



State of
New Hampshire

HOUSE RECORD

Second Year of the 163rd General Court Calendar and Journal of the 2014 Session

Web Site Address: www.gencourt.state.nh.us

Vol. 36

Concord, N.H.

Wednesday, April 16, 2014

No. 33

HOUSE JOURNAL No. 15 (Cont.)

Wednesday, March 26, 2014

Rep. Kaen moved that the House adjourn.
Adopted.

HOUSE JOURNAL No. 16

Wednesday, April 16, 2014

The House assembled at 10:00 a.m., the hour to which it stood adjourned, and was called to order by the Speaker.

Prayer was offered by House Chaplain, Reverend Jared A. Rardin, Pastor of the South Congregational Church in Concord.

Prayer of Saint Francis

Lord, make me an instrument of thy peace.

Where there is hatred, let me sow love;

Where there is injury, pardon;

Where there is doubt, faith;

Where there is despair, hope;

Where there is darkness, light;

Where there is sadness, joy.

O divine Master, grant that I may not so much seek

To be consoled as to console,

To be understood as to understand,

To be loved as to love;

For it is in giving that we receive;

it is in pardoning that we are pardoned;

It is in dying to self that we are born to eternal life. Amen.

Representative Peter Leishman, member from Peterborough, led the Pledge of Allegiance.

Representative Lucy Weber, member from Walpole, led the singing of the National Anthem.

LEAVES OF ABSENCE

Reps. James Belanger, Bishop, Boisvert, Charron, Culbert, Susan Emerson, Friel, Gage, Marcia Hammon, Helmstetter, John Kelley, Ladd, LeVasseur, Major, Miller and Wallner, the day, illness.

Reps. Arsenault, Barry, Carroll, Gene Chandler, Crawford, DeSimone, Hayes, Hubbard, Jane Hunt, Jeudy, McNamara, Michael O'Brien, Pelletier, Frederick Rice, Sanders, Todd Smith and Vadney, the day, important business.

Reps. Mangipudi and Wright, the day, illness in the family.

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

INTRODUCTION OF GUESTS

Polly Pfeiffer and Patrick Devney, guests of Rep. Ford. Licia, Elayne, Verna, Ernie and Jeffrey Ketel, wife, mother, sister, brother, and father of Rep. Ketel. Gerald and Nancy Desmarais, parents of Rep. Sanborn. Erin Copeland, daughter of Rep. Copeland. Steven Hawkins, guest of Rep. Cushing.

HOUSE RESOLUTION NO. 29

Congratulating Brad Sterl and Rustic Crust Pizza

WHEREAS, Brad Sterl believes in the power of Pizza; and

WHEREAS, as the CEO of Rustic Crust Pizza, Brad Sterl has driven his wood fired pizza oven truck to many places to help feed victims of natural disasters – including 1000 pizzas delivered to Rockaway Beach, NY, to feed those still without power from “Superstorm Sandy” and

WHEREAS, the Rustic Crust team drove to the “Lt. Dan Weekend” in Charleston, South Carolina, to serve disabled veterans, their families, caregivers and supporters, stopping on the way home at Walter Reed Medical Center in Bethesda, Maryland, to throw a pizza party for military patients and their families; and

WHEREAS, the many acts of kindness exhibited by Brad and his company, one of Pittsfield’s largest employers, have had a positive and meaningful effect on the lives of those who have been recipients of that generosity; and

WHEREAS, on March 6th of this year, a devastating fire totally destroyed the building housing the production plant, where Rustic Crust has operated since its founding in 1996, resulting in an outpouring of offers of help from the community and many local tradesmen and a promise from Brad Sterl to keep his employees paid during the time it would take to reopen in another location; and

WHEREAS, Brad Sterl *kept* that promise and one month after the fire, Rustic Crust began production in a 10,000 square foot temporary facility in Pittsfield, hoping to return to its original location sometime in the future, now, therefore, be it

RESOLVED, by the House of Representatives in regular session convened, that Rustic Crust Pizza exemplifies the highest standard in good business practices and, be it further

RESOLVED, that the House of Representatives congratulates Brad Sterl upon reopening his business in a timely manner and wishes him every success in rebuilding and maintaining his company’s status as the Number One brand of naturally prepared, ready-made pizza crusts in the United States.

Offered by the House of Representatives.

Adopted.

**TARTAN DAY PROCLAMATION
NEW HAMPSHIRE TARTAN DAY**

APRIL 6, 2014

WHEREAS, the Declaration of Arbroath, pronouncing Scottish independence, was signed at Arbroath Abbey on April 6, 1320, by Bernard de Linton, Chancellor of Scotland; and

WHEREAS, helping expand freedom for all people, Scotland abolished slavery in 1777 by freeing African-born slave Joseph Knight, who had been sold in Jamaica and brought to Scotland; and

WHEREAS, the United States Declaration of Independence was modeled, in part, after the Declaration of Arbroath; and

WHEREAS, nearly half the signers of the Declaration of Independence and nine of the country’s original governors, including New Hampshire’s governor, were of Scottish descent; and

WHEREAS, Scots and Scottish-Americans have made outstanding contributions to both the United States and the State of New Hampshire in the fields of science, math, medicine, education, politics, business, and the arts; and

WHEREAS, the United States Senate has passed a resolution designating April 6 of each year as National Tartan Day; and

WHEREAS, The Saint Andrew’s Society of New Hampshire, along with many other Scottish organizations, including the New Hampshire Gathering of the Scottish Clans, the Scottish Club of the Twin States, the Strathspey & Reel Society of New Hampshire, the New Hampshire school of Scottish Arts, and thousands of citizens who claim Scottish heritage in the state support Scottish Heritage Day;

NOW, THEREFORE, I, MARGARET WOOD HASSAN, GOVERNOR of the State of New Hampshire, do hereby proclaim **April 6, 2014** as **NEW HAMPSHIRE TARTAN DAY** and call upon the citizens of the state to commemorate the great struggles of freedom and historical achievements of Scottish Americans in New Hampshire.

Given this 14th day of April, in the year of Our Lord two thousand and fourteen, and the
independence of the United States of America, two hundred and thirty-eight.

Margaret Wood Hassan, Governor

TARTAN DAY PROGRAM

Rep. John Hunt introduced special guests who performed for the House in honor of New Hampshire Tartan Day: Patti Nisco and Campbell, Marielle and Lezlie Webster of the School of Scottish Arts along with Piper, Representative Christopher Andrews. Pipers played the lament in memory of Representatives Lester Bradley and Amy Perkins.

Rep. Christopher Andrews offered a Scottish blessing.

May there always be work for your hands to do.
 May your purse always hold a coin or two.
 May the sun always shine upon your window pane.
 May a rainbow be certain to follow each rain.
 May the hand of a friend always be near to you and
 May God fill your heart with gladness to cheer you.

CONSENT CALENDAR

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

SB 274, relative to the form of a candidate's name on a ballot, removed by Rep. Hoell.

SB 400-FN, relative to the penalty for violations of the taking of American eels, removed by Rep. Hoell.

SB 260-FN, permitting electronic signatures on criminal complaints for certain offenses, removed by Rep. Hoell.

Consent Calendar adopted.

SB 282, relative to disciplinary proceedings by the board of architects. **OUGHT TO PASS.**

Rep. Frank A. Byron for Executive Departments and Administration. The current statute provides the architects board with disciplinary authority and powers yet needs clarification in how the proceedings will be conducted. SB 282 provides criteria, procedures and penalties, which the board of architects will utilize when it conducts disciplinary proceedings. SB 282 utilizes the existing law for the board of professional engineers as a model to clarify those proceedings. Vote 18-0.

SB 285, relative to the board of dental examiners. **OUGHT TO PASS.**

Rep. Lucy M. Weber for Executive Departments and Administration. The board of dental examiners has a current position designated in statute as the executive secretary to the board. The bill simply changes the job title to executive director, as the job is similar to positions designated as executive director on other similar boards. There will be no change in duties or in compensation. Vote 18-0.

SB 305, relative to licensure of motor vehicle dealers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Carol M. McGuire for Executive Departments and Administration. As amended, this bill makes several relatively minor changes to the dealer licensing laws that simplify them for both dealers and the department of safety. Dealers in good standing who open a new location can avoid having to attend "dealer school" again; dealers buying existing franchised locations can open immediately and schedule the necessary inspections afterward; a used car can be handed over to the buyer with the dealer's 20 day inspection sticker rather than waiting for a reinspection; and trucks capable of carrying extra weight can be test-driven in the fully equipped condition prior to being certified for the weight capability. This bill is supported by both the auto dealers and the department of safety. Vote 18-0.

Amendment (1211h)

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

AN ACT relative to licensure of motor vehicle dealers dealer registrations, and vehicle inspections.

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

1 New Paragraphs; Dealer License; Requirements; Operation Prior to Licensure. Amend RSA 261:103-a by inserting after paragraph VII the following new paragraphs:

VIII. The director may require that an applicant for a dealer license attend an instructional class as a requirement for issuance of a license. The class requirement shall be satisfied if the applicant has previously attended the class or the dealership employs a person who attends or has previously attended the class. A licensed franchised dealer, or a nonfranchised dealer who is in good standing as determined by the director, shall not be required to attend a class as a condition of being issued a separate license for a separate place of business.

IX. A licensed franchised dealer that has manufacturer approval to operate an existing dealership location that has applied for a dealer license and inspection privileges and is waiting for state approval shall be permitted to operate as a dealership and inspection station. This permission to operate shall be allowed if the dealer submits with the application a sworn statement that the dealer meets or will meet all licensing requirements at the time of license approval. If the application is finally denied, the dealer shall cease operation.

2 New Paragraph; Use of Dealer Registration; Overweight Trucks. Amend RSA 261:111 by inserting after paragraph VI the following new paragraph:

VII. A truck owned by a licensed retail dealer may be driven on a way with a gross vehicle weight in excess of the weight limits specified in RSA 266:18-a without having obtained a certification therefor from the commissioner under RSA 266:18-d if all requirements in this paragraph are met. The truck shall be driven in loaded or unloaded condition only for demonstration purposes or by a customer whose truck is being

served or repaired by the dealer. No person may use the same truck for a period exceeding 72 hours or more than once in any 12-month period. The dealer shall affix a dedicated dealer registration plate to the truck. Documentation of operation pursuant to this paragraph shall remain with the vehicle at all times while in use. The dealer shall maintain records of operation pursuant to this paragraph for 3 years.

