hutchinson spoke against.

Reps. Kurk, Jacobson and Burling spoke in favor.

Adopted.

SUSPENSION OF RULES

Reps. Chandler and Burling moved that the rules be so far suspended as to permit third reading and final passage at the present time of **HB 100-FN-L**, adopting certain interim provisions as a result of the **Claremont** decision to enable municipalities to continue to fund education.

Adopted by the necessary two-thirds.

motion on house bill 100

Rep. Chandler moved that **HB 100-FN-L**, adopting certain interim provisions as a result of the Claremont decision to enable municipalities to continue to fund education, be read a third time and passed.

Adopted.

Third reading and final passage

HB 100-FN-L, adopting certain interim provisions as a result of the **Claremont** decision to enable municipalities to continue to fund education.

amendment to house rules

Rep. Lozeau moved that the House Rules be amended as offered by the Rules Committee.

Amendment (0006h)

Amend Rule 30 by replacing it with the following:

30. The following standing policy committees shall be appointed at the commencement of any session and will consist of not more than 22 members, except the Committee on Finance will consist of not more than 29 members: Children and Family Law; Commerce; Criminal Justice and Public Safety; Education; Election Law; Environment and Agriculture; Executive Departments and Administration; Finance; Health, Human Services and Elderly Affairs; Judiciary; Labor, Industrial and Rehabilitative Services; Legislative Administration; Municipal and County Government; Public Works and Highways; Resources, Recreation and Development; Rules; Science, Technology and Energy; State-Federal Relations and Veterans Affairs; Transportation; and Wildlife and Marine Resources.

(a) It shall be the duty of the Committee on Children and Family Law to consider matters relating to children and youth, their rights, obligations, and protection, including all matters covered by RSA 169-B, 169-C, and 169-D, divorce, custody and child support; and such other matters as may be referred to it.

(b) It shall be the duty of the Committee on Commerce to consider all matters pertaining to commerce, banks and banking institutions; insurance companies and contracts or insurance of any character; the needs of the business community; all matters relating to consumer affairs and the economic conditions of commerce and industry; all matters relating to the economic development of the state, and such other matters as may be referred to it.

(c) It shall be the duty of the Committee on Criminal Justice and Public Safety to consider all matters relating to criminal justice, the Department of Corrections, sentencing, drug enforcement, bail, probation, parole, corrections facilities, DWI, domestic violence, firearms, fireworks, police and fire training, victims' assistance and such other matters as may be referred to it.

(d) It shall be the duty of the Committee on Education to consider subjects relating to the regulation of school districts and schools; the postsecondary college system; the University System of New Hampshire; matters concerning education; and such other matters as may be referred to it.

(e) It shall be the duty of the Committee on Election Law to consider all matters relating to the election laws of the state, including campaign finance, the Ballot Law Commission, and redistricting, and such other matters as may be referred to it.

(f) It shall be the duty of the Committee on Environment and Agriculture to consider all matters concerning agricultural and farm problems of the state, physical land use including current use, the various agricultural organizations, the protection of the state's environment from forms of pollution other than air or water pollution, waste management issues, and such other matters as may be referred to it.

(g) It shall be the duty of the Committee on Executive Departments and Administration to consider matters pertaining to the general administration of state laws and

changes therein; matters of policy pertaining to the executive departments; matters relating to the New Hampshire Retirement System; professional licensing; and such other matters as may be referred to it.

(h) It shall be the duty of the Committee on Finance to examine and consider the state of the treasury; to consider the budget, subjects concerning the financial interest of the state, all measures carrying appropriations of state money, except claims against the state; all bills and resolutions relating to raising money by a state tax and the apportionment of same and all other methods for raising revenue for the state, and such other matters as may be referred to it. Prior to the report of the Finance Committee to the House, the Speaker may refer the budget of certain self-sustaining state agencies to appropriate committees for study and recommendation. The Committee on Finance shall report to the house in the form of a resolution its estimates of state revenues on a periodic basis.

(i) It shall be the duty of the Committee on Health, Human Services and Elderly Affairs to consider all matters concerning the health of the inhabitants of the state; vital statistics; medical and related professions; the administration of welfare activities by the state government; matters relating to the special needs of our elderly citizens and such other matters as may be referred to it.

