LEGISLATIVE COMMITTEE MINUTES

HB1228

Bill as Introduced

HB 1228-FN - AS INTRODUCED

2022 SESSION

22-2393 07/05

HOUSE BILL

1228-FN

AN ACT

relative to recommendations of the joint committee on dedicated funds.

SPONSORS:

Rep. Major, Rock. 14; Rep. Almy, Graf. 13; Rep. Edwards, Rock. 4; Rep. Umberger,

Carr. 2; Sen. Giuda, Dist 2; Sen. D'Allesandro, Dist 20

COMMITTEE:

Ways and Means

ANALYSIS

This bill:

I. Repeals certain inactive dedicated funds.

II. Deposits any remaining funds of repealed dedicated funds into other, active dedicated funds and removes the anti-lapsing provisions of certain dedicated funds.

III. Revises the reporting requirements for certain dedicated funds.

The bill is a request of the joint committee on dedicated funds.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT

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relative to recommendations of the joint committee on dedicated funds.

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

- 1 Repeal. The following are repealed:
- I. RSA 6:12, I(b)(5), relative to moneys received by the division of motor vehicles and then credited to the department of transportation for maintenance of highways, not including revenue from fines and forfeitures assessed for violations of state laws relative to the use and operation of motor vehicles or the amount allowed by the legislature for maintaining the division of motor vehicles.
- II. RSA 6:12, I(b)(7), relative to charge-back costs incurred by the division of state police of the department of safety, credited to the department of transportation for the maintenance of highways.
- III. RSA 6:12, I(b)(224), relative to the state jobs grant fund under RSA 162-0:3.
- IV. RSA 6:12, I(b)(322), relative to the limited privilege license fund established in RSA 263:42, V(b).
- V. RSA 6:12, I(b)(325), relative to the division of economic development fund under RSA 12-14 O:29.
 - 2 Accidents and Financial Responsibility; Money or Securities Deposited as Proof; Deposit of Interest Specified. Amend RSA 264:22 to read as follows:
 - 264:22 Money or Securities Deposited as Proof. A person may give proof of financial responsibility by delivering to the department a receipt of the state treasurer showing the deposit with him of money in the amount, or securities approved by him of a market value in the amount, required for coverage in a motor vehicle liability policy furnished by the person giving such proof under this chapter. Such securities shall be of a type which may legally be purchased by savings banks or for trust funds. All money or securities so deposited shall be subject to execution to satisfy any judgment mentioned in this chapter but shall not otherwise be subject to attachment or execution. Any interest accrued on deposits in the uninsured motorist fund shall be deposited in the highway fund at the end of each biennium.
 - 3 Department of Business and Economic Affairs; International Trade Promotion Fund; Lapsing Provision Added: Amend RSA 12-0:39 to read as follows:
 - 12-O:39 International Trade Promotion Fund. There is hereby established in the office of the state treasurer a fund to be known as the international trade promotion fund. The commissioner of business and economic affairs is authorized to accept public sector and private sector grants, gifts, or donations of any kind for the purpose of funding programs associated with the promotion of

HB 1228-FN - AS INTRODUCED - Page 2 -

- international trade. Such grants, gifts, and donations shall be deposited in the international trade promotion fund and may be expended by the commissioner of business and economic affairs to accomplish the purposes of RSA 12-0:38. The moneys in this fund shall [be-nonlapsing] lapse to the general fund at the end of each biennium.
- 5 4 Repeal. RSA 162-O, relative to the state jobs grant fund, is repealed.

