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HOUSE RECORD

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Concord, N.H.

Thursday, March 23, 2017

No. 11

HOUSE JOURNAL No. 10 (Cont'd)

Thursday, March 9, 2017

Rep. Hinch moved that the House adjourn.
Motion adopted.

HOUSE JOURNAL No. 11

Thursday, March 23, 2017

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 Guest Chaplain, Veeramani Ranganathan, co-founder of the Hindu Temple of New Hampshire.

Respects to Mother, Father, Guru (Teacher) and Guest; they are all forms of God/Supreme being. O Lord! May peace pervade the vast skies and all space. May peace reign all over the earth, in its waters, herbs, trees and creepers. May peace flow over the whole Universe. May peace be in the Supreme Being. May there always be peace and peace alone in all. May there be peace, peace and peace for all. May all be happy. May all enjoy health and freedom from disease. May all enjoy prosperity. May none suffer. May there be peace, peace and peace for all. Amen.

Representative Ellen Read, member from Newmarket, led the Pledge of Allegiance.

The National Anthem was sung by Colin White of Newmarket.

LEAVES OF ABSENCE

Reps. Aldrich, Hynes, Katsakiores, Mann, Manning, McBeath, Oxenham, Polewarczyk, Kimberly Rice and Yvonne Thomas, the day, illness.

Reps. Baldasaro, Cote, Dowling, Fenton, Gargas, Irwin, Janigian, Keane, Knirk, Kotowski, Lundgren, Morrison, O'Neil, Opderbecke, Phinney, Timothy Smith, Spanos, Leonard Turcotte, Valera, Thomas Walsh and Woitkun, the day, important business.

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

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

INTRODUCTION OF GUESTS

Samantha Schwarz, student at Kingswood Regional High School, Page for the day.

Shirley White, wife of the singer, guest of Rep. Read. Tony Heneghan, guest of Rep. Ammon. Denis Ward, guest of Rep. Bailey. Janet Briggs, guest of Rep. Azarian. The Honorable Sue Ford, former member from Easton, and Deborah Barrett, guests of Rep. Massimilla. Eamon Silvia-Chandley, son of Rep. Chandley. Lew Feldstein, Eva Costello and students from Rivier University, guests of Rep. Mangipudi. Fourth grade students from Hillsborough-Deering Elementary School, guest of Reps. Burt, McNamara and Porter.

MOTION TO VACATE

Rep. James Belanger moved that the House vacate the reference of **SB 73**, relative to septic requirements in conversions to accessory dwellings, to the Committee on Municipal and County Government.
Motion adopted.

The Speaker referred **SB 73** to the Committee on Resources, Recreation and Development.

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 87, 123 and 127.

Rep. Hinch, Senator Avard for the Committee

SENATE MESSAGE**REQUESTS CONCURRENCE WITH AMENDMENT**

HB 368-FN-A, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor. (Amendment printed SJ 3-16-17)

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

Motion adopted.

The Speaker appointed Reps. Chandler, John Graham, Lynne Ober and Ebel.

Rep. Kurk yielded to questions.

MOTION TO RECESS

Rep. Shurtleff moved that the House stand in Recess until 10:30 a.m.

Without objection, the Speaker ordered.

The House recessed at 10:20 a.m.

RECESS

The Speaker reconvened the House at 10:40 a.m.

Rep. Kurk yielded to questions.

MOTION TO SUSPEND HOUSE RULES

Reps. Hinch and Shurtleff moved that House Rule 49 be so far suspended as to allow work on a Committee of Conference on **HB 368-FN-A**, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor.

On a division vote, with 302 members having voted in the affirmative, and 50 in the negative, the motion was adopted by the necessary two-thirds vote.

MOTION TO PRINT DEBATE

Rep. Shurtleff moved that the debate on **HB 368-FN-A**, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor, be printed in the Permanent Journal.

Without objection, the Speaker ordered.

DEBATE ON HB 368-FN-A

Rep. Shurtleff: I thank the gentleman from Weare for taking my question. Understanding that the bill coming up before us, HB 368, is a money bill, \$25 million in funding for heat for this building and the Galen campus. Part of that money, possibly \$18 million, the state funding and it would be up to the Finance Committee to determine where that funding would come from. Would it be fair to say that money could come out of the rainy day fund? I know people in our caucus are concerned about current funding projects being harmed if the money is taken out of those. Would the rainy day fund be a viable option?

Rep. Kurk: Thank you for your question. The proposal is to bond \$7 of the \$25 million necessary for the project and to appropriate \$18 million out of the expected surplus from 2017. The money could come out of the rainy day fund. The proposal now is to have the rainy day funded at about \$100 million or it could come out of the infrastructure fund, which at the moment is somewhere between \$45 and \$50 million.

CLERK'S NOTE

There was a mechanical issue with the sound system in which the middle part of the debate on HB 368-FN-A was lost and therefore could not be entered into the Permanent Journal.

DEBATE ON HB 368-FN-A CONT'D

Rep. Kurk: I assure you that is not the intention of the Finance Committee. This would come strictly out of surplus without making any changes in the current level of appropriations for specific agencies and specific programs.

Rep. Shurtleff: Thank you for your corrections and I thank you for your indulgence, Mister Speaker.

CONSENT CALENDAR

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

HB 173, relative to regulations restricting the use of water for outdoor usage, removed by Rep. Hoell.

HB 463-FN, regulating groundwater pollution caused by polluting emissions in the air, removed by Rep. Hoell. Consent Calendar adopted.

HB 190, relative to the wildlife habitat account and the fisheries habitat account. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kenneth Weyler for Finance. The Fish and Game Department owns many tracts of land across the state. It is anticipated by those who buy fishing and hunting licenses that those tracts are available for the license holders' use. Unfortunately, many tracts are neither surveyed nor marked to make it obvious that these tracts are, indeed, Fish and Game property. The bill assigns 25% of the funds from the Wildlife Habitat Account for the purpose of surveying, marking and signage. Since stamps are no longer used on licenses, an amendment was added, which had to include several other areas of law, in order to remove all references to stamps. Vote 26-0.

Amendment (0848h)

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

1 Fish and Game Fund; Game Management Account Established. Amend RSA 206:34-b, I to read as follows:

I. The state treasurer shall establish a separate nonlapsing account within the fish and game fund, to be known as the game management account. Each month the department shall determine the number of ~~[stamps;]~~ licenses, applications, or permits sold for moose, bear, turkey, and waterfowl and, for each, transfer \$10 to the game management account. The moneys in this account shall be used exclusively for the implementation of a comprehensive population and habitat management program, including research and management, protection, education, and outreach for game as defined in RSA 207:1, IX, fur-bearing animals as defined in RSA 207:1, VIII, and migratory game birds as defined in RSA 209:5 to include waterfowl, snipe, and woodcock. Funds in the game management account are hereby continually appropriated for said purposes. Said funds shall be expended for the purposes of this section as determined by the executive director with approval of the commission.

2 Fish and Game Fund; Pheasant Stamp Revenues. Amend RSA 206:35-a to read as follows:

206:35-a Pheasant ~~[Stamp]~~ **License** Revenues. The state treasurer shall establish a separate account to which shall be credited all moneys collected by the fish and game department from issuance of pheasant ~~[stamps]~~ **licenses** under RSA 214:9, X. The moneys in said account shall be used only for purchase or propagation of pheasants, and is hereby appropriated for said purposes. Said funds shall be expended for the purposes hereof as determined by the executive director with the approval of the commission. The moneys in said account shall be nonlapsing.

3 Beaver; Sealing and Sale of Skins. Amend RSA 210:8, IV-V to read as follows:

IV. Any of the skins as specified in paragraph I that come into this state in any manner from any other state, country or province shall bear the official tag~~[-seal or stamp]~~ **or seal** of such other state, country, or province.

V. If any of the skins as specified in paragraph I come into this state from another state, country, or province and said state, country, or province does not require an official tag~~[-seal or stamp]~~ **or seal**, the person possessing such skins shall have said skins tagged or sealed within 3 days of entrance into this state in accordance with this section, or ~~[he]~~ **the person** shall possess an itemized bill of sale and said bill of sale shall be produced for inspection upon the request of any law enforcement officer.

4 Hunting, Fishing, and Trapping; Pheasant Stamp or License Required. Amend RSA 214:1-b to read as follows:

214:1-b Pheasant ~~[Stamp or]~~ License Required. No person shall at any time hunt, shoot, pursue, kill, or take pheasants in this state without first procuring, in addition to the applicable hunting license required by RSA 214:1, a ~~[stamp or]~~ license to do so under RSA 214:9, X, for the same period. ~~[If a stamp is issued, it must be permanently affixed to the back of said hunting license and signed across the face in a permanent manner with the applicant's signature.]~~ A person under the age of 16 years may hunt, shoot, pursue, kill, or take pheasants without such a ~~[stamp or]~~ license provided that, while so doing, he **or she** is accompanied by an adult who has procured such a ~~[stamp or]~~ license.

5 Wildlife Habitat Stamp or License. Amend RSA 214:1-f to read as follows:

214:1-f Wildlife Habitat ~~[Stamp or]~~ License.

I. No person shall at any time take wild animals or wild birds in this state without first procuring, in addition to any applicable licenses required by title XVIII, a wildlife habitat ~~[stamp or]~~ license under RSA 214:9, XV, for the same period. ~~[If a stamp is issued it shall be signed across the face in a permanent manner with the applicant's signature and shall be carried upon such person while engaged in taking wild animals or wild birds.]~~ A person under the age of 16 years may take wild animals or wild birds without such a ~~[stamp or]~~ license provided that, while so doing, the person is accompanied by an adult who has procured such ~~[stamp or]~~ license. This paragraph shall not apply to any person who takes wild animals or wild birds under a complimentary license, excluding any administrative fee, issued pursuant to RSA 214:3, RSA 214:7-a, RSA 214:13, RSA 214:13-b, or RSA 214:13-c, or a lifetime license issued pursuant to RSA 214:9-c or RSA 214:9-cc that was purchased in a prior calendar year.

II. A license to take any kind of wild animal or wild bird as required by title XVIII shall not be issued, except for the complimentary licenses listed under paragraph I, to any person who has not purchased a wildlife habitat ~~[stamp or]~~ license. A person shall only be required to purchase one wildlife habitat ~~[stamp or]~~ license under RSA 214:9, XV each year regardless of the number of licenses purchased by that person during that year.

III. For the purpose of this section, "wild animal" shall not include fish or marine species.

IV. The executive director, with the approval of the commission, shall adopt rules, pursuant to RSA 541-A, relative to the manner of issuance of the wildlife habitat ~~[stamp or] license[, and may, with the approval of the commission, provide for the reproduction, sale, licensing, and other disposal of art created for the stamp. The art for the stamp may be selected through an art contest administered by the executive director with the approval of the commission. A stamp may be issued only upon prior authorization by the legislature].~~

V. The state treasurer shall establish a separate nonlapsing account within the fish and game fund, to be known as the wildlife habitat account, to which shall be credited all fees collected under RSA 214:9, XV from the sale of wildlife habitat ~~[stamps and] licenses [and all proceeds derived from the art created for the stamp under paragraph IV].~~ The state treasurer may accept public and private grants and donations into the account.

VI. The state treasurer shall invest the moneys in the wildlife habitat account as provided by law. Interest received on investments shall be credited to the account.

VII. The wildlife habitat account is continually appropriated and may only be used for the following purposes within the state of New Hampshire:

(a) The development, management, preservation, conservation, restoration, and maintenance of wildlife habitat on both public and private lands, with at least:

(1) ~~[50]~~ **25** percent of the annual revenue from ~~[stamp and] license~~ sales dedicated to pay costs of labor and materials for direct physical land management activities, **and**

(2) **25 percent of the annual revenue from license sales dedicated to pay the cost of fish and game department boundary survey work and all necessary survey documents including the posting of any signage necessary to delineate the boundaries of fish and game department lands. The commission, with the assistance of department personnel, shall approve the necessary boundary signs and wording that shall appear on the boundary signs;**

(b) Obtaining land access to wildlife habitat areas;

(c) The acquisition of easements upon private property for the purposes of subparagraphs (a) and (b);

(d) The acquisition of private land to protect critical wildlife habitat, provided that the governing body of any municipality, unincorporated town, or unorganized place in which the property is located approves; **and**

(e) ~~[The promotion and production of the wildlife habitat stamp and artwork; and~~

(f) Providing information to the public on the location of properties managed by the fish and game department.