3 Inspections; Newly Registered Vehicles. Amend RSA 266:1, IV to read as follows:

IV. Notwithstanding paragraphs II and III, newly registered vehicles, other than vehicles transferred to a licensed dealer, OHRVs, snowmobiles, and mopeds, and vehicles, other than vehicles transferred to a licensed dealer, OHRVs, snowmobiles, and mopeds, the ownership of which has been transferred, shall be inspected not later than 10 days after the registration or transfer of ownership of said vehicle. However, if a new vehicle is purchased at retail from a licensed dealer, as defined in RSA 259:18, the vehicle shall be inspected not later than [30] **20** days after the date of transfer. A used vehicle for which a dealer has issued a 20-day plate pursuant to RSA 261:109 shall be inspected by the dealer or an authorized inspection station on behalf of the dealer at the time of the attachment of the plate ***unless a valid inspection sticker issued by the dealer is in place, in which case the vehicle shall be inspected within 20 days or before the sticker expires, whichever occurs first.*** All other expired motor vehicle inspections shall be subject to the 10-day grace period in RSA 266:5.

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

AMENDED ANALYSIS

This bill:

I. Modifies provisions relating to licensing of vehicle dealers.

II. Authorizes overweight operation of trucks owned by retail vehicle dealers with certification under specified circumstances.

III. Modifies inspection requirements for newly purchased vehicles.

SB 376, requiring pooled risk management governing board members to comply with financial disclosure requirements. **OUGHT TO PASS.**

Rep. Jeffrey P. Goley for Executive Departments and Administration. This bill will require pooled risk management governing board members to comply with the financial disclosure requirements in RSA 15-A. The committee believes that when someone is involved in dealing with public funds that they should follow disclosure requirements that we comply with as house members. Vote 18-0.

SB 418, relative to the proclamation of firefighters memorial day. **OUGHT TO PASS.**

Rep. Lucy M. Weber for Executive Departments and Administration. The second Sunday in October is currently required in statute to be proclaimed by the Governor as Firefighters Memorial Day. This date conflicts with other regional or national observances, which our own firefighters would like to be able to attend, so we were requested to change the date of the NH observance to the last Saturday or Sunday in September. The reason for the choice of Saturday or Sunday is to allow for other potential conflicts and for weather issues. Vote 18-0.

SB 226, relative to reporting of health care associated infections. **OUGHT TO PASS.**

Rep. Thomas M. Sherman for Health, Human Services and Elderly Affairs. This enabling legislation aligns data reporting with National Healthcare Safety Network standards for reporting health care associated infections while prohibiting use of specific personal patient identifiers. Vote 13-0.

SB 254, relative to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment. **OUGHT TO PASS.**

Rep. James R. MacKay for Health, Human Services and Elderly Affairs. This legislation changes the name of the commission to reflect current practice including recovery. An additional commission member will be added representing the New Hampshire Charitable Foundation. Finally, a budget task force will be formed regarding the allocation of funding alcohol and drug services in New Hampshire. The Governor's Commission, formed in June 2000, is an effective organization that through cross-agency collaboration and coordination provides significant impact on service delivery. Vote 13-0.

SB 259-FN-A, establishing a palliative care center for health care consumers and providers and continually appropriating a special fund. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Laurie Harding for Health, Human Services and Elderly Affairs. This bill establishes a palliative care center for health consumers and health care providers. The center will monitor the state of palliative care in New Hampshire and promote education for the public and professionals. The governing board will consist of a diverse, interdisciplinary group of individuals. The initiative will be funded by gifts, grants and donations and will be non-lapsing. No state dollars will be used. The center will be administratively attached to the department of health and human services. The department will write rules as to how monies will be accepted. Vote 12-1.

Amendment (1284h)

Amend the introductory paragraph of RSA 126-Y:2, I as inserted by section 1 of the bill by replacing it with the following:

I. The center shall be governed by a board of directors consisting of 13 members as follows:
Amend RSA 126-Y:2, I as inserted by section 1 of the bill by inserting after subparagraph (j) the following new subparagraphs:

(k) A representative of the New Hampshire Pastoral Psychotherapist Association, appointed by the president of the association.

(l) A representative of the Home Care Association of New Hampshire, appointed by the association.

(m) A representative of the New Hampshire Health Care Association, appointed by the association.
Amend RSA 126-Y:2, III as inserted by section 1 of the bill by replacing it with the following:

III. The members appointed under subparagraphs (e)-(m) shall be appointed to a term of 3 years; provided that the initial terms shall be staggered. Vacancies shall be filled for the unexpired term of office in the same manner as the original appointment. Members may serve successive terms.

Amend RSA 126-Y:2, V as inserted by section 1 of the bill by replacing it with the following:

V. The members of the center shall elect a president, vice-president, treasurer, and secretary of the board. Five members of the board shall constitute a quorum. The board shall meet as often as necessary to carry out its duties, but at least 4 times per year. The first meeting of the board shall be called by the senate member.

Referred to the Committee on Ways and Means.

SB 201, relative to marriage registration forms. **OUGHT TO PASS.**

Rep. Peter M. Sullivan for Judiciary. This bill brings state law into alignment with contemporary cultural practice and allows individuals entering into marriage to decide the name they wish to be considered their legal name. The current system creates situations where a newly-married individual is forced to go through an expensive and time-consuming legal and bureaucratic process. This bill, which has the support of the secretary of state and the division of motor vehicles, provides individuals with reasonable choices while allowing state agencies to effectively manage information. Vote 16-1.

SB 262-FN, revising the form for “summons instead of arrest” and prohibiting attachments in small claims actions. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul S. Berch for Judiciary. This bill, as amended, revises the summons given to an individual who appears in court through a summons as opposed to being arrested. It modernizes the language of the summons; changes some language to conform to the newer designation of the Court division, and provides information as to how a person may apply for counsel prior to or at arraignment, if they believe they are eligible for appointed counsel in felony and class A misdemeanor cases. Vote 17-0.

Amendment (1257h)

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

AN ACT revising the form for “summons instead of arrest” and prohibiting prejudgment attachments in small claims actions.

Amend the bill by replacing section 1 with the following:

1 Arrests in Criminal Cases; Summons Instead of Arrest. Amend RSA 594:14, I to read as follows:

I. In any case in which it is lawful for a peace officer to arrest without a warrant a person for a misdemeanor or violation, he *or she* may instead issue to ~~[him]~~ **the person** in hand a written summons in substantially the following form:

The State of New Hampshire

To

You are hereby notified to appear before the ~~[..... district (municipal) court]~~ **circuit court** of the State of New Hampshire, **district division**, to be holden **in** on the day of [19.....] **20.....** at o'clock in the forenoon (afternoon) to answer to a complaint (to be filed in said court) charging you with in violation of the laws of the State of New Hampshire. ***If you are charged with a class A misdemeanor or felony and you want a lawyer to represent you at the arraignment and throughout your case, but you cannot afford to hire a lawyer, you must fill out an application for court-appointed counsel and deliver it to the circuit court identified above as soon as possible. The court will appoint an attorney to represent you if your application shows that you are eligible. If you believe that you are eligible for appointed counsel, you may apply prior to your arraignment.***

Hereof fail not, as you will answer your default under the penalty of the law in that behalf made and provided.

Dated at

the..... day of [19..] **20.....**

Name

Title.....

Upon failure to appear, a warrant of arrest may issue. Any person who fails to appear in answer to such summons shall be guilty of a misdemeanor.

Amend the bill by replacing section 6 with the following:

6 Repeal. The following are repealed:

I. RSA 503:3-c, relative to prejudgment attachment process in small claims actions.

II. RSA 503:6, V, relative to hearings on objections to petitions for prejudgment attachment in small claims actions.

AMENDED ANALYSIS

This bill revises the form for “summons instead of arrest” and eliminates prejudgment attachments in the litigation of small claims actions.

This bill is a request of the judicial branch.

SB 263, allowing state court judges to solemnize marriages. **OUGHT TO PASS.**

Rep. Peter M. Sullivan for Judiciary. Current law is not clear as to whether state court judges are permitted to solemnize marriages. This bill clarifies the law and grants New Hampshire supreme, superior and circuit court judges the authority to solemnize marriages within the state. Federal judges already have such authority under statute and this bill brings their state counterparts under the same provision. Vote 16-1.

SB 225, relative to the city of Manchester employees’ contributory retirement system. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary L. Daniels for Labor, Industrial and Rehabilitative Services. This bill pertains to housekeeping issues relative to Manchester’s retirement system. The bill replaces references to “civil union” with “spouse.” It also replaces references to “minimum of 180 days” to “contract year” for teachers and school food and nutrition staff. The committee amendment removes the word “customary” added in the Senate version and returns to current statutory language the word “must” when referencing hours of work for some employees. Vote 18-0.

Amendment (1280h)

Amend the bill by replacing section 2 with the following:

2 Manchester Employees’ Contributory Retirement System; School District Employee Eligibility. Amend 1973, 218:7, IV(b) as amended by 2002, 194:1 and 2008, 90:3 to read as follows:

(b) Manchester school district employees shall be eligible if contracted for at least 30 hours per week, for a ~~minimum of 180 days~~ **contract year**, except in the case of school food and nutrition staff who must work 20 hours per week, for a ~~minimum of 180 days~~ **contract year**.

AMENDED ANALYSIS

This bill revises the definition of spouse to eliminate a reference to civil unions. The bill also revises the eligibility criteria for Manchester school district employees.

