

Bill as
Introduced

HB 1553 - AS INTRODUCED

2012 SESSION

12-2485
09/10

HOUSE BILL **1553**

AN ACT repealing obsolete and outdated provisions of the Revised Statutes Annotated.

SPONSORS: Rep. Davenport, Rock 12; Rep. Luther, Belk 4; Rep. Krasucki, Hills 26; Rep. Itse, Rock 9; Rep. Cohn, Merr 6; Rep. Bowers, Sull 3; Rep. Lambert, Hills 27

COMMITTEE: Constitutional Review and Statutory Recodification

ANALYSIS

This bill repeals certain obsolete and outdated provisions of the Revised Statutes Annotated.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT repealing obsolete and outdated provisions of the Revised Statutes Annotated.

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

- 1 1 Repeal; Agriculture. RSA 184-A, relative to northeast interstate dairy compact, is repealed.
- 2 2 Repeal; Education. The following are repealed:
 - 3 I. RSA 6:12, I(b)(139), relative to moneys deposited in the special teacher competence fund.
 - 4 II. RSA 186:7-a, relative to the special teacher competence fund.
 - 5 III. RSA 186-C:7-a, IV, relative to revisions to the interagency agreement for special
 - 6 education.
 - 7 IV. RSA 186-C:21, III, relative to a plan provided by the executive planning commission on
 - 8 special education.
 - 9 V. RSA 188-F:27, V, relative to education and training requirements for fish and game
 - 10 officers.
 - 11 VI. RSA 188-F:27, VI, relative to education and training of investigators under RSA 106-A
 - 12 and RSA 287-E.
 - 13 VII. RSA 188-F:35, II, relative to training of campus security officers.
 - 14 VIII. RSA 193:37, relative to a report and recommendations on the parents and teachers
 - 15 programs.
 - 16 IX. RSA 193-E:2-b, III, relative to determination of the cost of an adequate education.
 - 17 X. RSA 193-E:3-c, III and V, relative to reports and recommendations regarding the
 - 18 performance-based school accountability system.
 - 19 XI. RSA 195-D:4, II, relative to the board of directors of the New Hampshire health and
 - 20 education authority.
 - 21 XII. RSA 198:4-d, III-a, relative to a report on school accounting standards.
 - 22 ~~XIII. RSA 198:16, I and IV, relative to certification by the department of education~~
 - 23 ~~regarding funding of education for school children in unincorporated towns and unorganized places~~
 - 24 ~~XIV. RSA 198:48 b, II, relative to kindergarten adequate education grants.~~
- 25 3 Repeal; Health and Human Services. The following are repealed:
 - 26 ~~I. RSA 151-C:4, III-a, relative to certificates of need.~~
 - 27 II. RSA 151-C:4, IV, relative to evaluation of the standard of need for nursing homes and
 - 28 rehabilitation facilities.
 - 29 III. RSA 151-C:4, VII, relative to the certificate of need for a nursing home facility in
 - 30 Strafford county.
 - 31 IV. RSA 151-E:6, III, relative to implementation of the acuity-based reimbursement system.

IV ←

1 V. RSA 151-E:6-c, IV, relative to changes to the payment system for Medicaid services in
2 nursing facilities.

~~3 4 Repeal, Uniform Commercial Code. RSA 382-A:9-710 (a) and (c), relative to former filing office
4 duties under the uniform commercial code, are repealed.~~

~~5 5 Repeal, Probate Courts. The following are repealed:~~

~~6 I. RSA 547:19-b, relative to probate judge retirement due to constitutional age limit.~~

~~7 II. RSA 560:3, II, relative to notice of dower and curtesy claims.~~

8 6 Effective Date.

9 I. Paragraph I of section 3 of this act shall take effect July 1, 2012.

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

Amendments



Rep. O'Brien, Hills. 4
Rep. Bettencourt, Rock. 4
Rep. Manuse, Rock. 5
Rep. Baldasaro, Rock. 3
Rep. Davenport, Rock. 12
Rep. L. Jones, Straf. 1
Sen. Forsythe, Dist. 4
Sen. Groen, Dist. 6
February 17, 2012
2012-0901h
01/04

Amendment to HB 1553

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

2
3 AN ACT repealing obsolete and outdated provisions of the Revised Statutes Annotated and
4 repealing insurance mandates relative to coverage for contraception.

5
6 Amend the bill by replacing all after section 5 with the following:

7
8 6 Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive Devices and for
9 Contraceptive Services; Group; Religious Exemption. Amend RSA 415:18-i to read as follows:

10 415:18-i Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive Devices
11 and for Contraceptive Services. Each insurer that issues or renews any group policy of accident or
12 health insurance providing benefits for medical or hospital expenses, which provides coverage for
13 outpatient services shall provide to each group, or to the portion of each group comprised of
14 certificate holders of such insurance who are residents of this state, coverage for outpatient
15 contraceptive services under the same terms and conditions as for other outpatient services.
16 "Outpatient contraceptive services" means consultations, examinations, and medical services,
17 provided on an outpatient basis and related to the use of contraceptive methods to prevent
18 pregnancy which has been approved by the U.S. Food and Drug Administration. Each insurer that
19 issues or renews any policy of group accident or health insurance providing benefits for medical or
20 hospital expenses which provides a prescription rider shall cover all prescription contraceptive drugs
21 and prescription contraceptive devices approved by the U.S. Food and Drug Administration under
22 the same terms and conditions as other prescription drugs. Nothing in this section shall be
23 construed as altering the terms and conditions of a contract relating to prescription drugs and
24 outpatient services. *Nothing in this section shall prohibit any private institution or*
25 *physician, or any agent or employee of the institution or physician, or any employee of a*
26 *public institution acting under directions of a physician from refusing to provide*
27 *contraceptive procedures, supplies, and information when the refusal is based upon*
28 *religious or conscientious objection. No such institution, employee, agent, or physician*



1 *shall be held liable for the refusal.*

2 7 Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive Devices and for
3 Contraceptive Services; Health Service Corporations; Religious Exemption. Amend RSA 420-A:17-c
4 to read as follows:

5 420-A:17-c Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive
6 Devices and for Contraceptive Services. Every health service corporation and every other similar
7 corporation licensed under the laws of another state that issues or renews any policy of group
8 accident or health insurance providing benefits for medical or hospital expenses, which provides
9 coverage for outpatient services shall provide to each group, or to the portion of each group
10 comprised of certificate holders of such insurance who are residents of this state, coverage for
11 outpatient contraceptive services under the same terms and conditions as for other outpatient
12 services. "Outpatient contraceptive services" means consultations, examinations, and medical
13 services, provided on an outpatient basis and related to the use of contraceptive methods to prevent
14 pregnancy which has been approved by the U.S. Food and Drug Administration. Each health service
15 corporation and every other similar corporation licensed under the laws of a different state that
16 issues or renews any group policy of accident or health insurance providing benefits for medical or
17 hospital expenses which provides a prescription rider shall cover all prescription contraceptive drugs
18 and prescription contraceptive devices approved by the U.S. Food and Drug Administration under
19 the same terms and conditions as other prescription drugs. Nothing in this section shall be
20 construed as altering the terms and conditions of a contract relating to prescription drugs and
21 outpatient services. *Nothing in this section shall prohibit any private institution or*
22 *physician, or any agent or employee of the institution or physician, or any employee of a*
23 *public institution acting under directions of a physician from refusing to provide*
24 *contraceptive procedures, supplies, and information when the refusal is based upon*
25 *religious or conscientious objection. No such institution, employee, agent, or physician*
26 *shall be held liable for the refusal.*

27 8 Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive Devices and for
28 Contraceptive Services; Health Maintenance Organizations; Religious Exemption. Amend RSA 420-
29 B:8-gg to read as follows:

30 420-B:8-gg Coverage for Prescription Contraceptive Drugs and Prescription Contraceptive
31 Devices and for Contraceptive Services. Every health maintenance organization and every other
32 similar corporation licensed under the laws of another state that issues or renews any policy of group
33 health insurance providing benefits for medical or hospital expenses, which provides coverage for
34 outpatient services shall provide to each group, or to the portion of each group comprised of
35 certificate holders of such insurance who are residents of this state, coverage for outpatient
36 contraceptive services under the same terms and conditions as for other outpatient services.
37 "Outpatient contraceptive services" means consultations, examinations, and medical services,



1 provided on an outpatient basis and related to the use of contraceptive methods to prevent
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3 maintenance organization and every other similar corporation licensed under the laws of another
4 state that issues or renews any group health insurance providing benefits for medical or hospital
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6 prescription contraceptive devices approved by the U.S. Food and Drug Administration under the
7 same terms and conditions as other prescription drugs. Nothing in this section shall be construed as
8 altering the terms and conditions of a contract relating to prescription drugs and outpatient services.
9 *Nothing in this section shall prohibit any private institution or physician, or any agent or*
10 *employee of the institution or physician, or any employee of a public institution acting*
11 *under directions of a physician from refusing to provide contraceptive procedures,*
12 *supplies, and information when the refusal is based upon religious or conscientious*
13 *objection. No such institution, employee, agent, or physician shall be held liable for the*
14 *refusal.*

15 9 Effective Date.

16 I. Paragraph I of section 3 of this act shall take effect July 1, 2012.

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



2012-0901h

AMENDED ANALYSIS

This bill repeals certain obsolete and outdated provisions of the Revised Statutes Annotated.

This bill also adds a religious exemption to the insurance mandates relative to coverage for contraception.

Rep. Davenport, Rock. 12
Rep. Cartwright, Ches. 2
February 21, 2012
2012-0965h
09/01

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4 I. RSA 186:7-a, relative to the special teacher competence fund.

5 II. RSA 186-C:21, III, relative to a plan provided by the executive planning commission on
6 special education.

7 III. RSA 188-F:27, V, relative to education and training requirements for fish and game
8 officers.

9 IV. RSA 188-F:27, VI, relative to education and training of investigators under RSA 106-A
10 and RSA 287-E.

11 V. RSA 188-F:35, II, relative to training of campus security officers.

12 VI. RSA 193:37, relative to a report and recommendations on the parents and teachers
13 programs.

14 VII. RSA 193-E:3-c, III and V, relative to reports and recommendations regarding the
15 performance-based school accountability system.

16 VIII. RSA 195-D:4, II, relative to the board of directors of the New Hampshire health and
17 education authority.

18 IX. RSA 198:4-d, III-a, relative to a report on school accounting standards.

19 X. RSA 198:48-b, II, relative to kindergarten adequate education grants.

20 2 Repeal; Health and Human Services. The following are repealed:

21 I. RSA 151-C:4, IV-VII, relative to certificate of need prohibitions.

22 II. RSA 151-E:6, III, relative to implementation of the acuity-based reimbursement system.

23 III. RSA 151-E:6-c, IV, relative to changes to the payment system for Medicaid services in
24 nursing facilities.

25 3 Repeal; Uniform Commercial Code. RSA 382-A:9-710 (a) and (c), relative to former filing office
26 duties under the uniform commercial code, are repealed.

27 4 Repeal; Probate Courts. RSA 560:3, II, relative to notice of dower and curtesy claims, is
28 repealed.

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24 are repealed.

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Speakers

Hearing Minutes

HOUSE COMMITTEE ON
CONSTITUTION REVIEW AND STATUTORY RECODIFICATION

PUBLIC HEARING ON HB 1553

BILL TITLE: repealing obsolete and outdated provisions of the Revised Statutes Annotated.

DATE: February 21, 2012

LOB ROOM: 206 **Time Public Hearing Called to Order:** 11:00 am

Time Adjourned: 11:20 am

(Please circle if present)

Committee Members: Reps. Itse, Cebrowski, Cartwright, Cohn, Davenport, P. Brown, Krasucki, Luther, Peckham, Reichard, Weeder, Serlin, Katsiantonis, Richardson, Coulombe and A. Schmidt.

Bill Sponsors: Rep. Davenport, Rock 12; Rep. Luther, Belk 4; Rep. Krasucki, Hills 26; Rep. Itse, Rock 9; Rep. Cohn, Merr 6; Rep. Bowers, Sull 3; Rep. Lambert, Hills 27

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Davenport: sponsor – introduced

Rep. Brown: Refresh memory, this is a bill to Recodify revised statutes: Retained help this past summer to review outdated statues – Expecting help from OLS for help or continuing of recodifying bills on a continuing basis – Need to listen to feed back from outsider.

Davenport: An example of outdated language RSA 560:3, is somebody still alive to eliminate the date on this RSA.

Rep. Manuse: Recognized: HR 29 by product sent to Veterans Affairs – Introduced amendment 2012-0901h blurb of amendment to not accept contraception as part of Obama-care.

Rep. Smidt: Original bills were to clean up old statues – question: How can you introduce this amendment as a clean up bill?

Manuse: Disagrees that.

Smidt: Another question: Confusion between consign of individual vs. organization – How can you impose decision making on consign issue?

Manuse: This is about religious liberty not consign without government intervention – This is a freedom on consign and religion issues.

Rep. Coulombe: Suspension of church and state: on phrase “Freedom of Religion and not Freedom of Religions.

Rep. Serlin: This amendment had nothing to do with consign intent of HB 1553.

Manuse: Does not agree, this is an amendment.

Rep. Brown: Ruling no longer Germaine to talk about amendment – Need to talk about HB 1553.

