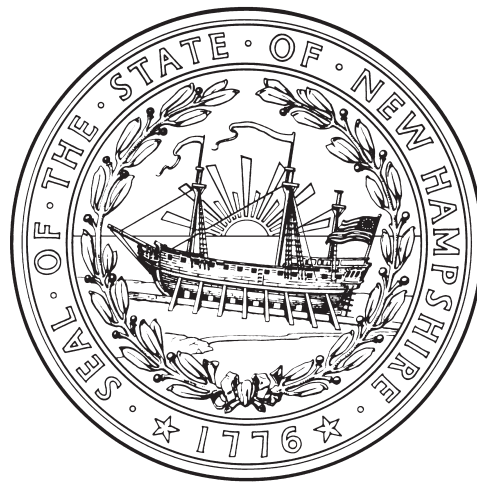


January 19, 2023
Nos. 3-4

STATE OF NEW HAMPSHIRE

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



**First Year of the 168th Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – JANUARY 5, 2023 SESSION
COMMENCEMENT – JANUARY 19, 2023 SESSION**

SENATE JOURNAL 3 *(continued)*

January 5, 2023

HOUSE MESSAGE

The House of Representatives has adopted the Secretary of State's report canvassing the votes for Governor and Executive Council.

INTRODUCTION OF LEGISLATION

Senator Carson offered the following Resolution:

RESOLVED, That in accordance with the list in the possession of the Senate Clerk, the following legislation shall be by this resolution read a first and second time by the therein listed title and referred to the therein designated committee. Adopted in recess.

First and Second Reading and Referral

23-0564

SB 11, relative to African American burial grounds. (Watters, Dist 4; Perkins Kwoka, Dist 21; Rosenwald, Dist 13; Altschiller, Dist 24; Fenton, Dist 10; Whitley, Dist 15; Avard, Dist 12; D'Allesandro, Dist 20; Prentiss, Dist 5; Gannon, Dist 23; Chandley, Dist 11; Carson, Dist 14; DiLorenzo, Rock. 10; Energy and Natural Resources)

23-0612

SB 12, relative to the leasing of seasonal camp lots by the fish and game department. (Watters, Dist 4; Spillane, Rock. 2; Goley, Hills. 21; C. Harvey, Ches. 6; Energy and Natural Resources)

23-0694

SB 13-FN, relative to recovery of search and rescue expenses. (Watters, Dist 4; Fenton, Dist 10; Ward, Dist 8; Gendreau, Dist 1; Sykes, Graf. 14; Energy and Natural Resources)

23-0696

SB 14-FN, relative to the use of game cameras. (Watters, Dist 4; Gendreau, Dist 1; Goley, Hills. 21; Energy and Natural Resources)

23-0793

SB 15-FN, relative to the use of tree stands and observation blinds. (Pearl, Dist 17; Watters, Dist 4; Gendreau, Dist 1; Lang, Dist 2; Energy and Natural Resources)

23-0805

SB 16, establishing a stakeholders' group to address utility poles and attachments in New Hampshire. (Watters, Dist 4; Fenton, Dist 10; Grote, Rock. 24; Cambrils, Merr. 4; Energy and Natural Resources)

23-0761

SB 17, establishing a gifts and donations account within the fish and game fund. (Lang, Dist 2; Carson, Dist 14; Innis, Dist 7; Avard, Dist 12; Murphy, Dist 16; Pearl, Dist 17; Abbas, Dist 22; Bogert, Belk. 5; Coker, Belk. 2; Ways and Means)

23-0762

SB 18, relative to the purchase of duck stamps and the suspension or revocation of a license issued by the fish and game commission. (Lang, Dist 2; Innis, Dist 7; Pearl, Dist 17; Abbas, Dist 22; Spillane, Rock. 2; Moffett, Merr. 4; Ways and Means)

23-0768

SB 19-FN, relative to bingo dates. (Avard, Dist 12; Rosenwald, Dist 13; Gannon, Dist 23; Carson, Dist 14; Watters, Dist 4; Innis, Dist 7; Soucy, Dist 18; Birdsell, Dist 19; Murphy, Dist 16; Lang, Dist 2; Pearl, Dist 17; Ways and Means)

23-0781

SB 20-FN, relative to keno license applications and fees. (Lang, Dist 2; Gannon, Dist 23; Innis, Dist 7; Birdsell, Dist 19; Pearl, Dist 17; Abbas, Dist 22; Moffett, Merr. 4; Ways and Means)

23-0763

SB 21, relative to the due date and delivery of monthly reports and fees to the liquor commission. (Gannon, Dist 23; Commerce)

23-0930

SB 22, establishing a study commission to study automobile insurance for newly acquired vehicles. (Gendreau, Dist 1; Prentiss, Dist 5; Lang, Dist 2; Gannon, Dist 23; Watters, Dist 4; Carson, Dist 14; Perkins Kwoka, Dist 21; Rochefort, Graf. 1; Commerce)

23-0986

SB 23, establishing a study committee on meat processing. (Innis, Dist 7; Ward, Dist 8; Lang, Dist 2; Whitley, Dist 15; Payeur, Merr. 8; Wolf, Merr. 7; S. Gould, Merr. 8; Commerce)

23-0865

SB 24, relative to conferring degree-granting authority to the New England Aeronautical Institute. (Watters, Dist 4; Avard, Dist 12; Bradley, Dist 3; Rosenwald, Dist 13; Birdsell, Dist 19; Chandley, Dist 11; Perkins Kwoka, Dist 21; Gannon, Dist 23; Ward, Dist 8; Innis, Dist 7; Murphy, Dist 16; Gray, Dist 6; Carson, Dist 14; Fenton, Dist 10; Cordelli, Carr. 7; Education)

23-0941

SB 25, repealing a requirement for a report on chartered public school payments. (Ward, Dist 8; Birdsell, Dist 19; Innis, Dist 7; Gendreau, Dist 1; Lang, Dist 2; Cordelli, Carr. 7; Ladd, Graf. 5; Hobson, Rock. 14; Mooney, Hills. 12; Education)

23-0879

SB 26-FN, relative to asbestos actions. (Gannon, Dist 23; Fenton, Dist 10; Murphy, Dist 16; Piemonte, Rock. 9; Judiciary)

23-0898

SB 27, relative to financial disclosure forms filed by judges. (Gannon, Dist 23; D'Allesandro, Dist 20; Fenton, Dist 10; Gendreau, Dist 1; Carson, Dist 14; Murphy, Dist 16; Ward, Dist 8; Pearl, Dist 17; Prentiss, Dist 5; Watters, Dist 4; M. Pearson, Rock. 34; Judiciary)

23-0906

SB 28, relative to a portrait in the likeness of Rogers Johnson at the state house. (Birdsell, Dist 19; Bradley, Dist 3; Avard, Dist 12; D'Allesandro, Dist 20; Murphy, Dist 16; Prentiss, Dist 5; Rosenwald, Dist 13; Perkins Kwoka, Dist 21; Gannon, Dist 23; Ward, Dist 8; Innis, Dist 7; Watters, Dist 4; Chandley, Dist 11; Gray, Dist 6; Pearl, Dist 17; Carson, Dist 14; Fenton, Dist 10; Shurtleff, Merr. 15; Executive Departments and Administration)

23-0846

SB 29, relative to repealing the statute relating to police matrons. (Carson, Dist 14; Abbas, Dist 22; Perkins Kwoka, Dist 21; Judiciary)

23-0871

SB 30, relative to membership of the New Hampshire council on developmental disabilities. (Whitley, Dist 15; Prentiss, Dist 5; Rosenwald, Dist 13; Chandley, Dist 11; D'Allesandro, Dist 20; Perkins Kwoka, Dist 21; Gannon, Dist 23; Watters, Dist 4; Altschiller, Dist 24; Fenton, Dist 10; Soucy, Dist 18; Grossman, Rock. 11; Cornell, Hills. 22; Staub, Hills. 25; Health and Human Services)