VIII. When ~~[stamp and] license~~ revenue is used to either obtain an easement under subparagraph VII(c) or purchase land under subparagraph VII(d), no condition shall be accepted which restricts hunting and trapping on the associated land. This requirement shall not apply to lands used for access purposes or if the executive director finds that it is in the interest of the hunting and trapping community to allow such a restriction. The executive director shall allow hunting and trapping on such lands, as is permissible, but may prohibit for any length of time the hunting or trapping on the whole or part of such lands when it is necessary for the protection or propagation of a wildlife species or for public safety reasons.

IX. The executive director, with the approval of the commission, shall expend the funds in the wildlife habitat account. Prior to the expenditure of any funds, the fish and game department shall analyze the proposed project and provide the executive director and the commission with recommendations as to the project's usefulness and feasibility. **No funds in the wildlife habitat account shall be expended for the purchase of equipment or materials, with the exception of expenditures for necessary equipment purchases, leases, or rentals for the completion of projects authorized under subparagraphs VII(a)(1) and (2).**

X. The executive director shall submit to the fiscal committee and the chairpersons of the house ~~[wildlife and marine resources committee and the senate wildlife and recreation committee]~~ **and senate committees with jurisdiction over fish and game matters** a detailed fiscal year report by October 1 of each year, beginning with fiscal year 2000, with sufficient information to be fully understood by the general court and the public, summarizing the receipts and disbursements from the wildlife habitat account and the public benefits derived from the disbursements from it. Every fifth year, beginning in 2003, the annual report shall provide an in-depth financial accounting and summary of work accomplished in the previous 5 years, outlining all projects that are completed, in process, and planned. All annual reports shall be made available to the public after submission to the general court.

6 Fish and Game; Fisheries Habitat Account. Amend RSA 214:1-g, VI and VII to read as follows:

VI. The executive director, with the approval of the commission, shall expend the funds in the fisheries habitat account. Prior to the expenditure of any funds, the fish and game department shall analyze the proposed project and provide the executive director and the commission with recommendations as to the project's usefulness and feasibility. **No funds in the fisheries habitat account shall be expended for the purchase of equipment or materials, with the exception of expenditures for necessary equipment purchases, leases, or rentals for the completion of projects authorized under subparagraph IV(a).**

VII. The executive director shall submit to the fiscal committee and the chairpersons of the house [~~wildlife and marine resources committee and the senate wildlife and recreation committee~~] **and senate committees with jurisdiction over fish and game matters** a detailed fiscal year report by October 1 of each year, beginning with fiscal year 2000, with sufficient information to be fully understood by the general court and the public, summarizing the receipts and disbursements from the fisheries habitat account and the public benefits derived from the disbursements from it. Every fifth year, beginning in 2005, the annual report shall provide an in-depth financial accounting and summary of work accomplished in the previous 5 years, outlining all projects that are completed, in process, and planned. All annual reports shall be made available to the public after submission to the general court.

7 Hunting, Fishing, and Trapping, Issuance of Licenses. Amend RSA 214:7, I to read as follows:

I. Licenses, tags, [~~stamps,~~] or permits shall be issued by the executive director through his **or her** agents under such agreements, and in such form, as the executive director may prescribe. Licensees shall furnish information concerning fish, game, or fur-bearing animals as the executive director may require.

8 Hunting, Fishing, and Trapping; Form; Fees. Amend RSA 214:8, I to read as follows:

I. The executive director shall prepare licenses, game tags, permits, [~~stamps,~~] and such other forms as determined necessary to comply with all licensing requirements of title XVIII. Such license, when issued to the licensee, shall bear the date of issuance, and shall contain the name, age, color of eyes, and residence of the licensee and such other information, including affidavits, as may be requested by the executive director. The license, to be valid, shall be countersigned by the licensee on the face of the license in the space provided.

9 Hunting; Fishing, and Trapping; Application. Amend RSA 214:9, X to read as follows:

X.(a) Pheasant license [~~or stamp~~], which shall entitle the licensee to hunt, shoot, kill, and take, except by the use of traps, pheasants during the open season.

(b) The fee for such license [~~or stamp~~] shall be set by the executive director pursuant to RSA 206:10, I.

10 Hunting, Fishing, and Trapping; Applications. Amend RSA 214:9, XV to read as follows:

XV. If the applicant wishes to take wild animals, excluding fish and marine species, or wild birds, a fee set by the executive director pursuant to RSA 206:10, I, and the agent shall thereupon issue a wildlife habitat [~~stamp or~~] license as provided in RSA 214:1-f. For any year in which a [~~stamp~~] **license** is issued, the agent shall be entitled to retain a portion of the fee as set by the executive director pursuant to RSA 206:10, I for each wildlife habitat [~~stamp~~] **license** sold and all [~~stamps~~] **licenses** sold at the department headquarters or any subagency thereof shall retain the same portion of the fee which, notwithstanding RSA 214:1-f, V, shall be credited to the general fish and game fund. Notwithstanding any other provision of law, there shall be no agent fee for a wildlife habitat license issued pursuant to RSA 214:1-f.

11 Hunting, Fishing, and Trapping; Stamps and Permits. Amend RSA 214:9-e to read as follows:

214:9-e [~~Stamps or~~] Permits may be Authorized.

I. The executive director and the commission jointly may, after notice and public hearing, issue [~~stamps or~~] permits for the taking of any species of wildlife. A majority of the commission and the executive director shall agree to take such action before it shall be authorized. The decision to issue such [~~stamp or~~] permit shall be recorded in the minutes of the commission which shall also indicate the agreement of the executive director to such action. Notwithstanding RSA 214:1, the purchase of such [~~stamp or~~] permit where authorized shall permit the taking of such species and the purchase of such [~~stamp or~~] permit shall be required before such species may be taken. The decision to authorize such [~~stamps or~~] permits shall not be considered a rule subject to the provisions of RSA 541-A.

II. The executive director and the commission jointly may, after notice and public hearing, rescind any action taken under paragraph I of this section by following the same procedure specified in paragraph I of this section for authorizing the issuance of a [~~stamp or~~] permit.

III. If the issuance of a [~~stamp or~~] permit is authorized under the provisions of this section a fee for such [~~stamp or~~] permit shall be adopted by rule under RSA 541-A.

IV. The state treasurer shall establish a separate nonlapsing account within the fish and game fund for each such [~~stamp or~~] permit, to which all fees collected by the fish and game department from such [~~stamps or~~] permits shall be applied. The moneys in these accounts shall be used, in accordance with RSA 212-A:15, exclusively for the implementation of comprehensive management programs, including education, research, protection and management, and are hereby appropriated for said purpose.

12 Fish and Game Agents; Definitions. Amend RSA 214-A:1, I-II to read as follows:

I. "Agency" means any person, entity, or governmental unit which is in the business of providing licenses, [~~stamps,~~] tags, permits, and off highway recreational vehicle (OHRV) and snowmobile registrations to the general public.

II. "Agent" or "license agent" means that individual who has executed an agreement for the agency and who is responsible for actions taken by his or her designees relative to compliance with the issuance of licenses, [~~stamps,~~] tags, permits, and OHRV and snowmobile registrations within his or her agency and is subject to the provisions of this chapter.

13 Fish and Game Agents; Issuance of Licenses. Amend RSA 214-A:2, I-III to read as follows:

I. Licenses, tags, ~~[stamps;]~~ or permits issued by the department shall be issued by the executive director or through the executive director's agents appointed under such agreements, and by the procedure and in the form, as the executive director may prescribe. Agents shall furnish information concerning fish, game, or fur-bearing animals as the executive director may require.

II. Agents of the executive director shall issue licenses, tags, ~~[-stamps;]~~ or permits in accordance with the prescribed procedure and shall charge and collect the fees prescribed by law.

III. If the executive director determines that a license agent has violated any of the terms of the agreement made between the department and the license agent, the executive director may terminate the agreement upon written notice to the agent. When the violation involves the handling and remittance of state funds, the executive director may, in lieu of termination, accept from the license agent a bond from a suitable corporate surety, authorized to do business in this state, guaranteeing payment of all state funds collected as a result of licenses, tags, ~~[stamps;]~~ and permits issued by such agent for the state.

14 Fish and Game Agents; Issuance of Licenses. Amend RSA 214-A:2, VI to read as follows:

VI. The executive director may adopt rules, pursuant to RSA 541-A, for the electronic issuance of licenses, permits, ~~[stamps;]~~ and tags under the provisions of this title, by an agent or by the department. Any such rules shall include procedures for verification of residency, the determination of sufficient proof of hunter education or other certification requirements, and any requirements of the licensee as to the use of the license, permit, ~~[stamp;]~~ or tag acquired electronically.

15 Application of Receipts; Fish and Game Stamp and Permit Fund. Amend RSA 6:12, I(b)(215) to read as follows:

(215) Moneys deposited in the department of fish and game's ~~[stamp-and]~~ permit fund under RSA 214:9-e, IV.

16 Effective Date. This act shall take effect July 1, 2017.

AMENDED ANALYSIS

This bill provides for a portion of funds in the wildlife habitat account to be used for fish and game department boundary work, and limits expenditures from the wildlife habitat account and fisheries habitat account for equipment and materials. The bill also corrects references to legislative committees and removes references to "stamps" in the fish and game statutes.

HB 356-FN, establishing a committee to study education funding and the cost of an opportunity for an adequate education. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kenneth Weyler for Finance. The education adequacy laws set the formula for how much the state distributes for each public school student and also differentiated aid (free and reduced meals, English language learner, special education and third grade reading). The formula has seen many changes throughout its history, and this bill establishes a committee to analyze the success of the current law and propose changes. An amendment was added to simplify the criteria under which the committee would act. Vote 26-0.

Amendment (0846h)

Amend section 2 of the bill by replacing subparagraph I(a) with the following:

(a) Seven members of the house of representatives, 2 of whom shall be from the house finance committee, appointed by the speaker of the house of representatives.

Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall:

I. Evaluate the successes and shortcomings of the funding formula for kindergarten to grade 12 and propose changes to improve the funding formula.

II. Review and recommend modification to the education funding formula and the cost for an opportunity for an adequate education.

III. Identify the causes of increased per pupil education costs and develop proposals to help local school districts contain increasing costs.

IV. Identify trends and disparities across the state in student performance in kindergarten to grade 12 and develop policy and funding formula recommendations for improvement.

V. Consider other policy issues as the committee may deem necessary.

HB 452-FN, establishing the office of the business advocate in the department of resources and economic development and making an appropriation therefor. **INEXPEDIENT TO LEGISLATE.**

Rep. J. Tracy Emerick for Finance. This bill creates a new position in the Department of Resources and Economic Development (DRED) in order to facilitate 'one stop' for businesses dealing with the state. However, the Governor is reorganizing DRED into either the Department of Natural and Cultural Resources or the Department of Business and Economic Affairs. With the new emphasis on business this position is considered no longer necessary and the functions of this position are to be under the purview of the new Commissioner. Vote 25-0.

HB 624, relative to group II vested deferred retirements, the age of dependents in the retiree health plan, and retired judges' participation in the retiree health plan. **OUGHT TO PASS WITH AMENDMENT.**

Rep. J. Tracy Emerick for Finance. This bill corrects the age of certain group II vested deferred state retirees, to be eligible for retiree medical benefits, so that the age references are consistent within the state law. The bill changes the maximum age certain dependent children of state employees, who died in the performance of duty, to participate in the state retiree group medical insurance plan. The bill also clarifies the authority for judges and retired judges to participate in the state retiree group medical insurance plan. Previously, judges' participation was assumed; this bill clarifies their participation. Vote 25-0.

Amendment (0659h)

Amend the bill by replacing section 5 with the following:

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

SB 64, establishing a committee to study medication synchronization. **OUGHT TO PASS.**

Rep. Mark Pearson for Health, Human Services and Elderly Affairs. For many people, those with severe demands on their time and the housebound just to name a few, multiple trips to the pharmacy each month may pose extreme difficulty, often resulting in missed doses of vital medications. This bill would establish a committee to study the synchronization of medicine so that fewer trips to the pharmacy would be necessary. Prescriptions might then be filled on the same date with each other. Vote 15-0.

HB 380-FN, relative to the oil discharge and disposal cleanup fund. **OUGHT TO PASS.**

Rep. Patrick Abrami for Ways and Means. This bill clarifies that the oil discharge and disposal cleanup fund is non-lapsing, clarifies eligibility requirements for potential contamination source properties, and increases the limit for reimbursement for tank upgrade costs for low-income owners of on-premises-use facilities, in order to stay current with market rates. The committee verified that this bill does not modify the fees assessed to fund the oil discharge and disposal cleanup fund. Since there was no change in fees, the committee unanimously voted this bill ought to pass. Vote 21-0.

HB 386-FN, relative to technical corrections to the education tax credit statute. **OUGHT TO PASS.**

Rep. Timothy Lang for Ways and Means. This bill makes changes to the education tax credit statute and repeals the prohibition on a pupil attending a school other than the school to which the pupil was assigned by the school board. This is a second committee bill; the policy having been established in the policy committee, and passed by the House. The revenue aspect of this bill is relative to the change in dates for application from June 15th to November 15th and will have no impact on state revenues. Vote 21-0.

