

Bill as Introduced

SB 440 - AS INTRODUCED

2010 SESSION

10-2868
05/10

SENATE BILL **440**

AN ACT relative to executive branch ethics.

SPONSORS: Sen. Merrill, Dist 21; Sen. Roberge, Dist 9; Rep. Wall, Straf 7

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

.....

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through.~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

AN ACT relative to executive branch ethics.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Executive Branch; Ethics Committee; Restrictions on Member Activities. Amend RSA 21-
2 G:29, VI to read as follows:

3 VI. Committee members shall serve terms of 3 years and until their successors are
4 appointed and qualified. However, initially, the governor shall nominate one member for a one-year
5 term, one member for a 2-year term and one member for a 3-year term; the secretary of state shall
6 nominate one member for a 2-year term, and one member for a 3-year term; the treasurer shall
7 nominate one member for a one-year term and one member for a 2-year term. Initial nominations to
8 the committee shall be made no later than 90 days after the effective date of this section. The initial
9 appointments shall begin on July 1, 2006 and end on June 30 of the appropriate year. Vacancies
10 shall be filled for the remainder of any unexpired term. During their term of appointment, members
11 may not hold or campaign for elective office, serve as an officer of any political party or political
12 committee, permit their names to be used in support of or in opposition to any *state or local*
13 candidate or proposition, participate in any way in any *state or local* election campaign, make a
14 contribution as defined in RSA 664:2 to any *state or local* candidate for office or political committee,
15 or act as or assist a lobbyist required to be registered under RSA 15:1.

16 2 Duties of Executive Branch Ethics Committee; *Voting Procedure*. Amend RSA 21-G:30, II to
17 read as follows:

18 II. All actions of the committee shall require an affirmative vote of 4 or more members of the
19 committee before becoming effective, except that a vote to summarily dismiss a complaint shall be *by*
20 unanimous *vote of all members present for the meeting*, and a vote to dismiss a complaint after
21 only an internal review and no investigation shall be by an affirmative vote of no less than 5
22 members of the committee and a vote pursuant to RSA 21-G:31, VII shall require only a majority of
23 the members present and voting. The committee shall request to meet with the legislative ethics
24 committee established under RSA 14-B at least twice yearly to facilitate uniformity in the
25 interpretation of statutory provisions.

26 3 Executive Branch Ethics; Complaints. Amend the introductory paragraph of RSA 21-G:31, I
27 and RSA 21-G:31, I(a) to read as follows:

28 I. Each complaint shall be submitted in writing and signed under oath by the complainant.
29 The sworn complaint shall be filed confidentially with the committee and shall contain the name and
30 address of the complainant. *After first examination by the committee, and unless the*
31 *complaint is discharged under subparagraph (a)*, before any other action is taken by the

1 committee, the executive branch official complained against shall be furnished with a copy of the
2 complaint and a copy shall be sent to each member of the committee for review. The committee may
3 initiate a complaint on its own motion against any individual the committee has reason to believe
4 has violated any law, guideline, rule, or regulation within the committee's jurisdiction. The
5 committee shall promptly examine each sworn complaint and:

6 (a) Upon first examination, if by a unanimous vote *of all members present for the*
7 *meeting*, it determines that a complaint is frivolous, scurrilous, retaliatory in nature, or plainly not
8 within the committee's jurisdiction, the committee may summarily discharge the complaint without
9 further meeting or proceeding. The committee shall notify the respondent and complainant in
10 writing of its action.

11 4 Executive Branch Ethics Committee; Quorum in Certain Cases. Amend RSA 21-G:31, VII to
12 read as follows:

13 VII. Any member of the committee who is directly or indirectly involved in any complaint
14 before the committee or who otherwise has personal knowledge of facts material to the determination
15 of the complaint shall not participate in any proceedings regarding the complaint. In the event that
16 recusals under this paragraph reduce the number of participating members to fewer than [4] 5, the
17 remaining participating members shall designate an alternate or alternates sufficient to increase the
18 committee to [4] 5 members, to serve on the committee for that case only.

19 5 Effective Date. This act shall take effect 60 days after its passage.

SB 440 - AS AMENDED BY THE SENATE

03/24/10 1115s

2010 SESSION

10-2868
05/10

SENATE BILL

440

AN ACT

relative to executive branch ethics and establishing a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.

SPONSORS:

Sen. Merrill, Dist 21; Sen. Roberge, Dist 9; Rep. Wall, Straf 7

COMMITTEE:

Executive Departments and Administration

AMENDED ANALYSIS

This bill:

I. Revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

II. Establishes a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.

Explanation:

Matter added to current law appears in *bold italics*.

Matter removed from current law appears [~~in brackets and struck through~~]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

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Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Executive Branch; Ethics Committee; Restrictions on Member Activities. Amend RSA 21-
2 G:29, VI to read as follows:

3 VI. Committee members shall serve terms of 3 years and until their successors are
4 appointed and qualified. However, initially, the governor shall nominate one member for a one-year
5 term, one member for a 2-year term and one member for a 3-year term; the secretary of state shall
6 nominate one member for a 2-year term, and one member for a 3-year term; the treasurer shall
7 nominate one member for a one-year term and one member for a 2-year term. Initial nominations to
8 the committee shall be made no later than 90 days after the effective date of this section. The initial
9 appointments shall begin on July 1, 2006 and end on June 30 of the appropriate year. Vacancies
10 shall be filled for the remainder of any unexpired term. During their term of appointment, members
11 may not hold or campaign for elective office, serve as an officer of any political party or political
12 committee, permit their names to be used in support of or in opposition to any *state or local*
13 candidate or proposition, participate in any way in any *state or local* election campaign, make a
14 contribution as defined in RSA 664:2 to any *state or local* candidate for office or political committee,
15 or act as or assist a lobbyist required to be registered under RSA 15:1.

