



State of
New Hampshire

HOUSE RECORD

First Year of the 163rd General Court Calendar and Journal of the 2013 Session

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Concord, N.H.

Wednesday, May 29, 2013

No. 45

HOUSE JOURNAL No. 17 (Cont.)

Wednesday, May 22, 2013

Rep. Kaen moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 18

Wednesday, May 29, 2013

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

Her Excellency, Governor Margaret Wood Hassan, joined the Speaker on the rostrum for the day's opening ceremonies.

Prayer was offered by the member from Salem, Representative Robert Elliott.

Almighty God, from whom we come and to whom we all shall one day return. We thank Thee for another 24 hours of life. Teach us to use this day wisely and well. Teach us to know that when we disagree with one another, it is only because each one of us is honorable, motivated only by the desire to be of service to our fellow man. Teach us patience as we struggle with difficult issues. Teach us always to respect one another and teach us always to be grateful for all that we have, our homes and loved ones; our loyal friends and constituents; our beautiful majestic state and our glorious, beloved country. Amen.

Representative Andrew Schmidt, member from Grantham, led the Pledge of Allegiance.

The National Anthem was sung by the member from Dover, Representative Peter Schmidt.

LEAVES OF ABSENCE

Reps. Arsenault, Backus, Ronald Belanger, Boisvert, Cote, Friel, Hayes, Khan, Kopka, McCarthy, McKinney, Miller, Parsons, Amy Perkins and Young, the day, illness.

Reps. Ahlgren, Baldasaro, Rebecca Brown, Burrige, Chandler, Chirichiello, Culbert, Danais, Danielson, Dobson, Marilinda Garcia, Gargas, Greemore, Harriott-Gathright, Jane Hunt, Lefebvre, Leishman, Lerandean, Ley, Lundgren, Luther, Menear, Oligny, Pastor, Frederick Rice, Marjorie Smith, Soucy, Spainhower, Spratt, Tamburello, Kenneth Ward and Watrous, the day, important business.

Reps. Emerson-Brown and Lawrence Perkins, the day, illness in the family.

INTRODUCTION OF GUESTS

Kristianna, Leilani and Sarah Fox, and their mother, Amber Fox McNeil, guests of Rep. Flanagan. Willard, John and Marcus McGraw, guests of Rep. Moffett. Students from the Maude H. Trefethen School in New Castle, guests of Reps. Borden and Sherman. Atinuke Cahill, wife of Rep. Cahill.

SENATE MESSAGES

REQUESTS CONCURRENCE WITH AMENDMENTS

HB 155, relative to the use of open source software by state agencies; including the department of information technology in the uniform electronic transactions act; and repealing the information practices act. (Amendments printed SJ 4-18-13)

Rep. Weber moved that the House concur and spoke in favor.

Adopted.

HB 506, relative to certain time periods for adoption and amendment of town codes and ordinances. (Amendment printed SJ 5-23-13)

Rep. Porter moved that the House concur and spoke in favor.

Adopted.

HB 353, relative to the regulation of private investigators and security guards. (Amendment printed SJ 5-2-13)

Rep. Weber moved that the House nonconcur and request a Committee of Conference.

Adopted.

The Speaker appointed Reps. Weber, Carol McGuire, Peter Schmidt and Mary Nelson.

REGULAR CALENDAR

CONTINUED FROM MAY 22, 2013

SB 96, relative to vexatious litigants. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. David Woodbury for the Majority of Judiciary: This bill, as amended, expands upon RSA 507:15 by defining a "vexatious litigant" as a person found by a judge as having filed three or more frivolous lawsuits with the purpose of harassment. The court may require a vexatious litigant to either retain an attorney or person of good character or to post a bond to cover all attorney fees and anticipated damages. Furthermore, this bill makes clear that the inherent power of courts to grant other appropriate relief, as they have in the past, is unimpeded. Vote 11-6.

Rep. Gary S. Hopper for the Minority of Judiciary: If this bill passes, a person who is found by the judge to have filed three or more frivolous law suits can be found to be vexatious and required to hire or find an attorney or person of good character to represent him or post cash or a bond before he may engage in further litigation. Although the intent of the bill is noble, in the opinion of the minority it runs afoul of the New Hampshire Constitution. Part I, Article 14 clearly says, "Every subject of this state is entitled to a certain remedy, by having recourse to the laws, for all injuries he may receive in his person, property, or character; to obtain right and justice freely, without being obliged to purchase it;" A person in New Hampshire can be denied his or her constitutional right but that is only after they have been tried and found guilty. The proper way to achieve these ends would be finding someone guilty through the trial process and then have them punished accordingly.

Majority Amendment (1582h)

Amend the bill by replacing section 1 with the following:

1 New Sections; Frivolous Lawsuits; Vexatious Litigants; Powers of Court. Amend RSA 507 by inserting after section 15 the following new sections:

507:15-a Vexatious Litigants.

I. In this section, "vexatious litigant" means an individual who has been found by a judge to have filed 3 or more frivolous lawsuits which the judge finds, by clear and convincing evidence, were initiated for the primary purpose of harassment.

II. The court may require a vexatious litigant to:

- (a) Retain an attorney or other person of good character to represent him or her in all actions; or
- (b) Post a cash or surety bond sufficient to cover all attorney fees and anticipated damages.

507:15-b Powers of Court. RSA 507:15 and RSA 507:15-a shall not be construed to diminish the inherent power of any court to grant appropriate relief not specified in those sections.

Majority committee amendment adopted.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.

Rep. Sylvia spoke against.

Rep. Woodbury spoke in favor and yielded to questions.

On a division vote, 198 members having voted in the affirmative and 130 in the negative, the majority committee report was adopted and ordered to third reading.

SB 100, authorizing electronic payment of payroll. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Douglas A. Ley for the Majority of Labor, Industrial and Rehabilitative Services: This bill authorizes employers to limit pay options to either direct deposit or issuance of digital payroll cards. It thereby reduces employee wage payment options, eliminating payment via a paper check. At present, nothing prevents employers from incentivizing payroll choice options and thereby encouraging employees to choose electronic methods over paper checks. Consequently, the majority prefer incentives and choice rather than mandate. Finally, there were repeated concerns expressed before the committee regarding hidden and excessive fees tied to payroll card usage and the vulnerability of less digitally savvy groups to incur such fees imposed by "brand" cards such as Visa or MasterCard. As for small employers, their cost savings would likely be minimized with a change over to payroll cards, as they will not be in as strong a position to negotiate lower costs with the companies issuing payroll cards. Therefore, on grounds of choice, incentive, and costs to employees, the majority support ITL. Vote 13-7.

Rep. Gary L. Daniels for the Minority of Labor, Industrial and Rehabilitative Services: This bill allows employers to pay via electronic payroll cards instead of issuing paper checks for cost saving purposes. In considering the benefits of this proposal, the committee did not dispute that there were only two things that could be done with a paper check - deposit it or cash it. The minority ensured that both of these options were available with a payroll card and recognized that any cost savings to the employer could potentially enhance the benefits to employees.

The question being adoption of the majority committee report of Inexpedient to Legislate.

Rep. Daniels spoke against and yielded to questions.

Rep. Timothy Smith spoke in favor.

Rep. Cahill spoke in favor and yielded to questions.

On a division vote, 235 members having voted in the affirmative and 93 in the negative, the majority committee report was adopted.

Rep. Mary Nelson declared a conflict of interest and did not participate.

SB 143-FN, relative to benefits for unemployed persons who are attempting to establish a business. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Sally H. Kelly for the Majority of Labor, Industrial and Rehabilitative Services: This bill, the "Pathway to Work" promotes and encourages new business development in our state by enabling qualified unemployed workers to commit full time to developing their own small businesses while continuing to receive their earned unemployment benefits. No more than 2.5% of NH workers receiving regular unemployment compensation can qualify for "Pathway to Work" at one time. Those selected will work closely with NH Small Business Administration Development Center to create a viable business plan, receive business counseling, training, etc to help ensure a more successful outcome. After 5 years, 80% of SBDC counseled businesses are still in business; this contrasts with the 44% survival rate of non-assisted businesses. In addition, the "Pathway to Work" program must not result in any cost to the unemployment trust fund in excess of the cost that would be incurred if the state had not participated in the "Pathway to Work" program. There are currently 9 other states with similar job creation programs, to the one this legislation will provide. Vote 11-9.

Rep. Jack B. Flanagan for the Minority of Labor, Industrial and Rehabilitative Services: SB 143 is a bill that affects about 12 unemployed workers a year. It also allows them to continue to collect unemployment benefits even though they can make unlimited money while collecting unemployment. Additionally, a laid off worker could potentially compete with his previous employer with the state's help. SB 143 is redundant, in that all opportunities available in the bill are available to the employee already. SB 143 grows government even though services are already available at no cost.

The question being adoption of the majority committee report of Ought to Pass.

Rep. Sally Kelly spoke in favor and yielded to questions.

