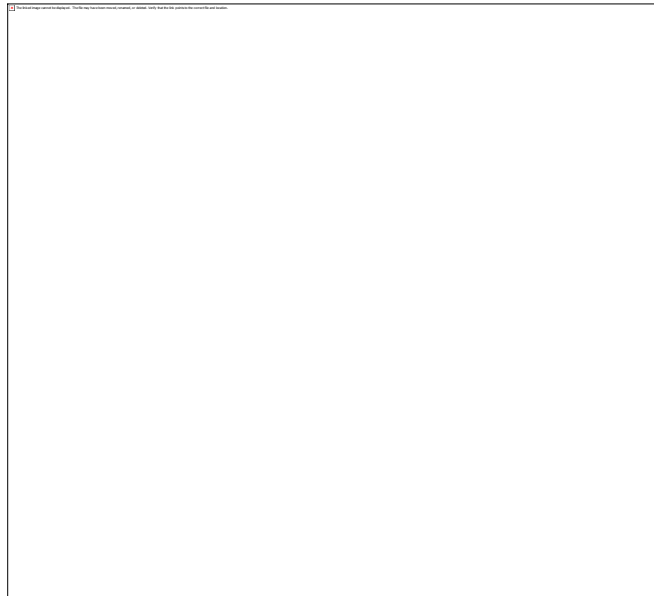


MARCH 2, 1998

No. 14

STATE OF NEW HAMPSHIRE



Legislative

SENATE CALENDAR

REPORTS, HEARINGS, MEETINGS, AND NOTICES

THE SENATE WILL MEET IN SESSION ON THURSDAY, MARCH 5, 1998,
AT 10:00 A.M.

LAI D ON TABLE

SB 406, establishing a legislative task force to develop a state government restructuring plan.

SB 465-FN, relative to the disposition of firearms confiscated or otherwise acquired by state or local law enforcement agencies

SENATE REPORTS

BANKS

SB 395, enacting certain provisions of the prudent investor act. Vote: 7-0

Ought to Pass, Senator Fraser for the committee.

EDUCATION

SB 451, relative to strengthening family and pupil privacy rights. Vote: 7-0

Ought to pass with amendment, Senator Gordon for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 331, eliminating work certificates for 16 and 17 year old youths. Vote: 8-0

Ought to pass with amendment, Senator Francoeur for the committee.

SB 375, relative to zoning requirements for certain public water utilities and water withdrawals. Vote:7-0

Inexpedient to Legislate, Senator Francoeur for the committee.

SB 390, relative to the application of the law governing foreign business entities to a merger or other reorganization of a gas utility. Vote: 7-0

Ought to pass with amendment, Senator Whipple for the committee.

SB 397, relative to the composition of the pharmacy board. Vote: 7-0

Ought to pass with amendment, Senator Roberge for the committee.

SB 441, relative to the authority of and protections for fire chiefs. Vote: 7-0

Ought to pass with amendment, Senator Larsen for the committee.

SB 444, requiring the New Hampshire real estate commission to notify licensees of proposed rules and any changes adapted to rules. Vote: 7-0

Ought to Pass, Senator Podles for the committee.

SB 455, relative to the regulation of plumbers and plumbing. Vote: 7-0

Inexpedient to Legislate, Senator Patenaude for the committee.

SB 468, requiring the state to reimburse municipalities for a percentage of the costs of municipal services provided to state facilities and state university system property.

SPLIT REPORT: Inexpedient to Legislate, Senator Francoeur for the committee. Vote: 4-3

SPLIT REPORT: Ought to Pass, Senator Larsen for the committee. Vote: 3-4

SB 469, relative to public employee polygraph protection. Vote: 7-0

Inexpedient to Legislate, Senator Patenaude for the committee.

INSURANCE

SB 316, authorizing insurance companies to give discounts to drivers over 55 years of age who complete an approved driver safety course. Vote: 7-0

Ought to Pass, Senator Danais for the committee.

SB 380, relative to exercising an opt out provision of any federal program mandating no fault motor vehicle insurance. Vote: 5-2

Inexpedient to Legislate, Senator Fraser for the committee.

SB 423, relative to eligibility for cost of living adjustments for retired members or beneficiaries in the New Hampshire retirement system. Vote: 7-0

Ought to Pass, Senator Fraser for the committee.

SB 457, relative to eligibility of employment program participants for workers' compensation. Vote: 7-0

Ought to pass with amendment, Senator Fraser for the committee.

SCR 7, supporting the mission of economic security 2000.

SPLIT REPORT: Ought to Pass, Senator Danaïs for the committee. Vote: 4-4

SPLIT REPORT: Inexpedient to Legislate, Senator K. Wheeler for the committee. Vote: 4-4

JUDICIARY

SB 350, relative to probate court procedures. Vote: 7-0

Ought to pass with amendment, Senator Gordon for the committee.

SB 417, continuing the court modernization fund and its source of funding from penalty assessments. Vote: 8-0

Ought to pass with amendment, Senator D. Wheeler for the committee.

TRANSPORTATION

SB 330, permitting a surviving spouse of a former prisoner of war to retain and use an issued POW special number plate. Vote: 5-2

Inexpedient to Legislate, Senator Patenaude for the committee.

SB 386, relative to eligibility for antique motor vehicle plates. Vote: 7-0

Ought to pass with amendment, Senator Whipple for the committee.

SB 408, requiring the department of safety to perform a background check to determine if an applicant for a motor vehicle registration is in default or has a warrant issued against the applicant. Vote: 6-1

Ought to Pass, Senator Roberge for the committee.

SB 414, relative to official motor vehicle plates. Vote: 7-0

Ought to pass with amendment, Senator Patenaude for the committee.

SB 445, relative to penalties for personal use of walking disabled motor vehicle plates or placards by persons not issued the plates or placards. Vote: 5-2

Inexpedient to Legislate, Senator Gordon for the committee

SB 450, authorizing a motor vehicle rental company to charge a registration reimbursement fee to reimburse the rental company for the cost of registration, licensing fees, title fees, and personal property taxes. Vote: 6-1

Inexpedient to Legislate, Senator Russman for the committee.