Rep. Richardson: This amendment had no notification that it was going forward with this amendment. – Do not understand how nobody from this committee introduced this bill.

Manuse: Chairman Itse knew this amendment was going to be introduced.

Judith Fillion: NADOE – opposed – Teacher fund referred to RSA 186-C74 says this is not obsolete – Line 16-22 phase 1, not obsolete – will get back to this committee if still needed.

Rep. Schmidt: Teachers competence fund by is this needed? Ans: If it lapse to general fund, if line item is instituted.

John Wallace: NH Dept of Health & Human Services – does not support or oppose – Referencing 151 c 3 A: Moratorium on beds for hospitals – Ask to revise Sect 3 paragraph and RSA 151 c 4, 5, 6, 7 and leave 3A out of mix leave 2 & 3, clean up.

Richardson: We are not a policy committee – just cleaning up dead wood.

Leslie Melby: NHHA – Reference RSA 151-c 4 111 – A still needed – Request read of line 26.

Lorraine Merrill: Dept of Agriculture – opposed – Ref. RSA 184 – A. Likes principle of bill but does want in-part this RSA repealed – Although this RSA is dominant, still needed as a back up – Helped East coast Interstate Dairy Supply.

Bob Wellington: Agri-Mark Co-op – opposed – Against RSA 184 – A being repealed as Lorraine Merrill.

Jeff Holmes: NH Farm Bureau – opposed – Against RSA 184-A as well.

Stewart Yeaton: Self Dairy Farm – Against RSA 184-A.

Robert Johnson: NH Farm Bureau – Against RSA 184-A.

Bob Dunn: NH Health Care Assoc. – supports line 26

Howard Zibel: Judicial Branch – opposes line 26 – RSA 547:19-b – This RSA still in effect.

Jennifer Frizzell: Planned Parenthood of NNE – opposed – Against amendment brought by Manuse, if added to bill.

Rep. Itse: There will be another hearing if amendment added.

Serlin: Is this amendment proper for this bill?

Cartwright: Question - we have preview to review of constitutional issue.

Respectfully submitted,

Rep. Reichard
Acting Clerk

Ken Ritt : 4/25/2012

HOUSE COMMITTEE ON
CONSTITUTION REVIEW AND STATUTORY RECODIFICATION

PUBLIC HEARING ON HB 1553

BILL TITLE: repealing obsolete and outdated provisions of the Revised Statutes
Annotated.

DATE: 2/21/12

LOB ROOM: 206

Time Public Hearing Called to Order:

Time Adjourned:

(please circle if present)

Committee Members: Reps. Itse, Cebrowski, Cartwright, Cohn, Davenport, P. Brown, Krasucki, Luther, Peckham, Reichard, Weeden, Serlin, Katsiantonis, Richardson, Coulombe and A. Schmidt.

Bill Sponsors: Rep. Davenport, Rock 12; Rep. Luther, Belk 4; Rep. Krasucki, Hills 26; Rep. Itse, Rock 9; Rep. Cohn, Merr 6; Rep. Bowers, Sull 3; Rep. Lambert, Hills 27

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

2/21/2012 — Chuck Rep BROWN
Open HB 1553
Intro. Rep Davenport Testimony

- Brown — Rep Davenport introduction.
Refresh memory, this is a BILL TO
Recod. Frontier Statutes;
Retained Help this ~~is~~ PAST SUMMER
TO REVIEW OUTDATED STATUTES.
- Expert's Help FROM OLS FOR
Help in Continuation of Recod. Fris
BILLS ON A CONTINUING BASIS.
- Need TO LISTEN TO FEEDBACK FROM
OUTSIDE

Davenport an example of outdated
Language RSA 560:3,
IS SOMEBODY IS STILL PLINE TO ELIMINATE
THE DATE ON THIS RSA.

- Rep answer Recognized: HR 29 By product.
Sent TO ~~Veterans~~ Veterans Affairs:
Introduction Amendment: 2012-0901h
BLIND OF AMENDMENT TO NOT ACCEPT
CONTRADICTIONS AS PART OF OBAMA CARE

Rep Schmitt's ORIGINAL BILL WAS TO CLEAN UP
OLD STATUTES; QUESTION HOW CAN YOU
INTRODUCE THIS AMENDMENT AS A
CLEANUP BILL

Rep. Inoué Disagrees that

and question "Schmitt": Confusion Between
Concept of individual vs organization.

~~#1000~~

How can you impose decision making
on a consequent issue
Inoué: This is about Religious
Liberty, not conscience, without
government intervention. This
is a freedom of conscience &
religion issue.

Rep
Coulter: Separation of Church & State;

Inoué: Freedom of Religion & not Freedom
of Religion.

Rep. Seclow: Debate Report

~~This debate is not about original~~

This Amendment has nothing to do with
original intent of HB 153

Inoué does not agree, this is an ^{Amendment} ~~Amendment~~

Brown: Ruling no longer German to talk
about Amendment

Need to talk about HB 1553.

Richardson; ~~no need~~ the amendment ^{was} ~~was~~ no notification that it was going forward with this amendment.

- Do not understand how nobody ~~was~~ from this committee introduced this bill

- Answer; Chairman "it's ^{keep} ~~not~~ this amendment was going to be introduced.

~~to~~ Judge Fallon from NADOB
Tender Fund; Reference to RSA 186-C:74
says this is not obsolete.

alone 16 - 22 page 1, not obsolete.
will get back to this committee.
- IF still needed.

~~got it~~

Rep Schmitt; Teaching Competing Fund
By is this needed;

Answer: JF - if it lapse to general
Fund, IF line item is instituted

John Wallace: From NH D H H S:

Reference: 151 C 3 A: Inpatient care in
Beds for Hospitals:

Ask to Review Section 3 Paragraph 1

RSA
Annul V 151 c4 5, 6, 7 ^{KEEP} + leave 3 A
out of mix leave 2 & 3, clean up

"Richardson": we are not a policy
committee: just cleaning up dead wood

"Leslie Melby": ~~NHAA~~ NHHA:
Refer RSA 151-C4 111-A still
needed. Request Revul of line 24

"Connie Merrill": NH Dept of Agr.
Ref. RSA 184-A likes principle
of Bill but does not ^{want} ~~use~~ this RSA
Repealed. Although this RSA is
Department still needed as a backup.
Helped East coast maintain dairy ~~spot~~
supply.

"Bob Wellington": Agr. - ment CO-OP;
— Against RSA 184-A ^{being} ~~was~~ ~~sent~~
as Connie Merrill.

Julie Holmes: NH Farm Bureau
Against RSA 184-A as well:

Stewart Ventol - Self Dairing Farmer,
Against RSA 184-A.