Rep. Andrew White requested a roll call; sufficiently seconded

YEAS 183 - NAYS 149

YEAS 183

BELKNAP

DiMartino, Lisa

Gulick, Ruth

Huot, David

Raymond, Ian

CARROLL

Buco, Thomas
Ticehurst, Susan

Butler, Edward
Umberger, Karen

Lavender, Tom

McConkey, Mark

CHESHIRE

Ames, Richard
Eaton, Daniel
Robertson, Timothy
Weber, Lucy

Berch, Paul
Johnsen, Gladys
Sad, Tara
Weed, Charles

Butynski, William
Mann, John
Shepardson, Marjorie

Chase, Cynthia
Phillips, Larry
Tatro, Bruce

COOS

Coulombe, Gary
Moynihan, Wayne

Enman, Larry
Theberge, Robert

Hammon, Marcia
Thomas, Yvonne

Hatch, William

GRAFTON

Aguiar, James
Ford, Susan
Lauer, Linda
Nordgren, Sharon
Townsend, Charles

Almy, Susan
Friedrich, Carol
Lovett, Sid
Piper, Wendy
White, Andrew

Benn, Bernard
Harding, Laurie
Massimilla, Linda
Smith, Suzanne

Cooney, Mary
Higgins, Patricia
Mulholland, Catherine
Sykes, George

HILLSBOROUGH

Beaulieu, Jane
 Carroll, Douglas
 Eaton, Richard
 Goley, Jeffrey
 Hammond, Jill
 Jeudy, Jean
 Levasseur, Nickolas
 Manley, Jonathan Sr
 O'Brien, Michael Sr
 Porter, Marjorie
 Rosenwald, Cindy
 Sullivan, Daniel
 Williams, Kermit

Booras, Efsthathia
 Chandley, Shannon
 Gage, Ruth
 Gorman, Mary
 Hansberry, Daniel
 Kelley, John
 Levesque, Melanie
 McCloskey, David
 O'Flaherty, Tim
 Ramsey, Peter
 Schmidt, Janice
 Sullivan, Peter
 Winters, Joel

Brown, Pamela
 Connor, Evelyn
 Gale, Sylvia
 Grady, Brenda
 Heden, Ruth
 Knowles, Mary Ann
 Long, Patrick
 McNamara, Richard
 O'Neil, William
 Rhodes, Brian
 Shattuck, Gilman
 Vail, Suzanne
 Woodbury, David

Campbell, David
 DiSilvestro, Linda
 Gidge, Kenneth
 Hackel, Paul
 Jack, Martin
 Lambert, George
 MacKay, Mariellen
 Nelson, Mary
 Palangas, Eric
 Rokas, Ted
 Smith, Timothy
 Walsh, Robert Jr

MERRIMACK

Alicea, Caroletta
 Burns, Scott
 Ebel, Karen
 Gile, Mary
 Kelly, Sally
 Patten, Dick
 Schuett, Dianne
 Wallner, Mary Jane

Andrews, Christopher
 Carey, Lorrie
 Frambach, Mary
 Henle, Paul
 MacKay, James
 Rice, Chip
 Shurtleff, Stephen
 Walz, Mary Beth

Bartlett, Christy
 Carson, Clyde
 Frazer, June
 Hirsch, Geoffrey
 Moffett, Howard
 Richardson, Gary
 Tilton, Joy
 Webb, Leigh

Bouchard, Candace
 Davis, Frank
 French, Barbara
 Karrick, David Jr
 Myler, Mel
 Rogers, Katherine
 Turcotte, Alan

ROCKINGHAM

Andrews-Ahearn, E. Elaine
 Cahill, Michael
 Grace, Curtis
 Mann, Maureen
 Peckham, Michele
 Till, Mary

Borden, David
 Cali-Pitts, Jacqueline
 Heffron, Frank
 Moody, Marcia
 Scarlotto, Joe
 Ward, Gerald

Briden, Steven
 Cushing, Robert Jr
 Helmstetter, Barbara
 Muns, Chris
 Schlachman, Donna
 Wazlaw, Brian

Burtis, Elizabeth
 Flockhart, Eileen
 Lovejoy, Patricia
 Pantelakos, Laura
 Sherman, Thomas
 Whittemore, Lisa

STRAFFORD

Baber, William
 Gardner, Janice
 Hooper, Dorothea
 Ketel, Stephen
 Rogers, Rose Marie
 Stevens, Audrey

Bixby, Peter
 Ginsburg, Philip
 Horrigan, Timothy
 Malloy, Dennis
 Rollo, Deanna
 Wall, Janet

Burdwood, Greg
 Grassie, Anne
 Hubbard, Pamela
 Pelletier, Marsha
 Schmidt, Peter

Burke, Rachel
 Grossman, Kenneth
 Kaen, Naida
 Perry, Robert
 Spang, Judith

SULLIVAN

Cloutier, John
 Schmidt, Andrew

Gagnon, Raymond
 Tanner, Linda

Gottling, Suzanne

O'Hearne, Andrew

NAYS 149**BELKNAP**

Burchell, Richard
 Fink, Charles
 Tilton, Franklin

Comtois, Guy
 Flanders, Donald
 Vadney, Herbert

Cormier, Jane
 Holmes, Stephen
 Worsman, Colette

Fields, Dennis
 Sylvia, Michael

CARROLL

Cordelli, Glenn
 Schmidt, Stephen

Crawford, Karel
 White, Syndi

Merrow, Harry
 Wright, Donald

Nelson, Bill

CHESHIRE

Emerson, Susan
 Roberts, Kris

Hunt, John

Johnson, Jane

Parkhurst, Henry

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
 Ladd, Rick Jr

Bradley, Lester
 Reilly, Harold Sr

Doolan, Ralph Jr
 Shackett, Jeffrey

Gionet, Edmond

HILLSBOROUGH

Barry, Richard
 Byron, Frank
 Daniels, Gary

Belanger, James
 Cebrowski, John
 Flanagan, Jack

Boehm, Ralph
 Christiansen, Lars
 Gagne, Larry

Burt, John
 Coffey, James
 Graham, John

Haefner, Robert
Jasper, Shawn
LeVasseur, Richard
Murotake, David
O'Brien, William
Parison, James
Rowe, Robert
Souza, Kathleen
Takesian, Charlene
Warden, Mark

Hansen, Peter
Katsiantonis, Thomas
Marston, Dick
Murphy, Keith
Ober, Lynne
Pellegrino, Tony
Sanborn, Laurie
Straight, Philip
Ulery, Jordan
Willette, Robert

Hinch, Richard
Kurk, Neal
Martel, Andre
Murphy, Kelleigh
Ober, Russell III
Pratt, Calvin
Sandblade, Emily
Stroud, Kathleen
Vaillancourt, Steve

Hopper, Gary
LeBrun, Donald
Meaney, Richard
Notter, Jeanine
Palmer, Stephen
Renzullo, Andrew
Shaw, Barbara
Sweeney, Shawn
Villeneuve, Moe

MERRIMACK

Hess, David
McGuire, Carol
Walsh, Thomas IV

Kidder, David
McGuire, Dan

Kotowski, Frank
Schamberg, Thomas

Lockwood, Priscilla
Smith, Todd

ROCKINGHAM

Abrami, Patrick
Bishop, Franklin
DeSimone, Debra
Elliott, Robert
Garcia, Bianca
Hodgdon, Bruce
Kappler, Lawrence
Milz, David
Priestley, Anne
Sedensky, John
Thompson, David
Weyler, Kenneth

Allen, Mary
Charron, Gene
Devine, James
Emerick, J. Tracy
Gordon, Richard
Hoelzel, Kathleen
Kolodziej, Walter
Nigrello, Robert
Sanders, Elisabeth
St.James, Kevin
Tucker, Pamela

Bick, Patrick
Comerford, Timothy
Duarte, Joe
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Major, Norman
O'Connor, John
Sapareto, Frank
Sweeney, Joe
Waterhouse, Kevin

Birdsell, Regina
Copeland, Timothy
Dumaine, Dudley
Fesh, Robert
Harris, Jeffrey
Itse, Daniel
McMahon, Charles
Packard, Sherman
Schroadter, Adam
Sytek, John
Webb, James Sr

STRAFFORD

Beaudoin, Steven
Jones, Laura

Bickford, David
Mullen, John Jr

Gray, James
Pitre, Joseph

Groen, Warren
Verschueren, James

SULLIVAN

Grenier, James

Rollins, Skip

Smith, Steven

Sweeney, Cynthia

and the majority committee report was adopted and ordered to third reading.

SB 153-FN, relative to legislative approval of collective bargaining agreements entered into by the state.
MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.

Rep. Charles F. Weed for the Majority of Labor, Industrial and Rehabilitative Services: The majority of the committee believes that the general court currently has general oversight in monitoring cost items negotiated between the state and public employees through the budget process. Additionally, this bill has the potential of politicizing the bargaining process and of enabling micro-management of carefully negotiated contract items that had been deliberated by experienced negotiators over a period of many months. In addition, the language of SB 153 gives authority to the Fiscal Committee to approve "cost items" of every contract negotiated by public employees and the state. This could nullify parts of previous contracts negotiated in good faith in historical bienniums. Finally, neither the sponsor nor any other testimony heard claimed there was a problem that needed fixing. Vote 11-9.

Rep. J. Tracy Emerick for the Minority of Labor, Industrial and Rehabilitative Services: Currently there is no check and balance at the state level for legislative approval of collective bargaining agreement. All other levels of government (county, city, town, and schools) require legislative approval. The state should use the same approach to maintain the integrity of the process.

The question being adoption of the majority committee report of Inexpedient to Legislate.