23-0823

SB 31, relative to technical changes to the laws administered by the insurance department. (Soucy, Dist 18; Potucek, Rock. 13; Commerce)

23-0796

SB 32-FN, relative to the opioid abatement trust fund. (Rosenwald, Dist 13; Gannon, Dist 23; Soucy, Dist 18; Nordgren, Graf. 12; Rochefort, Graf. 1; Tellez, Hills. 40; Telerski, Hills. 11; J. Murphy, Graf. 12; Health and Human Services)

23-0799

SB 33, relative to the fee differential for non-member lot rent in a manufactured housing park. (Gray, Dist 6; Avard, Dist 12; Doucette, Rock. 25; Potucek, Rock. 13; Commerce)

23-0824

SB 34-FN, relative to the controlled drug prescription health and safety program. (Gray, Dist 6; Bradley, Dist 3; Birdsell, Dist 19; Avard, Dist 12; Health and Human Services)

23-0834

SB 35, relative to RSV vaccine administration. (Rosenwald, Dist 13; Fenton, Dist 10; Perkins Kwoka, Dist 21; Gannon, Dist 23; Merchant, Sull. 6; Rochefort, Graf. 1; Health and Human Services)

23-0895

SB 36-FN, relative to systems of care for healthy aging. (Gannon, Dist 23; Watters, Dist 4; D'Allesandro, Dist 20; Avard, Dist 12; Bradley, Dist 3; Ricciardi, Dist 9; Carson, Dist 14; Rosenwald, Dist 13; Whitley, Dist 15; Ward, Dist 8; Pearl, Dist 17; Perkins Kwoka, Dist 21; Hobson, Rock. 14; Health and Human Services)

23-0911

SB 37, establishing a commission to study hospitality and tourism education in New Hampshire. (Innis, Dist 7; Commerce)

23-0912

SB 38-FN, amending the procedure for issuing a summons instead of an arrest. (Gannon, Dist 23; Birdsell, Dist 19; D'Allesandro, Dist 20; Ward, Dist 8; Watters, Dist 4; Carson, Dist 14; Murphy, Dist 16; Innis, Dist 7; M. Pearson, Rock. 34; Judiciary)

23-0913

SB 39-FN, relative to criminal history checks for school transportation monitors. (Gannon, Dist 23; Avard, Dist 12; Birdsell, Dist 19; Prentiss, Dist 5; Ward, Dist 8; Innis, Dist 7; Watters, Dist 4; Altschiller, Dist 24; Gray, Dist 6; Ricciardi, Dist 9; Carson, Dist 14; Pearl, Dist 17; Vose, Rock. 5; Piemonte, Rock. 9; Education)

23-0754

SB 40, relative to participation in net energy metering by small hydroelectric generators. (Avard, Dist 12; Perkins Kwoka, Dist 21; Lang, Dist 2; Watters, Dist 4; Bradley, Dist 3; Birdsell, Dist 19; Pearl, Dist 17; Gendreau, Dist 1; McWilliams, Merr. 30; McGhee, Hills. 35; Osborne, Rock. 2; Vose, Rock. 5; Berry, Hills. 39; Energy and Natural Resources)

23-0767

SB 41, establishing a committee to study age discrimination by auto insurance companies. (Avard, Dist 12; Gannon, Dist 23; Watters, Dist 4; D'Allesandro, Dist 20; Carson, Dist 14; Prentiss, Dist 5; Commerce)

23-0875

SB 42-FN, relative to overpayment of unemployment compensation. (Whitley, Dist 15; Watters, Dist 4; D'Allesandro, Dist 20; Rosenwald, Dist 13; Carson, Dist 14; Fenton, Dist 10; Perkins Kwoka, Dist 21; Innis, Dist 7; Prentiss, Dist 5; Soucy, Dist 18; Lang, Dist 2; C. McGuire, Merr. 27; Adjutant, Graf. 16; Wolf, Merr. 7; Wilhelm, Hills. 40; Executive Departments and Administration)

23-0853

SB 43, relative to a needs assessment for juvenile minors who are residents of New Hampshire. (Carson, Dist 14; Birdsell, Dist 19; Whitley, Dist 15; Alexander Jr., Hills. 29; Lynn, Rock. 17; Judiciary)

23-0855

SB 44-FN, relative to license requirements for certain alcohol and other drug use professionals. (Carson, Dist 14; Bradley, Dist 3; Executive Departments and Administration)

23-0864

SB 45, relative to national guard educational benefits. (Carson, Dist 14; Watters, Dist 4; Birdsell, Dist 19; Ladd, Graf. 5; Moffett, Merr. 4; Executive Departments and Administration)

23-0937

SB 46, relative to electronic payments to employee debit cards. (Carson, Dist 14; Avard, Dist 12; Innis, Dist 7; Commerce)

23-0984

SB 47, establishing a commission to study barriers to increased density of residential development in New Hampshire. (Perkins Kwoka, Dist 21; Watters, Dist 4; Rosenwald, Dist 13; Chandley, Dist 11; Whitley, Dist 15; Soucy, Dist 18; DiLorenzo, Rock. 10; Preece, Hills. 17; Read, Rock. 10; Election Law and Municipal Affairs)

23-1019

SB 48, relative to the definition of "way" for the purposes of driving after revocation or suspension. (Innis, Dist 7; Judiciary)

23-0815

SB 49-FN, relative to creating a dedicated non-lapsing fund for OPLC. (Lang, Dist 2; C. McGuire, Merr. 27; Executive Departments and Administration)

23-0892

SB 50, relative to pharmaceutical drug take-back programs. (Lang, Dist 2; Avard, Dist 12; Pearl, Dist 17; Bogert, Belk. 5; Coker, Belk. 2; Health and Human Services)

23-0917

SB 51-FN, creating a commission to study charitable gaming and historical horse races and relative to the moratorium on licensed historical horse racing facilities. (Lang, Dist 2; D'Allesandro, Dist 20; Pearl, Dist 17; Moffett, Merr. 4; Ways and Means)

23-0919

SB 52-FN, relative to the regulation and operation of electric vehicle charging stations. (Lang, Dist 2; Watters, Dist 4; Transportation)

23-0921

SB 53-FN, permitting the use of certain refrigerants that are in compliance with the American Innovation and Manufacturing Act. (Lang, Dist 2; Commerce)

23-0881

SB 54-FN, relative to purchased power agreements for electric distribution utilities. (Avard, Dist 12; Watters, Dist 4; Energy and Natural Resources)

23-0998

SB 55-FN-A, making an appropriation for the Cannon Mountain tramway. (Gendreau, Dist 1; Bradley, Dist 3; Lang, Dist 2; Watters, Dist 4; Avard, Dist 12; Altschiller, Dist 24; Carson, Dist 14; Rochefort, Graf. 1; Tierney, Coos 1; Finance)

23-0993

SB 56-FN, relative to payments for upland resource losses. (Watters, Dist 4; Energy and Natural Resources)

23-0901

SB 57-FN, relative to the reduction in the calculation of state retirement annuities at age 65. (D'Allesandro, Dist 20; Watters, Dist 4; Rosenwald, Dist 13; Soucy, Dist 18; Innis, Dist 7; Avard, Dist 12; Whitley, Dist 15; Executive Departments and Administration)

23-0797

SB 58, relative to arrests without a warrant while in the care of a medical professional on the premises of a residential care or health care facility. (Gray, Dist 6; Bradley, Dist 3; Gannon, Dist 23; Carson, Dist 14; Rosenwald, Dist 13; Judiciary)