WILDLIFE & RECREATION

SB 368, relative to muffling devices for watercraft. Vote: 5-2

Inexpedient to Legislate, Senator K. Wheeler for the committee.

SENATE AMENDMENTS

Senate Education

February 23, 1998

1998-0920s

04/09

Amendment to SB 451-FN-LOCAL

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

AN ACT relative to the accessibility of pupil
assessment materials and the anonymity of pupil assessment
results.

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

1 New Sections; Accessibility of Assessment Materials; Anonymity of Results. Amend
RSA 193-C by inserting after section 9 the following new sections:

193-C:10 Accessibility of Assessment Materials. Within 45 days after an assessment has been administered, all assessment materials shall be made available to a pupil's parents or legal guardian for review. For the purposes of this section, "assessment materials" shall include all surveys, questions, or booklets used in the assessment, instructions or directions to the pupil, copies of unused answer or response sheets, and any other supplemental materials utilized to administer the assessment.

193-C:11 Anonymity of Pupil Assessment Results; Parental Authorization. Individual pupil names or codes shall be deleted for the purposes of records maintenance and storage of statewide assessment results, scores, and other evaluative materials under this chapter, unless a parent or legal guardian provides written authorization otherwise, or as required under federal law.

2 Effective Date. This act shall take effect January 1, 1999.

1998-0920s

AMENDED ANALYSIS

This act requires that pupil assessment materials used in the statewide education assessment and improvement system to be made accessible to parents or legal guardians within 45 days of administering the test to the child and that assessment results obtained from the statewide education assessment and improvement system stored at the department of education shall not include individual pupil names or codes.

Senate Executive Departments and Administration

February 23, 1998

1998-0921s

10/01

Amendment to SB 331

Amend the bill by inserting after section 1 the following and renumbering the original sections 2 and 3 to read as 3 and 4, respectively:

2 New Paragraph; Parent or Guardian Signed Written Document; 16 and 17-year old Youths. Amend RSA 276-A:4 by inserting after paragraph VII the following new paragraph:

VIII. No youth 16 or 17 years of age shall be employed by an employer unless the employer maintains on file a signed written document from the youth's parent or legal guardian permitting the youth's employment.

1998-0921s

AMENDED ANALYSIS

This bill eliminates the requirement for work certificates for 16 and 17 year old youths, and adds a requirement that a signed written document from the 16 or 17 year old youth's parent or guardian be maintained on file by the employer.

Senate Executive Departments and Administration

February 24, 1998

1998-0926s

03/09

Amendment to SB 390

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

1 Public Utilities; General Regulations; Exception to Applicability of Foreign Business Entity Prohibitions. The provisions of RSA 374:24 shall not apply to the merger or other reorganization of a gas utility if, on the effective date of this act, such gas utility is a subsidiary of a foreign corporation, provided that this act shall not otherwise alter the jurisdiction of the public utilities commission extant prior to the merger or other reorganization over such gas utility.

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

Senate Executive Departments and Administration

February 25, 1998

1998-0938s

10/08

Amendment to SB 397

Amend the bill by replacing section 1 with the following:

1 Board Composition Changed. RSA 318:2 is repealed and reenacted to read as follows:

318:2 Board.

I. There shall be a pharmacy board consisting of 9 members as follows:

(a) Two practicing pharmacists who are owners or employees of retail pharmacies which operate 5 or more pharmacies licensed in this state.

(b) Two practicing pharmacists who are owners or employees of an independent retail pharmacy licensed in this state.

(c) One practicing pharmacist who is an owner or employee of an acute care institutional pharmacy licensed in this state.

(d) One practicing pharmacist whose primary responsibilities include servicing a nursing home or other long term care facility licensed in this state.

(e) Two pharmacists, actively practicing in this state, chosen at-large.

(f) One public member.

II. Each member of the pharmacy board shall be appointed by the governor and council for a 5-year term, provided that no pharmacy practice represented on the board shall comprise more than 25 percent of the board members. No member shall be appointed to more than 2 consecutive terms. Only board members provided for in this section shall have the authority to vote in board determinations.

Senate Executive Departments and Administration

February 5, 1998

1998-0616s

10/09

Amendment to SB 441-FN-L

Amend the bill by replacing section 1 with the following:

1 Appointed Chief Fireward, Engineer, or Fire Chief. Amend RSA 154:5 to read as follows:

154:5 Chief Fireward, Engineer, or Fire Chief.

I. The chief fireward, engineer or fire chief in any town, village district, precinct, city or area which has adopted the provisions of this section, shall be appointed for an indefinite period of time or for a definite term, as determined by the legislative body, and the tenure of office shall depend upon good conduct and efficiency. The chief fireward, engineer or fire chief shall be technically qualified by training or experience and shall have ability to command firefighters and hold their respect and confidence. ~~[The chief fireward, engineer or fire chief may be removed only for just cause and after hearing with reasonable notice in writing of the charges against that person.]~~ Any town may adopt the provisions of this section at any annual meeting by an article in the warrant calling for such action.

II. *Subject to such written formal policies as may be adopted by the appointing authority, each chief fireward, engineer, or fire chief of any city or town who is appointed rather than elected, shall have authority to direct and control all employees of his or her department in their normal course of duty and shall be responsible for the efficient and economical use of all department equipment. Such chief fireward, engineer, or fire chief shall be subject to suspension without pay or dismissal only for cause, and after he or she has been presented with a written specification of the reasons. Upon such suspension or dismissal, the chief fireward, engineer, or fire chief shall be entitled to a hearing, on the merits and reasonableness of the action, in superior court in the county in which the municipality is located, provided that the chief fireward, engineer, or fire chief petitions the clerk of the superior court for such a hearing within 10 days of suspension or*

dismissal. The court shall have the power to affirm, modify or negate such suspension or dismissal, based upon its findings.

Insurance

February 18, 1998

1998-0895s

01/08

Amendment to SB 457-FN

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

1 New Paragraph; Definition Added. Amend RSA 167:78 by inserting after paragraph XXIII the following new paragraph:

XXIII-a. "Sponsor" means a private nonprofit employer, private charitable employer, private or public employer that provides a community or alternate work experience to a participant.