HB 568-FN, relative to the taxability of lease interests in public property. **OUGHT TO PASS.**

Rep. Patrick Abrami for Ways and Means. This bill clarifies the taxability of lease interests in public property and allows for political subdivisions to adopt an exemption from the taxability requirement for land leased exclusively for agriculture. The bill adds county to the list of public property, joining state, city, town, school district, and village district that are already included in statute. This bill was brought forth on recommendations from a study commission on this issue and the committee overwhelmingly agreed that these changes were appropriate. Vote 20-1.

HB 654-FN, establishing a committee to study the regulation and taxation of vacation rentals and short-term rentals. **OUGHT TO PASS.**

Rep. Bill Ohm for Ways and Means. This bill, as amended by the policy committee, calls for a study committee to resolve policy questions regarding short term rentals. Among those policy questions are issues on taxation, currently in litigation and scheduled for trial in early May. Ways and Means prefers not to interfere with the pending litigation and recommends that the study committee monitor the situation. Vote 13-0.

SB 16, reauthorizing the commission to study apportionment of gross business profits under RSA 77-A and the committee to study the process by which business names are authorized by the secretary of state. **OUGHT TO PASS.**

Rep. Patrick Abrami for Ways and Means. This bill reauthorizes the commission to study apportionment of gross business profits under RSA 77-A and the committee to study the process by which business names are authorized by the Secretary of State. The committee unanimously agreed that both these topics are of vital importance to the State of New Hampshire and its businesses and therefore voted this bill ought to pass. Vote 13-0.

Referred to the Committee on Commerce and Consumer Affairs.

REGULAR CALENDAR

SB 246-FN, relative to credit union branching authority. **OUGHT TO PASS.**

Rep. Edward Butler for Commerce and Consumer Affairs. This bill clarifies NH law and removes current impediments to out-of-state branching opportunities for NH credit unions. The bill strikes language dealing with issues and conditions of reciprocity between states that currently must be met prior to approval of any out-of-state branching and places that authority with the NH Bank Commissioner. The language has been identified

as unnecessary and has actually prevented business opportunities for NH credit unions. The change is consistent with identical modifications that were previously made within the banking statutes in 2015. The bill is supported by the Banking Department and has received no opposition. Adoption will provide for consideration of branching opportunities for NH credit unions and the committee urges your support. Vote 12-2. Committee report adopted and ordered to third reading.

SB 10-FN, relative to dairy farmer relief. OUGHT TO PASS WITH AMENDMENT.

Rep. Howard Pearl for Environment and Agriculture. The committee finds that New Hampshire dairy farmers have suffered significant financial loss as a result of diminished crops due to the drought of 2016. These farms enhance our natural landscape through their pastures, forests and agricultural structures. This bill will provide up to \$2 million to be distributed by need through a formula based on homegrown feed loss due to the drought. The estimated impact of the dairy industry on the New Hampshire economy is estimated to be \$225 million. Vote 18-0.

Amendment (0762h)

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

1 Findings. The general court finds that many New Hampshire permitted or licensed milk producers have suffered significant financial loss as a result of diminished crops due to the drought during 2016. Such losses have been compounded as a result of several years of unreasonably low federally-established milk prices. As a result of those factors, several permitted or licensed milk producers have ceased milk production. These farms enhance our natural landscape through their pastures, forests, and agricultural structures, from which our citizens derive great pleasure and to which so many of our tourists are attracted. Also locally-produced milk is important to the state's ability to feed itself and the farms on which milk is produced help maintain vital agricultural services in our communities.

2 New Subdivision; New Hampshire Dairy Producer Drought Relief Program. Amend RSA 184 by inserting after section 111 the following new subdivision:

New Hampshire Dairy Producer Drought Relief Program

184:112 Definitions. In this subdivision:

- I. "Department" means the department of agriculture, markets, and food.
- II. "Forages" means hay, haylage, silage, and pasture.
- III. "Homegrown feed" means forages and grain, or a composite in any combination grown on land owned or leased by the producer.
- IV. "New producer" means a producer who initiated milk production in 2016.
- V. "Producer" means a dairy farmer, as permitted or licensed under this chapter, engaged in the business of producing milk in New Hampshire and sold wholesale or retail for any purpose.

184:113 Implementation.

I. In order to qualify for the New Hampshire dairy producer drought relief program, a producer shall complete and submit an application in which the department shall be provided proof of homegrown feed loss due to drought along with records of milk production for the 2016 calendar year.

II. The department shall design and provide such forms and applications as necessary to calculate and process the program and shall supply such forms and applications to any producer upon request.

III. Any producer electing to participate in the New Hampshire dairy drought relief program shall complete and submit an application no later than 30 days after the effective date of this subdivision.

IV. For the purposes of verification of an application and claim, such records and data kept by the producer or producer's agent, United States Department of Agriculture Farm Service Agency, United States Department of Agriculture Agricultural Marketing Service Dairy Marketing Program, University of New Hampshire Cooperative Extension Service, Dairy Marketing Services LLC, or the producer's lender, cooperative, insurance agent, crop insurance representative, or processor shall be provided to the department along with the completed application. The department shall review such records and data in support of an application.

V. A new producer's annual milk production for 2016 shall be prorated based on their actual milk production.

VI. The applicant producer shall sign a release allowing the department access to production and crop records and permit the department on-site access for program verification purposes. The producer shall allow the department to make random inspections and audits of records, as necessary, in order to verify production. Information provided to the department is proprietary to the producer and the department and is to be used solely for program verification and determining payment. In no way shall such information provided be made public except for (a) the percentage of homegrown feed loss approved by the department, and (b) total payment to the producer.

VII. The applicant producer shall sign a form provided by the department attesting to the best of the producer's knowledge, the records and data provided by the producer are accurate and truthful.

184:114 Calculation of Payment.

- I. The homegrown cost of feed shall be \$6.10 per hundredweight of milk produced.

II. To arrive at the amount to be paid to the producer, the cost of feed in paragraph I shall be multiplied by the percentage of homegrown feed loss in 2016 over 2015 due to drought and that product shall be multiplied further by the producers total milk production in hundredweight of milk produced in 2016. There shall be subtracted from that amount any drought -related payments received by the producer from the federal government, excluding crop insurance payments.

III. Proof of loss shall be in the form of a notice of loss or other typical documentation of loss from a competent authority, including but not limited to such agencies as the United States Department of Agriculture-Farm Service Agency or crop insurance agent.

IV. If the amount appropriated for dairy producer drought relief by the general court is insufficient to pay each producer entirely and in whole in the manner as outlined in this section, any such final distribution shall be prorated and reduced proportionally for the benefit of all the producer applicants. The reduced amount shall then be distributed accordingly.

V. Any unexpended funds, after final distribution, shall be returned to the general fund.

VI. Should a producer cease to be a producer for any reason on or before December 31, 2020, the producer shall reimburse the state the entire amount paid to the producer under this program. The department of health and human services, dairy sanitation program (dairy sanitation) shall provide the department of justice a list of all permitted or licensed dairies. This list shall be provided on December 31 of each year from 2017 through 2020. Should the department of justice find that any producer is no longer permitted or licensed under this chapter by dairy sanitation then the department of justice shall collect reimbursement for the state of the amount paid to the producer.

VII. The administration and distribution of any funds appropriated for the purposes of this subdivision shall be administered by the department, which shall be exempt from the provisions of RSA 541-A.

3 Appropriation. There is hereby appropriated to the department of agriculture, markets and food the sum of \$2,000,000 for the fiscal year ending June 30, 2017 to pay milk producers permitted or licensed under RSA 184 for relief from the 2016 drought under RSA 184:112 through 114.

4 Milk Producers Emergency Fund; Membership. Amend RSA 184:109, I(a) to read as follows:

(a) The commissioner, *or designee*.

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

AMENDED ANALYSIS

This bill creates a program to repay licensed milk producers from losses they may have incurred during the 2016 drought.

This bill also makes an appropriation to the department of agriculture, markets and food to fund the New Hampshire dairy producer drought relief program.

Rep. Hansen spoke against.

Rep. McConnell spoke in favor.

SENATE MESSAGE

ACCEDES TO REQUESTS FOR COMMITTEE OF CONFERENCE

HB 368-FN-A, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor.

The President appointed Sens. D'Allesandro, Daniels and Bradley.

REGULAR CALENDAR - SB 10-FN CONT'D

MOTION TO LAY ON THE TABLE

Rep. Sylvia moved that **SB 10-FN**, relative to dairy farmer relief, be laid on the table.

Rep. Altschiller requested a roll call; sufficiently seconded.

YEAS 91 - NAYS 261

YEAS - 91

BELKNAP

Fisher, Robert
Sylvia, Michael

Fraser, Valerie
Vadney, Herbert

Howard, Raymond
Varney, Peter

Silber, Norman

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

McCarthy, Frank

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Tatro, Bruce

COOS

Hatch, William

Judd, Bing

GRAFTON

Binford, David
Johnson, Tiffany

Hull, Robert

Ladd, Rick

Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
Burt, John
Fedolff, Jim
Gould, Linda
Hopper, Gary
Lewicke, John
O'Leary, Richard
Sanborn, Laurie
Somero, Paul

Griffin, Barbara
Christie, Rick
Ferreira, Elizabeth
Halstead, Carolyn
Moore, Josh
Murotake, David
Prout, Andrew
Schleien, Eric
Ulery, Jordan

Bouldin, Amanda
Dickey, Glen
Fromuth, Bart
Hansen, Peter
Kurk, Neal
Murphy, Keith
Ober, Russell
Scully, Kevin
Sullivan, Victoria

Burns, Charlie
Dyer, Caleb
Griffin, Gerald
Hellwig, Steve
LeBrun, Donald
Notter, Jeanine
Renzullo, Andrew
Seidel, Carl
Vaillancourt, Steve

MERRIMACK

Turcotte, Alan
Klose, John
Seaworth, Brian

Kuch, Bill
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol

Hoell, J.R.
Smith, Ryan

ROCKINGHAM

Cook, Allen
Dean-Bailey, Yvonne
Edwards, Jess
Stone, Brian

Bates, David
Friel, William
Kolodziej, Walter
True, Chris

Bean, Philip
Marsh, Henry
Osborne, Jason
Wallace, Scott

Costable, Michael
Itse, Daniel
Spillane, James
Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
Pitre, Joseph

Beube, Roger
Spang, Judith

Harrington, Michael
Wuelper, Kurt

Kaczynski, Thomas

NAYS - 261**BELKNAP**

Abear, Marc
Huot, David

Comtois, Barbara
Lang, Timothy

Fields, Dennis
Maloney, Michael

Flanders, Donald
Plumer, John

CARROLL

Buco, Thomas
Nelson, Bill

Butler, Edward
Schmidt, Stephen

Crawford, Karel
Umberger, Karen

McConkey, Mark
Marsh, William

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Shepardson, Marjorie

Ames, Richard
Harvey, Cathryn
Johnsen, Gladys
Stallcop, Joseph

Berch, Paul
Ley, Douglas
Meador, David
Sterling, Franklin

Bordenet, John
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

COOS

Fothergill, John
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

Merner, Troy
Tucker, Edith

Moynihan, Wayne

GRAFTON

Abel, Richard
Boutin, Skylar
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Almy, Susan
Brown, Duane
Ham, Bonnie
Maes, Kevin
Rand, Steven

Bailey, Brad
Campion, Polly
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Beaulieu, Jane
Carr, John
Cornell, Patricia
Donovan, Daniel
Freeman, Lisa
Gidge, Kenneth
Hinch, Richard
Judy, Jean
Lascelles, Richard
McCarthy, Michael
Martin, Joelle
Newman, Sue

Backus, Robert
Biggie, Barbara
Chandley, Shannon
Sullivan, Daniel
Edwards, Elizabeth
Freitas, Mary
Goley, Jeffrey
Belanger, James
King, Mark
Leishman, Peter
MacKenzie, Mark
Martineau, Jesse
Nutting, Allison

Baroody, Benjamin
Byron, Frank
Christensen, Chris
Danielson, David
Elber, Joel
Smith, Gregory
Heath, Mary
Schmidt, Janice
Klee, Patricia
Lisle, David
Mangipudi, Latha
McNamara, Richard
O'Brien, Michael

Barry, Richard
Moore, Craig
Cleaver, Skip
DiSilvestro, Linda
Forest, Armand
Gagne, Larry
Herbert, Christopher
Jack, Martin
L'Heureux, Robert
MacKay, Mariellen
Manley, Jonathan
Negron, Steve
Ohm, Bill