(j) It shall be the duty of the Committee on Judiciary to consider all matters relating to the judicial system, right-to-know law, guardianships, life and death (such as abortion or assisted death), landlord/tenant rights, civil proceedings, tort law, forfeiture, immunity, and probate; and such other matters as may be referred to it.

(k) It shall be the duty of the Committee on Labor, Industrial and Rehabilitative Services to consider all matters relating to labor, wages, and workers' compensation including unemployment compensation and incentive programs, collective bargaining and binding arbitration; matters relating to job retraining and employee rehabilitative services and other matters relating to balancing the rights of employees to the needs of the industrial sector; and such other matters as may be referred to it.

(l) It shall be the duty of the Committee on Legislative Administration to consider all matters pertaining to the legislative process including mileage, elections, the journal, house resolutions and screening; enrolling bills; and such other matters relating to legislative administration as may be referred to the committee. Any matter referred by the chairman to any subcommittee may be reported by that subcommittee directly to the House unless otherwise ordered by the chairman.

(1) It shall be the duty of the Subcommittee on Elections to examine and report on the credentials of the members elected to serve in the House and to consider all petitions and other matters in relation to such elections or returns as shall be presented or come into question and may be referred to it.

(2) It shall be the duty of the Subcommittee on Mileage to determine the distance traveled by each member of the House and report to the House the names of the several members and the mileage allowed to each.

(3) It shall be the duty of the Subcommittee on Enrolled Bills to carefully examine each bill, enroll it, and report it, on behalf of the committee, to the body. If the examination of a bill shall disclose any clerical error or formal imperfection, it shall be reported back

to the body with such amendments as are required to correct the same; and any measures so reported shall be subjected to amendment in those particulars and in no other respect.

(m) It shall be the duty of the Committee on Municipal and County Government to consider all matters pertaining to the salaries of town, city and county officers; changes in municipal and county government; the boundary lines of towns, cities and counties; the creation of new towns, cities and counties; local revenue, including fees, property taxes and exemptions; and such other matters as may be referred to it.

(n) It shall be the duty of the Committee on Public Works and Highways to consider all matters pertaining to public highways, buildings and capital construction; the capital budget; matters pertaining to the protection, improvement and preservation of the coastline; the care of state memorials and monuments; and such other matters as may be referred to it.

(o) It shall be the duty of the Committee on Resources, Recreation and Development to consider all matters relating to natural resources, water pollution and control; parks and recreational areas; recreational industries; matters concerning state controls on property development; and such other matters as may be referred to it.

(p) It shall be the duty of the Committee on Rules to consider all matters pertaining to House procedural rules and deadlines; and to recommend rules of proper debate.

(q) It shall be the duty of the Committee on Science, Technology and Energy to consider all matters pertaining to energy, telecommunications, air pollution, the jurisdiction of the Public Utilities Commission, the application of technological advances to the legislative process and the operation of state government, to coordinate the flow of information about technical and scientific matters to state and federal agencies and legislative committees, to monitor legislation referred to other committees in order to make suggestions for inclusion of technological improvements where warranted, and such other matters as may be referred to it.

(r) It shall be the duty of the Committee on State-Federal Relations and Veterans Affairs to consider all matters pertaining to the National Guard and other military or veterans' organizations within the state, emergency management, potential actions by the U.S. Congress which will have a major impact on the state and the New England region, and all proposed resolutions petitioning the Congress on any matter; to maintain communication with the congressional delegation; to serve as a liaison between the New Hampshire House and the United States Congress and such other matters as may be referred to it.

(s) It shall be the duty of the Committee on Transportation to consider all matters pertaining to development, operation, regulation and control of all means of air, land and water transportation; and such other matters as may be referred to it.

(t) It shall be the duty of the Committee on Wildlife and Marine Resources to consider all matters concerning conservation, improvement and preservation of fish, game and non-game species and marine resources within the state; and such other matters as may be referred to it.