Rep. Emerick spoke against.

Rep. Vaillancourt spoke against and yielded to questions.

Rep. DiSilvestro spoke in favor and requested a roll call; sufficiently seconded.

YEAS 191 - NAYS 135

YEAS 191 BELKNAP

DiMartino, Lisa

Gulick, Ruth

Huot, David

Raymond, Ian

CARROLL

Buco, Thomas
Ticehurst, Susan

Butler, Edward
White, Syndi

Lavender, Tom

Schmidt, Stephen

CHESHIRE

Ames, Richard
Eaton, Daniel
Phillips, Larry
Shepardson, Marjorie

Berch, Paul
Johnsen, Gladys
Roberts, Kris
Tatro, Bruce

Butynski, William
Mann, John
Robertson, Timothy
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Sad, Tara
Weed, Charles

COOS

Coulombe, Gary
Moynihan, Wayne

Enman, Larry
Theberge, Robert

Hammon, Marcia
Thomas, Yvonne

Hatch, William

GRAFTON

Aguiar, James
Ford, Susan
Ladd, Rick Jr
Mulholland, Catherine

Almy, Susan
Friedrich, Carol
Lauer, Linda
Smith, Suzanne

Benn, Bernard
Harding, Laurie
Lovett, Sid
Sykes, George

Cooney, Mary
Higgins, Patricia
Massimilla, Linda
White, Andrew

HILLSBOROUGH

Beaulieu, Jane
Carroll, Douglas
DiSilvestro, Linda
Gidge, Kenneth
Hackel, Paul
Jack, Martin
Knowles, Mary Ann
MacKay, Mariellen
McNamara, Richard
Palangas, Eric
Rokas, Ted
Shaw, Barbara
Sullivan, Peter
Williams, Kermit

Booras, Efstathia
Chandley, Shannon
Eaton, Richard
Goley, Jeffrey
Hammond, Jill
Judy, Jean
Levasseur, Nickolas
Manley, Jonathan Sr
Nelson, Mary
Porter, Marjorie
Rosenwald, Cindy
Smith, Timothy
Sweeney, Shawn
Woodbury, David

Brown, Pamela
Christiansen, Lars
Gage, Ruth
Gorman, Mary
Hansberry, Daniel
Katsiantonis, Thomas
Levesque, Melanie
Martel, Andre
O'Brien, Michael Sr
Ramsey, Peter
Schmidt, Janice
Stroud, Kathleen
Vail, Suzanne

Campbell, David
Connor, Evelyn
Gale, Sylvia
Grady, Brenda
Heden, Ruth
Kelley, John
Long, Patrick
McCloskey, David
O'Neil, William
Rhodes, Brian
Shattuck, Gilman
Sullivan, Daniel
Walsh, Robert Jr

MERRIMACK

Alicea, Caroletta
Burns, Scott
Frambach, Mary
Henle, Paul
MacKay, James
Rice, Chip
Schuett, Dianne
Wallner, Mary Jane

Andrews, Christopher
Carey, Lorrie
Frazer, June
Hirsch, Geoffrey
Moffett, Howard
Richardson, Gary
Shurtleff, Stephen
Walz, Mary Beth

Bartlett, Christy
Carson, Clyde
French, Barbara
Karrick, David Jr
Myler, Mel
Rogers, Katherine
Tilton, Joy
Webb, Leigh

Bouchard, Candace
Davis, Frank
Gile, Mary
Kelly, Sally
Patten, Dick
Schamberg, Thomas
Turcotte, Alan

ROCKINGHAM

Andrews-Ahearn, E. Elaine
Burtis, Elizabeth
Cushing, Robert Jr
Lovejoy, Patricia
Muns, Chris
Sherman, Thomas
Wazlaw, Brian

Bishop, Franklin
Cahill, Michael
Flockhart, Eileen
Mann, Maureen
Pantelakos, Laura
Thompson, David
Webb, James Sr

Borden, David
Cali-Pitts, Jacqueline
Heffron, Frank
Milz, David
Scarlott, Joe
Till, Mary
Whitemore, Lisa

Briden, Steven
Copeland, Timothy
Helmstetter, Barbara
Moody, Marcia
Schlachman, Donna
Ward, Gerald

STRAFFORD

Baber, William
Gardner, Janice
Hooper, Dorothea
Ketel, Stephen
Rogers, Rose Marie
Stevens, Audrey

Bixby, Peter
Ginsburg, Philip
Horriggan, Timothy
Malloy, Dennis
Rollo, Deanna
Verschueren, James

Burdwood, Greg
Grassie, Anne
Hubbard, Pamela
Pelletier, Marsha
Schmidt, Peter
Wall, Janet

Burke, Rachel
Grossman, Kenneth
Kaen, Naida
Perry, Robert
Spang, Judith

SULLIVAN

Cloutier, John
Schmidt, Andrew

Gagnon, Raymond
Sweeney, Cynthia

Gottling, Suzanne
Tanner, Linda

O'Hearne, Andrew

NAYS 135**BELKNAP**

Burchell, Richard
Fink, Charles
Tilton, Franklin

Comtois, Guy
Flanders, Donald
Vadney, Herbert

Cormier, Jane
Holmes, Stephen
Worsman, Colette

Fields, Dennis
Sylvia, Michael

CARROLLCordelli, Glenn
Nelson, BillCrawford, Karel
Umberger, KarenMcConkey, Mark
Wright, Donald

Merrow, Harry

CHESHIRE

Emerson, Susan

Hunt, John

Johnson, Jane

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTONBailey, Brad
Piper, WendyBradley, Lester
Reilly, Harold SrDoolan, Ralph Jr
Shackett, Jeffrey

Gionet, Edmond

HILLSBOROUGHBarry, Richard
Byron, Frank
Flanagan, Jack
Hansen, Peter
LeBrun, Donald
Murotake, David
O'Brien, William
Palmer, Stephen
Renzullo, Andrew
Straight, Philip
Villeneuve, MoeBelanger, James
Cebrowski, John
Gagne, Larry
Hinch, Richard
LeVasseur, Richard
Murphy, Keith
O'Flaherty, Tim
Parison, James
Rowe, Robert
Takesian, Charlene
Warden, MarkBoehm, Ralph
Coffey, James
Graham, John
Jasper, Shawn
Marston, Dick
Murphy, Kelleigh
Ober, Lynne
Pellegrino, Tony
Sanborn, Laurie
Ulery, Jordan
Willette, RobertBurt, John
Daniels, Gary
Haefner, Robert
Kurk, Neal
Meaney, Richard
Notter, Jeanine
Ober, Russell III
Pratt, Calvin
Sandblade, Emily
Vaillancourt, Steve
Winters, Joel**MERRIMACK**Ebel, Karen
Lockwood, PriscillaHess, David
McGuire, CarolKidder, David
McGuire, DanKotowski, Frank
Walsh, Thomas IV**ROCKINGHAM**Abrami, Patrick
Charron, Gene
Duarte, Joe
Ferrante, Beverly
Grace, Curtis
Hodgdon, Bruce
Kappler, Lawrence
Nigrello, Robert
Priestley, Anne
St.James, Kevin
Waterhouse, KevinAllen, Mary
Comerford, Timothy
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Hoelzel, Kathleen
Kolodziej, Walter
O'Connor, John
Sanders, Elisabeth
Sweeney, Joe
Weyler, KennethBick, Patrick
DeSimone, Debra
Elliott, Robert
Garcia, Bianca
Hagan, Joseph
Introne, Robert
Major, Norman
Packard, Sherman
Schroadter, Adam
Sytek, JohnBirdsell, Regina
Devine, James
Emerick, J. Tracy
Gordon, Richard
Harris, Jeffrey
Itse, Daniel
McMahon, Charles
Peckham, Michele
Sedensky, John
Tucker, Pamela**STRAFFORD**Beaudoin, Steven
Jones, LauraBickford, David
Mullen, John JrGray, James
Pitre, Joseph

Groen, Warren

SULLIVAN

Grenier, James

Rollins, Skip

Smith, Steven

and the majority committee report was adopted.

SPECIAL ORDER

SB 11-L, relative to water and sewer utility districts and water or sewer utility districts. **OUGHT TO PASS.** Rep. Kris E. Roberts for Municipal and County Government: The General Court has recognized that that New Hampshire's water supply is a limited and precious public resource. To ensure that our water supplies are to be protected, conserved, and managed in the interest of present and future generations, the state has enabled municipalities to protect water supplies and provide sewer utility services in compliance with federal, state, and local requirements by entering into agreements that provide for efficient means of collectively financing and operating such services. There are nearly a dozen different New Hampshire statutes that address mechanisms to expand water and sewer systems and service, assessing for those services, providing a clear and unified method of appealing those assessments, development of separate funds or combined utility funds that are non-lapsing or what type of governing body, to name a number of important issues. However, many of the existing statutes have their origins in the 1800's and have been amended to address the clean water act. As a result of federal budget deficits, federal funding has been greatly reduced for water and sewer projects but not the legal and public health and safety requirements. Municipalities such as Stratham need to make upgrades, others need to replace their water and sewer systems, some over a hundred years in age, with limited federal and state funding thus requiring them to fund the majority of the cost through local

users. Tinkering with the patchwork of existing statutes (RSA 31:120, 35:7, 38, 38-C, 53, & 149-1) will only serve to frustrate the communities abilities to be pro-active. SB 11 is enabling legislation allowing municipalities, particularly municipalities that have no legacy of providing these services, to choose a more concise and unified statutory framework that meets their need as a community rather than forcing towns and cities to adapt their needs to conform to an outdated statutory framework. SB 11 will enable municipalities to establish water and/or sewer utility districts to provide services at a more intensive level than is provided in the balance of the municipality. By doing so, it will provide funds for capital expenditures towards constructing, operating, and maintaining those utilities; and authorizes the establishment a system of fair charges to owners and users of property within such water and/or sewer utility districts. The bill also fosters regional approaches to providing these utility services in multiple municipalities should they mutually agree to do so by enabling municipalities to enter into inter-municipal agreements detailing the regional effort." Vote 18-0.