Long, Patrick
Porter, Marjorie
Rosenwald, Cindy
Sofikitis, Catherine
Van Houten, Connie

Panasiti, Reed
Proulx, Mark
Rouillard, Claire
Souza, Kathleen
Vann, Ivy

Pellegrino, Anthony
Walsh, Robert
Harvey, Suzanne
Wolf, Terry
Williams, Kermit

Pierce, David
Roberts, Carol
Shaw, Barbara
Twombly, Timothy

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Doherty, David
Henle, Paul
Kotowski, Frank
Patten, Dick
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Copp, Anne
Ebel, Karen
Horn, Werner
Luneau, David
Pearl, Howard
Schuett, Dianne
Walz, Mary Beth

Brewster, Michael
Long, Douglas
Gile, Mary
MacKay, James
Moffett, Michael
Richards, Beth
Shurtleff, Stephen
Wells, Natalie

Rice, Chip
Wolf, Dan
Moffett, Howard
Kenison, Linda
Myler, Mel
Rodd, Beth
Soucy, Timothy
Woolpert, David

ROCKINGHAM

Abrami, Patrick
Barnes, Arthur
Cali-Pitts, Jacqueline
Thomas, Douglas
Edgar, Michael
Fesh, Robert
Green, Dennis
Janvrin, Jason
Griffin, Mary
Matthews, Carolyn
Milz, David
Packard, Sherman
Read, Ellen
Le, Tamara
Ward, Gerald

Allen, Mary
Berrien, Skip
Chase, Francis
DeSimone, Debra
Elliott, Robert
Francese, Paula
Guthrie, Joseph
O'Connor, John
Pearson, Mark
McKinney, Betsy
Murray, Kate
Pantelakos, Laura
Rimol, Bob
Torosian, Peter
Webb, James

Altschiller, Debra
Bove, Martin
Chirichiello, Brian
DiLorenzo, Charlotte
Emerick, J. Tracy
Gay, Betty
Hagan, Joseph
Khan, Aboul
Major, Norman
McMahon, Charles
Nasser, Jim
Gordon, Richard
Somssich, Peter
Tripp, Richard
Welch, David

Azarian, Gary
Cahill, Michael
Cushing, Robert Renny
Doucette, Fred
Farnham, Betsey
Gilman, Julie
Hoelzel, Kathleen
Lovejoy, Patricia
Malloy, Dennis
Messmer, Mindi
Gordon, Pamela
Tilton, Rio
Sytek, John
Vose, Michael
Willis, Brenda

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Krans, Hamilton
Schmidt, Peter
Scruton, Matthew
Treleaven, Susan

Burton, Wayne
Fontneau, Timothy
Horgan, James
Smith, Marjorie
Graham, Robert
Southworth, Thomas
Vincent, Kenneth

Cilley, Jacalyn
Frost, Sherry
Horrigan, Timothy
McNally, Jody
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

Ellis, Donna
Gourgue, Amanda
Keans, Sandra
Mullen, John
Sandler, Catt
Sprague, Dale

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Rollins, Skip

Cloutier, John
Grenier, James
Smith, Steven

Gagnon, Raymond
O'Connor, John
Tanner, Linda

Gauthier, Francis
Laware, Thomas

and the motion failed.

The question being adoption of committee amendment (0762h).

Committee amendment adopted.

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

Rep. True offered floor amendment (1045h).

Floor Amendment (1045h)

Amend RSA 118:114, IV as inserted by section 2 of the bill by replacing it with the following:

IV. If the amount appropriated to the department for dairy producer drought relief from the New Hampshire dairy producer drought relief fund under RSA 184:115 is insufficient to pay each producer entirely and in whole in the manner as outlined in this section, any such final distribution shall be prorated and reduced proportionally for the benefit of all the producer applicants. The reduced amount shall then be distributed accordingly.

Amend RSA 184 as inserted by section 2 of the bill by inserting after RSA 184:114 the following new section:
184:115 New Hampshire Dairy Producer Drought Relief Fund.

I. The department is authorized to institute a promotional program to solicit and receive any gifts, grants, or donations made for dairy producer drought relief and to deposit such gifts, grants, or donations in the New Hampshire dairy producer drought relief fund.

II. There is hereby established in the office of the state treasurer a fund to be known as the New Hampshire dairy producer drought relief fund which shall be kept separate and distinct from all other funds. Such fund shall be the depository of all gifts, grants, or donations made to the department pursuant to paragraph I.

From such fund shall be paid the administration of the New Hampshire dairy producer drought relief program established in RSA 184:113. Upon the fund reaching a balance of \$2,000,000, such monies are appropriated to the department. No monies shall be available to the department to administer the New Hampshire dairy producer drought relief program until the balance of the fund reaches \$2,000,000. Any monies in such fund as of April 15, 2018 shall lapse into the general fund of the state.

Amend the bill by replacing section 3 with the following:

3 New Subparagraph; New Hampshire Dairy Producer Drought Relief Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (333) the following new subparagraph:

(334) Monies deposited in the New Hampshire dairy producer drought relief fund under RSA 184:115.

Amend the bill by replacing all after section 4 with the following:

5 Repeal. The following are repealed:

I. RSA 118:112 through 118:115, relative to the New Hampshire dairy producers drought relief program.

II. RSA 6:12, I(b)(334), relative to moneys deposited in the New Hampshire dairy producer drought relief fund.

6 Effective Date.

I. Section 5 of this act shall take effect April 15, 2018.

II. The remainder of this act shall take effect upon its passage.

AMENDED ANALYSIS

This bill creates a program to pay licensed milk producers for losses they may have incurred during the 2016 drought.

Rep. True spoke in favor.

Rep. Darrow spoke against.

Rep. Harrington requested a roll call; sufficiently seconded.

YEAS 91 - NAYS 260

YEAS - 91

BELKNAP

Abear, Marc
Silber, Norman

Comtois, Barbara
Sylvia, Michael

Fisher, Robert
Vadney, Herbert

Howard, Raymond
Varney, Peter

CARROLL

Avellani, Lino
McConkey, Mark

Comeau, Ed

Cordelli, Glenn

McCarthy, Frank

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Tatro, Bruce

GRAFTON

Binford, David

Hull, Robert

Ladd, Rick

Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Carr, John
Edwards, Elizabeth
Griffin, Gerald
Hellwig, Steve
LeBrun, Donald
Notter, Jeanine
Sanborn, Laurie
Somero, Paul

Bouldin, Amanda
Christie, Rick
Fedolfi, Jim
Gould, Linda
Hopper, Gary
Lewicke, John
Prout, Andrew
Schleien, Eric
Ulery, Jordan

Burns, Charlie
Dickey, Glen
Ferreira, Elizabeth
Halstead, Carolyn
Belanger, James
Murotake, David
Ober, Russell
Scully, Kevin
Sullivan, Victoria

Burt, John
Dyer, Caleb
Fromuth, Bart
Hansen, Peter
Moore, Josh
Murphy, Keith
Renzullo, Andrew
Seidel, Carl

MERRIMACK

Kuch, Bill
Marple, Richard
Testerman, Dave

Rice, Chip
McGuire, Carol

Long, Douglas
Smith, Ryan

Hoell, J.R.
Seaworth, Brian

ROCKINGHAM

Cook, Allen
Costable, Michael
Edwards, Jess
Spillane, James
Vose, Michael

Allen, Mary
Elliott, Robert
Kolodziej, Walter
Stone, Brian
Wallace, Scott

Bean, Philip
Marsh, Henry
McKinney, Betsy
Torosian, Peter
Weyler, Kenneth

Chirichiello, Brian
Itse, Daniel
Osborne, Jason
True, Chris

STRAFFORD

Beaudoin, Steven
Keans, Sandra

Berube, Roger
Pitre, Joseph

Harrington, Michael
Wuelper, Kurt

Kaczynski, Thomas

NAYS - 260**BELKNAP**

Fields, Dennis
Lang, Timothy

Flanders, Donald
Maloney, Michael

Fraser, Valerie
Plumer, John

Huot, David

CARROLL

Buco, Thomas
Schmidt, Stephen

Butler, Edward
Umberger, Karen

Crawford, Karel
Marsh, William

Nelson, Bill

CHESHIRE

Abbott, Michael
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Faulkner, Barry
Shepardson, Marjorie
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Johnsen, Gladys
Stallcop, Joseph

Berch, Paul
Ley, Douglas
Meader, David
Sterling, Franklin

Bordenet, John
Eaton, Daniel
Parkhurst, Henry
Pearson, William

COOS

Fothergill, John
Merner, Troy
Tucker, Edith

Hatch, William
Moynihan, Wayne

Judd, Bing
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

GRAFTON

Abel, Richard
Boutin, Skylar
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
Sykes, George

Almy, Susan
Brown, Duane
Ham, Bonnie
Maes, Kevin
Rand, Steven
White, Andrew

Bailey, Brad
Campion, Polly
Hennessey, Erin
Massimilla, Linda
Schwaegler, Vicki

Bennett, Travis
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Smith, Suzanne

HILLSBOROUGH

Ayala, Jessica
Barry, Richard
Moore, Craig
Cornell, Patricia
Donovan, Daniel
Freitas, Mary
Goley, Jeffrey
Schmidt, Janice
Klee, Patricia
Leishman, Peter
MacKenzie, Mark
Martineau, Jesse
Nutting, Allison
Long, Patrick
Porter, Marjorie
Rosenwald, Cindy
Sofikitis, Catherine
Vaillancourt, Steve

Griffin, Barbara
Beaulieu, Jane
Chandley, Shannon
Sullivan, Daniel
Elber, Joel
Smith, Gregory
Heath, Mary
Jack, Martin
Kurk, Neal
Lisle, David
Mangipudi, Latha
McNamara, Richard
O'Brien, Michael
Panasiti, Reed
Proulx, Mark
Rouillard, Claire
Souza, Kathleen
Van Houten, Connie

Backus, Robert
Biggie, Barbara
Christensen, Chris
Danielson, David
Forest, Armand
Gagne, Larry
Herbert, Christopher
Judy, Jean
L'Heureux, Robert
MacKay, Mariellen
Manley, Jonathan
Negron, Steve
O'Leary, Richard
Pellegrino, Anthony
Walsh, Robert
Harvey, Suzanne
Wolf, Terry
Vann, Ivy

Baroody, Benjamin
Byron, Frank
Cleaver, Skip
DiSilvestro, Linda
Freeman, Lisa
Gidge, Kenneth
Hinch, Richard
King, Mark
Lascelles, Richard
McCarthy, Michael
Martin, Joelle
Newman, Sue
Ohm, Bill
Pierce, David
Roberts, Carol
Shaw, Barbara
Twombly, Timothy
Williams, Kermit

MERRIMACK

Turcotte, Alan
Carson, Clyde
Gile, Mary
Horn, Werner
Kotowski, Frank
Patten, Dick
Rogers, Katherine
Wallner, Mary Jane

Alicea, Caroletta
Copp, Anne
Moffett, Howard
MacKay, James
Luneau, David
Pearl, Howard
Schuett, Dianne
Walz, Mary Beth

Bartlett, Christy
Wolf, Dan
Henle, Paul
Kenison, Linda
Moffett, Michael
Richards, Beth
Shurtleff, Stephen
Wells, Natalie

Brewster, Michael
Doherty, David
Hill, Gregory
Klose, John
Myler, Mel
Rodd, Beth
Soucy, Timothy
Woolpert, David

ROCKINGHAM

Abrami, Patrick
Bates, David
Cali-Pitts, Jacqueline
Dean-Bailey, Yvonne
Edgar, Michael
Francese, Paula
Green, Dennis
Janvrin, Jason
Griffin, Mary
Matthews, Carolyn

Altschiller, Debra
Berrien, Skip
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Friel, William
Guthrie, Joseph
O'Connor, John
Pearson, Mark
McMahon, Charles

Azarian, Gary
Bove, Martin
Cushing, Robert Renny
DiLorenzo, Charlotte
Farnham, Betsey
Gay, Betty
Hagan, Joseph
Khan, Aboul
Major, Norman
Messmer, Mindi

Barnes, Arthur
Cahill, Michael
Thomas, Douglas
Doucette, Fred
Fesh, Robert
Gilman, Julie
Hoelzel, Kathleen
Lovejoy, Patricia
Malloy, Dennis
Milz, David

Murray, Kate
Pantelakos, Laura
Rimol, Bob
Tripp, Richard
Willis, Brenda

Nasser, Jim
Gordon, Richard
Somssich, Peter
Ward, Gerald

Gordon, Pamela
Tilton, Rio
Sytek, John
Webb, James

Packard, Sherman
Read, Ellen
Le, Tamara
Welch, David

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Graham, Robert
Spang, Judith
Vincent, Kenneth

Burton, Wayne
Fontneau, Timothy
Horgan, James
McNally, Jody
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

Cilley, Jacalyn
Frost, Sherry
Horrigan, Timothy
Mullen, John
Scruton, Matthew
Sprague, Dale

Ellis, Donna
Gourgue, Amanda
Krans, Hamilton
Schmidt, Peter
Southworth, Thomas
Treleven, Susan

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Rollins, Skip

Cloutier, John
Grenier, James
Smith, Steven

Gagnon, Raymond
O'Connor, John
Tanner, Linda

Gauthier, Francis
Laware, Thomas

and floor amendment (1045h) failed.