Amend Rule 35(d) and (e) by replacing them with the following:

(d) In the first-year session, there shall be no limitation on the subject matter of legislation introduced. As soon as possible after the end of the first-year session, the Clerk shall publish in the House Calendar those bills voted inexpedient to legislate, indefinitely postponed or referred in the first-year session, and those bills which created study committees with November 1

reporting deadlines. The listings shall be in numerical order by bill number/title, and in committee order by bill number/title.

(e) In the second year session no bill or resolution shall be introduced if it is substantially similar to any legislation which was indefinitely postponed or voted inexpedient to legislate by the House in the first-year session, unless it has been approved by a majority of the House Rules Committee or a two-thirds vote of those House members present and voting, whether as a bill, an amendment, a committee of conference report or in any other manner. A request shall not be accepted to draft any bill which is the same, or essentially the same, as any bill voted inexpedient to legislate, indefinitely postponed, re-referred, or made the subject of a statutory study committee in the first-year session unless approved for drafting and introduction by a majority vote of the House Rules Committee or a two-thirds vote of those House members present and voting.

Amend Rule 36(b) by replacing it with the following:

(b) All bills, resolutions, petitions, memorials and other papers addressed to the House, shall be endorsed with the name and the district of the legislator presenting them. All legislation shall be numbered serially according to type of legislation introduced. Each bill shall be marked on the first page "House Bill"; each joint resolution shall be marked "House Joint Resolution"; other concurrent resolutions shall be marked "House Concurrent Resolution"; and each house resolution shall be marked "House Resolution."

Amend Rule 36(d) by replacing it with the following:

(d) No LSR number shall be assigned and no House bill shall be drafted unless the LSR or bill has a House sponsor. No more than 5 House members shall be allowed to sponsor any bill or floor amendment. No more than 5 Senate members shall be allowed to co-sponsor legislation originating in the House. If more than five House members wish to be sponsors, the person who first requested the drafting of the bill, house resolution, concurrent resolution, joint resolution, or constitutional amendment-concurrent resolution shall determine the names of the 4 co-sponsors whose signatures are required for introduction. Other House members may be added as co-sponsors by notifying the Clerk prior to the date of the first public hearing on the proposal, and their names shall be recorded in the permanent journal of that session.

Amend Rule 37 by replacing it with the following:

37. Every request by a member of the House for drafting a bill, house resolution taking a policy position, concurrent resolution, constitutional amendment-concurrent resolution, or joint resolution other than the general budget or the capital budget bill, shall be accepted by the Office of Legislative Services for processing no later than the date specified by Rule 64. Each request shall be accompanied by sufficient information necessary for drafting. This deadline shall not apply to house resolutions which do not propose policy positions. Such resolutions may be accepted for drafting by the Office of Legislative Services at any time.

Amend Rule 38 by inserting after paragraph (c) the following:

(d) An LSR may be withdrawn at any time prior to its introduction with the consent of all of its sponsors. Any sponsor may request that his or her name be deleted as a sponsor of the bill prior to its introduction.

Amend Rule 40 by replacing it with the following:

40. All House Bills, House Joint Resolutions, House Concurrent Resolutions and House Resolutions proposing that the House take a policy position may be introduced at any time prior to any deadline established by the House for their introduction. Exceptions:

(a) Notwithstanding any other provisions of the Rules, a House Bill, House Joint Resolution, or House Concurrent Resolution may be introduced into the House at any time prior to the crossover date specified in Rule 64, if approved by either a majority of the Committee on Rules, or a two-thirds vote on the floor; and

(b) House Resolutions proposing that the House take a policy position may be introduced into the House at any time after the deadline for introduction of bills and resolutions if approved by either a majority of the Committee on Rules, or a two-thirds vote on the floor.

Amend Rule 43 by replacing it with the following:

43. A hearing shall be held on each bill referred to a committee. Notice of committee action shall be posted as follows:

(a) Public hearings shall be advertised in the House Calendar no less than 4 days prior to a hearing.

(b) Executive sessions shall be advertised in the House Calendar no less than 2 days prior to committee action or announced on the floor of the House by the Chairman of the appropriate committee.