23-0960

SB 59, relative to the director of charitable trusts. (Gray, Dist 6; Gannon, Dist 23; Carson, Dist 14; Lynn, Rock. 17; Potucek, Rock. 13; Judiciary)

23-0963

SB 60, relative to water quality. (Gray, Dist 6; Watters, Dist 4; Avard, Dist 12; Renzullo, Hills. 13; Energy and Natural Resources)

23-0927

SB 61, relative to surface water setbacks for landfills. (Avard, Dist 12; Lang, Dist 2; Ward, Dist 8; Watters, Dist 4; Carson, Dist 14; Energy and Natural Resources)

23-0877

SB 62, relative to landowner liability under RSA 147-B, the hazardous waste cleanup fund. (Avard, Dist 12; Watters, Dist 4; Murphy, Dist 16; Energy and Natural Resources)

23-0990

SB 63, enabling municipalities to adopt a tax credit for qualified private community property owners. (Avard, Dist 12; Birdsell, Dist 19; Carson, Dist 14; Hill, Merr. 2; Election Law and Municipal Affairs)

23-0843

SB 64, establishing a study committee on resident-owned manufactured housing park disputes and oversight of resident-owned manufactured housing parks. (Gannon, Dist 23; Watters, Dist 4; D'Allesandro, Dist 20; Pearl, Dist 17; Bradley, Dist 3; Carson, Dist 14; Ward, Dist 8; Prentiss, Dist 5; Soucy, Dist 18; Plett, Hills. 29; Hobson, Rock. 14; L. Walsh, Rock. 15; Commerce)

23-0893

SB 65, establishing a committee to study the medical screening panel process and temporarily pausing the screening panel process. (Gannon, Dist 23; Bradley, Dist 3; Avard, Dist 12; Ward, Dist 8; L. Walsh, Rock. 15; Health and Human Services)

23-0946

SB 66, relative to financial transactions involving the liquidation or rehabilitation of an insurer in which the Federal Home Loan Bank is a party. (Gannon, Dist 23; Soucy, Dist 18; Hunt, Ches. 14; Sweeney, Rock. 25; Commerce)

23-0959

SB 67, relative to changes to certain weights and measures statutes. (Gannon, Dist 23; Watters, Dist 4; Gray, Dist 6; Birdsell, Dist 19; Soucy, Dist 18; Ward, Dist 8; Guthrie, Rock. 15; Executive Departments and Administration)

23-0789

SB 68-FN, relative to municipal host for purposes of limited electrical energy producers. (Avard, Dist 12; Watters, Dist 4; Pearl, Dist 17; Energy and Natural Resources)

23-0788

SB 69-FN, relative to allowing certain nonprofits to participate as a customer-generator group hosts under net energy metering. (Avard, Dist 12; Watters, Dist 4; Pearl, Dist 17; Energy and Natural Resources)

23-1013

SB 70-FN, relative to the establishment of an election information portal. (Gray, Dist 6; Murphy, Dist 16; Election Law and Municipal Affairs)

23-0848

SB 71-FN, relative to workers' compensation for firefighter cancer disease and establishing a commission to study the implementation of optional annual cancer screenings. (Carson, Dist 14; Soucy, Dist 18; Rosenwald, Dist 13; Abbas, Dist 22; Proulx, Hills. 15; Goley, Hills. 21; Doucette, Rock. 25; Read, Rock. 10; Executive Departments and Administration)

23-0951

SB 72-FN, relative to provider credentialing procedures. (Soucy, Dist 18; Watters, Dist 4; Gannon, Dist 23; Whitley, Dist 15; Rosenwald, Dist 13; Chandley, Dist 11; D'Allesandro, Dist 20; Nagel, Belk. 6; J. Murphy, Graf. 12; Ebel, Merr. 7; Tellez, Hills. 40; Executive Departments and Administration)

23-0961

SB 73-FN, relative to Help America Vote Act (HAVA) grants. (Perkins Kwoka, Dist 21; Watters, Dist 4; Rosenwald, Dist 13; Soucy, Dist 18; Chandley, Dist 11; Whitley, Dist 15; Altschiller, Dist 24; D'Allesandro, Dist 20; Fenton, Dist 10; Prentiss, Dist 5; Ward, Rock. 27; Lane, Merr. 16; Hamblet, Rock. 26; Bay, Straf. 21; H. Howard, Straf. 4; Election Law and Municipal Affairs)

23-0967

SB 74-FN, relative to the department of administrative services. (Carson, Dist 14; Executive Departments and Administration)

23-0968

SB 75-FN, relative to the division of personnel in the department of administrative services. (Carson, Dist 14; Executive Departments and Administration)

23-0974

SB 76-FN, establishing a criminal penalty for failure to report a medico-legal death. (Bradley, Dist 3; Judiciary)

23-0975

SB 77, relative to changes in school placement for students. (Avard, Dist 12; Innis, Dist 7; Ladd, Graf. 5; Hill, Merr. 2; Education)

23-0977

SB 78, relative to subdivision regulations on the completion of improvements. (Innis, Dist 7; Election Law and Municipal Affairs)

23-0978

SB 79, relative to the participation of customer generators in net energy metering. (Lang, Dist 2; Energy and Natural Resources)

23-0981

SB 80-FN-A, requiring the recording of custodial interrogations and making an appropriation therefor. (Abbas, Dist 22; Roy, Rock. 31; Rhodes, Ches. 17; Lynn, Rock. 17; Judiciary)

23-0985

SB 81, relative to ignition interlock device preset levels. (Prentiss, Dist 5; Gray, Dist 6; C. McGuire, Merr. 27; Transportation)

23-0988

SB 82, relative to prompt payments for managed care. (Soucy, Dist 18; Watters, Dist 4; Gannon, Dist 23; Whitley, Dist 15; Rosenwald, Dist 13; D'Allesandro, Dist 20; Chandley, Dist 11; Ebel, Merr. 7; Tellez, Hills. 40; J. Murphy, Graf. 12; Nagel, Belk. 6; Health and Human Services)

23-0994

SB 83, relative to the signature authority of an advanced practice registered nurse or a certified midwife. (Prentiss, Dist 5; Altschiller, Dist 24; Perkins Kwoka, Dist 21; Watters, Dist 4; Carson, Dist 14; Fenton, Dist 10; Whitley, Dist 15; Chandley, Dist 11; Ricciardi, Dist 9; Health and Human Services)

23-0995

SB 84, establishing a commission to study property tax exemptions for charitable organizations (Prentiss, Dist 5; Watters, Dist 4; D'Allesandro, Dist 20; Soucy, Dist 18; Perkins Kwoka, Dist 21; Bolton, Graf. 8; Election Law and Municipal Affairs)

23-0996

SB 85-FN-A, relative to emergency behavioral health services and behavioral health crisis programs. (Bradley, Dist 3; Avard, Dist 12; Whitley, Dist 15; Birdsell, Dist 19; Prentiss, Dist 5; Health and Human Services)

23-1000

SB 86-FN, relative to health care workforce development and making appropriations therefor. (Rosenwald, Dist 13; Health and Human Services)

23-1007

SB 87, relative to nurses for youth camps, organized recreation, and community-sponsored recreation. (Ward, Dist 8; Executive Departments and Administration)

23-1010

SB 88, relative to the annual dues paid by towns and cities to town officers' associations. (Birdsell, Dist 19; Election Law and Municipal Affairs)

23-1011

SB 89, relative to accommodation for medical reasons in issuing marriage licenses. (Birdsell, Dist 19; Election Law and Municipal Affairs)

23-1012

SB 90-A, establishing a commission to study charitable gambling. (D'Allesandro, Dist 20; Watters, Dist 4; Whitley, Dist 15; Carson, Dist 14; Ames, Ches. 13; Leishman, Hills. 33; Ways and Means)