Robert Johnson, did not speak
against RSA 184-A.

BOB Down; NH Health Care Ass.
Support Line 26 ~~repealed~~
Ref. but monitoring in "

"Howard Zibel"; Lawyer Judicial Branch
oppose: Line 6 RSA 547:19-b
This RSA still in effect.

Richardson: Ref. Line 7^{-RSA 560:3}-wants to
know what this was for.

JENNIFER FRIZZELL: PP of NNE.
Against Amendment Brought by Governor,
if added to this Bill.

Cham: You will be another hearing
if amendment added.

Sen Lin: Is this Amendment proper for
this Bill.

CHART WRIGHT: questions we have prior
to Review of Constitutional Issues -

11:20 AM
Bill Fund VHS 1553 TO 1 P.M.

Kevin Reichard
Rep. Hi R/M

Testimony

HB 1553 Deadwood statutes overview

Fellow committee members,

We retained an intern over the summer to review the RSAs and identify obsolete statutes. We then had a subcommittee review the findings and recommend statutes for repeal. The process is new, or being reinvented, as part of recodification, and we operated under the assumption that the bill would be divided and sent to respective committees for expert oversight. For that reason, in a few instances we included for repeal statutes that seemed likely to be obsolete but that required further research to verify that status.

The foreseen process has not occurred. In order to recover the value from the time spent on the process, on Tuesday our committee will need to hold the public hearing on the bill, move to executive session, amend out RSAs that are not ready for repeal, and then vote on the final language.

This document is to facilitate that process. First is the text of the bill. The bill is then broken down, with the heading in bold, then brief notes in italics, then the text that is to be repealed. Our subcommittee was focused on the simplest fixes, primarily statute that was expired.

Please review the document for Tuesday, so that we may move quickly and still have the benefit of committee member expertise and oversight.

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IV. RSA 186-C:21, III, relative to a plan provided by the executive planning commission on special education.

V. RSA 188-F:27, V, relative to education and training requirements for fish and game officers.

VI. RSA 188-F:27, VI, relative to education and training of investigators under RSA 106-A and RSA 287-E.

VII. RSA 188-F:35, II, relative to training of campus security officers.

VIII. RSA 193:37, relative to a report and recommendations on the parents and teachers programs.

IX. RSA 193-E:2-b, III, relative to determination of the cost of an adequate education.

X. RSA 193-E:3-c, III and V, relative to reports and recommendations regarding the performance-based school accountability system.

XI. RSA 195-D:4, II, relative to the board of directors of the New Hampshire health and education authority.

XII. RSA 198:4-d, III-a, relative to a report on school accounting standards.

XIII. RSA 198:16, I and IV, relative to certification by the department of education regarding funding of education for school children in unincorporated towns and unorganized places.

XIV. RSA 198:48-b, II, relative to kindergarten adequate education grants.

3 Repeal; Health and Human Services. The following are repealed:

I. RSA 151-C:4, III-a, relative to certificates of need.

II. RSA 151-C:4, IV, relative to evaluation of the standard of need for nursing homes and rehabilitation facilities.

III. RSA 151-C:4, VII, relative to the certificate of need for a nursing home facility in Strafford county.

IV. RSA 151-E:6, III, relative to implementation of the acuity-based reimbursement system.

V. RSA 151-E:6-c, IV, relative to changes to the payment system for Medicaid services in nursing facilities.

4 Repeal; Uniform Commercial Code. RSA 382-A:9-710 (a) and (c), relative to former filing office duties under the uniform commercial code, are repealed.

5 Repeal; Probate Courts. The following are repealed:

I. RSA 547:19-b, relative to probate judge retirement due to constitutional age limit.

II. RSA 560:3, II, relative to notice of dower and curtesy claims.

6 Effective Date.

I. Paragraph I of section 3 of this act shall take effect July 1, 2012.

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

1 Repeal; Agriculture. RSA 184-A, relative to northeast interstate dairy compact, is repealed.

I'm not including the entire text, as its long. However, its an easy call as the compact has expired. Here's a link if you wish to review it:

<http://maisonbisson.com/nhrsa/rsa/184-a-1-compact/>

2 Repeal; Education. The following are repealed:

I. RSA 6:12, I(b)(139), relative to moneys deposited in the special teacher competence fund.

II. RSA 186:7-a, relative to the special teacher competence fund.

We had a research note requirement for 186:7-a. Repeal of RSA 6:12 was added by OLS, not our subcommittee. This statute is still in effect. Both items should be removed from the bill.

III. RSA 186-C:7-a, IV, relative to revisions to the interagency agreement for special education.

Part IV is boot-strap language and can be removed with no effect.

IV. The commissioners of the departments of education and health and human services shall submit a copy of the interagency agreement for special education, reflecting changes required under this section, to the appropriate standing committees of each house of the general court on or before October 1, 2008, and shall submit any subsequent amendments or revisions to the agreement to the appropriate standing committees of the house and senate, no later than 60 days after adoption of the amendments or revisions. Prior to adopting any revisions or amendments to the agreement, the commissioners shall jointly solicit input from relevant advisory committees and the public.

IV. RSA 186-C:21, III, relative to a plan provided by the executive planning commission on special education.

Date Obselecence.

III. The plan shall include, but not be limited to, the identification of persons or agencies responsible, timelines, resources, and any necessary statutory, regulatory, or policy changes. The commission shall provide the plan and any other recommendations the commission deems necessary and appropriate to the general court and the governor by June 1, 2010, and may at any time prior to said date propose any initiatives which may be implemented earlier.

V. RSA 188-F:27, V, relative to education and training requirements for fish and game officers.

Grandfathering language. Our calculations showed that it was extremely unlikely anyone was still covered by this.

V. Any employee of the New Hampshire fish and game department who has the general power to enforce all criminal laws of the state serving under permanent appointment prior to August 23, 1979, shall not be required to meet any requirements of paragraphs I and III.

VI. RSA 188-F:27, VI, relative to education and training of investigators under RSA 106-A and RSA 287-E.

Grandfathering language. Unlikely to still be relevant.

VI. Any investigator who has the power to enforce the criminal laws under RSA 106-A and RSA 287-E and rules of the lottery commission, the department of safety, or the racing and charitable gaming commission and who was serving under a permanent appointment prior to July 1, 1986, shall not be required to meet the requirements of paragraphs I and III; however, any investigator referred to in this paragraph shall complete such limited programs as may be prescribed by the police standards and training council under this section within one year of the date the programs are required. Should any investigator exempted from the requirements of paragraphs I and III of this section by this paragraph terminate employment with the department of safety and be hired as a police officer by another police department of the state or a political subdivision thereof, the inspector's certification shall lapse and may be reinstated upon completion of such necessary additional training courses as the police standards and training council may prescribe.

