

STATE OF NEW HAMPSHIRE

WEB SITE ADDRESS:
www.gencourt.state.nh.us



161st Session of the New Hampshire General Court

Legislative

SENATE CALENDAR

HEARINGS, MEETINGS AND NOTICES

THE SENATE WILL CONVENE ON WEDNESDAY, JANUARY 6, 2010

Pursuant to Part 2, Article 3 of the New Hampshire Constitution the Senate “shall assemble annually on the first Wednesday following the first Tuesday in January.” Therefore, the Senate will convene on Wednesday, **January 6, 2010**, and will continue to meet on Wednesdays throughout the 2010 session.

PROPOSED AMENDMENT TO SENATE RULE 48

Proposed Amendment to Senate Rule 48

Amend Senate Rule 48 by inserting after (c) with the following:

48. Deadlines:

(d) Monday, February 22, 2010 - Friday, February 26, 2010: SENATE BREAK.

(e) Thursday, March 04, 2010 - Deadline for Policy Committees to ACT on all Senate money bills, except bills exempted pursuant to Senate Rule 26(b).

(f) Thursday, March 25, 2010 - CROSSOVER - Last day to ACT on all remaining Senate Bills.

(g) Thursday, April 08, 2010 - Deadline for Policy Committees to ACT on all House money bills, except bills exempted pursuant to Senate Rule 26(b).

(h) Wednesday, May 12, 2010 - Last Day to ACT on all remaining House bills.

(i) Wednesday, May 19, 2010 - Last day to FORM Committees of Conference.

(j) Thursday, May 27, 2010 at 12:00 p.m. - Last day to SIGN Committee of Conference Reports.

(k) Wednesday, June 2, 2010 - Last day to ACT on Committee of Conference Reports.

2009 BILLS RE-REFERRED TO COMMITTEE

COMMERCE, LABOR AND CONSUMER PROTECTION

SB 61, relative to consumer credit report of satisfied debts.

SB 94, relative to the creation of express trusts for payment of claims for materials and services rendered in building projects.

SB 141-FN, relative to a life settlements model act.

SB 194, relative to the negotiation of payroll checks.

HB 216-FN, relative to fees for legal services rendered to workers' compensation claimants.

HB 602-FN-A, relative to costs associated with cashing payroll checks.

EDUCATION

HB 143, relative to procedures for requesting a change of school for a child.

HB 154, relative to truancy.

HB 509, requiring parental consent for psychological evaluations by school districts.

ELECTION LAW AND VETERANS' AFFAIRS

HB 276-FN, relative to challenges of voters.

ENERGY, ENVIRONMENT AND ECONOMIC DEVELOPMENT

SB 56, relative to financial responsibility for large groundwater withdrawals.

SB 73-FN, requiring state departments to reduce energy consumption and to make an annual report on their energy consumption reduction efforts.

SB 166-FN, relative to mineral extraction, mining, and reclamation in New Hampshire.

HB 314-L, (New Title) relative to the assessment of certain costs associated with proposed large groundwater withdrawals from wells.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

- SB 72-FN-L**, consolidating cemetery boards of trustees in Nashua.
- HB 360**, relative to members of the general court participating in the state group health insurance plan.
- HB 514**, establishing a New Hampshire other post-employment benefits (OPEB) trust and enabling political subdivisions to create or participate in OPEB trusts.
- HB 598-FN**, relative to the regulation of auctioneers by the state board of auctioneers.
- HB 651-FN**, relative to regulation of private investigative agencies and security services.

FINANCE

- HB 174-FN**, establishing a performance measurement system for state agencies.
- HB 587-FN**, establishing an information and analysis center within the department of safety.

HEALTH AND HUMAN SERVICES

- HB 658-FN**, relative to housing assistance for recipients of Temporary Assistance to Needy Families (TANF).

JUDICIARY

- SB 120**, relative to nonemergency involuntary admissions and permitted condition of conditional discharge from a mental health facility.
- HB 230**, relative to the burden of proof for a finding of abuse in domestic violence cases.
- HB 621**, (New Title) relative to establishing procedures for identifying criminal defendants who may have a mental illness.
- HB 686**, relative to complaint procedures in cases before the commission for human rights.

PUBLIC AND MUNICIPAL AFFAIRS

- SB 128**, allowing municipalities to grant a property tax credit for low income persons owning residential property.
- HB 446**, defining "unnecessary hardship" for purposes of zoning variances.