23-1015

SB 91, relative to the qualifications of dentists to administer general anesthesia or deep sedation. (Innis, Dist 7; Ward, Dist 8; Health and Human Services)

23-1017

SB 92-FN, relative to the authority of registers of probate. (Gray, Dist 6; Election Law and Municipal Affairs)

23-1024

SB 93-FN-LOCAL, relative to the individualized education programs of chartered public school students. (Avard, Dist 12; Murphy, Dist 16; Carson, Dist 14; Gannon, Dist 23; Pearl, Dist 17; Hill, Merr. 2; Education)

23-1025

SB 94, relative to residential child care licensing of child care institutions and agencies. (Carson, Dist 14; Gray, Dist 6; Executive Departments and Administration)

23-1026

SB 95, relative to medical loss reporting by dental benefits providers. (Pearl, Dist 17; Gannon, Dist 23; Watters, Dist 4; Bradley, Dist 3; Soucy, Dist 18; Rosenwald, Dist 13; Carson, Dist 14; Lang, Dist 2; Ricciardi, Dist 9; C. McGuire, Merr. 27; Edwards, Rock. 31; Moffett, Merr. 4; Health and Human Services)

23-1027

SB 96, relative to state energy performance contracting. (Lang, Dist 2; Avard, Dist 12; Murphy, Dist 16; Ricciardi, Dist 9; Carson, Dist 14; Pearl, Dist 17; Infantine, Hills. 16; Ammon, Hills. 42; Moffett, Merr. 4; Energy and Natural Resources)

23-0769

SB 97-FN, relative to the use of animals in product testing. (Watters, Dist 4; Soucy, Dist 18; Bradley, Dist 3; Altschiller, Dist 24; Chandley, Dist 11; Beaulieu, Hills. 19; Burroughs, Carr. 2; Read, Rock. 10; Commerce)

23-0826

SB 98-FN, relative to delinquent payment of accounts by on premises and off premises licensees. (Murphy, Dist 16; Potucek, Rock. 13; Commerce)

23-0829

SB 99, relative to the responsibilities of insurers in conducting reviews of the operations of administrators. (Ricciardi, Dist 9; Gannon, Dist 23; Hunt, Ches. 14; Commerce)

23-0832

SB 100, relative to the payment of salaried employees. (Murphy, Dist 16; Commerce)

23-0868

SB 101, relative to penalties for violations of manufactured housing park sales requirements. (Avard, Dist 12; Carson, Dist 14; Commerce)

23-0822

SB 102, relative to the Jones Act's effect on New Hampshire's heating and energy fuel market. (Murphy, Dist 16; Polozov, Merr. 10; Commerce)

23-0807

SB 103, relative to proclaiming an observance of Fort Constitution Days. (Perkins Kwoka, Dist 21; Watters, Dist 4; Altschiller, Dist 24; M. Murray, Hills. 37; Hamblet, Rock. 26; Vogt, Rock. 21; Meuse, Rock. 37; Hobson, Rock. 14; Executive Departments and Administration)

23-0790

SB 104-FN-A, to regulate online gambling and direct net proceeds to a community college education scholarship fund. (Lang, Dist 2; Watters, Dist 4; Gannon, Dist 23; D'Allesandro, Dist 20; Avard, Dist 12; Pearl, Dist 17; Ladd, Graf. 5; Ways and Means)

23-0795

SB 105-FN, relative to information collected by the division of vital records administration as part of the live birth worksheet. (Rosenwald, Dist 13; Perkins Kwoka, Dist 21; Fenton, Dist 10; T. Lekas, Hills. 38; Nutter-Upham, Hills. 8; Edwards, Rock. 31; Executive Departments and Administration)

23-0831

SB 106-FN, establishing an emerging professional certificate for child care programs. (Fenton, Dist 10; Ward, Dist 8; Executive Departments and Administration)

23-0852

SB 107, relative to the general administration of regulatory boards and commissions. (Carson, Dist 14; C. McGuire, Merr. 27; Executive Departments and Administration)

23-0856

SB 108-FN, relative to participation of the New Hampshire public defender program in the state employee health insurance plan. (Carson, Dist 14; Whitley, Dist 15; Executive Departments and Administration)

23-0814

SB 109, relative to school safety and coordination with law enforcement. (Lang, Dist 2; Education)

23-0785

SB 110-FN-LOCAL, relative to administration of the emergency shelter program by cities and towns. (Fenton, Dist 10; Watters, Dist 4; D'Allesandro, Dist 20; Prentiss, Dist 5; Ricciardi, Dist 9; Lang, Dist 2; Whitley, Dist 15; Chandley, Dist 11; Soucy, Dist 18; Newell, Ches. 4; Election Law and Municipal Affairs)

23-0787

SB 111-LOCAL, relative to the town council-town manager form of local government. (Perkins Kwoka, Dist 21; Gray, Dist 6; Soucy, Dist 18; Horrigan, Straf. 10; Election Law and Municipal Affairs)

23-0827

SB 112-FN, relative to pari-mutuel pools and historic horse racing. (Ricciardi, Dist 9; Soucy, Dist 18; Bradley, Dist 3; O'Brien, Hills. 10; Doucette, Rock. 25; Ways and Means)

23-0803

SB 113-FN, relative to cost effectiveness review of the joint utility energy efficiency plan. (Avard, Dist 12; Ricciardi, Dist 9; Watters, Dist 4; Innis, Dist 7; Bradley, Dist 3; Birdsell, Dist 19; Carson, Dist 14; Pearl, Dist 17; Energy and Natural Resources)

23-0801

SB 114-FN-LOCAL, relative to payment by the state of a portion of retirement system contributions of political subdivision employers. (Rosenwald, Dist 13; Altschiller, Dist 24; Prentiss, Dist 5; Fenton, Dist 10; Perkins Kwoka, Dist 21; D'Allesandro, Dist 20; Whitley, Dist 15; Watters, Dist 4; Chandley, Dist 11; Soucy, Dist 18; Edgar, Rock. 29; O'Brien, Hills. 10; Telerski, Hills. 11; Wilhelm, Hills. 40; Simpson, Rock. 33; Finance)

23-0810

SB 115-FN-A, relative to making an appropriation to the department of health and human services for the purpose of funding vaccine administration through public health departments. (Rosenwald, Dist 13; Prentiss, Dist 5; Avard, Dist 12; Rochefort, Graf. 1; Nutter-Upham, Hills. 8; Telerski, Hills. 11; Finance)

23-0863

SB 116, relative to discharge from the secure psychiatric unit of the state prison. (Carson, Dist 14; Health and Human Services)

23-0436

SB 117, relative to the definition of a "child" for the purpose of negligent storage of firearms. (Fenton, Dist 10; Rosenwald, Dist 13; Altschiller, Dist 24; Whitley, Dist 15; Watters, Dist 4; Prentiss, Dist 5; D'Allesandro, Dist 20; Chandley, Dist 11; Perkins Kwoka, Dist 21; Shurtleff, Merr. 15; Filiault, Ches. 7; M. Smith, Straf. 10; Leishman, Hills. 33; Judiciary)

23-0439

SB 118-FN, requiring children under the age of 2 years to be restrained in a motor vehicle. (Fenton, Dist 10; Gannon, Dist 23; Prentiss, Dist 5; Watters, Dist 4; Gendreau, Dist 1; Telerski, Hills. 11; Sykes, Graf. 14; Crawford, Carr. 3; J. MacDonald, Carr. 6; Transportation)

23-0783

SB 119-FN, relative to criminal background checks for charitable games of chance license applicants. (Lang, Dist 2; Pearl, Dist 17; Gannon, Dist 23; Avard, Dist 12; Murphy, Dist 16; Carson, Dist 14; Bogert, Belk. 5; Coker, Belk. 2; Ways and Means)

23-0786

SB 120-FN, relative to charitable gaming license applications, wages, stakes, and bonds. (Lang, Dist 2; Pearl, Dist 17; Gannon, Dist 23; Moffett, Merr. 4; Ways and Means)

23-0866

SB 121, relative to the position of ballot clerk. (Whitley, Dist 15; Watters, Dist 4; Innis, Dist 7; Prentiss, Dist 5; Perkins Kwoka, Dist 21; Hamblet, Rock. 26; Election Law and Municipal Affairs)

Out of Recess. Call the Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 4

January 19, 2023

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

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

Good Morning, everyone. Since it was Martin Luther King Day, the prayer this morning is based on quotes from Dr. King.