2 Participants; Workers' Compensation. Amend RSA 167:91-a, IV to read as follows:

IV. Participants in the alternative employment experience program administered by the state shall be considered employees of ***both*** the state ***and the sponsor*** for workers' compensation purposes only, and any claims for workers' compensation thereunder shall be charged to the temporary assistance to needy families program. ***The state and the sponsor shall both be entitled to the exclusivity of remedy provisions of RSA 281-A:8 and the state shall not be vicariously liable for the actions or omissions of the sponsor and the sponsor shall not be vicariously liable for the actions or omissions of the state. Nothing in this section shall prohibit any direct contractual liability between the state and the sponsor.***

3 New Section; Workers' Compensation Eligibility. Amend RSA 167 by inserting after section 91-a the following new section:

167:91-b Alternative Employment Experience Program Participants; Workers' Compensation Eligibility.

I. For the purposes of RSA 281-A, an employment program participant is an employee of both the state and the sponsor. In the event that it is determined that the participant has been subject to an injury or occupational disease producing a disability arising out of and in the course of participation in the employment program, the program shall not provide compensation pursuant to RSA 281-A:28, 281-A:28-a, 281-A:31, and 281-A:31-a, but the participant shall receive benefits from the employment program while otherwise eligible, or compensation equivalent to those benefits if the participant becomes ineligible for benefits under RSA 167. When determining the amount of compensation provided pursuant to RSA 281-A:32 for a scheduled permanent impairment award, the amount of compensation shall be calculated by using the minimum wage at the time of injury multiplied by the average number of hours worked per week or the number of hours agreed to by the program and the participant, whichever is higher.

II. The department of health and human services may provide this benefit by appropriate means including purchasing and serving as the master policyholder for any insurance, by self-insurance or by administrative services contract. Except as otherwise provided in this section, all other provisions of RSA 281-A apply.

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

Judiciary

February 19, 1998

1998-0910s

09/08

Amendment to SB 350

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

1 Jurisdiction and Venue; Guardianship Proceedings. Amend RSA 463:4, II to read as follows:

II. **(a)** ~~[The]~~ Venue for guardianship proceedings for a minor is in the county where the minor resides, the county where the minor is physically present when the proceedings are commenced, ~~[or]~~ the county in which the authorized agency is providing services to the minor, **or the county in which an underlying cause of action arose.**

(b) In proceedings to create a guardianship of the estate **of a minor** containing real property, venue may also be in a county in which the real property, or a portion thereof, **of the minor** is located.

2 Jurisdiction and Venue; Guardianship Proceedings. RSA 464-A:3 is repealed and reenacted to read as follows:

464-A:3 Jurisdiction and Venue.

I. The probate court shall have exclusive jurisdiction over the appointment of a guardian of the person or of the estate or of both of any incapacitated person.

II. **(a)** Venue for guardianship proceedings for a proposed ward is in the county where the proposed ward resides, or the county in which the proposed ward is physically present when the proceedings are commenced.

(b) If the proposed ward is admitted to an institution pursuant to an order of a court of competent jurisdiction, or is a resident of an institution for a period of at least one year, venue is also in the county in which that institution is located.

(c) In proceedings to create a guardianship of the estate containing real property, venue may also be in a county in which the real property, or a portion thereof, of the proposed ward is located.

3 Notice of Appointment of Guardian of Minor; Notice of Paternity to Office of Child Support Enforcement. RSA 463:6, I (f) is repealed and reenacted to read as follows:

(f) Any person named in the petition who claims to be the father and who has filed notice of his claim of paternity with the office of child support enforcement upon the forms supplied by that office. If no person is named in the petition as the father, the register of probate shall give notice to the office of child support enforcement. The office of child support enforcement shall determine if any person has filed a claim of paternity and shall notify the register of probate of the determination. The register of probate shall send notice to any claimant identified by the office of child support enforcement.

4 New Section; Accounts; Notice. Amend RSA 463 by inserting after section 19 the following new section:

463:19-a Accounts; Notice.

I. Whenever any guardian of the estate of a minor files an account in the probate court, the guardian of the estate shall contemporaneously forward the following to the minor, if the minor is 14 years of age or older; each parent of the minor, if the parent is not a guardian of the minor and if the parent's whereabouts are known; and all parties appearing of record:

(a) A copy of the account; and

(b) A notice that the account may be approved unless a written objection, containing the specific factual or legal basis for the objection, is filed within 30 days after the date the account is filed in the probate court. This notice requirement is waived if all assents are filed pursuant to paragraph III.

II. The guardian of the estate shall certify to the probate court that the requirements of paragraph I have been complied with.

III. If the guardian of the estate files assents to the account from all persons entitled to notice under paragraph I, the account may be approved earlier than 30 days after the date the account is filed in the probate court, at the discretion of the court.

5 Accounts; Notice. RSA 464-A:36 is repealed and reenacted to read as follows:

464-A:36 Accounts; Notice.

I. Subject to the provisions of RSA 464-A:26, V, a guardian of the estate shall file an annual account under oath with the court within 90 days after the anniversary date of the guardian's appointment, or be in default. The register of probate shall give notice of the default to the guardian by first class mail within 10 days after the default. The register of probate shall issue a citation notice in accordance with RSA 548:5-a.

II. Said annual account shall specify the amount and type of real and personal property received by the guardian and remaining in his or her control or invested by him, and the nature of such investment, and his receipts of money disbursed and expenditures, during the preceding time. Upon request of the court, the guardian of the estate shall produce for examination by the court, all securities, evidences of deposit, and investments reported, and any other information or documentation which the court may consider relevant to the accounting of the financial and property transactions of the estate.

III. Whenever any guardian of the estate files an account in the probate court, the guardian of the estate shall contemporaneously forward, in hand or by first class mail, the following to the ward and all parties appearing of record:

(a) A copy of the account; and

(b) A notice that the account may be approved unless a written objection, containing the specific factual or legal basis for the objection, is filed within 30 days after the date the account is filed in the probate court.