SB 358, adding the community college system to the definition of public employer for purposes of the public employee labor relations board. **OUGHT TO PASS.**

Rep. Linda A. DiSilvestro for Labor, Industrial and Rehabilitative Services. This bill clarifies that the community college system of New Hampshire (CCSNH) is a public employer. Prior to 2007, the CCSNH was a State agency and was therefore captured in the statutory language as “the State.” In 2007, CCSNH was separated from the State administratively and became a separate employer - but still a public employer. CCSNH should therefore be listed in RSA 273-A to make the continued status as a public employer clear within this section. The 2007 oversight is corrected with this bill. This bill also modifies the definitions of employer and employee under abusive work environments, to remove reference to the community college system from a provision that is intended to apply to only state employees. Vote 18-0.

REGULAR CALENDAR

SB 349, relative to the election of delegates to state party conventions. **OUGHT TO PASS.**

Rep. Kathleen M. Hoelzel for Election Law. This bill would return to the decades-old tradition of electing Republican state convention delegates based on districts set out in statute. Two former state chairmen strongly supported the bill. There was concern expressed that without this bill small towns would lose their representation. There was no testimony in opposition to the bill. Vote 15-0.

Rep. Gary Richardson offered floor amendment 1324h).

Floor Amendment (1324h)

Amend the bill by replacing section 1 with the following:

1 Repeal. 2012, 63:2 and 63:3, relative to repealing the apportionment of delegates to state party conventions, is repealed.

Reps. Gary Richardson and Jasper spoke in favor.

Floor amendment (1324h) adopted.

Committee report adopted and ordered to third reading.

SB 220-FN, relative to the regulation of electricians by the electricians’ board. **OUGHT TO PASS.**

Rep. Steven P. Beaudoin for Executive Departments and Administration. This bill makes four changes to RSA 319-C:6-b regulating electricians. First, inspections of work are currently paid for by licensing fees and nothing is charged for inspections done at the request of a homeowner and temporary wiring at fairs and carnivals. This bill will allow the board to charge for these inspections. Second, the bill codifies that apprentices must complete 8,000 hours of on the job training before they qualify to take a journeyman's examination. This requirement has been in rules for years and is a requirement of reciprocity with our neighboring states. Third, the bill clarifies the homeowner's exemption as to what work can be done without a license. Finally, the bill adopts the latest National Electrical Code, 2014, and allows until January 1, 2015 to enable all electricians to finish their update seminars prior to actual code enactment. Vote 14-4. Committee report adopted and referred to the Committee on Ways and Means.

SB 261, allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Dianne E. Schuett for the Majority of Executive Departments and Administration. The bill, as amended, clarifies a discrepancy in the statutory language of the longstanding health benefit coverage for retirees of the SEA as administered by the department of administrative services. For many years, both SEA employees and retirees have been covered under the state employees health plan, with the SEA paying the full cost of coverage for both groups. An audit revealed that the current statute only provides explicitly for participation by employees. The bill, as amended, continues the long-standing practice of covering retirees as well. Since the SEA pays the entire premium for their retirees, the bill will have no cost for the state or municipalities. Vote 13-5.

Rep. Carol M. McGuire for the Minority of Executive Departments and Administration. The minority is concerned that adding more people to the state's employee and retiree health plans will cause additional administrative costs and trouble that are not fully covered. This House has repeatedly declined to add more people to this coverage, and SB 261 sets a dangerous precedent.

Majority Amendment (1229h)

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

AN ACT allowing the commissioner of administrative services to administer the health benefits of the retirees of the State Employees' Association of New Hampshire.

Amend the bill by replacing section 1 with the following:

1 State Employees Group Insurance; Administration. Amend RSA 21-I:27 to read as follows:
21-I:27 Administration.

I. Administration of the state employees permanent group life and state employees and retirees group hospitalization, hospital medical care, surgical care and other medical and surgical insurance benefits shall be the responsibility of the commissioner of administrative services. If the commissioner of administrative services concludes that inclusion of the university system of New Hampshire in the health plan would best serve the interests of the state employees and the state of New Hampshire, then the commissioner shall, with the consent of the university system board of trustees, administer the health benefits of the university system of New Hampshire employees as set forth in this subdivision.

II. The commissioner may administer the health benefits of the employees of the State Employees' Association of New Hampshire, Inc., SEIU, Local 1984, [AFL-CIO, CLC] as set forth in this subdivision until such time as the commissioner concludes that the inclusion of the State Employees' Association *employees* does not serve the interests of the state employees and the state of New Hampshire. ***The State Employees' Association shall pay to the department of administrative services the cost of the premium for its participating employees.***

III. ***The commissioner may administer the health benefits of the retirees of the State Employees' Association of New Hampshire, Inc., SEIU, Local 1984, in accordance with the retiree health benefit eligibility terms of the collective bargaining agreement between the State Employees' Association and their employees, until such time as the commissioner concludes that the inclusion of the State Employees' Association retirees does not serve the interests of the state employees and the state of New Hampshire. The State Employees' Association shall timely pay to the department of administrative services the cost of the premium for its participating retirees.***

AMENDED ANALYSIS

This bill authorizes the commissioner of the department of administrative services to administer the health benefits of the retirees of the State Employees' Association of New Hampshire.

Majority committee amendment adopted.

Majority committee report adopted and ordered to third reading.

SB 405-FN, requiring the registration of radon mitigation system installers with the board of home inspectors. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Dianne E. Schuett for the Majority of Executive Departments and Administration. The bill will create a registry for radon mitigation installers through the board of home inspectors and require those listed to have met a minimum training level through either of the two major industry organizations. The amendment simply clarifies that the bill pertains to airborne radon mitigation as water borne mitigation installers are already regulated in a different statute. Vote 11-7.

Rep. Carol M. McGuire for the Minority of Executive Departments and Administration. This bill is unnecessary. The original "need" was that one constituent allegedly suffered an unsatisfactory mitigation system installation, and no testimony as to any other problems in the industry was offered at any time. The installers themselves, unlike any other profession being considered for registration or licensing, did not clamor for this regulation. In addition, the minimal information required for registration as an installer is readily available to consumers, so having the home inspectors' board (which has no interest in this bill) maintain a list has no real value.

Majority Amendment (1250h)

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

AN ACT requiring the registration of airborne radon mitigation system installers with the board of home inspectors.

Amend the bill by replacing section 1 with the following:

1 New Section; Airborne Radon Mitigation Installer Registry. Amend RSA 310-A by inserting after section 189 the following new section:

310-A:189-a Airborne Radon Mitigation Installer Registry.

I. Any person engaged in the installation of airborne radon mitigation devices in New Hampshire shall hold a current certification from either the National Radon Proficiency Program offered by the American Association of Radon Scientists and Technologists, Inc., or the National Radon Safety Board.

II. The board of home inspectors shall keep a registry of all persons certified to install airborne radon mitigation devices under paragraph I.

III. Installers of airborne radon mitigation devices certified under paragraph I shall register with the board and pay a fee of \$20 annually to the board for maintenance of the registry. Such fee shall be due January 1.

IV. Whoever falsely claims to be certified under this section through advertising, signage, or other written or oral representation shall be guilty of a violation if a natural person or guilty of a class B misdemeanor if any other person.

AMENDED ANALYSIS

This bill requires the registration of airborne radon mitigation system installers with the board of home inspectors.

Majority committee amendment adopted.

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

Rep. Goley spoke in favor and yielded to questions.

Rep. Carol McGuire spoke against and requested a roll call; sufficiently seconded.

YEAS 172 NAYS 147

YEAS - 172

BELKNAP

DiMartino, Lisa

Gulick, Ruth

Huot, David

Raymond, Ian

CARROLL

Ahlgren, Christopher
Ticehurst, Susan

Buco, Thomas

Butler, Edward

Nelson, Bill

CHESHIRE

Ames, Richard
Eaton, Daniel
Mann, John
Tatro, Bruce

Berch, Paul
Johnsen, Gladys
Parkhurst, Henry
Weber, Lucy

Butynski, William
Lerandeau, Alfred
Roberts, Kris
Weed, Charles

Chase, Cynthia
Ley, Douglas
Shepardson, Marjorie
Young, Harry

COOS

Coulombe, Gary
Thomas, Yvonne

Enman, Larry

Hatch, William

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Lovett, Sid
Piper, Wendy
White, Andrew

Benn, Bernard
Friedrich, Carol
Mulholland, Catherine
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Sykes, George

Doolan, Ralph
Higgins, Patricia
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Backus, Robert
 Chandley, Shannon
 Dobson, Jeremy
 Goley, Jeffrey
 Hammond, Jill
 Heden, Ruth
 Leishman, Peter
 McCloskey, David
 Ramsey, Peter
 Shattuck, Gilman
 Sullivan, Daniel
 Williams, Kermit

Booras, Efstathia
 Connor, Evelyn
 Eaton, Richard
 Gorman, Mary
 Hansberry, Daniel
 Jack, Martin
 Levesque, Melanie
 Nelson, Mary
 Rhodes, Brian
 Shaw, Barbara
 Sullivan, Peter
 Woodbury, David

Brown, Pamela
 Cote, David
 Gale, Sylvia
 Grady, Brenda
 Harriott-Gathright, Linda
 Knowles, Mary Ann
 MacKay, Mariellen
 O'Neil, William
 Rosenwald, Cindy
 Soucy, Timothy
 Vail, Suzanne

Campbell, David
 DiSilvestro, Linda
 Gidge, Kenneth
 Hackel, Paul
 Heath, Mary
 Kopka, Angeline
 Manley, Jonathan
 Porter, Marjorie
 Schmidt, Janice
 Spratt, Stephen
 Walsh, Robert

MERRIMACK

Alicea, Caroletta
 Ebel, Karen
 Gile, Mary
 Moffett, Howard
 Rice, Chip
 Shurtleff, Stephen

Bouchard, Candace
 Frambach, Mary
 Hirsch, Geoffrey
 Myler, Mel
 Richardson, Gary
 Walz, Mary Beth

Carson, Clyde
 Frazer, June
 Kelly, Sally
 Patten, Dick
 Rogers, Katherine
 Watrous, Rick

Davis, Frank
 French, Barbara
 MacKay, James
 Ratzki, Mario
 Schuett, Dianne
 Webb, Leigh