Let us pray.

As the New Hampshire State Senate gathers this day to do the business of the people of the great state of New Hampshire. Help them to see the importance of what they do. Remember today that the arc of the moral universe is long, but it bends towards justice. Help us to bend it more towards justice in our work. It is not always easy to do what is right. Help us to remember that the time is always right to do what is right. And that the ultimate measure of a person is not where they stand in moments of comfort and convenience, but where they stand in times of challenge and controversy. Help the New Hampshire State Senate to stand up for what is right and good. Help us to remember this day that we must learn to live together as brothers and sisters or perish together as fools. That what we do is not for our own good, but for the good of the people of the state of New Hampshire. Because life's most persistent and urgent question is, what are you doing for others? Let us be servants of the sacred trust of being elected officials seeking the highest good of all people, so that we might let freedom ring from every village, in every hamlet, every city. When we let freedom ring in New Hampshire, we'll be able to speed up that day when all of God's children, black and white, Jews and Gentiles, Protestants and Catholics, will be joined hands and sing in the words of the old spiritual free at last, free at last. Thank God Almighty, we are free at last. Amen.

Senator Prentiss led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Senator Carson introduced New London Chief of Police Emily Cobb visiting in the gallery.

FN REPORT FOR JANUARY 19, 2023

Senator Gray recommends the waiver of referral to the Finance Committee, Senate Rule 4-5, for the following bills with a fiscal note or an appropriation of funds:

CONSENT CALENDAR:

EDUCATION

SB 39-FN, relative to criminal history checks for school transportation monitors.

REGULAR CALENDAR:

ENERGY AND NATURAL RESOURCES

SB 13-FN, relative to recovery of search and rescue expenses.

SB 14-FN, relative to the use of game cameras.

SB 15-FN, relative to the use of tree stands and observation blinds.

Senator Gray recommends the following bill be ordered to the Finance Committee upon being found Ought to Pass/Ought to Pass with Amendment:

REGULAR CALENDAR:

JUDICIARY

SB 1-FN-A, relative to the Sununu youth services center.

Without objection, the FN Report is adopted.

CONSENT CALENDAR REPORTS REMOVED

EDUCATION

SB 39-FN, by Senator Ward

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 47, by Senator Perkins Kwoka

CONSENT CALENDAR

Senator Carson moved that the Consent Calendar, with the relevant amendments as printed in the day's Calendar be adopted and that all such bills found Ought to Pass be ordered to Third Reading.

COMMERCE

SB 21, relative to the due date and delivery of monthly reports and fees to the liquor commission. Ought to Pass, Vote 5-0. Senator Gannon for the committee.

At the request of the New Hampshire Liquor Commission, this bill would change the report filing deadline for brewers and microbrewers from the 10th to the 15th of each month. This change would be in alignment with other reporting deadlines. Also, this bill would allow entities to file their reports electronically, which is not currently permitted.

SB 23, establishing a study committee on meat processing.

Ought to Pass with Amendment, Vote 5-0. Senator Innis for the committee.

In New Hampshire, small farms have consistently faced difficulties in processing animal meat in a timely manner. This bill would create a study committee to find ways to make existing processes more efficient. The Committee Amendment acknowledged that a state meat inspection program does exist, and discussion of that program and its limitations were held with the Department of Agriculture.

Commerce

January 12, 2023

2023-0031s

09/08

Amendment to SB 23

Amend section 3 of the bill by replacing paragraph VI with the following:

VI. Work with the department of agriculture, markets, and food, the department of health and human services, and the department of fish and game, to determine how the existing state meat inspection program could be modified.

SB 31, relative to technical changes to the laws administered by the insurance department.

Ought to Pass, Vote 5-0. Senator Soucy for the committee.

At the request of the Insurance Department, this bill would make various technical changes to insurance-related statutes. First, Third Party Administrators would be allowed to post a bond, even if they are unable to meet the requirements for net worth or audited financial statements. Second, RSA 412:6 would be modernized while continuing to prohibit an insurer from requiring the payment of a judgement prior to coverage being provided. Third, RSA 415-C:3 would require insurers selling consumer guaranty contracts to register with the Department. Fourth, an inaccurate statutory reference would be removed from RSA 420-J:5. Finally, RSA 420-N would clarify that the Public Health Service Act is under the regulatory authority of the Department.

SB 37, establishing a commission to study hospitality and tourism education in New Hampshire.

Ought to Pass with Amendment, Vote 5-0. Senator Innis for the committee.

The tourism and hospitality management industries are vitally important to New Hampshire's economy; however, they continue to face a myriad of problems. This bill would create a study commission designed to examine the supply and demand of these industries and how their future staffing and management talent needs can be met. The Committee Amendment changed the House membership from 3 to 5. Also, it added a representative from the Community College System of New Hampshire, the University System of New Hampshire, and a Career and Technical Education Center as members. Finally, an additional section was added to clarify that the commission shall be administratively attached to the Division of Travel and Tourism.

Commerce

January 10, 2023

2023-0015s

04/08

Amendment to SB 37

Amend RSA 187-A:45, I(b) as inserted by section 1 of the bill by replacing it with the following:

(b) Five members of the house of representatives, appointed by the speaker of the house of representatives.

Amend RSA 187-A:45, I as inserted by section 1 of the bill by inserting after subparagraph (e) the following new subparagraphs:

(f) One representative from the New Hampshire community college system, appointed by the chancellor.

(g) One representative from the New Hampshire university system, appointed by the chancellor.

(h) A representative from a career and technical Education center (CTE), appointed by the commissioner of the department of education.

Amend RSA 187-A:45, IV as inserted by section 1 of the bill by replacing it with the following:

IV. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Seven members of the commission shall constitute a quorum.

Amend RSA 187-A:45 as inserted by section 1 of the bill by inserting after paragraph V the following new paragraph:

VI. The commission shall be administratively attached to the department of business and economic affairs, division of travel and tourism development.

EDUCATION

SB 24, relative to conferring degree-granting authority to the New England Aeronautical Institute. Ought to Pass, Vote 5-0. Senator Fenton for the committee.

SB 24 authorizes the New England Aeronautical Institute to confer degrees. Granting this authority is in compliance with the Department of Education's standard processes and has been done in recent years for other specialized academic institutions.

SB 25, repealing a requirement for a report on chartered public school payments. Ought to Pass, Vote 5-0. Senator Prentiss for the committee.

SB 25 repeals a Department of Education reporting requirement on payments made in a fiscal year to a chartered public school. This repeal was considered appropriate by the Committee because all information included in said reports is already publicly available data on or before October 1st of each year. Further, a previous bill from a previous General Court has negated the Department's need to request additional funds from the Fiscal Committee, making these annual reports obsolete.

ENERGY AND NATURAL RESOURCES

SB 12, relative to the leasing of seasonal camp lots by the fish and game department. Ought to Pass, Vote 5-0. Senator Watters for the committee.

