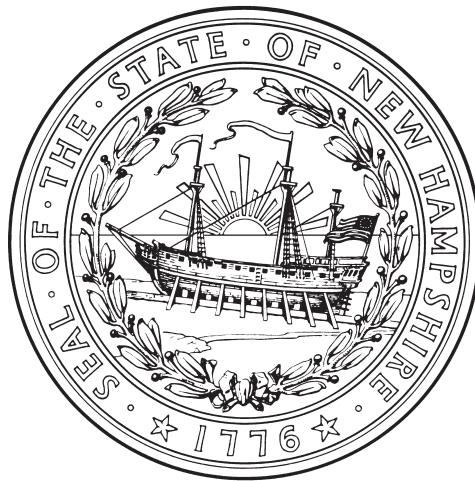


May 26, 2022
Nos. 12-13

STATE OF NEW HAMPSHIRE

Web Site Address: www.gencourt.state.nh.us



**Second Year of the 167th Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – MAY 12, 2022 SESSION
COMMENCEMENT – MAY 26, 2022 SESSION**

SENATE JOURNAL 12 *(continued)*

May 12, 2022

CONFeree CHANGES

SB 200, apportioning congressional districts.

Conferee Change: Senator Carson replaced Senator Soucy.

CONFeree CHANGES

SB 302-FN, establishing the personal privacy protection act.

Conferee Change: Senator Gannon replaced Senator Whitley.

CONFeree CHANGES

HB 307, relative to the state preemption of the regulation of firearms and ammunition.

Conferee Change: Senator Whitley replaced Senator Kahn.

CONFeree CHANGES

HB 1099, relative to medical freedom in immunizations, re-establishing the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Farmers Market Nutrition Program, establishing an association health plan pilot program, and relative to expanding Medicaid to include certain postpartum health care services and making an appropriation therefor.

Conferee Change: Senator Bradley replaced Senator Avar.

CONFeree CHANGES

HB 1099, relative to medical freedom in immunizations, re-establishing the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Farmers Market Nutrition Program, establishing an association health plan pilot program, and relative to expanding Medicaid to include certain postpartum health care services and making an appropriation therefor.

Conferee Change: Senator Carson replaced Senator Whitley.

CONFeree CHANGES

HB 1221-FN, relative to the rate of the business profits tax, and relative to payment by the state to political subdivisions of an amount equal to a portion of retirement system contributions of political subdivision employers.

Conferee Change: Senator Daniels replaced Senator D'Allesandro.

CONFeree CHANGES

HB 1333-FN, relative to the definition of a "way" for the purposes of driving under the influence of drugs or liquor and administrative license suspensions.

Conferee Change: Senator Gannon replaced Senator Whitley.

CONFeree CHANGES

HB 1397, relative to the length of terms for Rockingham county officers and relative to the Gunstock area commission.

Conferee Change: Senator Morse replaced Senator Giuda.

CONFeree CHANGES

HB 1431-FN-LOCAL, establishing the parental bill of rights.

Conferee Change: Senator French replaced Senator Whitley.

CONFeree CHANGES

HB 1567-FN, relative to consequences resulting from election official misconduct.

Conferee Change: Senator Carson replaced Senator Soucy.

OUTSTANDING BILLS

On Thursday, May 19, 2022 the following Legislation was not signed off in Committee of Conference:

SB 301-FN-LOCAL, establishing the office of the right to know ombudsman and making an appropriation therefor.

SB 358, relative to the joint legislative committee on administrative rules.

SB 458-FN, relative to the Sununu youth services center and operation of a replacement secure facility.

HB 292, relative to the absentee ballot application process.

HB 307, relative to the state preemption of the regulation of firearms and ammunition.

HB 490, relative to the definitions of "game camera" and "hunting day," relative to the use of game cameras, relative to the use of temporary tree stands or observation blinds, and relative to the definition of "firearm."

HB 624-FN, relative to site evaluation committee monitoring and enforcement responsibilities, and relative to net energy metering by hydroelectric generators.

HB 1099, relative to medical freedom in immunizations, re-establishing the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Farmers Market Nutrition Program, establishing an association health plan pilot program, and relative to expanding Medicaid to include certain postpartum health care services and making an appropriation therefor.

HB 1586-FN-A, relative to a likeness of Wentworth Cheswill at the state house.

HB 1639, relative to the youth risk behavior survey in schools.

HB 1662-FN, relative to the privacy obligations of the department of health and human services, an appropriation for housing expenses for homeless people and parameters thereof, electronic wage payments, and requiring online marketplaces to disclose certain information to consumers.

May 10, 2022

2022-1988-EBA

05/10

Enrolled Bill Amendment to SB 228

The Committee on Enrolled Bills to which was referred SB 228

AN ACT relative to the regulation and practice of physician assistants.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 228

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to SB 228

Amend RSA 328-D:3-b, I as inserted by section 5 of the bill by replacing line 1 with the following:

I. Except as provided in RSA 328-D:15, III and RSA 328-D:16, II, a physician assistant

Amend RSA 328-D:3-b, II(b) as inserted by section 5 of the bill by replacing line 3 with the following:
outlined in paragraphs VII-XVIII.

Amend RSA 328-D:3-b, XIV(a) as inserted by section 5 of the bill by replacing it with the following:

(a) Comply with the requirements of RSA 318, and federal and state regulations;

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 10, 2022

2022-1986-EBA

04/10

Enrolled Bill Amendment to SB 278-FN

The Committee on Enrolled Bills to which was referred SB 278-FN

AN ACT relative to funding for the Piscataqua River turning basin project in the port authority project.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 278-FN

This enrolled bill amendment corrects the title of the bill.

Enrolled Bill Amendment to SB 278-FN

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

AN ACT relative to funding for the Piscataqua River turning basin project in the port authority in the Pease development authority.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 24, 2022
2022-2091-EBA
04/05

Enrolled Bill Amendment to SB 385-FN

The Committee on Enrolled Bills to which was referred SB 385-FN

AN ACT relative to financial exploitation of vulnerable adults.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 385-FN

This enrolled bill amendment corrects a statutory reference.

Enrolled Bill Amendment to SB 385-FN

Amend RSA 383-A:5-511-a, VII as inserted by section 1 of the bill by replacing line 2 with the following:

reasonable care, complies with RSA 383-A:5-511-a, IV and V shall be immune from any

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1992-EBA
05/10

Enrolled Bill Amendment to HB 91-FN

The Committee on Enrolled Bills to which was referred HB 91-FN

AN ACT relative to death benefits of first responders who die from suicide.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 91-FN

This enrolled bill amendment inserts a contingency to incorporate changes made by HB 536.

Enrolled Bill Amendment to HB 91-FN

Amend the bill by replacing all after section 1 with the following:

2 Killed in the Line of Duty; Suicide Included; Contingent Version; HB 536. Amend RSA 21-I:29-a, I(f) to read as follows:

(f) "Killed in the line of duty" means a death, ***including suicide***, of a police officer, firefighter, emergency medical technician, rescue squad member, or public works employee while in the performance of his or her duties as a result of incident, accident, or violence causing death or injuries which are the direct or proximate cause of death. ***Death by suicide shall be considered a work related cause of death.*** "Incident" shall include any death that is determined to be occupationally related by the worker's compensation insurance carrier, a self-insured worker's compensation plan, or by the labor commissioner for workers' compensation purposes pursuant to RSA 281-A.

3 Contingency. If HB 536 of the 2022 general legislative session becomes law, section 1 of this act shall not take effect and section 2 of this act shall take effect 60 days after its passage. If HB 536 does not become law, section 1 of this act shall take effect 60 days after its passage and section 2 of this act shall not take effect.

4 Effective Date.

I. Sections 1 and 2 of this act shall take effect as provided in section 3 of this act.

II. The remainder of this act shall take effect 60 days after its passage.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1993-EBA
10/05

Enrolled Bill Amendment to HB 314

The Committee on Enrolled Bills to which was referred HB 314

AN ACT relative to homestead food operation licensure.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 314

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 314

Amend RSA 143-A:12, II as inserted by section 2 of the bill by replacing lines 1 and 2 with the following:

II. Homestead food operations selling less than [~~a maximum annual gross sales of \$20,000 of food~~] ***the maximum annual gross sales of food as defined in RSA 143-A:5, VII***, excluding

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1990-EBA
08/04

Enrolled Bill Amendment to HB 1163

The Committee on Enrolled Bills to which was referred HB 1163

AN ACT relative to over voted ballots.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1163

This enrolled bill amendment rennumbers a paragraph to resolve a conflict with 2022, HB 1157.

Enrolled Bill Amendment to HB 1163

Amend the bill by replacing all after section 2 with the following:

3 New Paragraph; Electronic Ballot Counting Devices; Rules; Over Voted Ballots. Amend RSA 656:42 by inserting after paragraph X the following new paragraph:

XI. The electronic ballot counting device shall be programmed to require that a ballot which contains more than the allowable number of votes for an office or ballot question on the ballot, known as an "over voted ballot", be returned to the election day voter by the device. The voter shall be instructed to place the ballot in an auxiliary compartment to be hand counted by election officials after the polls close. Over voted ballots of absentee voters shall be placed in the auxiliary compartment by the moderator or his or her appointee to be counted after the polls close.

4 Contingency. If HB 1157 of the 2022 regular legislative session becomes law, section 1 of this act shall not take effect and section 3 of this act shall take effect 30 days after its passage. If HB 1157 of the 2022 regular legislative session does not become law, section 1 of this bill shall take effect 30 days after its passage and section 3 of this act shall not take effect.

5 Effective Date.

I. Sections 1 and 3 of this act shall take effect as provided in section 4 of this act.

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

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1989-EBA
07/04

Enrolled Bill Amendment to HB 1220

The Committee on Enrolled Bills to which was referred HB 1220

AN ACT prohibiting the docking of houseboats on Perkins Pond in Sunapee.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1220

This enrolled bill amendment makes a grammatical correction to the bill.

Enrolled Bill Amendment to HB 1220

Amend section 1 of the bill by replacing lines 2-4 to read as follows:

270:77 Squam **Lake**, [and] Conway [~~Lakes~~] **Lake**, [and] Silver Lake in Madison, **and Perkins Pond in Sunapee**. No person shall at any time place in or upon, or use, or operate upon, Squam Lake, [or] Conway Lake, [or] Silver Lake in Madison, **or Perkins Pond in Sunapee** any houseboat.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 10, 2022
2022-1985-EBA
05/10

Enrolled Bill Amendment to HB 1230-FN

The Committee on Enrolled Bills to which was referred HB 1230-FN

AN ACT permitting online presentation of deer for registration.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1230-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1230-FN

Amend section 3 of the bill by replacing line 1 with the following:

3 New Section; Emergency Closure; Limitation on Availability. Amend RSA 208 by inserting after section 15-h the following new section:

208:15-i Emergency Closure; Limitation on Availability. The executive director may, by administrative

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 10, 2022
2022-1984-EBA
10/04

Enrolled Bill Amendment to HB 1246-FN

The Committee on Enrolled Bills to which was referred HB 1246-FN

AN ACT relative to interlock devices.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1246-FN

This enrolled bill amendment incorporates RSA changes made in HB 1562 of the 2022 legislative session to avoid a conflict.

Enrolled Bill Amendment to HB 1246-FN

Amend the bill by replacing all after section 3 with the following:

4 Motor Vehicles; Definition of Serious Traffic Violation. Amend RSA 259:98-a, X to read as follows:

X. Driving a commercial motor vehicle in violation of RSA 265:79-c[-]; **or**

5 Effective Date.

I. Section 4 of this act shall take effect January 1, 2023, at 12:01 a.m.

II. The remainder of this act shall take effect 60 days after its passage.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1991-EBA
08/10

Enrolled Bill Amendment to HB 1462-FN

The Committee on Enrolled Bills to which was referred HB 1462-FN

AN ACT relative to motorcycle learner's permits.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1462-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1462-FN

Amend section 2 of the bill by replacing line 1 with the following:

2 Additional Registration, License, and Permit Fees. Amend RSA 263:34-i, II to read as follows:

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 11, 2022
2022-1987-EBA
12/05

Enrolled Bill Amendment to HB 1614-FN

The Committee on Enrolled Bills to which was referred HB 1614-FN

AN ACT requiring the recording and storing of digital video in all state-funded juvenile detention facilities.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1614-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 1614-FN

Amend RSA 169-B:15-c, II(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) Retain data at a minimum length of time as justice may require. The provisions of

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 275, relative to the declaration of a state of emergency.

HB 536-FN, relative to death benefits for public works employees killed in the line of duty, and relative to workers' compensation offsets for certain retirement system benefits.

HB 1000, prohibiting motorcycle profiling.

HB 1018, relative to the board of medical imaging and radiation therapy.

HB 1118, relative to the determination of parental rights and responsibilities following the death of a child's parent or guardian.

HB 1131, relative to facial covering policies for schools.

HB 1236, relative to the legislative oversight committee for the education improvement and assessment program.

HB 1244-LOCAL, relative to parental consent to medical and dental treatments of children in schools.

HB 1249, relative to weights and measures.

HB 1285, relative to the multi-use energy data platform.

HB 1303, relative to causes for absolute divorce.

HB 1475-FN, relative to the enforcement authority of liquor enforcement officers.

HB 1493, relative to the drug forfeiture fund.

HB 1625, repealing the prohibition on entering or remaining on a public way or sidewalk adjacent to a reproductive health care facility.

HB 1636, relative to prohibitions on carrying a loaded firearm on an OHRV or snowmobile.

HB 1663, relative to requirements for home education students.

HB 1667, relative to the standard and optional veterans' tax credits and the all veterans' tax credit.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1048, relative to minimum nonforfeiture amounts under the standard nonforfeiture law for individual deferred annuities.

HB 1220, prohibiting the docking of houseboats on Perkins Pond in Sunapee.

HB 1331, relative to power line maintenance and construction.

HB 1677-FN, relative to the administration and settlement of claims of abuse at the youth development center and making an appropriation therefor.

SB 53, relative to confidentiality of department of revenue administration records.

SB 210, relative to the sale of manufactured housing parks.

SB 220, relative to establishing a committee to study licensure of mental health professionals.

SB 256, establishing a committee to study the feasibility of replacing the site evaluation committee.

SB 265, relative to the aggregation of electric customers by counties.

SB 268-FN, relative to the approval of power purchase agreements for offshore wind energy resources from the Gulf of Maine.

SB 273-A, relative to broadband infrastructure funding.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1205, allowing the department of environmental services to have access to enhanced 911 information.
HB 1263, relative to prescribed studies on health, physical education, wellness, and personal finance literacy in schools.

HB 1319-FN, relative to granting certain corrections personnel death benefits if killed in the line of duty.

HB 1367, relative to civics instruction in schools.

HB 1587-FN-A, relative to determination of average final compensation under the retirement system and making an appropriation therefor.

SB 225, relative to the bond required of applicants for auctioneer licenses.

SB 239-FN, relative to noncompliance with municipal audit requirements.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

Out of Recess. Call the Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

Senator Bradley moved that the Senate adjourn from the Late Session.

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 13

May 26, 2022

The Senate reconvened at 10:00 a.m., a quorum being present.

The Reverend Jon Hopkins, Chaplain to the Senate, offered the following prayer:

It's Memorial Day this upcoming weekend, that's what our prayer will be around.

Let us pray.

As our nation pauses today to remember those in the military who have given their lives for freedoms we enjoy. We pray you would have us all look to you for strength, comfort, and guidance. Be with all who serve in our armed forces. Bless them and their families. Grant them loving protection. We thank you; we are thankful today for the freedoms and the sacrifices they have given us, and for the price that was paid so that we could live free. We remember today the cost of it all. The great sacrifice for freedom, and we thank the brave men and women who have fought and continue to fight so courageously for our nation. We ask a blessing over them and their families. Remember that the price of war was their lives, and we pray for peace so the no one else has to die. We pray that justice and truth will rule our land. We pray that we can learn to live in harmony with all people. We pray that our world will learn to solve problems through compromise and talking to each other. We pray this day that the New Hampshire State Senate be worthy of the sacrifice of those who have given the last great measure. That we would look beyond our political party, selfish ambition, or hardened hearts. That the New Hampshire State Senate serve as an example of what it means to live in peace. Use our Senators to build a more safe state, nation and world. In doing they honor the sacrifices of those who have fought for a world of freedom and liberty for all. Amen.

Senator Daniels led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Senator Whitley introduced Rebecca Wachowski and her daughter Natasha from Bedford, Callie Rompler and her daughter Joleen, as well as her son Jackson Whitley visiting in the gallery.

Senator Prentiss introduced her mother Frances Laubner visiting in the gallery.

Senator Carson introduced former Senator Peggy Gilmour visiting in the gallery.

COMMITTEE OF CONFERENCE REPORTS
CONSENT LIST

Without objection, Senate Rule 6-22 (c) is suspended to allow consideration of the Consent List. Adopted by the necessary 2/3 vote.

Senator Bradley moved that the Senate adopt the Committee of Conference Reports that are on the Consent List provided here today.

May 16, 2022
2022-2015-CofC
10/05

Committee of Conference Report on HB 103-FN, establishing a dental benefit under the state Medicaid program.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 103-FN, establishing a dental benefit under the state Medicaid program.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Hennessey, Dist. 1
Sen. Rosenwald, Dist. 13

Conferees on the Part of the House
Rep. M. Pearson, Rock. 34
Rep. Edwards, Rock. 4
Rep. Wallner, Merr. 10
Rep. Layon, Rock. 6

May 16, 2022
2022-2019-CofC
05/08

Committee of Conference Report on HB 230, relative to child day care monitoring visits, requirements for child day care providers, and the appeals process for child day care providers.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

3 New Section; Child Day Care Licensing; Retaliation Prohibited. Amend RSA 170-E by inserting after section 8 the following new section:

170-E:8-a Retaliation Prohibited. The department shall not retaliate against an applicant, licensee, or permittee for any reason. Any applicant, licensee, or permittee who believes that the department's actions regarding licensure or permit status, or the findings of a monitoring visit, were retaliatory in nature may submit a complaint to the commissioner. The department shall investigate the complaint in order to take appropriate action against any department employee having found to be in violation of this section.

The signatures below attest to the authenticity of this Report on HB 230, relative to child day care monitoring visits, requirements for child day care providers, and the appeals process for child day care providers.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Avard, Dist. 12
Sen. Whitley, Dist. 15

Conferees on the Part of the House
Rep. T. Lekas, Hills. 37
Rep. S. Pearson, Rock. 6
Rep. Schuett, Merr. 20
Rep. Grote, Rock. 24

2022-2019-CofC

AMENDED ANALYSIS

This bill revises the procedure for posting results of child day care monitoring visits on the department of health and human services website and expands the licensees' opportunity to respond to the department's findings, and provides that, with limited exception, the agency may operate pending appeal of the department's decision. The bill also prohibits the department from retaliating against a child day care applicant or licensee.

May 18, 2022
2022-2056-CofC
08/04

Committee of Conference Report on HB 355, relative to Keno.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 355, relative to Keno.

Conferees on the Part of the Senate
Sen. Giuda, Dist. 2
Sen. Daniels, Dist. 11
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Abrami, Rock. 19
Rep. Bershtein, Rock. 2
Rep. Janigian, Rock. 8
Rep. Ames, Ches. 9

May 18, 2022
2022-2049-CofC
04/08

Committee of Conference Report on HB 1011-FN, relative to the penalty for criminal mischief.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as passed by the House, and pass the bill as so amended:

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

1 Destruction of Property; Criminal Mischief. Amend RSA 634:2, VI to read as follows:

VI. Any person who is found guilty of criminal mischief under paragraph III of this section because he or she has vandalized, defaced, destroyed, tampered with, or made any other unauthorized alteration, whether permanent or temporary, ~~on~~ **to** public property, shall be guilty of a ~~[violation and shall also make restitution for any damage he or she has caused]~~ **class A misdemeanor**.

2 New Paragraph; Destruction of Property; Criminal Mischief. Amend RSA 634:2 by inserting after paragraph VI the following new paragraph:

VI-a. Any person who is found guilty of criminal mischief under this section because he or she has vandalized, defaced, destroyed, tampered with, or made any other unauthorized alteration, whether permanent or temporary, to public property shall be ordered to pay restitution for any damage he or she has caused.

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

The signatures below attest to the authenticity of this Report on HB 1011-FN, relative to the penalty for criminal mischief.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. French, Dist. 7
Sen. Whitley, Dist. 15

Conferees on the Part of the House
Rep. Welch, Rock. 13
Rep. Abbas, Rock. 8
Rep. Roy, Rock. 32
Rep. Rhodes, Ches. 15

2022-2049-CofC

AMENDED ANALYSIS

This bill amends the penalty for criminal mischief to public property.

May 16, 2022

2022-2022-CofC

08/04

Committee of Conference Report on HB 1066-FN, requiring the commissioner of the department of environmental services to prepare a plan relative to cyanobacterial blooms in New Hampshire.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Cyanobacteria Plan Advisory Committee: The commissioner of the department of environmental services shall form an advisory committee made up of not more than 17 individuals who represent the following interests: one member of the New Hampshire house of representatives appointed by the speaker of the house and one member of the New Hampshire senate appointed by the president of the senate, department of environmental services, department of health and human services, fish and game department, environmental engineers, university of New Hampshire, veterinarians, NH LAKES, NH rivers council, lake associations, nature conservancy, lakes management advisory committee, and lake residents with experience in lake monitoring. The commissioner shall solicit information from the advisory committee relative to the causes and impacts of cyanobacteria, types of possible solutions and actions, budgetary and legislative recommendations, and ways to better communicate with the recreating public. Legislative members of the committee shall receive mileage at the legislature rate when attending to the duties of the committee. The advisory committee shall elect its own chair and meet until November 1, 2023.

The signatures below attest to the authenticity of this Report on HB 1066-FN, requiring the commissioner of the department of environmental services to prepare a plan relative to cyanobacterial blooms in New Hampshire.

Conferees on the Part of the Senate

Sen. Giuda, Dist. 2

Sen. Avar, Dist. 12

Sen. Perkins Kwoka, Dist. 21

Conferees on the Part of the House

Rep. Harb, Rock. 14

Rep. Creighton, Hills. 38

Rep. Renzullo, Hills. 37

Rep. Suzanne Smith, Graf. 8

May 18, 2022

2022-2045-CofC

07/10

Committee of Conference Report on HB 1106, establishing a commission to study recruiting members of the armed forces.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1106, establishing a commission to study recruiting members of the armed forces.

Conferees on the Part of the Senate

Sen. French, Dist. 7

Sen. Hennessey, Dist. 1

Sen. Cavanaugh, Dist. 16

Conferees on the Part of the House

Rep. Baldasaro, Rock. 5

Rep. Massimilla, Graf. 1

Rep. Lascelles, Hills. 20

Rep. Leavitt, Merr. 24

May 16, 2022
2022-2027-CofC
04/05

Committee of Conference Report on HB 1109, relative to approval for off highway recreational vehicles use on class IV, class V, and class VI roads.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Operation of All OHRVs; OHRV Operation on Sidewalks, Class IV, Class V, and Class VI Roads. Amend RSA 215-A:6, IX to read as follows:

IX.(a) Pursuant to RSA 215-A:15, and following a duly noticed public hearing advertised at least 14 days in advance in a public location in the city or town and notification to abutters by verified mail pursuant to RSA 21:53, city or town councils and boards of selectmen may authorize the use of sidewalks and class IV, class V or class VI highways and bridges, or portions thereof, for use by OHRVs. The operation of OHRVs may also be allowed on sidewalks adjacent to class I, II, III, or III-a highways pursuant to RSA 236:56, II(e). Operators of OHRVs using said roads, or portions thereof, shall keep to the extreme right and shall yield to all conventional motor vehicle traffic. The bureau, or its designee, shall so post such highways where authorized. Following a duly noticed public hearing, except in the case of an emergency closure, such city or town authorities may change the allowable usage of a class IV, class V, or class VI highway by OHRVs by giving notification to the supervisor of the bureau and removing any signs that no longer apply. The petitioner shall bear the expense of verified mail notification to abutters of property for which OHRV use is sought under this paragraph.

(b) If an abutter can show damage or deterioration to such a road that limits their ability to access their property resulting from recreational use, the governing body of the city or town may adopt regulations to close or limit the operation or use of a way in order to mitigate damage or deterioration.

The signatures below attest to the authenticity of this Report on HB 1109, relative to approval for off highway recreational vehicles use on class IV, class V, and class VI roads.

Conferees on the Part of the Senate
Sen. Birdsell, Dist. 19
Sen. Ricciardi, Dist. 9
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Harb, Rock. 14
Rep. Renzullo, Hills. 37
Rep. Gould, Hills. 7
Rep. Gottling, Sull. 2

May 17, 2022
2022-2035-CofC
05/08

Committee of Conference Report on HB 1130-FN, relative to restroom access for persons with certain medical conditions.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 5 with the following:

5 New Paragraph; Marriage License and Registration; Procedure When Either Party is Unable to Appear in Person for Medical Reasons. Amend RSA 5-C:42 by inserting after paragraph V the following new paragraph:

V-a. If either party is unable to appear in person for medical reasons, the city or town clerk shall accommodate the parties by meeting in person with the parties at such other location within the city or town as may be convenient.

The signatures below attest to the authenticity of this Report on HB 1130-FN, relative to restroom access for persons with certain medical conditions.

Conferees on the Part of the Senate
Sen. Avard, Dist. 12
Sen. Ricciardi, Dist. 9
Sen. Sherman, Dist. 24

Conferees on the Part of the House
Rep. M. Pearson, Rock. 34
Rep. B. King, Hills. 23
Rep. Weber, Ches. 1
Rep. Acton, Rock. 10

2022-2035-CofC

AMENDED ANALYSIS

This bill requires retail establishments to allow individuals with medical conditions, like Crohn's disease and colitis, to use employee toilet facilities under certain circumstances.

The bill also directs the city or town clerk to meet with marriage license applicants at a convenient location within the city or town if either party is otherwise unable to appear in person for medical reasons.

May 18, 2022
2022-2061-CofC
07/04

Committee of Conference Report on HB 1256-FN, relative to positions within the department of military affairs and veterans services.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1256-FN, relative to positions within the department of military affairs and veterans services.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Hennessey, Dist. 1
Sen. Prentiss, Dist. 5

Conferees on the Part of the House
Rep. Baldasaro, Rock. 5
Rep. Massimilla, Graf. 1
Rep. Leavitt, Merr. 24
Rep. Edwards, Rock. 4

May 19, 2022
2022-2087-CofC
12/08

Committee of Conference Report on HB 1293, relative to the design of sewage or waste disposal systems for a person's own domicile.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as passed by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 1 with the following:

2 Sewage Disposal Systems; Action on Applications. Amend RSA 485-A:31, I to read as follows:

I. Subject to paragraphs II and III, the department shall give notice in writing to the person submitting the plans and specifications for subdivision of land of its approval or ~~[disapproval]~~ **of the need for additional information to complete the review** of such plans and specifications within 30 days of the date such plans

and specifications and the required fees are received **and deemed administratively complete** by the department and shall give notice in writing to the person submitting plans and specifications for sewage or waste disposal systems of its approval or [disapproval] **of the need for additional information to complete the review** of such plans and specifications within 15 working days of the date such plans and specifications and the required fees are received **and deemed administratively complete** by the department. Unless such written [disapproval] **notice of the need for additional information to complete the review** shall be [mailed] **provided** to the person submitting plans and specifications within 30 days in the case of plans and specifications for subdivision of land and 15 working days in the case of plans and specifications for sewage or waste disposal systems from the date of receipt with the required fees by the department, the plans and specifications shall be deemed to have been approved. **If the department gives notice of the need for additional information, the department shall, within 30 days of the receipt of all such information in the case of plans and specification for subdivision of land and within 15 working days of the receipt of all such information in the case of plans and specifications for sewage or waste disposal systems, approve or deny the application.** The department shall send a copy of the approval or [disapproval] **denial** of such plans and specifications to the planning board or board of selectmen of the affected municipality.

