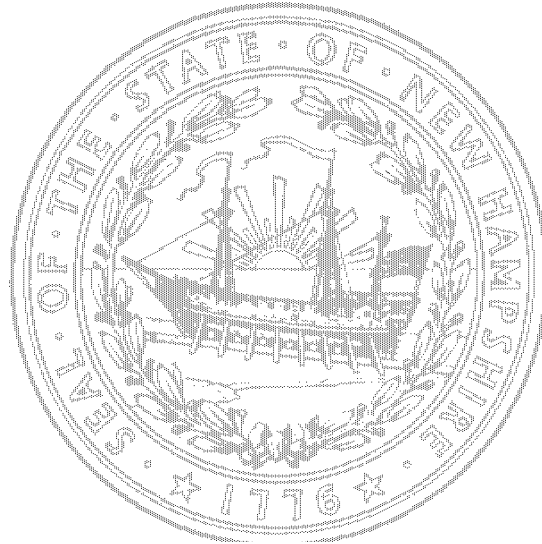


June 7, 2001

No. 30

STATE OF NEW HAMPSHIRE



Legislative

SENATE CALENDAR

REPORTS, HEARINGS, MEETINGS & NOTICES

**THE SENATE WILL MEET IN SESSION ON THURSDAY, JUNE 7, 2001
AT 10:15 A.M.**

LAID ON THE TABLE

SB 29, relative to amending warrant articles by political subdivisions that have adopted the official ballot referendum form of meeting.

SB 32, exempting dumbwaiters from the elevator law.

SB 60, relative to the authority of the board of tax and land appeals to assess attorney's fees.

SB 90, relative to misdemeanor jury trials.

SB 96-FN, repealing the requirements for resident and nonresident licenses to carry concealed weapons.

SB 97-FN, requiring the annual registration of manufactured housing parks.

SB 116-FN, relative to motor vehicle offenses which result in the death or serious bodily injury of another.

SB 171-FN, relative to the negotiation of cost items within the public employee collective bargaining process and relative to computation of leave for state police employees injured in the line of duty.

SB 180-FN-A, establishing the Hooksett district court as a full-time court and making an appropriation therefor.

SB 185, relative to push-polling.

HB 101, (New Title) requiring registered lobbyists to sign a statement concerning false statements or misrepresentation of material facts.

HB 126-FN, relative to the board of pharmacy and the regulation of pharmacists.

HB 130, relative to the maintenance of boundaries and fences.

HB 141-L, relative to regulation of junk yards.

HB 153, lowering the minimum medical cost coverage for motor vehicle liability policies.

HB 196-L, (New Title) relative to the penalty for failure to license a dog or renew a dog license.

HB 211-FN, establishing a restricted probationary permit to drive and correcting the ignition interlock program laws.

HB 258, establishing a task force to conduct an ongoing study of the feasibility of re-establishing the Lawrence, Massachusetts to Manchester, New Hampshire rail service line and the Concord to Lebanon northern passenger rail service line.

HB 261-FN, including the judiciary as a public employer under the public employee labor relations act.

HB 304-FN, relative to insurance coverage for prostate cancer testing.

HB 385, changing the name, membership and duties of the office of volunteerism.

HB 543-FN, establishing the division of ports and harbors within the Pease development authority and transferring all functions, powers, and duties of the New Hampshire state port authority.

HB 614, relative to certain duties, responsibilities, and authority of the fiscal committee.

HB 697, extending the reporting date for the healthy kids subcommittee and clarifying the mission statement of the healthy kids corporation.

REPORTS

EXECUTIVE DEPARTMENTS & ADMINISTRATION

HB 469-FN-L, relative to the applicable minimum wage for hourly employees.

MINORITY REPORT: Ought to Pass, Senator D'Allesandro for the committee. Vote 2-3

MAJORITY REPORT: Inexpedient to Legislate, Senator Prescott for the committee. Vote 3-2

HB 731-FN, relative to securities laws. Vote 4-0

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

HB 745-FN, revising Article 9 of the Uniform Commercial Code and related statutes. Vote 3-0

Ought to Pass, Senator Flanders for the committee.

TRANSPORTATION

HB 317-FN, revising the New Hampshire Aeronautics Act. Vote 3-0

Re-referred, Senator Eaton for the committee.

HB 320-FN, (New Title) relative to leasing certain portions of railroad properties and relative to the definition and taxation of amusement railroads. Vote 5-0

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

HB 653-FN, relative to certain signs within highway rights-of-way. Vote 3-1

Ought to Pass, Senator Flanders for the committee.