The question now being adoption of the committee report of Ought to Pass with Amendment.
Rep. Kurk offered floor amendment (1040h).

Floor Amendment (1040h)

Amend the bill by replacing section 1 with the following:

1 Findings. The general court finds that many New Hampshire permitted or licensed milk producers have suffered significant financial loss as a result of diminished crops due to the drought during 2016. As a result, several permitted or licensed milk producers have ceased milk production. These farms enhance our natural landscape through their pastures, forests, and agricultural structures, from which our citizens derive great pleasure and to which so many of our tourists are attracted. Also locally-produced milk is important to the state's ability to feed itself and the farms on which milk is produced help maintain vital agricultural services in our communities.

Amend RSA 184:114, II as inserted by section 2 of the bill by replacing it with the following:

II. To arrive at the amount to be paid to the producer, the cost of feed in paragraph I shall be multiplied by the percentage of homegrown feed loss in 2016 over either the year 2015 due to drought or the year 2014 due to drought, at the producer's discretion, and that product shall be multiplied further by the producers total milk production in hundredweight of milk produced in 2016. There shall be subtracted from that amount any drought -related payments received by the producer from the federal government.

Rep. Kurk spoke in favor and yielded to questions.

Rep. Pearl spoke against.

Floor amendment (1040h) adopted.

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

Rep. Hoell spoke against.

Rep. Burt spoke against and yielded to questions.

Rep. O'Connor spoke in favor.

Rep. Spillane requested a roll call; sufficiently seconded.

YEAS 257 - NAYS 96

YEAS - 257

BELKNAP

Comtois, Barbara
Lang, Timothy

Fields, Dennis
Maloney, Michael

Flanders, Donald
Plumer, John

Huot, David

CARROLL

Buco, Thomas
Nelson, Bill

Butler, Edward
Schmidt, Stephen

Crawford, Karel
Umberger, Karen

McConkey, Mark
Marsh, William

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Shepardson, Marjorie
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Johnsen, Gladys
Stallcop, Joseph

Berch, Paul
Ley, Douglas
Meader, David
Sterling, Franklin

Bordenet, John
Eaton, Daniel
Parkhurst, Henry
Pearson, William

COOS

Fothergill, John
Moynihan, Wayne

Judd, Bing
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

Merner, Troy
Tucker, Edith

GRAFTON

Abel, Richard
Boutin, Skylar
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Almy, Susan
Brown, Duane
Ham, Bonnie
Maes, Kevin
Schwaegler, Vicki

Bailey, Brad
Campion, Polly
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Barry, Richard
Moore, Craig
Cleaver, Skip
DiSilvestro, Linda
Freeman, Lisa
Gidge, Kenneth
Herbert, Christopher
Jeudy, Jean
Lascelles, Richard
MacKay, Mariellen
Manley, Jonathan
Negron, Steve
Ohm, Bill
Pierce, David
Roberts, Carol
Sofikitis, Catherine
Van Houten, Connie

Griffin, Barbara
Beaulieu, Jane
Carr, John
Cornell, Patricia
Donovan, Daniel
Freitas, Mary
Goley, Jeffrey
Hinch, Richard
King, Mark
LeBrun, Donald
McCarthy, Michael
Martin, Joelle
Newman, Sue
Long, Patrick
Porter, Marjorie
Rosenwald, Cindy
Souza, Kathleen
Vann, Ivy

Backus, Robert
Biggie, Barbara
Chandley, Shannon
Sullivan, Daniel
Elber, Joel
Smith, Gregory
Gould, Linda
Schmidt, Janice
Klee, Patricia
Leishman, Peter
MacKenzie, Mark
Martineau, Jesse
Nutting, Allison
Panasiti, Reed
Proulx, Mark
Harvey, Suzanne
Wolf, Terry
Williams, Kermit

Baroody, Benjamin
Byron, Frank
Christensen, Chris
Danielson, David
Forest, Armand
Gagne, Larry
Heath, Mary
Jack, Martin
L'Heureux, Robert
Lisle, David
Mangipudi, Latha
McNamara, Richard
O'Brien, Michael
Pellegrino, Anthony
Walsh, Robert
Shaw, Barbara
Twombly, Timothy

MERRIMACK

Turcotte, Alan
Rice, Chip
Doherty, David
Henle, Paul
Klose, John
Myler, Mel
Rodd, Beth
Soucy, Timothy
Woolpert, David

Alicea, Caroletta
Carson, Clyde
Ebel, Karen
Horn, Werner
Kotowski, Frank
Patten, Dick
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Copp, Anne
Gile, Mary
MacKay, James
Luneau, David
Pearl, Howard
Schuett, Dianne
Walz, Mary Beth

Brewster, Michael
Wolf, Dan
Moffett, Howard
Kenison, Linda
Moffett, Michael
Richards, Beth
Shurtleff, Stephen
Wells, Natalie

ROCKINGHAM

Cook, Allen
Azarian, Gary
Cahill, Michael
Thomas, Douglas
Edgar, Michael
Francese, Paula
Hagan, Joseph
Khan, Aboul
Major, Norman
McMahon, Charles
Nasser, Jim
Gordon, Richard
Somssich, Peter
Tripp, Richard
Willis, Brenda

Abrami, Patrick
Barnes, Arthur
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Gay, Betty
Hoelzel, Kathleen
Lovejoy, Patricia
Malloy, Dennis
Messmer, Mindi
Gordon, Pamela
Tilton, Rio
Sytek, John
Ward, Gerald

Allen, Mary
Berrien, Skip
Chase, Francis
DiLorenzo, Charlotte
Farnham, Betsey
Gilman, Julie
Janvrin, Jason
Griffin, Mary
Matthews, Carolyn
Milz, David
Packard, Sherman
Read, Ellen
Le, Tamara
Webb, James

Altschiller, Debra
Bove, Martin
Cushing, Robert Renny
Doucette, Fred
Fesh, Robert
Guthrie, Joseph
O'Connor, John
Pearson, Mark
McKinney, Betsy
Murray, Kate
Pantelakos, Laura
Rimol, Bob
Torosian, Peter
Welch, David

STRAFFORD

Berube, Roger
Ellis, Donna
Gourgue, Amanda
McNally, Jody
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Mullen, John
Scruton, Matthew
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Schmidt, Peter
Southworth, Thomas
Treleven, Susan

Cilley, Jacalyn
Frost, Sherry
Krans, Hamilton
Graham, Robert
Spang, Judith
Vincent, Kenneth

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Smith, Steven

Cloutier, John
Grenier, James
Tanner, Linda

Gagnon, Raymond
Laware, Thomas

Gauthier, Francis
Rollins, Skip

NAYS - 96**BELKNAP**

Abear, Marc
Silber, Norman

Fisher, Robert
Sylvia, Michael

Fraser, Valerie
Vadney, Herbert

Howard, Raymond
Varney, Peter

CARROLL

Avellani, Lino	Comeau, Ed	Cordelli, Glenn	McCarthy, Frank
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CHESHIRE

Hunt, John	McConnell, James	O'Day, John	Tatro, Bruce
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COOS

Hatch, William

GRAFTON

Binford, David	Hull, Robert	Ladd, Rick	Rand, Steven
Johnson, Tiffany			

HILLSBOROUGH

Ammon, Keith	Bouldin, Amanda	Burns, Charlie	Burt, John
Christie, Rick	Dickey, Glen	Dyer, Caleb	Edwards, Elizabeth
Fedolfi, Jim	Ferreira, Elizabeth	Fromuth, Bart	Griffin, Gerald
Halstead, Carolyn	Hansen, Peter	Hellwig, Steve	Hopper, Gary
Belanger, James	Moore, Josh	Kurk, Neal	Lewicke, John
Murotake, David	Murphy, Keith	Notter, Jeanine	O'Leary, Richard
Prout, Andrew	Ober, Russell	Renzullo, Andrew	Rouillard, Claire
Sanborn, Laurie	Schleien, Eric	Scully, Kevin	Seidel, Carl
Somero, Paul	Ulery, Jordan	Sullivan, Victoria	Vaillancourt, Steve
Zaricki, Nick			

MERRIMACK

Kuch, Bill	Long, Douglas	Hill, Gregory	Hoell, J.R.
Marple, Richard	McGuire, Carol	Smith, Ryan	Seaworth, Brian
Testerman, Dave			

ROCKINGHAM

Bates, David	Bean, Philip	Chirichiello, Brian	Costable, Michael
Dean-Bailey, Yvonne	Emerick, J. Tracy	Friel, William	Green, Dennis
Marsh, Henry	Itse, Daniel	Edwards, Jess	Kolodziej, Walter
Osborne, Jason	Spillane, James	Stone, Brian	True, Chris
Vose, Michael	Wallace, Scott	Weyler, Kenneth	

STRAFFORD

Beaudoin, Steven	Harrington, Michael	Horgan, James	Kaczynski, Thomas
Keans, Sandra	Smith, Marjorie	Pitre, Joseph	Wuelper, Kurt

SULLIVAN

O'Connor, John

and the committee report was adopted and referred to the Committee on Finance.

REFERRAL DECLINED

Rep. Kurk, Chairman of the Committee on Finance, under the provisions of House Rule 46 (f), declined the referral of **SB 10-FN**, relative to dairy farmer relief.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Hinch moved that the House reconsider its action whereby, on a roll call vote of 257-96, the House adopted the committee report of Ought to Pass with Amendment on **SB 10-FN**, relative to dairy farmer relief.

Motion failed.

REGULAR CALENDAR CONT'D

HB 354-FN-A-L, making an appropriation to the department of education to provide additional adequate education grant payments to certain municipalities. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kenneth Weyler for Finance. The education adequacy laws limited the increases in funds as some towns saw student enrollment increase beyond the established limit. A lawsuit, brought by Dover, resulted in a payment by the state for the adequacy payments for students who were not covered under the stabilization limit. That decision also mentioned that there were additional districts that were equally qualified for the makeup payments. This legislation takes care of those 24 districts with a total payment of \$9,065,044. We hope to fast-track this legislation so that these funds will come from the current biennium and will likely have the effect of lowering the property taxes in those districts. Vote 26-0.

Amendment (0850h)

Amend the introductory paragraph of section 1 of the bill by replacing it with the following:

1 Appropriation; Additional Adequate Education Grants to Certain Municipalities. The sum of \$9,065,044 for the fiscal year ending June 30, 2017 is hereby appropriated to the department of education for the purpose

of providing additional adequate education grants to certain municipalities as calculated in RSA 198:40-a and 198:41 for the fiscal year ending June 30, 2016, which were not distributed to those municipalities in that fiscal year. Adequate education grants disbursed pursuant to this act shall be a charge against the education trust fund established in RSA 198:39, shall be for the use of the municipality's school district or districts, and shall not be considered unanticipated revenue. Acceptance of a disbursement by a municipality under this act shall constitute a waiver and full release of any and all claims it may have against the state of New Hampshire, its agencies, officers, employees, or agents arising out of the state's adequate education payments between September 1, 2008 and June 30, 2016. Notwithstanding RSA 198:42, the commissioner of the department of education shall disburse a lump sum to each municipality as follows:

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 647-FN-L, establishing education freedom savings accounts for children with disabilities. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas Bucu for Finance. This bill establishes education freedom savings accounts for children with a disability. Under this proposal the parent of an eligible student may receive a grant from a scholarship organization if the parent signs a contract with the scholarship organization. The parent agrees to provide an education in science, math, language, government, history, reading, writing, spelling, the history of the NH and US Constitutions and appreciation of art and music. The parent also agrees that they will provide the services required because the child is receiving the differentiated aid. The scholarship organization then notifies the Commissioner of Education that the parents have signed an agreement and the Commissioner shall transfer to the scholarship organization 90 percent of the per pupil adequate education grant amount plus any differentiated aid which would go to the municipality in which the student resides for deposit into the eligible student's account. The scholarship organization also shall receive 5 percent of the adequate education grant and 5 percent of the differentiated aid for administrative expenses. There were several problems with this bill that needed to be fixed that were not related to the financial impact. Vote 22-4.