VII. RSA 188-F:35, II, relative to training of campus security officers.

Grandfathering language. This one may be more risky, but it seems unlikely.

II. Campus security officers already serving under permanent appointment on June 30, 1987, shall not be required to meet any requirement of paragraph I as a condition of tenure or continued employment.

VIII. RSA 193:37, relative to a report and recommendations on the parents and teachers programs.

Outdated.

On or before October 1, 2004, the department of health and human services shall prepare and submit to the speaker of the house of representatives, the president of the senate, and the chairpersons of the house and senate education committees an evaluation and report of the school district based Parents as Teachers Programs established pursuant to this subdivision, and recommendations for the expansion of the program statewide. The evaluation and report shall incorporate the criteria set forth in RSA 193:35, I and shall include an assessment of the program's effectiveness based on those criteria. The department of education shall provide the

department of health and human services with information on the Parents as Teachers Program from the date of transfer of the program through September 30, 2004, for the purposes of preparing the report.

IX. RSA 193-E:2-b, III, relative to determination of the cost of an adequate education.

Outdated:

III. The general court shall complete the determination of the cost of an adequate education in accordance with the provisions of this chapter as expeditiously as possible following submission of the findings and recommendations of the joint legislative oversight committee pursuant to RSA 193-E:2-d but no later than the end of the 2008 fiscal year.

X. RSA 193-E:3-c, III and V, relative to reports and recommendations regarding the performance-based school accountability system.

Outdated. We do have a note to verify that the report was received. That has not been verified.

IV. No later than April 1, 2010, the task force shall submit an interim report of its findings and recommendations for future legislation for the performance-based accountability system to the chairpersons of the house and senate education committees, the speaker of the house of representatives, and the senate president. After the interim report is reviewed by the house and senate education committees, the department shall verify the integrity, accuracy, and validity of the performance-based accountability system utilizing actual school data as provided in RSA 193-E:3-d and shall submit a final report no later than November 1, 2010, including recommendations for future legislation and legislative adoption of the performance-based accountability system, to the chairpersons of the house and senate education committees, the speaker of the house of representatives, the senate president, the governor, the house clerk, and the senate clerk.

XI. RSA 195-D:4, II, relative to the board of directors of the New Hampshire health and education authority.

There may still be relevant language here. We never checked. The intent was to shorten the statute to remove the boot-strapping language.

II. All of the powers of the corporation are vested in a board of directors of 7 members who shall be appointed by the governor and council. The terms of 2 of the members shall expire on June 30, 1970; the terms of 2 members shall expire on June 30, 1971; and the terms of 3 members shall expire respectively on June 30, 1972, June 30, 1973 and June 30, 1974. Successors to those members of the board of directors whose terms expire each year shall be appointed by the governor and council prior to June 1 in each year, for terms of 5 years each. If a vacancy occurs in the membership of the board of directors, the governor and council shall appoint a successor for the unexpired term. Any member of the board of directors shall be eligible for re-appointment.

XII. RSA 198:4-d, III-a, relative to a report on school accounting standards.

Outdated? Language is not clear if the directive is entirely separate from the timing.

III-a. The department of education and the department of revenue administration together shall develop and recommend school accounting standards. The departments shall report to the speaker of the house, the senate president, and the governor concerning such accounting standards on or before December 1, 1999.

XIII. RSA 198:16, I and IV, relative to certification by the department of education regarding funding of education for school children in unincorporated towns and unorganized places.

Outdated.

I. By August 1, 1989, the department of education shall certify to county commissioners of each county responsible for unincorporated towns, unorganized places, and towns where by act of the legislature the school districts have been abolished, the amount of money deemed necessary to be raised by taxation to pay the costs of education for school children from such towns and places.

IV. The unexpended proceeds of any balance in the fund created under RSA 198:16 prior to October 1, 1989, shall be transferred to the county treasurers of counties with unincorporated towns, unorganized places, and towns where by act of the legislature the school districts have been abolished on a pro rata basis according to the number of school children who reside in each county. The pro rata distribution shall be based on the number of school children who resided in each unincorporated town and unorganized place, or town where by act of the legislature the school districts have been abolished at the close of the 1988-89 school year. The distribution shall be made prior to December 1, 1989.

XIV. RSA 198:48-b, II, relative to kindergarten adequate education grants.

Remove from bill. Subcommittee had a note to recommend to Education to shorten and clarify this, but I think it's beyond what we should do in one public hearing and executive session.

II. The per pupil amount of the additional education grant provided in this section shall be \$1,200 for the 2008 school year. Starting in the school year that commences in the fall of 2009, a school district which operates kindergarten in any school year in which the adequate education grant provided pursuant to RSA 198:42 does not include a count of kindergarten students, shall receive an additional adequate education grant calculated pursuant to the adequate education grant formula provided in RSA 198 based on the number of pupils attending kindergarten in the district as of the beginning of the school year. Once pupils enrolled in an approved kindergarten program have been counted in the average daily membership, school districts shall receive, for each such pupil, an adequate education grant calculated in accordance with RSA 198:41 and RSA 198:42.

School districts that receive kindergarten adequate education grants under this section shall not be eligible to receive any other per pupil adequate education grant.

3 Repeal; Health and Human Services. The following are repealed:

I. RSA 151-C:4, III-a, relative to certificates of need.

Will be outdated by the time the repeal goes into effect.

III. (a) No new certificate of need shall be granted by the board for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter 310, laws of 1995, department of health and human services reorganization act, through the period ending June 30, 2012. . . .

II. RSA 151-C:4, IV, relative to evaluation of the standard of need for nursing homes and rehabilitation facilities.

Outdated.

IV. Prior to December 31, 1998, the department of health and human services shall evaluate the methodology for calculating the need for nursing homes or facilities and rehabilitation facilities to determine whether the existing methodology reflects the current needs of New Hampshire citizens. Based on this evaluation the standard of need for nursing homes or facilities and rehabilitation facilities shall be revised.

III. RSA 151-C:4, VII, relative to the certificate of need for a nursing home facility in Strafford county.

Outdated by the time the repeal goes into effect.

III. (a) No new certificate of need shall be granted by the board for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter 310, laws of 1995, department of health and human services reorganization act, through the period ending June 30, 2012. . . .

IV. RSA 151-E:6, III, relative to implementation of the acuity-based reimbursement system.

Outdated.

III. The department shall implement the acuity-based reimbursement system on July 1, 1999 or as soon thereafter as practicable.

V. RSA 151-E:6-c, IV, relative to changes to the payment system for Medicaid services in nursing facilities.

Outdated.

IV. Any changes to the payment system for medicaid services in nursing facilities in this section shall be completed as quickly as possible but no later than March 1, 2002.