3 New Paragraph; Sewage Disposal Systems; Action on Applications. Amend RSA 485-A:31 by inserting after paragraph III the following new paragraph:

IV. The commissioner shall adopt rules pursuant to RSA 541-A relative to the procedures for review and standards for rendering a final decision for approval or denial of plans and specifications for subdivision of land and sewage or waste disposal systems.

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

The signatures below attest to the authenticity of this Report on HB 1293, relative to the design of sewage or waste disposal systems for a person's own domicile.

Conferees on the Part of the Senate
Sen. Giuda, Dist. 2
Sen. Gannon, Dist. 23
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Dolan, Rock. 5
Rep. Packard, Rock. 5
Rep. Steven Smith, Sull. 11
Rep. Pauer, Hills. 26

May 19, 2022
2022-2076-CofC
04/05

Committee of Conference Report on HB 1299, relative to the process for the importation of wildlife and creating an appeal process for denials of permits.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 General Provisions as to Fish and Game; Import, Possession or Release of Wildlife. Amend RSA 207:14, I to read as follows:

I.(a) No person shall import, possess, sell, exhibit, or release any live marine species or wildlife, or the eggs or progeny thereof, without first obtaining a permit from the executive director except as permitted under title XVIII. The executive director shall have the authority to determine the time period and any other conditions governing the issuance of such permit. ~~[The executive director may refuse to issue a permit if he determines that such issuance may pose significant disease, genetic, ecological, environmental, health, safety, or welfare risks to persons, marine species or wildlife.]~~ **The chief of the wildlife division shall respond to a request for a permit within 60 days of a submission for a final request. The permit shall be granted within 60 days of the request, unless the chief of the wildlife division determines in writing that issuing a permit may pose a significant disease, genetic, ecological, environmental, health, safety, or welfare risk to persons, marine species, or wildlife.**

(b) Any person who is denied a permit under subparagraph (a) may appeal the decision in writing to the executive director within 60 days of the denial. The executive director shall respond to the appeal within 60 days.

(c) The executive director shall adopt rules pursuant to RSA 541-A to implement the provisions of this paragraph.

The signatures below attest to the authenticity of this Report on HB 1299, relative to the process for the importation of wildlife and creating an appeal process for denials of permits.

Conferees on the Part of the Senate
Sen. Avar, Dist. 12
Sen. Giuda, Dist. 2
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Lang, Belk. 4
Rep. Khan, Rock. 20
Rep. Kittredge, Straf. 12
Rep. Egan, Graf. 2

May 18, 2022
2022-2063-CofC
04/05

Committee of Conference Report on HB 1333-FN, relative to previous convictions for driving while intoxicated.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 1 with the following:

2 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend the introductory paragraph of RSA 265-A:18, IV(b) to read as follows:

(b) For a third offense, ~~[any]~~ ***if the complaint alleges that the prior conviction occurred within 15 years preceding the date of the present offense, a*** person convicted under this paragraph shall be subject to all the penalties of subparagraph (a) except that:

3 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend the introductory paragraph of RSA 265-A:18, IV(c) to read as follows:

(c) For a fourth or subsequent offense, ~~[any]~~ ***if the complaint alleges that the prior conviction occurred within 15 years preceding the date of the present offense, a*** person convicted under this paragraph shall be subject to all the penalties of subparagraphs (a) and (b) except that the person shall be guilty of a felony, and the person's driver's license or privilege to drive shall be revoked indefinitely and the person shall not petition for eligibility to reapply for a driver's license as provided in subparagraph (b)(1) for at least 7 years.

4 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, V to read as follows:

V.(a) If any person is convicted of a violation of RSA 265-A:2, I or RSA 265-A:3, and the conviction is not based upon a complaint which alleges prior convictions as provided in paragraph IV, but the person is found to have had one or more such prior convictions in this state or in an out-of-state jurisdiction within 10 years preceding the date of the offense, the person's driver's license or privilege to drive shall be revoked for not less than one year nor more than 3 years. The court shall refer the person to an IDCMP to schedule a full substance use disorder evaluation. The person shall schedule a substance use disorder evaluation within 30 days of release, complete the required substance use disorder evaluation within 60 days of release, and comply with the service plan developed. The IDCMP shall administer the substance use disorder evaluation and shall develop the service plan from that substance use disorder evaluation. The court may suspend up to 6 months of this sentence, conditional on completion of the required evaluation within 30 days of the court's finding, completion of the service plan developed by the IDCMP, and payment of all relevant fees.

(b) Any person convicted of a violation of RSA 265-A:2, I(a) and the conviction is based upon a complaint which alleges a prior conviction under RSA 265-A:2, I or RSA 265-A:3, or RSA 630:3, II, or under a reasonably equivalent offense in an out-of-state jurisdiction, occurring within 15 years of the date of the present offense, shall be guilty of a class A misdemeanor.

5 Effective Date.

I. Sections 2-4 of this act shall take effect January 1, 2023.

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

The signatures below attest to the authenticity of this Report on HB 1333-FN, relative to previous convictions for driving while intoxicated.

Conferees on the Part of the Senate

Sen. Carson, Dist. 14

Sen. French, Dist. 7

Sen. Gannon, Dist. 23

Rep. Rhodes, Ches. 15

Conferees on the Part of the House

Rep. Abbas, Rock. 8

Rep. Packard, Rock. 5

Rep. Roy, Rock. 32

2022-2063-CofC

AMENDED ANALYSIS

This bill amends the definition of a “way” for the purposes of driving under the influence of drugs or liquor and administrative license suspensions. The bill also specifies penalties for a third or subsequent offense for driving or operating under the influence of drugs or liquor which occur within a 15-year period.

Senators Watters and Whitley are in opposition to adoption of the Committee of Conference Report on HB 1333-FN.

May 19, 2022

2022-2075-CofC

12/10

Committee of Conference Report on HB 1397, relative to the length of terms for Rockingham county officers.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as passed by the House.

The signatures below attest to the authenticity of this Report on HB 1397, relative to the length of terms for Rockingham county officers.

Conferees on the Part of the Senate

Sen. Birdsell, Dist. 19

Sen. Morse, Dist. 22

Sen. Perkins Kwoka, Dist. 21

Conferees on the Part of the House

Rep. Dolan, Rock. 5

Rep. Pauer, Hills. 26

Rep. Maggiore, Rock. 22

Rep. Doucette, Rock. 8

May 17, 2022

2022-2034-CofC

08/05

Committee of Conference Report on HB 1421-FN, relative to lead in school drinking water.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 485:17-a, II(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Water from other outlets available to children, including classroom and bathroom sinks and water outlets used for food preparation, shall be tested and remediated if necessary, per the provisions in paragraph III.

The signatures below attest to the authenticity of this Report on HB 1421-FN, relative to lead in school drinking water.

Conferees on the Part of the Senate
Sen. Ward, Dist. 8
Sen. Hennessey, Dist. 1
Sen. Rosenwald, Dist. 13

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Cordelli, Carr. 4
Rep. B. Nelson, Carr. 5
Rep. Ellison, Merr. 27

May 16, 2022
2022-2016-CofC
05/10

Committee of Conference Report on HB 1439, relative to hospital visitation policies.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 Title. Section 2 of this act shall be known and may be cited as the "Patient Support Act".

The signatures below attest to the authenticity of this Report on HB 1439, relative to hospital visitation policies.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Gannon, Dist. 23
Sen. Sherman, Dist. 24

Conferees on the Part of the House
Rep. M. Pearson, Rock. 34
Rep. Layon, Rock. 6
Rep. Acton, Rock. 10
Rep. Kelsey, Hills. 7

May 17, 2022
2022-2039-CofC
05/10

Committee of Conference Report on HB 1466, relative to the off-label use of prescription drugs and relative to pharmacy prescriptions.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing sections 1-3 with the following:

1 New Paragraph; Physicians and Surgeons; Disciplinary Action; Off-Label Use of Prescription Drug. Amend RSA 329:17 by inserting after paragraph VI-a the following new paragraph:

VI-b. The state of New Hampshire confirms its strong support for shared decision making between health-care professionals and their patients. A licensee may lawfully prescribe an FDA approved drug product for an off-label indication and be held to the same standard of care as when prescribing for on-label indication when:

(a) Off-label use of the drug product for this indication has longstanding common use;

(b) There is medical evidence to support this use and no known evidence contraindicating such use, including but not limited to peer reviewed studies and practice guidelines from relevant medical societies; or

(c) The licensee has provided and the patient, or if the patient is a minor, the patient's parent or guardian, has signed an informed consent form that includes the known potential benefits, known potential risks, alternative treatment options, expected prognosis without treatment, and a disclosure that a prescription is for an off-label indication. The signed informed consent form shall remain part of the patient's medical record.

2 New Paragraph; Nurse Practice Act; Advanced Practice Registered Nurse; Disciplinary Action; Off-label Use of Prescription Drug. Amend RSA 326-B:37 by inserting after paragraph III the following new paragraph:

III-a. The state of New Hampshire confirms its strong support for shared decision making between health-care professionals and their patients. A licensee may lawfully prescribe an FDA approved drug product for an off-label indication and be held to the same standard of care as when prescribing for on-label indication when:

(a) Off-label use of the drug product for this indication has longstanding common use;

(b) There is medical evidence to support this use and no known evidence contraindicating such use, including but not limited to peer reviewed studies and practice guidelines from relevant medical societies; or

(c) The licensee has provided and the patient, or if the patient is a minor, the patient's parent or guardian, has signed an informed consent form that includes the known potential benefits, known potential risks, alternative treatment options, expected prognosis without treatment, and a disclosure that a prescription is for an off-label indication. The signed informed consent form shall remain part of the patient's medical record.

3 New Section; Physician Assistant; Disciplinary Action; Off-label Use of Prescription Drug. Amend RSA 328-D by inserting after section 6 the following new section:

328-D:6-a Off-label Use of Prescription Drugs; When Permitted. The state of New Hampshire confirms its strong support for shared decision making between healthcare professionals and their patients. A licensee may lawfully prescribe an FDA approved drug product for an off-label indication and be held to the same standard of care as when prescribing for on-label indication when:

I. Off-label use of the drug product for this indication has longstanding common use;

II. There is medical evidence to support this use and no known evidence contraindicating such use, including but not limited to peer reviewed studies and practice guidelines from relevant medical societies; or

III. The licensee has provided and the patient, or if the patient is a minor, the patient's parent or guardian, has signed an informed consent form that includes the known potential benefits, known potential risks, alternative treatment options, expected prognosis without treatment, and a disclosure that a prescription is for an off-label indication. The signed informed consent form shall remain part of the patient's medical record.

The signatures below attest to the authenticity of this Report on HB 1466, relative to the off-label use of prescription drugs and relative to pharmacy prescriptions.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Avar, Dist. 12
Sen. Sherman, Dist. 24

Conferees on the Part of the House
Rep. Layon, Rock. 6
Rep. Merchant, Sull. 4
Rep. Kofalt, Hills. 4
Rep. B. King, Hills. 23

May 17, 2022
2022-2040-CofC
05/04

Committee of Conference Report on HB 1487, relative to the procedure for withdrawal from the vaccine registry.
Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 New Paragraph; Communicable Disease; Immunization Registry. Amend RSA 141-C:20-f by inserting after paragraph III the following new paragraph:

III-a. A patient, or the patient's parent or guardian if the patient is a minor, may withdraw from participation in, and request the removal of information from, the registry at any time by submitting a request for withdrawal directly to the department of health and human services. The form shall be signed by a health care provider, or the form shall be notarized by an official authorized by a governmental authority to notarize the signature. If the patient is a minor, the form shall require the signature of a health care provider or the notarized signature of the minor's parent or legal guardian. The form provided by the department shall include information and consequences of withdrawing from the registry and that the responsibility to maintain vaccination records becomes the responsibility of the patient or the patient's parent or guardian if the patient is a minor.

The signatures below attest to the authenticity of this Report on HB 1487, relative to the procedure for withdrawal from the vaccine registry.

Conferees on the Part of the Senate
 Sen. Avard, Dist. 12
 Sen. Bradley, Dist. 3
 Sen. Whitley, Dist. 15

Conferees on the Part of the House
 Rep. Layon, Rock. 6
 Rep. Merchant, Sull. 4
 Rep. B. King, Hills. 23
 Rep. Kofalt, Hills. 4

May 19, 2022
 2022-2077-CofC
 08/10

Committee of Conference Report on HB 1503-FN, exempting the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws and adopting the Uniform Commercial Code relative to controllable electronic records.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 85 with the following:

86 New Subparagraphs; Department of Administrative Services; Division of Procurement and Support Services; Structural Steel Defined. Amend RSA 21-I:11, II by inserting after subparagraph (f) the following new subparagraphs:

(g) "Structural steel" shall mean a product consisting of the elements of the structural frame that are shown and sized in the structural design documents, essential to support the design loads as defined in the 2016 American Institute of Steel Construction (AISC) code of standard practice for steel buildings and bridges 303-16.

(h) "Domestic fabricated structural steel" shall mean an iron or steel product where all manufacturing must take place in the United States, from the initial melting stage, through fabrication, and application of coatings, except metallurgical processes involving the refinement of steel additives.

(i) "Permanently incorporated product" shall mean a product that is required to remain in place at the end of the project contract, in a fixed location, affixed to the public work to which it was incorporated and shall not mean a product that is capable of being moved from one location to another.

(j) "Fabrication" shall mean all manufacturing of iron or steel products, from the initial melting stage, through fabrication and application of coatings, except metallurgical processes involving the refinement of steel additives.

87 New Paragraph; Department of Administrative Services; Division of Procurement and Support Services; Established Preference of American Made Materials in State Contracts. Amend RSA 21-I:11 by inserting after paragraph II the following new paragraph:

III.(a) Notwithstanding any law to the contrary relating to procurement and to the extent permitted by federal law, any contract for construction, reconstruction, alteration, repair, improvement, or maintenance of a public building or public works with the state as a party shall contain a provision that for the permanently incorporated iron, structural steel, and fabricated structural steel used or supplied in the performance of the contract or any subcontract, strong consideration and preference shall be given for iron or steel fabricated in the United States. If the competitive bidding process results in all qualifying factors being equal, the contract

shall be awarded to the contractor offering steel fabricated in the United States. In instances where qualifying factors are equal, absent of low price, and using domesticated structural steel, the state may reserve the option to purchase steel fabricated in the United States.

(b) If a court or federal or state agency has determined that any person intentionally affixed a “Made in America” label to structural steel under this paragraph that was not made in the United States or otherwise falsely represented that structural steel under this paragraph was produced in the United States, the department of administrative services shall withhold contract payment until the structural steel can be replaced, or the noncompliance of this paragraph is otherwise remedied. Failure to comply with and/or produce a satisfactory remedy to the state may result in debarment proceedings under RSA 21-I:11-c, III.

(c) If any provision of this paragraph or application thereof is held to be invalid or in conflict with any applicable laws, this invalidity or conflict shall not affect the other provisions or applications which shall be given effect without the invalid provisions or applications, and to this end, the provisions and applications of this paragraph are severable.

88 Effective Date. This act shall take effect January 1, 2023.

The signatures below attest to the authenticity of this Report on HB 1503-FN, exempting the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws and adopting the Uniform Commercial Code relative to controllable electronic records.

Conferees on the Part of the Senate
Sen. French, Dist. 7
Sen. Carson, Dist. 14
Sen. Cavanaugh, Dist. 16

Conferees on the Part of the House
Rep. Hunt, Ches. 11
Rep. Potucek, Rock. 6
Rep. Osborne, Rock. 4
Rep. McAleer, Carr. 7

2022-2077-CofC

AMENDED ANALYSIS

This bill exempts the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws. This bill also adopts the Uniform Commercial Code on controllable electronic records. This bill also establishes the requirement and fraud processes, for the use of American made steel products in state public works projects.

May 16, 2022
2022-2014-CofC
08/05

Committee of Conference Report on HB 1547-FN, relative to per fluorinated chemical remediation in soil and procedures for certain hazardous waste generators.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1547-FN, relative to per fluorinated chemical remediation in soil and procedures for certain hazardous waste generators.

Conferees on the Part of the Senate
Sen. Daniels, Dist. 11
Sen. Bradley, Dist. 3
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Pearl, Merr. 26
Rep. Aron, Sull. 7
Rep. Bixby, Straf. 17
Rep. Emerick, Rock. 21

May 18, 2022
2022-2059-CofC
10/05

Committee of Conference Report on HB 1627-FN-A, establishing an education freedom account program administrator in the department of education and making an appropriation therefor, and relative to the school meals direct certification with Medicaid program.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 New Section; Department of Education; New Position; Education Freedom Accounts. Amend RSA 21-N by inserting after section 7 the following new section:

21-N:7-a Education Freedom Accounts; Administrator. There is established a position within the division of education analytics and resources who shall be a classified employee at no less than the level of administrator II. The education freedom account position shall be qualified to hold such position by reason of education and experience. The position shall be subject to any other employment requirements as determined by the department. The education freedom account position shall coordinate and provide technical assistance to guide students, parents, and the scholarship organizations responsible for dispensing the education freedom accounts (EFAs) under RSA 194-F. The education freedom account position shall:

I. Coordinate and provide technical assistance to students, parents, and the scholarship organizations that are responsible for administering the education freedom accounts (EFAs) under RSA 194-F.

II. Contract with scholarship organizations, subject to the approval of the governor and executive council.

III. Implement policies and procedures at the department related to the education freedom account program.

IV. Serve as a resource for administrators, educators, families, scholarship organizations, and policymakers across the state.

2 Appropriation. The sum of \$115,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of education, division of education analytics and resources, for the education freedom account position established in RSA 21-N:7-a. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

3 Effective Date. This act shall take effect July 1, 2022.

The signatures below attest to the authenticity of this Report on HB 1627-FN-A, establishing an education freedom account program administrator in the department of education and making an appropriation therefor, and relative to the school meals direct certification with Medicaid program.

Conferees on the Part of the Senate
Sen. Ward, Dist. 8
Sen. Bradley, Dist. 3
Sen. Prentiss, Dist. 5

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Cordelli, Carr. 4
Rep. Weyler, Rock. 13
Rep. Mullen, Hills. 7

2022-2059-CofC

AMENDED ANALYSIS

This bill establishes the position of education freedom account administrator in the department of education, division of education analytics and resources, and makes an appropriation to the department for the position.

May 18, 2022

2022-2048-CofC

12/10

Committee of Conference Report on HB 2022, relative to the 10-year transportation plan.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 14 with the following:

15 Repeal. The following are repealed:

I. RSA 237:5, I, relative to the authority of the commissioner of the department of transportation.

II. RSA 237:5, II(o), relative to limitations on the authority of the commissioner of the department of transportation.

III. RSA 238:20, relative to the establishment of the scenic and cultural byways council.

IV. RSA 238:21, relative to the duties of the scenic and cultural byways council.

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

The signatures below attest to the authenticity of this Report on HB 2022, relative to the 10-year transportation plan.

Conferees on the Part of the Senate
Sen. Birdsell, Dist. 19
Sen. Watters, Dist. 4
Sen. Ward, Dist. 8

Conferees on the Part of the House
Rep. Steven Smith, Sull. 11
Rep. Packard, Rock. 5
Rep. Osborne, Rock. 4
Rep. Doucette, Rock. 8

2022-2048-CofC

AMENDED ANALYSIS

This bill:

I. Adopts the 10-year transportation plan for 2023-2032.

II. Eliminates the scenic and cultural byways council.

III. Amends the membership and meeting structure of the New Hampshire transportation council.

The question is on the adoption of the Consent List. Adopted.

COMMITTEE OF CONFERENCE REPORTS

Without objection, the Clerk is instructed to enter all House Messages into the Senate Journal. Adopted.

Without objection, the Clerk shall read the first recommendation and thereafter only the title of each bill shall be read. Adopted.

May 18, 2020

2022-2050-CofC

10/05

Committee of Conference Report on HB 1221-FN, relative to the rate of the business profits tax.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1221-FN, relative to the rate of the business profits tax.

Conferees on the Part of the Senate
Sen. Giuda, Dist. 2
Sen. Bradley, Dist. 3
Sen. Daniels, Dist. 11

Conferees on the Part of the House
Rep. Abrami, Rock. 19
Rep. Bershtein, Rock. 2
Rep. Janigian, Rock. 8
Rep. Lang, Belk. 4

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Bradley, seconded by Senator Giuda.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

May 19, 2022
2022-2085-CofC
07/04

Committee of Conference Report on HB 1431-FN-LOCAL, establishing the parental bill of rights.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 Declaration of Purpose. The general court finds that it is a fundamental right of parents to direct the upbringing, education, and care of their minor children. The general court further finds that important information relating to a minor child should not be withheld, either inadvertently or purposefully, from his or her parent, including information relating to the minor's education. The general court further finds it is necessary to establish a consistent mechanism for parents to be notified of information relating to the health, education, and well-being of their minor children.

2 New Chapter; Parental Bill of Rights. Amend RSA by inserting after chapter 169-H the following new chapter:

CHAPTER 169-I PARENTAL BILL OF RIGHTS

169-I:1 Short Title. This chapter may be cited as the Parents' Bill of Rights.

169-I:2 Definitions. In this chapter, "parent" means a person who has legal custody of a minor child as a natural or adoptive parent or a legal guardian, but such term shall not include a parent with whom the parent-child relationship has been terminated by judicial decree or voluntary relinquishment.

169-I:3 Infringement of Parental Rights Prohibited. The state, any of its political subdivisions, including, without limitation, any school board, school district, or school administrative unit, any other governmental entity shall not infringe on the fundamental rights of a parent to direct the upbringing and education of his or her minor child without demonstrating that such action is reasonable and necessary to achieve a compelling state interest and that such action is narrowly tailored and cannot be achieved by less restrictive means.

169-I:4 Parental Rights.

I. All parental rights are reserved to the parent of a minor child in this state without obstruction or interference from the state, any of its political subdivisions, including, without limitation, any school board, school district, or school administrative unit, or any other governmental entity including, but not limited to, all of the following rights of a parent of a minor child in this state:

(a) The right to direct the education and care of his or her minor child.

(b) The right to direct the upbringing and the moral or religious training of his or her minor child.

(c) The right to apply to enroll his or her minor child in a public school or, as an alternative to public education, a private school, including a religious school, a home education program, or other available options, as authorized by law.

(d) The right to access and review all school records relating to his or her minor child, pursuant to RSA 189:66, IV.

(e) The right to be notified promptly if an employee of the state, any of its political subdivisions, or any other governmental entity has a reasonable basis to believe that a criminal offense has been committed against his or her minor child, unless the incident has first been reported to law enforcement or the bureau of child protective services and notifying the parent would impede the investigation.

II. An employee of the state, any of its political subdivisions, including, without limitation, any school board, school district, or school administrative unit, or any other governmental entity who encourages or coerces, or attempts to encourage or coerce, a minor child to withhold information from his or her parent who is not suspected of a criminal offense against the minor and sharing the information would not impede an investigation of a criminal offense against the minor may be subject to disciplinary action.

III. A parent of a minor child in this state has rights that are more comprehensive than those listed in this section. This chapter shall not be construed to prescribe all rights to a parent of a minor child in this state.

169-I:5 Parental Rights in Education.

I. Each school board, school district, or school administrative unit shall, in consultation with parents, teachers, and administrators, develop and adopt publicly a policy to promote parental involvement in the public school system. Such policy shall include:

(a) A plan for parental participation in schools to improve parent and teacher cooperation in such areas as homework, school attendance, and discipline.

(b) A procedure for a parent to learn about his or her minor child's course of study, including the source of any supplemental education materials.

(c) Procedures for a parent to learn about the nature and purpose of clubs and activities offered at his or her minor child's school, including those that are extracurricular or part of the school curriculum.

(d) Procedures for a parent to learn about gifted or special education programs offered in the district.

(e) Procedures for a parent to learn about parental rights and responsibilities under general law, including all of the following:

(1) Their right to object to instructional materials and other materials used in the classroom, pursuant to RSA 186:11, IX-c.

(2) Their right to exercise their option to get an exception to a particular health or sex education instruction, pursuant to RSA 186:11, IX-b.

(3) Their right to exempt his or her minor child from immunizations, as provided in RSA 141-C:20-a.

(4) Their right to review statewide, standardized assessment results.

(5) Their right to inspect school district instructional materials.

(6) Their right to access information relating to the school district's policies for promotion or retention, including high school graduation requirements.

(7) Their right to receive a school report card and be informed of his or her minor child's attendance requirements and compliance with such requirements.

(8) Their right to access information relating to the state standards, report card requirements, attendance requirements, and instructional materials requirements.

(9) Their right to participate in parent-teacher associations and parent-teacher organizations that are sanctioned by a school board or the department of education.

(10) The right of a parent to opt out of any district-level data collection relating to his or her minor child not required by law.

(f) The right to be notified promptly when any school board, school district, school administrative unit, school administrator, or other school employee initiates, terminates, or changes:

(1) A student's course of study or registration in classes, athletic teams, clubs, or other extra-curricular activities;

(2) Any discipline imposed by school authorities;

(3) Services recommended or provided pursuant to an individualized education plan or Section 504 of the Rehabilitation Act of 1973;

(4) Provision of any Medicaid services;

- (5) Enrollment in any Title I services or free and reduced lunch program;
- (6) Off-campus activities, including field trips or off-campus privileges;
- (7) Medical treatment, including provision of medication, psychological, or counseling services; or
- (8) Directory information.

(g) The right to be notified promptly when any school board, school district, school administrative unit, school administrator, or other school employee initiates, investigates, or finds the need for any action by school authorities relating to the student pursuant to school policies governing student conduct, truancy, dress code violations, sexual harassment, bullying, hazing, behavior management and intervention, substance use, suicide prevention, gender expression or identity, disability accommodation, and special meal prescription.

II. A parent may request, in writing, from the superintendent the information required under this section. Within 10 business days of such request, the superintendent shall provide such information to the parent. If the superintendent denies a parent's request for information or does not respond to the parent's request within 10 business days, the parent may appeal the denial to the school board. The school board shall place a parent's appeal on the agenda for its next public meeting. If it is too late for a parent's appeal to appear on the next agenda, the appeal shall be included on the agenda for the subsequent meeting. If a parent is dissatisfied with the results of such an appeal, or such an appeal does not take place in a timely fashion as required by this paragraph, the aggrieved parent may bring an action for declaratory and injunctive relief as set forth in RSA 169-I:7.

III. Any parent or guardian who is a protected person under an order made pursuant to RSA 173-B, RSA 458-A, RSA 633, or RSA 597, or any reasonably similar order issued by a New Hampshire court or any reasonably similar order issued by any other jurisdiction, may deliver a copy of such order to any school superintendent or building principal. Upon receipt of such order, the school superintendent or building principal shall take all reasonable steps necessary to ensure that information that would disclose any contact information, including, but not limited to, address, telephone number, and email address, shall not be released to any person who is the subject of such an order.

169-I:6 Exceptions. This chapter does not:

I. Authorize a parent of a minor child in this state to engage in conduct that is unlawful or to abuse or neglect his or her minor child in violation of general law, as defined in RSA 169-C.

II. Restrict the authority of the department of health and human services, division for children, youth and families.

III. Prohibit a court of competent jurisdiction, law enforcement officer, or employees of a government agency that is responsible for child welfare from acting in his or her official capacity.

169-I:7 Violations. Any parent claiming a violation of any provisions of this chapter may bring an action for declaratory relief, injunctive relief, and money damages against the state or any of its political subdivisions, including, without limitation, any school board, school district, or school administrative unit, any other governmental entity which the parent claims has violated this chapter in the superior court having jurisdiction over the relevant individual or the state or any of its political subdivisions. If the court finds in favor of the parent, it may award reasonable attorneys' fees and court costs to the parent.