MOTION TO SPECIAL ORDER

Rep. Tucker moved that **SB 11-L**, relative to water and sewer utility districts and water or sewer utility districts, be special ordered to the end of today's Regular Calendar.

Rep. Tucker spoke in favor.

On a division vote, 275 members having voted in the affirmative and 45 in the negative, the motion was adopted.

REGULAR CALENDAR (CONT'D)

SB 31, relative to a ban on the incidental combustion of untreated wood at municipal transfer stations. **OUGHT TO PASS.**

Rep. Marjorie J. Shepardson for Science, Technology and Energy: Since 2007, towns have implemented alternative management methods (other than burning) for most of their construction and demolition debris, but they were allowed to temporarily continue burning incidental amounts of untreated wood. This bill would allow municipal solid waste transfer stations to continue to burn small amounts of untreated wood since it does not appear to be an impediment to alternative C & D management methods. Vote 18-1.

Committee report adopted and ordered to third reading.

SB 179, clarifying the definition of "renewable generation facility" for purposes of payments in lieu of property tax payments. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Aboul B. Khan for the Majority of Science, Technology and Energy: This bill amends RSA 72:73 to include a definition of what qualifies as a primary energy source for "renewable generation facilities" for the purpose of entering into a payment in lieu of taxes agreement between the owner of a renewable generation facility and the governing body of a municipality. The majority agreed on an amendment that creates a new definition to be written into session law that differentiates "waste to energy facilities" (that combust municipal waste, including plastics) from "renewable generation facilities." The amendment would allow the two currently operating waste to energy facilities in New Hampshire to continue participating in payment in lieu of taxes agreements. Members of the committee felt that incineration of trash for electric power generation could not reasonably be defined as "renewable" since it creates a disincentive for the recycling of many energy dense plastics, which are derived from non-renewable petroleum. Vote 14-4.

Rep. Jacqueline A. Cali-Pitts for the Minority of Science, Technology and Energy: The minority of the committee felt that the close ties to renewable energy was inappropriate. The committee was not in favor of trash to energy being considered renewable and the reference to RSA 72:74 is too close. This particular provision was written for two plants and will be difficult to find as it will not appear in RSAs.

Majority Amendment (1698h)

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

AN ACT clarifying the definition of "renewable generation facility" for purposes of payments in lieu of property tax payments and allowing certain facilities that combust municipal waste for energy to make payments in lieu of property tax payments.

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

1 Definition of Renewable Generation Facility. Amend RSA 72:73 to read as follows:

72:73 Definition of Renewable Generation Facility. In this subdivision, "renewable generation facility" means a facility which produces electric energy for resale solely by the use, as a primary energy source, of ~~[renewable energy as defined in RSA 374-F:3, V(f)(3)]~~ **geothermal energy, tidal or wave energy, wind energy, solar thermal energy, photovoltaic energy, landfill gas energy, hydro energy, biomass energy, energy generated from bio-oil, bio synthetic gas, and biodiesel as defined in RSA 362-A:1-a, I, I-a, and I-b**, including the land, all rights, easements, and other interests thereto, and all dams, buildings, structures, and other improvements situated thereon which are necessary or incidental to the production of power at the facility.

2 Facilities That Combust Municipal Waste for Energy; Payments in Lieu of Property Taxes. A facility that combusts municipal waste for energy, constructed prior to July 16, 2009, where mercury emissions are reduced to an emission rate of 0.028 milligrams per dry standard cubic meter or less corrected to 7 percent oxygen by volume on a dry basis, or at least 85 percent control efficiency, may make payments in lieu of taxes in accordance with RSA 72:74.

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

AMENDED ANALYSIS

This bill clarifies the definition of "renewable generation facility" for purposes of payments in lieu of property tax payments and allows certain facilities that combust municipal waste for energy to make payments in lieu of property tax payments.

Majority committee amendment adopted.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.

On a division vote, 256 members having voted in the affirmative and 63 in the negative, the majority committee report was adopted and ordered to third reading.

SB 20, making modifications to the DWI ignition interlock program. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Gladys Johnsen for the Majority of Transportation: This bill was a request from the department of safety to make various modifications to the existing DWI ignition interlock program. The bill amends RSA 265-A:37 with the following: Upon satisfactory proof that a person who is restricted by law to drive only a motor vehicle equipped with an ignition interlock device while having an alcohol concentration of greater than .02, the department, after a hearing, may impose for each occurrence an additional period of up to one year following the expiration of the original interlock order during which the person shall be restricted to driving only a vehicle with an ignition interlock device. In addition, the bill amends RSA 265-A:37 to add to the crime of ignition interlock circumvention to knowingly assisting a person to circumvent an interlock. Moreover, it will be an offense to violate an administrative interlock order or the person subject to an interlock drives a vehicle with an interlock device that has been tampered with. This bill also removes periodic reports from being provided to the probation office or arresting agency and requires this be sent to the director of the division of motor vehicles, interlock coordinator, and the court of jurisdiction. Finally, the amendment to RSA 265-A:40 will allow an out of state resident convicted of DWI to complete the required treatment in their home state. Such counseling must comply with certain requirements and be monitored by a NH impaired driver care management program. The purpose of an interlock program is to provide an alternative to a longer jail sentence, keeps offenders licensed and insured, allow offenders to work, support families, and remain productive members of society, plus encourages participation in treatment and separates drinking from driving, and thereby, enhances public safety. Vote 15-1.

Rep. Tim O'Flaherty for the Minority of Transportation: Although this bill addresses an error in current law regarding the ignition interlock device, the committee in its haste neglected several issues. This bill authorizes the department of safety to have a camera installed in private vehicles in order to monitor compliance with the law. Passengers as well as drivers can be photographed and tracked via GPS, perhaps without the knowledge of the passengers. Photographs and location data will be stored for an excessively long 36 months on the servers of a private company and by the DOS. Access to this information is not restricted in the bill and could extend to anyone in the employ of the interlock contractor or DOS. The state could face liability issues should this sensitive information be made public, or, perhaps used for malicious purposes. More troubling is the amount of discretion given the DOS to call for hearings in which it acts as judge and prosecutor. In current practice the department of safety reports violations to the police or court officials who will decide whether or not to prosecute the matter, as it should be. This bill, requested by the DOS, reaches too far for power that could be abused. Should the participant in the interlock program feel the DOS verdict is unjust, his or her only recourse is to appeal to the state Supreme Court. Proponents of this bill from the DOS ask us to trust their discretion and impartiality while also revealing a bias, saying that this bill will only affect "bad" people. The department admits that due to lax enforcement the common practice among interlock participants is to test the device by repeatedly trying to start the vehicle while over the legal blood alcohol level. The fault here is with the DOS which has had little enforcement oversight and only recently hired an interlock coordinator. New legislation empowering the DOS to hold hearings is not required to resolve this problem. Better enforcement of current law which respects the divisions between the judicial and executive branches is needed.

Majority Amendment (1508h)

Amend RSA 265-A:37 as inserted by section 4 of the bill by inserting after paragraph III the following new paragraph:

III-a. Upon satisfactory proof that a person who is restricted by law to drive only a motor vehicle equipped with an ignition interlock device has attempted to start a motor vehicle equipped

with an ignition interlock device while having an alcohol concentration of greater than .02, the department, after a hearing, may impose for each occurrence an additional period of up to one year following the expiration of the original interlock order during which the person shall be restricted to driving only a vehicle equipped with an ignition interlock device.

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as 6: 5 New Paragraph; Impaired Driver Care Management Programs; Out-of-State Residents. Amend RSA 265-A:40 by inserting after paragraph VIII the following new paragraph:

IX. Notwithstanding other provisions in RSA 265-A, out-of-state residents may elect to obtain required screening, evaluation, treatment, and education services in their legal state of residence provided that they register with a New Hampshire IDCMP and that the New Hampshire IDCMP:

(a) Ensures that screening, evaluation, and treatment services are provided by individuals possessing an International Certification & Reciprocity Consortium/Alcohol and Other Drug Abuse (IC&RC) sanctioned license, or, if the client resides in a non-IC&RC state, by individuals who are approved by that state for the purpose of license reinstatement subsequent to an alcohol or drug DWI conviction;

(b) Ensures that impaired driver education programs are provided by programs which are approved by that state for the purpose of license reinstatement subsequent to an alcohol or drug DWI conviction;

(c) Develops the service plan;

(d) Monitors compliance with the service plan and reports noncompliance to the division of motor vehicles and the sentencing court; and

(e) Determines whether the service plan has been completed and, if so, reports completion to the sentencing court, the division of motor vehicles, and the department of health and human services.