ROCKINGHAM

Andrews-Ahearn, E. Elaine
 Cahill, Michael
 Flockhart, Eileen
 Lundgren, David
 Pantelakos, Laura
 Sherman, Thomas
 Whittemore, Lisa

Borden, David
 Cali-Pitts, Jacqueline
 Griffin, Mary
 Mann, Maureen
 Priestley, Anne
 Till, Mary

Briden, Steven
 Copeland, Timothy
 Helmstetter, Barbara
 Moody, Marcia
 Scarlotto, Joe
 Ward, Gerald

Burtis, Elizabeth
 Cushing, Robert
 Lovejoy, Patricia
 Muns, Chris
 Schlachman, Donna
 Wazlaw, Brian

STRAFFORD

Baber, William
 Grossman, Kenneth
 Ketel, Stephen
 Rogers, Rose Marie
 Spainhower, Dale
 Wall, Janet

Bixby, Peter
 Hooper, Dorothea
 Malloy, Dennis
 Rollo, Deanna
 Spang, Judith
 Ward, Kenneth

Burke, Rachel
 Horrigan, Timothy
 Menear, H. Robert
 Schmidt, Peter
 Stevens, Audrey

Grassie, Anne
 Kaen, Naida
 Perry, Robert
 Smith, Marjorie
 Verschueren, James

SULLIVAN

Cloutier, John
 O'Hearne, Andrew

Gagnon, Raymond
 Schmidt, Andrew

Irwin, Virginia
 Sweeney, Cynthia

Lefebvre, Benjamin
 Tanner, Linda

NAYS - 147**BELKNAP**

Burchell, Richard
 Fink, Charles
 Luther, Robert

Comtois, Guy
 Flanders, Donald
 Sylvia, Michael

Cormier, Jane
 Greemore, Robert
 Tilton, Franklin

Fields, Dennis
 Holmes, Stephen
 Worsman, Colette

CARROLL

Lavender, Tom
 White, Syndi

Merrow, Harry

Schmidt, Stephen

Umberger, Karen

CHESHIRE

Hunt, John

Johnson, Jane

Phillips, Larry

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
 Reilly, Harold

Brown, Rebecca

Gionet, Edmond

Massimilla, Linda

HILLSBOROUGH

Beaulieu, Jane
 Cebrowski, John
 Danielson, David
 Haefner, Robert
 Jasper, Shawn
 Marston, Dick

Boehm, Ralph
 Christiansen, Lars
 Flanagan, Jack
 Hansen, Peter
 Kurk, Neal
 Martel, Andre

Burt, John
 Coffey, James
 Gagne, Larry
 Hikel, John
 Lambert, George
 McCarthy, Michael

Byron, Frank
 Daniels, Gary
 Graham, John
 Infantine, William
 LeBrun, Donald
 Murotake, David

Murphy, Kelleigh
Ober, Russell
Peterson, Lenette
Sanborn, Laurie
Straight, Philip
Ulery, Jordan
Willette, Robert

Murphy, Keith
Palmer, Stephen
Pratt, Calvin
Sandblade, Emily
Stroud, Kathleen
Vaillancourt, Steve
Winters, Joel

Notter, Jeanine
Parison, James
Renzullo, Andrew
Smith, Timothy
Sweeney, Shawn
Villeneuve, Moe

Ober, Lynne
Pellegrino, Tony
Rowe, Robert
Souza, Kathleen
Takesian, Charlene
Warden, Mark

MERRIMACK

Andrews, Christopher
Karrick, David
McGuire, Carol

Carey, Lorrie
Kidder, David
McGuire, Dan

Henle, Paul
Kotowski, Frank
Walsh, Thomas

Hoell, J.R.
Lockwood, Priscilla

ROCKINGHAM

Abrami, Patrick
Bick, Patrick
Devine, James
Emerick, J. Tracy
Garcia, Marilinda
Hodgdon, Bruce
Kappler, Lawrence
McMahon, Charles
Oligny, Jeffrey
Sapareto, Frank
Sweeney, Joe
Waterhouse, Kevin

Allen, Mary
Birdsell, Regina
Duarte, Joe
Ferrante, Beverly
Gordon, Richard
Hoelzel, Kathleen
Khan, Aboul
Milz, David
Packard, Sherman
Schroadter, Adam
Sytek, John
Webb, James

Baldasaro, Alfred
Chirichiello, Brian
Dumaine, Dudley
Fesh, Robert
Harris, Jeffrey
Introne, Robert
Kolodziej, Walter
Nigrello, Robert
Peckham, Michele
Sedensky, John
Tasker, Kyle
Weyler, Kenneth

Belanger, Ronald
Danais, Romeo
Elliott, Robert
Garcia, Bianca
Heffron, Frank
Itse, Daniel
McKinney, Betsy
O'Connor, John
Perkins, Lawrence
St.James, Kevin
Tucker, Pamela

STRAFFORD

Berube, Roger
Mullen, John

Bickford, David
Parsons, Robbie

Gardner, Janice
Pitre, Joseph

Jones, Laura

SULLIVAN

Grenier, James

Osgood, Joe

Rollins, Skip

Smith, Steven

and the majority committee report was adopted and referred to the Committee on Ways and Means.

SB 311, authorizing the executive director of the fish and game department to execute an agreement allowing reciprocal snowmobile riding privileges with the states of Vermont and Maine. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John A. Burt for Fish and Game and Marine Resources. This bill will help the North Country of NH and the entire state, and will bring needed tourism dollars to the North Country. It will allow talks among the three states, Maine, New Hampshire and Vermont, to allow snowmobiles from one state to enter another state as was the case 10 plus years ago. The amendment 2014-1271h will add that the executive director of the fish and game department will also have the authority to talk about the reciprocal riding privileges for OHRV (Off-Highway Recreational Vehicle), and motorcycle riding. Vote 10-0.

Amendment (1271h)

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

AN ACT authorizing the executive director of the fish and game department to execute an agreement allowing reciprocal snowmobile, OHRV, and motorcycle riding privileges with the states of Vermont and Maine.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 4:
2 New Paragraph; Off Highway Recreational Vehicles and Trails; Reciprocity. Amend RSA 215-A:27 by inserting after paragraph I the following new paragraph:

I-a. The executive director may, upon agreement with the states of Vermont or Maine, or both, adopt a regional OHRV registration endorsement agreement to allow reciprocal OHRV riding privileges in participating states. The procedures and fees for such registration endorsement shall be established by agreement of the participating states, and the fees proposed in such agreement shall be approved by the fiscal committee of the general court. The executive director may adopt rules, pursuant to RSA 541-A, relative to procedures for the administration and enforcement of the regional endorsement agreement, the collection and use of funds generated by endorsement agreement fees, and periodic audits of endorsement agreement fees.

3 New Paragraph; Off Highway Recreational Vehicles and Trails; Reciprocity. Amend RSA 215-A:27 by inserting after paragraph II the following new paragraph:

II-a. The executive director may, upon agreement with the states of Vermont or Maine, or both, adopt a regional Motorcycle registration endorsement agreement to allow reciprocal Motorcycle riding privileges in participating states. The procedures and fees for such registration endorsement shall be established by agreement of the participating states, and the fees proposed in such agreement shall be approved by the fiscal

committee of the general court. The executive director may adopt rules, pursuant to RSA 541-A, relative to procedures for the administration and enforcement of the regional endorsement agreement, the collection and use of funds generated by endorsement agreement fees, and periodic audits of endorsement agreement fees.

AMENDED ANALYSIS

This bill authorizes the executive director of the fish and game department to execute a regional endorsement agreement allowing reciprocal snowmobile, OHRV, and motorcycle riding privileges with the states of Vermont and Maine.

Amendment adopted.

Committee report adopted and referred to the Committee on Ways and Means.

SB 151-FN, relative to the payment of witness fees and other fees for services in criminal cases. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. David Woodbury for the Majority of Judiciary. This bill defines and clarifies the post-trial right to counsel for indigent persons charged with a felony or class A misdemeanor. This bill makes the existing language gender neutral and clarifies the right to appointed counsel during the appeal process. Under the United States and state constitutions, there is no blanket right to counsel when a defendant seeks to attack the validity of an underlying conviction. This bill gives the court discretion to appoint counsel post-trial when the interest of justice or judicial economy requires. Vote 14-3.

Rep. Joseph M. Hagan for the Minority of Judiciary. This bill was brought forward at the request of the Judicial Branch to fund counsel for post-conviction proceedings. The Director of the Judicial Council, who administers legal services to indigent defendants, stated that there is no New Hampshire or Federal Constitutional mandate to pay for such services. In addition, the fiscal note minimizes the cost to not exceed \$10,000; however, up to \$1 million could be needed per year in protracted proceedings related to death penalty appeals. Don't open the checkbook for such purposes.

Majority Amendment (1215h)

Amend RSA 604-A:2, I as inserted by section 2 of the bill by replacing it with the following:

I. In every criminal case in which the defendant is charged with a felony or a class A misdemeanor and appears without counsel, the court before which he *or she* appears shall advise the defendant that he *or she* has a right to be represented by counsel and that counsel will be appointed to represent him *or her* if he *or she* is financially unable to obtain counsel. Unless the defendant waives the appointment of counsel, if the defendant indicates to the court that he *or she* is financially unable to obtain counsel, the court shall instruct the defendant to complete a financial affidavit in such form as designated by the unit of cost containment. If after review of the financial affidavit and application of the rules established pursuant to RSA 604-A:10, IV the commissioner of administrative services, is satisfied that the defendant is financially unable to obtain counsel, the court shall appoint counsel to represent him *or her*; provided, however, that in any case in which the defendant is charged with a capital offense, the court may appoint 2 counsel to represent him *or her*. Whenever defendants have such conflicting interests that they cannot be properly represented by the same counsel, or when other good cause is shown, the court shall appoint separate counsel for each of them. ***In a post-conviction proceeding in which a defendant seeks to attack the validity of an underlying conviction, the court shall appoint counsel or approve a request for services other than counsel when the interests of justice or judicial economy require.***

Majority committee amendment adopted.