16 2 Duties of Executive Branch Ethics Committee; *Voting Procedure*. Amend RSA 21-G:30, II to
17 read as follows:

18 II. All actions of the committee shall require an affirmative vote of 4 or more members of the
19 committee before becoming effective, except that a vote to summarily dismiss a complaint shall be *by*
20 unanimous *vote of all members present for the meeting*, and a vote to dismiss a complaint after
21 only an internal review and no investigation shall be by an affirmative vote of no less than 5
22 members of the committee and a vote pursuant to RSA 21-G:31, VII shall require only a majority of
23 the members present and voting. The committee shall request to meet with the legislative ethics
24 committee established under RSA 14-B at least twice yearly to facilitate uniformity in the
25 interpretation of statutory provisions.

26 3 Executive Branch Ethics; Complaints. Amend the introductory paragraph of RSA 21-G:31, I
27 and RSA 21-G:31, I(a) to read as follows:

28 I. Each complaint shall be submitted in writing and signed under oath by the complainant.
29 The sworn complaint shall be filed confidentially with the committee and shall contain the name and

1 address of the complainant. *After first examination by the committee, and unless the*
2 *complaint is discharged under subparagraph (a)*, before any other action is taken by the
3 committee, the executive branch official complained against shall be furnished with a copy of the
4 complaint and a copy shall be sent to each member of the committee for review. The committee may
5 initiate a complaint on its own motion against any individual the committee has reason to believe
6 has violated any law, guideline, rule, or regulation within the committee's jurisdiction. The
7 committee shall promptly examine each sworn complaint and:

8 (a) Upon first examination, if by a unanimous vote *of all members present for the*
9 *meeting*, it determines that a complaint is frivolous, scurrilous, retaliatory in nature, or plainly not
10 within the committee's jurisdiction, the committee may summarily discharge the complaint without
11 further meeting or proceeding. The committee shall notify the respondent and complainant in
12 writing of its action.

13 4 Executive Branch Ethics Committee; Quorum in Certain Cases. Amend RSA 21-G:31, VII to
14 read as follows:

15 VII. Any member of the committee who is directly or indirectly involved in any complaint
16 before the committee or who otherwise has personal knowledge of facts material to the determination
17 of the complaint shall not participate in any proceedings regarding the complaint. In the event that
18 recusals under this paragraph reduce the number of participating members to fewer than [4] 5, the
19 remaining participating members shall designate an alternate or alternates sufficient to increase the
20 committee to [4] 5 members, to serve on the committee for that case only.

21 5 Committee Established. There is established a committee to study the impact of
22 implementing a 10-hour per day, 4-day week for state employees.

23 I. The members of the committee shall be as follows:

24 (a) Two members of the senate, appointed by the president of the senate.

25 (b) Four members of the house of representatives, appointed by the speaker of the house
26 of representatives.

27 II. Members of the committee shall receive mileage at the legislative rate when attending to
28 the duties of the committee.

29 III. The committee shall study the impact of implementing a 10-hour per day, 4-day week for
30 state employees. The committee shall solicit information and testimony from agencies and
31 individuals with experience and expertise that may be of assistance to the committee in the
32 performance of its study.

33 IV. On or before September 1, 2010, the commissioner of the department of administrative
34 services, the commissioner of the department of safety, the commissioner of the department of
35 corrections, the commissioner of the department of environmental services, and the commissioner of
36 the department of health and human services shall report to the committee on the feasibility,
37 potential advantages, and disadvantages of implementing a 10-hour per day, 4-day week for the

1 employees of their respective departments.

2 V. The members of the study committee shall elect a chairperson from among the members.
3 The first meeting of the committee shall be called by the first-named senate member. The first
4 meeting of the committee shall be held within 45 days of the effective date of this section. Three
5 members of the committee shall constitute a quorum.

6 VI. The committee shall report its findings and any recommendations for proposed
7 legislation to the president of the senate, the speaker of the house of representatives, the
8 chairpersons of the house and senate executive departments and administration committees, the
9 chairpersons of the house and senate finance committees, the house clerk, the governor, and the
10 state library on or before November 1, 2010.

11 6 Effective Date.

12 I. Sections 1-4 of this act shall take effect 60 days after its passage.

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

SB 440 - FINAL VERSION

03/24/10 1115s
21Apr2010... 1497h
06/02/10 2190CofC

2010 SESSION

10-2868
05/10

SENATE BILL **440**

AN ACT relative to executive branch ethics and establishing a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.

SPONSORS: Sen. Merrill, Dist 21; Sen. Roberge, Dist 9; Rep. Wall, Straf 7

COMMITTEE: Executive Departments and Administration

AMENDED ANALYSIS

This bill:

I. Revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

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SB 440 - FINAL VERSION

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8 ~~the committee shall be made no later than 90 days after the effective date of this section. The initial~~
9 ~~appointments shall begin on July 1, 2006 and end on June 30 of the appropriate year.]~~ Vacancies
10 shall be filled for the remainder of any unexpired term. During their term of appointment, members
11 may not hold or campaign for elective office, serve as an officer of any political party or political
12 committee, permit their names to be used in support of or in opposition to any *state or local*
13 candidate or proposition, participate in any way in any *state or local* election campaign, make a
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19 committee before becoming effective, except that a vote to summarily dismiss a complaint shall be *by*
20 *unanimous vote of all members present for the meeting*, and a vote to dismiss a complaint after
21 only an internal review and no investigation shall be by an affirmative vote of no less than 5
22 members of the committee and a vote pursuant to RSA 21-G:31, VII shall require only a majority of
23 the members present and voting. The committee shall request to meet with the legislative ethics
24 committee established under RSA 14-B at least twice yearly to facilitate uniformity in the
25 interpretation of statutory provisions.

