

Bill as Introduced

SB 73 - AS INTRODUCED

2011 SESSION

11-1023

06/04

SENATE BILL **73**

AN ACT establishing a committee to study local options for evergreen clauses.

SPONSORS: Sen. D'Allesandro, Dist 20; Sen. Larsen, Dist 15; Sen. Merrill, Dist 21;
Rep. D. Sullivan, Hills 8

COMMITTEE: Public and Municipal Affairs

ANALYSIS

This bill establishes a committee to study local options for evergreen clauses.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT establishing a committee to study local options for evergreen clauses.

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

1 1 Committee Established. There is established a committee to study local options for evergreen
2 clauses.

3 2 Membership and Compensation.

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

5 (a) Three members of the senate, appointed by the president of the senate.

6 (b) Three members of the house of representatives, appointed by the speaker of the
7 house of representatives.

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

10 3 Duties. The committee shall study the provision that, until a new agreement is executed, the
11 terms of a collective bargaining agreement continue in effect in order to determine whether the
12 provision should be locally enabled rather than automatic.

13 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from
14 among the members. The first meeting of the committee shall be called by the first-named senate
15 member. The first meeting of the committee shall be held within 45 days of the effective date of this
16 section. Four members of the committee shall constitute a quorum.

17 5 Report. The committee shall report its findings and any recommendations for proposed
18 legislation to the president of the senate, the speaker of the house of representatives, the senate
19 clerk, the house clerk, the governor, and the state library on or before November 1, 2011.

20 6 Effective Date. This act shall take effect upon its passage.

Committee Minutes

**SENATE CALENDAR NOTICE
PUBLIC AND MUNICIPAL AFFAIRS**

ATTENDANCE

- ✓ Senator John Barnes, Jr. Chairman
- ✓ Senator Jeanie Forrester V Chairman
- ✓ Senator David Boutin
- ✓ Senator Amanda Merrill
- ✓ Senator Nancy Stiles

START : 10:30 AM
STOP : 10:31 AM

For Use by Senate Clerk's Office ONLY

Bill Status

Docket

Calendar

Proof: Calendar Bill Status

Date: January 27, 2011

HEARINGS

Tuesday

2/1/2011

PUBLIC AND MUNICIPAL AFFAIRS

State House 100

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

Comments: PLEASE NOTE ROOM CHANGE LOCATION.

- 9:00 AM SB85 naming a bay in the town of Meredith Johnson Bay.
- 9:15 AM HB77 relative to amendments to warrant articles.
- 9:20 AM SB91 relative to automatic fire suppression sprinklers.
- 10:20 AM SB115 relative to observing voter check-in.
- 10:30 AM SB73 establishing a committee to study local options for evergreen clauses.

Sponsors:

SB85

- | | | | |
|-----------------------|-----------------------|----------------------|----------------------|
| Sen. Jeanie Forrester | Sen. John Barnes, Jr. | Rep. Robert Greemore | Rep. Colette Worsman |
| Rep. Dennis Fields | Sen. David Boutin | Sen. Jeb Bradley | Sen. Peter Bragdon |
| Sen. Sharon Carson | Sen. Lou D'Allesandro | Sen. Tom De Blois | Sen. John Gallus |
| Sen. Gary Lambert | Sen. Sylvia Larsen | Sen. Chuck Morse | Sen. Bob Odell |
| Sen. Jim Rausch | | | |

HB77

- | | | | |
|-----------------------|------------------------|-----------------------|-------------------|
| Rep. Kathleen Hoelzel | Rep. Timothy Comerford | Sen. John Barnes, Jr. | Sen. David Boutin |
| Rep. Gene Chandler | Rep. Shawn Jasper | Rep. Joe Duarte | |

SB91

- | | | | |
|------------------------|-----------------------|----------------------|--------------------|
| Sen. David Boutin | Sen. John Barnes, Jr. | Sen. Jeb Bradley | Sen. Tom De Blois |
| Sen. John Gallus | Sen. Fenton Groen | Sen. Andy Sanborn | Sen. Raymond White |
| Rep. William Infantine | Rep. Kenneth Hawkins | Rep. Jennifer Coffey | Rep. Leo Pepino |
| Rep. Thomas Keane | | | |