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

On a division vote, 195 members having voted in the affirmative and 124 in the negative, the majority committee report was adopted and ordered to third reading.

SB 209, expanding the good samaritan law to engineers and architects. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Paul L. Hackel for the Majority of Judiciary. We presently have a good samaritan law to provide liability protection to doctors and other medical practitioners in medical emergency situations. This bill extends this cover to include licensed architects and engineers. These individuals in good faith voluntarily and without compensation receive training and then would be able to move quickly to provide aid to those in need, act in a disaster or emergency. This bill will encourage more help in an emergency. Vote 11-6.

Rep. Michael J. Sylvia for the Minority of Judiciary. The committee heard no testimony related to cases where any professional had been sued for rendering services, which would be covered under this bill. We did hear testimony indicating more than 40 professionals were already certified to work with the state office of homeland security and emergency management. This may begin a list of more professions wishing to be added for coverage under good samaritan legislation. Lacking a demonstrated need, the minority believes this bill is not needed.

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

Rep. Rowe spoke against.

Rep. Hackel spoke in favor and yielded to questions.

On a division vote, 147 members having voted in the affirmative and 178 in the negative, the majority committee report failed.

Rep. Carol McGuire moved the minority committee report of Inexpedient to Legislate.

On a division vote, 214 members having voted in the affirmative and 113 in the negative, the minority committee report was adopted.

SB 295, prohibiting an employer from using credit history in employment decisions. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Linda L. Tanner for the Majority of Labor, Industrial and Rehabilitative Services. This bill protects employees from unnecessary credit history checks as a term of employment and/or promotions. It does allow businesses for whom the employees credit history is substantially related to the employees current or potential job to use credit history to determine suitability for employment or promotion. The House passed a very similar bill, HB 1405 earlier this session. This Senate version came to the committee with language that expanded an employer's ability to use credit histories. The majority of the committee believed the Senate language defeated the original purpose of the bill. The committee amendment returns the language to the house position as passed in HB 1405. Vote 10-8.

Rep. J. Tracy Emerick for the Minority of Labor, Industrial and Rehabilitative Services. The federal fair credit reporting act specifically states that credit history can be used when making employment decisions. This bill contradicts federal law. Employers, especially small business, should be allowed whatever resources that are available to protect the business and the business' customers. Taking away this resource could jeopardize the business owner's livelihood.

Majority Amendment (1252h)

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

1 New Subdivision; Employee Credit Privacy Protection Act. Amend RSA 275 by inserting after section 70 the following new subdivision:

Employee Credit Privacy Protection Act

275:71 Definitions. In this subdivision:

I. "Credit history" means any written or other communication of any information about the employee's or prospective employee's credit score, credit account balances, payment history, savings or checking account balances, or savings or checking account numbers by a consumer reporting agency as defined in RSA 359-B:3, VI.

II. "Employer" means an individual or entity that permits one or more individuals to work or that accepts applications for employment or is an agent of such individual or entity. "Employer" shall not include:

(a) Any bank holding company, financial holding company, bank, savings bank, savings and loan association, credit union, or trust company, or any subsidiary or affiliate thereof, that is chartered by any state or the United States.

(b) Any state or local government agency which requires use of the employee's or applicant's credit history or credit report.

(c) Any individual or entity that is required by federal law or regulation to obtain an employee's or applicant's credit history or credit report.

III. "Substantially related to the employee's current or potential job" means the information contained in the credit history is related to the position for which the employee or prospective employee who is the subject of the report is being evaluated because the position:

(a) Is a managerial position which involves setting the direction or control of a business, division, unit, or agency of a business;

(b) Involves access to customers', employees', or the employer's personal or financial information other than information customarily provided in a retail transaction;

(c) Involves a fiduciary responsibility to the employer, including, but not limited to, the authority to issue payments, collect debts, transfer money, or enter into contracts; or

(d) Provides an expense account or corporate debit or credit card.

275:72 Unlawful Discriminatory Practice. It shall be an unlawful discriminatory practice for any employer, labor organization, or employment agency to use or request information in the credit history of a job applicant or employee in connection with or as a criterion for employment decisions related to hiring, termination, promotion, demotion, discipline, compensation, or the terms, conditions, or privileges of employment unless the employer is required by state or federal law to use individual credit history for employment purposes, or the employer has a bona fide purpose for requesting or using information in the credit history report that is substantially related to the employee's current or potential job and the employer complies with the notice and consent requirements of the Federal Fair Credit Reporting Act, 15 U.S.C. section 1681 et seq.

2 Effective Date. This act shall take effect January 1, 2015.

AMENDED ANALYSIS

This bill establishes the Employee Credit Privacy Protection Act which prohibits employers from using credit history in employment decisions.

Majority committee amendment adopted.

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

Rep. Hoell spoke against and yielded to questions.

Rep. Sally Kelly spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 192 NAYS 142**YEAS - 192****BELKNAP**

DiMartino, Lisa

Gulick, Ruth

Huot, David

Raymond, Ian

CARROLLBuco, Thomas
White, Syndi

Butler, Edward

Lavender, Tom

Ticehurst, Susan

CHESHIREAmes, Richard
Eaton, Daniel
Mann, John
Sad, Tara
Weed, CharlesBerch, Paul
Johnsen, Gladys
Parkhurst, Henry
Shepardson, Marjorie
Young, HarryButynski, William
Lerandeau, Alfred
Phillips, Larry
Tatro, BruceChase, Cynthia
Ley, Douglas
Roberts, Kris
Weber, Lucy**COOS**Coulombe, Gary
Theberge, RobertEnman, Larry
Thomas, Yvonne

Hatch, William

Richardson, Herbert

GRAFTONAguir, James
Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Townsend, CharlesAlmy, Susan
Doolan, Ralph
Higgins, Patricia
Pastor, Beatriz
White, AndrewBenn, Bernard
Ford, Susan
Lovett, Sid
Smith, SuzanneBrown, Rebecca
Friedrich, Carol
Mulholland, Catherine
Sykes, George**HILLSBOROUGH**Backus, Robert
Campbell, David
DiSilvestro, Linda
Gidge, Kenneth
Hackel, Paul
Heath, Mary
Kopka, Angeline
MacKay, Mariellen
O'Neil, William
Rokas, Ted
Shaw, Barbara
Spratt, Stephen
Vail, SuzanneBeaulieu, Jane
Chandley, Shannon
Dobson, Jeremy
Goley, Jeffrey
Hammond, Jill
Heden, Ruth
Leishman, Peter
Manley, Jonathan
Porter, Marjorie
Rosenwald, Cindy
Smith, Timothy
Sullivan, Daniel
Walsh, RobertBooras, Efstathia
Connor, Evelyn
Eaton, Richard
Gorman, Mary
Hansen, Peter
Jack, Martin
Levesque, Melanie
McCloskey, David
Ramsey, Peter
Schmidt, Janice
Soucy, Timothy
Sullivan, Peter
Williams, KermitBrown, Pamela
Cote, David
Gale, Sylvia
Grady, Brenda
Harriott-Gathright, Linda
Knowles, Mary Ann
Long, Patrick
Nelson, Mary
Rhodes, Brian
Shattuck, Gilman
Souza, Kathleen
Ulery, Jordan
Woodbury, David**MERRIMACK**Alicia, Caroletta
Carson, Clyde
Frazer, June
Hirsch, Geoffrey
Patten, Dick
Rogers, Katherine
Walz, Mary BethAndrews, Christopher
Davis, Frank
French, Barbara
Kelly, Sally
Ratzki, Mario
Schuett, Dianne
Watrous, RickBouchard, Candace
Ebel, Karen
Gile, Mary
MacKay, James
Rice, Chip
Shurtleff, Stephen
Webb, LeighCarey, Lorrie
Frambach, Mary
Henle, Paul
Myler, Mel
Richardson, Gary
Turcotte, Alan**ROCKINGHAM**Allen, Mary
Burtis, Elizabeth
Cushing, Robert
Helmstetter, Barbara
McMahon, Charles
Peckham, Michele
Sherman, Thomas
Whittemore, LisaAndrews-Ahearn, E. Elaine
Cahill, Michael
Devine, James
Lovejoy, Patricia
Moody, Marcia
Sapareto, Frank
Till, MaryBorden, David
Cali-Pitts, Jacqueline
Flockhart, Eileen
Lundgren, David
Muns, Chris
Scarlottio, Joe
Ward, GeraldBriden, Steven
Comerford, Timothy
Heffron, Frank
Mann, Maureen
Pantelakos, Laura
Schlachman, Donna
Wazlaw, Brian

STRAFFORD

Baber, William
Gardner, Janice
Horrigan, Timothy
Menear, H. Robert
Rollo, Deanna
Spang, Judith

Berube, Roger
Grassie, Anne
Kaen, Naida
Merrill, Amanda
Schmidt, Peter
Stevens, Audrey

Bixby, Peter
Grossman, Kenneth
Ketel, Stephen
Perry, Robert
Smith, Marjorie
Wall, Janet

Burke, Rachel
Hooper, Dorothea
Malloy, Dennis
Rogers, Rose Marie
Spainhower, Dale
Ward, Kenneth

SULLIVAN

Cloutier, John
O'Hearne, Andrew
Tanner, Linda

Gagnon, Raymond
Rollins, Skip

Irwin, Virginia
Schmidt, Andrew

Lefebvre, Benjamin
Sweeney, Cynthia

NAYS - 142**BELKNAP**

Burchell, Richard
Flanders, Donald
Sylvia, Michael

Cormier, Jane
Greemore, Robert
Tilton, Franklin

Fields, Dennis
Holmes, Stephen
Worsman, Colette

Fink, Charles
Luther, Robert

CARROLL

Ahlgren, Christopher
Schmidt, Stephen

McConkey, Mark
Umberger, Karen

Merrow, Harry

Nelson, Bill

CHESHIRE**COOS**

Rappaport, Laurence

Rideout, Leon

GRAFTON

Bailey, Brad
Reilly, Harold

Gionet, Edmond

Massimilla, Linda

Piper, Wendy

HILLSBOROUGH

Belanger, James
Cebrowski, John
Danielson, David
Graham, John
Hinch, Richard
Kurk, Neal
Martel, Andre
Murphy, Keith
Ober, Russell
Peterson, Lenette
Sanborn, Laurie
Sweeney, Shawn
Warden, Mark