(c) All other committee or subcommittee meetings at which decisions are made or information is received shall be advertised in the House Calendar or, if scheduled after the calendar deadline, shall be posted in the Clerk's Office and outside the committee room at least 24 hours prior to the meeting.

(d) When requested by the President of the Senate, the Speaker may authorize and direct the appropriate House committee or committees to sit with the appropriate Senate committee or committees at a public hearing of any Senate bill, and no further public hearing on such bill shall be required when such bill is received subsequently in the House from the Senate.

Amend Rule 44(b) by replacing it with the following:

(b) All committee reports on bills shall be printed in the House Calendar at least once prior to the date listed for floor action. If a bill is reported favorably with an amendment, the committee report shall describe the bill as amended. The amendment shall be printed in the House Calendar.

Amend Rule 44(d) by replacing it with the following:

(d) No committee shall report with a positive recommendation any bill or resolution which would, if enacted, be a violation of Part I, Article 28-a of the N.H. Constitution. The vice chairman or another member of each committee shall review all pending legislation and shall advise the chairman and the members of all legislation before the committee which should be reviewed in terms of this Rule.

Amend Rule 46(c) by replacing it with the following:

(c) All bills and resolutions addressing licensure and/or certification shall, if approved by the House when reported by the appropriate policy committee, be referred to the Committee on Executive Departments and Administration for a further report on the effect of the passage of such a bill or resolution. All those bills requiring agencies to adopt rules pursuant to RSA 541-A shall, if approved by the House when reported by the appropriate policy committee, be referred to the Committee on Executive Departments and Administration for a further report on the effect of the passage of such bill or resolution on rulemaking pursuant to RSA 541-A.

Amend Rule 46(e) by replacing it with the following:

(e) The chairmen of committees receiving a bill or referral as outlined in this rule with the approval of the Speaker may decline the referral of any bill from another committee or, notwithstanding the provisions of Rule 43 (a), waive the public hearing on any bill referred from another committee.

Reps. Lozeau and Robert Lawton spoke in favor.

Reps. Keans and John Pratt spoke to the amendment.

Adopted.

RESOLUTION

Rep. Chandler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bills numbered 51-99 and 201-233, House Concurrent Resolution numbered 1, and Constitutional Amendment Concurrent Resolutions numbered 1-6, shall be by this resolution read a first and second time by the therein listed titles, sent for printing, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF HOUSE BILLS, HCR and CACRs

First, second reading and referral

HB 51, providing for registration of equipment used in the production of maple products and allowing the commissioner of the department of agriculture markets and food to adopt rules relative to standards for such equipment. (Melcher, Hills 11; Owen, Merr 6; McRae, Hills 7: Environment and Agriculture)

HB 52, exempting certain currants and gooseberries resistant to the white pine blister rust organism from restrictions on planting in control areas. (Melcher, Hills 11; Owen, Merr 6; F. King, Dist 1: Environment and Agriculture)

HB 53, establishing a process for reviewing judges. (Hunter, Hills 7; Pepino, Hills 40: Judiciary)

HB 54, allowing simultaneous service of a demand for rent and a notice to quit. (Rowe, Hills 14: Judiciary)

HB 55-FN-A, setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2001. (Weyler, Rock 18: Finance)

HB 56, establishing a procedure for reinstating corporate charters that have been expired for more than 3 years. (Hunt, Ches 10: Commerce)

HB 57, relative to visiting traps. (Mock, Carr 3; MacNeil, Graf 7; Lessard, Hills 23; Rogers, Straf 15; Rollo, Straf 10: Wildlife and Marine Resources)

HB 58, establishing a committee to study open adoption in New Hampshire. (Allison, Sull 10; Richardson, Ches 12: Children and Family Law)

HB 59-FN, relative to upgrading a portion of U.S. Route 3. (Merrill, Coos 1; P. Davis, Coos 1; F. King, Dist 1: Public Works and Highways)

HB 60, relative to meetings of the ballot law commission. (Flanagan, Rock 14: Election Law)

HB 61, relative to political contributions by members of the ballot law commission. (Flanagan, Rock 14: Election Law)

