

January 23, 2025
No. 7A

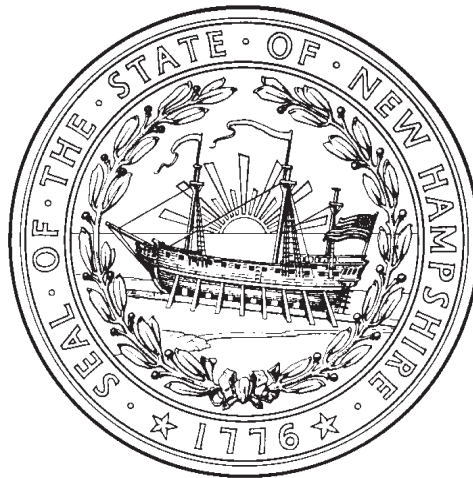
STATE OF NEW HAMPSHIRE

Website Address: <http://gencourt.state.nh.us>

Senate Meeting Schedule Website Address:
<http://gencourt.state.nh.us/senate/schedule/dailyschedule.aspx>

All Standing Committee hearings will be livestreamed on the NH Senate's YouTube channel:
<https://www.youtube.com/NewHampshireSenateLivestream>

Links are also available on the Senate Meeting Schedule.



First Year of the 169th Session of the
New Hampshire General Court

SENATE CALENDAR ADDENDUM

THE SENATE WILL MEET IN SESSION ON THURSDAY, JANUARY 30, 2025 AT 1:00 P.M. IN THE SENATE CHAMBER

The Senate Session on Thursday, January 30, 2025, in the Senate Chamber will be
live streamed at the following link:

<https://youtube.com/live/68LseL6MUzM?feature=share>

Please note, this link will not be live until the Senate Session on
Thursday, January 30, 2025 at 1:00 P.M.

CONSENT CALENDAR REPORTS

COMMERCE

SB 24, allowing students under age 21 to taste wine in educational settings.

Ought to Pass, Vote 6-0.

Senator Innis for the committee.

This bill would allow students under age 21 to taste wine, beer, and other products, in certain educational settings. Students who participate in these sip and spit tastings would be supervised extensively. At the beginning of each semester that the course is offered, the Liquor Commission would provide a training program. The course and the training would provide students with an understanding of the risks and benefits of alcohol consumption and how to be responsible users of alcohol as well as identifying its health effects and how to identify those who have been overserved.

SB 52, relative to default provisions in New Hampshire trusts.

Ought to Pass, Vote 6-0.

Senator Innis for the committee.

This bill would prevent a beneficiary of a trust from removing a trustee or fiduciary and replacing them with a relative or subordinate; expand the scope of whom may be considered a trustee under RSA 564-B:8-814. III; and repeal limitations imposed on certain trustees who are also beneficiaries. The New Hampshire Trust Code has default and mandatory provisions. Specifically, this bill would amend the default provisions to better align them with IRS rules. With this backstop in place, it will help to avoid inadvertent omissions in trust documents.

SB 67-FN, relative to workers' compensation and resolution of payment disputes.

Ought to Pass, Vote 6-0.

Senator McGough for the committee.

This bill would establish a 90-day time limit for applying to the Commissioner of the Department of Labor to resolve disputes regarding the reasonable value of services provided. Currently, a provider has an unlimited amount of time to dispute charges paid by a self-insured group. The issue has been providers disputing claims after a long period of time, sometimes years later, despite surplus money having already been returned to the self-insured members. This bill would not change the right of a provider to dispute a payment, eliminate the requirement a self-insured group pay the reasonable value of services, or alter the 30-day deadline for payment to a provider.

REGULAR CALENDAR REPORTS

COMMERCE

SB 50, establishing a committee to study the regulation of private animal boarding facilities.

Ought to Pass, Vote 4-2.

Senator Ricciardi for the committee.

FINANCE

SB 20-FN, relative to payment by the state of a portion of retirement system contributions of political subdivision employers.

Ought to Pass, Vote 7-0.

Senator Gray for the committee.

SB 35-FN, making an appropriation for rail trail project matching funds.

Ought to Pass, Vote 7-0.

Senator Gray for the committee.

SB 64-FN, relative to an appropriation to the department of justice for the purpose of funding the New Hampshire child advocacy centers.

Ought to Pass, Vote 6-0.

Senator Lang for the committee.

SB 113-FN-A, making appropriations to the department of health and human services for homeless services and homeless prevention.

Ought to Pass, Vote 6-0.

Senator Birdsell for the committee.

JUDICIARY

SB 13-FN, invalidating out-of-state driver's licenses issued to undocumented immigrants.

Ought to Pass with Amendment, Vote 3-2.

Senator Abbas for the committee.

SB 14-FN, relative to the penalty for certain fentanyl-related offenses.

Ought to Pass with Amendment, Vote 3-2.

Senator Gannon for the committee.

SB 15-FN, relative to establishing a mandatory minimum sentence for the crime of distribution of a controlled drug with death resulting.