MOTION TO LAY ON THE TABLE

Rep. Hinch moved that **HB 647-FN-L**, establishing education freedom savings accounts for children with disabilities, be laid on the table.

On a division vote, with 191 members having voted in the affirmative, and 163 in the negative, the motion was adopted.

REGULAR CALENDAR CONT'D

HB 649-FN, making emergency medical technicians and rescue squad members eligible for a death benefit if killed in the line of duty. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Steve Vaillancourt for Finance. The bill simply adds emergency medical technicians to firefighters and policemen eligible for \$100,000 death benefit (to surviving family) when killed in the line of duty. Although a bit of concern was expressed about this setting a precedent for other public employees, the committee deemed emergency personnel (and rescue squad members) to be enough like police and firemen to warrant inclusion. The fiscal note reveals how rarely this payment is used: three times in 2013, once in 2014 and once in 2016. The amendment merely stipulates that a rescue effort which results in the death of a searcher must be under the auspices of Fish and Game. Vote 26-0.

Amendment (0845h)

Amend RSA 21-I:29-a, I(h) as inserted by section 1 of the bill by replacing it with the following:

(h) "Rescue squad member" means any member of a rescue squad formed for the purposes of responding to a state of emergency as declared by the governor or as part of a search and rescue effort under the supervision of the fish and game department to recover a lost person.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 632-FN, relative to appeals of liquor commission decisions. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Dan Hynes for the Majority of Judiciary. This bill would allow a licensee to appeal the decision of the N.H. Liquor Commission (NHLC) on the denial of a rehearing to have the results reviewed by a neutral person designated by the circuit court administrative judge. The licensee will pay the cost of this process. The neutral person may affirm or deny the decision of the NHLC and the licensee may still appeal the neutral's decision to the N.H. Supreme Court, pursuant to RSA 541. Vote 8-5.

Rep. Timothy Horrigan for the Minority of Judiciary. The minority concluded that the bill was unnecessary since the committee heard no testimony explaining why the proposed new appeal procedure with its associated new fee was needed. The bill set no limits on how high the new fee for the services of a "neutral person" could go. The bill also gave no guidance about what that person's qualifications might be, or how long the licensee would wait for his or her decision.

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

Rep. Horrigan spoke against and yielded to questions.

Reps. Sylvia and Hunt spoke in favor and yielded to questions.

Rep. Schleien requested a roll call; not sufficiently seconded.

On a division vote, with 257 members having voted in the affirmative, and 95 in the negative, the majority committee report was adopted and ordered to third reading.

HB 652-FN, establishing a veterans track within the court system and relative to the inclusion of veterans benefits in the calculation of gross income for purposes of determining child support. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Joseph Hagan for Judiciary. This bill, as amended, would enable the circuit and superior courts to establish a veteran's track to provide the flexibility needed to deal with problems exacerbated by military service, e.g. PTSD and substance abuse, which led to criminal behavior. This veteran's track would be added to the current drug and mental health tracks but would further utilize the Veteran's Administration health system for alcohol and drug rehabilitation and mental health services. The veteran's track will provide an intervention process that incorporates specific components. Upon successful completion of the program, an offender's case may be disposed of by the presiding judge up to withholding or dismissing criminal charges. An annulment process for charges, arrest, conviction and sentence is also included in this bill. Vote 12-2.

Amendment (0868h)

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

AN ACT establishing a veterans track within the court system and relative to annulment of a sentence imposed by a mental health court.

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

1 New Chapter; Veterans Track. Amend RSA by inserting after chapter 490-H the following new chapter:

CHAPTER 490-I VETERANS TRACK

490-I:1 Implementation of Veterans Tracks.

I. A superior or circuit court may establish a veterans track within an existing drug court or mental health court, through which the court monitors veterans and active duty members of the military with mental illnesses, substance abuse issues, or both, for compliance with individual services to change behavior which would otherwise result in criminal conduct.

II.(a) In this chapter, "veterans track" means a judicial intervention process based on the 10 key components listed in subparagraph (b). Some jurisdictions may choose to describe veterans tracks as veterans dockets, veterans behavioral health tracks, or veterans diversionary programs.

(b) The 10 key veterans track components are:

(1) Integration of alcohol, drug treatment, and mental health services within the current justice system case processing.

(2) Use of a non-adversarial approach in which prosecution and defense counsel promote public safety while protecting participants' due process rights.

(3) Early identification of eligible participants and prompt placement in the veterans track.

(4) Access to a continuum of alcohol, drug, mental health, and other related treatment and rehabilitation services.

(5) Use of frequent alcohol and other drug testing to monitor abstinence.

(6) A coordinated strategy to govern veterans tracks' responses to participants' compliance.

(7) Ongoing judicial interaction with each participant.

(8) Monitoring and evaluation to measure the achievement of program goals and gauge effectiveness.

(9) Continuing interdisciplinary education to promote effective veterans track planning, implementation, and operations.

(10) Partnerships among veterans tracks, the Veterans Administration, public agencies, and community-based organizations to generate local support and enhance veterans tracks' effectiveness.

III. Upon successful completion of a program recommended by the veterans track, an offender's case may be disposed of by the judge in the manner prescribed by the agreement and by the applicable policies and procedures adopted by the drug court or mental health court. This may include, but is not limited to, withholding criminal charges, dismissal of charges, probation, deferred sentencing, suspended sentencing, split sentencing, or a reduced period of incarceration.

IV. A person sentenced by a drug court or mental health court through the veterans track may, at least one year after successful completion of all programs and conditions imposed by the court, petition for annulment of the charges, arrest, conviction, and sentence that relate to such person's entry into the drug court or mental health court. Nothing in this section shall otherwise supplant or supersede the annulment procedures of RSA 651:5.

V. The veterans track may convene a local committee made up of community members who can provide support for the veterans track.

2 Mental Health Court; Annulment. Amend RSA 490-H:2, III to read as follows:

III. A person sentenced by a mental health court may, at least ~~[6 months]~~ **one year** after successful completion of all programs and conditions imposed by the mental health court, petition for annulment of the charges, arrest, conviction, and sentence that relate to such person's entry into the mental health court.

3 Effective Date. This act shall take effect January 1, 2018.

AMENDED ANALYSIS

This bill permits superior and circuit courts to establish veterans tracks for veterans and members of the military with substance abuse and mental health issues.

The bill also requires a person sentenced by a mental health court to wait one year after completing all programs and conditions imposed by the court before filing a petition for annulment. The current period is 6 months.

Committee amendment adopted.

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

Rep. Janvrin requested a roll call; not sufficiently seconded.

Committee report adopted and ordered to third reading.

HB 161-FN, relative to beverage sales at farmers' markets. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Lang for the Majority of Ways and Means. In June 2016 the Governor signed into law SB 306, which allowed beer sales and samplings to occur at farmer's markets by beer manufacturers. This follow up bill clarifies that existing taxation policy applies to those sales. This tax is paid by the manufacturer and collection is currently taking place using existing systems. This bill corrects an oversight in the 2016 bill, SB 306. Vote 19-2.

Rep. Marc Abear for the Minority of Ways and Means. This bill adds a \$0.30 per gallon tax to beer sold at farmer's markets. It is an additional tax. It is a re-imposition of a tax that was previously eliminated. The amount to be collected is indeterminable but is expected to be de minimis.

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

Majority committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR

HB 173, relative to regulations restricting the use of water for outdoor usage. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jane Beaulieu for Municipal and County Government. As amended this much needed bill enables towns and cities to establish regulations restricting the use of water from private wells or public water systems for residential and commercial outdoor lawn watering under a declared state or condition of drought. Exemptions may be granted upon application to the governing body. Vote 16-0.

Amendment (0725h)

Amend RSA 41:11-d, I as inserted by section 1 of the bill by replacing it with the following:

I. The local governing body may establish regulations restricting the use of water from private wells or public water systems for residential **and commercial** outdoor lawn watering when administrative agencies of the state or federal government have designated the region as being under a declared state or condition of drought. ***The governing body issuing the ban order may, upon application for exemption by an affected party, grant an exception to the watering ban.***

Committee amendment adopted.

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

Rep. Hoell offered floor amendment (0972h).

Floor Amendment (0972h)

Amend RSA 41:11-d, I as inserted by section 1 of the bill by replacing it with the following:

I. The local governing body may establish regulations restricting the use of water from ~~[private wells or]~~ public water systems for residential **and commercial** outdoor lawn watering when administrative agencies of the state or federal government have designated the region as being under a declared state or condition of drought. ***The governing body issuing the ban order may, upon application for exemption by an affected party, grant an exception to the watering ban.***

Rep. Sterling spoke against.

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

YEAS 132 - NAYS 216**YEAS - 132****BELKNAP**

Abear, Marc
Howard, Raymond
Sylvia, Michael

Comtois, Barbara
Lang, Timothy
Vadney, Herbert

Fisher, Robert
Maloney, Michael
Varney, Peter

Fraser, Valerie
Silber, Norman

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

McConkey, Mark

CHESHIRE

Johnsen, Gladys

O'Day, John

COOS

Judd, Bing

GRAFTON

Binford, David
Massimilla, Linda

Brown, Duane
Nordgren, Sharon

Darrow, Stephen
Schwaegler, Vicki

Hull, Robert
Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Moore, Craig
Dyer, Caleb
Griffin, Gerald
Hopper, Gary
Lewicke, John
Negron, Steve
Ober, Russell
Sanborn, Laurie
Sofikitis, Catherine
Ulery, Jordan

Griffin, Barbara
Christie, Rick
Fedolfi, Jim
Halstead, Carolyn
Moore, Josh
Manley, Jonathan
Notter, Jeanine
Renzullo, Andrew
Schleien, Eric
Somero, Paul
Sullivan, Victoria

Burns, Charlie
Dickey, Glen
Ferreira, Elizabeth
Hansen, Peter
Kurk, Neal
Murotake, David
Ohm, Bill
Roberts, Carol
Scully, Kevin
Souza, Kathleen
Vaillancourt, Steve

Burt, John
Donovan, Daniel
Freeman, Lisa
Hellwig, Steve
LeBrun, Donald
Murphy, Keith
Prout, Andrew
Rouillard, Claire
Seidel, Carl
Twombly, Timothy
Zaricki, Nick

MERRIMACK

Turcotte, Alan
Long, Douglas
Klose, John
Pearl, Howard
Wells, Natalie

Brewster, Michael
Wolf, Dan
Moffett, Michael
Smith, Ryan

Rice, Chip
Hill, Gregory
Marple, Richard
Seaworth, Brian

Copp, Anne
Hoell, J.R.
McGuire, Carol
Testerman, Dave

ROCKINGHAM

Cook, Allen
Bates, David
Thomas, Douglas
Gay, Betty
Edwards, Jess
Osborne, Jason
True, Chris
Welch, David

Abrami, Patrick
Bean, Philip
Dean-Bailey, Yvonne
Green, Dennis
Kolodziej, Walter
Gordon, Richard
Vose, Michael
Weyler, Kenneth

Allen, Mary
Chirichiello, Brian
Emerick, J. Tracy
Marsh, Henry
Lovejoy, Patricia
Spillane, James
Wallace, Scott

Barnes, Arthur
Costable, Michael
Friel, William
Itse, Daniel
Nasser, Jim
Torosian, Peter
Webb, James

STRAFFORD

Beaudoin, Steven
Kaczynski, Thomas
Spencer, Matthew

Beube, Roger
McNally, Jody
Wuelper, Kurt

Harrington, Michael
Pitre, Joseph

Horgan, James
Graham, Robert

SULLIVAN

Gauthier, Francis
Smith, Steven

O'Connor, John

Laware, Thomas

Rollins, Skip

NAYS - 216**BELKNAP**

Fields, Dennis

Flanders, Donald

Huot, David

Plumer, John

CARROLL

Buco, Thomas
McCarthy, Frank
Marsh, William

Butler, Edward
Nelson, Bill

Chandler, Gene
Schmidt, Stephen

Crawford, Karel
Umberger, Karen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Parkhurst, Henry
Tatro, Bruce

Ames, Richard
Harvey, Cathryn
Hunt, John
Shepardson, Marjorie
Pearson, William

Berch, Paul
Ley, Douglas
McConnell, James
Stallcop, Joseph
Weber, Lucy

Bordenet, John
Eaton, Daniel
Meader, David
Sterling, Franklin

COOS

Fothergill, John
Moynihan, Wayne

Hatch, William
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

Merner, Troy
Tucker, Edith

GRAFTON

Abel, Richard
Boutin, Skylar
Hennessey, Erin
Maes, Kevin
Sykes, George

Almy, Susan
Campion, Polly
Higgins, Patricia
Mulligan, Mary Jane
White, Andrew

Bailey, Brad
Dontonville, Roger
Josephson, Timothy
Rand, Steven

Bennett, Travis
Ham, Bonnie
Ladd, Rick
Smith, Suzanne

HILLSBOROUGH

Ayala, Jessica
Beaulieu, Jane
Carr, John
Cornell, Patricia
Elber, Joel
Gagne, Larry
Heath, Mary
Graham, John
King, Mark
Lascelles, Richard
MacKenzie, Mark
McNamara, Richard
O'Leary, Richard
Pierce, David
Rosenwald, Cindy
Van Houten, Connie