SB 12 amends the current statute to allow the executive director of Fish and Game to execute leases and contracts for short-term use buildings or lands owned by the department. These leases or contracts will be for a period of 5 years or an annual consideration of more than \$5,000 which will be approved by the governor and council prior to being effective. This new revision will allow Fish and Game to enter into contracts that similar Departments like DOT are already allowed to take part in.

SB 40, relative to participation in net energy metering by small hydroelectric generators. Ought to Pass with Amendment, Vote 5-0. Senator Avard for the committee.

SB 40 establishes certain requirements for small hydroelectric generators to be able to participate in net energy metering. Small hydro-electric generators who meet the following requirements will be able to participate in net energy metering; any hydro electric generators that were operational prior to July 1, 2021, whose peak generating capacity is below 5 megawatts, and shares equipment or facilities with other generators, energy storage facilities, or electric utility customers for interconnection to the electric grid. This bill will allow two small hydroelectric generators who currently power two papermills to participate in net energy metering, keeping New Hampshire energy in New Hampshire and lessen the burden of rising energy costs on Granite Staters.

Energy and Natural Resources

January 17, 2023

2023-0058s

10/07

Amendment to SB 40

Amend the bill by replacing section 1 with the following:

1 Limited Electrical Energy Producers; Net Metering; Small Hydroelectric Generators. Amend RSA 362-A:9, XX to read as follows:

XX. *Notwithstanding any provision of law to the contrary*, a hydroelectric generator with a total peak generating capacity that is at or below the capacity eligibility requirements set forth in RSA 362-A:1-a, II-b and that first became operational before July 1, 2021 and that shares equipment or facilities with other generators, ***energy storage facilities***, or electric utility customers for interconnection to the electric grid, shall be eligible to participate in net energy metering as a customer-generator even if the aggregate capacity of the generators ***and energy storage facilities*** sharing equipment or facilities for interconnection to the electric grid exceeds the capacity eligibility requirements set forth in RSA 362-A:1-a, II-b. Such a hydroelectric generator shall be eligible to participate in net energy metering as a customer-generator based on its individual total peak generating capacity ***and only such a hydroelectric generator shall be eligible as a customer-generator as a matter of law without regard to whether such hydroelectric generator is the electric utility customer account of record at the point of interconnection to the electric grid.*** A hydroelectric generator eligible under this paragraph may, in reliance on revenue-grade meters, utilize a meter reading and billing determinant documentation process consistent with the Puc 900 rules and all applicable tariffs, to determine generation eligible for net energy metering credits. The hydroelectric generator shall submit the proposed process to the department of energy and the relevant utility for approval prior to participating in net metering, which shall include a description of the methodology for reading the meter and documenting the data, including all necessary billing determinants that will be provided to the utility. Both the department of energy and the utility shall endeavor to review the methodology as expeditiously as possible. If either the department of energy or the utility rejects the proposed process, such rejection shall be adequately specific so that the hydroelectric generator may make the changes necessary to receive approval. Upon approval of the process, the hydroelectric generator shall assume liability for monthly meter reads and providing all requisite billing determinants and other necessary data to the utility for billing purposes, including issuing net metering credits. The utility shall bill according to the information received from the hydroelectric generator, but shall not be liable for the accuracy of meter reads or the ongoing maintenance and performance of the meter. The hydroelectric generator getting billed and receiving credits pursuant to this provision shall be subject to periodic audits of the documentation and records associated with the meter reading process to ensure compliance with all statutes, rules and tariffs. Audits will be conducted on an as-needed basis, but no more frequently than annually, which shall be determined and authorized by the department of energy, and conducted by the utility. The hydroelectric generator shall be responsible for all meter costs, including those for ongoing operation and maintenance, as well as all audit costs. The utility shall recover the incremental costs for this manual billing process, as well as all net metering credits issued pursuant to this provision from all utility customers. Nothing in this provision shall be deemed to approve or allow the participation of energy storage facilities in net energy metering unless otherwise approved or allowed by law or an order or decision issued or rule adopted by the department of energy or the public utilities commission.

JUDICIARY

SB 27, relative to financial disclosure forms filed by judges.

Ought to Pass, Vote 5-0. Senator Gannon for the committee.

SB 27 provides that the filing of a financial disclosure form by a judge pursuant to the New Hampshire Code of judicial conduct satisfies the requirement for filing a statement of financial interest. The language in this bill tracks with the language for legislative disclosure forms filed by legislators. The change will eliminate existing confusion to when judges need to file statements of financial interest.

SB 29, relative to repealing the statute relating to police matrons.

Ought to Pass, Vote 5-0. Senator Carson for the committee.

SB 29 repeals the statute relating to police matrons. This antiquated statute has been in existence since 1915 and it should be removed from New Hampshire law.

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

REGULAR CALENDAR

ENERGY AND NATURAL RESOURCES

SB 11, relative to African American burial grounds.

Ought to Pass with Amendment, Vote 4-0. Senator Watters for the committee.

Energy and Natural Resources
 January 11, 2023
 2023-0014s
 08/10

Amendment to SB 11

Amend RSA 289:24, IV as inserted by section 5 of the bill by replacing it with the following:

IV. Notwithstanding RSA 289:14-a, VII and VIII, all New Hampshire educational or research institutions, museums, historical societies, and other collections shall make reasonable efforts to inventory any remains or other materials from African American graves by June 30, 2028. The holders of these African American grave remains and materials, and other remains of people of African descent born after the period of American slavery shall consult descendants and the descendant community for their suitable disposition and complete such disposition by June 30, 2028.

The question is on the adoption of the Committee Amendment. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment. Adopted, bill ordered to Third Reading.

SB 13-FN, relative to recovery of search and rescue expenses.
 Ought to Pass, Vote 4-0. Senator Watters for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

SB 14-FN, relative to the use of game cameras.
 Ought to Pass, Vote 4-0. Senator Pearl for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

SB 15-FN, relative to the use of tree stands and observation blinds.
 Ought to Pass, Vote 4-0 . Senator Pearl for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 28, relative to a portrait in the likeness of Rogers Johnson at the state house.
 Ought to Pass, Vote 5-0. Senator Carson for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

JUDICIARY

SB 1-FN-A, relative to the Sununu youth services center.
 Ought to Pass with Amendment, Vote 3-1. Senator Carson for the committee.

Senate Judiciary
 January 17, 2023
 2023-0055s
 04/05

Amendment to SB 1-FN-A

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

1 Statement of Findings. The general court finds that:

I. Placement in corrections settings can be harmful to children and lead to increased delinquency and adult criminal behavior. It should therefore be reserved for those circumstances in which the safety of a child or of the community requires such confinement.

II. Placement of children who are not serious violent offenders in settings other than the Sununu youth services center (SYSC) complies with The Families First Act, P.L. 115-123, and the New Hampshire system of care established pursuant to 2019; 44 (SB 14), which prioritize community-based treatment of children.

III. This act is in furtherance of these goals.

2 Department of Health and Human Services; Sununu Youth Services Center; Construction and Operation of a Replacement Secure Facility.

I. The department of health and human services shall be responsible to construct a secured treatment facility that has a maximum physical capacity of 18 beds with an operational plan to support 12 beds to replace the current Sununu youth services center (SYSC). The department shall consult with the community selected for the location and operation of any new facility, as well as any municipality bordering the selected community. The department shall, to the extent practicable, implement any reasonable requests by the communities to ensure the safe operation of the facility, implement a payment in lieu of taxes arrangement to prevent the shifting of costs to local taxpayers, and ensure co-operation with the prospective community. The facility shall not be administered by any non-governmental entity. The facility shall be administered by the department of health and human services with support and shared services contracts as appropriate. The facility shall be designed to meet the unique needs of youth who are at the facility pursuant to RSA 169-B:14, detention; RSA 169-B:19, commitment; RSA 169-B:24, transfer to superior court; RSA 169-B:32 or RSA 651:17-a, service of adult sentence of incarceration at the youth development center; and RSA 169-A, the interstate compact on juveniles. Upon opening, the facility shall be referred to as the youth development center (YDC) as identified in RSA 169-B and RSA 621. The facility shall have the capability for alternative flexible use when the census so permits.