4 Repeal; Uniform Commercial Code. RSA 382-A:9-710 (a) and (c), relative to former filing office duties under the uniform commercial code, are repealed.

We had a note to shorten these, not repeal in their entirety. I'm not sure why. They appear to be outdated. Perhaps the last sentence of (a) is still relevant.

(a) Maintenance and destruction of records. Every city or town clerk's office ("former filing office") shall maintain a record of every financing statement filed with such office under former Article 9 until the earlier of one year after a termination statement is filed with respect to such financing statement or June 30, 2007. As of July 1, 2007, all remaining records of, or relating to, financing statements filed in such office under former Article 9 may be destroyed.

(c) Communication of requested information. Until July 1, 2007, a former filing office shall respond to a request for information concerning its records in the same way and to the same extent as is required of a filing office under Section 9-523(c), (d), and (e), and shall be entitled to charge and retain the same fees as are prescribed in Section 9-525(d). Such a request for information shall be prepared, submitted, and processed separately from a request for information submitted under Section 9-523(g), and the fees prescribed in Section 9-525(d) shall apply separately to each request and the response thereto.

5 Repeal; Probate Courts. The following are repealed:

I. RSA 547:19-b, relative to probate judge retirement due to constitutional age limit.

From our notes, Kudos to any living person who retired from the probate bench before 1981.

Any judge of probate who is not a full-time judge under the provisions of RSA 547:2-a who retires from active regular service due to the provisions of RSA 493:2, relative to the constitutional age limitation, before January 1, 1981, after having served in such capacity for at least 7 years, or on January 1, 1981 or thereafter, having served in such capacity for at least 20 years; shall receive thereafter and until his death a salary equal to 3/4 of \$19,102 plus an adjustment proportional to any general pay increase granted to judicial branch employees payable in the same manner that salaries of judges of probate are paid.

II. RSA 560:3, II, relative to notice of dower and curtesy claims.

Outdated. Part III could be added and repealed just as well. In fact, Part III is useless without part II. For clarity, I've included the whole thing below. Perhaps there is some long term estate issues involved? Or can we just kill the whole thing?

I. Neither husband or wife, widower or widow, shall be vested with either choate or inchoate right of curtesy or dower in the real estate of his or her spouse.

II. Any person claiming such an interest in the estate of a person deceased prior to midnight, August 10, 1971, shall record notice of said claim in the registry of deeds for each county in which real estate subject to said claim is located prior to midnight, December 31, 1991.

III. If the notice described in paragraph II of this section is not recorded in the registry of deeds for the appropriate county by December 31, 1991, and a sworn affidavit or recitation in a deed of an owner of record is so recorded at any time subsequent to December 31, 1991, stating that no person has claimed such an interest against the subject property or the owner during the period of ownership, it shall be irrebuttably presumed that such interest has been released.

1 Repeal; Agriculture. RSA 184-A, relative to northeast interstate dairy compact, is repealed.

I'm not including the entire text, as its long. However, its an easy call as the compact has expired. Here's a link if you wish to review it:

<http://maisonbisson.com/nhrsa/rsa/184-a-1-compact/>

2 Repeal; Education. The following are repealed:

I. RSA 6:12, I(b)(139), relative to moneys deposited in the special teacher competence fund.

II. RSA 186:7-a, relative to the special teacher competence fund.

We had a research note requirement for 186:7-a. Repeal of RSA 6:12 was added by OLS, not our subcommittee. This statute is still in effect. Both items should be removed from the bill.

III. RSA 186-C:7-a, IV, relative to revisions to the interagency agreement for special education.

Part IV is boot-strap language and can be removed with no effect.

IV. The commissioners of the departments of education and health and human services shall submit a copy of the interagency agreement for special education, reflecting changes required under this section, to the appropriate standing committees of each house of the general court on or before October 1, 2008, and shall submit any subsequent amendments or revisions to the agreement to the appropriate standing committees of the house and senate, no later than 60 days after adoption of the amendments or revisions. Prior to adopting any revisions or amendments to the agreement, the commissioners shall jointly solicit input from relevant advisory committees and the public.

IV. RSA 186-C:21, III, relative to a plan provided by the executive planning commission on special education.

Date Obselecence.

III. The plan shall include, but not be limited to, the identification of persons or agencies responsible, timelines, resources, and any necessary statutory, regulatory, or policy changes. The commission shall provide the plan and any other recommendations the commission deems necessary and appropriate to the general court and the governor by June 1, 2010, and may at any time prior to said date propose any initiatives which may be implemented earlier.

V. RSA 188-F:27, V, relative to education and training requirements for fish and game officers.

Grandfathering language. Our calculations showed that it was extremely unlikely anyone was still covered by this.

V. Any employee of the New Hampshire fish and game department who has the general power to enforce all criminal laws of the state serving under permanent appointment prior to August 23, 1979, shall not be required to meet any requirements of paragraphs I and III.

VI. RSA 188-F:27, VI, relative to education and training of investigators under RSA 106-A and RSA 287-E.

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VI. Any investigator who has the power to enforce the criminal laws under RSA 106-A and RSA 287-E and rules of the lottery commission, the department of safety, or the racing and charitable gaming commission and who was serving under a permanent appointment prior to July 1, 1986, shall not be required to meet the requirements of paragraphs I and III; however, any investigator referred to in this paragraph shall complete such limited programs as may be prescribed by the police standards and training council under this section within one year of the date the programs are required. Should any investigator exempted from the requirements of paragraphs I and III of this section by this paragraph terminate employment with the department of safety and be hired as a police officer by another police department of the state or a political subdivision thereof, the inspector's certification shall lapse and may be reinstated upon completion of such necessary additional training courses as the police standards and training council may prescribe.

VII. RSA 188-F:35, II, relative to training of campus security officers.

Grandfathering language. This one may be more risky, but it seems unlikely.

II. Campus security officers already serving under permanent appointment on June 30, 1987, shall not be required to meet any requirement of paragraph I as a condition of tenure or continued employment.

VIII. RSA 193:37, relative to a report and recommendations on the parents and teachers programs.

Outdated.

On or before October 1, 2004, the department of health and human services shall prepare and submit to the speaker of the house of representatives, the president of the senate, and the chairpersons of the house and senate education committees an evaluation and report of the school district based Parents as Teachers Programs established pursuant to this subdivision, and recommendations for the expansion of the program statewide. The evaluation and report shall incorporate the criteria set forth in RSA 193:35, I and shall include an assessment of the program's effectiveness based on those criteria. The department of education shall provide the

department of health and human services with information on the Parents as Teachers Program from the date of transfer of the program through September 30, 2004, for the purposes of preparing the report.