AMENDMENTS

Senate Executive Departments and Administration

June 7, 2001

2001-1526s

10/04

Amendment to HB 731-FN

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

AN ACT relative to securities laws and making a change to Article 9 of the Uniform Commercial Code.

Amend RSA 421-B:7, VII(d)(1) as inserted by section 8 of the bill by replacing it with the following:

(1) Certified Financial Planner (CFP) awarded by the Certified Financial Planner Board of Standards, Inc.;

Amend the bill by replacing all after section 16 with the following:

17 Administration. Amend RSA 421-B:21, I to read as follows:

I. This chapter shall be administered by the secretary of state ***who may appoint a deputy, a designee, or a director who shall be a classified employee whose salary shall be comparable to that of a deputy, to administer the provisions of this chapter.*** The secretary of state shall, to the greatest extent practical, physically and substantively consolidate the activities and functions related to corporations, limited partnerships, and other business organizations and entities administered by the department of state with the activities and functions related to the registration of securities.

18 Article 9; Uniform Commercial Code; Contingent Amendment; HB 745-FN. Amend RSA 382-A:9-334(e)(3) and (4) to read as follows

(3) the conflicting interest is a lien on the real property obtained by legal or equitable proceedings after the security interest was perfected by any method permitted by this article~~[-or~~

~~(4) the security interest is:~~

~~(A) created in a manufactured home in a manufactured home transaction;~~
and

~~(B) perfected pursuant to a statute described in Section 9-311(a)(2)].~~

19 Contingency. If HB 745-FN of the 2001 legislative session becomes law then section 18 of this act shall take effect July 1, 2001, at 12:01 am. If HB 745-FN of the 2001 legislative session does not become law then section 18 of this act shall not take effect.

20 Repeal. The following are repealed:

- I. RSA 421-B:9, VII, relative to examination charges for broker-dealers.
- II. RSA 421-B:13, I-a, relative to registration by coordination.
- III. RSA 421-B:21, II-b, relative to expenses of administration of securities laws.

21 Effective Date.

- I. Section 18 of this act shall take effect as provided in section 19 of this act.
- II. The remainder of this act shall take effect upon its passage.

2001-1526s

AMENDED ANALYSIS

This bill makes a variety of changes to the securities laws administered by the secretary of state.

This bill also makes a change to Article 9 of the Uniform Commercial Code in HB 745-FN of the 2001 legislative session.

Senate Transportation
June 7, 2001
2001-1523s
06/04

Amendment to HB 320-FN

1 Administration of Transportation Laws; Railroads and Other Common Carriers; Leasing Certain Portions of Railroad Properties; Eligibility and Cost.

Amend RSA 228:57-a, I as inserted by section 1 of the bill to read as follows:

I. Notwithstanding RSA 228:57, portions of real estate owned by the state and managed by the bureau of rail and transit in the department of transportation that are on the shores of public waters, as defined by RSA 271:20, may **not** be leased for private, noncommercial use by owners of adjacent properties separated from the shore only by the railroad land~~[, as long as such use does not interfere with railroad operations. Any property owner meeting the requirements of this section may request in writing to be allowed to lease such property from the state. However, when the adjacent property is owned by more than one individual, such as a condominium association, the association, only as a single entity, may request the lease. In no case shall more than one access point to the leased property be allowed].~~

Amend the bill by replacing section 2 with the following:

2 Definition; Amusement Railroad. Amend RSA 82:1 to read as follows:

82:1 Definitions. ***In this chapter:***

I. The word “company” as used in RSA 82:2 shall apply to all persons, co-partnerships or associations.

II. The term “express corporation or company” shall be construed to mean any corporation or company engaged in the business of transporting property as express over the lines of railroads.

III. The term “amusement railroad” means a railroad operating as a tourist, scenic, or historic operation, which provides train rides solely for one or more such purposes.

Amend the bill by replacing section 4 with the following:

4 Effective Date.

I. Section 1 of this act shall take effect July 1, 2002.

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

2001-1523s

AMENDED ANALYSIS

This bill prohibits certain leases of state-owned railroad properties, and increases the cost of such leases from \$5 to \$10 per running foot per year. This bill also defines amusement railroads and provides for their taxation.

COMMITTEES OF CONFERENCE

HB 240, requiring the department of health and human services to develop a plan reducing the number of persons awaiting certain services for developmental disabilities.