26 3 Executive Branch Ethics; Complaints. Amend the introductory paragraph of RSA 21-G:31, I
27 and RSA 21-G:31, I(a) to read as follows:

1 I. Each complaint shall be submitted in writing and signed under oath by the complainant.
2 The sworn complaint shall be filed confidentially with the committee and shall contain the name and
3 address of the complainant. *After first examination by the committee, and unless the*
4 *complaint is discharged under subparagraph (a),* before any other action is taken by the
5 committee, the executive branch official complained against shall be furnished with a copy of the
6 complaint [~~and a copy shall be sent to each member of the committee for review~~]. *All information*
7 *identifying the complainant shall be removed before it is furnished to the executive branch*
8 *official complained against.* The committee may initiate a complaint on its own motion against
9 any individual the committee has reason to believe has violated any law, guideline, rule, or
10 regulation within the committee's jurisdiction. The committee shall promptly examine each sworn
11 complaint and:

12 (a) Upon first examination, if by a unanimous vote *of all members present for the*
13 *meeting,* it determines that a complaint is frivolous, scurrilous, retaliatory in nature, or plainly not
14 within the committee's jurisdiction, the committee may summarily discharge the complaint without
15 further meeting or proceeding. The committee shall notify the respondent and complainant in
16 writing of its action.

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20 before the committee or who otherwise has personal knowledge of facts material to the determination
21 of the complaint shall not participate in any proceedings regarding the complaint. In the event that
22 recusals under this paragraph reduce the number of participating members to fewer than [4] 5, the
23 remaining participating members shall designate an alternate or alternates sufficient to increase the
24 committee to [4] 5 members, to serve on the committee for that case only.

25 5 Committee Established. There is established a committee to study the impact of
26 implementing a 10-hour per day, 4-day week for state employees.

27 I. The members of the committee shall be as follows:

28 (a) Two members of the senate, appointed by the president of the senate.

29 (b) Four members of the house of representatives, appointed by the speaker of the house
30 of representatives.

31 II. Members of the committee shall receive mileage at the legislative rate when attending to
32 the duties of the committee.

33 III. The committee shall study the impact of implementing a 10-hour per day, 4-day week for
34 state employees. The committee shall solicit information and testimony from agencies and
35 individuals with experience and expertise that may be of assistance to the committee in the
36 performance of its study.

37 IV. On or before September 1, 2010, the commissioner of the department of administrative

1 services, the commissioner of the department of safety, the commissioner of the department of
2 corrections, the commissioner of the department of environmental services, the commissioner of the
3 department of resources and economic development, the commissioner of revenue administration,
4 the commissioner of transportation, and the commissioner of the department of health and human
5 services shall report to the committee on the feasibility, potential advantages, and disadvantages of
6 implementing a 10-hour per day, 4-day week for the employees of their respective departments.

7 V. The members of the study committee shall elect a chairperson from among the members.
8 The first meeting of the committee shall be called by the first-named senate member. The first
9 meeting of the committee shall be held within 45 days of the effective date of this section. Three
10 members of the committee shall constitute a quorum.

11 VI. The committee shall report its findings and any recommendations for proposed
12 legislation to the president of the senate, the speaker of the house of representatives, the
13 chairpersons of the house and senate executive departments and administration committees, the
14 chairpersons of the house and senate finance committees, the house clerk, the governor, and the
15 state library on or before November 1, 2010.

16 6 Effective Date.

17 I. Sections 1-4 of this act shall take effect 60 days after its passage.

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

Amendments

Sen. Cilley, Dist. 6
March 11, 2010
2010-0974s
08/09



Amendment to SB 440

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

2

3 AN ACT relative to executive branch ethics and requiring a work week of 4 10-hour days
4 for state employees for a one-year period.

5

6 Amend the bill by inserting after section 4 the following and renumbering the original section 5 to
7 read as 6:

8

9 5 State Employee Work Hours. Upon the approval of the State Employees' Association of
10 New Hampshire, each state employee, except for those employees providing essential government
11 services such as public safety, emergency management, and corrections, shall work for 10 hours per
12 day on Monday through Thursday of each week of the fiscal year ending June 30, 2011, excluding
13 state holidays.



2010-0974s

AMENDED ANALYSIS

This bill revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

This bill also requires a work week of 4 10-hour days for state employees for a one-year period, upon approval of the State Employees' Association of New Hampshire.

Amendment to SB 440

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

2

3 AN ACT relative to executive branch ethics and establishing a committee to study the
4 impact of implementing a 10-hour per day, 4-day week for state employees.
5

6 Amend the bill by replacing all after section 4 with the following:

7

8 5 Committee Established. There is established a committee to study the impact of
9 implementing a 10-hour per day, 4-day week for state employees.

10 I. The members of the committee shall be as follows:

11 (a) Two members of the senate, appointed by the president of the senate.

12 (b) Four members of the house of representatives, appointed by the speaker of the house
13 of representatives.

14 II. Members of the committee shall receive mileage at the legislative rate when attending to
15 the duties of the committee.

16 III. The committee shall study the impact of implementing a 10-hour per day, 4-day week for
17 state employees. The committee shall solicit information and testimony from agencies and
18 individuals with experience and expertise that may be of assistance to the committee in the
19 performance of its study.

20 IV. On or before September 1, 2010, the commissioner of the department of administrative
21 services, the commissioner of the department of safety, and the commissioner of the department of
22 health and human services shall report to the committee on the feasibility, potential advantages,
23 and disadvantages of implementing a 10-hour per day, 4-day week for the employees of their
24 respective departments.

25 V. The members of the study committee shall elect a chairperson from among the members.
26 The first meeting of the committee shall be called by the first-named senate member. The first
27 meeting of the committee shall be held within 45 days of the effective date of this section. Three
28 members of the committee shall constitute a quorum.

29 VI. The committee shall report its findings and any recommendations for proposed
30 legislation to the president of the senate, the speaker of the house of representatives, the senate
31 clerk, the house clerk, the governor, and the state library on or before November 1, 2010.

32 6 Effective Date.

Amendment to SB 440

- Page 2 -



- 1 I. Sections 1-4 of this act shall take effect 60 days after its passage.
- 2 II. The remainder of this act shall take effect upon its passage.



2010-1085s

AMENDED ANALYSIS

This bill:

- I. Revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.
- II. Establishes a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.



Amendment to SB 440

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

2

3 AN ACT relative to executive branch ethics and establishing a committee to study the
4 impact of implementing a 10-hour per day, 4-day week for state employees.

5

6 Amend the bill by replacing all after section 4 with the following:

7

8 5 Committee Established. There is established a committee to study the impact of
9 implementing a 10-hour per day, 4-day week for state employees.