IX. RSA 193-E:2-b, III, relative to determination of the cost of an adequate education.

Outdated:

III. The general court shall complete the determination of the cost of an adequate education in accordance with the provisions of this chapter as expeditiously as possible following submission of the findings and recommendations of the joint legislative oversight committee pursuant to RSA 193-E:2-d but no later than the end of the 2008 fiscal year.

X. RSA 193-E:3-c, III and V, relative to reports and recommendations regarding the performance-based school accountability system.

Outdated. We do have a note to verify that the report was received. That has not been verified.

IV. No later than April 1, 2010, the task force shall submit an interim report of its findings and recommendations for future legislation for the performance-based accountability system to the chairpersons of the house and senate education committees, the speaker of the house of representatives, and the senate president. After the interim report is reviewed by the house and senate education committees, the department shall verify the integrity, accuracy, and validity of the performance-based accountability system utilizing actual school data as provided in RSA 193-E:3-d and shall submit a final report no later than November 1, 2010, including recommendations for future legislation and legislative adoption of the performance-based accountability system, to the chairpersons of the house and senate education committees, the speaker of the house of representatives, the senate president, the governor, the house clerk, and the senate clerk.

XI. RSA 195-D:4, II, relative to the board of directors of the New Hampshire health and education authority.

There may still be relevant language here. We never checked. The intent was to shorten the statute to remove the boot-strapping language.

II. All of the powers of the corporation are vested in a board of directors of 7 members who shall be appointed by the governor and council. The terms of 2 of the members shall expire on June 30, 1970; the terms of 2 members shall expire on June 30, 1971; and the terms of 3 members shall expire respectively on June 30, 1972, June 30, 1973 and June 30, 1974. Successors to those members of the board of directors whose terms expire each year shall be appointed by the governor and council prior to June 1 in each year, for terms of 5 years each. If a vacancy occurs in the membership of the board of directors, the governor and council shall appoint a successor for the unexpired term. Any member of the board of directors shall be eligible for re-appointment.

XII. RSA 198:4-d, III-a, relative to a report on school accounting standards.

Outdated? Language is not clear if the directive is entirely separate from the timing.

III-a. The department of education and the department of revenue administration together shall develop and recommend school accounting standards. The departments shall report to the speaker of the house, the senate president, and the governor concerning such accounting standards on or before December 1, 1999.

XIII. RSA 198:16, I and IV, relative to certification by the department of education regarding funding of education for school children in unincorporated towns and unorganized places.

Outdated.

I. By August 1, 1989, the department of education shall certify to county commissioners of each county responsible for unincorporated towns, unorganized places, and towns where by act of the legislature the school districts have been abolished, the amount of money deemed necessary to be raised by taxation to pay the costs of education for school children from such towns and places.

IV. The unexpended proceeds of any balance in the fund created under RSA 198:16 prior to October 1, 1989, shall be transferred to the county treasurers of counties with unincorporated towns, unorganized places, and towns where by act of the legislature the school districts have been abolished on a pro rata basis according to the number of school children who reside in each county. The pro rata distribution shall be based on the number of school children who resided in each unincorporated town and unorganized place, or town where by act of the legislature the school districts have been abolished at the close of the 1988-89 school year. The distribution shall be made prior to December 1, 1989.

XIV. RSA 198:48-b, II, relative to kindergarten adequate education grants.

Remove from bill. Subcommittee had a note to recommend to Education to shorten and clarify this, but I think it's beyond what we should do in one public hearing and executive session.

II. The per pupil amount of the additional education grant provided in this section shall be \$1,200 for the 2008 school year. Starting in the school year that commences in the fall of 2009, a school district which operates kindergarten in any school year in which the adequate education grant provided pursuant to RSA 198:42 does not include a count of kindergarten students, shall receive an additional adequate education grant calculated pursuant to the adequate education grant formula provided in RSA 198 based on the number of pupils attending kindergarten in the district as of the beginning of the school year. Once pupils enrolled in an approved kindergarten program have been counted in the average daily membership, school districts shall receive, for each such pupil, an adequate education grant calculated in accordance with RSA 198:41 and RSA 198:42.

School districts that receive kindergarten adequate education grants under this section shall not be eligible to receive any other per pupil adequate education grant.

3 Repeal; Health and Human Services. The following are repealed:

I. RSA 151-C:4, III-a, relative to certificates of need.

Will be outdated by the time the repeal goes into effect.

III. (a) No new certificate of need shall be granted by the board for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter 310, laws of 1995, department of health and human services reorganization act, through the period ending June 30, 2012. . . .

II. RSA 151-C:4, IV, relative to evaluation of the standard of need for nursing homes and rehabilitation facilities.

Outdated.

IV. Prior to December 31, 1998, the department of health and human services shall evaluate the methodology for calculating the need for nursing homes or facilities and rehabilitation facilities to determine whether the existing methodology reflects the current needs of New Hampshire citizens. Based on this evaluation the standard of need for nursing homes or facilities and rehabilitation facilities shall be revised.

III. RSA 151-C:4, VII, relative to the certificate of need for a nursing home facility in Strafford county.

Outdated by the time the repeal goes into effect.

III. (a) No new certificate of need shall be granted by the board for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter 310, laws of 1995, department of health and human services reorganization act, through the period ending June 30, 2012. . . .

IV. RSA 151-E:6, III, relative to implementation of the acuity-based reimbursement system.

Outdated.

III. The department shall implement the acuity-based reimbursement system on July 1, 1999 or as soon thereafter as practicable.

V. RSA 151-E:6-c, IV, relative to changes to the payment system for Medicaid services in nursing facilities.

Outdated.

IV. Any changes to the payment system for medicaid services in nursing facilities in this section shall be completed as quickly as possible but no later than March 1, 2002.

4 Repeal; Uniform Commercial Code. RSA 382-A:9-710 (a) and (c), relative to former filing office duties under the uniform commercial code, are repealed.

We had a note to shorten these, not repeal in their entirety. I'm not sure why. They appear to be outdated. Perhaps the last sentence of (a) is still relevant.

(a) Maintenance and destruction of records. Every city or town clerk's office ("former filing office") shall maintain a record of every financing statement filed with such office under former Article 9 until the earlier of one year after a termination statement is filed with respect to such financing statement or June 30, 2007. As of July 1, 2007, all remaining records of, or relating to, financing statements filed in such office under former Article 9 may be destroyed.

(c) Communication of requested information. Until July 1, 2007, a former filing office shall respond to a request for information concerning its records in the same way and to the same extent as is required of a filing office under Section 9-523(c), (d), and (e), and shall be entitled to charge and retain the same fees as are prescribed in Section 9-525(d). Such a request for information shall be prepared, submitted, and processed separately from a request for information submitted under Section 9-523(g), and the fees prescribed in Section 9-525(d) shall apply separately to each request and the response thereto.