3 Severability. In the event that any of the terms or provisions of this act are declared invalid or unenforceable by any court of competent jurisdiction, the remaining terms and provisions that are not affected thereby shall remain in full force and effect. In construing this provision, a court shall make such ruling in a manner that favors retaining the enforceability of any remaining terms to the greatest extent possible.

4 Effective Date. This act shall take effect January 1, 2023.

The signatures below attest to the authenticity of this Report on HB 1431-FN-LOCAL, establishing the parental bill of rights.

Conferees on the Part of the Senate
 Sen. Carson, Dist. 14
 Sen. Gannon, Dist. 23
 Sen. French, Dist. 7

Conferees on the Part of the House
 Rep. Osborne, Rock. 4
 Rep. Packard, Rock. 5
 Rep. Steven Smith, Sull. 11
 Rep. J. Nelson, Rock. 6

INTRODUCTION OF GUESTS

Senator Reagan introduced students from Strafford School in Strafford visiting in the gallery.

INTRODUCTION OF GUESTS

Senator Giuda introduced students from Winnisquam Regional Agricultural Center FFA in Tilton visiting in the gallery.

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Bradley, seconded by Senator Giuda.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 19, 2022

2022-2089-CofC

04/10

Committee of Conference Report on HB 1476-FN, relative to persons arrested while out on bail.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 1 with the following:

2 Bail and Recognizances; Release of a Defendant Pending Trial. Amend RSA 597:2, VIII to read as follows:

VIII.(a) A person charged with an offense who is, or was at the time the offense was committed, on release pending trial for a felony or misdemeanor under federal or state law, release pending imposition or execution of sentence, appeal of sentence or conviction, or completion of sentence, for any offense under federal or state law; or probation or parole for any offense under federal or state law, except as provided in RSA 597:1-d, III[-may]; **or a person charged with a class B misdemeanor who has been 2 times previously charged with a misdemeanor or felony shall** be detained for a period of not more than [72] **24** hours [from the time of his or her arrest, excluding Saturdays, Sundays and holidays. The law enforcement agency making the arrest shall notify the appropriate court, probation or parole official, or federal, state, or local law enforcement official. Upon such notice, the court shall direct the clerk to notify by telephone the department of corrections, division of field services, of the pending bail hearing. If the department fails or declines to take the person into custody during that period, the person shall be treated in accordance with the provisions of law governing release pending trial. Probationers and parolees who are arrested and fail to advise their supervisory probation officer or parole officer in accordance with the conditions of probations and parole may be subject to arrest and detention as probation and parole violators.] **after the arrest, Saturdays, Sundays, and legal holidays excluded, or no later than 36 hours after arrest if arrested between 8:00 a.m. and 1:00 p.m. and the person's attorney is unable to attend an arraignment on the same day, Saturday, Sunday, and legal holidays excluded.**

3 Effective Date. This act shall take effect January 1, 2023.

The signatures below attest to the authenticity of this Report on HB 1476-FN, relative to persons arrested while out on bail.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Gannon, Dist. 23
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Abbas, Rock. 8
Rep. Berry, Hills. 44
Rep. Roy, Rock. 32
Rep. Rhodes, Ches. 15

2022-2089-CofC

AMENDED ANALYSIS

This bill lists certain offenses which, if committed by the defendant, create a presumption that a defendant is a danger to the public and shall be detained for not more than 36 hours. The bill also provides that a person who commits certain offenses while on bail shall be detained for not more than 24 hours.

Senator Carson moved to Lay on the Table. Adopted.

May 19, 2022
2022-2071-CofC
05/08

Committee of Conference Report on HB 1567-FN, relative to consequences resulting from election official misconduct.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Provisions for Purity of Elections; Official Misconduct; Consequences. Amend RSA 666:3 to read as follows:
666:3 Official Misconduct.

I.(a) Any public officer upon whom a duty relating to elections is imposed who shall knowingly fail to perform such duty or who shall knowingly perform it in such a way as to hinder the objects thereof shall be guilty of a misdemeanor if no other penalty is provided by law.

(b) The attorney general shall investigate misconduct by an election official. If an election official is convicted, the attorney general shall remove the official's right to vote in accordance with part I, article 11 of the New Hampshire constitution.

II.(a) Any public officer upon whom a duty relating to elections is imposed who shall negligently fail to perform such duty or who shall negligently perform it in such a way as to hinder the objects thereof, as found pursuant to RSA 666:2, shall cause the county, city, town, school district, village district, or other political subdivision, where such conduct occurred to be subject to a civil penalty of not less than \$250 nor more than \$1,000 for each act.

(b) Prior to the imposition of a civil penalty under subparagraph (a), the attorney general shall notify the county, city, town, school district, village district, or other political subdivision of the state's intention to seek such penalty. The notice of intent to seek a civil penalty shall include notice of the opportunity to respond, within 45 days, as to why the penalty shall not be imposed. The attorney general is authorized to negotiate and settle with such county, city, town, school district, village district, or other political subdivision without court action, provided that any civil penalty paid as settlement shall be paid to the attorney general for deposit into the general fund.

(c) If the county, city, town, school district, village district, or other political subdivision disputes the final determination of the attorney general, that political subdivision may appeal the attorney general's penalty assessment to the superior court.

The signatures below attest to the authenticity of this Report on HB 1567-FN, relative to consequences resulting from election official misconduct.

Conferees on the Part of the Senate
Sen. Gray, Dist. 6
Sen. Birdsell, Dist. 19
Sen. Carson, Dist. 14

Conferees on the Part of the House
Rep. B. Griffin, Hills. 6
Rep. W. MacDonald, Rock. 5
Rep. Torosian, Rock. 14
Rep. Qualey, Ches. 11

2022-2071-CofC

AMENDED ANALYSIS

This bill allows the attorney general investigate misconduct by an election official, and if convicted, remove the official's right to vote. The bill also authorizes the attorney general to impose a civil penalty against the local government entity in which an election official was found to have negligently engaged in misconduct.

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Soucy, seconded by Senator Birdsell.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 19, 2022

2022-2088-CofC

10/05

Committee of Conference Report on HB 1661-FN-LOCAL, relative to regional career technical education agreements and relative to an appropriation for constructing a legislative parking garage.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 New Paragraph; Definition; RCTEA. Amend RSA 188-E:2 by inserting after paragraph V the following new paragraph:

V-a. "Regional career and technical education center agreement" or "RCTEA" means the governing agreement between receiving and sending schools.

2 New Section; Regional Career and Technical Education; Agreements. Amend RSA 188-E by inserting after section 1 the following new section:

188-E:1-a Regional Career and Technical Education Agreements (RCTEA).

I. Each regional career and technical education receiving and sending school entity within a New Hampshire career and technical education (CTE) region shall be governed by a regional career and technical education agreement (RCTEA) which will be renewed every 4 years and submitted to the commissioner for review and approval.

II. The department of education shall adopt rules under RSA 541-A concerning the form and procedures for RCTEA.

III. Each RCTEA shall include a calendar conformity agreement to comply with RSA 188-E:5, VII(a) and (b) by aligning the school calendars of sending schools with the school calendars of CTE programs at the receiving school. Agreements shall minimize schedule conflicts to better support CTE students with as many hours as possible to fulfill their program requirements. Agreements should address schedule alignment needs such as: disruptions due to differing start/stop times, unscheduled school closures or events, and daily class start/stop times. RCTEA schools are encouraged to align teacher in-service days to allow joint ventures in teacher professional development and other educational initiatives. There may not be more than 10 instructional days following Labor Day through the last student day of the school calendar year on which one or more of the school calendars of the districts within the agreement are not aligned. When CTE regions overlap, or students attend programs in more than one CTE, the provisions of this section shall apply to both regional centers. The commissioner shall not approve a RCTEA that does not comply with this paragraph, however a RCTEA may contain provisions for waiver by the commissioner of dissimilar days for extenuating or emergency purposes. If the commissioner determines that

all schools within the RCTEA have plans and are reasonably working towards the implementation of an aligned calendar to ensure compliance with this paragraph, an annual waiver may be approved, but a waiver for this purpose shall not be extended beyond July 1, 2026.

IV. Each RCTEA shall include the provisions to fulfill the recognition of credits in RSA 188-E:5, XIII.

V. Each RCTEA shall include a plan for sending and regional schools to provide tuition and transportation for any student from a sending school who wishes to attend a CTE program, subject to attainment of prerequisites, space availability within the program, and appropriate qualifications under RSA 188-E:2, VIII(b) and RSA 188-E:8, and report to the commissioner any constraints in funding for tuition and transportation that need to be addressed to provide this opportunity. Sending districts shall be responsible for ensuring students schedules allow for full access to CTE programs offered at the regional CTE center, including travel time on buses.

3 CTE Program; Instructional Time. RSA 188-E:5, VII is repealed and reenacted to read as follows:

VII.(a) All career and technical education students shall be given access to career and technical education programs for the instructional time for those programs.

(b) Upon a joint application by a student's career and technical education center and his or her sending district, the commissioner may grant a waiver from the requirement of subparagraph (a) on a case-by-case basis. A student waiver may be granted on a case-by-case basis from the requirement of subparagraph (a) in accordance with approved procedure in the RCTEA.

4 New Paragraph; CTE Credits. Amend RSA 188-E:5 by inserting after paragraph XII the following new paragraph:

XIII. A student shall be awarded required subject credit toward district graduation by demonstrating proficiency in a regional career and technical education course or program that is embedded with content area competencies that meet or exceed the district subject and required course competencies. Sending school graduation competencies embedded in a career and technical education course or program used to earn the equivalent or to earn partial credit to satisfy the required graduation competencies shall align with the skills, knowledge, and work study practices as determined by the local school district and in accordance with the terms of the RCTEA. A student who demonstrates proficiency in the embedded CTE course or program competencies and who is determined to have met the content area academic standards required by the high school shall have such credits counted toward the required program area for a high school diploma.

5 Applicability; Rulemaking. The requirements for regional career and technical education center agreements (RCTEA) under RSA 188-E:1-a and RSA 188-E:5 as inserted by this act shall not be implemented until rules of department of education pursuant to RSA 188-E:1-a, II are adopted and effective.

6 Appropriation; New Legislative Parking Garage; Department of Justice.

I. The sum of \$9,350,000 for the fiscal year ending June 30, 2022 is hereby appropriated to the department of administrative services for the purpose of preliminary design, engineering, and site work for a new legislative parking garage on the site of the department of justice building located at 33 Capitol Street and for moving and leasing costs for relocating the department of justice. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated, and said appropriation shall not lapse.

II. Sums appropriated in paragraph I are based on, but shall not be restricted by, the estimates below:

(a) Preliminary design, engineering and site work:

- (1) Design and engineering costs of a 450 space parking garage - \$1,400,000.
- (2) Design and engineering costs to demolish Storrs Street garage - \$105,000.
- (3) Design and engineering costs to demolish current DOJ building - \$35,000.
- (4) Cost to abandon Capitol Street - \$25,000.
- (5) Cost of demolition of DOJ Building - \$1,100,000.
- (6) Cost and engineering for DOJ site prep - \$535,000.

(b) Moving and leasing related costs:

- (1) Cost to move the department of justice - \$1,200,000.
- (2) Approximate fit-up cost of 50,000 square feet - \$3,750,000.
- (3) Annual lease costs for the entire building - \$1,200,000.

7 New Subparagraph; State Treasurer and State Accounts; Application of Receipts; Special Fund for Administration of Opioid Treatment Programs. Amend RSA 6:12, I(b) by inserting after subparagraph (382) the following new subparagraph:

(383) Moneys deposited in the special fund for administration of opioid treatment programs established in RSA 172:8-c.

8 New Section; New Hampshire Substance Use Disorder Services System; Special Fund for Administration of Opioid Treatment Programs. Amend RSA 172 by inserting after section 8-b the following new section:

172:8-c Special Fund for Administration of Opioid Treatment Programs. There is hereby established a special fund for administration of opioid treatment programs. The fund shall be composed of fees collected by the commissioner in accordance with RSA 172:14, II, and shall be used to carry out the provisions of this chapter including, but limited to, acting upon the application for the certification, permit, or training of opioid treatment programs. The fund shall be nonlapsing and shall be continually appropriated to the commissioner for the purposes of this chapter to support program operations for certification and administration of the department of health and human services oversight of opioid treatment programs.

9 Department of Health and Human Services; Developmental Services; Pilot Program.

I. For the fiscal year ending June 30, 2023, the department of health and human services, division of long term supports and services, shall develop a pilot program to provide services for individuals with developmental disabilities, between 18 and 21 years of age, who are enrolled in school and determined eligible for developmental services that are not the responsibility of the local education agency, another state agency, or another division of the department. Participation in the pilot program plan shall be limited to not more than 20 eligible individuals. The selection of the eligible individuals shall be done in a transparent manner accessible by any interest party in the developmental disability community. The department may adopt rules under RSA 541-A relative to implementation and administration of the pilot program.

II. For purposes of the pilot program, the local education agency, all state agencies, and divisions of the department involved with an individual seeking services shall, with the consent of the individual or the individual's guardian, provide information to the area agency and participate in the individual's service planning. The area agency shall provide such information to the department.

III. In addition, the department shall use the information provided in accordance with paragraph II to make the final determination as to whether the services requested are the legal responsibility of the local education agency, another state agency, or another division of the department. All services provided through the pilot program shall be described in detail and provided to the interested parties identified in paragraph V. This requirement shall not be construed as authorization to report personally identifiable information of the program participants.

IV. For individuals deemed eligible pursuant to paragraph I, the time period between completion of the individual service agreement, pursuant to RSA 171-A:12, and the allocation by the department of the funds needed to perform the services required by the agreement shall not exceed 90 calendar days.

V. On or before February 1, 2023, the department shall provide a detailed report of the pilot program plan to the senate health and human services committee, the senate finance committee, the house children and family law committee, the house health, human services and elderly affairs committee, the house finance committee, the oversight committee on health and human services established in RSA 136-A:13, and the fiscal committee of the general court. The report shall include data on utilization, including the number of individuals seeking services in accordance with paragraph I, the number of individuals provided services as part of the pilot program, the types of specific services provided for each individual, the total cost of the services provided, and other relevant information necessary to assess the pilot program for statewide expansion as part of the state budget for the biennium ending June 30, 2025.

VI. If the department determines that all necessary coordination for the pilot program has been sufficiently completed, the department may make a request to the fiscal committee of the general court to begin implementation of the pilot program on an appropriate effective date. The pilot program shall not begin until approval by the fiscal committee of the general court.

VII. There is hereby appropriated to the department of health and human services the sum of \$2,800,000, for the fiscal year ending June 30, 2023, for the purpose of implementing the pilot program plan or the pilot itself, for developmental services established in this section. Additionally, the department may accept and expend any applicable federal funds, and any gifts, grants, or donations that may be available for the purposes of the pilot program. In the event of any remaining funds not otherwise expended after reaching the cap of serving 20 eligible individuals under the pilot program, the department may allocate funding and provide services to additional eligible individuals. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

10 Public Assistance to Blind, Aged, or Disabled Persons, and to Dependent Children; Unauthorized Payments; Recovery by State. RSA 167:17-a is repealed and reenacted to read as follows:

167:17-a Unauthorized Payments; Recovery by State. Any sums paid to or on behalf of any person under the provisions of RSA 167 as a result of any false statement, misrepresentation or concealment of or failure to disclose the receipt of property, wages, income or resources by such person or by any person legally liable for his or her support may be recovered through administrative or judicial process, in an action brought by the state or the commissioner of the department of health or human services, or his or her designee, against such person. The commissioner of the department of health and human services shall recover any unauthorized payments pursuant to applicable federal and state law by either reasonably adjusting current and future grant amounts received by the person violating the provisions of this section, or through repayment to the department during such time the person is not currently receiving public assistance. A person who knowingly, and with malfeasance, assists a recipient or another person in obtaining an overpayment shall be jointly and severally liable for the overpayment unless prohibited by federal law.

11 Repeal. The following are repealed:

I. RSA 126-A:4-a, relative to the health care plan report.

II. 2019, 346:348, relative to quarterly reporting on Medicaid rate increases.

12 New Sections; Recreation Camp Licensing; Confidentiality and Investigations. Amend RSA 170-E by inserting after 66 the following new sections:

170-E:67 Confidentiality and Investigations. The department may request and shall receive cooperation from other state agencies in connection with investigations and licensure. The department shall strictly observe the confidentiality requirements of the agency from which it receives information.

170-E:68 License Suspension, Revocation, or Denial. The department may suspend, revoke, or deny any license if the license holder:

I. Neglects or abuses children in his or her care;

II. Does not comply with this subdivision or the rules adopted under this subdivision relative to the health and safety of children;

III. Violates any provision of this subdivision, or is unable to meet and maintain standards adopted by the commissioner;

IV. Substantially or repeatedly violates any provisions of the license issued;

V. Furnishes or makes any misleading or any false statement or report to the department;

VI. Refuses or fails to submit any reports or to make available to the department any records required by it in making an investigation of the facility for licensing purposes;

VII. Refuses or fails to submit to an investigation or to the required visits by the department;

VIII. Refuses or fails to admit authorized representatives of the department at any time the camp is in operation for the purpose of investigation or visit;

IX. Fails to provide, maintain, equip, and keep in safe and sanitary condition premises established or used for recreation camps as required under standards prescribed by rules adopted by the commissioner under RSA 541-A or as otherwise required by any law, rule, ordinance, or term of the license applicable to the location of such facility; or

X. Retaliates against an employee who in good faith reports a suspected violation of the provisions of this subdivision and rules adopted under it.

13 New Paragraph; Child Protection Act; Issuance of Summons and Notice. Amend RSA 169-C:8 by inserting after paragraph I the following new paragraph:

I-a. If the location of the parent or parents is unknown as set forth in an affidavit filed with the court in which the petitioner describes its efforts to locate the parent or parents, the court may, upon request of the petitioner, order the petitioner to provide notice by publication once a week for 2 successive weeks in a newspaper of general circulation where that person was last domiciled or by certified mail at the last known address. Notwithstanding the time limits in paragraph I, if service by publication is ordered, the preliminary hearing should not be later than 40 days from the date the petition is filed and no sooner than 7 days from the last date of publication. The need for service by publication shall constitute extraordinary circumstances to extend the time for an adjudicatory hearing, pursuant to RSA 169-C:15, III(d).

14 Child Protection Act; Preliminary Hearing. Amend RSA 169-C:15, IV to read as follows:

IV. The court shall determine whether each parent summoned~~[, having custody or control of the child,]~~ understands the possible consequences to parental rights should the court find that the child is abused or neglected. Each person shall sign a statement stating that such person understands the consequences to parental rights. Such statement shall be in a form to be determined by the court.

15 New Subparagraph; Residential Care and Child-Placing Agency Licensing; Definition. Amend RSA 170-E:25, II by inserting after subparagraph (f) the following new subparagraph:

(g)(1) "Kinship care home" means a type of foster home in which an individual or individuals are licensed to provide care exclusively to kin. There shall be a maximum of 6 children including the children living in the home and children received for child care who are related to the residents.

(2) Notwithstanding the limit of 6 children under subparagraph (g)(1), if the kinship care family is willing and able to take a sibling or a group of siblings of a child already in their care, and the department has concluded that the kinship care family is able to provide for the safety, permanency, and well-being of the child or children, the department may place the sibling or group of siblings in the kinship care home.

16 New Paragraph; Residential Care and Child-Placing Agency Licensing; Definition of Kin Added. Amend RSA 170-E:25 by inserting after paragraph X the following new paragraph:

X-a. "Kin" means a child or children who for which there is a connection or history between a child or their parents and another responsible adult, including but not limited to related adults.

17 New Paragraph; State Registry and Criminal Records Check for Foster Family Homes, Institutions, and Child-Placing Agencies. Amend RSA 170-E:29 by inserting after paragraph V the following new paragraph:

VI. A kinship care home shall be considered a foster family home for purposes of this section.

18 Residential Care and Child-Placing Agency Licensing; Issuance. Amend RSA 170-E:31, I to read as follows:

I. Licenses shall be issued in such form and manner as prescribed by rules adopted by the commissioner under RSA 541-A and, for foster family homes, **kinship care homes**, and specialized care, shall be valid for 2 years from the date issued, unless revoked by the department, or voluntarily surrendered by the licensee, or subject to conditions attached to the license which provide for a shorter license period than 2 years.

19 New Paragraph; Residential Care and Child-Placing Agency Licensing; Record of Licenses. Amend RSA 170-E:33 by inserting after paragraph II the following new paragraph:

III. For kinship family care licenses, the name of the children for which the license is issued shall be confidential and exempt from RSA 91-A.

20 Residential Care and Child-Placing Agency Licensing; Issuance. Amend RSA 170-E:45, II to read as follows:

II. Foster family homes **and kinship care homes** which have not been licensed but which have been asked to receive children by the department or another child-placing agency on an emergency basis shall not be subject to the penalty provided in subparagraph I(a). The exemption provided in this paragraph is valid for a period of [30] **180** days from the date of placement of the child in the home.

21 Public Assistance to Blind, Aged, or Disabled Persons, and to Dependent Children. Amend RSA 167:6, IX to read as follows:

IX. For purposes hereof, a person with a disability between 18 and 64 years of age who is eligible to participate in the work incentive program, known as Medicaid for employed adults with disabilities (MEAD), shall be eligible for medical assistance as medically needy or categorically needy. ~~[The department of health and human services shall establish a sliding fee scale for participants to contribute to the cost of such medical assistance.]~~ Participants in the MEAD program shall be employed at the time of enrollment, and may remain enrolled during temporary unemployment for medical reasons or other good cause.

22 Public Assistance to Blind, Aged, or Disabled Persons, and to Dependent Children. Amend RSA 167:6, IX-a to read as follows:

IX-a. A person with a disability age 65 and older who is eligible to participate in the work incentive program, known as Medicaid for employed older adults with disabilities (MOAD), shall be eligible for medical assistance as medically needy or categorically needy but not to exclude Medicare coverage. ~~[The department of health and human services shall establish a sliding fee scale for participants to contribute to the cost of such medical assistance.]~~ Participants in the MOAD program shall be employed at the time of enrollment, and may remain enrolled during temporary unemployment for medical reasons or other good cause.

23 Domestic Relations; Medical Assistance Recipient; Notice of Petition for Spousal Support. Amend RSA 458:19-c, II, to read as follows:

II. The department of health and human services shall have the opportunity to address the court in any proceeding under this section if the court, ***or the department, upon motion to the court,*** has concerns relative to:

(a) The impact on the recipient of any period of Medicaid ineligibility that would result from the allocation of income or assets;

(b) Whether the ward has been the victim of a crime or has been or is at risk of being abused, neglected, or exploited within the meaning of RSA 161-F:43; or

(c) The cost of the recipient's care to be paid by Medicaid as the result of the proposed allocation of income or assets.

24 New Paragraph; Domestic Relations; Medical Assistance Recipient; Notice of Petition for Spousal Support. Amend RSA 458:19-c to insert after paragraph II the following new paragraph:

III. No petition of spousal support shall be enforceable against the department as it relates to eligibility for medical assistance unless the petitioner provides a copy of the petition to the department at least 14 days prior to filing with the court.

25 Guardians and Conservators; Estate Planning by Guardian. Amend the introductory paragraph on RSA 464-A:26-a, VII, to read as follows:

VII. The department of health and human services, the county attorney, and the department of justice shall be notified and shall have the opportunity to address the court in any proceeding under this section if the court, ***or the department, upon motion to the court,*** has concerns relative to:

26 New Paragraph; Guardians and Conservators; Estate Planning by Guardian. Amend RSA 464-A:26-a, VII by inserting after paragraph VII the following new paragraph:

VIII. No petition of spousal support shall be enforceable against the department as it relates to eligibility for medical assistance unless the petitioner provides a copy of the petition to the department at least 14 days prior to filing with the court.

27 New Section; Uniform Civil Liability for Support; Medical Assistance Recipient; Notice of Petition for Spousal Support. Amend RSA 546-A by inserting after section 7 the following new section:

546-A:7-a Medical Assistance Recipient; Notice of Petition for Spousal Support.

I. The department of health and human services, the county attorney, and the department of justice shall be notified and shall have the opportunity to address the court in any proceeding under this chapter if the court or department of health and human services has concerns relative to:

(a) The impact on the ward of any period of Medicaid ineligibility that would result from the proposed gift;

(b) Whether the ward has been the victim of a crime or has been or is at risk of being abused, neglected, or exploited within the meaning of RSA 161-F:43; or

(c) The cost of the ward's care to be paid by Medicaid as the result of the proposed gift or income reallocation.

II. No petition of spousal support shall be enforceable against the department as it relates to eligibility for medical assistance unless the petitioner provides a copy of the petition to the department at least 14 days prior to filing with the court.

28 Department of Health and Human Services; Medicaid Program; Personal Care Attendants.

I. The commissioner of the department of health and human services shall, if necessary, submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to authorize family caregivers or legally responsible persons of Medicaid recipients to serve as personal care attendants under the state Medicaid program. In addition, the commissioner may adopt rules under RSA 541-A relative to the ability of family caregivers and others to serve as personal care attendants for Medicaid recipients.

II. There is hereby appropriated to the department of health and human services the sum of \$700,000 for the fiscal year ending June 30, 2023, for the purpose of implementing this section. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

29 Lead Paint Poisoning Prevention and Control; Investigations. Amend the introductory paragraph of RSA 130-A:5, I to read as follows:

I. The commissioner shall investigate cases of lead poisoning in children reported under RSA 141-A whose blood lead level meets or exceeds 5 micrograms per deciliter of whole venous blood~~[-as reported on 2 separate tests except that a blood lead level may be designated as elevated by the health care provider when the level reported meets or exceeds 5 micrograms per deciliter on the first venous test. With such a declaration, a second test shall not be required]~~. The commissioner may also conduct investigations when there is reason to believe that a lead exposure hazard, as defined in RSA 130-A:1, XVI(b) and (d), for a child exists. Such investigations shall include, but not be limited to:

30 Public Health; Food Service Licensure; Exemptions. Amend RSA 143-A:5, IV to read as follows:

IV. Recreation camps inspected and licensed under RSA [149] **170-E, including recreation camps that offer food to camp families or alumni in the 45 days prior to or after the camp operating season.**

31 Compensation of Certain State Officers; Health and Human Services Positions Amended. Amend the following position in RSA 94:1-a, I(b), grade DD to read as follows:

DD Department of health and human services ~~[administrator, family strengthening and child well-being initiatives]~~ **business improvement administrator**

32 Department of Health and Human Services; Shift Differential Payments; Recovery Forgiveness; Appropriation.

I. Any shift differential payments made on or before July 1, 2021, which were inadvertently paid due to administrative error to certain clinical staff at New Hampshire hospital and the Glencliff home, shall be forgiven in full. This section shall preclude any recovery action by the state against those individuals for such payments.

II. Any clinical staff at New Hampshire hospital and the Glencliff home who did not receive the shift differential payments described in paragraph I, shall receive such payments retroactively. The department of health and human services, in coordination with the department of administrative services, may provide the retroactive payments without the approval of governor and council or the fiscal committee of the general court.

III. The sum of \$29,000 for the fiscal year ending June 30, 2023, is appropriated to the department of health and human services for the purpose of providing shift-differential payments to clinical staff at New Hampshire hospital and the Glencliff home, as described in paragraph II. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

33 Department of Health and Human Services; Inpatient Treatment of Children's Behavioral Health; Positions Established. There are hereby established within the department of health and human services, 6 full-time, unclassified positions to manage inpatient treatment of children's behavioral health, in the division for behavioral health services. Subject to the completion of process and procedures of the joint committee on employee classification, established in RSA 14:14-c, the department shall transfer the existing 6 non-classified employees established for the same purposes to the newly established unclassified positions set forth in this section; and, thereafter, the department shall eliminate the 6 non-classified positions.