Backus, Robert
Biggie, Barbara
Chandley, Shannon
Sullivan, Daniel
Forest, Armand
Gidge, Kenneth
Herbert, Christopher
Schmidt, Janice
Klee, Patricia
Leishman, Peter
Mangipudi, Latha
Newman, Sue
Long, Patrick
Porter, Marjorie
Harvey, Suzanne
Vann, Ivy

Baroody, Benjamin
Bouldin, Amanda
Christensen, Chris
Danielson, David
Freitas, Mary
Goley, Jeffrey
Hinch, Richard
Jack, Martin
L'Heureux, Robert
Lisle, David
Martin, Joelle
Nutting, Allison
Panasiti, Reed
Proulx, Mark
Shaw, Barbara
Williams, Kermit

Barry, Richard
Byron, Frank
Cleaver, Skip
Edwards, Elizabeth
Smith, Gregory
Gould, Linda
Belanger, James
Judy, Jean
Ober, Lynne
MacKay, Mariellen
Martineau, Jesse
O'Brien, Michael
Pellegrino, Anthony
Walsh, Robert
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Gile, Mary
MacKay, James
Myler, Mel
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Moffett, Howard
Kenison, Linda
Patten, Dick
Schuett, Dianne
Walz, Mary Beth

Doherty, David
Henle, Paul
Kotowski, Frank
Richards, Beth
Shurtleff, Stephen
Woolpert, David

Ebel, Karen
Horn, Werner
Luneau, David
Rodd, Beth
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
DeSimone, Debra
Farnham, Betsey
Guthrie, Joseph
O'Connor, John
Major, Norman
McMahon, Charles
Packard, Sherman
Rimol, Bob
Le, Tamara

Azarian, Gary
Cali-Pitts, Jacqueline
DiLorenzo, Charlotte
Fesh, Robert
Hagan, Joseph
Khan, Aboul
Malloy, Dennis
Messmer, Mindi
Pantelakos, Laura
Somssich, Peter
Tripp, Richard

Berrien, Skip
Chase, Francis
Edgar, Michael
Francese, Paula
Hoelzel, Kathleen
Griffin, Mary
Matthews, Carolyn
Milz, David
Tilton, Rio
Stone, Brian
Ward, Gerald

Bove, Martin
Cushing, Robert Renny
Elliott, Robert
Gilman, Julie
Janvrin, Jason
Pearson, Mark
McKinney, Betsy
Murray, Kate
Read, Ellen
Sytek, John
Willis, Brenda

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Scruton, Matthew
Treleven, Susan

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Mullen, John
Southworth, Thomas
Vincent, Kenneth

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Spang, Judith
Wall, Janet

Ellis, Donna
Gourgue, Amanda
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

SULLIVAN

Schmidt, Andrew
Tanner, Linda

Cloutier, John

Gottling, Suzanne

Grenier, James

and floor amendment (0972h) failed.

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

YEAS 249 - NAYS 100

YEAS - 249

BELKNAP

Fields, Dennis

Flanders, Donald

Huot, David

CARROLL

Buco, Thomas
McCarthy, Frank
Umberger, Karen

Butler, Edward
McConkey, Mark
Marsh, William

Chandler, Gene
Nelson, Bill

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meador, David
Sterling, Franklin

Ames, Richard
Harvey, Cathryn
Johnsen, Gladys
Parkhurst, Henry
Tatro, Bruce

Berch, Paul
Ley, Douglas
Hunt, John
Shepardson, Marjorie
Pearson, William

Bordenet, John
Eaton, Daniel
McConnell, James
Stallcop, Joseph
Weber, Lucy

COOS

Fothergill, John
Merner, Troy
Tucker, Edith

Hatch, William
Moynihan, Wayne

Judd, Bing
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

GRAFTON

Abel, Richard
Boutin, Skylar
Ham, Bonnie
Ladd, Rick
Nordgren, Sharon
White, Andrew

Almy, Susan
Campion, Polly
Hennessey, Erin
Maes, Kevin
Rand, Steven

Bailey, Brad
Darrow, Stephen
Higgins, Patricia
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Dontonville, Roger
Josephson, Timothy
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Barry, Richard
Byron, Frank
Cleaver, Skip
Edwards, Elizabeth
Smith, Gregory
Gould, Linda
Hinch, Richard
Jack, Martin
Kurk, Neal
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Brien, Michael
Panasiti, Reed
Proulx, Mark
Rouillard, Claire
Shaw, Barbara
Van Houten, Connie

Griffin, Barbara
Beaulieu, Jane
Carr, John
Cornell, Patricia
Elber, Joel
Gagne, Larry
Hansen, Peter
Belanger, James
Judy, Jean
Ober, Lynne
Lisle, David
Manley, Jonathan
Newman, Sue
O'Leary, Richard
Pellegrino, Anthony
Walsh, Robert
Harvey, Suzanne
Sofikitis, Catherine
Vann, Ivy

Backus, Robert
Biggie, Barbara
Chandley, Shannon
Sullivan, Daniel
Forest, Armand
Gidge, Kenneth
Heath, Mary
Graham, John
King, Mark
Lascelles, Richard
MacKay, Mariellen
Martin, Joelle
Notter, Jeanine
Ohm, Bill
Pierce, David
Roberts, Carol
Scully, Kevin
Souza, Kathleen
Williams, Kermit

Baroody, Benjamin
Bouldin, Amanda
Christensen, Chris
Danielson, David
Freitas, Mary
Goley, Jeffrey
Herbert, Christopher
Schmidt, Janice
Klee, Patricia
LeBrun, Donald
MacKenzie, Mark
Martineau, Jesse
Nutting, Allison
Long, Patrick
Porter, Marjorie
Rosenwald, Cindy
Seidel, Carl
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Gile, Mary
MacKay, James
Luneau, David
Richards, Beth
Shurtleff, Stephen
Woolpert, David

Bartlett, Christy
Moffett, Howard
Kenison, Linda
Myler, Mel
Rodd, Beth
Soucy, Timothy

Doherty, David
Henle, Paul
Klose, John
Patten, Dick
Rogers, Katherine
Wallner, Mary Jane

Ebel, Karen
Horn, Werner
Kotowski, Frank
Smith, Ryan
Schuett, Dianne
Walz, Mary Beth

ROCKINGHAM

Abrami, Patrick
Berrien, Skip
Chase, Francis
DiLorenzo, Charlotte
Fesh, Robert
Green, Dennis
Janvrin, Jason
Lovejoy, Patricia
Malloy, Dennis
Milz, David
Pantelakos, Laura
Somssich, Peter
Tripp, Richard
Willis, Brenda

Allen, Mary
Bove, Martin
Cushing, Robert Renny
Edgar, Michael
Francese, Paula
Guthrie, Joseph
O'Connor, John
Griffin, Mary
Matthews, Carolyn
Murray, Kate
Tilton, Rio
Stone, Brian
Ward, Gerald

Altschiller, Debra
Cahill, Michael
Dean-Bailey, Yvonne
Elliott, Robert
Gay, Betty
Hagan, Joseph
Khan, Aboul
Pearson, Mark
McMahon, Charles
Nasser, Jim
Read, Ellen
Sytek, John
Webb, James

Azarian, Gary
Cali-Pitts, Jacqueline
DeSimone, Debra
Farnham, Betsey
Gilman, Julie
Hoelzel, Kathleen
Kolodziej, Walter
Major, Norman
Messmer, Mindi
Packard, Sherman
Rimol, Bob
Le, Tamara
Welch, David

STRAFFORD

Berube, Roger
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

Bixby, Peter
Fontneau, Timothy
Horrigan, Timothy
Mullen, John
Scruton, Matthew
Sprague, Dale

Burton, Wayne
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Southworth, Thomas
Treleaven, Susan

Cilley, Jacalyn
Gourgue, Amanda
Krans, Hamilton
Graham, Robert
Spang, Judith
Vincent, Kenneth

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne

Cloutier, John
Grenier, James

Gagnon, Raymond
Rollins, Skip

Gauthier, Francis
Tanner, Linda

NAYS - 100**BELKNAP**

Abear, Marc
Howard, Raymond
Silber, Norman

Comtois, Barbara
Lang, Timothy
Sylvia, Michael

Fisher, Robert
Maloney, Michael
Vadney, Herbert

Fraser, Valerie
Plumer, John
Varney, Peter

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

CHESHIRE

O'Day, John

GRAFTON

Binford, David
Johnson, Tiffany

Brown, Duane

Hull, Robert

Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
Christie, Rick
Fedolfi, Jim
Halstead, Carolyn
L'Heureux, Robert
Negron, Steve
Sanborn, Laurie
Ulery, Jordan

Burns, Charlie
Dickey, Glen
Ferreira, Elizabeth
Hellwig, Steve
Lewicke, John
Prout, Andrew
Schleien, Eric
Sullivan, Victoria

Burt, John
Donovan, Daniel
Freeman, Lisa
Hopper, Gary
Murotake, David
Ober, Russell
Somero, Paul
Vaillancourt, Steve

Moore, Craig
Dyer, Caleb
Griffin, Gerald
Moore, Josh
Murphy, Keith
Renzullo, Andrew
Twombly, Timothy
Zaricki, Nick

MERRIMACK

Turcotte, Alan
Long, Douglas
Moffett, Michael
Seaworth, Brian

Brewster, Michael
Wolf, Dan
Marple, Richard
Testerman, Dave

Rice, Chip
Hill, Gregory
McGuire, Carol
Wells, Natalie

Copp, Anne
Hoell, J.R.
Pearl, Howard

ROCKINGHAM

Cook, Allen
Chirichiello, Brian
Friel, William
McKinney, Betsy
Torosian, Peter
Weyler, Kenneth

Barnes, Arthur
Costable, Michael
Marsh, Henry
Osborne, Jason
True, Chris

Bates, David
Thomas, Douglas
Itse, Daniel
Gordon, Richard
Vose, Michael

Bean, Philip
Emerick, J. Tracy
Edwards, Jess
Spillane, James
Wallace, Scott

STRAFFORD

Beaudoin, Steven
Kaczynski, Thomas

Ellis, Donna
McNally, Jody

Harrington, Michael
Pitre, Joseph

Horgan, James
Wuelper, Kurt

SULLIVAN

O'Connor, John

Laware, Thomas

Smith, Steven

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

HB 463-FN, regulating groundwater pollution caused by polluting emissions in the air. OUGHT TO PASS WITH AMENDMENT.

Rep. Robert Backus for Science, Technology and Energy. This bill remedies a gap in oversight in the regulation of air pollutants. Today the Department of Environmental Services (DES) regulates air pollutants that present a risk to public health through inhalation, but lacks authority to deal with airborne toxins that can adversely affect public health through deposition that results in contaminated groundwater. This is the pathway by which Perfluorooctanoic Acid (PFOAs) have presented a public health hazard to citizens in Merrimack, Litchfield, and some neighboring communities. The bill allows DES to require best available control technology for air emissions in such situations. The amendment clarifies the language of the original bill and also requires that there be at least one science-based study that demonstrates that a contaminant causes harm to humans prior to it being regulated under the bill's provisions. Vote 16-0.

Amendment (0875h)

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

1 New Subparagraph; Rulemaking; Air Pollution Impacts on Soil and Water. Amend RSA 125-C:4, I by inserting after subparagraph (s) the following new subparagraph:

(t) The determination of air contaminants subject to regulation, applicability thresholds, determination of best available control technology, and procedures to determine potential impacts of the deposit of such contaminants from the air on soils and water resources to implement RSA 125-C:10-e.

2 New Section; Requirements for Air Pollutant Emitters Impacting Soil and Water. Amend RSA 125-C by inserting after section 10-d the following new section:

125-C:10-e Requirements for Air Contaminant Emitters Impacting Soil and Water.

I. For the purposes of this section:

(a) "Best available control technology" means "best available control technology" as defined in RSA 125-C:10-b, I(a); and

(b) "Ambient groundwater quality standard" means "ambient groundwater quality standards" as defined in RSA 485-C:2, I.