TRANSPORTATION AND INTERSTATE COOPERATION

- SB 150**, relative to the definition of "neighborhood electric vehicle."
- SB 154**, naming a certain portion of route 18 in the town of Franconia in honor of Corporal Bruce McKay.
- HB 450**, relative to the state 10-year transportation improvement program.

WAYS AND MEANS

- SB 181-FN-A**, relative to the liquor commission and alcoholic beverages.

HEARINGS

TUESDAY, JANUARY 5, 2010

- EDUCATION**, Room 103, LOB
Sen. Kelly (C), Sen. Merrill (VC), Sen. Fuller Clark, Sen. Lasky, Sen. Bragdon, Sen. Letourneau
- 9:00 a.m. **SENATE EXECUTIVE SESSION ON RE-REFERRED BILLS**
- HB 143**, relative to procedures for requesting a change of school for a child.
 - HB 154**, relative to truancy.
 - HB 509**, requiring parental consent for psychological evaluations by school districts.

- ENERGY, ENVIRONMENT AND ECONOMIC DEVELOPMENT**, Room 102, LOB
Sen. Fuller Clark (C), Sen. Merrill (VC), Sen. Cilley, Sen. Lasky, Sen. Odell, Sen. Bradley
- 11:00 a.m. **SENATE EXECUTIVE SESSION ON RE-REFERRED BILLS**
- SB 73-FN**, requiring state departments to reduce energy consumption and to make an annual report on their energy consumption reduction efforts.

THURSDAY, JANUARY 7, 2010

PUBLIC AND MUNICIPAL AFFAIRS, Room 103, LOB
Sen. DeVries (C), Sen. Houde (VC), Sen. Sgambati, Sen. Roberge, Sen. Barnes
8:30 a.m. **SENATE EXECUTIVE SESSION ON RE-REFERRED BILLS**
SB 128, allowing municipalities to grant a property tax credit for low income persons owning residential property.
HB 446, defining "unnecessary hardship" for purposes of zoning variances.

MEETINGS

MONDAY, JANUARY 4, 2010

CITIZENS TRADE POLICY COMMISSION (RSA 19-L:1)
9:00 a.m. Room 307, LOB Regular Meeting

THURSDAY, JANUARY 7, 2010

JOINT LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1)
2:00 p.m. Room 306, LOB Regular Business

FRIDAY, JANUARY 8, 2010

FISCAL COMMITTEE OF THE GENERAL COURT (RSA 14:30-a)
9:00 a.m. Rooms 210-211, LOB Regular Business
JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)
9:00 a.m. Rooms 206-208, LOB Continued Meeting
GUARDIAN AD LITEM BOARD (RSA 490-C:1)
10:00 a.m. Room 102, LOB Non-Public session of the Complaint Review Committee
ESTABLISHING A COMMISSION TO DEVELOP A LEGISLATIVE PLAN TO MEET THE NEEDS OF CERTAIN ADULTS WITH DEVELOPMENTAL DISABILITIES (SB 112, Chapter 255:1, Laws of 2009)
11:00 a.m. Room 100, SH Regular Meeting
COMMISSION TO STUDY LAND DEVELOPMENT REGULATIONS AND THE EFFECTS OF LAND DEVELOPMENT WITHIN UPLAND AREAS THAT MAY AFFECT WETLANDS AND SURFACE WATERS OF THE STATE (HB 1579, Chapter 294:1, Laws of 2008)
1:00 p.m. Room 203, LOB Regular Meeting
ESTABLISHING A COMMISSION TO STUDY HOSPITAL BILLING PRACTICES OF HEALTH CARE PROVIDERS (SB 188, Chapter 265:1, Laws of 2009)
1:00 p.m. Room 100, SH Regular Meeting
GUARDIAN AD LITEM BOARD (RSA 490-C:1)
1:00 p.m. Room 102, LOB Regular Meeting
NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q)
1:30 p.m. Room 205, LOB Regular Meeting

MONDAY, JANUARY 11, 2010

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c)
9:00 a.m. Room 100, SH Regular Meeting
OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)
9:00 a.m. Room 305, LOB Regular Meeting
COUNCIL ON THE RELATIONSHIP BETWEEN PUBLIC HEALTH AND THE ENVIRONMENT (RSA 125-P:1)
9:30 a.m. Room 207, LOB Regular Meeting
COMMITTEE TO STUDY THE CERTIFICATE OF NEED PROCESS (HB 234, Chapter 77:1, Laws of 2009)
10:00 a.m. Room 205, LOB Regular Meeting
PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:28-a)