10 I. The members of the committee shall be as follows:

11 (a) Two members of the senate, appointed by the president of the senate.

12 (b) Four members of the house of representatives, appointed by the speaker of the house
13 of representatives.

14 II. Members of the committee shall receive mileage at the legislative rate when attending to
15 the duties of the committee.

16 III. The committee shall study the impact of implementing a 10-hour per day, 4-day week for
17 state employees. The committee shall solicit information and testimony from agencies and
18 individuals with experience and expertise that may be of assistance to the committee in the
19 performance of its study.

20 IV. On or before September 1, 2010, the commissioner of the department of administrative
21 services, the commissioner of the department of safety, the commissioner of the department of
22 corrections, the commissioner of the department of environmental services, and the commissioner of
23 the department of health and human services shall report to the committee on the feasibility,
24 potential advantages, and disadvantages of implementing a 10-hour per day, 4-day week for the
25 employees of their respective departments.

26 V. The members of the study committee shall elect a chairperson from among the members.
27 The first meeting of the committee shall be called by the first-named senate member. The first
28 meeting of the committee shall be held within 45 days of the effective date of this section. Three
29 members of the committee shall constitute a quorum.

30 VI. The committee shall report its findings and any recommendations for proposed
31 legislation to the president of the senate, the speaker of the house of representatives, the
32 chairpersons of the house and senate executive departments and administration committees, the

Amendment to SB 440

- Page 2 -

1 chairpersons of the house and senate finance committees, the house clerk, the governor, and the
2 state library on or before November 1, 2010.

3 6 Effective Date.

4 I. Sections 1-4 of this act shall take effect 60 days after its passage.

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



2010-1115s

AMENDED ANALYSIS

This bill:

I. Revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

II. Establishes a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.

Committee Minutes

**SENATE CALENDAR NOTICE
EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

Senator Jacalyn Cilley Chairman ✓
 Senator Martha Fuller Clark V Chairman
 Senator Betsi DeVries ✓
 Senator Michael Downing ✓
 Senator Sharon Carson ✓

*Start 3:24 pm
end 3:42 pm*

| | |
|--|--------------------------------------|
| For Use by Senate Clerk's Office ONLY | |
| <input type="checkbox"/> Bill Status | |
| <input type="checkbox"/> Docket | |
| <input type="checkbox"/> Calendar | |
| Proof: <input type="checkbox"/> Calendar | <input type="checkbox"/> Bill Status |

Date: March 1, 2010

HEARINGS

Monday

3/8/2010

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

LOB 101

2:00 PM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

| | | |
|---------|-------|---|
| 2:00 PM | SB348 | establishing the opticians governing board in the office of licensed allied health professionals. |
| 2:20 PM | SB440 | relative to executive branch ethics. |
| 2:40 PM | SB453 | relative to air quality in ice rinks. |
| 3:00 PM | SB494 | relative to legislative study committees. |
| 3:20 PM | SJR2 | endorsing the establishment of a statewide retiree medical trust for public employee health care reimbursement benefits after retirement. |

Sponsors:

SB348

Sen. Jacalyn Cilley
Rep. Kevin Hodges

Sen. Martha Fuller Clark
Rep. Daniel Sullivan

Sen. Betsi DeVries
Sen. Sharon Carson

Sen. Michael Downing
Rep. Maurice Pilotte

SB440

Sen. Amanda Merrill

Sen. Sheila Roberge

Rep. Janet Wall

SB453

Sen. Kathleen Sgambati
Sen. Peggy Gilmour
Rep. Beth Arsenaault

Sen. Jacalyn Cilley
Sen. Amanda Merrill
Rep. James Pilliod

Sen. Lou D'Allesandro
Sen. Bob Odell
Rep. Dennis Fields

Sen. Martha Fuller Clark
Sen. Sheila Roberge
Rep. J. David Knox

SB494

Sen. Michael Downing

Rep. Laurie Harding

Rep. Neal Kurk

Sen. Jacalyn Cilley

SJR2

Sen. Harold Janeway
Rep. John Reagan

Rep. Bernard Benn
Rep. Laurie Harding

Rep. Paul McEachern
Sen. Michael Downing

Sen. Jacalyn Cilley
Rep. Ken Hawkins

Executive Departments & Administration Committee Hearing Report

TO: Members of the Senate

FROM: Patrick Murphy, *Legislative Aide*

RE: Hearing report on SB440 relative to executive branch ethics.

HEARING DATE: March 8, 2010

MEMBERS OF THE COMMITTEE PRESENT:

Senator Cilley (Dist 6), Senator DeVries (Dist 18), Senator Downing (Dist 22), Senator Carson (Dist 14)

MEMBERS OF THE COMMITTEE ABSENT:

Senator Fuller Clark (Dist 24)

Sponsor(s):

Sen. Merrill, Dist 21; Sen. Roberge, Dist 9; Rep. Wall, Straf 7

What the bill does:

This bill revises certain voting, quorum, and complaint procedures of the executive branch ethics committee.

Supporters of the bill:

Senator Merrill, Dist 21; Rep. Wall, Straf 7; Attorney Head, Attorney Generals Office; Pat Quigley, Executive Branch Ethics Committee

Those in opposition to the bill:

None

Speaking to the bill/Neutral:

None

Summary of testimony received:

Senator Merrill, Dist 21

- Serves on the Legislative Ethics Committee and filed this legislation as a professional courtesy for the Executive Branch Ethics Committee. Most of the changes in this bill address the requirements for the number of committee members voting under different circumstances.