HB 62-L, relative to the definition of an abutter for planning and zoning notification purposes. (Babson, Carr 5: Municipal and County Government)

HB 63-FN-A, relative to the Weekly Market Bulletin's budget and making an appropriation therefor. (Babson, Carr 5: Environment and Agriculture)

HB 64, relative to changes of registration for undeclared voters. (Keans, Straf 16; Arnold, Hills 20: Election Law)

HB 65, relative to dates of meetings for local political subdivisions which have adopted the official ballot. (Langer, Merr 11; Beaulieu, Rock 11; Hess, Merr 11; L'Heureux, Hills 18: Municipal and County Government)

HB 66-FN, relative to disability retirement benefits for retirement system members permanently incapacitated for duty. (Dyer, Hills 8; J. King, Dist 18: Executive Departments and Administration)

HB 67, relative to termination of parental rights upon a finding of either child abuse or the commission of certain criminal offenses. (I. Pratt, Ches 5; Richardson, Ches 12; Allison, Sull 10; Keans, Straf 16; J. Brown, Straf 17: Children and Family Law)

HB 68, adding the name of Martin Luther King, Jr. to Civil Rights Day. (Pantelakos, Rock 30; L. Johnson, Hills 40; Bradley, Carr 8; Norelli, Rock 31; Splaine, Rock 34; Weatherspoon, Rock 20; Kelley, Rock 22; Pitts, Rock 35; Gile, Merr 16; Domingo, Straf 12; Seldin, Merr 17; Garrish, Hills 37; Cohen, Dist 24; Below, Dist 5: Executive Departments and Administration)

HB 69, relative to overtime pay for hourly employees. (Clegg, Hills 23: Labor, Industrial and Rehabilitative Services)

HB 70, relative to increasing the fines for violating the child passenger restraint law. (Cloutier, Sull 8; Pilliod, Belk 3; Gleason, Rock 13: Transportation)

HB 71-FN-L, relative to authorizing agreements for the determination of each municipality's share of county costs. (Leone, Sull 2; Patten, Carr 9: Municipal and County Government)

HB 72, relative to the seasons for fishing on certain large lakes. (Dickinson, Carr 2; R. Nowe, Rock 3: Wildlife and Marine Resources)

HB 73, extending the reporting date of the commission to study the effects of and jurisdiction over alternative agricultural products. (R. Nowe, Rock 3; Babson, Carr 5; MacNeil, Graf 7; Mock, Carr 3; Wheeler, Dist 21: Wildlife and Marine Resources)

HB 74, relative to absentee voter lists. (Flanagan, Rock 14: Election Law)

HB 75, changing the number required for a quorum on the commission for human rights. (L. Jean, Hills 17: Executive Departments and Administration)

HB 76, relative to voter checkout and depositing ballots. (Arnold, Hills 20: Election Law)

HB 77, relative to the Melendy Pond Authority of Brookline, New Hampshire. (Arnold, Hills 20; B. Hall, Hills 20: Municipal and County Government)

HB 78, relative to candidates for office who are also moderators or town clerks. (Arnold, Hills 20: Election Law)

HB 79, relative to reports of shortages to the bank commissioner and to safe deposit box openings. (K. Herman, Hills 13: Commerce)

HB 80, making technical corrections in the banking laws. (T. Reardon, Merr 23; Francoeur, Rock 22: Commerce)

HB 81, establishing a committee to study the structure of the school administrative unit system in New Hampshire. (Hunter, Hills 7; Dickinson, Carr 2; Fenton, Hills 24; Jacobson, Merr 2; Emerton, Hills 7: Education)

HB 82, establishing a committee to study financial arrangements among hospitals, physicians, and insurance companies. (K. Herman, Hills 13; Francoeur, Rock 22: Commerce)

HB 83, prohibiting owners and operators of manufactured housing parks from charging residents 65 years of age and older fees for keeping dogs. (Doucette, Ches 19; Phinizy, Sull 7: Commerce)

HB 84-FN, requiring a one year mandatory prison sentence for a third driving while intoxicated conviction. (Dolan, Rock 12; A. Christie, Rock 22; Knowles, Straf 11; Schanda, Rock 19; Gordon, Dist 2: Criminal Justice and Public Safety)