Boehm, Ralph
Christiansen, Lars
Flanagan, Jack
Haefner, Robert
Infantine, William
Lambert, George
McCarthy, Michael
Notter, Jeanine
Palmer, Stephen
Pratt, Calvin
Sandblade, Emily
Takesian, Charlene
Willette, Robert

Burt, John
Coffey, James
Gagne, Larry
Hansberry, Daniel
Jasper, Shawn
LeBrun, Donald
Murotake, David
O'Flaherty, Tim
Parison, James
Renzullo, Andrew
Straight, Philip
Vaillancourt, Steve
Winters, Joel

Byron, Frank
Daniels, Gary
Gargas, Carolyn
Hikel, John
Katsiantonis, Thomas
Marston, Dick
Murphy, Kelleigh
Ober, Lynne
Pellegrino, Tony
Rowe, Robert
Stroud, Kathleen
Villeneuve, Moe

MERRIMACK

Hess, David
Kotowski, Frank
Moffett, Howard

Hoell, J.R.
Lockwood, Priscilla
Walsh, Thomas

Karrick, David
McGuire, Carol

Kidder, David
McGuire, Dan

ROCKINGHAM

Abrami, Patrick
Birdsell, Regina
Duarte, Joe
Ferrante, Beverly
Gordon, Richard
Hoelzel, Kathleen
Khan, Aboul
Nigrello, Robert
Perkins, Lawrence
St.James, Kevin
Tucker, Pamela

Baldasaro, Alfred
Chirichiello, Brian
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Introne, Robert
Kolodziej, Walter
O'Connor, John
Priestley, Anne
Sweeney, Joe
Waterhouse, Kevin

Belanger, Ronald
Copeland, Timothy
Elliott, Robert
Garcia, Bianca
Harris, Jeffrey
Itse, Daniel
McKinney, Betsy
Oligny, Jeffrey
Schroadter, Adam
Sytek, John
Webb, James

Bick, Patrick
Danais, Romeo
Emerick, J. Tracy
Garcia, Marilinda
Hodgdon, Bruce
Kappler, Lawrence
Milz, David
Packard, Sherman
Sedensky, John
Tasker, Kyle
Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
Mullen, John

Bickford, David
Parsons, Robbie

Gray, James
Pitre, Joseph

Jones, Laura
Verschueren, James

SULLIVAN

Grenier, James

Osgood, Joe

Smith, Steven

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

SB 390, prohibiting discrimination against employees who are victims of domestic violence and establishing a committee to study the protection of employees from domestic violence. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Douglas A. Ley for the Majority of Labor, Industrial and Rehabilitative Services. This bill accomplishes two important objectives regarding workplace discrimination against victims of domestic violence. First, it extends basic protections against discrimination to employees. Second, the bill establishes a study committee to examine how state laws, rules and practices can better protect employees who are victims of domestic abuse, stalking or criminal harassment. This committee may then recommend reasonable actions and accommodations, while seeking to avoid imposing undue burdens upon those involved. Vote 10-8.

Rep. Gary L. Daniels for the Minority of Labor, Industrial and Rehabilitative Services. This bill is another instance of the legislature dictating to employers who they must hire, and then controlling the employment practices under which these protected employees can be discharged or disciplined. New Hampshire is a work-at-will state, meaning you can be hired or fired for any or no reason. As such, an employer could simply state that an applicant is not a good fit for the company, or choose to give no reason at all for rejecting an applicant, and that would be perfectly legal. Regardless of any legal reason for rejection, if there was one, this bill opens the door to allow rejected applicants to make claims of discrimination against an employer if the applicant had been a victim of domestic violence, harassment, sexual assault, or stalking. This in turn results in employers having to spend time and money to defend themselves against frivolous allegations. Contrary to the bill's intent, the way it is written, not only will Section 1 of the bill not help the victim, but it also victimizes the employer, a lose/lose situation for all.

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

Rep. Daniels spoke against and yielded to questions.

Rep. Andrew White spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 186 NAYS 153**YEAS - 186
BELKNAP**

DiMartino, Lisa

Gulick, Ruth

Huot, David

Raymond, Ian

CARROLLBuco, Thomas
White, Syndi

Butler, Edward

Lavender, Tom

Ticehurst, Susan

CHESHIREAmes, Richard
Eaton, Daniel
Mann, John
Sad, Tara
Weed, CharlesBerch, Paul
Johnsen, Gladys
Parkhurst, Henry
Shepardson, Marjorie
Young, HarryButynski, William
Lerandeau, Alfred
Phillips, Larry
Tatro, BruceChase, Cynthia
Ley, Douglas
Roberts, Kris
Weber, Lucy**COOS**Coulombe, Gary
Richardson, HerbertEnman, Larry
Theberge, RobertHatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTONAlmy, Susan
Ford, Susan
Lovett, Sid
Pastor, Beatriz
White, AndrewBenn, Bernard
Friedrich, Carol
Massimilla, Linda
Smith, SuzanneBrown, Rebecca
Harding, Laurie
Mulholland, Catherine
Sykes, GeorgeCooney, Mary
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles**HILLSBOROUGH**Backus, Robert
Campbell, David
Cote, David
Gale, Sylvia
Grady, Brenda
Harriott-Gathright, Linda
Knowles, Mary Ann
Long, Patrick
Nelson, MaryBeaulieu, Jane
Chandley, Shannon
DiSilvestro, Linda
Gidge, Kenneth
Hackel, Paul
Heath, Mary
Kopka, Angeline
MacKay, Mariellen
O'Neil, WilliamBooras, Efsthia
Coffey, James
Dobson, Jeremy
Goley, Jeffrey
Hammond, Jill
Heden, Ruth
Leishman, Peter
Manley, Jonathan
Porter, MarjorieBrown, Pamela
Connor, Evelyn
Eaton, Richard
Gorman, Mary
Hansberry, Daniel
Jack, Martin
Levesque, Melanie
McCloskey, David
Rhodes, Brian

Rokas, Ted
Smith, Timothy
Sullivan, Peter
Williams, Kermit

Rosenwald, Cindy
Soucy, Timothy
Sweeney, Shawn
Woodbury, David

Schmidt, Janice
Spratt, Stephen
Vail, Suzanne

Shattuck, Gilman
Sullivan, Daniel
Walsh, Robert

MERRIMACK

Alicea, Caroletta
Burns, Scott
Ebel, Karen
Gile, Mary
Kelly, Sally
Patten, Dick
Rogers, Katherine
Walz, Mary Beth

Andrews, Christopher
Carey, Lorrie
Frambach, Mary
Henle, Paul
MacKay, James
Ratzki, Mario
Schuett, Dianne
Watrous, Rick

Bartlett, Christy
Carson, Clyde
Frazer, June
Hirsch, Geoffrey
Moffett, Howard
Rice, Chip
Shurtleff, Stephen
Webb, Leigh

Bouchard, Candace
Davis, Frank
French, Barbara
Karrick, David
Myler, Mel
Richardson, Gary
Turcotte, Alan

ROCKINGHAM

Andrews-Ahearn, E. Elaine
Cahill, Michael
Flockhart, Eileen
Mann, Maureen
Scarlotta, Joe
Ward, Gerald

Borden, David
Cali-Pitts, Jacqueline
Heffron, Frank
Moody, Marcia
Schlachman, Donna
Wazlaw, Brian

Briden, Steven
Cushing, Robert
Helmstetter, Barbara
Muns, Chris
Sherman, Thomas
Whittemore, Lisa

Burtis, Elizabeth
Dumaine, Dudley
Lovejoy, Patricia
Pantelakos, Laura
Till, Mary

STRAFFORD

Baber, William
Grassie, Anne
Kaen, Naida
Merrill, Amanda
Schmidt, Peter
Wall, Janet

Berube, Roger
Grossman, Kenneth
Ketel, Stephen
Perry, Robert
Smith, Marjorie
Ward, Kenneth

Bixby, Peter
Hooper, Dorothea
Malloy, Dennis
Rogers, Rose Marie
Spainhower, Dale

Burke, Rachel
Horrigan, Timothy
Menear, H. Robert
Rollo, Deanna
Stevens, Audrey

SULLIVAN

Cloutier, John
Lefebvre, Benjamin
Tanner, Linda

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

Irwin, Virginia
Sweeney, Cynthia

NAYS - 153

BELKNAP

Burchell, Richard
Fink, Charles
Luther, Robert

Comtois, Guy
Flanders, Donald
Sylvia, Michael

Cormier, Jane
Greemore, Robert
Tilton, Franklin

Fields, Dennis
Holmes, Stephen
Worsman, Colette

CARROLL

Ahlgren, Christopher
Schmidt, Stephen

McConkey, Mark
Umberger, Karen

Morrow, Harry

Nelson, Bill

CHESHIRE

COOS

GRAFTON

Aguiar, James
Piper, Wendy

Bailey, Brad
Reilly, Harold

Doolan, Ralph

Gionet, Edmond

HILLSBOROUGH

Belanger, James
Cebrowski, John
Flanagan, Jack
Haefner, Robert
Infantine, William
Lambert, George
McCarthy, Michael
Notter, Jeanine
Palmer, Stephen
Pratt, Calvin
Sandblade, Emily
Stroud, Kathleen
Villeneuve, Moe

Boehm, Ralph
Christiansen, Lars
Gagne, Larry
Hansen, Peter
Jasper, Shawn
LeBrun, Donald
Murotake, David
O'Flaherty, Tim
Parison, James
Renzullo, Andrew
Shaw, Barbara
Takesian, Charlene
Warden, Mark

Burt, John
Daniels, Gary
Gargas, Carolyn
Hikel, John
Katsiantonis, Thomas
Marston, Dick
Murphy, Kelleigh
Ober, Lynne
Pellegrino, Tony
Rowe, Robert
Souza, Kathleen
Ulery, Jordan
Willette, Robert