IV. The guardian of the estate shall certify to the probate court that the requirements of paragraph III have been complied with.

6 Office Hours. RSA 548:2 is repealed and reenacted to read as follows:

548:2 Office Hours. Every probate office shall be open for business in accordance with such procedures as may be established by the supreme court.

7 Accounts; Notice to Beneficiaries. RSA 550:11 is repealed and reenacted to read as follows:

550:11 Accounts; Notice to Beneficiaries.

I. In this section, "fiduciary" means any:

(a) Executor;

(b) Administrator, including voluntary administrator, special administrator, administrator with will annexed, and administrator de bonis non; or

(c) Trustee.

II. Whenever any fiduciary files an account in the probate court, the fiduciary shall contemporaneously forward the following to all persons beneficially interested as defined in RSA 550:12, and all parties appearing of record:

(a) A copy of the account; and

(b) A notice that the account may be approved unless a written objection, containing the specific factual or legal basis for the objection, is filed within 30 days after the date the account is filed in the probate court. This notice requirement is waived if all assents are filed pursuant to paragraph IV.

III. The fiduciary shall certify to the probate court that the requirements of paragraph II have been complied with.

IV. If the fiduciary files, pursuant to RSA 550:13, assents to the account from all persons beneficially interested as defined in RSA 550:12, and all parties appearing of record, the account may be approved earlier than 30 days after the date the account is filed in the probate court, at the discretion of the court.

8 Person Beneficially Interested Defined. RSA 550:12 is repealed and reenacted to read as follows:

550:12 Person Beneficially Interested Defined. A person is beneficially interested if the person is:

I. An heir or distributee of an intestate estate;

II. A residuary legatee under a will;

III. A specific legatee under a will, but has not received the legacy;

IV. A beneficiary having a vested interest in a trust;

V. The attorney general in estates involving charitable trusts;

VI. A ward, or a minor under guardianship who is 14 years of age or older;

VII. An heir, or legatee under a will of a deceased ward; or

VIII. A creditor who is known to the fiduciary and has not been paid.

9 Waiver of Administration. Amend RSA 554:1-a to read as follows:

554:1-a Waiver of Administration. Notwithstanding any provision of law, whenever a deceased dies testate and the surviving spouse or, if no spouse, an only child is named in the will as the sole beneficiary of the deceased's estate and has also been appointed to serve as executor or administrator with will annexed, hereafter administrator w.w.a., there shall be no requirement for an inventory of the estate, no requirement for a bond, and no requirement for an accounting for assets~~[- provided, however, that within 30 days after the grant of administration, the executor or administrator w.w.a. shall file an affidavit of real property passing under the will, including the address, book and page, or the decedent's source of title in the property]~~. Any interested person may petition for a full administration of the estate within 6 months after the original grant of administration, and such petition may be granted by the probate court for good cause shown. Administration of the will shall be completed upon the filing of an affidavit of administration with the *probate* court~~[.]~~. Such filing ~~[to]~~ **shall** occur not less than 6 months nor more than one year after the date of appointment of the executor or administrator w.w.a.~~[- stating]~~. ***The affidavit of administration shall state that to the best of the knowledge and belief of the executor or administrator w.w.a. there are no outstanding debts or obligations attributable to the deceased's estate and shall list all real estate owned by the decedent at the time of death, including the location, book and page.*** If the executor or administrator w.w.a. fails to file ~~[either]~~ ***the affidavit of administration*** within ~~[30 days after the required filing date]~~ ***the time prescribed above***, the executor or administrator w.w.a. is in default. The register of probate shall give notice of the default to the executor or administrator w.w.a. by first class mail within 10 days after the default. The register of probate shall issue a citation notice in accordance with RSA 548:5-a. If the executor or administrator w.w.a. is unable to complete the administration of the estate, administration may be completed pursuant to RSA 553:7.

10 New Subparagraph; Distribution Upon Intestacy. Amend RSA 561:1, II by inserting after subparagraph (d) the following new subparagraph:

(e) If there is no taker under the provisions of this section, the intestate estate passes to the state of New Hampshire.

11 Repeal. The following are repealed:

I. RSA 7:30, relative to probate fees for copies of documents furnished at the request of the attorney general.

II. RSA 86:26, relative to fees for copies of statements filed under the legacies and succession tax sent to the department of revenue administration by registers of probate.

III. RSA 457:6-a, relative to the fee of the register of probate for issuing a certificate of marriage waiver.

IV. RSA 464-A:36-a, relative to settlement of account.

V. RSA 561:8, relative to escheat and a requirement for filing of a certificate by the surviving spouse.

12 Applicability. Section 10 of this act shall apply only to all persons dying after midnight on December 31, 1998.

13 Effective Date.

I. Section 9 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect 30 days after its passage.

1998-0910s

AMENDED ANALYSIS

This bill clarifies the exclusive jurisdiction of the probate courts over guardianship proceedings. The bill clarifies venue for guardianship proceedings for minors and proposed wards. The bill establishes certain notice requirements between the register of probate and the office of child support enforcement with regard to petitions for guardianship of minors and notice requirements with regard to accounts for estates. It defines "person beneficially interested" for purposes of accounts of intestate estates.

The bill states that probate offices shall be open for business in accordance with procedures established by the supreme court.

The bill requires that real estate owned by the decedent be listed in the affidavit of administration filed with the probate court to complete the administration of certain wills.

The bill also repeals fee provisions and a provision requiring a surviving spouse's certificate in intestate distributions.

Judiciary

February 18, 1998

1998-0891s

09/01

Amendment to SB 417-FN

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

1 Extension of Court Modernization Fund. Amend RSA 502-A:37, III to read as follows:

III. The fund created in this section shall lapse on June 30, ~~[1998]~~ **2001**, to the general fund.

2 Extension of Court Modernization Fund. Amend 1989, 408:124, III as amended by 1991, 355:97 to read as follows:

III. Sections 82, II and IV, and 83-84 of this act shall take effect July 1, ~~[1998]~~ **2001**.

3 Extension of Court Modernization Fund; Distribution of Penalty Assessment Funds. Amend 1992, 220:8, II to read as follows:

II. Sections 2 and 4 of this act shall take effect July 1, ~~[1998, at 12:01 a.m.]~~ **2001**.

4. Effective Date. This act shall take effect June 29, 1998.

1998-0891s

AMENDED ANALYSIS

This bill continues the court modernization fund and its source of funding from penalty assessments until July 1, 2001.