Attorney Head, Attorney Generals Office and Pat Quigley, Executive Branch Ethics Committee

- The Executive Branch Ethics Committee was established by statute in 2006 and is administratively attached to the Office of the Attorney General. The Executive Branch Ethics Committee, when fully appointed, has seven members. There are currently five members with two vacancies and one more will be leaving soon.
- This legislation is a request of the Executive Branch Ethics Committee and based upon votes from the Committee.
- The first change is on page 1, lines 12 through 15. And those address the ability of members of the Executive Branch Ethics Committee to be able to participate in federal elections. It is entirely a committee that is based upon state actors and they have no role relative to federal employees. As it is currently written, no member of the Committee would be able to participate in any way, including campaign contributions, in any federal election. So the first request that is being made is to insert state or local, which would identify where the restrictions occur for members of the Executive Branch Ethics Committee.
- The second change is beginning on line 20 of page 1, which deals with the first stage of several stages of a complaint process. When a complaint comes in, the Executive Branch Ethics Committee has the right to summarily dismiss a complaint if it is frivolous, scurrilous, retaliatory or plainly not within their jurisdiction. As the law currently reads, it is required that there be a unanimous vote in order to dismiss a, or summarily dismiss a complaint. The problem with that is if you are missing a member, you cannot dismiss what is clearly something that should not be before them because all members would not be present and therefore they would not be able to achieve a unanimous vote.
- The request that is being made is that the unanimous be qualified by unanimous vote of all members present for the meeting.
- The next change begins on page 1; line 30, which deal with the requirement that every complaint must be submitted to the party against whom the complaint is filed. This change would say that if there is a vote to summarily dismiss, the person against whom the complaint was filed would receive the complaint and the decision of the Executive Branch Ethics Committee.

Funding:

None

Action:

Executive Action is pending.

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Date: March 8, 2010
Time: 3:24 p.m.
Room: LOB 101

The Senate Committee on Executive Departments and Administration held a hearing on the following:

SB 440 relative to executive branch ethics.

Members of Committee present: Senator Cilley
Senator DeVries
Senator Downing
Senator Carson

The Chair, Senator Jacalyn L. Cilley, opened the hearing on SB 440 and invited the prime sponsor, Senator Amanda Merrill, to introduce the legislation.

Senator Jacalyn L. Cilley, D. 6: I'd like to open the hearing on Senate Bill 440 and recognize the prime sponsor. Welcome, Senator Merrill.

Senator Amanda Merrill, D. 21: Thank you very much.

Senator Jacalyn L. Cilley, D. 6: We don't often see you before ED&A.

Senator Amanda Merrill, D. 21: No, it's nice to be here. Thank you, Madam Chair, members of the Committee. For the record, I'm Amanda Merrill, Senate District 21, Dover, Durham, Epping, Lee and Rollinsford.

And one of the committees I serve on here in the Legislature is the Legislative Ethics Committee. So as kind of, I guess you could say, a professional courtesy I said sure, I'd be happy to put in a bill that's relative to the Executive Branch Ethics Committee. There are a couple of people behind me associated with the Committee, and I think I will let them go through the proposed changes. I think that would be most efficient. I would simply say that most of the changes proposed have to do with requirements for number of committee members voting under different circumstances. There's also one change regarding participation of the Executive Branch

Ethics Committee members in electoral politics, but most of it has to do with numbers required for different kinds of votes of the Committee.

So I will stop there. I'm happy to answer questions, but you may want to ask folks behind me.

Senator Jacalyn L. Cilley, D. 6: Okay, are there questions for Senator Merrill? Senator, thank you very much.

Senator Amanda Merrill, D. 21: Thank you. I'll go to Education.

Senator Jacalyn L. Cilley, D. 6: Enjoy Education.

Senator Amanda Merrill, D. 21: Thank you.

Senator Jacalyn L. Cilley, D. 6: I see Representative Wall has signed in, in support, but not wishing to speak. Okay, then we're going to go right to, there are no other legislators in the room on this bill, so we're going to go right to Attorney Head, who is very patient, has waited for well over an hour, I'm afraid. And with him is Pat Quigley.

Attorney Pat Quigley: I'm Attorney Pat Quigley, yes, and I'm a member of the Committee.

Senator Jacalyn L. Cilley, D. 6: Great, welcome. And for the record, if you would identify yourself.

Attorney Richard Head: Thank you, I'm Richard Head with the Attorney General's Office.

Attorney Quigley: I'm Pat Quigley, I'm with the Probate Court Administrative Office, and I'm a member of the Executive Branch Ethics Committee.

Attorney Head: And I will start and Pat will interrupt me, I'm sure, wherever I go off and deviate where I shouldn't.

The Executive Branch Ethics Committee was established by statute in 2006. They began meeting in 2007. They're administratively attached to the Office of the Attorney General, and I am assigned as their counsel within the office. The Executive Branch Ethics Committee, when fully appointed, has seven members. There are currently five members with two vacancies. And the legislation that is before you is presented at the request of the Executive Branch Ethics Committee and based upon votes from the Committee. I will

very quickly go through the changes and I would be happy to answer questions at any time.

The first change is on page 1, lines 12 through 15. And those address the ability of members of the Executive Branch Ethics Committee to be able to participate in federal elections. It is entirely a committee that is based upon state actors and they have no role relative to federal employees. But as it is currently written, no member of the Committee would be able to participate in any way, including campaign contributions, in any federal election. So the first request that is being made is to insert state or local, which would identify where the restrictions occur for members of the Executive Branch Ethics Committee.

The second change is beginning on lines, or line 20 of page 1, which deals with the first stage of several stages of a complaint process. When a complaint comes in, the Executive Branch Ethics Committee has the right to summarily dismiss a complaint if it is frivolous, scurrilous, retaliatory or plainly not within their jurisdiction. As the law currently reads, it is required that there be a unanimous vote in order to dismiss a, or summarily dismiss a complaint. The problem with that, of course, is if you are missing a member, you cannot dismiss what is clearly something that should not be before them because all members would not be present and therefore they would not be able to achieve a unanimous vote. And it would then necessarily, by law, require them to go to the second step of initial review. The request is being, that is being made is that the unanimous be qualified by unanimous vote of all members present for the meeting. That would require between four members, which is a quorum, up to seven members if all seven members are present. But to allow them to do it by unanimous vote of those that are present at the meeting.

Senator Jacalyn L. Cilley, D. 6: Could I just stop you there?

Attorney Head: Absolutely.

Senator Jacalyn L. Cilley, D. 6: While we're going part by part, I want to make sure that I understand this. So first of all, at least four members need to be in the room.