Majority committee amendment adopted.

The question now being adoption of the majority committee report of Ought to Pass with Amendment. Rep. LeBrun requested a roll call; sufficiently seconded.

YEAS 252 - NAYS 76

YEAS 252

BELKNAP

DiMartino, Lisa
Gulick, Ruth
Tilton, Franklin

Fields, Dennis
Holmes, Stephen

Fink, Charles
Huot, David

Flanders, Donald
Raymond, Ian

CARROLL

Buco, Thomas
McConkey, Mark
Ticehurst, Susan

Butler, Edward
Morrow, Harry
Umberger, Karen

Crawford, Karel
Nelson, Bill
White, Syndi

Lavender, Tom
Schmidt, Stephen
Wright, Donald

CHESHIRE

Ames, Richard
Eaton, Daniel
Mann, John
Robertson, Timothy
Weber, Lucy

Berch, Paul
Emerson, Susan
Parkhurst, Henry
Sad, Tara
Weed, Charles

Butynski, William
Johnsen, Gladys
Phillips, Larry
Shepardson, Marjorie

Chase, Cynthia
Johnson, Jane
Roberts, Kris
Tatro, Bruce

COOS

Enman, Larry
Richardson, Herbert

Hammon, Marcia
Theberge, Robert

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Aguiar, James
Bradley, Lester
Gionet, Edmond
Massimilla, Linda
Reilly, Harold Sr
Townsend, Charles

Almy, Susan
Cooney, Mary
Harding, Laurie
Mulholland, Catherine
Shackett, Jeffrey
White, Andrew

Bailey, Brad
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
Smith, Suzanne

Benn, Bernard
Friedrich, Carol
Lauer, Linda
Piper, Wendy
Sykes, George

HILLSBOROUGH

Barry, Richard
Byron, Frank
Coffey, James
Flanagan, Jack
Gidge, Kenneth
Graham, John
Hansberry, Daniel
Jack, Martin
Knowles, Mary Ann

Beaulieu, Jane
Campbell, David
Connor, Evelyn
Gage, Ruth
Goley, Jeffrey
Hackel, Paul
Hansen, Peter
Jasper, Shawn
Levasseur, Nickolas

Booras, Efsthia
Carroll, Douglas
DiSilvestro, Linda
Gagne, Larry
Gorman, Mary
Haefner, Robert
Heden, Ruth
Judy, Jean
LeVasseur, Richard

Brown, Pamela
Chandley, Shannon
Eaton, Richard
Gale, Sylvia
Grady, Brenda
Hammond, Jill
Hinch, Richard
Katsiantonis, Thomas
Long, Patrick

MacKay, Mariellen
O'Brien, Michael Sr
Porter, Marjorie
Rowe, Robert
Straight, Philip
Takesian, Charlene
Williams, Kermit

Manley, Jonathan Sr
O'Neil, William
Rhodes, Brian
Schmidt, Janice
Stroud, Kathleen
Vail, Suzanne
Woodbury, David

Martel, Andre
Palangas, Eric
Rokas, Ted
Shaw, Barbara
Sullivan, Daniel
Walsh, Robert Jr

McNamara, Richard
Pellegrino, Tony
Rosenwald, Cindy
Smith, Timothy
Sullivan, Peter
Willette, Robert

MERRIMACK

Alicea, Caroletta
Burns, Scott
Ebel, Karen
Gile, Mary
Karrick, David Jr
MacKay, James
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane

Andrews, Christopher
Carey, Lorrie
Frambach, Mary
Henle, Paul
Kelly, Sally
Moffett, Howard
Richardson, Gary
Smith, Todd
Walsh, Thomas IV

Bartlett, Christy
Carson, Clyde
Frazer, June
Hess, David
Kotowski, Frank
Myler, Mel
Rogers, Katherine
Tilton, Joy
Walz, Mary Beth

Bouchard, Candace
Davis, Frank
French, Barbara
Hirsch, Geoffrey
Lockwood, Priscilla
Patten, Dick
Schuett, Dianne
Turcotte, Alan
Webb, Leigh

ROCKINGHAM

Abrami, Patrick
Bishop, Franklin
Cahill, Michael
Cushing, Robert Jr
Emerick, J. Tracy
Grace, Curtis
Lovejoy, Patricia
Moody, Marcia
Packard, Sherman
Schlachman, Donna
Sweeney, Joe
Ward, Gerald
Weyler, Kenneth

Allen, Mary
Borden, David
Cali-Pitts, Jacqueline
Devine, James
Ferrante, Beverly
Griffin, Mary
Major, Norman
Muns, Chris
Pantelakos, Laura
Sedensky, John
Sytek, John
Waterhouse, Kevin
Whittemore, Lisa

Andrews-Ahearn, E. Elaine
Briden, Steven
Charron, Gene
Dumaine, Dudley
Fesh, Robert
Heffron, Frank
Mann, Maureen
Nigrello, Robert
Peckham, Michele
Sherman, Thomas
Thompson, David
Wazlaw, Brian

Birdsell, Regina
Burtis, Elizabeth
Copeland, Timothy
Elliott, Robert
Flockhart, Eileen
Helmstetter, Barbara
McMahon, Charles
O'Connor, John
Priestley, Anne
St.James, Kevin
Till, Mary
Webb, James Sr

STRAFFORD

Baber, William
Burke, Rachel
Gray, James
Hubbard, Pamela
Mullen, John Jr
Rollo, Deanna
Verschuieren, James

Bickford, David
Gardner, Janice
Grossman, Kenneth
Kaen, Naida
Pelletier, Marsha
Schmidt, Peter
Wall, Janet

Bixby, Peter
Ginsburg, Philip
Hooper, Dorothea
Ketel, Stephen
Perry, Robert
Spang, Judith

Burdwood, Greg
Grassie, Anne
Horrigan, Timothy
Malloy, Dennis
Rogers, Rose Marie
Stevens, Audrey

SULLIVAN

Cloutier, John
O'Hearne, Andrew
Sweeney, Cynthia

Gagnon, Raymond
Rollins, Skip
Tanner, Linda

Gottling, Suzanne
Schmidt, Andrew

Grenier, James
Smith, Steven

NAYS 76 BELKNAP

Burchell, Richard
Vadney, Herbert

Comtois, Guy
Worsman, Colette

Cormier, Jane

Sylvia, Michael

CARROLL

Cordelli, Glenn

CHESHIRE

Hunt, John

COOS

Rappaport, Laurence

Rideout, Leon

GRAFTON

Doolan, Ralph Jr

Ladd, Rick Jr

HILLSBOROUGH

Belanger, James
Christiansen, Lars
Kelley, John
Marston, Dick
Murphy, Keith

Boehm, Ralph
Daniels, Gary
Kurk, Neal
McCloskey, David
Murphy, Kelleigh

Burt, John
Danielson, David
Lambert, George
Meaney, Richard
Nelson, Mary

Cebrowski, John
Hopper, Gary
LeBrun, Donald
Murotake, David
Notter, Jeanine

O'Brien, William
Palmer, Stephen
Sanborn, Laurie
Vaillancourt, Steve

O'Flaherty, Tim
Parison, James
Sandblade, Emily
Villeneuve, Moe

Ober, Lynne
Pratt, Calvin
Sweeney, Shawn
Warden, Mark

Ober, Russell III
Renzullo, Andrew
Ulery, Jordan
Winters, Joel

MERRIMACK

Kidder, David

McGuire, Carol

McGuire, Dan

Schamberg, Thomas

ROCKINGHAM

Bick, Patrick
Garcia, Bianca
Hodgdon, Bruce
Kappler, Lawrence
Sapareto, Frank

Comerford, Timothy
Gordon, Richard
Hoelzel, Kathleen
Kolodziej, Walter
Scarlotta, Joe

DeSimone, Debra
Hagan, Joseph
Introne, Robert
Milz, David
Schroadter, Adam

Duarte, Joe
Harris, Jeffrey
Itse, Daniel
Sanders, Elisabeth
Tucker, Pamela

STRAFFORD

Beaudoin, Steven

Groen, Warren

Jones, Laura

Pitre, Joseph

SULLIVAN

None

and the majority committee report was adopted and ordered to third reading.

SB 47, relative to a surviving spouse's right to retain a Purple Heart plate. **OUGHT TO PASS.**

Rep. Candace C. W. Bouchard for Transportation: The majority of the committee voted to honor and respect the request from the Region 1 Commander and Adjutant of the Military Order of the Purple Heart (MOPH). Region 1 is the order that represents New Hampshire. Also, the voting member representing MOPH on the State Veterans' Advisory Council voted in favor of passing this bill. Passing this bill will not set a unique precedent. Currently the spouses of Prisoners of War and Pearl Harbor survivors are allowed, upon death of their spouse for as long as he/she lives, unless he/she remarries, to keep the veteran's license plate. Passing this bill would allow the surviving spouse of a Purple Heart Veteran the same respect. The surviving spouse would still have to pay all required registration fees. New Hampshire is the only New England state that does not allow the surviving spouse to retain the Purple Heart license plate. Nationwide there are more than 30 states that allow the surviving spouse to keep the plate. Passing this bill is an honorable show of support to our state's combat wounded. Vote 13-4.