II. A device that emits an air contaminant that has caused or contributed to an exceedance of an ambient groundwater quality standard or other applicable standard, as a result of the deposition of the contaminant from the air, shall be subject to the determination and application of best available control technology. Within 6 months of the department determining that the device is subject to such control technology, the owner of the device shall submit to the department an application for a permit. Within 12 months of permit issuance, the applicant shall complete construction and installation of controls consistent with the permit. Operation of the source may continue through the permitting, construction, and installation time period. A source which can demonstrate to the department that its device no longer contributes to an exceedance of an ambient groundwater quality standard or other applicable standard shall be exempt from this section.

III. The construction, installation, or modification of any device that has the potential, based on an applicability threshold adopted by the department, to cause or contribute to an exceedance of an ambient groundwater quality standard or other applicable standard as a result of the deposition of contaminants from the air, shall be prohibited without first applying for and obtaining a permit from the department that establishes emission limitations for such device based on best available control technology.

IV. Part of the initial application for a permit under this section shall include an analysis of best available control technology for controlling emissions. Any permit issued shall contain inspection, testing, and reporting requirements, as applicable, to ensure the conditions of the permit are met.

V. Any determination of best available control technology under this section shall be subject to the following:

(a) In no event shall application of best available control technology result in:

(1) Emission of any air contaminant that would exceed the emissions allowed by any applicable standard under RSA 125-C or RSA 125-I or rules adopted pursuant to either chapter.

(2) Emission of any air contaminant subject to this section in an amount disproportionate to the emissions of such air contaminant from other similar air pollution control devices for that air contaminant at facilities using similar technology.

(3) Emission of any air contaminant subject to this section which causes or contributes to or has the potential to cause or contribute to an exceedance of an ambient groundwater quality standard or other applicable standard, as a result of the deposition of the contaminant from the air.

(b) If the department determines that the facility has more than one device that emits such air contaminants, the department shall determine best available control technology emission limitations for each such device.

VI. This section shall only pertain to contaminants for which at least one study has been conducted in accordance with generally accepted scientific principles that demonstrates that the contaminant of concern is known to cause or may reasonably be anticipated to cause acute, chronic, mutagenic, reproductive, or developmental health effects in humans as a result of exposure to such contaminant. The implementation of this section shall only rely upon standards that are based on federal maximum contaminant levels, health advisories, provisional health advisories; standards that are derived from federally published toxicological data; or more restrictive New Hampshire state standards.

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

AMENDED ANALYSIS

This bill:

I. Allows the department of environmental services to make rules regarding air pollution and the deposit of such pollutants on soils and water.

II. Regulates devices emitting or having the potential to emit air pollutants that may harm soil and water through the deposit of such pollutants.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

The House recessed at 12:25 p.m.

RECESS

The House reconvened at 12:30 p.m.

(Speaker Jasper in the Chair)

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 368-FN-A, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 368-FN-A, relative to the heating of certain state-owned buildings in Concord and making appropriations therefor. (Report printed SJ 3/16/17)

Rep. Chandler moved that the House adopt the Committee of Conference Report, spoke in favor and yielded to questions.

Motion adopted.

MOTION TO REMOVE FROM THE TABLE

Rep. Fraser moved that **HB 585-FN-L**, abolishing fluoridation in water, be removed from the table.

On a division vote, with 78 members having voted in the affirmative, and 267 in the negative, the motion failed.

RESOLUTION

Rep. Hinch 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 5, 2017 at 10:00 a.m.

LATE SESSION

Third Reading and Final Passage

HB 190, relative to the wildlife habitat account and the fisheries habitat account.

HB 356-FN, establishing a committee to study education funding and the cost of an opportunity for an adequate education.

HB 624, relative to group II vested deferred retirements, the age of dependents in the retiree health plan, and retired judges' participation in the retiree health plan.

SB 64, establishing a committee to study medication synchronization.

HB 380-FN, relative to the oil discharge and disposal cleanup fund.

HB 386-FN, relative to technical corrections to the education tax credit statute.

HB 568-FN, relative to the taxability of lease interests in public property.

HB 654-FN, establishing a committee to study the regulation and taxation of vacation rentals and short-term rentals.

SB 246-FN, relative to credit union branching authority.

SB 10-FN, relative to dairy farmer relief.

HB 354-FN-A-L, making an appropriation to the department of education to provide additional adequate education grant payments to certain municipalities.

HB 649-FN, making emergency medical technicians and rescue squad members eligible for a death benefit if killed in the line of duty.

HB 632-FN, relative to appeals of liquor commission decisions.

HB 652-FN, establishing a veterans track within the court system and relative to annulment of a sentence imposed by a mental health court.

HB 161-FN, relative to beverage sales at farmers' markets.

HB 173, relative to regulations restricting the use of water for outdoor usage.

HB 463-FN, regulating groundwater pollution caused by polluting emissions in the air.

RECESS MOTION

Rep. Hinch 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.

Motion adopted.

The House recessed at 12:45 p.m.

RECESS**(Rep. Hinch in the Chair)****ENROLLED BILL REPORT**

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 368.
Rep. Hinch, Sen. Avard for the Committee

SENATE MESSAGES**CONCURRENCE**

HB 106, relative to corroborating evidence in sexual assault prosecutions.

HB 107, relative to the membership of the advanced manufacturing education advisory council.

HB 149, prohibiting disclosure of certain information obtained by former employees of the insurance department.

RECESS**(Speaker Jasper in the Chair)****RESOLUTION**

Rep. Chandler offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 21, 35, 38, 88, 121, 131, 205, 225, 232, 234, 237, 238 and 242 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.
Motion adopted.

INTRODUCTION OF SENATE BILLS**First, second reading and referral**

SB 21, relative to licensure and continuing education of architects. (Executive Departments and Administration)

SB 35, relative to the guidelines of the legislative ethics committee. (Legislative Administration)

SB 38-FN, making an appropriation to the department of transportation for local highway aid and aid for municipal bridges. (Public Works and Highways)

SB 88-FN, authorizing wine manufacturer retail outlets. (Commerce and Consumer Affairs)

SB 121, establishing a commission to determine if the department of environmental services should take over the MS-4 permit system from the Environmental Protection Agency. (Resources, Recreation and Development)

SB 131-FN-A, establishing a cross border drug interdiction program and making an appropriation therefor. (Criminal Justice and Public Safety)

SB 205-FN-A, establishing the small business jobs fund and tax credit. (Ways and Means)

SB 225-FN, revising the New Hampshire trust code. (Commerce and Consumer Affairs)

SB 232-FN-L, relative to the issuance of a summons instead of arrest. (Judiciary)

SB 234-FN, relative to hypodermic syringes and needles containing residual amounts of controlled drugs and authorizing the operation of syringe service programs in New Hampshire. (Health, Human Services and Elderly Affairs)

SB 237-FN, relative to telemedicine services. (Health, Human Services and Elderly Affairs)

SB 238-FN, relative to the usual and customary price of filling a prescription. (Health, Human Services and Elderly Affairs)

SB 242-FN-A-L, relative to video lottery and table gaming. (Ways and Means)

ENROLLED BILL AMENDMENT

SB 64, establishing a committee to study medication synchronization. (Amendment printed SJ 3/23/17)
Motion adopted.

SENATE MESSAGES**CONCURRENCE**

HB 91, relative to General John Stark Day.

HB 166, relative to assessments administered to pupils in grades 3 through 8.

HB 184-FN, relative to the license requirement for medical imaging and radiation therapy and relative to registration by practitioners with the board of medical imaging and radiation therapy.

HB 210, relative to a code of ethics for certified educational personnel.

HB 216, relative to educational assignments for pupils who have been suspended.

HB 221, relative to the national guard scholarship fund and the New Hampshire national guard education assistance act.

HB 233, relative to the submission of school emergency response plans.

HB 259-FN, relative to the records of the probate court.

HB 275, prohibiting the inclusion of statewide assessment results in a student's transcript without consent.

HB 428-FN, relative to crossbow hunting by persons 68 years of age and older.

HB 479-FN, authorizing Rotary Foundation number plate decals.

**SENATE MESSAGES
REREFERRED TO COMMITTEE**

HB 122, relative to withdrawal from a cooperative school district.

NONCONCURRENCE

HB 591-FN, relative to suction dredging in the surface waters of the state.

RECESS

(Rep. Hinch in the Chair)

RESOLUTION

Rep. Hoelzel offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 2, 3, 7, 40, 54, 57, 65, 74, 78, 85, 86, 93, 110, 119, 126, 128, 133, 135, 150, 155, 157, 158, 159, 160, 161, 168, 185, 187, 190, 191, 206, 215, 216, 235, 247, 248 and 249 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees. Motion adopted.

INTRODUCTION OF SENATE BILLS

First, second reading and referral

SB 2-FN-A, reducing the rates of the business profits tax and the business enterprise tax. (Commerce and Consumer Affairs)

SB 3, relative to domicile for voting purposes. (Election Law)

SB 7-FN-L, relative to eligibility for food stamps and establishing the Granite Workforce pilot program. (Health, Human Services and Elderly Affairs)

SB 40, relative to electronic wills. (Judiciary)

SB 54, relative to the licensure of alcohol and drug counselors, requiring occupational regulatory boards and commissions to post reciprocity information, and establishing a committee to study licensure of alcohol and drug counselors. (Executive Departments and Administration)

SB 57-FN-A, making appropriations to the department of environmental services for the purposes of funding eligible drinking water and wastewater projects under the state aid grant program and relative to making an appropriation from the drinking water and groundwater trust fund to the department of environmental services to address drinking water contamination in Amherst. (Finance)

SB 65, relative to vaccines administered by pharmacists. (Health, Human Services and Elderly Affairs)

SB 74-FN, relative to economic revitalization zone tax credits. (Ways and Means)

SB 78, requiring audit records related to payment of business profits tax to be confidential. (Ways and Means)

SB 85, amending the Uniform Securities Act. (Commerce and Consumer Affairs)

SB 86, relative to the regulation of banks, trusts, and credit unions by the banking department. (Commerce and Consumer Affairs)

SB 93, relative to adoption of the Uniform Access to Digital Assets Act. (Commerce and Consumer Affairs)

SB 110, declaring the painted turtle to be the reptile of the biennium. (Legislative Administration)

SB 119, relative to the length of docks on a water body, water body size. (Resources, Recreation and Development)

SB 126, relative to eligibility of hospitals with renewable energy projects for funds from the renewable energy fund. (Science, Technology and Energy)

SB 128, relative to the policy goal of electric utility restructuring. (Science, Technology and Energy)

SB 133-FN, relative to security screening at state correctional facilities. (Criminal Justice and Public Safety)

SB 135-FN, relative to the regulation of electricians. (Executive Departments and Administration)

SB 150, relative to pharmacist administration of vaccines. (Health, Human Services and Elderly Affairs)

SB 155, relative to implementation of the Medicaid managed care program. (Health, Human Services and Elderly Affairs)

SB 157, relative to network adequacy and consumer rights under the managed care law. (Health, Human Services and Elderly Affairs)

SB 158, relative to authorization for clinician-prescribed substance use disorder services. (Health, Human Services and Elderly Affairs)

SB 159, relative to qualifying medical conditions for the purposes of therapeutic cannabis. (Health, Human Services and Elderly Affairs)

SB 160, authorizing religious nonmedical personnel, consistent with Centers for Medicare and Medicaid Services guidelines, to certify eligibility for walking disability plates and placards. (Transportation)

SB 161, establishing a commission to evaluate the direct care workforce and preparedness of long-term care and support services for aging adults with dementia or other cognitive brain injuries. (Health, Human Services and Elderly Affairs)

SB 168, relative to increasing the maximum amount of the optional veterans tax credit. (Municipal and County Government)

SB 185, extending the community revitalization tax relief program to coastal properties subject to storm surge, sea level rise, and extreme precipitation. (Ways and Means)

SB 187, clarifying the application of the road toll. (Transportation)

SB 190-FN, repealing the sunset provision on the first responder's critical injury benefit fund. (Labor, Industrial and Rehabilitative Services)

SB 191-FN, establishing the kindergarten initiative development support grant program. (Education)

SB 206-FN, relative to wagering on simulcast racing. (Ways and Means)

SB 215-FN, permitting the community college system to participate in the state health care plan. (Executive Departments and Administration)

SB 216-FN, relative to differential pay for state troopers and relative to crowd control by marine patrol officers. (Finance)

SB 235-FN, relative to Medicaid reimbursement to schools for students with medical needs. (Health, Human Services and Elderly Affairs)

SB 247-FN-A, preventing childhood lead poisoning from paint and water and making an appropriation to a special fund. (Health, Human Services and Elderly Affairs)

SB 248, establishing a committee to study the rescheduling of elections. (Election Law)

SB 249, relative to procedures related to the disclosure of exculpatory evidence by police officers. (Judiciary)

SENATE MESSAGES

CONCURRENCE

HB 103, relative to school district policies regarding objectionable course material.

RECESS