HB 85, relative to statements of financial interests for certain board and commission members. (Beaulieu, Rock 11; Langer, Merr 11: Executive Departments and Administration)

HB 86-A, making a capital appropriation for renovation of the Sawyer House at the Daniel Webster Birthplace in the city of Franklin. (Whittemore, Merr 13; Asplund, Merr 13: Public Works and Highways)

HB 87-FN, relative to penalties for marijuana possession. (Robertson, Ches 18; Clemons, Hills 31; Lynott, Ches 11; Garrish, Hills 37: Criminal Justice and Public Safety)

HB 88-FN, relative to purchasing credit for prior service for certain employees in the New Hampshire retirement system. (Thulander, Hills 6: Executive Departments and Administration)

HB 89-FN-A, making an appropriation for a department of transportation study of the state house complex to evaluate space needs. (Calawa, Hills 17; M. Fuller Clark, Rock 36; Buckley, Hills 44: Public Works and Highways)

HB 90, removing the prohibition on adoption and foster parenting by homosexual persons. (Buckley, Hills 44; DeChane, Straf 6; M. Fuller Clark, Rock 36; Splaine, Rock 34, Keans, Straf 16; Trombly, Dist 7; Cohen, Dist 24; Wheeler, Dist 21: Children and Family Law)

HB 91-FN-A-L, repealing the provision allowing operators to retain 3 percent of meals and rooms taxes collected. (Rubin, Rock 25: Finance)

HB 92, exempting permanently disabled veterans from the requirement of reestablishing their disability status for the division of motor vehicles every 4 years to prove eligibility for special license plates. (Franks, Hills 26: Transportation)

HB 93, permitting a dam to be constructed on Rand Pond in Goshen. (Tuthill, Sull 5; Phinizy, Sull 7: Resources, Recreation and Development)

HB 94, relative to enforcement of the child passenger restraint law. (Pilliod, Belk 3; Cloutier, Sull 8; Langone, Rock 13; L'Heureux, Hills 18; Pignatelli, Dist 13, Squires, Dist 12: Transportation)

HB 95-L, relative to the establishment of educational programs for academically gifted pupils. (Baroody, Hills 42: Education)

HB 96, establishing an age limit for appointment of retired justices to serve as temporary supreme court justices. (Mirski, Graf 12: Judiciary)

HB 97, establishing a right to farm act. (McRae, Hills 7: Environment and Agriculture)

HB 98-FN, relative to a master plan for Monadnock state park and its environs, Pisgah state park, and Pillsbury state reservation. (Royce, Ches 9; E. Smith, Ches 6; I. Pratt, Ches 5; Phinizy, Sull 7; Disnard, Dist 8: Resources, Recreation and Development)

HB 99, relative to granting to the county convention the authority to fill vacancies in elected county offices and to remove county officers for official misconduct. (Mirski, Graf 12: Municipal and County Government)

HB 201, relative to minimum uninsured motorist liability insurance. (Arnold, Hills 20: Commerce)

HB 202, legalizing the possession and cultivation of marijuana for medicinal purposes. (Robertson, Ches 18; Clemons, Hills 31; Lynott, Ches 11; Lynch, Ches 19: Criminal Justice and Public Safety)

HB 203, making impaired boating laws consistent with driving while intoxicated laws. (Welch, Rock 18; Christie, Rock 22; Musler, Straf 6: Criminal Justice and Public Safety)

HB 204-FN, relative to driving after license revocation or suspension. (Letourneau, Rock 13; Packard, Rock 29; Gleason, Rock 13; Christie, Rock 22; L'Heureux, Hills 18; H. Harmon, Graf 8;

Roberge, Dist 9; Johnson, Dist 3; Russman, Dist 19; Brown, Dist 17: Criminal Justice and Public Safety)

HB 205, relative to the requirement for posting of bond by an applicant for a writ of replevin. (Rowe, Hills 14: Commerce)

HB 206, relative to restrooms in restaurants. (Dickinson, Carr 2; Sapareto, Rock 13: Health, Human Services and Elderly Affairs)