MOTION TO SPECIAL ORDER

Rep. Bouchard moved that **SB 47**, relative to a surviving spouse's right to retain a Purple Heart plate, be Special Ordered to the next Session as the first order of business on the Regular Calendar. Adopted.

REGULAR CALENDAR (CONT'D)

SB 67, establishing a committee to examine the issue of statutory authority for all terrain vehicles, off high-way recreational vehicles, and low speed utility vehicles to access public highways for food, fuel, and lodging. **OUGHT TO PASS.**

Rep. William J. O'Neil for Transportation: This bill would create a committee to address several existing statutes. that have caused confusion for several agencies with the registrations of low speed utility vehicles and OHRVs. This bill is supported by the department of safety (DOS) and the department of resources and economic development (DRED). Vote 12-4.

Committee report adopted and ordered to third reading.

SB 165, repealing a prohibition relative to auxiliary state troopers. **OUGHT TO PASS.**

Rep. Karel A. Crawford for Transportation: This bill repeals a prohibition relative to auxiliary state troopers. The state police auxiliary force is an important branch of the department of safety. The repeal would allow the retired law enforcement community to assist in certain fields of expertise, i.e. state house security, cold case files; and would do so in such a manner as the director may deem appropriate. The auxiliary state troopers force would be limited to 16 persons. The part time auxiliary trooper would be limited to 1300 hours per year. Vote 13-3.

Committee report adopted and ordered to third reading.

SPECIAL ORDER

SB 11-L, relative to water and sewer utility districts and water or sewer utility districts. **OUGHT TO PASS.**

Rep. Kris E. Roberts for Municipal and County Government: The General Court has recognized that that New Hampshire's water supply is a limited and precious public resource. To ensure that our water supplies are to be protected, conserved, and managed in the interest of present and future generations, the state has enabled municipalities to protect water supplies and provide sewer utility services in compliance with federal, state, and local requirements by entering into agreements that provide for efficient means of collectively

financing and operating such services. There are nearly a dozen different New Hampshire statutes that address mechanisms to expand water and sewer systems and service, assessing for those services, providing a clear and unified method of appealing those assessments, development of separate funds or combined utility funds that are non-lapsing or what type of governing body, to name a number of important issues. However, many of the existing statutes have their origins in the 1800's and have been amended to address the clean water act. As a result of federal budget deficits, federal funding has been greatly reduced for water and sewer projects but not the legal and public health and safety requirements. Municipalities such as Stratham need to make upgrades, others need to replace their water and sewer systems, some over a hundred years in age, with limited federal and state funding thus requiring them to fund the majority of the cost through local users. Tinkering with the patchwork of existing statutes (RSA 31:120, 35:7, 38, 38-C, 53, & 149-1) will only serve to frustrate the communities abilities to be pro-active. SB 11 is enabling legislation allowing municipalities, particularly municipalities that have no legacy of providing these services, to choose a more concise and unified statutory framework that meets their need as a community rather than forcing towns and cities to adapt their needs to conform to an outdated statutory framework. SB 11 will enable municipalities to establish water and/or sewer utility districts to provide services at a more intensive level than is provided in the balance of the municipality. By doing so, it will provide funds for capital expenditures towards constructing, operating, and maintaining those utilities; and authorizes the establishment a system of fair charges to owners and users of property within such water and/or sewer utility districts. The bill also fosters regional approaches to providing these utility services in multiple municipalities should they mutually agree to do so by enabling municipalities to enter into inter-municipal agreements detailing the regional effort." Vote 18-0. Rep. Kris Roberts offered floor amendment (1728h).

Floor Amendment (1728h)

Amend RSA 31:134 as inserted by section 1 of the bill by replacing it with the following:

31:134 Statement of Purpose. The establishment of water and/or sewer utility districts will enable municipalities to provide property services at a more intensive level than is provided in the balance of the municipality; provide funds for capital expenditures towards constructing and maintaining those utilities; provide funds for the operation and maintenance of those utilities; and authorize the establishment of charges to owners and users of property within such water and/or sewer utility districts in an amount not to exceed the costs to the municipality of providing such utility services at levels over and above those provided in the balance of the municipality.

Rep. Roberts spoke in favor.

Floor amendment (1728h) adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment.

Rep. Lambert spoke against and yielded to questions.

MOTION TO LAY ON THE TABLE

Rep. LeBrun moved that **SB 11-L**, relative to water and sewer utility districts and water or sewer utility districts, be laid on the table.

Rep. Roberts requested a roll call; sufficiently seconded.

YEAS 86 - NAYS 244

YEAS 86

BELKNAP

Burchell, Richard
Holmes, Stephen

Comtois, Guy
Sylvia, Michael

Cormier, Jane
Vadney, Herbert

Fink, Charles
Worsman, Colette

CARROLL

Cordelli, Glenn
Wright, Donald

Merrow, Harry

Nelson, Bill

Schmidt, Stephen

CHESHIRE

None

COOS

Rappaport, Laurence

Rideout, Leon

GRAFTON

Bradley, Lester

Gionet, Edmond

Ladd, Rick Jr

Reilly, Harold Sr

HILLSBOROUGH

Boehm, Ralph
Hansen, Peter

Burt, John
Hinch, Richard

Flanagan, Jack
Hopper, Gary

Haefner, Robert
Lambert, George

LeBrun, Donald
Murotake, David
O'Brien, William
Palmer, Stephen
Rowe, Robert
Sweeney, Shawn
Willette, Robert

LeVasseur, Richard
Murphy, Keith
O'Flaherty, Tim
Parison, James
Sanborn, Laurie
Ulery, Jordan

Marston, Dick
Murphy, Kelleigh
Ober, Lynne
Pratt, Calvin
Sandblade, Emily
Villeneuve, Moe

Meaney, Richard
Notter, Jeanine
Ober, Russell III
Renzullo, Andrew
Straight, Philip
Warden, Mark

MERRIMACK

McGuire, Carol

McGuire, Dan

Smith, Todd

ROCKINGHAM

Allen, Mary
Devine, James
Garcia, Bianca
Harris, Jeffrey
Kappler, Lawrence
Sapareto, Frank
Waterhouse, Kevin

Bick, Patrick
Duarte, Joe
Gordon, Richard
Hodgdon, Bruce
Kolodziej, Walter
Schroadter, Adam
Webb, James Sr

Comerford, Timothy
Dumaine, Dudley
Griffin, Mary
Introne, Robert
Priestley, Anne
Thompson, David

DeSimone, Debra
Elliott, Robert
Hagan, Joseph
Itse, Daniel
Sanders, Elisabeth
Tucker, Pamela

STRAFFORD

Beaudoin, Steven
Pitre, Joseph

Gray, James

Groen, Warren

Jones, Laura

SULLIVAN

None

NAYS 244

BELKNAP

DiMartino, Lisa
Huot, David

Fields, Dennis
Raymond, Ian

Flanders, Donald
Tilton, Franklin

Gulick, Ruth

CARROLL

Buco, Thomas
McConkey, Mark

Butler, Edward
Ticehurst, Susan

Crawford, Karel
Umberger, Karen

Lavender, Tom
White, Syndi

CHESHIRE

Ames, Richard
Eaton, Daniel
Johnson, Jane
Roberts, Kris
Tatro, Bruce

Berch, Paul
Emerson, Susan
Mann, John
Robertson, Timothy
Weber, Lucy

Butynski, William
Hunt, John
Parkhurst, Henry
Sad, Tara
Weed, Charles

Chase, Cynthia
Johnsen, Gladys
Phillips, Larry
Shepardson, Marjorie

COOS

Enman, Larry
Richardson, Herbert

Hammon, Marcia
Theberge, Robert

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Aguiar, James
Cooney, Mary
Harding, Laurie
Massimilla, Linda
Shackett, Jeffrey
White, Andrew

Almy, Susan
Doolan, Ralph Jr
Higgins, Patricia
Mulholland, Catherine
Smith, Suzanne

Bailey, Brad
Ford, Susan
Lauer, Linda
Nordgren, Sharon
Sykes, George

Benn, Bernard
Friedrich, Carol
Lovett, Sid
Piper, Wendy
Townsend, Charles

HILLSBOROUGH

Barry, Richard
Brown, Pamela
Cebrowski, John
Connor, Evelyn
Eaton, Richard
Gidge, Kenneth
Graham, John
Heden, Ruth
Katsiantonis, Thomas
Levasseur, Nickolas
Manley, Jonathan Sr
Nelson, Mary
Pellegrino, Tony
Rosenwald, Cindy
Smith, Timothy
Vail, Suzanne
Winters, Joel

Beaulieu, Jane
Byron, Frank
Chandley, Shannon
Daniels, Gary
Gage, Ruth
Goley, Jeffrey
Hackel, Paul
Jack, Martin
Kelley, John
Levesque, Melanie
Martel, Andre
O'Brien, Michael Sr
Porter, Marjorie
Schmidt, Janice
Stroud, Kathleen
Vaillancourt, Steve
Woodbury, David

Belanger, James
Campbell, David
Christiansen, Lars
Danielson, David
Gagne, Larry
Gorman, Mary
Hammond, Jill
Jasper, Shawn
Knowles, Mary Ann
Long, Patrick
McCloskey, David
O'Neil, William
Rhodes, Brian
Shattuck, Gilman
Sullivan, Peter
Walsh, Robert Jr