Byron, Frank
Danielson, David
Graham, John
Hinch, Richard
Kurk, Neal
Martel, Andre
Murphy, Keith
Ober, Russell
Peterson, Lenette
Sanborn, Laurie
Straight, Philip
Vaillancourt, Steve
Winters, Joel

MERRIMACK

Hess, David
Lockwood, Priscilla

Hoell, J.R.
McGuire, Carol

Kidder, David
McGuire, Dan

Kotowski, Frank
Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
Bick, Patrick
Copeland, Timothy
Elliott, Robert
Garcia, Bianca
Griffin, Mary
Introne, Robert
Kolodziej, Walter
Milz, David
Packard, Sherman
Sapareto, Frank
Sweeney, Joe
Waterhouse, Kevin

Allen, Mary
Birdsell, Regina
Danaïs, Romeo
Emerick, J. Tracy
Garcia, Marilinda
Harris, Jeffrey
Itse, Daniel
Lundgren, David
Nigrello, Robert
Peckham, Michele
Schroadter, Adam
Sytek, John
Webb, James

Baldasaro, Alfred
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Gordon, Richard
Hodgdon, Bruce
Kappler, Lawrence
McKinney, Betsy
O'Connor, John
Perkins, Lawrence
Sedensky, John
Tasker, Kyle
Weyler, Kenneth

Belanger, Ronald
Comerford, Timothy
Duarte, Joe
Fesh, Robert
Grace, Curtis
Hoelzel, Kathleen
Khan, Aboul
McMahon, Charles
Oigny, Jeffrey
Priestley, Anne
St.James, Kevin
Tucker, Pamela

STRAFFORD

Beaudoin, Steven
Jones, Laura
Spang, Judith

Bickford, David
Mullen, John
Verschueren, James

Gardner, Janice
Parsons, Robbie

Gray, James
Pitre, Joseph

SULLIVAN

Grenier, James

Osgood, Joe

Rollins, Skip

Smith, Steven

and the majority committee report was adopted and referred to the Committee on Criminal Justice and Public Safety.

SB 357, naming a scenic overlook and the visitor center on the northbound side of I-93 in Hooksett in honor of Raymond S. Burton. **OUGHT TO PASS.**

Rep. Gene G. Chandler for Public Works and Highways. This bill honors the life and legacy of The Honorable Raymond S. Burton of Bath, New Hampshire. The long time executive councilor was a legendary figure in New Hampshire politics and the epitome of a public servant with a keen eye to constituent service. With the naming of the scenic vista on Route 302 overlooking New Hampshire's most prominent natural feature, Mt. Washington; and New Hampshire's newest private public partnership on I-93 in Hooksett, Councilor Burton's contributions and commitment to New Hampshire will be recognized in perpetuity. Vote 19-0.

Rep. Bailey spoke in favor.

Committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR

SB 274, relative to the form of a candidate's name on a ballot. **OUGHT TO PASS.**

Rep. Evelyn M. Connor for Election Law. This bill amends RSA 655:14 -b to add additional language requiring the name of a candidate on a ballot only contain characters found in the 26-letter English alphabet, a dash, or an apostrophe. The purpose of the bill is to standardize ballot format in compliance with HAVA (Help America Vote Act), and UOCAVA (Uniformed Overseas Citizen Absentee Voter Act); and to avoid potential problems with voting machine software not recognizing characters other than those described above. Vote 15-0.

Rep. Gary Richardson offered floor amendment (1376h).

Floor Amendment (1376h)

Amend RSA 655:14-b, I-II as inserted by section 1 of the bill by replacing it with the following:

I. Every candidate for state or federal office who intends to have his or her name printed upon the ballot of any party for a primary shall designate in the declaration of candidacy, or on the primary petitions and assents to candidacy, the form in which the candidate's name shall be printed on the ballot. The designated name may include the candidate's given name or a shortened form of the candidate's given name or a one-word nickname customarily related to the candidate, and by which the candidate is commonly recognized. The designated name may also include an initial for the first or middle name, or both. No candidate may designate a nickname that implies that the candidate is some other person, that constitutes a slogan or otherwise associates the candidate with a cause or issue, that has an offensive or profane meaning, or that creates a perception of a professional or vocational affiliation, such as "Doc" or "Coach." ***No candidate may designate a name or nickname that includes characters other than the 26-letter English alphabet, a dash, an apostrophe, a period, or a comma.*** A candidate shall include his or her surname in the designation of the form in which the candidate's name shall be printed on the ballot.

II. Every candidate for state or federal office who intends to have his or her name placed on the ballot for the state general election by means other than nomination by party primary shall designate in the declaration of intent the form in which the candidate's name shall be printed on the ballot. The designated name may

include the candidate's given name or a shortened form of the candidate's given name or a one-word nickname customarily related to the candidate, and by which the candidate is commonly recognized. The designated name may also include an initial for the first or middle name, or both. No candidate may designate a nickname that implies that the candidate is some other person, that constitutes a slogan or otherwise associates the candidate with a cause or issue, that has an offensive or profane meaning, or that creates a perception of a professional or vocational affiliation, such as "Doc" or "Coach." ***No candidate may designate a name or nickname that includes characters other than the 26-letter English alphabet, a dash, an apostrophe, a period, or a comma.*** A candidate shall include his or her surname in the designation of the form in which the candidate's name shall be printed on the ballot.

AMENDED ANALYSIS

This bill requires that a name or nickname on a ballot not include characters other than the 26-letter English alphabet, a dash, an apostrophe, a period, or a comma.

This bill was requested by the department of state.

Reps. Gary Richardson and Jasper spoke in favor.

Floor Amendment (1376h) adopted.

Committee report adopted and ordered to third reading.

SB 400-FN, relative to the penalty for violations of the taking of American eels. **OUGHT TO PASS.**

Rep. Jonathan F. Manley for Fish and Game and Marine Resources. Poaching of American eels has become rampant on the NH coast. Well organized fishing groups consider the current fines as a cost of doing business. Conservation officers have been threatened and assaulted. This bill strengthens the penalties, including fines and classifications, to put teeth into the laws. Illegal fisherman should no longer see this as worth risking. Vote 10-0.

Committee report adopted and referred to the Committee on Criminal Justice and Public Safety.

SB 260-FN, permitting electronic signatures on criminal complaints for certain offenses. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul S. Berch for Judiciary. This bill, as amended, allows for electronic signatures on criminal and violation complaints. The judicial branch has instituted the New Hampshire e-court project with the goal of making all filings and case documents electronic within the judicial system. This bill, as amended, will make the complaints compliant with the e-system, thereby saving time, personnel and money. Vote 17-0.

Amendment (1216h)

Amend the bill by replacing section 1 with the following:

1 Proceedings in Criminal Cases; Complaints. Amend RSA 592-A:7, I to read as follows:

I.(a) Criminal proceedings before a circuit court shall be begun by complaint, signed and under oath, addressed to such court, briefly setting forth, by name or description, the party accused and the offense charged, provided that a complaint filed by a police officer, as defined in RSA 188-F:23, I, for a violation-level offense or a class B misdemeanor shall not require an oath. All complaints filed by a police officer shall include the officer's signature and printed name and notice that making a false statement on the complaint may result in criminal prosecution.

(b) Any signature required under this section may be by means of electronic signature pursuant to RSA 294-E.

AMENDED ANALYSIS

This bill authorizes the use of electronic signatures on criminal complaints.

Amendment adopted.

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

Rep. Hoell spoke against.

Rep. Berch spoke in favor.

MOTION TO LAY ON THE TABLE

Rep. Hoell moved that ***SB 260-FN***, permitting electronic signatures on criminal complaints for certain offenses, be laid on the table.

On a division vote, 88 members having voted in the affirmative and 244 in the negative, the motion failed.

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

On a division vote, 284 members having voted in the affirmative and 51 in the negative, the committee report was adopted and ordered to third reading.

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, April 23, 2014 at 10:00 a.m.
Adopted.

LATE SESSION

Third reading and final passage

SB 282, relative to disciplinary proceedings by the board of architects.

SB 285, relative to the board of dental examiners.

SB 305, relative to licensure of motor vehicle dealers.

SB 376, requiring pooled risk management governing board members to comply with financial disclosure requirements.

SB 418, relative to the proclamation of firefighters memorial day.

SB 226, relative to reporting of health care associated infections.

SB 254, relative to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment.

SB 201, relative to marriage registration forms.

SB 262-FN, revising the form for "summons instead of arrest" and prohibiting attachments in small claims actions.

SB 263, allowing state court judges to solemnize marriages.

SB 225, relative to the city of Manchester employees' contributory retirement system.

SB 358, adding the community college system to the definition of public employer for purposes of the public employee labor relations board.

SB 349, relative to the election of delegates to state party conventions.

SB 261, allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

SB 151-FN, relative to the payment of witness fees and other fees for services in criminal cases.

SB 295, prohibiting an employer from using credit history in employment decisions.

SB 357, naming a scenic overlook and the visitor center on the northbound side of I-93 in Hooksett in honor of Raymond S. Burton.

SB 274, relative to the form of a candidate's name on a ballot.

SB 260-FN, permitting electronic signatures on criminal complaints for certain offenses.

UNANIMOUS CONSENT

Reps. Harding and Sherman requested Unanimous Consent of the House regarding Health Decision Day.

Reps. Harding and Sherman addressed the House.

Rep. Pantelakos requested Unanimous Consent of the House regarding thanks to the Speaker and members while out ill.

Rep. Pantelakos addressed the House.

Rep. Katherine Rogers requested Unanimous Consent of the House regarding firefighters.

Rep. Katherine Rogers addressed the House.

MOTION TO PRINT REMARKS

Rep. Shurtleff moved that the remarks made by Rep. Katherine Rogers be printed in the Permanent Journal. Without objection, the Speaker ordered the remarks to be printed.