34 New Paragraph; Compensation of Certain State Officers; Salary Adjustment for Recruitment or Retention. Amend RSA 94:3-b by inserting after paragraph I the following new paragraph:

I-a. Notwithstanding any other provisions of law to the contrary, for any expenditure more than \$10,000 under this paragraph, upon the request of an appointing authority submitted to the commissioner of administrative services for review and evaluation and upon approval by the joint committee on employee classification, the governor and council is hereby authorized, upon a finding by them that it is in the best interests of the state and is necessary in order to recruit and retain or recruit or retain qualified personnel, to make recruitment or retention bonuses for classified clinical positions at New Hampshire hospital and the Glenclyff home. The department of health and human services, in conjunction with the department of administrative services, is authorized to make any expenditure less than or equal to \$10,000 under this paragraph.

35 Department of Health and Human Services; Office of Reimbursement; Duties. Amend RSA 126-A:34, I(a) to read as follows:

(a) Review and investigate all records of the New Hampshire hospital, ~~[Laconia developmental services;]~~ the secure psychiatric unit, the Glenclyff home, and ~~[the Anna Philbrook center]~~ ***the Hampstead hospital or other state-owned facilities that provide child inpatient psychiatric treatment within the state mental health system***, relative to expenses incurred by patients, residents, or clients at such institutions, facilities, or programs or expenses incurred by patients, residents, or clients receiving care, treatment, services, or maintenance at the direction of the commissioner of health and human services, and make recommendations to the commissioner and to the respective superintendents or directors of such institutions, facilities, or programs as to the rates to be charged for the care, treatment, and maintenance of such patients, residents, or clients.

36 Department of Health and Human Services; Liability for Expenses and Hearing on Liability. Amend RSA 126-A:40, I(a) to read as follows:

(a) Whenever the court issues an order for evaluation, care, or treatment of a child at ~~[the Philbrook center]~~ ***a facility that provides child inpatient psychiatric treatment within the state mental health system*** pursuant to RSA 169-B, 169-C, or 169-D, the expenses of such evaluation, care, or treatment shall be borne by the department, except as otherwise provided in this section.

37 Department of Health and Human Services; Liability for Expenses and Hearing on Liability. Amend RSA 126-A:40, III to read as follows:

III. The office of reimbursements, acting on behalf of the ~~[New Hampshire hospital]~~ ***department of health and human services***, is authorized to compromise or reduce any expense to be charged to the state.

38 Department of Health and Human Services; Limiting Use of Child Restraint Practices; Definitions. Amend RSA 126-U:1, III(d)(1) to read as follows:

(1) ~~[The Anna Philbrook center;]~~ ***Facilities providing inpatient psychiatric treatment within the state mental health system.***

39 Department of Health and Human Services; New Hampshire Mental Health Services System; References to Anna Philbrook Center Removed. Amend the subdivision heading and the introductory paragraph of RSA 135-C:64 to read as follows:

~~[Anna Philbrook Center]~~ ***Child Inpatient Psychiatric Treatment Facility***

135-C:64 ~~[Philbrook Center]~~ ***Child Inpatient Psychiatric Treatment Facility***; Purpose. The commissioner shall maintain behavioral health services for children and adolescents in one or more facilities ~~[on the New Hampshire hospital campus, or other locations to be determined]~~ ***as designated*** by the commissioner. All services for children and adolescents shall be appropriate for each child's developmental stage and shall address the educational, supervisory, and clinical needs of each child. The purposes of child and adolescent services shall include but not be limited to:

40 New Hampshire Mental Health Services System; Reference to Anna Philbrook Center Removed. Amend RSA 135-C:65 to read as follows:

135-C:65 Admission Limitation. Children subject to proceedings in juvenile court may be admitted to ~~[the Philbrook center]~~ ***a child inpatient psychiatric treatment facility within the state mental health system*** for evaluation, care, or treatment only upon prior approval of the commissioner or designee.

41 New Hampshire Mental Health Services System; Reference to Anna Philbrook Center Removed. Amend RSA 135-C:66 to read as follows:

135-C:66 Access of Records. Notwithstanding any other provisions of law, records regarding children ~~[placed at Philbrook center]~~ ***receiving child inpatient psychiatric treatment at a facility within the state mental health system***, pursuant to RSA 169-B, 169-C, or 169-D shall be exchanged between employees of the department to facilitate coordinated care for those children and their families. The confidentiality of such information shall be maintained according to applicable law.

42 New Hampshire Mental Health Services System; Reference to Anna Philbrook Center Removed. Amend RSA 135-C:67 to read as follows:

135-C:67 Admission and Discharge. The commissioner shall adopt rules relative to eligibility criteria and procedures for admission to and discharge from ~~[the Philbrook center]~~ ***facilities within the state mental health system that provide inpatient psychiatric treatment to children***.

43 Delinquent Children; Determination of Competence. Amend RSA 169-B:20, V to read as follows:

V. A competency evaluation may be conducted by an entity approved by the commissioner of health and human services, which may include an agency ~~[other than the Philbrook center]~~, a psychiatrist, or psychologist licensed in the state of New Hampshire. The commissioner shall adopt standards establishing the process for approval as an examiner as well as the qualifications required for approval, which shall be based on generally accepted standards for forensic psychiatrists and psychologists.

44 Delinquent Children; Liability for Expenses Incurred. Amend RSA 169-B:40, I(b) to read as follows:

(b) Subparagraph (a) shall not apply to expenses incurred for special education and related services, or to expenses incurred for evaluation, care, and treatment of the minor ~~[at the Philbrook center]~~ ***when receiving child inpatient psychiatric treatment within the state mental health system***, or to expenses incurred for the cost of accompanied transportation.

45 Delinquent Children; Liability for Expenses Incurred. Amend RSA 169-B:40, III to read as follows:

III. The office of reimbursements acting on behalf of ~~[Laconia developmental services and the New Hampshire hospital]~~ ***the department of health and human services*** is authorized to compromise or reduce any expense to be charged to the state ***under this section***.

46 Child Protection Act; Preliminary Disposition. Amend RSA 169-C:16, III to read as follows:

III. The court may at any time order the child, parents, guardian, custodian, or household member subject to the petition or ex parte order, to submit to a mental health evaluation, or undergo a physical examination or treatment, with a written assessment being provided to the court. The court may order that the child, who is the subject of the petition or the family or both be evaluated by a mental health center or any other psychiatrist, psychologist or psychiatric social worker or family therapist or undergo physical examination or treatment with a written assessment provided to the court. Evaluations performed at ~~[the Philbrook center]~~ ***a facility providing child inpatient psychiatric treatment within the state mental health system*** may occur only upon receiving prior approval for such evaluation from the commissioner of the department of health and human services, or designee.

47 Child Protection Act; Liability for Expenses. Amend RSA 169-C:27, I(b)(2) to read as follows:

(2) Expenses incurred for evaluation, care, and treatment of ~~[the child at the New Hampshire hospital]~~ ***a child receiving inpatient psychiatric treatment within the state mental health system***; or

48 Child Protection Act; Liability for Expenses. Amend RSA 169-C:27, IV to read as follows:

IV. The office of reimbursements acting on behalf of ~~[Laconia developmental services and the New Hampshire hospital]~~ ***the department of health and human services*** is authorized to compromise or reduce any expense to be charged to the state ***under this section***.

49 Children in Need of Services; Adjudicatory Hearing. Amend RSA 169-D:14, III to read as follows:

III. If the court finds the child is in need of services, it shall, unless a report done on the same child less than 3 months previously is on file, order the department of health and human services or other appropriate agency to make an investigation and written report consisting of, but not limited to, the home conditions, school record and the mental, physical and social history of the child including sibling relation-

ships and residences for the purpose of preserving relationships between siblings who are separated as a result of court ordered placement. Evaluations performed at ~~[the Philbrook center]~~ **a facility providing child inpatient psychiatric treatment within the state mental health system** may occur only upon receiving prior approval for such evaluation from the commissioner of the department of health and human services or designee. When ordered by the court, such investigation shall include a physical and mental examination of the child, parents, guardian, or person having custody. The court may order a substance abuse evaluation of the child, parents, guardian, or person having custody. Any substance abuse evaluation of the parent, guardian, or person having custody of the child shall be conducted by a provider contracted with the bureau of substance abuse services, or a provider paid by the parent, guardian, or person having custody of the child. The cost of said evaluation shall be paid by private insurance, if available, or otherwise by the person undergoing the evaluation, to whom the evaluation shall be provided free or at a reduced cost if the person is of limited means. The court shall inform the parents, guardian, or person having custody and child of their right to object to the physical examination, mental health evaluation, or substance abuse evaluation. Objections shall be submitted in writing to the court having jurisdiction within 5 business days after notification of the time and place of the examination or evaluation. The court may excuse the child, parents, guardian, or person having custody upon good cause shown. No disposition order shall be made by the court without first reviewing the investigation report, if ordered.

50 Children in Need of Services; Determination of Competence. Amend RSA 169-D:18-a, I to read as follows:

I. At any point during the proceedings, the court may, either on its own motion or that of any of the parties, order the child to submit to a mental health evaluation for the purpose of determining whether the child is competent to have committed the offenses or acts alleged in the petition. The evaluation shall be completed within 60 days of the date of such order and shall be conducted by an agency ~~[other than the Philbrook center]~~ which is approved by the commissioner of health and human services, or conducted by a psychologist licensed in New Hampshire or a qualified psychiatrist, or by ~~[the Philbrook center]~~ **a facility providing child inpatient psychiatric treatment within the state mental health system** only upon receiving prior approval for admission of the child for such evaluation by the commissioner of the department of health and human services. The evaluation shall be submitted to the court in writing prior to the hearing on the merits.

51 Children in Need of Services; Liability for Expenses. Amend RSA 169-D:29, I(b) to read as follows:

(b) Subparagraph (a) shall not apply to expenses incurred for special education and related services, or to expenses incurred for evaluation, care, and treatment of ~~[the child at the Philbrook center]~~ **a child receiving inpatient psychiatric treatment within the state mental health system** or to expenses incurred for the cost of accompanied transportation.

52 Children in Need of Services; Liability for Expenses. Amend RSA 169-D:29, IV to read as follows:

IV. The office of reimbursements acting on behalf of ~~[Laconia developmental services and the New Hampshire hospital]~~ **the department of health and human services** is authorized to compromise or reduce any expense to be charged to the state **under this section**.

53 Youth Services Center; Records. Amend RSA 621-A:7, I to read as follows:

I. Full and complete records shall be kept by the commissioner of the care and study of each child admitted to the youth services center. The records shall not be open to the inspection of any persons not on the staff of the commissioner except that such records shall be available, by court order, to any court having competent jurisdiction of the child in any matter pending in this state or to such person or persons as may be authorized by the court. Notwithstanding any other provision of law, exchange of medical or psychiatric records between ~~[the Philbrook center]~~ **a facility providing child inpatient psychiatric treatment within the state mental health system** and the department shall be permitted.

54 Emergency Treatment; Reference Change. Amend the introductory paragraph of RSA 135:21-b to read as follows:

135:21-b Emergency Treatment. A physician licensed in the state, a psychiatrist-supervised physician assistant licensed in this state, a psychiatric mental health advanced practice registered nurse, or a person acting under such physician's, psychiatrist-supervised physician assistant's, or advanced practice registered nurse's direction may administer a recognized and approved form of medical or psychiatric treatment which the physician, psychiatrist-supervised physician assistant, or psychiatric mental health advanced practice registered nurse reasonably believes will tend to promote the physical and mental health of a patient of the

New Hampshire hospital, ~~[Laconia developmental services,]~~ Glencliff home, any community mental health or developmental services program or treatment facility receiving state grants under RSA 171-A, or any other treatment facility designated as a receiving facility under RSA 135-C, when:

55 State Facilities Other Than New Hampshire Hospital; Reference Change. Amend RSA 135-C:4, I to read as follows:

I. The commissioner shall have charge of the property and concerns of any facility owned by the state which provides, or which may be established to provide, care and treatment to persons who have mental illness or developmental disabilities, including those subject to the exception set forth in paragraph I-a, with regard to the care and maintenance of the grounds and buildings located at the facility in Concord, known as New Hampshire hospital. Such facilities include, but are not limited to, facilities established at Glencliff known as Glencliff home ~~[and Laconia, known as Laconia developmental services].~~

56 Child Protection Act; Institutional Abuse and Neglect; Reference Change. Amend RSA 169-C:37 to read as follows:

169-C:37 Institutional Abuse and Neglect. The department of justice shall be empowered to receive and investigate reports of institutional abuse or neglect at the youth development center, ~~[Laconia developmental services, and New Hampshire hospital]~~ **and any facility that provides child inpatient psychiatric treatment within the state mental health system**; and the department shall be empowered to receive and investigate reports of all other suspected instances of institutional abuse or neglect. Either the department of justice or the commissioner of the department or both may adopt rules consistent with this authority to investigate such reports and take appropriate action for the protection of children.

57 Guardians and Conservators; Conduct of Hearing; Reference Change. Amend RSA 464-A:8, III to read as follows:

III. The medical affidavit shall be evidence only of the proposed ward's inability to attend the hearing and shall not be considered in determining his or her incapacity. If the proposed ward is a patient at a county nursing home, **or** state hospital ~~[or Laconia developmental services],~~ the affidavit shall be by the medical director or medical superintendent of such county nursing home~~[,] or state hospital[, or developmental services].~~

58 Child Day Care Licensing; State Registry and Criminal Records Check; Revocation of Registration and Withholding of State Funds. Amend RSA 170-E:7, IV-d to read as follows:

IV-d. The fee for a child care employment eligibility card issued under paragraph IV-a shall be ~~[\$50]~~ **\$25** and the card shall be valid for 5 years from the date of issuance, or a prorated amount of ~~[\$10]~~ **\$5** per year from the most recently completed criminal background check. A replacement card may be requested for a ~~[\$15]~~ **\$10** fee.

59 Residential Care and Child-Placing Agency Licensing; State Registry and Criminal Records Check for Child Care Institutions and Child Care Agencies. Amend RSA 170-E:29-a, VII(b) to read as follows:

(b) The fee for a residential child care employment eligibility card shall be ~~[\$50]~~ **\$25**, and the card shall be valid for 5 years from the date of issuance, or a prorated amount of ~~[\$10]~~ **\$5** per year from the most recently completed criminal background check. The fee for a replacement card shall be ~~[\$15]~~ **\$10**.

60 New Section; Residential Care and Child-Placing Agency Licensing; Transfer or Discharge. Amend RSA 170-E by inserting after section 42 the following new section:

170-E:42-a Transfer or Discharge of Residents.

I. In this section:

(a) "Discharge" means movement of a resident from a child care agency to a non-institutional setting or the termination of services by a child care agency when the child care agency ceases to be legally responsible for the care of the resident.

(b) "Transfer" means movement of a resident from one child care agency to another child care agency when legal responsibility for the care of the resident changes from the transferring to the receiving child care agency.

II. A resident shall be transferred or discharged after appropriate discharge planning only for medical reasons, for the resident's welfare or that of other residents, or if the child care agency ceases to operate.

III. Transfer or discharge of a resident from a child care agency shall in all instances be preceded by written notice which shall contain the following:

- (a) The reason for the proposed transfer or discharge;
- (b) The effective date of the proposed transfer or discharge;
- (c) The location to which the resident is transferred or discharged; and

(d) The name, address, and telephone number of the office of the ombudsman, established under RSA 126-A:4, III, and the name, address, and telephone number of the federally-designated protection and advocacy agency for individuals with disabilities.

IV. Except as provided in paragraph V, written notice of transfer or discharge shall be given at least 30 days before the resident is transferred or discharged. A copy of the notice shall be placed in the resident's file and a copy shall be transmitted to the resident's parent or legal guardian and the agency responsible for the resident's placement.

V. Written notice as provided in paragraph III shall be given as soon as practicable before transfer or discharge in the following circumstances:

- (a) If an emergency transfer or discharge is mandated by the resident's health care needs;
- (b) If the transfer or discharge is mandated by the health or safety of other individual's in the child care agency;
- (c) If the transfer or discharge is appropriate because the resident's needs cannot be met in the child care agency;
- (d) If the transfer or discharge is appropriate because the resident's health has improved sufficiently so the resident no longer needs the services provided by the child care agency;
- (e) If the transfer or discharge is mandated by court order;
- (f) If the resident has reached the age of 21; or
- (g) If the resident has resided in the child care agency for less than 30 days.

VI. For the purposes of this section, "transfer" or "discharge" shall not include transfers or discharges initiated at the request of the resident's parent or legal guardian.

VII. If the resident's parent or legal guardian wishes to have the resident relocate to another child care agency or place, the resident shall be relocated according to the resident's parent's or legal guardian's wishes; provided that the resident's parent or legal guardian gives written notice of such relocation to the child care agency.

VIII. For the purposes of this section, transfer shall not include the temporary movement of a resident from a facility to a hospital or other location for emergency medical treatment.

IX. The provisions of this section shall not apply to foster family homes, as defined in RSA 170-E:25.

61 Department of Health and Human Services; Medicaid Reimbursement Rates for Hospital Birthing Services.

I. In order to ensure adequate access to labor services for women in New Hampshire, the department of health and human services shall increase the Medicaid reimbursement rate for facility-based birthing services provided at hospitals by 25 percent, in the aggregate, based on the rate in effect as of June 30, 2022.

II. The commissioner of health and human services shall have the discretion to implement the reimbursement increase to adjust for access risk geographically; provided that no critical access hospital or non-critical access hospital receives less than a 20 percent increase.

III. The sum of \$2,400,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of health and human services for the purpose of increasing Medicaid reimbursement rates for hospital birthing services as provided in this section. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

62 New Paragraph; Out-of-State Providers; Consultation and Follow-up Care via Telehealth Permitted. Amend RSA 310-A:1-g by inserting after paragraph VI the following new paragraph:

VII. Physicians and physician assistants, governed by RSA 329 and RSA 328-D; advanced practice nurses, governed by RSA 326-B and registered nurses under RSA 326-B employed by home health care providers under RSA 151:2-b; midwives, governed by RSA 326-D; psychologists, governed by RSA 329-B; allied

health professionals, governed by RSA 328-F; dentists, governed by RSA 317-A; mental health practitioners governed by RSA 330-A; community mental health providers employed by community mental health programs pursuant to RSA 135-C:7; alcohol and other drug use professionals, governed by RSA 330-C; and dietitians, governed by RSA 326-H shall be authorized to provide consultation services or follow-up care via telehealth to a patient who previously received services from the provider in the state where the provider is licensed.

63 New Subparagraph; Departmental Administration; Registry Identification Cards. Amend RSA 126-X:4, II by inserting after subparagraph (g) the following new subparagraph:

(h) An attestation on a form issued by the department stating that the applicant has not been convicted of a felony offense. This attestation shall be subject to the penalties set forth in RSA 641:3 for unsworn falsification and this shall be noted on the form issued by the department. In addition, a designated caregiver shall promptly inform the department if convicted of a felony offense subsequent to being issued a registry identification card.

64 Repeal. RSA 126-X:4, II-a and II-b, relative to criminal background checks for caregivers, are repealed.

65 Departmental Administration; Registry Identification Cards. Amend RSA 126-X:4, III to read as follows:

III. The department shall verify the information contained in an application or renewal submitted pursuant to this section. The department shall approve or deny ~~an~~ **a complete** application or renewal for a qualifying patient within 15 days of receipt of the application. The department shall approve or deny ~~an~~ **a complete** application or renewal to serve as a designated caregiver within 15 days of receipt of the application ~~[and the criminal history records check results]~~. The department may deny an application or renewal only if the applicant did not provide the information required pursuant to this section, or if the applicant previously had a registry identification card revoked for violating the provisions of this chapter or rules adopted by the department, or if the department determines that the information provided was falsified or did not meet the requirements of this chapter or rules adopted by the department. The department shall notify an applicant of the denial of an application. An applicant who is aggrieved by a department decision may request an administrative hearing at the department.

66 Alternative Treatment Centers; Requirements. Amend RSA 126-X:8, IV(a) to read as follows:

IV.(a) ~~[An alternative treatment center shall conduct]~~ A state and federal criminal records check **shall be required** for every person seeking to become a principal officer, board member, agent, volunteer, or employee **of an alternative treatment center** before the person begins working at the alternative treatment center pursuant to RSA ~~[126-X:4, H-a]~~ **126-X:8, IV-a**. An alternative treatment center shall not allow any person to be an alternative treatment center agent who:

- (1) Was convicted of a felony or felony drug-related offense; or
- (2) Is under 21 years of age.

67 New Paragraph; Alternative Treatment Centers; Requirements; Criminal Background Check. Amend RSA 126-X:8 by inserting after paragraph IV the following new paragraph:

IV-a.(a) A person applying to be an alternative treatment center agent shall submit directly to the department of safety a criminal history records release form, as provided by the New Hampshire division of state police, authorizing the release of any felony convictions to the department. The applicant shall submit with the release form a complete set of electronic fingerprints taken by a qualified law enforcement agency or an authorized employee of the department of safety. In the event that the first set of fingerprints is invalid for whatever reason, a second set of fingerprints shall be necessary in order to complete the criminal history records check. If, after 2 attempts, a set of fingerprints is invalid due to insufficient pattern, the department may, in lieu of the criminal history records check, accept police clearances showing no felony convictions from every city, town, or county where the person has lived during the past 5 years. The division of state police shall conduct a criminal history records check through its records and through the Federal Bureau of Investigation. Upon completion of the records check, the division of state police shall report to the department whether or not there are any felony convictions. The department shall maintain the confidentiality of criminal history record information received pursuant to this section. The applicant shall bear the cost of a criminal history records check.

(b) Notwithstanding subparagraph IV(a), an alternative treatment center may make a conditional offer of employment and allow a person to begin working at or for the alternative treatment center while the results of the state and federal criminal history records check are pending, provided that:

(1) Prior to beginning employment, the person completes a statement stating that the person does not have any felony convictions in this or any other state, and such statement shall be subject to the penalties set forth in RSA 641:3 for unsworn falsification, which shall be noted on the form issued by the department; and

(2) The conditional employment granted shall be revoked immediately if the criminal history records check results show any felony convictions in this or any other state.

68 Child Protection Act; Confidentiality. Amend RSA 169-C:25, II to read as follows:

II. It shall be unlawful for any person present during a child abuse or neglect hearing to disclose any information concerning the hearing that may identify a child or parent who is involved in the hearing without the prior permission of the court. Any person who knowingly violates this provision shall be guilty of a ~~misdemeanor~~ **violation**.

69 New Subparagraph; Services for Children, Youth and Families; Confidentiality of Case Records. Amend RSA 170-G:8-a, VI by inserting after subparagraph (b) the following new subparagraph:

(c) Nothing in this section shall be construed to prevent a parent, guardian, immediate family member, or their counsel from releasing any records with the name of the child redacted.

70 Local Land Use Boards; Training. RSA 673:3-a is repealed and reenacted to read as follows:

673:3-a Training. Any member of a zoning board of adjustment or planning board may complete training offered by the office of planning and development or another organization that provides similar training covering the processes, procedures, regulations, and statutes related to the board on which the member serves. The office of planning and development shall develop standard self-training materials and corresponding tests for zoning boards of adjustment and planning boards which shall be provided to members free of charge. The office of planning and development may provide other types of training, which may be designed in a variety of formats including, but not limited to, web-based, distance learning, or traditional classroom style. For purposes of this section, the term "member" includes regular and alternate members of zoning boards of adjustment and planning boards.

71 New Paragraph; Local Land Use Boards; Staff; Finance. Amend RSA 673:16 by inserting after paragraph II the following new paragraph:

III. Any fee which a city or town imposes on an applicant pursuant to this title shall be published in a location accessible to the public during normal business hours. Any fee not published in accordance with this paragraph at the time an applicant submits an application shall be considered waived for purposes of that application. A city or town may comply with the requirements of this section by publicly posting a list of fees at the city or town hall or by publishing a list of fees on the city or town's Internet website.

72 New Paragraph; Local Land Use Planning and Regulatory Powers; Zoning. Amend RSA 674:17 by inserting after paragraph III the following new paragraph:

IV. If a municipality allows an increased density, reduced lot size, expedited approval, or other dimensional or procedural incentive under this section for the development of housing for older persons, as defined and regulated pursuant to RSA 354-A:15, VIII, it may allow the same incentive for the development of workforce housing as defined in RSA 674:58, IV. Beginning July 1, 2023, incentives established for housing for older persons shall be deemed applicable to workforce housing development.

73 Planning and Zoning; Administrative and Enforcement Procedures; Issuance of Decision. Amend RSA 676:3, I to read as follows:

I. The local land use board shall issue a final written decision which either approves or disapproves an application for a local permit and make a copy of the decision available to the applicant. ***The decision shall include specific written findings of fact that support the decision. Failure of the board to make specific written findings of fact supporting a disapproval shall be grounds for automatic reversal and remand by the superior court upon appeal, in accordance with the time periods set forth in RSA 677:5 or RSA 677:15, unless the court determines that there are other factors warranting the disapproval.*** If the application is not approved, the board shall provide the applicant with written reasons for the disapproval. If the application is approved with conditions, the board shall include in the written decision a detailed description of all conditions necessary to obtain final approval.

74 New Paragraph; Powers of Zoning Board of Adjustment. Amend RSA 674:33 by inserting after paragraph VII the following new paragraph:

VIII. Upon receipt of any application for action pursuant to this section, the zoning board of adjustment shall begin formal consideration and shall approve or disapprove such application within 90 days of the date of receipt, provided that the applicant may waive this requirement and consent to such extension as may be mutually agreeable. If a zoning board of adjustment determines that it lacks sufficient information to make a final decision on an application and the applicant does not consent to an extension, the board may, in its discretion, deny the application without prejudice, in which case the applicant may submit a new application for the same or substantially similar request for relief.

75 Planning Board; Board's Procedures on Plats. Amend RSA 676:4, I(c) to read as follows:

(c)(1) The board shall, at the next regular meeting or within 30 days following the delivery of the application, for which notice can be given in accordance with the requirements of subparagraph (b), determine if a submitted application is complete according to the board's regulation and shall vote upon its acceptance. Upon determination by the board that a submitted application is incomplete according to the board's regulations, the board shall notify the applicant of the determination in accordance with RSA 676:3, which shall describe the information, procedure, or other requirement necessary for the application to be complete. Upon determination by the board that a submitted application is complete according to the board's regulations, the board shall begin formal consideration and shall act to approve, conditionally approve as provided in subparagraph (i), or disapprove within 65 days, subject to extension or waiver as provided in subparagraph (f). In the case of a determination by the board that the application is a development of regional impact requiring notice in accordance with RSA 36:57, III, the board shall have an additional 30 days to act to approve, conditionally approve, as provided in subparagraph (i), or disapprove. ~~[Upon failure of the board to approve, conditionally approve, or disapprove the application, the selectmen or city council shall, upon request of the applicant, immediately issue an order directing the board to act on the application within 30 days.]~~ ***If the board determines that it lacks sufficient information to make a final decision on an application and the applicant does not consent to an extension pursuant to subparagraph (f), the board may, in its discretion, deny the application without prejudice, in which case the applicant may resubmit the same or a substantially similar application.*** If the planning board does not act on the application within that [30-day] ***65-day*** time period, then ~~[within 40 days of the issuance of the order,]~~ the selectmen or city council shall certify on the applicant's application that the plat is approved pursuant to this paragraph; ~~unless within those 40 days the selectmen or city council has identified in writing some specific subdivision regulation or zoning or other ordinance provision with which the application does not comply~~. Such a certification, citing this paragraph, shall constitute final approval for all purposes including filing and recording under RSA 674:37 and 676:18, and court review under RSA 677:15.