Booras, Efstathia
Carroll, Douglas
Coffey, James
DiSilvestro, Linda
Gale, Sylvia
Grady, Brenda
Hansberry, Daniel
Jedy, Jean
Kurk, Neal
MacKay, Mariellen
McNamara, Richard
Palangas, Eric
Rokas, Ted
Shaw, Barbara
Takesian, Charlene
Williams, Kermit

MERRIMACK

Alicea, Caroletta	Andrews, Christopher	Bartlett, Christy	Bouchard, Candace
Burns, Scott	Carey, Lorrie	Carson, Clyde	Davis, Frank
Ebel, Karen	Frambach, Mary	Frazer, June	French, Barbara
Gile, Mary	Henle, Paul	Hess, David	Hirsch, Geoffrey
Karrick, David Jr	Kelly, Sally	Kidder, David	Kotowski, Frank
Lockwood, Priscilla	MacKay, James	Moffett, Howard	Myler, Mel
Patten, Dick	Rice, Chip	Richardson, Gary	Rogers, Katherine
Schamberg, Thomas	Schuett, Dianne	Shurtleff, Stephen	Tilton, Joy
Turcotte, Alan	Wallner, Mary Jane	Walsh, Thomas IV	Walz, Mary Beth
Webb, Leigh			

ROCKINGHAM

Abrami, Patrick	Andrews-Ahearn, E. Elaine	Birdsell, Regina	Bishop, Franklin
Borden, David	Briden, Steven	Burtis, Elizabeth	Cahill, Michael
Cali-Pitts, Jacqueline	Charron, Gene	Copeland, Timothy	Cushing, Robert Jr
Emerick, J. Tracy	Ferrante, Beverly	Fesh, Robert	Flockhart, Eileen
Grace, Curtis	Heffron, Frank	Helmstetter, Barbara	Hoelzel, Kathleen
Lovejoy, Patricia	Major, Norman	Mann, Maureen	McMahon, Charles
Milz, David	Moody, Marcia	Muns, Chris	Nigrello, Robert
O'Connor, John	Packard, Sherman	Pantelakos, Laura	Peckham, Michele
Scarlottio, Joe	Schlachman, Donna	Sedensky, John	Sherman, Thomas
St.James, Kevin	Sweeney, Joe	Sytek, John	Till, Mary
Ward, Gerald	Wazlaw, Brian	Weyler, Kenneth	Whittemore, Lisa

STRAFFORD

Baber, William	Bickford, David	Bixby, Peter	Burdwood, Greg
Burke, Rachel	Gardner, Janice	Ginsburg, Philip	Grassie, Anne
Grossman, Kenneth	Hooper, Dorothea	Horrigan, Timothy	Hubbard, Pamela
Kaen, Naida	Ketel, Stephen	Malloy, Dennis	Mullen, John Jr
Pelletier, Marsha	Perry, Robert	Rogers, Rose Marie	Rollo, Deanna
Schmidt, Peter	Spang, Judith	Stevens, Audrey	Verschueren, James
Wall, Janet			

SULLIVAN

Cloutier, John	Gagnon, Raymond	Gottling, Suzanne	Grenier, James
O'Hearne, Andrew	Rollins, Skip	Schmidt, Andrew	Smith, Steven
Sweeney, Cynthia	Tanner, Linda		

and the motion failed.

The question now being adoption of the committee report of Ought to Pass with Amendment.

Rep. Cormier spoke against.

Rep. Flanagan moved Recommit and spoke in favor.

Rep. Porter spoke against.

Rep. Abrami spoke in favor.

On a division vote, 98 members having voted in the affirmative and 229 in the negative, the motion failed.

The question now being adoption of the committee report of Ought to Pass with Amendment.

Rep. Abrami spoke in favor and yielded to questions.

Rep. Burt requested a roll call; sufficiently seconded.

YEAS 254 - NAYS 74**YEAS 254****BELKNAP**

DiMartino, Lisa	Fields, Dennis	Flanders, Donald	Gulick, Ruth
Huot, David	Raymond, Ian	Tilton, Franklin	

CARROLL

Buco, Thomas	Butler, Edward	Crawford, Karel	Lavender, Tom
McConkey, Mark	Ticehurst, Susan	Umberger, Karen	White, Syndi

CHESHIRE

Ames, Richard	Berch, Paul	Butynski, William	Chase, Cynthia
Eaton, Daniel	Emerson, Susan	Hunt, John	Johnsen, Gladys
Johnson, Jane	Mann, John	Parkhurst, Henry	Phillips, Larry
Roberts, Kris	Robertson, Timothy	Sad, Tara	Shepardson, Marjorie
Tatro, Bruce	Weber, Lucy	Weed, Charles	

COOS

Enman, Larry
Richardson, Herbert

Hammon, Marcia
Theberge, Robert

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Aguir, James
Cooney, Mary
Harding, Laurie
Massimilla, Linda
Shackett, Jeffrey
White, Andrew

Almy, Susan
Doolan, Ralph Jr
Higgins, Patricia
Mulholland, Catherine
Smith, Suzanne

Benn, Bernard
Ford, Susan
Lauer, Linda
Nordgren, Sharon
Sykes, George

Bradley, Lester
Friedrich, Carol
Lovett, Sid
Piper, Wendy
Townsend, Charles

HILLSBOROUGH

Barry, Richard
Brown, Pamela
Cebrowski, John
Connor, Evelyn
Eaton, Richard
Goley, Jeffrey
Hackel, Paul
Heden, Ruth
Jeudy, Jean
Kurk, Neal
MacKay, Mariellen
McCloskey, David
O'Neill, William
Porter, Marjorie
Rosenwald, Cindy
Smith, Timothy
Vail, Suzanne
Woodbury, David

Beaulieu, Jane
Byron, Frank
Chandle, Shannon
Daniels, Gary
Gage, Ruth
Gorman, Mary
Haefner, Robert
Hinch, Richard
Katsiantonis, Thomas
Levasseur, Nickolas
Manley, Jonathan Sr
McNamara, Richard
Palangas, Eric
Renzullo, Andrew
Schmidt, Janice
Stroud, Kathleen
Walsh, Robert Jr

Belanger, James
Campbell, David
Christiansen, Lars
Danielson, David
Gagne, Larry
Grady, Brenda
Hammond, Jill
Jack, Martin
Kelley, John
Levesque, Melanie
Marston, Dick
Nelson, Mary
Parison, James
Rhodes, Brian
Shattuck, Gilman
Sullivan, Peter
Williams, Kermit

Booras, Efstathia
Carroll, Douglas
Coffey, James
DiSilvestro, Linda
Gale, Sylvia
Graham, John
Hansberry, Daniel
Jasper, Shawn
Knowles, Mary Ann
Long, Patrick
Martel, Andre
O'Brien, Michael Sr
Pellegrino, Tony
Rokas, Ted
Shaw, Barbara
Takesian, Charlene
Winters, Joel

MERRIMACK

Alicea, Caroletta
Burns, Scott
Ebel, Karen
Gile, Mary
Karrick, David Jr
Lockwood, Priscilla
Patten, Dick
Schuett, Dianne
Turcotte, Alan
Webb, Leigh

Andrews, Christopher
Carey, Lorrie
Frambach, Mary
Henle, Paul
Kelly, Sally
MacKay, James
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane

Bartlett, Christy
Carson, Clyde
Frazer, June
Hess, David
Kidder, David
Moffett, Howard
Richardson, Gary
Smith, Todd
Walsh, Thomas IV

Bouchard, Candace
Davis, Frank
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Myler, Mel
Rogers, Katherine
Tilton, Joy
Walz, Mary Beth

ROCKINGHAM

Abrami, Patrick
Bishop, Franklin
Cahill, Michael
Cushing, Robert Jr
Ferrante, Beverly
Hagan, Joseph
Lovejoy, Patricia
Moody, Marcia
Pantelakos, Laura
Schlachman, Donna
St.James, Kevin
Till, Mary
Weyler, Kenneth

Andrews-Ahearn, E. Elaine
Borden, David
Cali-Pitts, Jacqueline
DeSimone, Debra
Fesh, Robert
Heffron, Frank
Major, Norman
Muns, Chris
Peckham, Michele
Schroadter, Adam
Sweeney, Joe
Tucker, Pamela
Whittemore, Lisa

Bick, Patrick
Briden, Steven
Charron, Gene
Devine, James
Flockhart, Eileen
Helmstetter, Barbara
Mann, Maureen
Nigrello, Robert
Sanders, Elisabeth
Sedensky, John
Sytek, John
Ward, Gerald

Birdsell, Regina
Burtis, Elizabeth
Copeland, Timothy
Emerick, J. Tracy
Gordon, Richard
Hoelzel, Kathleen
Milz, David
O'Connor, John
Scarlottio, Joe
Sherman, Thomas
Thompson, David
Wazlaw, Brian

STRAFFORD

Baber, William
Burke, Rachel
Gray, James
Hubbard, Pamela
Mullen, John Jr
Rollo, Deanna
Verschuieren, James

Bickford, David
Gardner, Janice
Grossman, Kenneth
Kaen, Naida
Pelletier, Marsha
Schmidt, Peter
Wall, Janet