10:00 a.m.	Room 103, SH	Regular Meeting
COMMISSION TO STUDY LAND DEVELOPMENT REGULATIONS AND THE EFFECTS OF LAND DEVELOPMENT WITHIN UPLAND AREAS THAT MAY AFFECT WETLANDS AND SURFACE WATERS OF THE STATE (HB 1579, Chapter 294:1, Laws of 2008)		
11:00 a.m.	Room 305, LOB	Definitions Subcommittee Meeting
COMMISSION TO STUDY LAND DEVELOPMENT REGULATIONS AND THE EFFECTS OF LAND DEVELOPMENT WITHIN UPLAND AREAS THAT MAY AFFECT WETLANDS AND SURFACE WATERS OF THE STATE (HB 1579, Chapter 294:1, Laws of 2008)		
1:00 p.m.	Room 305, LOB	Regular Meeting
HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)		
1:00 p.m.	Room 205, LOB	Regular Meeting
COMMISSION TO STUDY FUTURE SUSTAINABLE REVENUE SOURCES FOR FUNDING IMPROVEMENTS TO STATE AND MUNICIPAL HIGHWAYS AND BRIDGES (HB 2, Chapter 144:291, I, Laws of 2009)		
2:00 p.m.	Room 201, LOB	Regular Meeting

TUESDAY, JANUARY 12, 2010

STATE CAPITOL COMPLEX MASTER PLAN COMMISSION (HB 25, Chapter 145:13, Laws of 2009)

3:00 p.m.	Room 201, LOB	Regular Meeting
-----------	---------------	-----------------

FRIDAY, JANUARY 15, 2010

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.	Rooms 306-308, LOB	Regular Meeting
WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62)		
9:00 a.m.	Room 307, LOB	Regular Meeting
WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3)		
9:30 a.m.	Room 205, LOB	Regular Meeting
OBD II TESTING ADVISORY COMMITTEE (RSA 266:59-b, VII (a))		
10:00 a.m.	Room 301, LOB	Regular Meeting
COMMISSION TO STUDY APPOINTING OR CONTRACTING WITH A FLEET MANAGER FOR STATE-OWNED MOTOR VEHICLES (HB 1412, Chapter 218:1, Laws of 2008)		
1:00 p.m.	Rooms 210-211, LOB	Regular Meeting

TUESDAY, JANUARY 19, 2010

CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2)

3:30 p.m.	Room 201, LOB	Regular Meeting
-----------	---------------	-----------------

THURSDAY, JANUARY 21, 2010

COMMITTEE TO STUDY WATER INFRASTRUCTURE SUSTAINABILITY FUNDING (SB 60, Chapter 245:1, Laws of 2009)

2:00 p.m.	Room 103, SH	Regular Meeting
-----------	--------------	-----------------

FRIDAY, JANUARY 22, 2010

COMMISSION TO DEVELOP A PLAN FOR THE EXPANSION OF TRANSMISSION CAPACITY IN THE NORTH COUNTRY (SB 383, Chapter 348:2, Laws of 2008)

1:00 p.m.	Public Utilities Commission	Regular Meeting
	Room A	
	21 South Fruit Street	
	Concord, NH	

ESTABLISHING A COMMISSION TO STUDY HOSPITAL BILLING PRACTICES OF HEALTH CARE PROVIDERS

(SB 188, Chapter 265:1, Laws of 2009)

1:00 p.m. Room 100, SH Regular Meeting

TUESDAY, JANUARY 26, 2010

LONG RANGE CAPITAL PLANNING AND UTILIZATION COMMITTEE (RSA 17-M:1)

3:30 p.m. Room 201, LOB Regular Business

THURSDAY, JANUARY 28, 2010

ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21)

3:00 p.m. Department of Education Regular Meeting
Walker Building, Room 330
21 South Fruit Street
Concord, NH

THURSDAY, FEBRUARY 4, 2010

COMMITTEE TO STUDY WATER INFRASTRUCTURE SUSTAINABILITY FUNDING (SB 60, Chapter 245:1, Laws of 2009)