(2) Failure of the selectmen or city council to ~~[issue an order to the planning board under subparagraph (1), or to]~~ certify approval of the plat upon the planning board's failure to ~~[comply with the order,]~~ ***act within the required time period*** shall constitute grounds for the superior court, upon petition of the applicant, to issue an order approving the application ~~[if the court determines that the proposal complies with existing subdivision regulations and zoning or other ordinances]~~. ***The superior court shall act upon such a petition within 30 days.*** If the court determines that the failure of the selectmen or the city council to act was not justified, the court may order the municipality to pay the applicant's reasonable costs, including attorney's fees, incurred in securing such order.

76 Planning Board; Board's Procedures on Plats. Amend RSA 676:4, I(f) to read as follows:

(f) ~~[The planning board may apply to the selectmen or city council for an extension not to exceed an additional 90 days before acting to approve or disapprove an application.]~~ The applicant may waive the requirement for planning board action within the time periods specified in subparagraph (c) and consent to such extension as may be mutually agreeable.

77 New Subdivision; Fee Shifting and Posting of Bond. Amend RSA 677 by inserting after section 19 the following new subdivision:

Fee Shifting and Posting of Bond

677:20 Fee Shifting and Posting of Bond.

I. Whenever an appeal to the superior court is initiated under this chapter, the court may in its discretion require the person or persons appealing to file a bond with sufficient surety for such a sum as shall be fixed by the court to indemnify and save harmless the person or persons in whose favor the decision was rendered from damages and costs which he or she may sustain in case the decision being appealed is affirmed.

II. In any appeal initiated under this chapter the court may, subject to the provisions of this paragraph or any other provision of law, award attorney's fees and costs to the prevailing party. Costs and attorney's fees shall not be allowed against a local land use board unless it shall appear to the court that the board, in making the decision from which the appeal arose, acted with gross negligence, in bad faith, or with malice. Costs and attorney's fees shall not be allowed against the party appealing from the decision of a local land use board unless it shall appear to the court that said party acted in bad faith or with malice in appealing to court.

78 Municipal Economic Development and Revitalization Districts; Definition of Public Use. Amend RSA 162-K:2, IX-a to read as follows:

IX-a. "Public use" means:

(a)(1) The possession, occupation, and enjoyment of real property by the general public or governmental entities[;] .

(2) The acquisition of any interest in real property necessary to the function of a public or private utility or common carrier either through deed of sale or lease[;].

(3) The acquisition of real property to remove structures beyond repair, public nuisances, structures unfit for human habitation or use, and abandoned property when such structures or property constitute a menace to health and safety[;and].

(4) Private use that occupies an incidental area within a public use; provided, that no real property shall be condemned solely for the purpose of facilitating such incidental private use.

(5) If separately adopted by the city or town by the procedure described in RSA 162-K:1, the acquisition of real property to construct housing units which meet the definition of workforce housing contained in RSA 674:58, IV, whether or not such construction results from private development or private commercial enterprise. The municipality shall not acquire property for this purpose through the powers of eminent domain.

(b) Except as provided in subparagraphs (a)(2), [and] (4), ***and (5)*** of this paragraph, public use shall not include the public benefits resulting from private economic development and private commercial enterprise, including increased tax revenues and increased employment opportunities.

79 Municipal Economic Development and Revitalization Districts; District Establishment and Development Programs; Authority to Acquire, Construct, and Promote Residential Development and Housing Stock. Amend RSA 162-K:6, III(h) and (i) to read as follows:

(h) Lease all or portions of basements, ground and second floors of the public buildings constructed in the district; [and]

(i) Negotiate the sale or lease of property for private development if the development is consistent with the development program for the district[-] ; ***and***

(j) If separately adopted by the city or town by the procedure described in RSA 162-K:1, acquire, construct, reconstruct, improve, alter, extend, operate, maintain or promote residential developments aimed at increasing the available housing stock within the municipality.

80 Effective Date.

I. Sections 1-5, 7-9, 12, 21, 22, 28, 34, 58, 59, and 61 of this act shall take effect July 1, 2022.

II. Sections 23, 29, 70-74, and 76-79 of this act shall take effect 60 days after its passage.

III. Sections 6, 31-33 of this act shall take effect June 30, 2022.

IV. Sections 13, 14, 68, and 75 of this act shall take effect January 1, 2023.

V. Sections 63-67 of this act shall take effect 30 days after its passage.

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

The signatures below attest to the authenticity of this Report on HB 1661-FN-LOCAL, relative to regional career technical education agreements and relative to an appropriation for constructing a legislative parking garage.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Hennessey, Dist. 1
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Umberger, Carr. 2
Rep. Cordelli, Carr. 4
Rep. Packard, Rock. 5

2022-2088-CofC

AMENDED ANALYSIS

This bill:

1. Requires sending district schools and career and technical education (CTE) centers to enter into an agreement to include scheduling, access, transportation, and credits for CTE students.
2. Makes an appropriation for preliminary design, engineering, and site work for a new legislative parking garage and for costs for relocating the department of justice.
3. Establishes a special fund for administration of opioid treatment programs.
4. Establishes a pilot program plan for individuals with developmental disabilities, requires approval of the fiscal committee for implementation of the program, and makes an appropriation for this purpose.
5. Revises the department's authority to recover unauthorized payments by the state.
6. Repeals certain reporting requirements.
7. Establishes investigatory procedures and licensing criteria for recreational camps.
8. Allows for alternative service of process under RSA 169-C when a child's parent cannot be located.
9. Creates a separate category of foster care license for kinship care homes.
10. Removes the requirement that the department charge premiums for medical assistance provided under MEAD and MOAD.
11. Allows the department to address the court in guardianship and spousal support cases involving Medicaid recipients or suspected victims of abuse or exploitation.
12. Directs the department to submit a Medicaid state plan amendment to allow certain family caregivers or legally responsible persons of Medicaid recipients to serve as personal care attendants and makes an appropriation for this purpose.
13. Modifies the blood test requirement for purposes of lead paint poisoning prevention and control.
14. Clarifies the food service licensure exemption for recreational camps.
15. Revises certain department of health and human services employee position titles.
16. Provides shift differential payments to clinical staff at New Hampshire hospital and the Glencliff home and makes an appropriation for this purpose.
17. Establishes new positions for inpatient treatment of children's behavioral health.
18. Permits salary adjustments for recruitment or retention of classified clinical positions at New Hampshire hospital and the Glencliff home.
19. Removes references to the Anna Philbrook center, Laconia state school, and Laconia developmental services and inserts a reference to Hampstead hospital.
20. Decreases the fee for certain child care employment eligibility cards.
21. Establishes requirements for the transfer or discharge of residents from certain child care agencies.
22. Makes an appropriation to the department of health and human services for hospital birthing services.
23. Permits consultation and follow up care via telehealth from out-of-state health care providers.
24. Removes the criminal background check requirement for designated caregivers in the therapeutic cannabis program and modifies the criminal background check requirement for alternative treatment center agents.

25. Changes the penalty for disclosure of confidential information in an abuse or neglect proceeding under RSA 169-C from a misdemeanor to a violation.

26. Makes changes to the training and procedures for zoning and planning boards offered by the office of planning and development.

27. Creates incentives and establishes requirements for workforce housing and affordable housing development.

INTRODUCTION OF GUESTS

Senator Cavanaugh introduced his wife Kerri Cavanaugh, daughter Ryleigh Cavanaugh, and mother-in-law Judy Reilly visiting in the gallery.

Senator D'Allesandro offered the following resolution to Ryleigh Cavanaugh visiting in the gallery.

Senator D'Allesandro offered the following resolution to Ryleigh Cavanaugh visiting in the gallery.

The New Hampshire Senate

A Resolution

Be it known that the New Hampshire Senate extends its congratulations to

Ryleigh Cavanaugh

In Recognition of:

Her outstanding lacrosse career at Roger Williams University, including 2 years all conference

And be it further known that the New Hampshire Senate extends its best wishes for continued success

Signed by Senator Lou D'Allesandro, District 20

The question is on the adoption of the Committee of Conference Report. Adopted.

Senators Avard and Ricciardi are in opposition to adoption of the Committee of Conference Report on HB 1661-FN-L.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Senate Bill(s):

SB 200, (New Title) apportioning congressional districts.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Senate Bill(s):

SB 302-FN, establishing the personal privacy protection act.

SB 313, (New Title) relative to the authority of the office of professional licensure and certification to establish fees.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Senate Bill(s):

SB 238, relative to special education services in chartered public schools.

SB 271, relative to the Burgess BioPower facility.

SB 353, relative to the education professional standards board.

SB 366-FN, requiring an audit of ballots cast in the 2022 primary and general election.

SB 381-FN-A, establishing an office of the advocate for special education.

SB 401-FN, (New Title) making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, permitting the department of transportation to operate dash cameras in fleet vehicles, and relative to the duration of unemployment benefits.

SB 420-FN-A-LOCAL, (New Title) establishing an extraordinary need grant for schools and relative to eligibility for the education tax credit.

SB 445-FN, (New Title) relative to the broadband matching grant initiative.

May 16, 2022
2022-2023-CofC
07/10

Committee of Conference Report on SB 200, relative to the election of district commissioners in Haverhill.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

1 U.S. Representative Districts. RSA 662:1 is repealed and reenacted to read as follows:

662:1 U.S. Representative Districts. The state is divided into 2 districts for the choosing of representatives in the congress of the United States. Each district may elect one representative. The districts shall be constituted as follows:

I. The first district is constituted of:

(a) The counties of:

- (1) Belknap,
- (2) Rockingham, and
- (3) Strafford,

(b) In the county of Carroll, the towns of:

- (1) Brookfield,
- (2) Effingham,
- (3) Moultonborough,
- (4) Ossipee,
- (5) Tuftonboro,
- (6) Wakefield, and
- (7) Wolfeboro.

(c) In the county of Hillsborough, the towns of:

- (1) Bedford,
- (2) Hudson,
- (3) Litchfield,
- (4) Merrimack, and
- (5) Pelham.

(d) In the county of Merrimack, the towns and city of:

- (1) Allenstown,
- (2) Andover,
- (3) Canterbury,
- (4) Chichester,
- (5) Epsom,
- (6) Franklin,

- (7) Hill
- (8) Hooksett,
- (9) Loudon,
- (10) Northfield, and
- (11) Pittsfield.

II. The second district is constituted of:

(a) The counties of:

- (1) Cheshire,
- (2) Coos,
- (3) Grafton, and
- (4) Sullivan.

(b) In the county of Carroll, the towns of:

- (1) Albany,
- (2) Bartlett,
- (3) Chatham,
- (4) Conway,
- (5) Eaton,
- (6) Freedom,
- (7) Hale's Location,
- (8) Hart's Location,
- (9) Jackson,
- (10) Madison,
- (11) Sandwich, and
- (12) Tamworth.

(c) In the county of Hillsborough, the towns and cities of:

- (1) Amherst,
- (2) Antrim,
- (3) Bennington,
- (4) Brookline,
- (5) Deering,
- (6) Francestown,
- (7) Goffstown,
- (8) Greenfield,
- (9) Greenville,
- (10) Hancock,
- (11) Hillsborough,
- (12) Hollis,
- (13) Lyndeborough,

- (14) Manchester
- (15) Mason,
- (16) Milford,
- (17) Mont Vernon,
- (18) Nashua,
- (19) New Boston,
- (20) New Ipswich,
- (21) Peterborough,
- (22) Sharon,
- (23) Temple,
- (24) Weare,
- (25) Wilton, and
- (26) Windsor.

(d) In the county of Merrimack, the towns and city of:

- (1) Boscawen,
- (2) Bow,
- (3) Bradford,
- (4) Concord,
- (5) Danbury,
- (6) Dunbarton,
- (7) Henniker,
- (8) Hopkinton,
- (9) New London,
- (10) Newbury,
- (11) Pembroke,
- (12) Salisbury,
- (13) Sutton,
- (14) Warner,
- (15) Webster, and
- (16) Wilmot.

2 Application. This act shall in no way disqualify any person from any elective office to which he or she was elected prior to the effective date of this act.

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

The signatures below attest to the authenticity of this Report on SB 200, relative to the election of district commissioners in Haverhill.

Conferees on the Part of the Senate
Sen. Gray, Dist. 6
Sen. Birdsell, Dist. 19
Sen. Carson, Dist. 14

Conferees on the Part of the House
Rep. B. Griffin, Hills. 6
Rep. Berry, Hills. 44
Rep. Lynn, Rock. 7
Rep. Steven Smith, Sull. 11

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Soucy, seconded by Senator Giuda.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 16, 2022
2022-2026-CofC
10/05

Committee of Conference Report on SB 238, relative to special education services in chartered public schools.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 194-B:5, VIII(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Prior to the start of each school year, the chartered public school and the school district shall review and update the MOU to ensure compliance with state and federal law and responsibilities to provide services in accordance with individualized education plans.

The signatures below attest to the authenticity of this Report on SB 238, relative to special education services in chartered public schools.

Conferees on the Part of the Senate
Sen. Ward, Dist. 8
Sen. Ricciardi, Dist. 9
Sen. Prentiss, Dist. 5

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Cordelli, Carr. 4
Rep. Hobson, Rock. 35
Rep. Tanner, Sull. 9

The question is on the adoption of the Committee of Conference Report. Adopted.

May 17, 2022
2022-2032-CofC
12/04

Committee of Conference Report on SB 271, An Act relative to the Burgess BioPower facility.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend 2018, 340:2, I as inserted by section 1 of the bill by replacing it with the following:

I. Further Suspension of Operation of Cap. The public utilities commission shall amend its Order No. 25,213 and its Order No. 26,198 and Order No. 26,333 issued in Docket DE 10-195 and Docket DE 19-142 to extend the suspension of the operation of the cap on the cumulative reduction factor as set forth on page 97 of Order No. 25,213 for an additional period of one year from the date the operation of the cap would have otherwise taken effect under Order No. 25,213 and Order No. 26,198 and Order No. 26,333 in Docket DE 19-142 regarding cost recovery for costs in excess of the cap to apply during the additional period in which the cap is extended.

The signatures below attest to the authenticity of this Report on SB 271, An Act relative to the Burgess BioPower facility

Conferees on the Part of the Senate
 Sen. Avar, Dist. 12
 Sen. Bradley, Dist. 3
 Sen. Watters, Dist. 4

Conferees on the Part of the House
 Rep. Vose, Rock. 9
 Rep. Thomas, Rock. 5
 Rep. Harrington, Straf. 3
 Rep. McGhee, Hills. 27

The question is on the adoption of the Committee of Conference Report. Adopted.

May 17, 2022
 2022-2036-CofC
 07/04

Committee of Conference Report on SB 302-FN, establishing the personal privacy protection act.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

1 New Chapter; Personal Privacy Protection Act. Amend RSA by inserting after chapter 91-B the following new chapter:

CHAPTER 91-C

PERSONAL PRIVACY PROTECTION ACT

91-C:1 Public Bodies Prohibited Disclosures.

I. Public agencies and public bodies shall not disclose or release any list, record, register, registry, roll, roster or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code.

II. Notwithstanding any law and subject to RSA 91-C:2, a public agency or public body shall not:

(a) Require any individual or entity exempt from federal income tax under section 501(c) of the Internal Revenue Code to provide the public agency with, or otherwise compel the release of, any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code;

(b) Release, publicize, or otherwise publicly disclose any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code already in possession of the public agency or public body; or

(c) Request or require a current or prospective contractor or grantee to provide the public agency or public body with a list of entities exempt from federal income tax under section 501(c) of the Internal Revenue Code to which it has provided financial or nonfinancial support.

(d) Release, publicize, or otherwise publicly disclose any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code for the purposes of responding to a request under New Hampshire's freedom of information act as outlined in RSA 91-A.

91-C:2 Exemptions. This section shall not preclude:

I. Any report or disclosure required by the following laws or successor provisions thereto:

- (a) RSA 14-C relative to gifts for legislators and legislative employees;
- (b) RSA 15 relative to lobbyists;

(c) RSA 15-A relative to financial disclosures; and

(d) RSA 664 relative to political expenditures and contributions.

II. A public body or agency from releasing a person's status as a member, volunteer, or donor of any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code that was voluntarily released by the person or voluntarily released by the entity to the attorney general or to the public.

III. Any lawful warrant for any list, record, register, registry, roll, roster or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code issued by a court of competent jurisdiction;

IV. A lawful request for discovery of any list, record, register, registry, roll, roster or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code in litigation if both of the following conditions are met:

(a) The requestor demonstrates a compelling need for any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of financial or nonfinancial support, to any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code to any person not named in the litigation.

V. Admission of any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code as relevant evidence before a court of competent jurisdiction. Any filing in court that is subject to this section shall be filed under seal by the offering party. Any party who intends to display or produce any record that is subject to this section in a courtroom during a hearing or trial shall notify the court to allow for the courtroom to be cleared prior to discussion or display of the record. No court shall publicly reveal such information that has been filed in accordance with this paragraph absent a specific finding of good cause.

VI. A public body or state agency with oversight function over public funds or a government grant program from requesting documentation sufficient to ensure public funds are expended in accordance with state or federal contract monitoring and audit requirements, given that the information accessed is limited to information related to public funds or government grant program funds.

91-C:3 Limited Applicability.

I. Nothing in this chapter shall apply to a national securities association, as defined in section 15A of the Securities Exchange Act of 1934, 15 U.S.C. Section 78o-3, as amended, or regulations adopted thereunder, and any information such national securities association provides to the relevant public agency or body of this state pursuant to the rules and regulations provided by such agency or body.

II. Nothing in this chapter shall prohibit a request by the attorney general for information required for an audit, examination, review, or investigation pursuant to RSA 7:24, provided that such information shall only be used in connection with the specific audit, examination, review, or investigation to which the request relates and for any related proceedings, provided further that any information so collected shall otherwise remain subject to the provisions of this chapter.

III. Nothing in this chapter shall apply to a request from the lottery commission pursuant to their authority under RSA 287-D or RSA 287-E for the purposes of licensing or regulation of charitable gaming activities.

IV. For the purposes of this chapter, the terms "volunteer" and "supporter" shall not include the members of the governing board, officers, directors, registered agents, or incorporators of entities exempt from federal income tax under section 501(c) of the Internal Revenue Code and the term "member" shall not include members of charitable corporations with specific corporate authority as set forth in the articles of agreement or bylaws, and pursuant to RSA 292.

V. Nothing in this chapter shall prohibit a government agency from disclosing any list, record, register, registry, roll, roster, or other data that directly or indirectly identifies a person as a member, supporter, volunteer, or donor of any entity exempt from federal income tax under section 501(c) of the Internal Revenue Code in court pleadings, submissions of evidence, or public communications related to a criminal or civil enforcement action filed in court, including, but not limited to, an assurance of discontinuance pursuant to RSA 7:28-f.

91-C:4 Penalties.

I. A person alleging a violation of this chapter may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of money not less than \$2,500 to compensate for injury or loss caused by each violation of this chapter; or

(b) For an intentional violation of this chapter, a sum of money not to exceed \$7,500.

II. A court, in rendering a judgment in the action brought under this chapter, may award all or a portion of the costs of litigation, including reasonable attorneys and witness fees, to the complainant in the action if the court determines that the award is appropriate.

2 Effective Date. This act shall take effect January 1, 2023.

The signatures below attest to the authenticity of this Report on SB 302-FN, establishing the personal privacy protection act.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. French, Dist. 7
Sen. Gannon, Dist. 23

Conferees on the Part of the House
Rep. Gordon, Graf. 9
Rep. McLean, Hills. 44
Rep. Wuelper, Straf. 3
Rep. Sylvia, Belk. 6

The question is on the adoption of the Committee of Conference Report. Adopted.

May 18, 2022
2022-2066-CofC
04/08

Committee of Conference Report on SB 313, relative to the authority of the office of professional licensure and certification to establish fees and establishing a committee to study and make recommendations relative to funding of the office of professional licensure and certification.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 32 with the following:

33 Board of Registration of Medical Technicians; Fees. Amend RSA 328-I:6, I to read as follows:

I. The board may register any person who submits a completed application **and pays the established fee**. ~~[The fee for registration under this chapter shall be \$110.]~~

34 Board of Registration of Medical Technicians; Renewal of Registration. Amend RSA 328-I:8 to read as follows:

328-I:8 Renewal of Registration. Certificates of registration issued under this chapter shall be subject to renewal every 2 years and shall expire unless renewed in the manner prescribed by the board. ~~[The fee for renewal of certificates of registration shall be \$110.]~~ Certificates of registration for medical technician shall be renewed upon the payment of the renewal fee.

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

The signatures below attest to the authenticity of this Report on SB 313, relative to the authority of the office of professional licensure and certification to establish fees and establishing a committee to study and make recommendations relative to funding of the office of professional licensure and certification.

Conferees on the Part of the Senate
 Sen. Giuda, Dist. 2
 Sen. Carson, Dist. 14
 Sen. Rosenwald, Dist. 13

Conferees on the Part of the House
 Rep. McGuire, Merr. 29
 Rep. Abrami, Rock. 19
 Rep. Schuett, Merr. 20
 Rep. T. Lekas, Hills. 37

The question is on the adoption of the Committee of Conference Report. Adopted.

May 16, 2022
 2022-2029-CofC
 10/04

Committee of Conference Report on SB 353, relative to the education professional standards board.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as passed by the Senate, and pass the bill as so amended:

Amend RSA 186:60, I(c) as inserted by section 1 of the bill by replacing it with the following:

(c) 9 members representing higher education and education administration ***with at least 3 employed by a community college system of New Hampshire member institution education department, or university system of New Hampshire member institution education department;*** and

The signatures below attest to the authenticity of this Report on SB 353, relative to the education professional standards board.

Conferees on the Part of the Senate
 Sen. Ward, Dist. 8
 Sen. Ricciardi, Dist. 9
 Sen. Prentiss, Dist. 5

Conferees on the Part of the House
 Rep. Ladd, Graf. 4
 Rep. Cordelli, Carr. 4
 Rep. Ford, Rock. 4
 Rep. Myler, Merr. 10

The question is on the adoption of the Committee of Conference Report. Adopted.

May 16, 2022
 2022-2020-CofC
 10/08

Committee of Conference Report on SB 366-FN, requiring an audit of ballots cast in the 2022 primary and general election.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing sections 3-5 with the following:

3 Preliminary Audit; State Primary Election. The secretary of state shall conduct an audit of all AccuVote devices used in at least 2 towns or city wards in the 2022 state primary election. The devices need not be selected at random. The intent of this audit is to identify problems with process to be used in the state general election audit. If the secretary of state is unable to resolve problems detected during the audit of the primary election, he or she may elect to forego the general election audit. If the secretary of state decides to forego the general election audit, he or she shall communicate his or her decision to the senate president, the speaker of the house of representatives, the chairperson of the senate election law and municipal affairs committee, and the chairperson of the house election law committee within 10 days from the date of the primary election.

4 State General Election Audit; 2022.

I. The secretary of state shall randomly select not less than 4 towns or city wards that used AccuVote devices at the 2022 state general election to be audited. The secretary of state may divide towns or city wards into groups for the selection based on criteria such as the estimated number of election day ballots to be processed. The selection of towns or city wards to be audited shall be non-public and made at least 2 weeks prior to the general election, after the AccuVote memory cards have been programed.

II. The secretary of state shall not announce which towns or city wards have been selected to be audited until at least 12:00 p.m. on election day.

III. The audit team shall consist of at least 2 individuals appointed by the secretary of state. One such individual shall have been trained by the secretary of state in the audit process and the use of audit equipment. The other individual, if not trained by the secretary of state in the audit process and the use of audit equipment, shall be an elected election official. The audit team shall scan all of the ballots which were cast and processed by the AccuVote machines in the selected towns or city wards. The secretary of state may enlist the support of the technical expert as an audit team member to assist with the technology being used.

IV. The audit shall be open to the public but no one except audit team members shall be allowed to touch any ballot or any of the audit equipment.

V. Results from the scanning of the ballots shall be announced by the audit team at the conclusion of the town or city ward audit.

VI. A random sample of not less than 5 percent of the ballots scanned shall be selected and the images of the ballots selected shall be compared with the voters' choices recorded for the ballot. Any differences identified during the comparison shall be documented.

VII. The secretary of state shall make the results of the audits available prior to 12:00 p.m. on the Friday after the election. The secretary shall also report the results to the ballot law commission, and the chairs of the house of representatives and senate standing committees with jurisdiction over election law.

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

The signatures below attest to the authenticity of this Report on SB 366-FN, requiring an audit of ballots cast in the 2022 primary and general election.

Conferees on the Part of the Senate
Sen. Gray, Dist. 6
Sen. Birdsell, Dist. 19
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. B. Griffin, Hills. 6
Rep. W. MacDonald, Rock. 5
Rep. Bergeron, Hills. 29
Rep. Qualey, Ches. 11

The question is on the adoption of the Committee of Conference Report. Adopted.

May 16, 2022
2022-2011-CofC
10/05

Committee of Conference Report on SB 381-FN-A, establishing an office of the advocate for special education.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 381-FN-A, establishing an office of the advocate for special education.

Conferees on the Part of the Senate
Sen. Ward, Dist. 8
Sen. Hennessey, Dist. 1
Sen. Prentiss, Dist. 5

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Cordelli, Carr. 4
Rep. Hobson, Rock. 35
Rep. Litchfield, Rock. 11

The question is on the adoption of the Committee of Conference Report. Adopted.

May 19, 2022
2022-2086-CofC
05/08

Committee of Conference Report on SB 401-FN, making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund and permitting the department of transportation to operate dash cameras in fleet vehicles.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 5 with the following:

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

The signatures below attest to the authenticity of this Report on SB 401-FN, making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund and permitting the department of transportation to operate dash cameras in fleet vehicles.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Daniels, Dist. 11
Sen. Rosenwald, Dist. 13

Conferees on the Part of the House
Rep. Roy, Rock. 32
Rep. Abbas, Rock. 8
Rep. Osborne, Rock. 4
Rep. Steven Smith, Sull. 11

2022-2086-CofC

AMENDED ANALYSIS

This bill:

I. Makes appropriations to the department of transportation for state bridge aid and municipal bridge aid.

II. Makes an appropriation to the body-worn and dashboard camera fund.

III. Permits the department of transportation to operate dash cameras in fleet vehicles.

IV. Authorizes the department of transportation to proceed with the Dixville-Colebrook road project if certain criteria are met and make an appropriation to the department of transportation for this purpose.

The question is on the adoption of the Committee of Conference Report. Adopted.

May 17, 2022
2022-2038-CofC
10/04

Committee of Conference Report on SB 420-FN-A-LOCAL, establishing an extraordinary need grant for schools.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 198:40-f, II as inserted by section 1 of the bill by replacing it with the following:

II. In order to receive an extraordinary need grant, the eligible school district shall provide a plan to the department of education outlining how the district intends to use grant award funds to improve the educational achievement and growth of students. The extraordinary need grant plan shall include an accountability component designed to generate data that measures student academic achievement and growth of knowledge and skills in reading and language arts and/or mathematics at what grade levels funds will be used. The

school district shall develop and administer its own grant accountability assessment that identifies a pupil's range of learning and yields objective data to use in improving instruction and learning, or use the statewide assessment. The school district shall submit to the department an annual grant accountability progress report that includes evidence of satisfactory program implementation and progress toward grant accountability improvement targets. The primary goal of this grant is to improve student achievement and growth and to help the school district to have funding for successful, best practice student learning approaches.

Amend the bill by replacing all after section 3 with the following:

4 Effective Date. This act shall take effect July 1, 2022.

The signatures below attest to the authenticity of this Report on SB 420-FN-A-LOCAL, establishing an extraordinary need grant for schools.