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- 5 Balance of State Jobs Grant Fund; Lapse to General Fund. On the effective date of this section, the balance of the state jobs grant fund, established in RSA 162-O, shall lapse to the general fund.
 - 6 Repeal. RSA 12-0:29, relative to the division of economic development fund, is repealed.
 - 7 Balance of Division of Economic Development Fund; Lapse to New Hampshire Economic Development Fund. On the effective date of this section, the remaining funds of the division of economic development fund under RSA 12-O:29 shall be deposited into the New Hampshire economic development fund under RSA 12-O:21.
 - 8 Drivers' Licenses; Driver's License Fees; Removing the Limited Privilege License Fund. Amend RSA 263:42, V(b) to read as follows:
 - (b) Whenever a driver's license has been suspended or revoked and a limited privilege license is issued under RSA 263:57-b, a fee of \$50 shall be paid by the licensee for the issuance of the limited privilege license. [There is hereby established a limited privilege license fund, and fees collected under this subparagraph shall be deposited in the fund. Moneys in the fund shall be continually appropriated to the department to cover the expenses of implementation, oversight, and supervision of the limited privilege license program and supervision of the ignition interlock program, and shall not lapse] Fees collected under this subparagraph shall be deposited into the highway fund.
 - 9 Balance of Limited Privilege License Fund; Lapse to Highway Fund. On the effective date of this section, the remaining moneys within the limited privilege license fund shall lapse to the highway fund.
 - 10 State Treasurer and State Accounts; Review and Reporting Requirement for Dedicated Funds; Named Funds Revised. Amend RSA 6:12-j, V to read as follows:
 - V. The reporting year for each agency responsible for a dedicated fund shall be as follows:
 - (a) Year 1, beginning November 1, 2016, and every 5 years thereafter:
 - (1) The department of safety.
 - (2) The police standards and training council.
- 33 (3) The department of employment security.
- 34 (4) The department of business and economic affairs.
 - (5) The department of state.
- 36 (b) Year 2, beginning November 1, 2017, and every 5 years thereafter:
- 37 (1) The department of environmental services.

HB 1228-FN - AS INTRODUCED - Page 3 -

1	(2) The liquor commission.
2	(3) The department of justice.
3	(4) The lottery commission, including the racing and charitable gaming
4	division.
5	(5) [The racing and charitable gaming commission] The university system of New
6	Hampshire.
7	(6) The judicial branch.
8	(c) Year 3, beginning November 1, 2018, and every 5 years thereafter:
9	(1) The department of agriculture, markets, and food.
10	(2) The labor department.
11	(3) The department of corrections.
12	(4) Pease development authority.
13	(5) The [office of strategic initiatives] community development finance
14	authority.
15	(6) The [adjutant general] department of military affairs and veterans services.
16	(7) The state treasurer.
17	(8) The insurance department.
18	(9) The department of transportation.
19	(d) Year 4, beginning November 1, 2019, and every 5 years thereafter:
20	(1) The department of natural and cultural resources.
21	(2) The department of education.
22	(3) The banking department.
23	(4) The [public utilities commission] department of energy, including the
24	administratively attached public utilities commission.
25	(5) The department of revenue administration.
26	(6) The department of information technology.
27	(7) The judicial council.
28	(8) [Repealed.]
29	(9) The New Hampshire veterans' home.
30	(10) The office of professional licensure and certification.
31	(e) Year 5, beginning November 1, 2020, and every 5 years thereafter:
32	(1) The department of administrative services.
33	(2) The general court.
34	(3) The department of health and human services.
35	(4) The fish and game department.
36	[(5) The office of professional licensure and certification.]
37	11 Effective Date. This act shall take effect June 30, 2022

HB 1228-FN- FISCAL NOTE AS INTRODUCED

AN ACT	relative to recomm	e joint committe	ttee on dedicated funds	
FISCAL IMPACT	: [] State	[] County	[] Local	[X] None

METHODOLOGY:

The Office of Legislative Budget Assistant states this bill has no fiscal impact on state, county and local expenditures or revenue. Although this bill does not have a fiscal impact, some of the repealed dedicated funds listed in the bill have balances that, if not expended prior to the effective date of this bill, will be transferred or will lapse into the General Fund and Highway Fund thus increasing the funds.