Ought to Pass with Amendment, Vote 3-2.

Senator Abbas for the committee.

SB 62, relative to law enforcement participation in a federal immigration program.

Ought to Pass, Vote 3-2.

Senator Abbas for the committee.

SB 71-FN, relative to cooperation with federal immigration authorities.

Ought to Pass, Vote 3-2.

Senator Gannon for the committee.

AMENDMENTS

Senate Judiciary

January 28, 2025

2025-0144s

09/06

Amendment to SB 13-FN

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

1 New Paragraph; Driver's License Penalty; Undocumented Immigrants; Invalid License. Amend RSA 263:1 by inserting after paragraph III the following new paragraph:

IV. If a driver's license is of a class of licenses issued by another state exclusively to undocumented immigrants who are unable to prove lawful presence in the United States when the licenses are issued, the driver's license, or other permit purporting to authorize the holder to operate a motor vehicle on public roadways, is invalid in this state and does not authorize the holder to operate a motor vehicle in this state. Such classes of licenses include licenses that are issued exclusively to undocumented immigrants or licenses that are substantially the same as licenses issued to citizens, residents, or those lawfully present in the United States but have markings establishing that the license holder is not lawfully present in the United States.

(a) Law enforcement officers or other authorized representatives of the department shall not initiate a traffic stop solely on suspicion of a violation of RSA 263:1, IV.

(b) The department, to facilitate the enforcement of this paragraph and to aid in providing notice to the public and visitors of invalid licenses, shall maintain on its website a list of out-of-state classes of driver's licenses that are invalid in this state. The department shall update this list no later than annually. Any state on this list may contact the department to have themselves removed from the list if the state can demonstrate in that state's laws or regulations that the type of license listed on the department's website is not issued exclusively to undocumented immigrants.

(c) Any person in violation of this statute shall be guilty of a violation. For a second or subsequent offense, the person shall be guilty of a class B misdemeanor.

2 Driver's License Compact; Undocumented Foreign State Licenses Invalid. Amend RSA 263:77, I(b)(2) to read as follows:

(2) ***Except as specified in RSA 263:1, IV, [Make] make*** the reciprocal recognition of licenses to drive and eligibility therefor more just and equitable by considering the overall compliance with motor vehicle laws, ordinances and administrative rules and regulations as a condition precedent to the continuance or issuance of any license by reason of which the licensee is authorized or permitted to operate a motor vehicle in any of the party states.

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

Senate Judiciary
January 28, 2025
2025-0140s
09/02

Amendment to SB 14-FN

Amend the introductory paragraph of RSA 318-B:26, I(a)(3)(A) as inserted by section 1 of the bill by replacing it with the following:

(A) A fentanyl class drug in a quantity of 20 grams or more, including any adulterants or dilutants, shall carry a minimum term of imprisonment of not less than 3 years and 6 months incarceration. A fentanyl class drug in a quantity of 50 grams or more, including any adulterants or dilutants, shall carry a minimum term of imprisonment of not less than 7 years incarceration. If a defendant charged under this subparagraph cooperates with a law enforcement investigation which results in an arrest or conviction, the defendant shall not be subject to the minimum term of imprisonment outlined in this subparagraph. The court may not defer, combine, or run concurrently with any other sentence the mandatory minimum unless:

Senate Judiciary
January 28, 2025
2025-0142s
09/02

Amendment to SB 15-FN

Amend the introductory paragraph of RSA 318-B:26, IX as inserted by section 1 of the bill by replacing it with the following:

IX. Any person who manufactures, sells, or dispenses methamphetamine, lysergic acid, diethylamide phencyclidine (PCP) or any other controlled drug classified in schedules I or II, or any controlled drug analog thereof, in violation of RSA 318-B:2, I or I-a, ***excluding any fentanyl class drug, including any adulterants or dilutants***, is strictly liable for a death which results from the injection, inhalation, or ingestion of that substance, and may be sentenced to imprisonment for life or for such term as the court may order. ***Any person who manufactures, sells, or dispenses a fentanyl class drug, including any adulterants or dilutants, is strictly liable for a death which results from the injection, inhalation, or ingestion of that substance, and may be sentenced to imprisonment for life or for such term as the court may order, except that such term shall not be less than 10 years of imprisonment.*** For purposes of this section, the person's act of manufacturing, dispensing, or selling a substance is the cause of a death when:

2025-0142s

AMENDED ANALYSIS

This bill sets a mandatory minimum sentence for the crime of distribution of a controlled drug with death resulting in the case of the distribution of a fentanyl class drug.

HEARINGS

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MONDAY, FEBRUARY 3, 2025

CHILDREN AND FAMILY LAW, Room Reps Hall, SH

Sen. Abbas (C), Sen. Sullivan (VC), Sen. Long

10:00 a.m.

SB 72-FN, establishing a parents' bill of rights in education.

EXECUTIVE SESSION MAY FOLLOW