II. The department of health and human services, in collaboration with the department of administrative services, shall issue a request to procure a qualified architect on or before March 1, 2023, and shall collaborate to issue a request to procure a contractor to build the resulting construction project, and complete the project on or before November 1, 2024. The SYSC shall immediately be closed for detention, or admission of any child when the secured treatment facility authorized by this chapter is sufficiently completed that children can be legally and safely housed there.

III. The facility shall be designed to include:

(a) A physical design that complements therapeutic and trauma-informed care of children, including a home-like interior and exterior to the maximum extent practicable.

(b) Staff visibility and proximity to children, including administrative offices built within the secured facility in proximity to children and staff, to the maximum extent practicable.

(c) Capacity to provide services to meet the medical, physical, and behavioral health needs of all potentially eligible residents if appropriate for the child.

(d) Space for no more than 18 beds, including space with flexibility to meet the need for safety and security, crisis stabilization, admissions, and discharges for all children. The operational support plan shall anticipate 12 residents.

(e) Adequate space to meet the educational needs of all children including children with special education needs, while using virtual educational support services if appropriate for the child.

(f) Adequate space for indoor and outdoor recreation.

(g) Capacity to meet the nutritional needs of all children.

(h) Necessary elements to be architecturally secure and equipped with video surveillance in compliance with RSA 169-B:15-c.

(i) Operations may utilize virtual and shared services.

IV. The facility programming and operations shall include:

(a) The development of staff qualifications and standard job descriptions comprising required licensing or skill attainment. Staff qualifications shall be designed to ensure the provision of treatment to children with behavioral health challenges exacerbated by considerable trauma histories. Job description requirements, where appropriate shall include self and group protection, training in therapeutic approaches to address challenging behaviors, including the use of de-escalation techniques.

(b) Use of evidence-based practices, as defined in RSA 170-G:1, V-a, selected to match the needs of the population served at the facility.

(c) Utilization of the uniform assessment, as specified in RSA 170-G:4-e, for all detained and committed youth to understand treatment needs and determine if a different level of care is indicated to meet the youth's needs, and where problem behavior appears patterned, a functional behavior analysis to inform effective behavioral interventions.

(d) Provision of care management services by a care management entity, as established in RSA 135-F:4, to begin immediate wraparound support upon admission to plan for discharge.

(e) Provision of frequent visitation opportunities with family, opportunities to include family in appropriate activities and daily access to family through telephonic or video conferencing.

(f) Provision of educational programming and staffing that meets the individualized educational needs of each child, including children with special education needs, creates meaningful educator-child pairings, maintains connections with sending school districts, and which includes availability of Hi-SET preparation and testing as appropriate. Virtual educational opportunities shall be leveraged appropriately to help meet the residents' needs.

(g) Integration of clinical sessions and recreational large muscle movement activities throughout the day.

(h) Access by the office of the child advocate, in real-time, as established in RSA 21-V:4, II, to the electronic case management system used by the facility, regular access to youth placed in the facility under RSA 21-V:4, III, and video surveillance and general access to the facility pursuant to RSA 21-V:2, VII.

(i) Provision of adequate security to maintain the safety of staff and residents as well as the safety of the surrounding community and the general public.

(j) Training that emphasizes the treatment of youth with behavioral health challenges using approaches that include the employment of de-escalation techniques and that recognizes the risk that children may have considerable trauma histories, and that is otherwise applicable to the facility.

(k) Procedures for supporting children in the community with flexible assignments based upon census changes.

V. The department of health and human services shall begin to implement the programming changes in subparagraphs IV(a) through (k) without regard to whether children are at the SYSC or the new facility as soon as reasonably practicable.

VI. The department of health and human services shall submit quarterly progress reports to the joint legislative oversight committee on health and human services, established by RSA 126-A:13, and to the office of the child advocate established under RSA 21-V beginning no later than 60 days after the passage of this act, until such time as the facility is operational. Each quarterly report shall include a statement indicating whether the reported progress is sufficient to meet the November 1, 2024 deadline for the opening of the facility. In the event that sufficient progress to meet this deadline has not been made, the progress report shall include the reasons for any projected delay in meeting the November 1, 2024 deadline, a description of the efforts being undertaken to minimize any delay in the development and opening of the facility and projected completion date. In addition, the quarterly progress reports shall include the following information:

- (a) Progress towards retaining an architectural consultant to design the plan for the facility;
- (b) Progress towards completion of the design for the facility;
- (c) Progress towards contracting with the company that will construct the replacement facility;
- (d) The anticipated date construction of the replacement facility will be completed; and
- (e) The anticipated date by which the replacement facility will be operational.

VII. The governor, with the approval of the fiscal committee of the general court, may delay the November 1, 2024 project completion date under paragraph II for construction delays or other unforeseen circumstances provided any such delay be no more than one year.

3 Possession and Relinquishment of the Sununu Youth Services Center (SYSC). As of the date of the opening of the youth development center set forth in section 2 of this act, the department of administrative services shall take possession of the entire property currently housing the SYSC on South River Road in Manchester, New Hampshire. The department shall relinquish the property and any revenues received shall be deposited in the general fund. The department shall consult with the city of Manchester, the New Hampshire department of business and economic affairs, and other organizations, as appropriate, prior to any sale of the property. In relinquishing the property, the return of the property to an entity that will enhance the tax and business tax rolls of the city of Manchester and the state of New Hampshire shall be a high priority. Any relinquishment of the SYSC shall be approved by the governor and council.

4 Appropriation; Construction and Operation of a Replacement Secure Facility. The sum of \$15,000,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of health and human services for the design and construction of the new secured youth development facility, as described in section 2 of this act. Such funds shall be nonlapsing and continually appropriated to the department for the purposes of this act. Of this amount, the governor shall determine if any remaining discretionary funds appropriated in the American Rescue Plan Act of 2021, Public Law 117-2 or any other federal funds can be used for this purpose and any remainder shall be general funds. The governor is authorized to draw a warrant for the general fund share of said sum out of any money in the treasury not otherwise appropriated.

5 Repeal. 2021, 91:329 and 91:330, relative to provisions for the closure date of the Sununu youth services center, are repealed.

6 Effective Date.

I. Section 5 of this act shall take effect February 28, 2023.

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

The question is on the adoption of the Committee Amendment. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment.

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

The following Senators voted Yes: Gendreau, Lang, Watters, Prentiss, Gray, Innis, Ward, Ricciardi, Fenton, Chandley, Avard, Rosenwald, Carson, Whitley, Murphy, Pearl, Soucy, D'Allesandro, Perkins Kwoka, Gannon, Altschiller, Bradley.

The following Senators voted No: Birdsell, Abbas.

Roll Call, Yeas: 22 - Nays: 2. Adopted, bill ordered to the Committee on Finance (Rule 4-5).

SB 43, relative to a needs assessment for juvenile minors who are residents of New Hampshire. Ought to Pass, Vote 4-0. Senator Carson for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

SB 59, relative to the director of charitable trusts.

Ought to Pass, Vote 4-0. Senator Chandley for the committee.

The question is on the adoption of the motion of Ought to Pass. Adopted, bill ordered to Third Reading.

Recess. Out of recess.

SPECIAL ORDER

Without objection, the following bill is Special Ordered to the next session. Adopted.

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 47, establishing a commission to study barriers to increased density of residential development in New Hampshire.