MEETING: Tuesday, June 19, 2001, 11:00 a.m. Room 205, LOB

Senate Conferees: Senators Wheeler, Prescott, McCarley

House Conferees: Representatives Batula, Burnham, Manning, Seldin

MEETINGS

THURSDAY, JUNE 7, 2001

NH DEPARTMENT OF TRANSPORTATION (TE CMAQ) Tracey Library, Corner of Main and Pleasant Street, New London, NH

7:00 p.m. Outreach Education Technical Advisory Committee UVLS Regional Planning Commission

NH DEPARTMENT OF TRANSPORTATION (Farmington 13379, Relocation of NH 153 along Meeting House Hill Road to create a single signalized 4 way intersection on NH 11 with Meeting House Hill Road) Town Hall Gymnasium, 39 North Main Street, Farmington, NH

7:00 p.m. Public Informational Meeting

FRIDAY, JUNE 8, 2001

OSTEOPOROSIS ADVISORY COUNCIL (RSA 126-I:3) Room 102, LOB

9:00 a.m. Work Session

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

9:00 a.m. Regular Meeting

WELLNESS & PRIMARY PREVENTION COUNCIL (RSA 126-M:3) Room 207, LOB

10:00 a.m. Regular Meeting

PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:28) Room 105-A, SH

10:00 a.m. Organizational Meeting

MONDAY, JUNE 11, 2001

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

9:30 a.m. Regular Meeting

PUBLIC HEALTH & ENVIRONMENT RELATIONSHIP COMMISSION (HB 1390, Chapter 114, Laws of 2000) Room 205, LOB

10:00 a.m. Regular Meeting

WAYS & MEANS COMMITTEE WORK SESSION HB 170-FN, HB 374 AND SB 198-FN-A Room 102, LOB

10:15 a.m. Work Session

POSTSECONDARY EDUCATION AND TEMPORARY ASSISTANCE RECIPIENTS RELATIONSHIP COMMISSION (SB 313, Chapter 122:2, Laws of 2000) Room 205, LOB

1:00 p.m. Regular Meeting

NH DEPARTMENT OF TRANSPORTATION (TE CMAQ) Community Resources Ctr.
Horseshoe Pond Place, 28 Commercial Street, Concord, NH

7:00 p.m. Outreach Education Technical Advisory Committee Central NH Planning
Commission

WEDNESDAY, JUNE 13, 2001

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

9:00 a.m. Regular Business

9:30 a.m. Audit: State of New Hampshire

Judicial Council

Financial and Compliance Audit Report

For the Year Ended June 30, 2000

TOBACCO USE ADVISORY COMMITTEE (RSA 126-K:19) Room 205, LOB

2:30 p.m. - 4:30 p.m. Regular Meeting

THURSDAY, JUNE 14, 2001

NH DEPARTMENT OF TRANSPORTATION (TE CMAQ) Exeter Library, Exeter, NH

7:00 p.m. Outreach Education Technical Advisory Committee Rockingham Planning
Commission

FRIDAY, JUNE 15, 2001

OSTEOPOROSIS ADVISORY COUNCIL (RSA 126-I:3) Room 102, LOB

9:00 a.m. Regular Meeting

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES Rooms 306-308, LOB

9:00 a.m. Regular Meeting

KIDS CABINET MEETING Governor and Council Chambers

2:00 p.m. Regular Meeting

MONDAY, JUNE 18, 2001

WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62) Room 306, LOB

9:00 a.m. Regular Meeting

WEDNESDAY, JUNE 20, 2001

NH DEPARTMENT OF TRANSPORTATION (Salem-Manchester 10418-C, I-93 widening)
West Running Brook School, 1 West Running Brook Lane, Derry, NH

4:00 p.m. Resource Agency Meeting

FRIDAY, JUNE 22, 2001

PET OVERPOPULATION COMMITTEE (RSA 437-A:7) Room 102, LOB

10:00 a.m. Regular Meeting

MONDAY, JUNE 25, 2001

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

9:00 a.m. Regular Meeting

THURSDAY, JUNE 28, 2001

NH DEPARTMENT OF TRANSPORTATION (Salem-Manchester 10418-C, I-93-widening)
Londonderry High School Cafeteria, 295 Mammoth Road, Londonderry, NH

6:00 p.m. Advisory Task Force Meeting

MONDAY, JULY 9, 2001

CERTIFICATE OF NEED (RSA 151-C:16) ROOMS 306-308, LOB

10:00 a.m. - 12:00 p.m. Regular Meeting

WEDNESDAY, JULY 11, 2001

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

9:00 a.m. Regular Business

FRIDAY, JULY 20, 2001

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES Rooms 306-308, LOB

9:00 a.m. Regular Meeting

MONDAY, JULY 23, 2001

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

10:00 a.m. Regular Meeting

MONDAY, JULY 30, 2001

PUBLIC HEALTH & ENVIRONMENT RELATION SHIP COMMISSION (HB 1390, Chapter 114, Laws of 2000) Room 205, LOB