Senate Transportation

February 27, 1998

1998-0945s

03/08

Amendment to SB 386

Amend the bill by replacing section 1 with the following:

1 Antique Motor Vehicle Plates; Eligibility. Amend RSA 261:89-a to read as follows:

261:89-a Antique Motor Car Plates. The director may permit the owner of an antique motor car, as defined in RSA 259:4, to use a registration plate which was issued in the same year that the antique motor car was manufactured, provided the owner obtains a permit issued pursuant to this section stating that the date of manufacture was ~~[1942 or earlier]~~ **25 years or earlier from the date of the owner's permit request**, the motor car is registered as an antique motor car under this chapter, and the number of the antique plate is recorded with the director. Any antique motor car bearing a registration plate with the year of manufacture shall also carry, within it, a valid antique motor car registration certificate and a permit issued under this section. The registration plate ~~[from 1942 or earlier]~~ shall be affixed to the front of the antique motor car. The registration plate matching the registration certificate shall be affixed to the rear of the antique motor car.

1998-0945s

AMENDED ANALYSIS

This bill authorizes a motor vehicle 25 years of age or older to be eligible for an antique motor vehicle plate.

Senate Transportation

February 27, 1998

1998-0943s

03/08

Amendment to SB 414

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect January 1, 1999.

SENATE HEARINGS

TUESDAY, MARCH 3, 1998

FINANCE, Room 103, SH

9:30 a.m. **HB 1664-FN**, authorizing salary increases for state law enforcement officers.

10:00 a.m. **HB 1249**, requiring budget line item appropriations for individual and departmental dues to national and regional organizations paid from state resources.

PUBLIC INSTITUTIONS, HEALTH AND HUMAN SERVICES, Room 105-A, SH

● SB 409 AND 491 HAVE BEEN RESCHEDULED TO MARCH 17, 1998

2:00 p.m. **SB 398**, relative to prescription drug therapy management.

TRANSPORTATION, Room 101, LOB

● EXECUTIVE SESSION TO FOLLOW

1:00 p.m. **HB 420**, relative to administrative review of suspended or revoked motor vehicle licenses.

1:20 p.m. **HB 552-FN-L**, clarifying the authority of municipalities to regulate the use of their highways which provide sole access to properties in adjoining municipalities.

1:40 p.m. **HB 565-FN**, relative to unauthorized use of a propelled vehicle or animal.

2:00 p.m. **HB 627-FN**, establishing a conservation number plate trust fund, and a special motor vehicle license plate and associated fees, to support New Hampshire's natural and cultural resources.

WAYS AND MEANS, Room 103, SH

● **PLEASE NOTE ADDITION OF HB 1468**

2:45 p.m. **HB 170-L**, exempting temporary, demountable, plastic-covered greenhouses from property taxation.

3:00 p.m. **HB 642**, clarifying the effect of subdivision on property tax assessment and collection.

3:30 p.m. **HB 676-FN-L**, relative to distribution of proceeds from the sale of tax-deeded property and repurchase of tax-deeded property by a former owner.

4:00 p.m. **HB 717-FN-A**, relative to taxation of qualified investment capital companies.

4:30 p.m. **HB 1468**, clarifying the legal status of home brewers of beer.

WEDNESDAY, MARCH 4, 1998

EDUCATION, Room 105-A, SH

● **EXECUTIVE SESSION ON ALL PENDING LEGISLATION TO FOLLOW**

1:00 p.m. **SB 503**, relative to the New Hampshire community technical college system.

ENVIRONMENT, Room 102, LOB

● **EXECUTIVE SESSION TO FOLLOW**

● **CONTINUATION OF HEARING ON SB 374**

8:30 a.m. **SB 374**, requiring the commissioner of the department of environmental services to adopt rules regarding impacts of certain large water withdrawals on surface waters, subsurface waters, water-related natural resources, and private, residential, and farm wells.

JUDICIARY, Room 103, SH

● THERE WILL BE AN EXECUTIVE SESSION IMMEDIATELY FOLLOWING THE HEARING

10:30 a.m. **SB 498**, clarifying the definition of "right of custody" with respect to the crime of interference with custody.

INSURANCE, Room 101, LOB

8:30 a.m. **SB 500**, relative to obtaining automobile and homeowners insurance.

9:00 a.m. **SB 494**, establishing the voluntary small employer health insurance purchasing alliance.

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 529**, relative to excluding from the definition of subdivision the placement and maintenance of wireless communication facilities.

10:45 a.m. **HB 659**, modifying restrictions on televised political advertising.

11:15 a.m. **HB 670-FN**, prohibiting telephone solicitors from using caller identification blocking services.

THURSDAY, MARCH 5, 1998

ECONOMIC DEVELOPMENT, Room 103, LOB

● EXECUTIVE SESSION TO FOLLOW HEARINGS AS TIME ALLOWS

1:00 p.m. **HB 1351-FN**, extending the "The Laboratory for New Ideas in Information Technology" pilot project.

1:15 p.m. **HB 1168-L**, relative to municipal economic development and revitalization districts.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 104, LOB

● EXECUTIVE SESSION ON PENDING LEGISLATION

1:30 p.m. **SB 502-FN**, allowing federal judges to perform marriages after obtaining a special license.

2:00 p.m. **HB 1142**, making technical corrections on behalf of the department of revenue administration.

INTERNAL AFFAIRS, Room 103, LOB

2:45 p.m. **SB 319**, establishing a committee to study the parole system and methods to increase its efficiency.

● THE FOLLOWING BILL HAS BEEN RECOMMITTED TO COMMITTEE FOR FURTHER EXECUTIVE ACTION

3:15 p.m. **SB 359**, providing immunity to the state and public employees for any harm resulting from certain computer errors in the millenium changeover.