HB 207-FN-A, directing the office of state planning to conduct a study of the effects of sprawl in the state and making an appropriation therefor. (Brundige, Hills 18; Melcher, Hills 11; Rowe, Hills 14; M.Fuller Clark, Rock 36; Russman, Dist 19; Pignatelli, Dist 13; Johnson, Dist 3: Municipal and County Government)

HB 208-FN, establishing a coordinated and comprehensive effort by state agencies for economic growth, resource protection, and planning policy to deter sprawl. (Melcher, Hills 11; Rowe, Hills 14; Brundige, Hills 18; M.Fuller Clark, Rock 36; Russman, Dist 19; Johnson, Dist 3: Municipal and County Government)

HB 209, relative to authorizing the consideration of traditional village patterns in local zoning ordinances. (Melcher, Hills 11; Brundige, Hills 18; M. Fuller Clark, Rock 36; Russman, Dist 19; Johnson, Dist 3: Municipal and County Government)

HB 210, reinstating the corporate charter of C. A. B. Real Estate, Inc. (Keans, Straf 16: Commerce)

HB 211-FN-A-L, relative to intergenerational homeshare programs and making an appropriation therefor. (Seldin, Merr 17; Jacobson, Merr 2; French, Merr 3; K.Wheeler, Dist 21: Health, Human Services and Elderly Affairs)

HB 212, relative to local ordinances or regulations affecting groundwater withdrawals. (Weyler, Rock 18; Welch, Rock 18; J. Flanders Rock 18; Rubin, Rock 25: Resources, Recreation and Development)

HB 213, relative to voting by prisoners. (Gile, Merr 16; Seldin Merr 17; Rosen, Belk 7; Mears, Coos 7; Emerton, Hills 7; Larsen, Dist 15: Election Law)

HB 214, changing the membership of and extending the reporting date for the committee to study women's health care. (M. Fuller Clark, Rock 36; Norelli, Rock 31; Francoeur, Rock 22; Case, Rock 2; K. Wheeler, Dist 21; Squires, Dist 12: Commerce)

HB 215, prohibiting name changes for certain felons. (R. McKinley, Straf 2; Spear, Straf 3; Letourneau, Rock 13; Thulander, Hills 6; N. Johnson, Straf 5; Johnson, Dist 3: Criminal Justice and Public Safety)

HB 216, relative to release conditions pending trial for defendants in domestic violence, stalking, or protective order violation cases. (Knowles, Straf 11: Criminal Justice and Public Safety)

HB 217-L, relative to conditions on net income for an elderly exemption from property taxes. (J. Pratt, Ches 2: Municipal and County Government)

HB 218-L, reinstating the corporate charter of Approved Industries, Inc. (Holbrook, Belk 7: Commerce)

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HB 219, banning certain uses of artificial light to take wildlife. (Merrill, Coos 1; P. Davis, Coos 1; F. King, Dist 1: Wildlife and Marine Resources)

HB 220-FN-L, repealing the excavation tax and excavation activity tax. (Merrill, Coos 1; P. Davis, Coos 1; McGuirk, Ches 1; F.King, Dist 1: Finance)

HB 221, allowing milk products known to contain the genetically produced bovine somatotropin growth hormone to be so labeled. (Keans, Straf 16; Owen, Merr 6; Richardson, Ches 12; Pilliod, Belk 3: Commerce)

HB 222, preempting local regulation of biosolids or sludge disposal by landfilling or landspreading. (Melcher, Hills 11; McRae, Hills 7; F. King, Dist 1: Environment and Agriculture)

HB 223, relative to waiver of filing fees and petitions for candidates for federal offices. (Clemons, Hills 31; Franks, Hills 26: Election Law)

HB 224-FN-A, changing the name of the division of fire safety to the division of fire and building safety; adding members to the state advisory board of fire control; establishing a joint committee on code enforcement; and appropriating funds for hiring mechanical inspectors in the division of fire and building safety. (Dyer, Hills 8; LaMott, Graf 5; Konys, Hills 33; Larsen, Dist 15: Criminal Justice and Public Safety)