- Uninsured Motorist Fund: \$144,286 to Highway Fund
- International Trade Promotion Fund: \$0 to General Fund
- State Jobs Grant Fund: \$135,623 to General Fund
- Division of Economic Development Fund: \$156,513 to NH Economic Development Fund RSA 6:12 ID#109
- Limited Privilege License Fund: \$9,100 to Highway Fund

AGENCIES CONTACTED:

None

CHAPTER 25 HB 1228-FN - FINAL VERSION

2022 SESSION

22-2393 07/05

HOUSE BILL 1228-FN

AN ACT relative to recommendations of the joint committee on dedicated funds.

SPONSORS: Rep. Major, Rock. 14; Rep. Almy, Graf. 13; Rep. Edwards, Rock. 4; Rep. Umberger,

Carr. 2; Sen. Giuda, Dist 2; Sen. D'Allesandro, Dist 20

COMMITTEE: Ways and Means

ANALYSIS

This bill:

I. Repeals certain inactive dedicated funds.

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CHAPTER 25 HB 1228-FN - FINAL VERSION

22-2393 07/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT

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relative to recommendations of the joint committee on dedicated funds.

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

25.1	Repeal.	The f	followina	are re	nealed:
20.1	i (CDCGi.	1110	OHOVVIIIG	4000	poulou.

- I. RSA 6:12, I(b)(5), relative to moneys received by the division of motor vehicles and then credited to the department of transportation for maintenance of highways, not including revenue from fines and forfeitures assessed for violations of state laws relative to the use and operation of motor vehicles or the amount allowed by the legislature for maintaining the division of motor vehicles.
- II. RSA 6:12, I(b)(7), relative to charge-back costs incurred by the division of state police of the department of safety, credited to the department of transportation for the maintenance of highways.
 - III. RSA 6:12, I(b)(224), relative to the state jobs grant fund under RSA 162-O:3.
- 9 IV. RSA 6:12, I(b)(322), relative to the limited privilege license fund established in RSA 263:42, 10 V(b).
- 11 V. RSA 6:12, I(b)(325), relative to the division of economic development fund under RSA 12-12 O:29.
 - 25:2 Accidents and Financial Responsibility; Money or Securities Deposited as Proof; Deposit of Interest Specified. Amend RSA 264:22 to read as follows:
 - 264:22 Money or Securities Deposited as Proof. A person may give proof of financial responsibility by delivering to the department a receipt of the state treasurer showing the deposit with him of money in the amount, or securities approved by him of a market value in the amount, required for coverage in a motor vehicle liability policy furnished by the person giving such proof under this chapter. Such securities shall be of a type which may legally be purchased by savings banks or for trust funds. All money or securities so deposited shall be subject to execution to satisfy any judgment mentioned in this chapter but shall not otherwise be subject to attachment or execution. *Any interest accrued on deposits in the uninsured motorist fund shall be deposited in the highway fund at the end of each biennium.*
 - 25:3 Department of Business and Economic Affairs; International Trade Promotion Fund; Lapsing Provision Added. Amend RSA 12-O:39 to read as follows:
 - 12-O:39 International Trade Promotion Fund. There is hereby established in the office of the state treasurer a fund to be known as the international trade promotion fund. The commissioner of business and economic affairs is authorized to accept public sector and private sector grants, gifts, or donations of any kind for the purpose of funding programs associated with the promotion of international trade. Such grants, gifts, and donations shall be deposited in the international trade promotion fund and may be expended by the commissioner of business and economic affairs to accomplish the purposes of RSA 12-O:38. The moneys in this fund shall [be-nenlapsing] lapse to the general fund at the end of each biennium.