CONSENT CALENDAR REPORTS REMOVED

PRESIDENT BRADLEY: We are at the conclusion of the Regular Calendar and will take up the bill that was removed from the Consent Calendar.

EDUCATION

SB 39-FN, relative to criminal history checks for school transportation monitors.

Ought to Pass, Vote 5-0. Senator Lang for the committee.

Senator Ward offered a Floor Amendment.

Sen. Ward, Dist 8

January 17, 2023

2023-0054s

06/08

Floor Amendment to SB 39-FN

Amend the section heading of RSA 189:13-b as amended by section 2 by replacing it with the following:

189:13-b School Bus Driver [~~and Transportation Monitor~~] Criminal History Records Check.

The question is on the adoption of the Floor Amendment. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment. Adopted, bill ordered to Third Reading.

MOTION TO ADJOURN FROM EARLY SESSION

Senator Carson moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time, that all bills and resolutions ordered to Third Reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time.

Adopted. Adjournment from the Early Session.

LATE SESSION ANNOUNCEMENTS

(The Chair recognized Senator D'Allesandro.)

SENATOR D'ALLESANDRO: Thank you, Mister President. I ask for Unanimous Consent. Mister President, while we were away, a couple of people passed that played a significant role in this Senate. Dr. Jim Squires passed away. Dr. Squires was just as elegant a human being as you would ever want to know. I knew his father when his father was at Colby Sawyer College. His father was an eminent historian, Senator Waters, an eminent historian. And Jim Squires went to the Naval Academy. He left the Naval Academy because he wanted to pursue medicine. He became a physician. He opened, I think, the first HMO in the country right, where he wanted to serve and take care of people. He sat right down at that end, and he was just as elegant as they could make him. Jim Squires was the epitome of a New Hampshire Senator. The epitome of a New Hampshire Senator. His wife was my classmate at the University of New Hampshire, class of 1961. She bled blue and white, just like I did. She was very helpful to me in raising some money for the university for a particular cause. But Jim Squires was the best. The best. That was a terrible loss for us. He had lost his wife and he was in failing health toward the end of his time on this earth. But Jim Squires, a name that we should remember. A person that we should look up to and a person that we should try to emulate as we move forward.

Secondly, Doug Wheeler. Doug Wheeler was Katie Wheeler's husband. Had him in class at the University of New Hampshire. Great history teacher, particularly as it related to the Iberian Peninsula. He was really expert on Portuguese history. The beautiful and talented Katie, and they say that's a sexist remark, but there are some beautiful and talented men also. I'll say that Senator Gannon. But Katie sat beside me for a number of years, and I was just saying to Senator Perkins Kwoka that she's now the 7th one who sat in that seat beside me here in the Senate. Katie, an extraordinary lady. An extraordinary lady. And Doug, an extraordinary guy. He had a heart attack. They were not able to do anything to rectify his heart, so they sent him home, and he died in hospice. A wonderful guy, married to a wonderful lady who gave great contributions to this Senate and to the state of New Hampshire. So, two lovely, lovely reliable people.

And I take this last moment, Mister President, to say thank you to the staff of the New Hampshire Senate, the Clerk and the members of the Clerk's staff, and to all of the workers. I had a terrible accident this year, a terrible accident. I had no knowledge of the fact that if I didn't have surgery, I was going to die. I had the surgery and the response by people from the Senate, our staff, and particularly the workers was just heartwarming for me. So, I can't thank them enough for everything they did for me. My colleagues, my Senate colleagues, just thank you. Thank you. And sometimes you go through some difficult times, and it's that spirit of help and that spirit of I'm with you to the end that makes it livable and workable. So, thank you, Mister President.

PRESIDENT BRADLEY: Thank you, Senator D'Allesandro I'm going to have an inspiration of the week from the Senate President remark during this session. And Senator D, you get the inspiration of the week. You've inspired all of us to just keep getting after it. God bless you.

(The Chair recognized Senator Perkins Kwoka.)

SENATOR PERKINS KWOKA: Yes, thank you, Mister President. Well, thank you for those heartfelt remarks, Senator D'Allesandro. I just wanted to take a moment of Personal Privilege to remember together Dr. Geoffrey Clark, who I think some of you have heard, unfortunately also passed recently, who was the husband of my predecessor, Senator Martha Fuller Clark. And so, we had a tough weekend in District 21 a couple weeks ago, losing Doug Wheeler and Dr. Clark, but I just wanted to share a couple of memories of him. I know many of

you may even have known him much longer than I did. But, you know, I think Dr. Clark was always just a man of grace and a man of humor and a man of wit. And we all know I know we spoke together about this on Organization Day, that it's not just us who serve, it's our families who serve alongside of us. And I think for many years, even though he was extremely accomplished in his own field, I think Dr. Clark was an extremely supportive spouse to Martha. And I have spent many hours at Martha's house learning about policy and just the experience of being here in the Senate. And during all of those hours, I was always struck by how Geoff would come in and check on Martha and see if she needed a warm cup of tea or a snack or anything. And so his kindness was evident. And I think all of us on the seacoast have just benefited tremendously from knowing both Martha and Geoff. And so, I know it will be a real loss to her. You know, my thoughts are with her, and I hope you'll join me in just remembering him this week. So, thank you.

(The Chair recognized Senator Carson.)

SENATOR CARSON: Thank you, Mister President. I actually have two announcements. First, I'd like to remind everybody that our financial statements are due by tomorrow, January 20. So, please, if you have not done so, get it done. And finally, I'd like to remind everyone that 2:00 p.m. today we have our essential training, and we are all required to attend. And that training is going to take place in State House Room 100. So, thank you, Mister President.

PRESIDENT BRADLEY: So, let me just do some thank yous. We had deadlines this week. The staff at OLS had to get a lot of our bills out. So, our thanks to the Office of Legislative Services for making that happen. Chairs should have bills so that they can be noticed for next week in the calendar. And I want to thank each and every one of you for assiduously signing off on your bills and your co-sponsor requests.

And now, Senator Avard, I'd like you to come up here because we have something really special to do today. Senator Avard is going to lead us in a rousing Happy Birthday to Morine. Senator Avard.

PRESIDENT BRADLEY: Oh, I apologize. We have another congratulations. And that's to Molly. Molly just graduated from St. A's, so let's give her a round of applause.

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.

LATE SESSION

Third Reading and Final Passage

SB 11, relative to African American burial grounds.
 SB 12, relative to the leasing of seasonal camp lots by the fish and game department.
 SB 13-FN, relative to recovery of search and rescue expenses.
 SB 14-FN, relative to the use of game cameras.
 SB 15-FN, relative to the use of tree stands and observation blinds.
 SB 21, relative to the due date and delivery of monthly reports and fees to the liquor commission.
 SB 23, establishing a study committee on meat processing.
 SB 24, relative to conferring degree-granting authority to the New England Aeronautical Institute.
 SB 25, repealing a requirement for a report on chartered public school payments.
 SB 27, relative to financial disclosure forms filed by judges.
 SB 28, relative to a portrait in the likeness of Rogers Johnson at the state house.
 SB 29, relative to repealing the statute relating to police matrons.
 SB 31, relative to technical changes to the laws administered by the insurance department.
 SB 37, establishing a commission to study hospitality and tourism education in New Hampshire.
 SB 39-FN, relative to criminal history checks for school transportation monitors.
 SB 40, relative to participation in net energy metering by small hydroelectric generators.
 SB 43, relative to a needs assessment for juvenile minors who are residents of New Hampshire.
 SB 59, relative to the director of charitable trusts.

MOTION TO RECESS TO CALL OF THE CHAIR

Senator Carson moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of introducing legislation, referring bills to committee, scheduling hearings, sending and receiving messages, vacating bills, 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.