Attorney Head: Correct, that is the quorum.

Senator Jacalyn L. Cilley, D. 6: They would all have to vote that this is a frivolous thing and so it needs to be dismissed.

Attorney Head: Correct.

Senator Jacalyn L. Cilley, D. 6: Do I understand that it would then ... and a vote to dismiss complaint after only an internal review, a notice of investigation shall be by an affirmative vote of no less than five members. So this is a separate issue. I guess what I'm concerned about is what happens if subsequent to these four members who say this should be dismissed, there is a full committee meeting where all seven members are present. Although that wouldn't happen any time soon, because only five members are actually on this at the moment, but seven members are there. And the three that come on say why did you dismiss that? We didn't consider that so frivolous. I'm just maybe begging for a problem, but I'm just wondering.

Attorney Head: The mechanics of it would be that if it was voted at meeting where there was an absent member, that the absent member would not have a vote in that circumstance. So if they have a vote, there are let's say there are five of seven members present and two members disagreed but they were not present, the dismissal would be valid because it would have been, at least as under the new language, a vote to dismiss by all members present.

Senator Jacalyn L. Cilley, D. 6: Okay, they know ahead of time what's going to be on the agenda and if they felt that strongly about it, one would hope that they would be there.

Attorney Head: Before the meeting, they would get a copy of the complaint.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Quigley: And I just want to add that in fact we have had a number of cases that have either been frivolous and multiple cases that have been absolutely outside of our jurisdiction.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Quigley: And we don't want to be in the position where we need to carry over complaints that are outside of our jurisdiction because not everyone is there.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Head: The next change begins on page 1, line 30, which deals with the requirement as it currently reads that every complaint must be submitted to the party against whom the complaint is filed. And as was suggested, some of these on their face are so clearly not within their

jurisdiction or frivolous that there is a certain concern that you're going to be sending a complaint to an individual where the result may be obvious. But the Committee is not able to vote on that because there has to be, under the current law, a requirement that the complaint be sent to the party against whom the complaint is filed to give them, presumably, an opportunity to respond. The way the change would work is if there is a vote to dismiss for, or to summarily dismiss it, that the person against whom the complaint was filed would receive the complaint and the decision of the Executive Branch Ethics Committee. So for example, as has happened, if the complaint is clearly outside the jurisdiction of the Executive Branch Ethics Committee and they can tell that on its face, under the current law they would be required to send that to the person against whom the complaint was filed. Wait, because they only meet monthly. They would then have to wait another month for the next meeting to come up. That person against whom the complaint has been filed is presumably going to be responding to it. There's a certain amount of stress when a complaint is filed.

Senator Jacalyn L. Cilley, D. 6: I was going to say, spending a month with anxiety.

Attorney Head: Assuming that the next meeting has a quorum so that they can actually vote at the next meeting. If upon a facial reading of the complaint, it is clearly something that the Executive Branch Ethics Committee knows that they are going to dismiss summarily, it seems like an unnecessary step, unnecessary concern built into it. And the thought was simply, allow the Committee to vote and send after that point the complaint and the decision to the person against whom the complaint was filed.

Senator Jacalyn L. Cilley, D. 6: Senator Carson, did I see that you had a question on this?

Senator Sharon M. Carson, D. 14: Yes, I did. Thank you very much, Madam Chair. You talk about sending the complaint to the person who has been complained against, I guess, if you want to call it that. When that packet goes forward, do they get to see who filed that complaint against them? Or is that something that's withheld and then it's revealed at some given time? But initially, is that information forwarded?

Attorney Head: The way the law reads is that the complaint is forwarded to the individual against whom the complaint is filed. And there's no provision in the law currently to redact it.

Senator Sharon M. Carson, D. 14: Okay, so, may I follow-up, Madam Chair?

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Senator Jacalyn L. Cilley, D. 6: Certainly.

Senator Sharon M. Carson, D. 14: So it's my understanding that, say if I made a complaint, that that information with my name would go forward to the person that I've made the complaint against.

Attorney Head: I don't, I guess I'm, we haven't had... that is correct.

Senator Sharon M. Carson, D. 14: Thank you.

Senator Jacalyn L. Cilley, D. 6: Well, as a follow-up to that, the first part of this says each complaint shall be submitted in writing and signed under oath by the complainant. The sworn complaint shall be filed confidentially with the Committee and shall contain the name and the address of the Complainant. Is it your contention that when that's forwarded to the party

Attorney Head: As it goes on, so it is confidential as to the world, but as against the employee whom the complaint is filed against, it does go on to read, before any action is taken by the Committee, the executive branch official complained against shall be furnished with a copy of the complaint and a copy shall be sent to all the Committee members for review. So there's no allowance within the law currently for a redacted complaint to be sent to the party complained against.

Senator Jacalyn L. Cilley, D. 6: We, we're going to have to have you take a look, not in the midst of this hearing, but I think we certainly will not exec this, which I thought we might do today. I'd like you to see another bill that I'm trying to remember whether we passed out of Commerce last week, that has to do with filing complaints and how that's going to, because I do think there's an intersection between those two bills. And there are provisions within that bill.

Senator Betsi DeVries, D. 18: It's the whistleblower.

Senator Jacalyn L. Cilley, D. 6: The whistleblower's bill. And there are provisions within that bill that would allow for anonymity and I don't know whether those two are going to collide in this. So we'll want you to take a look at both of them and give us some guidance on that.

Attorney Head: Okay.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Head: Happy to. Going on, the next change is actually redundant of the second change, because their, twice within their statute does the requirement for a unanimous vote regarding summarily dismissing complaints come up. So that shows up again relative to the changes on page 2, lines 6 and 7. That's simply a redundant change.

And the last change is on page 2, line 16 and line 18. And the request there is relative to when there are sufficient number of recusals to reduce the membership of the Committee. It currently reduces it, or only allows substitutions when there are fewer than four members and the request is to make that fewer than five members because there's at least one vote that five members are required to be present for in order to have that dismissal be effective. So the thought was, since there's a requirement of five members, that the provision here match that requirement.