WILDLIFE AND RECREATION, Room 102, LOB

2:45 p.m. **HCR 21**, encouraging the designation of the Connecticut River as an American Heritage River.

3:00 p.m. **HB 1151-FN**, relative to the testing of certain domestic animals.

tuesday, march 10, 1998

PUBLIC INSTITUTIONS, HEALTH AND HUMAN SERVICES, Room 105-A, SH

● SB 458-FN-A HAS BEEN RESCHEDULED TO MARCH 17, 1998

● PLEASE NOTE ADDITION OF TWO HOUSE BILLS BELOW

2:00 p.m. **SB 470-FN**, establishing a "parents as scholars" pilot program.

2:30 p.m. **HB 147**, relative to disclosure of certain information relating to tobacco products.

3:30 p.m. **HB 1283**, establishing a 4-year term for the commissioner of the department of corrections.

TRANSPORTATION, Room 101, LOB

1:00 p.m. **HB 1272-L**, requiring long range capital planning and utilization committee and the Skyhaven airport operation commission to develop a plan to transfer the Skyhaven airport to a local public entity.

1:15 p.m. **HB 1135**, relative to the use of watercraft and boats on Ledge Pond in the town of Sunapee.

1:30 p.m. **HB 1157**, relative to the layout of highways.

2:00 p.m. **HB 1275-FN**, relative to training for marine patrol officers.

WEDNESDAY, MARCH 11, 1998

CAPITAL BUDGET, Room 103, SH

2:45 p.m. **EXECUTIVE SESSION, SB 339-L**, relative to the bidding for design and construction of a new medium security prison and relative to the location of such prison.

INSURANCE, Room 101, LOB

8:30 a.m. **SB 504-FN**, relative to the members of predecessor systems of the New Hampshire retirement system.

9:00 a.m. **HB 630-FN-L**, relative to additional voluntary contributions to provide for early retirement by members of the retirement system.

9:30 a.m. **HB 749-FN**, relative to disability retirement benefits for retirement system members permanently incapacitated for duty.

10:00 a.m. **HB 1538-FN-A**, extending the reporting date for the committee to study judicial pensions, increasing the duties of the committee, and making an appropriation therefor.

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 697-FN-A-L**, establishing a homeless coordination council.

10:45 a.m. **HB 798**, relative to the regulation of health clubs.

11:15 a.m. **HB 802**, relative to judgments on past due rent.

THURSDAY, MARCH 12, 1998

ECONOMIC DEVELOPMENT, Room 103, LOB

1:45 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 104, LOB

1:15 p.m. **SB 505-FN**, eliminating the separate fee for licensed master plumbers who are the sole shareholders of a plumbing corporation.

1:30 p.m. **HB 535**, relative to the regulation of architects.

2:00 p.m. **HB 753**, relative to the board of auctioneers.

2:30 p.m. **HB 1271-FN**, relative to the board of acupuncture licensing.

WILDLIFE AND RECREATION, Room 102, LOB

2:45 p.m. **HB 371**, relative to the authority of the department of fish and game to regulate the management, preservation, propagation, and taking of state fish, game, and wildlife resources.

TUESDAY, MARCH 17, 1998

TRANSPORTATION, Room 101, LOB

1:00 p.m. **HB 1328-FN**, extending the exemption period for motor vehicle titles and modifying the process of obtaining a duplicate motor vehicle certificate.

1:10 p.m. **HB 1330-FN**, naming the bridge over the Newfound River on route 104 west in the town of Bristol, New Hampshire, the Richard W. Musgrove bridge.

1:20 p.m. **HB 1340-L**, establishing a committee to study the upgrade of Dean Memorial Airport in North Haverhill, New Hampshire.

1:30 p.m. **HB 1537**, relative to aeronautics enforcement authority.

1:45 p.m. **HB 1629**, relative to walking disability plates and placards.

PUBLIC INSTITUTIONS, HEALTH AND HUMAN SERVICES, Room 105-A, SH

2:00 p.m. **SB 409-FN**, extending the moratorium on new nursing home beds.

3:00 p.m. **SB 491-FN**, relative to the reimbursement of nursing homes.

3:45 p.m. **SB 458-FN-A**, establishing a supportive residential care pilot program and making an appropriation therefor.

WEDNESDAY, MARCH 18, 1998

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 1103-L**, relative to the state representative districts of towns.

10:30 a.m. **HB 1244-FN**, relative to collusive bidding at auctions.

11:00 a.m. **HB 1424**, relative to filling a vacancy in the position of a county officer.

11:30 a.m. **HCR 20**, recognizing the 100th anniversary of Old Home Day in New Hampshire.

THURSDAY, MARCH 19, 1998

WILDLIFE AND RECREATION, Room 102, LOB

2:45 p.m. **HB 132-FN**, allowing New Hampshire residents on active duty in the armed forces or coast guard to be issued hunting and fishing licenses at no charge.

3:15 p.m. **HB 177-FN**, increasing the wild black bear license and tag fee.

3:45 p.m. **HB 793**, defining the responsibility of individuals engaged in equine activities.

MONDAY, MARCH 23, 1998

JUDICIARY, Rooms 302-304, LOB

9:30 a.m. **CACR 45**, relating to the right of every educable child in the public schools to an adequate education, and the proportionality and reasonableness of local taxes for education, providing that the right of every educable child in the public schools to an adequate education shall be enforced by appropriate legislation, that the legislature may delegate to the state's political subdivisions the duty to provide an adequate education, and that a tax imposed to implement such a delegated duty shall be proportional and reasonable.

WEDNESDAY, MARCH 25, 1998

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 1430**, relative to political expenditure limitation amounts.

11:00 a.m. **HB 1518-L**, increasing the minimum purchase amount by a county requiring competitive bidding.

11:15 a.m. **HB 1192**, permitting the city of Concord to combine the positions of tax collector and treasurer.

11:45 a.m. **HB 1221-L**, relative to the acceptance of personal property donated to towns or village districts.