10:00 a.m. Regular Meeting

WEDNESDAY, AUGUST 8, 2001

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

9:00 a.m. Regular Business

FRIDAY, AUGUST 17, 2001

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES Rooms 306-308, LOB

9:00 a.m. Regular Meeting

FISCAL NOTES NOW AVAILABLE IN THE SENATE CLERK'S OFFICE:

SB 36, SB 51, SB 69, SB 72, SB 73, SB 76, SB 81, SB 90, SB 101, SB 105, SB 111, SB 114, SB 115, SB 117, SB 134, SB 140, SB 142, SB 143, SB 151, SB 160, SB 164, SB 165, SB 167, SB 168, SB 169, SB 170, SB 171, SB 172, SB 173, SB 174, SB 176, SB 177, SB 178, SB 183, SB 186, SB 188, SB 189, SB 191 SB 201,

NOTICES

THURSDAY, JUNE 7, 2001

All Senators and staff are invited to a reception immediately following the close of session (or 4 p.m. if session ends early) on June 7. The reception will be hosted by S & H/Murphy Inc. at the Barley House Restaurant.

Senator Carl R. Johnson

MONDAY, JUNE 11, 2001

The **28th Annual Bill White Memorial Legislative Golf Tournament** is scheduled for Monday, June 11, 2001 at Androscoggin Valley Country Club in Gorham, New Hampshire. The entry fees for this annual tourney is \$60.00 per person and includes greens fee, cart, barbecue and prizes. A shotgun start is scheduled for 9:00 a.m. The format is "Captain and Crew." Sign-up as a foursome or sign-up by yourself and be placed in a foursome. A maximum of 120 players will be allowed. Please return your entry and payment not later than May 29th to Sandy Wheeler at the LOB Lobby Desk. Please Make Checks payable to Legislative Golf Tournament c/o David Saltmarsh.

For your convenience, arrangements have been made with the Town & Country Motor Inn (located directly across the street from the golf course) for special lodging rates of \$44.00 plus tax per person, per night for those of you who my choose to come up early or stay late. If you choose to stay over you must book your room in advance by calling the Inn at 1-800-325-4386. Currently, we are planning other events for Sunday and Monday, details to follow.

Senator Arthur P. Klemm Jr.

Senator Robert K. Boyce

28th ANNUAL BILL WHITE MEMORIAL LEGISLATIVE GOLF TOURNAMENT

NAME: (1)

(2)

(3)

(4)

TELEPHONE NO:

AMOUNT ENCLOSED:

MONDAY, JUNE 18, 2001

The Second Annual OWLS Golf Tournament will be held on Monday, June 18 at the Passaconaway Golf Club, Litchfield. Fees include Continental Breakfast, Steak Dinner, Green Fees, Golf carts and great camaraderie and prizes. For more information contact Reps Julie Brown or Karen McRae

Senator Katherine W. Wheeler

THURSDAY, JUNE 21, 2001

GOVERNOR'S ANNUAL BARBECUE

Please save the date! Governor Shaheen's annual barbecue for legislators and staff will be Thursday, June 21st, from 4-8 p.m. at Bridges House.

Food, fun and frosty drinks!

Senator Beverly A. Hollingworth

MONDAY, JUNE 25, 2001

The International Trade Resource Center located at the Pease International Tradeport, Portsmouth, is hosting a **Legislative Awareness Day** on Monday, June 25, 2001.

Exports play a significant role in the state's economy and your awareness of this resource will serve you well with businesses in your district.

Details of the days activities will be available in the near future.

Set the date on your calendar, you will not be disappointed.

Senator Carl R. Johnson

VISITORS' CENTER SCHEDULE - JUNE

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in June 2001. Please contact the Visitors' Center concerning school tour booking information. Thank you for your continued participation with your School Visitation Program.

Kenneth Leidner, Director

DATE	TIME	GROUP	CLASS/Size
June 7	10:00 & 11:00	Sherburne Elem-Pelham	4/60

June 8	10:00 & 11:00	Sherburne Elem-Pelham	4/60
June 11	10:00 & 11:00	Sherburne Elem-Pelham	4/60
June 12	10:00	Sherburne Elem-Pelham	4/30
June 12	11:00	Reeds Ferrry-Merrimack	4/50
June 15	1:00	Colonial Hills Baptist HomeSchoolers-New Ipswich	3-HS/20
June 19	10:30	Fam Tour- Concord Chamber of Commerce	30
June 22	9:00	Sacred Heart Home Schoolers	4-HS/30
June 29	2:00	Laconia Savings Seniors	48