Conferees on the Part of the Senate
Sen. Ward, Dist. 8
Sen. Hennessey, Dist. 1
Sen. Prentiss, Dist. 5

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Cordelli, Carr. 4
Rep. Weyler, Rock. 13
Rep. Luneau, Merr. 10

2022-2038-CofC

AMENDED ANALYSIS

This bill establishes an extraordinary need grant for schools in addition to regular adequate education grants and relief grants.

The question is on the adoption of the Committee of Conference Report. Adopted.

May 17, 2022

2022-2041-CofC

12/05

Committee of Conference Report on SB 445-FN, relative to the broadband matching grant initiative.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by deleting section 1 and renumbering the original sections 2-6 to read as 1-5, respectively.

Amend the bill by replacing section 4 with the following:

4 New Paragraphs; Broadband Matching Grant Initiative; Conflicts and Reporting Requirement. Amend RSA 12-O:62 by inserting after paragraph VII the following new paragraphs:

VIII. If the provisions of RSA 12-O:61, RSA 12-O:62, or RSA 12-O:63 conflict with the provisions of the federal funding guidance, specifically for the purposes of the broadband matching grant initiative or the broadband matching grant fund, the federal funding guidance shall control.

IX.(a) The commissioner of the department of business and economic affairs shall submit a quarterly report, beginning July 1, 2022, to the fiscal committee of the general court, which includes:

(1) The number of grant applications received by the department.

(2) A list of the grants approved by the department, including the broadband provider, the political subdivisions covered, and the dollar amount of each grant.

(3) A list of grants denied by the department.

(4) The details of any successful or unsuccessful appeal of a department decision to deny an application.

(5) The details of any federal coronavirus capital project funds, authorized by the American Rescue Plan Act of 2021, appropriated for reasons not included in the broadband matching grant initiative.

(6) The details of any remaining available federal coronavirus capital project funds, authorized by the American Rescue Plan Act of 2021.

The signatures below attest to the authenticity of this Report on SB 445-FN, relative to the broadband matching grant initiative.

Conferees on the Part of the Senate
 Sen. Hennessey, Dist. 1
 Sen. Bradley, Dist. 3
 Sen. Kahn, Dist. 10

Conferees on the Part of the House
 Rep. Emerick, Rock. 21
 Rep. G. Griffin, Hills. 5
 Rep. Mooney, Hills. 21
 Rep. Leishman, Hills. 24

The question is on the adoption of the Committee of Conference Report. Adopted.

MOTION TO ADJOURN FROM EARLY SESSION

Senator Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time.

Senator Bradley withdrew the motion to adjourn the Early Session.

ANNOUNCEMENTS

PRESIDENT MORSE: Before we end, I want to recognize two Senate interns, Lucas Nering, from UNH worked on the policy side, assisting the Judiciary and the Health and Human Services Committees, which proved to be a huge help in our legislative aides, Cameron Lapine and Jenny Horgan's life so thank you very much, Lucas, and if everyone could give him a hand. Lucas, we actually have a resolution. I know it's a surprise but Senator D'Allesandro surprised me with one today.

Be it known that the New Hampshire Senate extends its congratulations to Lucas Nering in recognition of being an outstanding intern for the 2022 legislative session, who will always be remembered for his dedication, professionalism, work ethic and excellent wardrobe. And we further know that the New Hampshire Senate wishes your continued success in the future. It's signed by myself, the Senate President, but if everyone else had the chance I'm sure they'd sign it. He's got a D'Allesandro handshake.

Molly, I'm going to slaughter your last name, DeAcetis, from Saint Anselm College, found her calling in the Clerk's Office. Tammy tells me that Molly mead a real difference. I think we all saw that. Even on the busiest days. Lucas and Molly, I wanted you both to know that we appreciate the service to the Senate in this session. Molly, if you could come forward.

Be it known the New Hampshire Senate extends its congratulations to Molly DeAcetis in recognition of serving as the assistant to the Senate Clerk for the 2022 legislative session, who will always be remembered for her laser focus on proofreading, outstanding ability input data, and her love for Broadway shows. And be it further known that the New Hampshire Senate wishes you continued success. Signed by myself and we all thank you.

Do we have LBA here? LBA is just a little sad because they can't do another budget with me, so...

Where's Terry Pfaff? Has he started the ground breaking already, or...?

Alright, why don't we get started and I'm sure that some of the Senators will have a few things to say. After five months today is our final session day. I have a few shots, thoughts to share, shots would be an understatement. Every Senator in this chamber should be able to look back with pride on legislation you championed this session that has made New Hampshire a better place. Whether it's improving economic opportunity, protecting the vulnerable or easing someone's burden. Carrying out the peoples' business can be very challenging, but it's also a sacred duty that every Senator here takes willingly. Putting your heart and your soul into your work, always giving your best to your constituents and to your state. We come from twenty-four distinct districts, places we all call home with tremendous amount of pride and rightly so. I also know how hard you've worked since January. It's been many long days and lots of time away from your family. I want to thank each one of my colleagues for your commitment and your dedication. Serving with you in the Senate has been my honor.

Senate is also grateful to our staff and to joint staff we share with the House. They work long hours behind the scenes and make the legislative process a reality. I want to be sure and recognize today hopefully all of you. But Terry Pfaff I don't think is here, but I think we harassed him right out of the Senate. But I want to thank him because he truly does care as the Chief Operating Officer. I can assure you he'll make sure that that parking garage represents the rest of the buildings on this property.

The Office of Protective Services led by Joe Burke and George Brown, I don't know if they got up here, but I want to thank them.

IT, Scott Kelley and his staff. I don't think anyone hits them harder than the Senate President's Office but thank you for all you do.

OLS, David Alukonis and his staff, I know you're going to be seeing some retirements. I really do think you do a fantastic job for the state of New Hampshire. Thank you for all you've done.

Probably my favorite and don't take that the wrong way in this room, but the Office of Legislative Budget Assistance, Mike Kane and his staff. Thank you for everything you do for the state. You guys really work a lot of overtime.

The Office of General Court Administration, Jenn puts up with a lot from us in the Senate Office, but Jenn Becker and her staff, thank you very much.

State House Visitors staff, Virginia Drew and her staff, thank you for everything you do to show us off.

Legislative Building services, Doug Dolcino and his staff, thank you for this room.

Senate Research, Theresa Neves and Patrick Murphy, thank you for what you do.

The Senate Clerk's Office, Tammy Wright and her staff, thank you for everything.

Our legislative aides led by Sonja Caldwell, Sonja. She's going to miss me more because I'm the only one that waves goodbye to her every night, I can tell you that much.

Our Executive Assistants, Administrative Assistants, thank you all.

And the staff of the Senate Minority Offices and the Senate President's Office, I can't say enough about all you've given to us. Thank you very much.

This is why I'm not going to speak today. Lastly, my Executive Assistant and good friend, Shannon Girard.

You know that was tough and I got to tell you we all think the same way of our assistants in this building. So with that, any Senator would like to introduce their staff, please do so now.

(The Chair recognized Senator Cavanaugh.)

SENATOR CAVANAUGH: Thank you, Mister President. And I know I've spoken about him before, Aaron, where is Aaron? Aaron Jones, there he is, who is incredible and always keeps me on time and prepared and that's no small feat, right? But I really appreciate, he's a great kid and I'm going to be leaving and we spoke, Mister President, before this and it's an honor to serve here with all of you, it really is and one thing I've got to say and I know you're not going to believe this but growing up, I was sent to the principal's office a few times. And it's a lonely walk down that hallway, thinking what's going to happen, your parents going to find out. So, when I won my special election in 2017, Jess Bourque was working with me then, I got a call and said, Senate President Morse set up a meeting for you, with you two and I went right back that feeling about being sent to the principal's office you know. But I sat down and with that meeting, I still remember this, and I think of it, and you said that, you said you know the elections behind us, you won and welcome to the New Hampshire Senate.

And it means a lot to me coming in as well as Senator Soucy, former President, working with both of you and seeing you work together, putting me as Chair of the Commerce Committee along with Senator French when no one could have thought that was a good idea, you did it. But the both of you seeing you do the leadership, both of you've given so many of us, it really means a lot to me. It's just an honor to really be here with all of you. Like I came in here thinking we're going to be fighting with everyone and then you realize we have more friends. And one of the things they did say that you're going to be sitting next to Senator Reagan so be careful. And we've become friends and now I sit next to him at the Tea Garden as well.

But I leave here, not with fighting with people but really leave here considering I have so many more friends because of this experience. And thank you for all you do, and I think so many people in the state don't realize how much all of you do, but thank you very much and Thank you, Mister President.

(The Chair recognized Senator Kahn.)

SENATOR KAHN: Thank you, Mister President. I want to begin by thanking Jessica Bourque who has been a wonderful assistant to me and Senator Whitley and Senator Prentiss over this year, she saved me from the sky or the ceiling falling in literally and dealt with the chaos of relocation several times in the course of this year unknowingly. Wasn't part of the duties.

If this is the last day of school, I'm taking a gap year, Mister President. And I wanted to thank so many of the people in this room. I think of the LBA staff that's just so terrific. I appreciate your feelings. Mickey Landrigan who has helped me on a few successful amendments and a whole lot of unsuccessful amendments. But I could say that running straight down the lineup here, of all the Mikes and one Chris, you guys are just terrific.

And OLS staff too, I'm as proud of the amendments that have passed this body as I am of the bills that I introduced and that's a credit to how adept you are at handling our seizing of opportunities and helping us stay on task, on mark, on time to work with our colleagues. And I want to say to my colleagues, this has just been such a rewarding experience.

I thank the people of Cheshire County for electing me to three terms. The time goes quickly, but it has been a wonderful opportunity to work with all of you. I can think of the ways that we've achieved things together and the ways that we've disagreed with each other. But it's all been in the name of trying to do the best for our constituents and for the people of this state.

And I say if you have the opportunity to pass the homelessness amendment, there's still hope, it can still make it through the Fiscal Committee. I have faith in the Senate position being carried by my colleagues on that from the Senate together with a couple of House people I think you can do it. So, my best wishes to everybody here. It's been a wonderful six years and I've really enjoyed my relationships with you.

PRESIDENT MORSE: Thank you for the shortest speech this year, Senator Kahn.

(The Chair recognized Senator Sherman.)

SENATOR SHERMAN: Thank you, Mister President, and colleagues and everyone here. First of all, I want to thank Jenny. She has been just phenomenal and even though you put us in the bowels, we've made the most of it. Getting to hang out with Joe and his team, being so close to the parking lot, everybody goes by us, it's been very friendly. Jenny has a smiling face and the men's room is right there. What could be better?

But seriously, you know two years, two terms in the House, two terms in the Senate working with many of you in both chambers has been so incredibly instructive, so incredibly rewarding and I think back as Senator Bradley talked about earlier today, so much of the good work we've done for the state of New Hampshire and the Senate President and I, even when we were disagreeing on things, we agreed that we mostly agree. So, it's probably at least 80 to 85 percent of the time we're in agreement and looking for that thread of where we agree is how we got things done. Even if there's a lot of things we don't agree on.

Most of all, this has been one of the most personally growthful experiences of my entire life. I love being here with you all. I love the idea that we can make a difference for the people of New Hampshire, but no one person can take credit. That's the coolest part of this is that all of us, when you look at the big accomplishments, it took all of us, it took a bipartisan group and that's what is the hallmark of New Hampshire. I hope we never lose that as all of us move forward. So, thank you, thank you to all of you, it's been an honor and a pleasure to serve with you.

(The Chair recognized Senator Gannon.)

SENATOR GANNON: Thank you, Mister President. Now I'm going to take credit for everything in my postcard. Senator Avard and I, we got really lucky. Tricia on the other hand I think drew the short straws twice. You didn't get the top round draft picks, but you got us. And you kept us, she put in the first day I think she put a thing, please return to if found and I think, didn't they send me back a couple times to you, they did. I learned the first day who was boss. It wasn't me she said well she goes this is a coffee machine but she said I like Charli D'Amelio's from Dunkin so why don't you go get me one. So, we've had a really good relationship. This morning I had, I said, you know after the Celtics game I got all these really great ideas on 1431. It was quarter of ten, I said can you turn this into something I could read, and she took this, and she did, somehow, miraculously in eight minutes turn it into something.

One thing I've done better than I've ever done before and I think it's only because of her is my constituent services. We helped four or five hundred people, every party, she helped everyone, she could get them passports, she knows everyone, everywhere in New Hampshire. And if there was someone who needed a bed, she knew who to call. Made me look really good and I think she did the same for Kevin. So, I want to thank Tricia, she's really made it an easy two years for me and I appreciate all she's done. Thank you, Mister President.

(The Chair recognized Senator D'Allesandro.)

SENATOR D'ALLESANDRO: Thank you, Mister President. Just a couple of things. First of all, I want to say to you, thank you for your friendship. It's something I treasure in this life. And we've had good friends together through the years. But the relationship that I've had with you and with others I treasure. So, thank you for that. I appreciate that very much.

And for nineteen years, Sonja Caldwell has taken care of me in Room 117. Nineteen years we've been together. She manages the office, she manages all the people, and she tries to manage me, which sometimes I think is difficult, right, sometimes it's difficult. But you staying the course is really quite remarkable. I can't thank her enough for all of the great things she's done for me.

And to all of the rest of the staff. I've been around here for a long time, they've been wonderful. And I think this was a tough session, but the staff was terrific. LBA, all of the staff, just great but kind of, it is what it is right, and you need strong leadership to make this happen, we had it from Donna, we had it from the current Senate President.

And something we ought to remember. And we ought to walk out of this place knowing we have a relationship with everybody here and treasure that relationship, plus or minus because of our debates over the issues. But the right relationships are so meaningful, meaningful for as long as we live. Thank you, Mister President.

(The Chair recognized Senator French.)

SENATOR FRENCH: Thank you, Mister President. On behalf of Senator Reagan and I we would like to thank Kathy Cummings, our able assistant who at this very moment is still at her desk answering calls from our constituents. So, thank you, Kathy for your hard work and dedication.

I'd also like to say, what a ride, what an adventure, what an honor and what a pleasure it has been to work with all of you, this last past six years, staff and my colleagues. And I will carry it forward in years to come. People ask me why after only six years I am leaving the Senate. And pretty much it took me six years to get through high school. So, six years is good for me and I will miss you all. Thank you.

(The Chair recognized Senator Perkins Kwoka.)

SENATOR PERKINS KWOKA: Mister President, I just wanted to take the opportunity to thank a few people for this year. First and foremost, Mister Cam. You know Cam didn't sign up to have the first pregnant Senator and he didn't sign up to plan offices around potential pack and plays and he didn't sign up to have someone who was, you know a new mom and juggling a lot of stuff and so I just want to thank him for again this year holding it all together while I tried to you know have my first term in the Senate. So, I also want to thank Tammy because she has been a huge help to me this session getting through everything as a new mom and so I just want to recognize all the help you've given.

I'd like to thank Virginia from the Visitor's Office for making my family feel so special and having such a wonderful time here which I know you do for all of our students and for all of our visitors. And I want to thank OLS and in particular Courtney who got to deal with some of my really fun bills that I had to draft a couple times.

So, I think the staff here just does an incredible job and it's been such an honor to be back in this chamber with this body and to stand here and to debate the issues that affect the future in New Hampshire with you, to look each other in the eye, to agree and disagree and just to get to know this incredible team. And to our departing Senators, we will miss you, but Frenchie I hope you enjoy your next career as a meteorologist.

(The Chair recognized Senator Prentiss.)

SENATOR PRENTISS: Thank you, Mister President, and colleagues. I wanted to take this opportunity to recognize Jessica Bourque. Jessica had to support three different Senators. Senator Kahn, Senator Whitley, and myself. All with very different personalities, all with very different needs, and she was like a triage nurse. She was able to always look at what was needed to rise to the top of the pile and manage it and manage it with grace. And I know there were some moments where I in particular would be a little, maybe difficult and, but we talked about it. We always worked and we always worked it out because she's a professional. So, Jessica, thank you for taking care of all of us, thank you for taking care of me.

And before I sunset my comments, I'll miss you all this summer. I'll certainly miss the Senators that are you know are retiring or moving on, but I want to share just one quick story and it's a Frenchie special. I'm a brand new Senator, I come here to the chambers for the first time, we're in the middle of COVID and he says to me, best thing; snack room. And I never forgot it so thank you for that welcome. Jessica, you're the best. Thank you.

(The Chair recognized Senator Watters.)

SENATOR WATTERS: Thank you, Mister President. And first Mister President, I really want to thank you for your leadership and how much you love the Senate and you may not remember this but my first year, there was something I thought maybe I'd like to try to get done for Dover in the budget. And so I talked to Bob Odell and he said well look let's just go talk to Chuck you know he's Chair of Finance. We went into your office a little nervous, a newbie and explained the issue and you just turned to me and to Bob and said I think we can do something about that, and I've never forgotten that. That introduced me to the true spirit of the Senate.

I do want to say thanks for on Transportation. Peter, you kept the trains running. Sorry, Regina. And for in Energy, Daley kept the lights on. And as Senator Perkins Kwoka said, we got the best in Cam you know. And I just happen to know, we've got to cut this, we've got to keep this short because Cam has got the car running so he can get out there to Ohio to watch the U.S. Men's Team play. So, thank you, Cam.

(The Chair recognized Senator Avard.)

SENATOR AVARD: Thank you, Mister President. I want to recognize Tricia for all our support and for prayers, you know sometimes we call and say hey we need prayers and that's important. And I want to thank Daley for his stepping up to the plate. He had some really big shoes to fill, and he filled them, and he plays a mean guitar. I do love you all. I really do and I really appreciate you. That's it.

(The Chair recognized Senator Giuda.)

SENATOR GIUDA: Thank you, Mister President. I was dealt the unfortunate hand of having to shift gears in the middle of my term. Griffin abandoned us to become a bureaucrat. A move that I constantly remind him of. But he was replaced by a young man who was yet to graduate from high school but he's really doing well. Daley's done an outstanding job you know, and he showed up the day after I met him, he called in sick with COVID. It wasn't me. And so he started off really behind the eight ball but he really did a great job, and both with Energy and the work that I gave him, I'm sure that having survived me, he'll be ready for anyone else that may be elected in the Senate. Thank you, Daley.

(The Chair recognized Senator Whitley.)

SENATOR WHITLEY: Thank you, Mister President. I want to start off by thanking Marina and Jess in the Minority Office. They work incredibly long hours; they are always there when we need them for anything. In addition to their work, they're incredible friends to all of us and to me. They know when I need a pep talk as a new Senator, they know when I need a word of encouragement and I'm deeply grateful for both of them.

I also want to thank Tammy for her encouragement. Of course, we know the exemplary work that you and your office do every day. But your encouragement again to a freshman Senator. Your welcoming to us, how you made all of us freshmen Senators feel welcome during unprecedented times so I'm deeply grateful for you also.

And I want to thank Cam and Jenny for their excellent committee wrangling. They have really hard committees, and they do incredible work. I also want to thank Senator Bradley for showing me how a committee is run and Senator, my good friend Senator Carson who I sat next to every day. We developed a deep friendship and I'm grateful for her too.

I want to thank Senator Soucy for her leadership, for guiding us all in incredibly difficult times, for her expertise in so many areas, it's pretty amazing that all this expertise is in one person so thank you, Senator Soucy.

And last but not least, I want to thank my good friend Jessica Bourque. She knows when I need to take a deep breath. She know when to send me on a walk. She knows how I deeply love my binders and she's become a good friend and I couldn't live without her. So, thank you.

(The Chair recognized Senator Gray.)

SENATOR GRAY: Thank you, Mister President. As you look around the room, there's not one of you that I haven't interfaced with some way in this last year. I mean, you know, we've got the security that's keeping us safe, we've got the staffing here. You know, Sergeant of Arms is keeping us safe. We've got questions that go up to the staff you know for let's see, the last one I think I did was Belknap County and how the County Commissioner up there or the commissioners up there. I mean, OLS, even though the person that I used to deal with you know, decided to go off to some other place in the state, I mean they all stepped up, they did the thing, they worked nights, they worked tirelessly to try to do that you know and the rest of the staff and

certainly you know the two people that Senators interface with the most is their assistant, Shannon, you know she mothers me even though I don't want to be mothered. And Tricia wherever she is, I got one more thing for you to do, Tricia, and that's schedule the luncheon with the Election Law Committee so that, so we all can go out and celebrate at least and we were supposed to do that last year but COVID stopped us from doing it. I want to thank you all. I guess I'm the fifth man in Fiscal so I interface with a lot of people you know but we'll see what about that and thank you all.

(The Chair recognized Senator Soucy.)

SENATOR SOUCY: Thank you, Mister President. First let me start by thanking the folks in Room 120. They have an extraordinary task of dealing with me, juggling many things, and with Senator Rosenwald who's engaged in so many things here in the legislature. And even more importantly they host everyone coming in from the Democratic Caucus with various questions and ideas and thoughts and needs. I could not do this work without the amazing support we have. So, I want to thank both Jessica, Marina and most importantly, Jenn, who really keeps us on task.

I also do want to give a special shout out to IT. You know, back last session and in the beginning of this session, there were questions about whether or not we'd even be able to function. And whether it was committees, at times session, at times members who were sick, we wouldn't have been able to function without their support. So, I really want to thank the IT staff for really making it happen.

Of course, want to thank all of the support staff that we have here. In particular the Clerk's Office. Many people don't realize but everything that everybody else in this room does in their various departments, all goes through the central nervous system that is the Senate Clerk's Office. So, thank you, Tammy, thank you Annie, thank you to the whole staff of the Senate Clerk's Office and our Sergeant-At-Arms for making all of this happen.

Thanks of course to all my colleagues, love working with all of you. But I also want to give a special thanks to my friend, Senator Morse. We have done a lot together, with you as President, with me as President, we've been in different roles, but one thing I can always say, Chuck Morse is somebody that I can trust. Chuck Morse is a dear friend and no matter what happens after this election cycle, Senator, I will always value your friendship and your leadership in this chamber. So, thank you.

(The Chair recognized Senator Birdsell.)

SENATOR BIRDSSELL: Thank you, Mister President. First, I want to thank as the Chair of Transportation, I want to thank Peter for all the work he's done for us. He was a newbie in there. We kind of trained together because it had been almost a year since we met so we learned together, and he did a great job and I want to thank you for that.

And next I want to thank Marie. She has three totally different personalities that she's working with. I've been with her since 2014. I can't believe it's been eight years. We've been through a lot together. She managed, she keeps, she tries to keep us all on the straight and narrow and it doesn't always work. She allows us to vent without judgement and she has made, she is solely our success. So, she has been a great friend to me, has become a great friend and I will always thank you.

And finally, Senator Morse, I'd like to thank you for your leadership, your mentorship, and all the time you've spent. You've done a great job and I'll miss you.

(The Chair recognized Senator Carson.)

SENATOR CARSON: Thank you, Mister President. First off, I want to thank you. You have set such a high standard on what it means to be a Senate President. And I don't think you appreciate how much that has meant to all of us and especially to me. I've known you for well over thirty years and it's been an honor and a pleasure to serve with you. You have set such a standard for leadership and civility and how this chamber operates, that going forward, it's going to be hard to fill your shoes. And I want to thank you for that, for everything that you've done for us. I don't think you can comprehend at this point the impact that you've had on us and on me as with your example for leadership.

I'd also like to thank Tammy. She does a fabulous job as clerk as well as her staff, but I consider Tammy to be a good friend. And I can't say enough about all the work that you do.

Mister President, we couldn't do what we do all the other people here. I'll start with Mister Lehmann who's the Senate Attorney that I work with on Judiciary. Always available any time of the day or night answering questions, getting information, he does a fabulous job for us.

We have our staff, we have Grant, and we have Mark, again, two people that do a great job for us. They're always there answering questions, getting information, keeping us prepared and I hope they understand how valuable their work is to us to allow us to do what we do every day.

I'd like to give Jenny Horgan, I can't, I don't even know what to say. We could not have functioned in Judiciary over the past two years if it hadn't been for Jenny. As many of you know we just got hammered in Judiciary this year, and Jenny went above and beyond what I think we can ask anyone to do for us, and I want her to know how much we appreciate her and all the work she did for us.

Mister President, there is a group of people that we see in here quite a bit. And I'd just like to say, Mister Turner who works with the Clerk's Office, Morine who works upstairs in the Senate Majority Office and Virginia and Margaret. I don't think they understand how much their smiles mean to us. They're always smiling when we come in, and that has a huge impact, especially if you're dealing with very, very difficult issues. So, please keep smiling. We appreciate seeing you smile.

Mister President, I am going to miss Senator French. We have served together on Judiciary for quite a few years now and his laughter has, I can't tell you how important it is. The jokes, he alleviates very, sometimes very difficult subjects when the air tends to be pretty heavy and I'm going to miss him very, very much.

I'd like to thank the OLS staff. They've gone above and beyond this year, especially with Senate Judiciary with all the amendments, those late night amendments. We couldn't have functioned without them. So, thank you, thank you all very much.

Mister President, I'd like to take this last opportunity to thank all of my colleagues. You make it worth coming here every day. Everyone has ideas, and we get to debate in a respectful manner about issues that are important to our colleagues and important to this state. And I love the work that we do here, and hopefully if we're all reelected, we'll be here next term and we can get back to work for the people of the state of New Hampshire. Thank you, Mister President.

(The Chair recognized Senator Ward.)

SENATOR WARD: Thank you, Mister President. I want to give a shout out to Ava-Marisa Hawkes. She's been a great aide for the Education Committee. She's kept me on track, reminding me what needs to be done and how it should be done. So, I really appreciate your help, Marisa, Ava-Marisa.

The second goes to Marie, who has a letter written about something that I didn't know that I should write. To come in and say I have, this is what has happened, and this is your letter. You know, read it and then sign it, and it is so great to have competent people helping you out and working with you so I really appreciate that, Marie.

Clearly all my colleagues here, but probably the most one that I really appreciate and really honored to have had six years is you, Mister President. When I came here, I was honored to be in this room, to be with this group of people. But I've also come to realize the impact that you've had on all the people here, what you expect of us, and I really appreciate that and I really thank you very much.

(The Chair recognized Senator Reagan.)

SENATOR REAGAN: Since we are going to speak to everyone in the room, I didn't want to neglect the oldest and the newest members of the JLCAR staff. Thirty plus years, thirty plus days.

(The Chair recognized Senator Bradley.)

SENATOR BRADLEY: Thank you very much, Mister President. You know the most enjoyable part of the day for me is always saying good morning, Mister President. But I'll get to talking about you on another day, and we'll have fun doing it.

You know one of the things when I first got into this building that Doug Hall, there might be a few of us that remember Doug, Donna, Lou. He ran the first orientation that I was a part of and one thing that always stuck with me and I think you see it happening today. We have our disagreements, there's no question about it, we passionately advocate for the positions that we have. But his admonition to all of us in that early orientation that I went through is, make sure your disagreements are always agreeable. And we've done that and what we're doing right now proves it because we work together as a body even when we disagree, to try to do what's right for the people of New Hampshire, the people of this great state who are enjoying this beautiful day.

So, in my case, Cam, you're the best. As long as you're not driving out to Ohio to root for either the Miami Heat or any of the NBA Western Conference finalists, you're good to go.

Morine, you came on this winter and boy, have you done a great job for us, and I can't, I just hope that you will stay and continue to do the great work that you're doing. It's just been a pleasure to work with you. It always warms my day to come and you're just, you're just so wonderful and I know that you have to answer the phone and there are probably a lot of people that you know, giving us grief and you do such a great job. You're great.