12:00 p.m. **HB 1279-FN-L**, relative to the procedures for vacating uninhabitable or unsafe buildings.

THURSDAY, MARCH 26, 1998

WILDLIFE AND RECREATION, Room 102, LOB

2:45 p.m. **HB 272**, relative to boat docking facilities

3:30 p.m. **HB 1211-FN-A**, re-designing Governors state park in Laconia as Ahern state park.

wednesday, april 1, 1998

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 1592-L**, relative to the enhanced 911 data base.

10:30 a.m. **HB 1651**, establishing a committee to study the protection of cable consumers and the enhancement of cable electronic services.

11:00 a.m. **HJR 21**, requesting that the United States Congress return to the states the authority to regulate campaign finance.

11:15 a.m. **HB 1128-FN**, relative to space heaters.

11:45 a.m. **HB 204-FN-L**, granting responsibility for court security and custody and control of prisoners while in the courthouse to the county sheriff and providing for state reimbursement of the sheriff for the costs of such security services.

wednesday, april 8, 1998

PUBLIC AFFAIRS, Room 104, LOB

10:15 a.m. **HB 1169-L**, clarifying the authority of the ballot law commission relative to the examination of programs used to count votes.

MEETINGS

TUESDAY, MARCH 3, 1998

NEW HAMPSHIRE COMMISSION ON THE SMITHSONIAN FESTIVAL OF AMERICAN FOLKLIFE (SJR 20, Chapter 204, Laws of 1996), Room 203, LOB

3:00 p.m. Commission Meeting

WEDNESDAY, MARCH 4, 1998

LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2), Room 304, LOB

9:00 a.m. Meeting

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Room 103, SH

4:00 p.m. Work Session

THURSDAY, MARCH 5, 1998

DEPARTMENT OF TRANSPORTATION, Room 201, LOB, Concord

3:00 p.m. Committee Meeting to discuss project applications,
Transportation Enhancement Advisory Committee

FRIDAY, MARCH 6, 1998

NUCLEAR DECOMMISSIONING FINANCE COMMITTEE (RSA 162-F:15), Room 307, LOB

9:00 a.m. Meeting

OSTEOPOROSIS EDUCATION AND ADVISORY COUNCIL (RSA 126-I:3), Room 103, LOB

10:00 a.m. Regular Meeting

**NEW HAMPSHIRE COLLEGE TUITION SAVINGS PLAN COMMISSION (RSA 195-H:2),
Room 103, SH**

9:00 a.m. Marketing Subcommittee Meeting

11:00 a.m. Administration Subcommittee Meeting

12:30 p.m. Legal Subcommittee Meeting

● PLEASE NOTE NEW LOCATION BELOW

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Rooms 302-304, LOB

10:00 a.m. Public Meeting

MONDAY, MARCH 9, 1998

**PERINATAL ALCOHOL, TOBACCO AND OTHER DRUG USE TASK FORCE (RSA 132:19),
Room 101, LOB**

9:00 a.m. Meeting

PUBLIC WATER ACCESS ADVISORY BOARD (RSA 233-A:2), Director's Conference Room, NH
Fish and Game Department, 2 Hazen Drive, Concord

10:00 a.m. Meeting

TUESDAY, MARCH 10, 1998

DEPARTMENT OF TRANSPORTATION, Room 201, LOB

3:00 p.m. Public Hearing on current applications for funding,
Congestion Mitigation and Air Quality (CMAQ) Advisory Committee

WEDNESDAY, MARCH 11, 1998

FISCAL COMMITTEE OF THE GENERAL COURT Room 210-211, LOB

9:00 a.m. Regular Business

9:30 a.m. Audits: State of New Hampshire Management Letter
June 30, 1997 - State of New Hampshire Sweepstakes Commission
Audit Report for the Fiscal years ended June 30, 1996 and 1997.

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Room 103,
SH

4:00 p.m. Work Session

FRIDAY, MARCH 13, 1998

BOARD OF CLAIMS (RSA 541-B:3), Room 202, LOB

9:00 a.m. Quarterly Meeting

WEDNESDAY, MARCH 18, 1998

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Room 103,
SH

4:00 p.m. Work Session

thursday, march 19, 1998

DEPARTMENT OF TRANSPORTATION, Room 201, LOB

3:00 p.m. Committee Meeting to select recommended projects
for funding, Transportation Enhancement Advisory Committee

friday, march 20, 1998

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES, (RSA 541-A:2), Rooms 306-308, LOB

9:00 a.m. Regular Meeting

TUESDAY, MARCH 24, 1998

DEPARTMENT OF TRANSPORTATION, Southern NH Planning Commission, 438 Dubuque Street, Manchester

3:00 p.m. Committee Meeting to recommend projects for funding, Congestion Mitigation and Air Quality (CMAQ) Advisory Committee

WEDNESDAY, MARCH 25, 1998

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Room 103, SH

4:00 p.m. Work Session

FRIDAY, MARCH 27, 1998

NEW HAMPSHIRE COLLEGE TUITION SAVINGS PLAN COMMISSION (RSA 195-H:2), Room 103, SH

1:30 p.m. Meeting

WORKER'S COMPENSATION ADVISORY (RSA 281-A:62) Room 306, LOB

9-12 p.m. Meeting

monday, march 30, 1998

OIL FUND DISBURSEMENT BOARD (RSA 146-D:4), Room 305, LOB

9:00 a.m. Regular Meeting and Hearing

WEDNESDAY, APRIL 1, 1998

SENATE SELECT COMMITTEE ON EDUCATION FUNDING AND ADEQUACY, Room 103, SH

4:00 p.m. Work Session

FRIDAY, APRIL 3, 1998

OSTEOPOROSIS EDUCATION AND ADVISORY COUNCIL (RSA 126-I:3), Room 103, LOB

10:00 a.m. Regular Meeting

NOTICES

Members of the NH Senate and House are encouraged to utilize the complimentary ski privileges afforded them. Upon presentation of proper credentials at the ticket window, NH Senators and Representatives may receive a lift ticket for their personal use and one for a guest. The elected official must be present to personally present the credentials, unless prior arrangement is made with Commissioner Thomson. *Lift tickets are to be picked up at Guest Services at Sunapee; and at Guest Services or the Ticket Window at Cannon.*