SB115

- | | | | |
|--------------------|-------------------|-----------------|-----------------------|
| Sen. David Boutin | Rep. Shawn Jasper | Rep. Joe Duarte | Sen. John Barnes, Jr. |
| Sen. Sharon Carson | | | |

SB73

- | | | | |
|-----------------------|--------------------|---------------------|----------------------|
| Sen. Lou D'Allesandro | Sen. Sylvia Larsen | Sen. Amanda Merrill | Rep. Daniel Sullivan |
|-----------------------|--------------------|---------------------|----------------------|

Public and Municipal Affairs Committee

Hearing Report

TO: Members of the Senate

FROM: Deb Martone, Legislative Aide

RE: Hearing report on SB 73 – establishing a committee to study local options for evergreen clauses.

HEARING DATE: February 1, 2011

MEMBERS OF THE COMMITTEE PRESENT: Senators Barnes, Forrester, Merrill and Stiles.

MEMBERS OF THE COMMITTEE ABSENT: Senator Boutin.

Sponsor(s): Senators D'Allesandro, Larsen and Merrill; Representative Sullivan;

What the bill does: establishes a committee to study local options for evergreen clauses.

Who supports the bill: Senators D'Allesandro, Larsen and Merrill; Representatives Sullivan and Duarte; Rick Twombly, NEA-NH; Brian Hawkins, SEA and SEIU Local 1984; Esther Dickinson, PFFNH;

Who opposes the bill: Senator Odell; Judy Silva, NHMA;

Summary of testimony received:

- Senator D'Allesandro introduced the bill, but explained that it was problematic. The bill was drafted incorrectly. He is requesting to withdraw the bill.
- Sen. Odell's remarks on SB 1-FN on the Senate floor are in the record and part of the testimony. As a result of this discussion, we're in good shape as we speak. All the bases are covered.
- Rick Twombly of NEA-NH respects the wishes of Senator D'Allesandro. However, there are some local contracts with evergreen clauses sitting out

there. He will gather information for Senator D'Allesandro to aid in the discussion of this issue for next year's session.

- Senator Bob Odell supports the request of Senator D'Allesandro.

Action: Based on Senator D'Allesandro's request to withdraw the bill, Senator Barnes made a motion of Inexpedient to Legislate. Senator Stiles seconded the motion. The motion passed on a vote of 4-0. Senator Barnes will report the bill out of committee.

dam

[file: SB 73 report]

Date: February 2, 2011

Speakers

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: February 1, 2011

THE COMMITTEE ON Public and Municipal Affairs

to which was referred Senate Bill 73

AN ACT establishing a committee to study local options for
 evergreen clauses.

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

IS INEXPEDIENT TO LEGISLATE

BY A VOTE OF: 4-0

AMENDMENT # s

Senator John S. Barnes, Jr.
For the Committee

Debra Martone 271-3092

New Hampshire General Court - Bill Status System

Docket of SB73

Docket Abbreviations

Bill Title: establishing a committee to study local options for evergreen clauses.*Official Docket of SB73:*

Date	Body	Description
1/19/2011	S	Introduced and Referred to Public and Municipal Affairs, SJ 3 , Pg.34
1/27/2011	S	Hearing: 2/1/11, Room 100 State House, 10:30 a.m.; SC9
2/8/2011	S	Committee Report: Inexpedient to Legislate, 2/16/2011; SC11
2/16/2011	S	Inexpedient to Legislate, MA, VV === BILL KILLED ===, SJ 6 , Pg.57

NH House

NH Senate

Other Referrals

COMMITTEE REPORT FILE INVENTORY

SB 73 ORIGINAL REFERRAL

_____ RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE AIDE 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.

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

X COMMITTEE REPORT

X CALENDAR NOTICE

X HEARING REPORT

_____ PREPARED TESTIMONY AND OTHER SUBMISSIONS HANDED IN AT THE PUBLIC HEARING

X SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

_____ - AMENDMENT # _____ _____ - AMENDMENT # _____
_____ - AMENDMENT # _____ _____ - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

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

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

DATE DELIVERED TO SENATE CLERK

07/27/11

BY:

Debra A. Martore
COMMITTEE AIDE