Then there's Ava. I got the text at 6:00 a.m., Jeb, well you never call me Jeb, you should. But I get the text at 6:00 a.m. or sometimes 9:00 p.m., don't forget. It's like uh-oh. And you always keep me on track. I've been blessed with some just unbelievably good aides, Shannon, certainly can't say enough about you but boy Ava, you've done such a wonderful job keeping everything going well. Your competency is just unbelievable. I wouldn't be able to do half of what I do if it weren't for your good help. So, thank you very much.

PRESIDENT MORSE: Now, the only thing I would like to say today is you've blessed me with the presidency since 2013, except for a sabbatical where I certainly spent a few hours in Donna's office. She's right, I care about the presidency immensely. I couldn't have done the presidency without Shannon, without Deb, without Christy. You know it takes strong people behind you to make that operation click. But I just want to leave you with this because, beside your word is everything, which I probably said to everyone that has come into the Senate, it is truly about honor and respect. We can have differences, but the presidency doesn't have a difference about treating everyone with honor and respect and it certainly made a difference over the eight years I've served there, and it was no different the two years that Donna was there. We treated each other with the same respect she's always treated me with. It makes a difference in New Hampshire, and I think you understand that in this room and I think in the future, the challenges will be no less. This is probably the most difficult year I've ever seen. You know I joke about Kahn's speeches, but Bradley files enough bills to sink a ship. Those challenges are always going to be there. But the challenge of keeping the honor and respect in this building, don't ever let that down because it means so much to the staff behind you, that that's how you treat it. So, I thank you all for that I guess I'm going to make an executive decision here. The House is coming back at 1:15. We have cake downstairs for you. So, what I'm going to do is recess and have cake until 1:30 and then come back and close the session just in case the House needs our help in finishing something.

Recess. Out of recess.

MOTION TO ADJOURN FROM EARLY SESSION

Senator Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time.

Adopted. Adjournment from the Early Session.

LATE SESSION ANNOUNCEMENTS

(The Chair recognized Senator Prentiss.)

SENATOR PRENTISS: Mister President, Unanimous Consent. Thank you. May, I'd like to share with my colleagues that May is National Osteoporosis Month. Osteoporosis is extremely common. It causes fractures in one out of two women and one out of five men after age fifty. Just think about it; one out of two women. Women and men who have a fracture from a simple fall while slipping on ice or while hiking in our beautiful trails here in the Granite State, all have some form of Osteoporosis. If not diagnosed and treated these individuals have a much higher risk of second and third fractures. In New Hampshire, 9,000 women and men suffer. Nine thousand women and men suffer 10,400 fractures every year. The medical cost for patients with fractures in the following year and initial fractures is 221 percent higher and 31 percent of those with hip fractures do not survive. We can and should be doing better. Bone density screening matters and that is the message. Increasing our awareness that women at age sixty-five and men at age seventy have to do bone density testing, that we all need to take the suggested amount of calcium and vitamin D through life and that 100 percent of patients with falls from a standing height must receive recommended treatments would go a long way for decreasing human suffering as well as tremendous costs to our society at large. Thank you, colleagues. Thank you, Mister President.

(The Chair recognized Senator Birdsell.)

SENATOR BIRDSSELL: Thank you, Mister President. I just want to; I know I've been up here before and I've spoken about my father being a World War II Vet and in Korea. And his company was one of the first ones to release the prisoners in Dachau. But one of the things he always taught us or didn't teach us but the old, as

of 1970 beyond he would always get angry because his birthday was May 30th, and it was always Memorial Day, so he always had his birthday off. So, this year for once, Monday is Memorial Day, and it's May 30th. And I just want to wish him a heavenly happy birthday. Thank you, Mister President.

(The Chair recognized Senator D'Allesandro.)

SENATOR D'ALLESANDRO: I'll be very brief. Tomorrow is my sixty-first wedding anniversary. So, I really want to congratulate my wife for putting up with me for all these years, yes, she is a saint, for all of these years and obviously be very thankful for all of the good things that have happened to me. So, thank you, Mister President.

(The Chair recognized Senator Giuda.)

SENATOR GIUDA: Mister President, I rise to a point of Personal Privilege. To everything there is a season and a time for every matter under heaven. A time to be born and a time to die. A time to plant and a time to pluck up what is planted. A time to kill and a time to heal. A time to break down and a time to build up. A time to weep and a time to laugh. A time to mourn and a time to dance. A time to cast away stones and a time to gather stones together. A time to embrace and a time to refrain from embracing. A time to seek and a time to lose. A time to keep and a time to cast away. A time to rend and a time to sew. A time to keep silence and a time to speak. A time to love and a time to hate. A time for war and a time for peace. What time, or what gain has the worker from his toil.

We gave a lot of credit to the staff, totally deserved. There are three members of the staff that I have run into, occasionally on the nights when I slept over here when my wife was in critical condition. I actually slept in my Senate office. Donna Jones. I don't know how many of you know Donna. She's the quiet nondescript lady in the gray t-shirt that sweeps the floors and cleans the toilets every night. Kevin Chalbeck, the fellow that cleans my office in the office and carries out the trash, okay, and Angelo Cartagena who works in operations. These are the people that we don't see that make this place what it is so that we can come here and do the work of our people.

In this chamber, we weave the fabric on which the painting of our society is performed. We build the framework and the structure for the lives of our people, their families, and our businesses. It is such an incredible privilege to do that. I thank the people of Senate District 2 who for six years entrusted me with shaping the future of this state, their families, their children, okay.

I am grateful to you, Senator Morse. As a very, very incredible leader who took issues that were terribly contentious and hard fought, and at the end of the day, respected the honor and integrity of this body. I thank you.

Our constitution talks about morality and piety. Those are values that I fear are in decreasing supply in the population we serve. We hear a great deal about rights and entitlements, we don't hear so much about the social contract that each of us and each of the citizens of this state, okay, engage in by virtue of living here. In that social contract we state in our constitution that each of us gives up some of our rights for the benefit of all, and we as a body, get to draw the line between liberty and public power, between individual freedom and public safety. And as no one knows better than any of us here, that line is in flux with federal policies that mandate things that are anathema to some of our people, and yet are welcomed by others. Our job in find the right answer and finding that line, which is ever in flux, between the powers of government and the liberty of our people is never ending and I am honored to have had a chance to place my hand to that task.

We need to be careful of distinguishing between tolerance and accommodation. Evil does exist. It is real, we see it, we see it in the Ukraine, we see it here in our country. We see murder, we see rape, we see arson, we see all of these things. Evil exists and our police are the line that divides civilized living from the carnage of anarchy. I thank our police officers and our first responders for all that they do.

We have to be careful to distinguish between liberty and license, the distinction between freedom and hedonism, our people need that leadership. It's up to us to provide it and as based on the U.S. Constitution, those rights are not ordained by government, they are ordained by the almighty and we risk a great deal if we don't respect that.

I'm honored and privileged to have served under your leadership. I'm honored and privileged to have served with each and every one of you, the staff members. As I bid farewell to this august body, I wish you the very, very best and Godspeed to every one of you. Thank you, Mister President.

Without objection, all Personal Privileges and Unanimous Consent shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17). Adopted.

MOTION TO RECESS TO CALL OF THE CHAIR

Senator Bradley moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of sending and receiving messages, and processing enrolled bill reports and amendments and when we recess, we recess to the Call of the Chair.

Adopted. The Senate is in recess to the Call of the Chair.

SENATE CLERK'S NOTE

The information below reflects the work that was processed in recess May 26, 2022.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled House Bill(s):

HB 103-FN, establishing a dental benefit under the state Medicaid program.

HB 230, (New Title) relative to child day care monitoring visits and the appeals process for child day care providers.

HB 355, relative to Keno.

HB 1011-FN, (New Title) relative to criminal mischief.

HB 1066-FN, (Second New Title) requiring the commissioner of the department of environmental services to prepare a plan relative to cyanobacterial blooms in New Hampshire.

HB 1106, (Second New Title) establishing a commission to study recruiting members of the armed forces and the commission on demographic trends.

HB 1109, (Second New Title) relative to the authority of a city or town to limit the use or operation of an OHRV on certain ways.

HB 1130-FN, (New Title) relative to restroom access for persons with certain medical conditions and relative to the procedure for obtaining a marriage license.

HB 1221-FN, (Third New Title) relative to the rate of the business profits tax, and relative to payment by the state to political subdivisions of an amount equal to a portion of retirement system contributions of political subdivision employers.

HB 1256-FN, (Second New Title) relative to positions within the department of military affairs and veterans services, making an appropriation to the state regenerative manufacturing workforce development fund, and adjusting and making an appropriation relative to the medicaid reimbursement rates for ambulance services.

HB 1293, (New Title) relative to the design of sewage or waste disposal systems for a person's own domicile, and relative to water well and sewage or waste disposal systems.

HB 1299, relative to the process for the importation of wildlife and creating an appeal process for denials of permits.

HB 1397, (Second New Title) relative to the length of terms for Rockingham county officers and relative to the Gunstock area commission.

HB 1421-FN, relative to lead in school drinking water.

HB 1439, (New Title) relative to health care facility visitation policies.

HB 1466, relative to the off-label use of prescription drugs and relative to pharmacy prescriptions.

HB 1487, relative to the procedure for withdrawal from the vaccine registry.

HB 1503-FN, (Third New Title) adopting the Uniform Commercial Code relative to controllable electronic records, relative to exempting the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws and establishing state procurement policies intended to promote the use of American materials.

HB 1547-FN, (New Title) relative to per fluorinated chemical remediation in soil and procedures for certain hazardous waste generators.

HB 1567-FN, (New Title) relative to consequences resulting from election official misconduct.

HB 1627-FN-A, (Second New Title) establishing an education freedom account program administrator in the department of education and making an appropriation therefor.

HB 1661-FN-LOCAL, (Sixth New Title) relative to regional career technical education agreements, an appropriation for preliminary work for a new legislative parking garage, health and human services, establishing an extraordinary need grant for schools, the release of a defendant pending trial, training and procedures for zoning and planning boards, and financial investments and incentives for affordable housing development.

HB 2022, relative to the 10-year transportation plan.

HOUSE MESSAGE

The House of Representatives refuses to adopt the recommendation of the Committee of Conference to which was referred the following entitled Bill:

HB 1333-FN, (New Title) relative to the definition of a “way” for the purposes of driving under the influence of drugs or liquor and administrative license suspensions.

HB 1431-FN-LOCAL, establishing the parental bill of rights.

June 1, 2022
2022-2099-EBA
07/10

Enrolled Bill Amendment to SB 229

The Committee on Enrolled Bills to which was referred SB 229

AN ACT relative to pharmacist administration of vaccines.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 229

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 229

Amend section 1 of the bill by replacing line 2 with the following:

318:16-b Pharmacist Administration of Vaccines. A pharmacist, pharmacy intern, [or] licensed advanced pharmacy technician, ***or certified***

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 31, 2022
2022-2095-EBA
07/04

Enrolled Bill Amendment to SB 275

The Committee on Enrolled Bills to which was referred SB 275

AN ACT relative to the opioid abatement trust fund.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 275

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to SB 275

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

AN ACT relative to the opioid abatement trust fund and advisory commission.

Amend section 2 of the bill by replacing lines 1 and 2 with the following:

2 New Hampshire Opioid Abatement Advisory Commission; Membership. Amend RSA 126-A:85, II(k) to read as follows:

Senator Morse moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 15, 2022
2022-2124-EBA
08/05

Enrolled Bill Amendment to SB 302-FN

The Committee on Enrolled Bills to which was referred SB 302-FN

AN ACT establishing the personal privacy protection act.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 302-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 302-FN

Amend RSA 91-C:1, II(b) as inserted by section 1 of the bill by replacing line 5 with the following:
the public agency or public body;

Amend RSA 91-C:1, II(c) as inserted by section 1 of the bill by replacing line 3 with the following:
501(c) of the Internal Revenue Code to which it has provided financial or nonfinancial support; or
Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 1, 2022
2022-2097-EBA
07/05

Enrolled Bill Amendment to SB 309

The Committee on Enrolled Bills to which was referred SB 309

AN ACT authorizing certain organizations to issue decal plates.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 309

This enrolled bill amendment rennumbers an RSA paragraph to avoid a conflict.

Enrolled Bill Amendment to SB 309

Amend section 1 of the bill by replacing lines 2 and 3 with the following:
inserting after paragraph XVIII the following new paragraph:

XIX. The New Hampshire Towing Association.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 31, 2022
2022-2096-EBA
05/04

Enrolled Bill Amendment to SB 330-FN

The Committee on Enrolled Bills to which was referred SB 330-FN

AN ACT establishing a committee to study and make recommendations relative to the office of professional licensure and certification and the licensure of professions under boards, councils, and commissions within the office and relative to the expiration of terms of the board of foresters members.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 330-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 330-FN

Amend RSA 310-A:100, III as inserted by section 3 of the bill by replacing line 2 with the following:

appointed [~~member's term~~] **members' terms** may expire in any one calendar year. Appointments for terms of less than

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 24, 2022
2022-2090-EBA
12/08

Enrolled Bill Amendment to SB 336

The Committee on Enrolled Bills to which was referred SB 336

AN ACT relative to family mediator interns.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 336

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 336

Amend section 4 of the bill by replacing line 1 with the following:

4 Family Mediators; Confidentiality of Information; Qualified Interns Included. Amend the introductory paragraph of RSA

Amend section 7 of the bill by replacing line 3 with the following:

III. The board may adopt rules for qualified interns pursuant to RSA 541-A, relative to
Senator Morse moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 3, 2022
2022-2101-EBA
09/08

Enrolled Bill Amendment to SB 364

The Committee on Enrolled Bills to which was referred SB 364

AN ACT relative to the use of electronic poll books.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 364

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 364

Amend RSA 652:27 as inserted by section 1 of the bill by replacing line 1 with the following:

1 Elections; Electronic Poll Books; Backup Checklist. Amend RSA 652:27, I to read as follows:

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 25, 2022
2022-2092-EBA
07/05

Enrolled Bill Amendment to SB 379-FN

The Committee on Enrolled Bills to which was referred SB 379-FN

AN ACT establishing the solid waste management fund and grant program.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 379-FN

This enrolled bill amendment makes two grammatical corrections.

Enrolled Bill Amendment to SB 379-FN

Amend RSA 149-R:4, II as inserted by section 1 of the bill by replacing line 1 with the following:

II. The fund may be used to hire consultants or contractors, or to pay other necessary expenses

Amend RSA 149-R:6 as inserted by section 1 of the bill by replacing line 1 with the following:

149-R:6 Biennial Report. The department shall include in its biennial report required under
Senator Morse moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 26, 2022
2022-2094-EBA
04/05

Enrolled Bill Amendment to SB 389-FN

The Committee on Enrolled Bills to which was referred SB 389-FN

AN ACT defining mobile service garages and relative to state vehicle inspections.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 389-FN

This enrolled bill amendment rennumbers an RSA section to avoid a conflict.

Enrolled Bill Amendment to SB 389-FN

Amend section 1 of the bill by replacing lines 1-3 with the following:

1 New Section; Motor Vehicles; Definitions; Mobile Service Garage. Amend RSA 259 by inserting after section 56-a the following new section:

259:56-b Mobile Service Garage. "Mobile service garage" shall mean a vehicle, whether
Senator Morse moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 2, 2022
2022-2100-EBA
04/10

Enrolled Bill Amendment to SB 397

The Committee on Enrolled Bills to which was referred SB 397

AN ACT relative to the mental health counseling compact and the interstate compact for the placement of children.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 397

This enrolled bill amendment makes a correction in the title of the bill.

Enrolled Bill Amendment to SB 397

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

AN ACT relative to the mental health counseling compact and the interstate compact on the placement of children.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 14, 2022
2022-2122-EBA
07/08

Enrolled Bill Amendment to SB 401-FN

The Committee on Enrolled Bills to which was referred SB 401-FN

AN ACT making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, permitting the department of transportation to operate dash cameras in fleet vehicles, and relative to the duration of unemployment benefits.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 401-FN

This enrolled bill amendment amends the title of the bill to reflect its contents.

Enrolled Bill Amendment to SB 401-FN

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

AN ACT making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, and permitting the department of transportation to operate dash cameras in fleet vehicles.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 13, 2022
2022-2119-EBA
05/08

Enrolled Bill Amendment to SB 420-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred SB 420-FN-A-LOCAL

AN ACT establishing an extraordinary need grant for schools and relative to eligibility for the education tax credit.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 420-FN-A-LOCAL

This enrolled bill amendment amends the title of the bill to reflect its contents.

Enrolled Bill Amendment to SB 420-FN-A-LOCAL

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

AN ACT establishing an extraordinary need grant for schools.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 1, 2022
2022-2098-EBA
10/08

Enrolled Bill Amendment to SB 424-FN

The Committee on Enrolled Bills to which was referred SB 424-FN

AN ACT relative to renewable energy and natural gas.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 424-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 424-FN

Amend RSA 362-I:1, II as inserted by section 2 of the bill by replacing line 1 with the following:

II. "Biomass gasification" means a technology that uses a controlled process involving heat,

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

May 26, 2022
2022-2093-EBA
10/12

Enrolled Bill Amendment to SB 444-FN

The Committee on Enrolled Bills to which was referred SB 444-FN

AN ACT relative to childhood adverse experiences treatment and prevention.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 444-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 444-FN

Amend section 8 of the bill by replacing line 4 with the following:

in RSA 167:3-1, IV as inserted by section 7 of this act. Of this amount, the governor shall determine if any remaining discretionary

Senator Morse moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 6, 2022
2022-2104-EBA
05/08

Enrolled Bill Amendment to SB 459-FN

The Committee on Enrolled Bills to which was referred SB 459-FN

AN ACT relative to a health care facility workplace violence prevention program.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 459-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 459-FN

Amend RSA 151-J:5, III as inserted by section 2 of the bill by replacing line 2 with the following:

health care workplace safety commission and the health care quality and patient safety commission

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 10, 2022
2022-2114-EBA
07/04

Enrolled Bill Amendment to HB 169

The Committee on Enrolled Bills to which was referred HB 169

AN ACT establishing a commission to study the removal of unused utility poles following the transition of equipment, lines, and cables to new utility poles.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 169

This enrolled bill amendment makes two technical corrections to the bill.

Enrolled Bill Amendment to HB 169

Amend paragraph V of section 1 of the bill by replacing line 2 with the following:

proposed legislation on or before December 1, 2022 to the speaker of the house of representatives,

Amend section 3 of the bill by replacing paragraph I with the following:

I. Section 2 of this act shall take effect December 1, 2022.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 15, 2022
2022-2127-EBA
07/05

Enrolled Bill Amendment to HB 591-FN

The Committee on Enrolled Bills to which was referred HB 591-FN

AN ACT relative to certain liquor license fees.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 591-FN

This enrolled bill amendment makes a technical correction to incorporate a change to the law made in 2019, 346:118.

Enrolled Bill Amendment to HB 591-FN

Amend RSA 178:19-a, I as inserted by section 5 of the bill by replacing line 2 with the following:

retail sales and distribution of tobacco products [or] **including** e-cigarettes in this state. Each retail

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 9, 2022
2022-2113-EBA
09/04

Enrolled Bill Amendment to HB 1021

The Committee on Enrolled Bills to which was referred HB 1021

AN ACT prohibiting certain zoning regulation of land or structures used primarily for religious purposes.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1021

This enrolled bill amendment rennumbers the inserted new subdivision to avoid a conflict.

Enrolled Bill Amendment to HB 1021

Amend section 1 of the bill by replacing lines 1-4 with the following:

1 New Subdivision; Religious Use of Land and Structures. Amend RSA 674 by inserting after section 75 the following new subdivision:

Religious Use of Land and Structures

674:76 Religious Use of Land and Structures. No zoning ordinance or site plan review

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 15, 2022

2022-2123-EBA

10/07

Enrolled Bill Amendment to HB 1148

The Committee on Enrolled Bills to which was referred HB 1148

AN ACT relative to prohibiting government entities subordinate to the state from restricting the types of fuel sources that may be used for energy.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1148

This enrolled bill amendment corrects the title of the bill to reflect its contents.

Enrolled Bill Amendment to HB 1148

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

AN ACT relative to a report on the authority of government entities subordinate to the state to restrict the types of fuel sources that may be used for energy.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 13, 2022

2022-2118-EBA

10/04

Enrolled Bill Amendment to HB 1186

The Committee on Enrolled Bills to which was referred HB 1186

AN ACT relative to companion animals during a declared state of emergency.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1186

This enrolled bill amendment inserts a renumbering contingency to avoid duplicate numbering.

Enrolled Bill Amendment to HB 1186

Amend the bill by inserting after section 1 the following new section and renumbering the original section 2 to read as 3:

2 Contingency; HB1022. If HB 1022 of the 2022 regular legislative session becomes law, then RSA 126-A:98 as inserted by section 1 of this act shall be renumbered as RSA 126-A:99.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 16, 2022
2022-2129-EBA
05/10

Enrolled Bill Amendment to HB 1256-FN

The Committee on Enrolled Bills to which was referred HB 1256-FN

AN ACT relative to positions within the department of military affairs and veterans services, making an appropriation to the state regenerative manufacturing workforce development fund, and adjusting and making an appropriation relative to the medicaid reimbursement rates for ambulance services.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1256-FN

This enrolled bill amendment makes grammatical and technical corrections.

Enrolled Bill Amendment to HB 1256-FN

Amend RSA 110-B:76, I as inserted by section 2 of the bill by replacing line 2 with the following:

state veterans cemetery, and utilize knowledge of cemetery operations and interpersonal

Amend RSA 110-B:76, IX and X as inserted by section 2 of the bill by replacing them with the following:

IX. Serve as liaison to the New Hampshire Veterans Cemetery Association, Inc. and various committees and boards, and interact with senior legislators and heads of state veterans organizations.

X. Participate in community outreach by attending various military and veteran related functions and/or meetings around the state.

Amend section 3 of the bill by replacing lines 1-3 with the following:

3 Director of the State Veterans Cemetery; Salary.

Amend section 6 of the bill by replacing lines 1-3 with the following:

6 Division of Community Based Military Programs; Director; Salary.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 15, 2022
2022-2126-EBA
07/05

Enrolled Bill Amendment to HB 1258

The Committee on Enrolled Bills to which was referred HB 1258

AN ACT relative to the implementation of the department of energy and relative to the definition of "municipal host" for purposes of limited electrical energy producers.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1258

This enrolled bill amendment makes technical corrections to the bill to integrate changes to the law made by HB 1270 (2022, 137).

Enrolled Bill Amendment to HB 1258

Amend RSA 125-O:21, VI as inserted by section 8 of the bill by replacing lines 1-5 with the following:

VI. The department of environmental services and the department of energy shall report on an annual basis to the air pollution advisory committee under RSA 125-J:11, the ***chair of the*** house science, technology, and energy committee, and the ***chair of the*** senate energy and natural resources committee on the status of the implementation of RGGI in New

Amend the bill by inserting after section 34 the following and renumbering the original section 35 to read as 36:

35 Nullification; Duplicity from HB 1270 (2022, 137). Section 29 of this act shall not take effect.

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 14, 2022
2022-2120-EBA
04/08

Enrolled Bill Amendment to HB 1269

The Committee on Enrolled Bills to which was referred HB 1269

AN ACT relative to certain legislative study committees.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1269

This enrolled bill amendment incorporates the current version of RSA 141-C:27, IV, which became law in HB1045 of the 2022 regular legislative session.

Enrolled Bill Amendment to HB 1269

Amend RSA 141-C:27, IV, as inserted by section 18 of the bill, by replacing line 3 with the following:

of the committee. The committee shall meet initially within 90 days of the effective date of this

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 3, 2022
2022-2103-EBA
05/08

Enrolled Bill Amendment to HB 1311

The Committee on Enrolled Bills to which was referred HB 1311

AN ACT prohibiting persons charged with or convicted of certain assault or controlled drug possession violations from employment in a public school or being granted teaching credentials.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1311

This enrolled bill amendment makes a grammatical correction and incorporates a statutory change made by HB 1234 (2022,36).

Enrolled Bill Amendment to HB 1311

Amend RSA 189:13-c, V as inserted by section 2 of the bill by replacing lines 2-4 with the following:

attempted violation of ***RSA 318-B:2 for possession of a controlled drug with the intent to sell, felony level, within the last 10 years***, RSA 630:1; 630:1-a; 630:1-b; 630:2; ***631:1***; 632-A:2; 632-A:3; 632-A:4; 633:1; 633:7; 639:2; 639:3; 645:1, II or III; 645:2; 649-A:3; 649-A:3-a; 649-A:3-b; 649-B:3; or 649-

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 3, 2022
2022-2102-EBA
07/10

Enrolled Bill Amendment to HB 1335-FN

The Committee on Enrolled Bills to which was referred HB 1335-FN

AN ACT relative to the parole board and the procedure for medical parole of prisoners.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1335-FN

This enrolled bill amendment makes a technical correction to the bill.

Enrolled Bill Amendment to HB 1335-FN

Amend section 2 of the bill by deleting line 2.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 16, 2022
2022-2128-EBA
10/07

Enrolled Bill Amendment to HB 1421-FN

The Committee on Enrolled Bills to which was referred HB 1421-FN

AN ACT relative to lead in school drinking water.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1421-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 1421-FN

Amend RSA 485:17-a, III(a) as inserted by section 1 of the bill by replacing line 3 with the following:
facilities opening after the effective date of this section, sampling rounds shall be completed a

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 14, 2022
2022-2121-EBA
08/04

Enrolled Bill Amendment to HB 1439

The Committee on Enrolled Bills to which was referred HB 1439

AN ACT relative to health care facility visitation policies.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1439

This enrolled bill amendment resolves a conflict with HB 1003 of the 2022 regular session of the general court.

Enrolled Bill Amendment to HB 1439

Amend section 2 of the bill by replacing lines 1-4 with the following:

2 New Paragraph; Residential Care and Health Facility Licensing; Patients' Bill of Rights; Visitation Policies. Amend RSA 151:21 by inserting after paragraph XXII the following new paragraph:

XXIII.(a) In addition to the rights specified in paragraph XVIII, the patient shall be entitled

Senator Bradley moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 8, 2022
2022-2109-EBA
04/05

Enrolled Bill Amendment to HB 1454-FN

The Committee on Enrolled Bills to which was referred HB 1454-FN

AN ACT relative to permits for the siting of new landfills.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1454-FN

This enrolled bill amendment rennumbers a paragraph to avoid a conflict with SB 396-FN of the 2022 regular legislative session.

Enrolled Bill Amendment to HB 1454-FN

Amend section 2 of the bill by replacing lines 1-3 with the following:

2 New Paragraph; Landfill Permits; Groundwater Protection. Amend RSA 149-M:9 by inserting after paragraph XV the following new paragraph:

XVI.(a) The department shall establish a site-specific setback distance for any proposed new
Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 8, 2022
2022-2110-EBA
09/08

Enrolled Bill Amendment to HB 1455

The Committee on Enrolled Bills to which was referred HB 1455

AN ACT relative to state enforcement of federal vaccination mandates.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1455

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1455

Amend 275-H:2 as inserted by section 1 of the bill, by replacing it with the following:

275-I:2 Severability. If any provision of this chapter or any application of such provision to any
Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 6, 2022
2022-2105-EBA
10/05

Enrolled Bill Amendment to HB 1467-FN

The Committee on Enrolled Bills to which was referred HB 1467-FN

AN ACT relative to recounts of state representative races during a general election.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1467-FN

This enrolled bill amendment inserts a contingency to renumber an RSA section.

Enrolled Bill Amendment to HB 1467-FN

Amend the bill by inserting after section 1 the following new section and renumbering the original section 2 to read as 3.