5 Repeal; Probate Courts. The following are repealed:

I. RSA 547:19-b, relative to probate judge retirement due to constitutional age limit.

From our notes, Kudos to any living person who retired from the probate bench before 1981.

Any judge of probate who is not a full-time judge under the provisions of RSA 547:2-a who retires from active regular service due to the provisions of RSA 493:2, relative to the constitutional age limitation, before January 1, 1981, after having served in such capacity for at least 7 years, or on January 1, 1981 or thereafter, having served in such capacity for at least 20 years; shall receive thereafter and until his death a salary equal to 3/4 of \$19,102 plus an adjustment proportional to any general pay increase granted to judicial branch employees payable in the same manner that salaries of judges of probate are paid.

II. RSA 560:3, II, relative to notice of dower and curtesy claims.

Outdated. Part III could be added and repealed just as well. In fact, Part III is useless without part II. For clarity, I've included the whole thing below. Perhaps there is some long term estate issues involved? Or can we just kill the whole thing?

I. Neither husband or wife, widower or widow, shall be vested with either choate or inchoate right of curtesy or dower in the real estate of his or her spouse.

II. Any person claiming such an interest in the estate of a person deceased prior to midnight, August 10, 1971, shall record notice of said claim in the registry of deeds for each county in which real estate subject to said claim is located prior to midnight, December 31, 1991.

III. If the notice described in paragraph II of this section is not recorded in the registry of deeds for the appropriate county by December 31, 1991, and a sworn affidavit or recitation in a deed of an owner of record is so recorded at any time subsequent to December 31, 1991, stating that no person has claimed such an interest against the subject property or the owner during the period of ownership, it shall be irrebuttably presumed that such interest has been released.

Voting Sheets

HOUSE COMMITTEE ON
CONSTITUTION REVIEW AND STATUTORY RECODIFICATION

EXECUTIVE SESSION on HB 1553

BILL TITLE: repealing obsolete and outdated provisions of the Revised Statutes Annotated.
DATE: February 23, 2012
LOB ROOM: 206

Amendments:

Sponsor: Rep. Davenport	OLS Document #:	2012	0996h
Sponsor: Rep.	OLS Document #:		
Sponsor: Rep.	OLS Document #:		

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Davenport

Seconded by Rep. Luther

Vote: 15-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Serlin

Seconded by Rep. Cohn

Vote: 15-0 (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: YES NO (Please circle one)

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Josh Davenport, Clerk

HOUSE COMMITTEE ON
CONSTITUTION REVIEW AND STATUTORY RECODIFICATION

EXECUTIVE SESSION on HB 1553

BILL TITLE: repealing obsolete and outdated provisions of the Revised Statutes Annotated.

DATE:

LOB ROOM: 206

Amendments:

Sponsor: Rep.	OLS Document #:
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Sponsor: Rep.	OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. *Davenport*

Seconded by Rep. *Luther*

Vote: *15-0* (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. *Sevigne*

Seconded by Rep. *Cohn*

Vote: *15-0* (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE YES NO (Please circle one)

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Josh Davenport, Clerk

CONSTITUTIONAL REVIEW & STATUTORY RECODIFICATION

Bill #: 1553 Title: _____

PH Date: ____/____/____

Exec Session Date: ____/____/____

Motion: OPEN A

Amendment #: _____

MEMBER	YEAS	NAYS
Itse, Daniel C, Chairman	✓	
Cebrowski, John W, V Chairman	✓	
*Brown, Paul E	✓	
Cartwright, Anne S		
Cohn, Seth	✓	
Davenport, Joshua C, Clerk	✓	
Krasucki, Joseph F	✓	
Luther, Robert A	✓	
Peckham, Michele S <i>Kappler</i>	✓	
Reichard, Kevin E <i>Hawkins</i>	✓	
Weeden, Michael W <i>Bates</i>	✓	
Serlin, Christopher W	✓	
Katsiantonis, Thomas <i>DALAR</i>	✓	
Richardson, Gary B <i>KEANS</i>	✓	
Coulombe, Gary M <i>Cooney</i>	✓	
Schmidt, Andrew R	✓	
	15/0	

Committee Report

CONSENT CALENDAR

February 23, 2012

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on CONSTITUTIONAL REVIEW &
STATUTORY RECODIFICATION to which was referred
HB1553,**

**AN ACT repealing obsolete and outdated provisions of
the Revised Statutes Annotated. Having considered the
same, report the same with the following amendment,
and the recommendation that the bill OUGHT TO PASS
WITH AMENDMENT.**

Rep. Joshua C Davenport

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	CONSTITUTIONAL REVIEW & STATUTORY RECODIFICATION
Bill Number:	HB1553
Title:	repealing obsolete and outdated provisions of the Revised Statutes Annotated.
Date:	February 23, 2012
Consent Calendar:	YES
Recommendation:	OUGHT TO PASS WITH AMENDMENT

STATEMENT OF INTENT

This bill addresses the second purpose of your Constitutional Review and Statutory Recodification committee. In this case, the Recodification was focused on legislation that has expired due to a terminating date. The committee received input from executive agencies and limited that repealed language to instances where there was no objection to repeal. Unanimous.

Vote 15-0.

Rep. Joshua C Davenport
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

CONSTITUTIONAL REVIEW & STATUTORY RECODIFICATION

HB1553, repealing obsolete and outdated provisions of the Revised Statutes Annotated. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Joshua C Davenport for **CONSTITUTIONAL REVIEW & STATUTORY RECODIFICATION.**

This bill addresses the second purpose of your Constitutional Review and Statutory Recodification committee. In this case, the Recodification was focused on legislation that has expired due to a terminating date. The committee received input from executive agencies and limited that repealed language to instances where there was no objection to repeal. Unanimous. **Vote 15-0.**

Original: House Clerk
Cc: Committee Bill File

COMMITTEE REPORT

COMMITTEE: Const. Review

BILL NUMBER: 1553

TITLE: _____

DATE: _____ CONSENT CALENDAR: YES NO

- OUGHT TO PASS
- OUGHT TO PASS W/ AMENDMENT
- INEXPEDIENT TO LEGISLATE
- INTERIM STUDY (Available only 2nd year of biennium)

Amendment No.

STATEMENT OF INTENT:

This bill 7553 addresses the second purpose of your Const. Review & Statutory Recodification committee. In this case, the recodification was focused on legislation that has ^{expired} due to a terminating date. The committee received input from executive agencies and limited the ~~repealed~~ language to instances where there was no objection to repeal. ~~was~~ Unanimous.

COMMITTEE VOTE: 15/0

RESPECTFULLY SUBMITTED,

- Copy to Committee Bill File
- Use Another Report for Minority Report

Rep. Davenport
For the Committee
James C. Davenport