HB 225, relative to the definitions of the terms "farm," "agriculture," and "farming." (K. Marshall, Merr 4; McRae, Hills 7; Melcher, Hills 11; P.Davis, Coos 1: Environment and Agriculture)

HB 226-L, establishing municipality bond payment schedules and percentages. (Fraser, Merr 21; Hoadley, Merr 24; Russell, Ches 15; Larsen, Dist 15: Municipal and County Government)

HB 227, establishing a committee to study the maintenance of voter checklists. (Arndt, Rock 27; Buckley, Hills 44: Election Law)

HB 228, clarifying permissible political expenditures. (Arndt, Rock 27; Buckley, Hills 44: Election Law)

HB 229, changing the registration fee requirement of the commercial feed law. (Melcher, Hills 11: Environment and Agriculture)

HB 230, clarifying the waste reduction goals for the state of New Hampshire. (B. Hall, Hills 20 Alger, Graf 9; Philbrick, Carr 4; Messier, Hills 46; Brennan, Straf 16; Callaghan, Straf 15: Environment and Agriculture)

HB 231, relative to approval of applications in the charter schools pilot program. (Belvin, Hills 14; Alger, Graf 9; Melcher, Hills 11; Durham, Hills 22: Education)

HB 232, permitting town trustees to invest capital reserve funds in mutual funds. (Alukonis, Hills 23; D. White, Hills 25; Clegg, Hills 23: Municipal and County Government)

HB 233, establishing a committee to study the price of prescription drugs. (Asplund, Merr 13; Pilliod, Belk 3; Whittemore, Merr 13: Health, Human Services and Elderly Affairs)

HCR 1, encouraging an increased distribution of federal money out of the military budget to the states sufficient to meet domestic needs. (Richardson, Ches 12; French, Merr 3; Jacobson, Merr 2; Pilliod, Belk 3; Keans, Straf 16; K. Wheeler, Dist 21: State-Federal Relations and Veterans Affairs)

CACR 1, relating to the rulemaking authority of the supreme court. Providing that supreme court rules are effective only when not inconsistent with statute. (Pepino, Hills 40; Hunter, Hills 7; Lyman, Carr 5; Roberge, Dist 9: Judiciary)

CACR 2, relating to supreme court rules. Providing that supreme court rules shall be subject to review and approval by a special legislative committee. (Pepino, Hills 40; Lyman, Carr 5; Hunter, Hills 7; W. McCarthy, Hills 41; Roberge, Dist 9: Judiciary)

CACR 3, relating to requiring that the attorney general be elected by the legislature. Providing that the attorney general be chosen by joint ballot of the senators and representatives. (Mirski, Graf 12: Election Law)

CACR 4, relating to the election of the attorney general by the people. Providing that the attorney general shall be elected by the people every 2 years in the state general election. (Hunter, Hills 7; Pepino, Hills 40: Election Law)

CACR 5, relating to voting and elective rights of incarcerated felons. Providing that no felon, from the time of conviction until final discharge of sentence, shall vote in an election, become a candidate, or hold public office. (Stritch, Rock 5: Election Law)

CACR 6, relating to municipalities' home rule. Providing that municipalities shall have home rule authority to exercise any powers not specifically prohibited by the state or federal constitutions or any statute. (G. Brown, Straf 17; Rice, Belk 7; Peter Cote, Hills 32; Weyler, Rock 18; Soltani, Merr 10; Roberge, Dist 9; McCarley, Dist 6: Municipal and County Government)

RESOLUTION

Rep. Chandler 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, January 7, 1999 at 11:00 a.m.

Adopted.

LATE SESSION

unanimous consent

Reps. Mirski and Rice addressed the House.

RECESS MOTION

Rep. Chandler moved that the House stand in recess for the purpose of receiving Senate messages and Enrolled Bill Reports only.

Adopted.

The House recessed at 2:35 p.m.

RECESS

(Speaker Sytek in the Chair)

senate message

concurrence

HB 100-FN-L, adopting certain interim provisions as a result of the ***Claremont*** decisions to enable municipalities to continue to fund education.

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bill numbered 100.

Rep. Nowe, Sen. D'Allesandro for the Committee

RECESS