And with that, I'd be happy to answer any questions.

Senator Betsi DeVries, D. 18: Madam Chair.

Senator Jacalyn L. Cilley, D. 6: I just want to make sure I understand this part. Senator DeVries, go ahead.

Senator Betsi DeVries, D. 18: Thank you. And if you could just very quickly walk me through the quorum requirement to have your meeting is seven, did I hear?

Attorney Head: No, the total membership is seven under RSA 20 something, I can't remember the subsection of. There's not, let me go back. There's not a specific quorum provision within the Executive Branch Ethics Committee statute, so the default of the majority applies. Because they're a body of seven, a quorum is four.

Senator Betsi DeVries, D. 18: And follow-up if I might. And you are changing in this last piece that you were just speaking of on line 16 of page 2 and line 18 of page 2, five members predicated on what?

Attorney Head: This doesn't affect the quorum requirement, although I suspect that's why the four was originally selected. But as you can see, I think it's on here, maybe not.

Senator Jacalyn L. Cilley, D. 6: Section 2, Roman number II, requires five members.

Attorney Head: Yup. So there is a vote, so on the, when in the complaint process when an initial review is being performed, in order to dismiss it after an initial review, a vote of no fewer than five members is required. If they're not authorized to provide a substitute member when they're down to four, they would necessarily never be able to dismiss at that point and they would be required to go to the next stage because they would be unable to dismiss it. Which is a preliminary investigation which requires the assistance of an investigator from our office to go out there and actually begin a thorough investigation of the complaint. Because they only had four members, as opposed to being able to substitute a member who may, for whatever reason, have a conflict and not be able to vote. So the request is to be able to bring it to five to be able to match that voting, that requirement of voting to dismiss to five.

Senator Betsi DeVries, D. 18: Thank you.

Senator Jacalyn L. Cilley, D. 6: So I see some real issues here. It should be seven members, but it hasn't been since when?

Attorney Head: Ah, sometime over the summer. It's been a few months.

Senator Jacalyn L. Cilley, D. 6: So you really only have five.

Attorney Head: They only have five.

Attorney Quigley: Five, and in fact one has already submitted a resignation for the summer.

Attorney Head: So we'll soon be down to four.

Senator Betsi DeVries, D. 18: Wow.

Senator Jacalyn L. Cilley, D. 6: But we're going to have provisions in the law that you have to have five.

Attorney Head: For at least one type of vote, five members are required.

Senator Jacalyn L. Cilley, D. 6: Right.

Attorney Head: To dismiss a vote, to dismiss a complaint.

Senator Jacalyn L. Cilley, D. 6: Okay. And then, so let me come back to the earlier problem, the other problem in just a moment. But even this, it says the remaining participating members shall designate an alternate or

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alternates. So are you talking about the other two that should be there but aren't?

Attorney Head: This only addresses recusals. So if there are only, if there are five members, they would not be able to use this provision to, I'm sorry, there are only four members. So let's say the next member leaves and there's not anyone appointed, so there are only four members remaining on the Board (sic), this provision in, on page 2, section 4 of the bill, would not authorize the Committee to create a member to bring it up to five, they could only bring it up to five if there are five members, one recuses himself or herself and they may want to bring it back up to five. They can't bring it to five by virtue of a vacancy.

Senator Jacalyn L. Cilley, D. 6: So just so that I understand the logistics of this, it says any member of the Committee who is directly or indirectly involved in a complaint. For argument's sake, let's say one or two people are.

Attorney Head: Yup.

Senator Jacalyn L. Cilley, D. 6: Well, currently you only have five, one's about to leave, you're down to four. Could this be heard by two people?

Attorney Head: It could not be dismissed. This is only a dismissal requirement, the five vote.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Head: So what happens is, after the initial review is performed, the way is bill is set up is, is by a series of dismissals and failure to dismiss kicks it to the next step. So if they're unable to dismiss it, they will be required because of lack of members if for no other reason, they would be required and we would be required to designate an investigator to go out and investigate the complaint.

Senator Jacalyn L. Cilley, D. 6: Okay.

Attorney Head: Because there were insufficient members to get the five vote dismissal.

Senator Jacalyn L. Cilley, D. 6: Okay. Well, are there other questions? Alright, I think we're going to need to spend a little time with you both on the whistleblower's bill and this. As well as the fact that it seems to me that there are some problems just in the composition of the Board (sic) and what we expect from them. So I'd like to chat with you about that at some point.

Attorney Head: Happy to work with you. You don't happen to know the whistleblower's bill number, do you?

Senator Betsi DeVries, D. 18: I think it's on the floor of the Senate this week.

Senator Sharon M. Carson, D. 14: On the floor this Wednesday, yup.

Senator Jacalyn L. Cilley, D. 6: Okay.

Senator Betsi DeVries, D. 18: Coming out of Commerce.

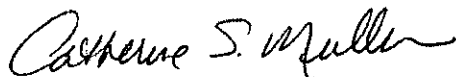
Senator Jacalyn L. Cilley, D. 6: So we can, we can send that over to you, Attorney Head. Okay, are there any other questions?

Senator Betsi DeVries, D. 18: There's an amendment as well.

Senator Jacalyn L. Cilley, D. 6: Alright, and seeing, was there anybody else who wanted to testify on Senate Bill 440? Okay, seeing no others, I'll close the hearing on Senate Bill 440.

Hearing concluded at 3:42 p.m.