2:00 p.m. Room 103, SH Regular Meeting

FRIDAY, FEBRUARY 5, 2010

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m. Rooms 306-308, LOB Continued Meeting

COMMISSION TO STUDY THE DEATH PENALTY IN NEW HAMPSHIRE (HB 520, Chapter 284:1, Laws of 2009)

10:00 a.m. Rooms 305-307, LOB Public Hearing

MONDAY, FEBRUARY 8, 2010

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c)

9:00 a.m. Room 100, SH Regular Meeting

FRIDAY, FEBRUARY 12, 2010

VOLUNTEER NH BOARD OF DIRECTORS (RSA 19-H:1)

9:00 a.m. Greater Manchester Regular Meeting
Chapter of the American Red Cross
1800 Elm Street
Manchester, NH

GUARDIAN AD LITEM BOARD (RSA 490-C:1)

10:00 a.m. Room 102, LOB Non-Public session of the Complaint Review Committee

ESTABLISHING A COMMISSION TO DEVELOP A LEGISLATIVE PLAN TO MEET THE NEEDS OF CERTAIN ADULTS WITH DEVELOPMENTAL DISABILITIES (SB 112, Chapter 255:1, Laws of 2009)

11:00 a.m. Room 100, SH Regular Meeting

COMMISSION TO EXAMINE DRIVING WHILE IMPAIRED EDUCATION AND INTERVENTION PROGRAMS (HB 1311, Chapter 256:10, Laws of 2008)

1:00 p.m. Room 202, LOB Regular Meeting

GUARDIAN AD LITEM BOARD (RSA 490-C:1)

1:00 p.m. Room 102, LOB Regular Meeting

TUESDAY, FEBRUARY 16, 2010

CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2)
3:30 p.m. Room 201, LOB Regular Meeting

THURSDAY, FEBRUARY 18, 2010

COMMITTEE TO STUDY WATER INFRASTRUCTURE SUSTAINABILITY FUNDING (SB 60, Chapter 245:1, Laws of 2009)
2:00 p.m. Room 103, SH Regular Meeting

FRIDAY, FEBRUARY 19, 2010

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)
9:00 a.m. Rooms 306-308, LOB Regular Meeting

MONDAY, FEBRUARY 22, 2010

OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)
9:00 a.m. Room 305, LOB Regular Meeting

NOTICES

LEGISLATIVE ETHICS COMMITTEE

At its meeting held on November 19, 2009, the Legislative Ethics Committee voted to adopt the following interpretive ruling, which is printed below in its entirety.

INTERPRETIVE RULING 2009-#1
(November 19, 2009)

Ethics Guidelines
Section 4. Prohibited Activities, Paragraph II, Subparagraphs (c) and (d)

A question has arisen regarding the meaning of the phrase “certain constituents,” as it is used in Ethics Guidelines Section 4, Prohibited Activities, Paragraph II, Subparagraphs (c) and (d). The Committee adopts the following Interpretive Ruling pursuant to RSA 14-B:3, I (b).

The referenced provisions read as follows:
II. Legislators shall not:
* * *

- (c) Threaten reprisals or promise inducements of any kind to influence another so as to obtain special personal benefits for the legislator, the legislator’s immediate family, or for *certain constituents* which would not be available to others under similar conditions.
- (d) Conduct private negotiations with any governmental agency in an attempt to obtain a decision on a pending matter which would result in special personal benefit to the legislator, to the legislator’s immediate family, or to *certain constituents* which would not be available to others under similar conditions.
(Emphasis added)

The Committee construes the phrase “certain constituents” in these sections to include any particular person or persons on whose behalf the legislator is communicating, and is not restricted merely to persons who may reside within the legislator’s district. In short, the Committee considers that in accordance with these Guidelines, it would be improper conduct for a legislator to threaten legislation or any other official action, or to conduct private negotiations with any governmental agency, to influence a judicial, regulatory or administrative outcome in favor of a particular person or persons in a particular case, where the benefit of such outcome would not be available to others under similar circumstances.

Sylvia B. Larsen, Senate President

LEGISLATIVE ETHICS COMMITTEE

Required Disclosure Filing

Copies of the "2010 Financial Disclosure Form" have recently been mailed to each member of the Senate. All legislators and legislative officers are required to complete and file the form with the Legislative Ethics Committee. Please return your completed form to Rich Lambert in Room 112 of the State House no later than January 15, 2010.