REMARKS

Thank you, Madam Speaker. F. Scott Fitzgerald once wrote, "Show me a hero and I'll write you a tragedy." When we last met, we heard there had been a major fire in Boston and that many, including firefighters, had been taken to the hospital. That night we heard about the loss of two of Boston's bravest, Lieutenant Edward J. Walsh and Firefighter Michael R. Kennedy. Both men rushed into the basement of a burning building after being told that people might be trapped inside. They thought nothing of their own safety, only of the safety of the people they pledge to support and protect. It is a familiar refrain to a sad, but incredibly honorable story. Earlier that same week, New Hampshire had mourned the death of Salem Fire Capt. Stephen McKenna of occupation related cancer. All of us mourn the passing of these brave public servants. Tragedies such as these reinforce how we must be grateful every single day for the brave men and women who put themselves in danger to help us and keep us safe. Firefighters have always been my heroes. As a child, I noticed that firefighters were vibrant, handsome, active and on a "mission;" they always enjoyed working with children; they always worked for everyone without asking how much money you made or where you lived and they were always on the side of the angels. I watched my neighbors, who served as firefighters, miss family dinners, holiday celebrations and neighborhood gatherings; I saw them have to work outside during bitter cold snowstorms and hot humid summer days. Despite the challenges, and all the terrible things they witnessed on the job, these

men and women never lost their charm and grace and joy of life. They were always fun to be around. No one played with the neighborhood kids better and no one taught us better how to treat each other. I listened when others called them heroes and their response was always "it's just my job." Their humility always amazed me. To me they were Superhero action figures come to life. I consider myself fortunate today to list among my friends firefighters from Concord and thru-out New Hampshire and, yes even some from Boston and beyond. A number of firefighters serve with us in this body, committed to their constituents and to the state. They work here with us every day to do what is best for the people of NH. When we leave to go home, they go to work protecting us from everything bad in the world. These are the people who, when we are running away from danger, help us escape first, and then go back and fight the bad with all the force they can muster. Thank God for these men and women. Where would we be without the heroes who put themselves in danger to keep us safe? For all they do, there is one small change we can make to more properly recognize the role these men and women play in our communities and in our lives. The sad reality is that for these people to be called a hero, our firefighters must first fall victim to tragedy. That has to change now. Today, I call upon all of us to thank these men and women every day, not just after tragedies such as we witness, but thank them just as we thank our men and women in our military for their service. Let's commit to showing them they are our living heroes. In times of great sadness, I often think of Robert Kennedy and the remembrance he made of his brother, President Kennedy, and it seems fitting again today when speaking of these departed firefighters. "When he shall die take him and cut him out into stars and he shall make the face of heaven so fine that all the world will be in love with night and pay no worship to the garish sun." Let us always look to the stars for our heroes and remember both our fallen and our living firefighters and thank them every day for "running in where angels fear to tread." Madame Speaker, I ask that we have a moment of silence in tribute to these fallen heroes: Lt. Edward Walsh, Firefighter Michael Kennedy and Captain Stephen McKenna.

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 and enrolled bill reports.

Adopted.

The House recessed at 12:30 p.m.

RECESS

(Rep. Porter in the Chair)

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled Senate Bill numbered 196.

Rep. Gary Richardson, Sen. Prescott for the Committee

RECESS

(Rep. Shurtleff in the Chair)

ENROLLED BILL AMENDMENT

SB 201, relative to marriage registration forms. (Amendment printed SJ 4-24-14)

Adopted.

RECESS

(Rep. Weber in the Chair)

ENROLLED BILL AMENDMENT

SB 254, relative to the governor's commission on alcohol and drug abuse prevention intervention, and treatment. (Amendment printed SJ 4-24-14)

Adopted.

SENATE MESSAGES

CONCURRENCE

HB 227, relative to property and casualty insurance.

HB 297, relative to the management of trust funds and capital reserve funds and pertaining to library trustees.

HB 461-FN, relative to long-term care services.

HB 469, relative to time limits for certain regulatory boards and commissions to hold hearings on disciplinary proceedings, and establishing a statute of limitations for the initiation of disciplinary actions against an occupational licensee.

HB 587, relative to medical examination requirements for commercial drivers' licenses.

HB 597-FN, relative to a drug-free workplace for licensed health care facilities and providers.

HB 684, relative to bridge replacement and rehabilitation and bridge aid funds.

HB 1102, relative to membership of the police standards and training council.

HB 1104-FN, relative to railroad motorcars.

HB 1108-FN, requiring voir dire examination of prospective jurors in all criminal cases.

HB 1109, relative to providing notice to abutters of a petitioned warrant article to discontinue a class VI road.

HB 1111, clarifying the term "valid claim" for property insurance.

HB 1113, requiring school districts to distribute a concussion and head injury information sheet to student-athletes and establishing a definition for head injury.

HB 1121, repealing the duty of assessors to compile a list of dogs in the town.

HB 1125-FN, repealing the crime of adultery.

HB 1130-FN-L, relative to the Northeastern Interstate Forest Fire Protection Compact.

HB 1139, repealing authority for granting of property tax abatements for watering troughs and shade trees.

HB 1152-FN, terminating the benefit program for call, substitute or volunteer firemen administered by the New Hampshire retirement system.

HB 1169, relative to enforcement of labor laws by the department of labor.

HB 1174, establishing a committee to study the payment of subminimum wages to persons with disabilities.

HB 1190, relative to approval of budget transfers in Hillsborough county.

HB 1197, permitting the construction of a dam at the natural outlet of Jenness Pond in the town of Northwood.

HB 1222, prohibiting commercial use of the law enforcement and fallen firefighters memorials.

HB 1224-FN, relative to pipeline operation safety.

HB 1243, relative to the confidentiality of criminal background checks of school employees and volunteers.

HB 1245, relative to municipal lease agreements for certain equipment.

HB 1246, relative to the composition of public agency boards concerning housing standards.

HB 1260-FN-L, relative to communication of the cost of services provided under the children in need of services (CHINS) program to parents.

HB 1274, relative to the payment of rent and security deposits.

HB 1289, relative to interference with custody.

HB 1290-FN, allowing nonresident full-time students to purchase licenses for hunting and fishing.

HB 1300, creating an exemption from licensure for low volume seed sellers.

HB 1309, making a technical change in the workers' compensation law.

HB 1327, relative to the duties of the information technology council.

HB 1334, relative to contributions to charities by employees.

HB 1367, relative to the sale of birds.

HB 1384, relative to rehearings by the public utilities commission.

HB 1386, relative to the minutes of county proceedings.

HB 1389, naming a bridge in Derry the Lance Corporal Michael E. Geary bridge.

HB 1392-FN-L, removing the restriction on the number of pupils eligible to transfer to a chartered public school.

HB 1398-FN, allowing the retirement system to make payments in lieu of payments to estates in certain instances.

HB 1406-FN, relative to red list bridges

HB 1439-FN, relative to the attorney general's authority in investigating combinations and monopolies.

HB 1460, relative to the date of appointment of inspectors of election.

HB 1484-FN, relative to newborn DNA sequencing.

HB 1531, relative to establishing a joint committee on tax expenditure review and requiring tax expenditure and potential liability reports by the department of revenue administration.

HB 1542, relative to nomination of a political organization.

HB 1544, relative to special election ballots.

HB 1568-FN, relative to service animals.

HB 1572-FN, establishing a permanent subcommittee of the health and human services oversight committee relative to Alzheimer's disease and other related dementia and requiring certain training and education programs regarding Alzheimer's disease and other related dementia.

HB 1587-FN-L, relative to the collection and disclosure of student data.

HB 1617-FN, permitting the retirement system to access death, marriage, and divorce records of the division of vital records administration for the administration of RSA 100-A.

NONCONCURRENCE

HB 114, relative to abutter access over subdivided land.

HB 226, relative to promotion of New Hampshire liquor and wines.

HB 350, prohibiting discrimination against the unemployed.

HB 430, requiring insurance companies sending out solicitations for insurance to include a disclosure on such solicitations.

HB 439-FN, relative to weekly workers' compensation payments.

HB 459, relative to poker in private residences.

HB 1143, relative to the New Hampshire Law Against Discrimination.

HB 1160-FN, relative to the sale of Lucky 7 tickets.

HB 1178, relative to the sale and transfer of animals from animal shelters.

HB 1195, establishing a committee to study the impacts of the property tax on New Hampshire's residents, businesses, municipalities, and the economy.

HB 1322, relative to the definition of "party" for election purposes.

HB 1333, establishing a committee to study the feasibility of prorating the elderly property tax exemption in certain cases.

HB 1335-FN, establishing a committee to study the university system of New Hampshire's purchasing process and practices and their effect on the New Hampshire economy.

HB 1347, establishing a house committee to study apportionment of state representative districts.

HB 1411-FN-A, relative to restoring moneys to the department of health and human services and depositing the balance of the surplus into the revenue stabilization reserve account.

HB 1435, requiring law enforcement officials to disclose specific information relating to a police checkpoint.

HB 1466, relative to modification of a tax increment financing plan.

REFERRED FOR INTERIM STUDY

HB 186, relative to the authority of the department of state.

HB 562, relative to title loans.

HB 1242-FN, relative to deductibles, coinsurance, and out-of-pocket maximums under health insurance policies.

HB 1404, relative to payroll cards.

LAI ON THE TABLE

HB 1170-FN, repealing the death penalty in New Hampshire.

HB 1244, relative to the disclosure of the names of lottery winners.

HB 1405, prohibiting an employer from using credit history in employment decisions.

HB 1498-FN, relative to wages lost when an employee submits to a medical examination required under workers' compensation law.

HB 1571-FN-L, relative to breastfeeding.

SENATE MESSAGE

The following entitled House Bills cannot be admitted into the Senate under Senate Rule 3-21, as the subject matter of the bills was found Inexpedient to Legislative in the first year of the biennium.

HB 544, relative to access to health insurance coverage.

HB 1457-FN, establishing a committee to study the use of the sex offender registry.

HB 1577-FN, relative to regulating alkaline hydrolysis for the disposal of human remains.

HB 1625-FN, relative to penalties for possession of marijuana in the amount of one ounce or less and the cultivation of marijuana plants.

RECESS