Respectfully submitted,



Catherine S. Mullen
Senate Secretary
3/10/10

Speakers

Voting Sheets

Senate ED&A Committee

EXECUTIVE SESSION

Bill # SB 440

Hearing date: 3-8-10

Executive session date: 3-18-10

Motion of: OTP/A

VOTE: 5-0

Made by Cilley
Senator: Fuller Clark
 DeVries
 Downing
 Carson

Seconded Cilley
by Senator: Fuller Clark
 DeVries
 Downing
 Carson

Reported Cilley
by Senator: Fuller Clark
 DeVries
 Downing
 Carson

Motion of: Amendment 1085

VOTE: 5-0

Made by Cilley
Senator: Fuller Clark
 DeVries
 Downing
 Carson

Seconded Cilley
by Senator: Fuller Clark
 DeVries
 Downing
 Carson

Reported Cilley
by Senator: Fuller Clark
 DeVries
 Downing
 Carson

| <u>Committee Member</u> | <u>Present</u> | <u>Yes</u> | <u>No</u> | <u>Reported out by</u> |
|----------------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Senator Cilley, Chairman | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Fuller Clark, Vice-Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator DeVries | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Downing | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Carson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

*Amendments: OTP SC
MD

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: March 18, 2010

THE COMMITTEE ON Executive Departments and Administration
to which was referred Senate Bill 440

AN ACT relative to executive branch ethics.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 1115s

Senator Sharon M. Carson
For the Committee

Cathy Mullen 271-3067

New Hampshire General Court - Bill Status System

Docket of SB440

Docket Abbreviations

Bill Title: (New Title) relative to executive branch ethics and establishing a committee to study the impact of implementing a 10-hour per day, 4-day week for state employees.

Official Docket of SB440:

| Date | Body | Description |
|-------------|-------------|--|
| 01/06/2010 | S | Introduced and Referred to Executive Departments and Administration; SJ 1 , Pg.15 |
| 02/09/2010 | S | Hearing: === TIME CHANGE === March 2, 2010, Room 101, LOB, 3:00 p.m.; SC7 |
| 02/18/2010 | S | Hearing: === CANCELLED === March 2, 2010, Room 101, LOB, 3:45 p.m.; SC8 |
| 03/01/2010 | S | Hearing: ===RESCHEDULED=== March 8, 2010, Room 101, LOB, 2:20 p.m.; SC10 |
| 03/18/2010 | S | Committee Report: Ought to Pass with Amendment 1115s, NT, 3/24/10; SC12 |
| 03/24/2010 | S | Committee Amendment 1115s, NT, AA, VV; SJ 11 , Pg.209 |
| 03/24/2010 | S | Ought to Pass with Amendment 1115s, NT, MA, VV; OT3rdg; SJ 11 , Pg.209 |
| 03/24/2010 | S | Passed by Third Reading Resolution; SJ 11 , Pg.255 |
| 03/24/2010 | H | Introduced and Referred to Executive Departments and Administration; HJ 30 , PG.1521 |
| 03/31/2010 | H | Public Hearing: 4/8/2010 1:00 PM LOB 306 |
| 04/06/2010 | H | Executive Session: 4/13/2010 10:30 AM LOB 306 |
| 04/14/2010 | H | Committee Report: Ought to Pass with Amendment #1309h for April 21 (Vote 17-0; CC); HC 31 , PG.1526 |
| 04/14/2010 | H | Proposed Committee Amendment #1309h; HC 31 , PG.1556 |
| 04/21/2010 | H | Removed from Consent Calendar (Rep Harding); HJ 35 , PG.1654 |
| 04/21/2010 | H | Amendment #1309h Failed, VV; HJ 35 , PG.1687-1688 |
| 04/21/2010 | H | Floor Amendment #1497h (Rep Harding) Adopted, VV; HJ 35 , PG.1688-1689 |
| 04/21/2010 | H | Ought to Pass with Amendment #1497h: MA VV; HJ 35 , PG.1687-1689 |
| 05/19/2010 | S | Sen. Cilley Moved Nonconcur with House Amendment 1497h; Requests C of C, MA, VV; SJ 20 , Pg.645 |
| 05/19/2010 | S | President Appoints: Senators Merrill, Cilley and Carson; SJ 20 , Pg.645 |
| 05/19/2010 | H | House Accedes to Request for Comm of Conf (Rep Hess): MA VV; HJ 46 , PG.2241 |
| 05/19/2010 | H | Speaker Appoints: Reps Harding, P.McMahon, Schmidt & Reagan; HJ 46 , PG.2241 |
| 05/21/2010 | S | Committee of Conference Meeting: 5/25/2010 1:30 p.m., Room 101, LOB |
| 05/27/2010 | H | Conference Committee Report #2190, House Amendment + New Amendment, Filed; HC 43 , PG.2159 |
| 06/02/2010 | H | Conference Committee Report #2190 Adopted, VV; HJ 51 , PG.2281 |

| | | |
|------------|---|--|
| 06/02/2010 | S | Conference Committee Report 2190; Adopted, VV; SJ 21 , Pg.720 |
| 06/02/2010 | H | Enrolled; HJ 51 , PG.2326 |
| 06/02/2010 | S | Enrolled; SJ 21 , Pg.775 |
| 07/20/2010 | S | Vetoed by the Governor 07/20/2010 |

NH House

NH Senate

Contact Us

New Hampshire General Court Information Systems
107 North Main Street - State House Room 31, Concord NH 03301

Other Referrals

COMMITTEE REPORT FILE INVENTORY

SB 440

ORIGINAL REFERRAL

RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE SECRETARY AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

DOCKET (Submit only the latest docket found in Bill Status)

COMMITTEE REPORT

CALENDAR NOTICE on which you have taken attendance

HEARING REPORT (written summary of hearing testimony)

HEARING TRANSCRIPT (verbatim transcript of hearing)

List attachments (testimony and submissions which are part of the transcript) by number [1 thru 4 or 1, 2, 3, 4] here: _____

SIGN-UP SHEET

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

- AMENDMENT # 09745 - AMENDMENT # 11155
 - AMENDMENT # 10855 _____ - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

AS INTRODUCED _____ AS AMENDED BY THE HOUSE
 FINAL VERSION AS AMENDED BY THE SENATE

PREPARED TESTIMONY AND OTHER SUBMISSIONS (Which are not part of the transcript)

List by letter [a thru g or a, b, c, d] here: _____

EXECUTIVE SESSION REPORT

OTHER (Anything else deemed important but not listed above, such as amended fiscal notes):

IF YOU HAVE A RE-REFERRED BILL, YOU ARE GOING TO MAKE UP A DUPLICATE FILE FOLDER

DATE DELIVERED TO SENATE CLERK

10/5/10


COMMITTEE SECRETARY