Sylvia B. Larsen, Senate President

TUESDAY, JANUARY 5, 2010

Public Information Session on LSR 10-2922

Relative to the system benefits charge.

The Energy, Environment & Economic Development Committee will hold a Public Information Session on Tuesday, January 5, 2009 immediately following the Executive Session on SB 73 in Room 102, LOB. The sponsors of the LSR are: Senator Hassan, Senator Fuller Clark, Senator Bragdon, Senator Bradley, Representative Wallner, Representative Packard, Representative Kaen, and Representative Introne.

Senator Martha Fuller Clark

WEDNESDAY, JANUARY 6, 2010

Sheehan Phinney Capitol Group will be hosting their annual Welcome Back Reception for all House, Senate members and staff on Wednesday, January 6, 2010, at the Holiday Inn. It will be held at conclusion of session (or 3:00 p.m. should the session end early).

Senator Margaret Wood Hassan, Majority Leader

Senator Peter E. Bragdon, Minority Leader

THURSDAY, JANUARY 14, 2010

The New Hampshire Child Advocacy Network (NH CAN), in coordination with the Legislative Caucus for Young Children and Every Child Matters, invites all legislators to a lunchtime briefing on the 2010 Priorities for New Hampshire's Children on Thursday, January 14th at noon in room 210 of the LOB. The Priorities create opportunities to strengthen New Hampshire families and communities and are the result of collaboration among nearly one hundred organizational members and advisors of NH CAN. To reserve your lunch please RSVP by Monday, January 11 to Ashton Dasey at 225-2264 or adasey@childrennh.org.

Senator Kathleen G. Sgambati

WEDNESDAY, FEBRUARY 10, 2010

Northeast Delta Dental cordially invites all members of the New Hampshire Legislature and their staff to its Eleventh Annual Legislative Reception to be held Wednesday, **February 10th** from 4:00 p.m. to 6:30 p.m. at its corporate office, One Delta Drive in Concord.

Sylvia B. Larsen, Senate President

Senator Peter E. Bragdon, Minority Leader

SENATE SCHEDULE

Wednesday, October 28, 2009	First day to file legislation for 2010 Session.
Friday, November 06, 2009, at 4:00 p.m. Resolution, or Senate Joint with complete information has been received not later than November 06, 2009, for the 2010 Session.	The Office of Legislative Services shall not draft a Senate Bill, Senate Concurrent Resolution, unless a request by a member for drafting 4:00 p.m., Friday,
Wednesday, December 09, 2009, at 4:00 p.m. Wednesday, December 09, 2009, at 4:00 p.m.	The last day to sign-off legislation for the above filing period shall be
Friday, December 25, 2009	Christmas Day (State Holiday)
Friday, January 1, 2010	New Year's Day (State Holiday)
Monday, January 18, 2010	Martin Luther King Jr./Civil Rights Day (State Holiday)
Monday, February 15, 2010	Presidents' Day (State Holiday)
Monday, May 31, 2010	Memorial Day (State Holiday)
Monday, July 5, 2010	Fourth of July (State Holiday)
Monday, September 6, 2010	Labor Day (State Holiday)
Thursday, November 11, 2010	Veterans' Day (State Holiday)
Thursday, November 25, 2010	Thanksgiving Day (State Holiday)
Friday, November 26, 2010	Day after Thanksgiving (State Holiday)
Friday, December 24, 2010	Christmas Day (State Holiday)

VISITORS' CENTER SCHEDULE - JANUARY

State House Visitation Schedule

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 **January 2009**. These listings are to ensure all members be notified in a timely manner of visitors from their district. Our schedule is tightly booked for the school year and subject to changes.

Please contact the Visitors’ Center concerning school tour booking information. Legislators planning to meet with students should notify the Visitors' Center. Thank you for your continued participation with your School Visitation Program.

Virginia J. Drew, Director Deborah Rivers, Public Information Administrator

DATE	TIME	GROUP	Group#/Grade
Jan. 12	9:30	East Rochester School	46/4
Jan. 12	1:00	KA Brett School – Tamworth	17/4
Jan 20	10:00/11:30 SH/HM	Charlotte Ave. School – Nashua	100/4
Jan. 21	9:45	Sandwich Central School	21/4
Jan 26	10:00	Walter F. Haigh School – Salem	30/4
Jan. 29	10:30	Hanover St. School – Lebanon	55/4