Bixby, Peter
Ginsburg, Philip
Hooper, Dorothea
Ketel, Stephen
Perry, Robert
Spang, Judith

Burdwood, Greg
Grassie, Anne
Horrigan, Timothy
Malloy, Dennis
Rogers, Rose Marie
Stevens, Audrey

SULLIVAN

Cloutier, John
O'Hearne, Andrew
Sweeney, Cynthia

Gagnon, Raymond
Rollins, Skip
Tanner, Linda

Gottling, Suzanne
Schmidt, Andrew

Grenier, James
Smith, Steven

**NAYS 74
BELKNAP**

Burchell, Richard
Sylvia, Michael

Comtois, Guy
Vadney, Herbert

Cormier, Jane
Worsman, Colette

Holmes, Stephen

CARROLL

Cordelli, Glenn
Wright, Donald

Merrow, Harry

Nelson, Bill

Schmidt, Stephen

CHESHIRE

None

COOS

Rappaport, Laurence

Rideout, Leon

GRAFTON

Bailey, Brad

Gionet, Edmond

Ladd, Rick Jr

Reilly, Harold Sr

HILLSBOROUGH

Boehm, Ralph
Hikel, John
LeVasseur, Richard
Murphy, Kelleigh
Ober, Lynne
Rowe, Robert
Ulery, Jordan
Willette, Robert

Burt, John
Hopper, Gary
Meaney, Richard
Notter, Jeanine
Ober, Russell III
Sanborn, Laurie
Vaillancourt, Steve

Flanagan, Jack
Lambert, George
Murotake, David
O'Brien, William
Palmer, Stephen
Sandblade, Emily
Villeneuve, Moe

Hansen, Peter
LeBrun, Donald
Murphy, Keith
O'Flaherty, Tim
Pratt, Calvin
Sweeney, Shawn
Warden, Mark

MERRIMACK

Hoell, J.R.

McGuire, Carol

McGuire, Dan

Schamberg, Thomas

ROCKINGHAM

Allen, Mary
Garcia, Bianca
Hodgdon, Bruce
Kolodziej, Walter
Sapareto, Frank

Comerford, Timothy
Grace, Curtis
Introne, Robert
McMahon, Charles
Waterhouse, Kevin

Duarte, Joe
Griffin, Mary
Itse, Daniel
Packard, Sherman
Webb, James Sr

Elliott, Robert
Harris, Jeffrey
Kappler, Lawrence
Priestley, Anne

STRAFFORD

Beaudoin, Steven

Groen, Warren

Jones, Laura

Pitre, Joseph

SULLIVAN

None

and the committee report was adopted and ordered to third reading.

BILL REMOVED FROM THE CONSENT CALENDAR OF MAY 22, 2013

SB 102, relative to the selection of members of the conservation commission. **INEXPEDIENT TO LEGISLATE.** Rep. Bruce L. Tatro for Municipal and County Government: This bill would allow conservation commission members to be elected instead of appointed by the governing body. The committee concluded that conservation commission members need to have unique qualifications for the job and therefore should be appointed by the governing body. Vote 14-0.

Rep. Hoell spoke against.

Rep. James Belanger spoke in favor.

Committee report adopted.

SENATE MESSAGE

REQUESTS CONCURRENCE WITH AMENDMENT

HB 635, establishing a committee to study state rest areas and relative to the solicitation of requests for proposals for the naming rights to rest areas. (Amendment printed SJ 5-23-13)

Rep. Campbell moved that the House nonconcur and request a Committee of Conference.

Adopted.

The Speaker appointed Reps. Campbell, Chandler, Ramsey and Piper.

RESOLUTION

Rep. Shurtleff offered the following: **RESOLVED**, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and

resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet Wednesday, June 5, 2013 at 10:00 a.m.
Adopted.

LATE SESSION

Third reading and final passage

SB 96, relative to vexatious litigants.

SB 143-FN, relative to benefits for unemployed persons who are attempting to establish a business.

SB 31, relative to a ban on the incidental combustion of untreated wood at municipal transfer stations.

SB 179, clarifying the definition of “renewable generation facility” for purposes of payments in lieu of property tax payments.

SB 20, making modifications to the DWI ignition interlock program.

SB 67, establishing a committee to examine the issue of statutory authority for all terrain vehicles, off highway recreational vehicles, and low speed utility vehicles to access public highways for food, fuel, and lodging.

SB 165, repealing a prohibition relative to auxiliary state troopers.

SB 11-L, relative to water and sewer utility districts and water or sewer utility districts.

UNANIMOUS CONSENT

Reps. Sally Kelly and Whittemore addressed the House.

MOTION TO PRINT REMARKS

Rep. Ulery moved that the remarks made by Rep. Whittemore be printed in the Permanent Journal.
Adopted.

REMARKS

Rep. Whittemore: Thank you, Madam Speaker. Although we celebrated Memorial Day in New Hampshire on Monday, the date I grew up with was May 30th. That was also my dad's birthday, and I want to share some thoughts with you. Duty-Bound: Thoughts on Memorial Day. I was a child raised in northern New Hampshire around country men who had served in both world wars. The men I grew up with didn't speak of those times, they would look at me long and hard when I asked, and then look away and shake their heads. Even my dad, with whom I was close, only opened up to share the reality of some of those days when we both got older. He said he didn't want to die with me thinking that he was “such a great guy.” So, I listened to those grim tales and I met his eyes when I could, and we shared the knowing of those acts of war and each suffered the telling in our own way. I processed it over time and loved him not one bit less, understanding that war is madness, and he was in war. It was good that he told me, for it allowed me to understand what my peace-loving college friends could not, that each soldier is a soul on a journey. We cannot imagine the road they walk, nor do we want to try. As a teenager, I had friends who didn't wait for their number to come up, but headed out to war with their hearts light. I had friends who came to the farm to tell me and my folks that the lottery had called them, and they went with dread. I remember them, the ones who sought the adventure, and the ones who hated the duty. We send the children of our nation into this horror and we expect them to stand it, and we know that what we expect them to endure is more than one should endure. Still, we have our flags and our uniforms and our ceremonies, and we all know it will never be enough to thank them for what they have done. I remember the face of every young man whose name came back by word of mouth, a story in our local paper, letters carved on a memorial, with never a chance to see their eyes and laugh with them again. And I am grateful for every friend I had who came back from that war: those whose lives continued with wives, kids and jobs; and those who walked on alone, building the rich accumulation of living days. Each one is important, each story is critical to the story of our nation, of our intention, and of our commitment. We honor their duty best not in parades and speeches, although those are good and proper ceremonies. We honor them best when we ensure their well-being when they come back from where we have sent them, when they come home with needs physical, psychological and emotional. When we can ease their path to a good education, to a better job, to a more peaceful family life, to a life that is able to find its stream in the great river of our nation's prosperity, that is when we truly honor their service, and show proper respect for their gifts to us. Memorial Day is powerful, it holds memories and promise, and it reminds us of our duty, even as we honor those who did theirs.

RECESS MOTION

Rep. Shurtleff moved that the House stand in recess for the purposes of the introduction of bills, receiving Senate messages, enrolled bill amendments, enrolled bill reports and forming Committees of Conference.
Adopted.

The House recessed at 4:05 p.m.

RECESS

(Rep. Cushing in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 115, 134, 139, 160, 174, 177, 193, 195, 235, 305, 327, 334, 367, 383, 391, 450, 506, 522, 551, 556 and 644 and Senate Bills numbered 13, 21, 22, 38, 104, 111, 122, 147 and 171.

Rep. Shurtleff, Sen. Prescott for the Committee

SENATE MESSAGES

CONCURRENCE

HB 163, relative to special number plates for disabled veterans.

NONCONCURRENCE

HB 388, relative to the storage of firearms.

HB 394-FN, relative to transfer of funds by the liquor commission.

LAID ON THE TABLE

HB 520, establishing a committee to study implementing Keno in New Hampshire.

CONCURRENCE WITH AMENDMENTS

SB 43, relative to the property taxation of qualifying historic buildings.

SB 68, relative to the escrow fund for court facility improvements.

SB 71, establishing a committee to study the use and misuse of prescription drugs in workers' compensation cases.

SB 108, relative to the liability of landowners who permit use of their land for recreational activities.

SB 117-FN, establishing a committee to study the regulation of pharmacy benefits managers.

SB 126, relative to business practices between motor vehicle manufacturers, distributors, and dealers.

SB 170, relative to advance directives pertaining to life-sustaining treatment.

NONCONCURRENCE WITH AMENDMENTS

SB 51, relative to the definition of "professional service."

SB 128, relative to fees for vital records.

RECESS

(Rep. Kaen in the Chair)

ENROLLED BILL AMENDMENT

HB 313, relative to the regulation of the compounding of drugs by pharmacists.

Amendment (1957-EBA)

Amend RSA 318:14 as inserted by section 3 of the bill by replacing line 5 with the following:

orders for the sale[,] and distribution of drugs, medicines, and poisons.

Adopted.

RECESS

(Rep. Shurtleff in the Chair)

ENROLLED BILL AMENDMENT

SB 117-FN, establishing a committee to study the regulation of pharmacy benefits managers. (Amendment printed SJ 6-6-13)

Adopted.

RECESS