Senator Joseph Delahunty

The third round of funding for the Health Care Transition Fund, Community Grant Program is about to begin. The Department of Health and Human Services, under the leadership of the Legislature, the Governor and the Executive Councilors, has initiated this grantmaking process to assist communities in their efforts to improve access to health care services. Grants will be awarded for up to eighteen months to encourage creativity and innovation in health care. Successful proposals will demonstrate broad community collaboration as an essential method of achieving project objectives. A *Request for Proposals* was mailed to the leadership of the New Hampshire House and Senate including Committee Chairs and 1,200 community organizations and providers. All legislators are invited to request a copy of the proposal by contacting Therese Smith of the Department's Office of Planning and Research at 271-5256 or access a copy through the Department's website at <http://www.state.nh.us/dhhs/deptlinks.htm>.

Senator Amy Patenaude

The Department of Administrative Services, Division of Information Technology Management (DITM) has just completed work on a paper entitled, The Year 2000 Report. This report is a compilation of a survey taken in the fall of 1997 to gauge the level of awareness and preparedness of state agencies relative to agency computers and the Year 2000 century date change.

Copies of the Year 2000 report are also available from the Legislative Budget Assistants Office, Room 102, State House. The report is also expected to be available soon in the electronic form on the State's web site.

Senator Ned Gordon

THURSDAY, MARCH 5, 1998

Members of the American Legislative Exchange Council will meet in Room 105A, State House on Thursday, March 5, 1998, during the session lunch break. Lunch will be available.

Senator Eleanor Podles

WEDNESDAY, MARCH 11, 1998

The Retail Merchants Association cordially invites all legislators and staff to a Legislative Reception on Wednesday, March 11, 1998, from 4:30 - 7:00 p.m. at the Holiday Inn in Concord. The reception will be held in the lounge area. We look forward to seeing you there!

Senator Carl Johnson

TUESDAY, MARCH 17, 1998

Bobby Stephen's 20th Annual St. Patrick's Day Bash to benefit Jobs for NH's Graduates will take place at The Courtyard, 1199 South Mammoth Road, Manchester, on Tuesday, March 17, from 4:00 p.m. 'til the wee hours. This St. Patrick's Day Bash features: Tom Bartlett and his Unicorn Band, NH Police Association Pipes and Drums, My Grandfather's Accordion, and Mary Heaney's Irish Stepdancers, plus a traditional Irish Feast. Ticket prices are \$20.00 (meal and entertainment). Dinner served at 7:30 p.m. For tickets, call 1-800-772-7001, ext. 383.

Senator Clesson Blaisdell

VISITORS' CENTER SCHEDULE – MARCH

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of school groups visiting the State House in January/February 1998. These listings will replace individual notifications in an effort to reduce paper usage and to ensure all members will be notified in a timely manner. Please contact the Visitors' Center for further information. Thank you for your continued participation with our School Visitation Program.

Kenneth Leidner, Director

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>CLASS/Size</i>
3/2	9:30;10:45 & 12:30	Southwick School - Northfield	4 / 70
3/3	9:30 & 10:45	Epping High School	9 / 60
3/3	9:00	Parkside Jr. High - Manchester	6,7 & 8 / 25
3/4	10:00 & 12:00	Bicentennial Elementary - Nashua	4 / 75
3/5	10:00 & 12:00	Bicentennial Elementary - Nashua	4 / 50
3/6	10:00 & 11:15	Stratham Memorial	4 / 60
3/9	10:00 & 11:15	Stratham Memorial	4 / 40

3/9	12:30	Bethel Christian School - Hudson	4 / 13
3/9	12:30	Goffstown Christian - Goffstown	4 / 11
3/9	1:30	Pleasant Street - Laconia	5 / 24
3/10	9:30 & 11:30	Canaan Elementary	4 / 84
3/11	10:00 & 11:15	Johnathan Daniels School - Keene	4 / 40
3/11	1:00	Unity Elementary	3&4 - 6&7 /46
3/12	9:30	Broadstreet Elementary - Nashua	4 / 25
3/12	10:00 & 11:15	Hanover Street School - Lebanon	4 / 50
3/13	9:00	Bow Elementary	4 / 25
3/13	10:00 & 12:00	Newmarket Elementary	4 / 92
3/16	9:00	Bow Elementary	4 / 25
3/16	10:00 & 11:15	Seabrook Elementary	4 / 80
3/17	9:00	Bow Elementary	4 / 25
3/17	10:00 & 11:15	Hanover Elementary - Lebanon	4 / 50
3/17	1:00	White Farm	7&8 / 8
3/18	9:00	Parkside/Eng as a 2 nd Language - Manchester	7&8/60
3/19	9:00 & 10:00	Deerfield Community School	4 / 36
3/19	11:00 & 1:00	Symonds Elementary - Keene	5 / 75
3/20	9:00 & 10:00	Webster School - Manchester	4 / 50
3/20	11:15 & 12:15	Bedford Memorial School	4 / 60
3/23	9:00	Bow Elementary	4 / 25

3/23	10:15 & 11:30	Moultonborough Central School	
3/23	1:00	Calvary Christian High School	2 / 18
3/24	9:00	Bow Elementary	4 / 25
3/24	10:00 & 11:00	Lancaster School - Lancaster	4 / 60
3/24	12:30 & 2:00	Memorial School - Newton	4 / 75
3/25	10:00 & 11:30	Lincoln Street School - Exeter	4 / 75
3/26	10:00 & 11:30	Lincoln Street School - Exeter	4 / 75
3/27	9:00 & 10:00	Webster School - Manchester	4 / 50
3/27	11:00 & 1:00	Bedford Memorial School	4 / 80
3/30	10:00; 11:15 & 12:30	Mount Pleasant School - Nashua	4 / 75
3/31	9:15 & 10:45	Bristol Elementary	4 / 60
3/31	1:00	Walker School - Concord	4 / 36