2 Contingency; Renumbering. If SB 418-FN of the 2022 regular legislative session becomes law, then RSA 660:17-a as inserted by section 1 of this act shall be renumbered as RSA 660:17-b.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 15, 2022
2022-2125-EBA
04/10

Enrolled Bill Amendment to HB 1503-FN

The Committee on Enrolled Bills to which was referred HB 1503-FN

AN ACT adopting the Uniform Commercial Code relative to controllable electronic records, relative to exempting the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws and establishing state procurement policies intended to promote the use of American materials.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1503-FN

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to HB 1503-FN

Amend section 66 of the bill by replacing line 3 with the following:

382-A:9-314A Perfection by Possession and Control of Chattel Paper.

Amend section 79 of the bill by deleting line 3.

Amend section 81 of the bill by replacing lines 1-3 with the following:

81 New Articles; Uniform Commercial Code; Article 12 and 13; Controllable Electronic Records; Transition Provisions. Amend RSA 382-A by inserting after Article 9 the following new Articles:

Senator Soucy moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 8, 2022
2022-2108-EBA
08/10

Enrolled Bill Amendment to HB 1526-FN

The Committee on Enrolled Bills to which was referred HB 1526-FN

AN ACT relative to income eligibility for in and out medical assistance.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1526-FN

This enrolled bill amendment corrects the title of the bill and makes a technical correction to RSA numbering.

Enrolled Bill Amendment to HB 1526-FN

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

AN ACT relative to income eligibility for in and out medical assistance and relative to the executive committee for the mental health counseling compact.

Amend RSA 330-D:8, IV as inserted by section 3 of the bill by replacing lines 8 through 12 with the following: counselor organizations to be selected by their respective organizations; and

(3) The commission may remove any member of the executive committee as provided in the bylaws;

(c) Meet at least annually; and

(d) Have the following duties and responsibilities:

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 16, 2022
2022-2130-EBA
09/10

Enrolled Bill Amendment to HB 1547-FN

The Committee on Enrolled Bills to which was referred HB 1547-FN

AN ACT relative to per fluorinated chemical remediation in soil and procedures for certain hazardous waste generators.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1547-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1547-FN

Amend RSA 485-H:11 I, as inserted by section 8 of the bill, by replacing line 5 with the following:

provided for in rebate programs established by the department under RSA 485-H:3, II-a.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 21, 2022
2022-2132-EBA
08/07

Enrolled Bill Amendment to HB 1567-FN

The Committee on Enrolled Bills to which was referred HB 1567-FN

AN ACT relative to consequences resulting from election official misconduct.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1567-FN

This enrolled bill amendment makes a provision for a conflict with 2022, SB 405.

Enrolled Bill Amendment to HB 1567-FN

Amend the bill by replacing section 1 of the bill with the following:

1 Provisions for Purity of Elections; Official Misconduct; Consequences. Amend RSA 666:3 to read as follows:
666:3 Official Misconduct.

I.(a) Any public officer upon whom a duty relating to elections is imposed who shall knowingly fail to perform such duty or who shall knowingly perform it in such a way as to hinder the objects thereof shall be guilty of a misdemeanor if no other penalty is provided by law.

(b) The attorney general shall investigate misconduct by an election official. If an election official is convicted, the attorney general shall remove the official's right to vote in accordance with part I, article 11 of the New Hampshire constitution.

II.(a) Any public officer upon whom a duty relating to elections is imposed who shall negligently fail to perform such duty or who shall negligently perform it in such a way as to hinder the objects thereof, as found pursuant to RSA 666:2, shall cause the county, city, town, school district, village district, or other political subdivision, where such conduct occurred to be subject to a civil penalty of not less than \$250 nor more than \$1000 for each act.

(b) Prior to the imposition of a civil penalty under subparagraph (a), the attorney general shall notify the county, city, town, school district, village district, or other political subdivision of the state's intention to seek such penalty. The notice of intent to seek a civil penalty shall include notice of the opportunity to respond, within 45 days, as to why the penalty shall not be imposed. The attorney general is authorized to negotiate and settle with such county, city, town, school district, village district, or other political subdivision without court action, provided that any civil penalty paid as settlement shall be paid to the attorney general for deposit into the general fund.

(c) If the county, city, town, school district, village district, or other political subdivision disputes the final determination of the attorney general, that political subdivision may appeal the attorney general's penalty assessment to the superior court.

III. The attorney general shall notify the county, city, town, school district, village district, or other political subdivision that is subject to this section of the state's intention to seek a civil penalty, and of the ability to negotiate with and to settle with such county, city, town, school district, village district, or other political subdivision without court action, provided that any civil penalty paid as settlement shall be paid to the attorney general for deposit into the general fund.

IV. If an entity is subject to a civil penalty under this section, the entity shall also be subject to the payment of restitution damages.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 8, 2022
2022-2115-EBA
08/04

Enrolled Bill Amendment to HB 1599-FN

The Committee on Enrolled Bills to which was referred HB 1599-FN

AN ACT relative to customer generators who sell renewable energy certificates.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1599-FN

This enrolled bill amendment rennumbers an RSA section to avoid a conflict with SB 262 of the 2022 regular legislative session.

Enrolled Bill Amendment to HB 1599-FN

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

2 Contingency. If SB 262 of the 2022 regular session becomes law, RSA 362-A:9, XXII as inserted by section 1 of this act shall be renumbered to read as RSA 362-A:9, XXIII.

Senator Avard moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 9, 2022
2022-2112-EBA
08/05

Enrolled Bill Amendment to HB 1653-FN

The Committee on Enrolled Bills to which was referred HB 1653-FN

AN ACT relative to educational and employment opportunities and protections for military families and their dependents and relative to temporary licenses for emergency and advanced emergency care providers.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1653-FN

This enrolled bill amendment rennumbers an RSA section to resolve a conflict with 2022, SB 330.

Enrolled Bill Amendment to HB 1653-FN

Amend the bill by inserting after section 10 the following and renumbering the original section 11 to read as 12:

11 Contingency. If SB 330 of the 2022 regular session becomes law, RSA 310-A:1-o as inserted by section 8 of this act shall be renumbered to RSA 310-A:1-p.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 8, 2022
2022-2111-EBA
07/04

Enrolled Bill Amendment to HB 1661-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 1661-FN-LOCAL

AN ACT relative to regional career technical education agreements, an appropriation for preliminary work for a new legislative parking garage, health and human services, establishing an extraordinary need grant for schools, the release of a defendant pending trial, training and procedures for zoning and planning boards, and financial investments and incentives for affordable housing development.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1661-FN-LOCAL

This enrolled bill amendment amends the title of the bill to reflect its contents and makes a number of technical corrections to the bill.

Enrolled Bill Amendment to HB 1661-FN-LOCAL

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

AN ACT relative to regional career technical education agreements, an appropriation for preliminary work for a new legislative parking garage, health and human services, establishing an extraordinary need grant for schools, training and procedures for zoning and planning boards, and financial investments and incentives for affordable housing development.

Amend section 9 of the bill by replacing line 8 with the following:

eligible individuals shall be done in a transparent manner accessible by any interested party in the

Amend paragraph V of section 9 of the bill by replacing line 5 with the following:

established in RSA 126-A:13, and the fiscal committee of the general court. The report shall include

Amend section 15 of the bill by replacing lines 1-3 with the following:

15 New Subparagraph; Residential Care and Child-Placing Agency Licensing; Definition. Amend RSA 170-E:25, II by inserting after subparagraph (d) the following new subparagraph:

(e)(1) "Kinship care home" means a type of foster home in which an individual or

Amend section 15 of the bill by replacing line 7 with the following:

(2) Notwithstanding the limit of 6 children under subparagraph (e)(1), if the kinship

Senator Soucy moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 10, 2022
2022-2117-EBA
04/08

Enrolled Bill Amendment to HB 1681-FN

The Committee on Enrolled Bills to which was referred HB 1681-FN

AN ACT relative to the state building code and the state fire code.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1681-FN

This enrolled bill amendment adds a contingency to merge changes to the law if SB443-FN of the 2022 regular legislative session becomes law, and makes other technical corrections to the bill.

Enrolled Bill Amendment to HB 1681-FN

Amend section 2 of the bill by replacing line 8 with the following:

National Fire Protection Association, Inc., as [amended] ***reviewed and recommended*** by the

Amend section 3 of the bill by replacing line 1 with the following:

3 New Hampshire Building Code; Definition of Structure. Amend RSA 155-A:1, VI to read as

Amend the bill by replacing all after section 10 with the following:

11 State Building Code Review Board. RSA 155-A:10, IV is repealed and reenacted to read as follows:

IV. The board shall meet to review and assess the application of the state building code and shall recommend legislation, as the board deems necessary, to amend the requirements of the state building code in order to provide consistency with the application of other laws, rules, or regulations, to avoid undue economic impacts on the public by considering the cost of such amendments, and to promote public safety and best practices.

(a) The board shall review a newer version of a code that has been published for 2 years, and shall provide a summary of all significant changes, cost estimates of these changes, and documentation of the need for the change in any recommended legislation.

(b) Statewide amendments to the state building code shall be reviewed and approved by the board, then submitted annually to the legislature for ratification by the adoption of appropriate legislation before they become effective.

(c) Municipal amendments: municipalities shall submit proposed amendments to the state building code to the board for review and confirmation prior to adoption. Municipalities may submit proposed language to the board for an advisory opinion at any time. Cities shall submit the final proposed building code amendment no later than 90 days before final adoption. Towns shall submit the final proposed building code amendment no later than 10 days after the conclusion of the final public hearing. Municipal submissions shall include the final text for each amendment. The board shall act to review and confirm proposed municipal amendments within 90 days of submission for cities, and 45 days for towns. Failure of the board to act within these timeframes shall constitute a confirmation of the municipal amendment. The board's review shall be limited to a confirmation that the local amendment does not establish requirements conflicting with, or less stringent than, the requirements of the state building code, and to verify with the state fire marshal that there is no conflict with the fire code.

(d) Once an amendment is approved by the legislative body, the municipality shall submit documentation to the building code review board within 30 days, pursuant to subparagraph (c), that the public hearing was properly noticed and held, and that the provision was adopted by the local legislative body.

(e) The board may hear appeals of final decisions of any local building code board of appeals established under RSA 674, provided that the appeal shall be based on a claim that the intent of the code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of the code do not fully apply, or there is an alternative construction. The board shall not have authority to waive or grant variances to requirements of the code.

(f) Amendments adopted by municipalities, submitted to the board under the provisions of RSA 674:51, II, and confirmed by the board, shall be published by the board after notification of adoption is received from the municipality.

12 Contingency. If SB 443-FN of the 2022 regular legislative session becomes law, then section 11 of this act shall take effect on January 1, 2023 at 12:01 a.m., and section 8 of this act shall not take effect. If SB 443-FN does not become law, then section 8 of this act shall take effect as provided in section 13 of this act, and section 11 of this act shall not take effect.

13 Effective Date.

I. Section 11 of this act shall take effect as provided in section 12 of this act.

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

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 10, 2022
2022-2116-EBA
10/05

Enrolled Bill Amendment to HB 1682-FN-A

The Committee on Enrolled Bills to which was referred HB 1682-FN-A

AN ACT establishing the law enforcement conduct review committee in the New Hampshire police standards and training council and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1682-FN-A

This enrolled bill amendment makes grammatical corrections to the bill.

Enrolled Bill Amendment to HB 1682-FN-A

Amend RSA 106-L:2, IV(c) as inserted by section 2 of the bill by replacing it with the following:

(b) Certified or certifiable by the police standards and training council; and

Amend RSA 106-L:2, IV(c)(2) and (3) as inserted by section 2 of the bill by replacing them with the following:

(2) Is a certified or certifiable state corrections officer, or

(3) Is a certified or certifiable state probation-parole officer.

Amend RSA 106-L:17, II as inserted by section 10 of the bill by replacing line 2 with the following:

whom at least 3 are law enforcement officers, and 2 are public members. The committee shall meet at

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

June 17, 2022
2022-2131-EBA
07/10

Enrolled Bill Amendment to HB 2022

The Committee on Enrolled Bills to which was referred HB 2022

AN ACT relative to the 10-year transportation plan and relative to repealing the scenic and cultural byways council and relative to the New Hampshire transportation council, and relative to electric vehicle infrastructure funding.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 2022

This enrolled bill amendment changes the title to reflect the contents of the bill.

Enrolled Bill Amendment to HB 2022

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

AN ACT relative to the 10 year transportation plan, relative to the New Hampshire transportation council, and relative to repealing the scenic and cultural byways council.

Senator Avarad moved adoption of the Enrolled Bill Amendment. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

SB 200, apportioning congressional districts.

Senator Avarad moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

SB 206, relative to consumer guaranty contracts.

SB 208, relative to life insurance.

SB 228, relative to the regulation and practice of physician assistants.

SB 233-FN, relative to water bottle filling stations in schools.

SB 251, relative to the advisory board of a tax increment financing district.

SB 261-FN, relative to net metering participation.

SB 262, relative to customer generators of electric energy.

SB 267-FN-A, establishing the upland invasive species program, program fund, and program coordinator in the department of agriculture, markets, and food.

SB 278-FN, relative to funding for the Piscataqua River turning basin project in the port authority project.

SB 305, relative to the operation of personal water craft in marked channels from Hampton Falls to Hampton Harbor.

SB 318-FN, extending the hours in which games of chance may be conducted.

SB 335, relative to collaborative pharmacy practice agreements.

SB 346-FN-A, relative to a feasibility and impact study for the construction of a pier on Hampton Beach.

SB 375-FN, relative to requirements for charitable organizations.

SB 386, relative to the determination of state adequate education grants and chartered public school tuition amounts.

SB 408-FN, directing the department of health and human services to make adjustments to the facility fee reimbursement schedule for freestanding birthing centers.

SB 429-FN, relative to the site evaluation committee.

SB 440-FN, relative to the office of offshore wind industry development.

SB 446-FN-A, directing the department of health and human services to develop a plan relative to fostering sustainable childcare opportunities for working families and businesses.

SB 454, establishing a committee to study the information collected by the division of vital records administration as part of the live birth worksheet.

Senator Avarad moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

SB 234, requiring student identification cards to include the National Suicide Prevention Lifeline.

SB 277-FN, relative to emergency or temporary health care licenses.

SB 382, relative to licensure requirements for telehealth services and relative to licensure of physicians and physicians assistants through reciprocity agreements.

Senator Morse moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

SB 236, establishing a committee to study New Hampshire teacher shortages and recruitment incentives, and relative to defining secondary school grades for teacher loan forgiveness programs.

SB 272, establishing a committee to study the oversight and operation of the public deposit investment pool.

SB 288, establishing a committee to study the listing of immunizations for children.

SB 303-FN, relative to the reimbursement of sheriffs offices for prisoner custody and control.

SB 337-FN, relative to emergency medical and trauma services data sharing to the purposes of analysis.

SB 360, relative to national guard educational benefits.

SB 442-FN, relative to the suspension of a vehicle registration as a result of evading toll collection systems.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 91-FN, relative to death benefits of first responders who die from suicide.

HB 314, relative to homestead food operation licensure.

HB 1163, relative to over voted ballots.

HB 1230-FN, permitting online presentation of deer for registration.

HB 1246-FN, relative to interlock devices.

HB 1270, repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

HB 1288, relative to the terms for certain officers and the names, duties, and funds of certain divisions within the department of administrative services.

HB 1462-FN, relative to motorcycle learner's permits.

HB 1614-FN, requiring the recording and storing of digital video in all state-funded juvenile detention facilities.

SB 205, relative to the insurance department administration fund.

SB 207, relative to administrative fee credit for insurance company external review.

SB 212-FN, relative to liquor manufacturers.

SB 221, relative to the internal organization of the department of corrections.

SB 226-FN, establishing a recruitment and retention program for state employment.

SB 276, relative to the reporting requirements for the regenerative manufacturing workforce development program.

SB 283, relative to membership of the council on autism spectrum disorders and the developmental services quality council.

SB 297, relative to obtaining out-of-state discovery and testimony.

SB 312, relative to adjusted assessments of taxable property.

SB 317-LOCAL, reducing the interest rate for abatements of paid property taxes.

SB 325, relative to local organization for emergency management and first responders.

SB 334-LOCAL, establishing a committee to study property blight in New Hampshire cities and towns.

SB 352, relative to substitute teacher criminal history records check.

SB 363-FN, relative to service credit for certain group II retirement eligibility.

SB 371-FN-A, making an appropriation to the lead paint hazard remediation fund.

SB 373, relative to coverage for certain mental illnesses.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 103-FN, establishing a dental benefit under the state Medicaid program.

HB 169, establishing a commission to study the removal of unused utility poles following the transition of equipment, lines, and cables to new utility poles.

HB 230, relative to child day care monitoring visits and the appeals process for child day care providers.

HB 355, relative to Keno.

HB 591-FN, relative to certain liquor license fees.

HB 1011-FN, relative to criminal mischief.

HB 1021, prohibiting certain zoning regulation of land or structures used primarily for religious purposes.

HB 1066-FN, requiring the commissioner of the department of environmental services to prepare a plan relative to cyanobacterial blooms in New Hampshire.

HB 1106, establishing a commission to study recruiting members of the armed forces and the commission on demographic trends.

HB 1109, relative to the authority of a city or town to limit the use or operation of an OHRV on certain ways.

HB 1130-FN, relative to restroom access for persons with certain medical conditions and relative to the procedure for obtaining a marriage license.

HB 1134, establishing a commission to study proper labeling and disposal of disposable wipes.

HB 1135, requiring a performance audit of the department of education, education freedom account program.

HB 1139, relative to ophthalmic prescription requirements.

HB 1174, relative to election challengers.

HB 1185, relative to treatment of water contaminated with perfluorinated chemicals.

HB 1186, relative to companion animals during a declared state of emergency.

HB 1188, establishing a commission to study OHRV use in the state and clarifying certain towing statutes.

HB 1293, relative to the design of sewage or waste disposal systems for a person's own domicile, and relative to water well and sewage or waste disposal systems.

HB 1299, relative to the process for the importation of wildlife and creating an appeal process for denials of permits.

HB 1397, relative to the length of terms for Rockingham county officers and relative to the Gunstock area commission.

HB 1455, relative to state enforcement of federal vaccination mandates.

HB 1466, relative to the off-label use of prescription drugs and relative to pharmacy prescriptions.

HB 1487, relative to the procedure for withdrawal from the vaccine registry.

HB 1599-FN, relative to customer generators who sell renewable energy certificates.

HB 1627-FN-A, establishing an education freedom account program administrator in the department of education and making an appropriation therefor.

HB 1653-FN, relative to educational and employment opportunities and protections for military families and their dependents and relative to temporary licenses for emergency and advanced emergency care providers.

HB 1681-FN, relative to the state building code and the state fire code.

HB 1682-FN-A, establishing the law enforcement conduct review committee in the New Hampshire police standards and training council and making an appropriation therefor.

SB 238, relative to special education services in chartered public schools.

SB 313, relative to the authority of the office of professional licensure and certification to establish fees.

SB 353, relative to the education professional standards board.

SB 366-FN, requiring an audit of ballots cast in the 2022 primary and general election.

SB 381-FN-A, establishing an office of the advocate for special education.

SB 420-FN-A-LOCAL, establishing an extraordinary need grant for schools.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 543, establishing a commission to study nuclear power and nuclear reactor technology in New Hampshire.

HB 1132, relative to applications for a charter conversion school.

HB 1160, relative to obedience to signals at railroad crossings.

HB 1178, prohibiting the state from enforcing any federal statute, regulation, or Presidential Executive Order that restricts or regulates the right of the people to keep and bear arms.

HB 1311, prohibiting persons charged with or convicted of certain assault or controlled drug possession violations from employment in a public school or being granted teaching credentials.

HB 1454-FN, relative to permits for the siting of new landfills.

HB 1606, relative to administration of the state immunization registry.

HB 1624-FN-A, relative to students with disabilities participating in co-curricular activities and making an appropriation therefor.

HB 1626, relative to the unique pupil identification system.

HB 1671-LOCAL, relative to the content of an adequate education.

SB 271, relative to the Burgess BioPower facility.

SB 364, relative to the use of electronic poll books.

SB 397, relative to the mental health counseling compact and the interstate compact on the placement of children.

SB 424-FN, relative to renewable energy and natural gas.

SB 445-FN, relative to the broadband matching grant initiative.

SB 459-FN, relative to a health care facility workplace violence prevention program.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1038, naming a bridge in Londonderry in honor of Robert J. Prowse and a bridge in Portsmouth in honor of Staff Sergeant Jesse E. Sherrill.

HB 1097, relative to taxation of income of New Hampshire residents when working remotely for an out of state employer.

HB 1103, relative to certain assets in a divorce proceeding.

HB 1125, relative to school emergency plans.

HB 1168, establishes a committee to study the New Hampshire law relative to soil conditioners and relative to costs eligible for reimbursement from the oil discharge and disposal cleanup fund.

HB 1277, relative to the reporting of cybersecurity incidents.

HB 1280, prohibiting a parent's refusal to vaccinate a child from being used as evidence in any proceeding to terminating parental rights and enacting the 2009 interstate compact for the placement of children.

HB 1420-FN, prohibiting the issuance of new landfill permits until the state's solid waste plan is updated.

HB 1469-FN, establishing a committee to study the need for anti-discrimination legislation in the New Hampshire financial services industry.

HB 1496-FN, requiring political subdivisions to make voter checklists available in electronic form to any resident.

HB 1507, requiring childcare investigatory findings to be timely published.

HB 1535-FN, relative to a one-time allowance for certain state retirees.

HB 1546-FN, enabling the commissioner of the department of environmental services to adopt rules relative to airborne PFAS in certain circumstances.

HB 1548-LOCAL, relating to the sale of the Lakes Region Facility.

HB 1554-FN, relative to online payment of fees relating to the operation of off highway recreational vehicles and snowmobiles, and relative to grants administered by the bureau of trails for OHRV trail development and maintenance.

HB 1579, relative to landowner liability on land authorized for outdoor recreational activities.

HB 1584-FN, establishing a capital improvement grant program for the benefit of state fairs and agricultural fairs.

HB 1594, relative to assistance to certain students with disabilities in registering to vote.

SB 309, authorizing certain organizations to issue decal plates.

SB 330-FN, establishing a committee to study and make recommendations relative to the office of professional licensure and certification and the licensure of professions under boards, councils, and commissions within the office and relative to the expiration of terms of the board of foresters members.

SB 404-FN, establishing a supplemental nutrition assistance program.

SB 409, relative to disaster relief loans.

SB 416-FN, relative to behavioral health assessment and treatment for children in out-of-home placements.

SB 418-FN, relative to verification of voter affidavits.

SB 422-FN, establishing an adult dental benefit under the state Medicaid program.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1148, relative to a report on the authority of government entities subordinate to the state to restrict the types of fuel sources that may be used for energy.

HB 1256-FN, relative to positions within the department of military affairs and veterans services, making an appropriation to the state regenerative manufacturing workforce development fund, and adjusting and making an appropriation relative to the medicaid reimbursement rates for ambulance services.

HB 1269, relative to certain legislative study committees.

HB 1421-FN, relative to lead in school drinking water.

HB 1547-FN, relative to per fluorinated chemical remediation in soil and procedures for certain hazardous waste generators.

HB 1567-FN, relative to consequences resulting from election official misconduct.

HB 2022, relative to the 10-year transportation plan.

SB 302-FN, establishing the personal privacy protection act.

SB 401-FN, making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, and permitting the department of transportation to operate dash cameras in fleet vehicles.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1221-FN, relative to the rate of the business profits tax, and relative to payment by the state to political subdivisions of an amount equal to a portion of retirement system contributions of political subdivision employers.

HB 1318-FN-LOCAL, relative to penalties for employer noncompliance with retirement system requirements.

HB 1320, relative to public exposure of deceased human bodies.

HB 1339, relative to the Winnepesaukee River basin control replacement fund.

HB 1343, allowing limited legal services to be provided by certain paraprofessionals.

HB 1381, relative to student school board members.

HB 1388-FN, relative to the unsolicited disclosure of an intimate image.

HB 1390, relative to access to language translation services in telemedicine.

HB 1398, establishing a committee to study the feasibility of centralized criminal history records checks in education.

SB 204, relative to the definition of "covered claim" for purposes of the New Hampshire insurance guaranty association act.

SB 242, relative to the disqualification of certain persons from performing the duties of an election official.

SB 270, establishing a low-moderate income community solar program.

SB 281, relative to nursing home policies regarding notice of vacancy.

SB 282, relative to the board of acupuncture licensing and relative to the qualifications for licensure as an acupuncturist.

SB 285, relative to discount medical plan organizations.

SB 289, relative to glucagon administration and relative to the dispenser report under the controlled drug prescription health and safety program.

SB 316-FN, relative to lucky 7 licenses.

SB 321, relative to the purchase of output of limited electrical energy producers in intrastate commerce and including qualifying storage systems.

SB 336, relative to family mediator interns.

SB 345, relative to youth employment.

SB 350, relative to rulemaking by the state board of education on educational personnel applicant checks and licensing standards.

SB 354, relative to insurance adjuster licensing, insurance producer licensing fees, and the sale of credit life and credit accident and health insurance policies by banks.

SB 357-FN, relative to mental health training for first responders.

SB 367, relative to the regulatory status of advanced recycling and manufacturing facilities.

SB 368-FN, establishing the agricultural hearings officer revolving fund and relative to penalties for unlawfully transferring dogs, cats, and ferrets.

SB 376-FN, relative to creating a board to review police incidents involving citizens affected by mental health issues.

SB 379-FN, establishing the solid waste management fund and grant program.

SB 383-FN, relative to land surveying services.

SB 385-FN, relative to financial exploitation of vulnerable adults.

SB 389-FN, defining mobile service garages and relative to state vehicle inspections.

SB 390, relative to telemedicine and telehealth.

SB 393-FN, relative to the use of restraints on pregnant women in the custody of a state or county correctional facility.

SB 394-FN, relative to the definition of a child with a disability under special education laws and providing funding for special education costs for students over age 21 to age 22.

SB 395, establishing the wireless development initiative and the wireless deployment grant fund.

SB 398, relative to the advisory committee to study the state building and fire codes.

SB 402-FN, relative to financial assistance for municipalities affected by disasters.

SB 405-FN, relative to fines and penalties for election law violations and relative to consequences resulting from election official misconduct.

SB 406, relative to driver's license reciprocity.

SB 410, relative to public comment periods at school district meetings and meetings of the state board of education.

SB 412-FN-A, making an appropriation to the department of health and human services for nursing home reimbursement rates.

SB 421, relative to dual and concurrent enrollment for career and technical education center students.

SB 435-FN, relative to the net operating loss carryover under the business profits tax.

SB 443-FN, relative to municipal authority regarding the state building code.

SB 444-FN, relative to childhood adverse experiences treatment and prevention.

SB 450, relative to the prescription drug affordability board.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1258, relative to the implementation of the department of energy and relative to the definition of "municipal host" for purposes of limited electrical energy producers.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1439, relative to health care facility visitation policies.

HB 1503-FN, adopting the Uniform Commercial Code relative to controllable electronic records, relative to exempting the developer, seller, or facilitator of the exchange of an open blockchain token from certain securities laws and establishing state procurement policies intended to promote the use of American materials.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bills:

HB 1448, relative to the pretermitted heir statute.

HB 1495-FN, prohibiting the state from requiring businesses to require vaccine or documentation related to vaccination or immunity status.

HB 1513-FN, relative to the definition of a child with a disability under special education laws and providing funding for special education costs for students over age 21 until their 22nd birthday.

HB 1531-FN-A, repealing certain statutory commissions relating to children.

HB 1552-FN, establishing a board for the certification of assessing persons.

SB 229, relative to pharmacist administration of vaccines.

SB 419-FN, establishing a commission to study the delivery of public health services in New Hampshire through regional public health networks.

Senator Avard moved adoption of the Report of Committee on Enrolled Bills. Adopted in recess.

The Senate is in recess to the Call of the Chair.