CHAPTER 25 HB 1228-FN - FINAL VERSION - Page 2 -

	
1	25:4 Repeal. RSA 162-O, relative to the state jobs grant fund, is repealed.
2	25:5 Balance of State Jobs Grant Fund; Lapse to General Fund. On the effective date of this section,
3	the balance of the state jobs grant fund, established in RSA 162-O, shall lapse to the general fund.
4	25:6 Repeal. RSA 12-0:29, relative to the division of economic development fund, is repealed.
5	25:7 Balance of Division of Economic Development Fund; Lapse to New Hampshire Economic
6	Development Fund. On the effective date of this section, the remaining funds of the division of economic
7	development fund under RSA 12-O:29 shall be deposited into the New Hampshire economic development
8	fund under RSA 12-0:21.
9	25:8 Drivers' Licenses; Driver's License Fees; Removing the Limited Privilege License Fund. Amend
10	RSA 263:42, V(b) to read as follows:
11	. (b) Whenever a driver's license has been suspended or revoked and a limited privilege
12	license is issued under RSA 263:57-b, a fee of \$50 shall be paid by the licensee for the issuance of the
13	limited privilege license. [There is hereby established a limited privilege license fund, and fees collected
14	under this subparagraph shall be deposited in the fund. Moneys in the fund shall be continually
15	appropriated to the department to cover the expenses of implementation, oversight, and supervision of the
16	limited privilege license program and supervision of the ignition interlock program, and shall not lapse]
17	Fees collected under this subparagraph shall be deposited into the highway fund.
18	25:9 Balance of Limited Privilege License Fund; Lapse to Highway Fund. On the effective date of
19	this section, the remaining moneys within the limited privilege license fund shall lapse to the highway
20	fund.
21	25:10 State Treasurer and State Accounts; Review and Reporting Requirement for Dedicated Funds;
22	Named Funds Revised. Amend RSA 6:12-j, V to read as follows:
23	V. The reporting year for each agency responsible for a dedicated fund shall be as follows:
24	(a) Year 1, beginning November 1, 2016, and every 5 years thereafter:
25	(1) The department of safety.
26	(2) The police standards and training council.
27	(3) The department of employment security.
28	(4) The department of business and economic affairs.
29	(5) The department of state.
30	(b) Year 2, beginning November 1, 2017, and every 5 years thereafter:
31	(1) The department of environmental services.
32	(2) The liquor commission.
33	(3) The department of justice.
34	(4) The lottery commission, including the racing and charitable gaming division.
35	(5) [The racing and charitable gaming commission] The university system of New
36	Hampshire.
37	(6) The judicial branch.
38	(c) Year 3, beginning November 1, 2018, and every 5 years thereafter:
39	(1) The department of agriculture, markets, and food.

CHAPTER 25 HB 1228-FN - FINAL VERSION - Page 3 -

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1	(2) The labor department.
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3	(4) Pease development authority.
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5	(6) The [adjutant general] department of military affairs and veterans services.
6	(7) The state treasurer.
7	(8) The insurance department.
8	(9) The department of transportation.
9	(d) Year 4, beginning November 1, 2019, and every 5 years thereafter:
10	(1) The department of natural and cultural resources.
11	(2) The department of education.
12	(3) The banking department.
13	(4) The [public utilities commission] department of energy, including the administratively
14	attached public utilities commission.
15	(5) The department of revenue administration.
16	(6) The department of information technology.
17	(7) The judicial council.
18	(8) [Repealed.]
19	(9) The New Hampshire veterans' home.
20	(10) The office of professional licensure and certification.
21	(e) Year 5, beginning November 1, 2020, and every 5 years thereafter:
22	(1) The department of administrative services.
23	(2) The general court.
24	(3) The department of health and human services.
25	(4) The fish and game department.
26	[(5) The office of professional licensure and certification.]
27	25:11 Effective Date. This act shall take effect June 30, 2022.

Approved: April 18, 2022 Effective Date: June 30, 2022

Committee Minutes

SENATE CALENDAR NOTICE Ways and Means

Sen Bob Giuda, Chair

Sen Lou D'Allesandro, Vice Chair

Sen Gary Daniels, Member

Sen Erin Hennessey, Member

Sen Cindy Rosenwald, Member

Date: March 9, 2022

HEARINGS

	Wednesday	03/16/20	03/16/2022		
	(Day)	(Date)	<u> </u>		
Ways and	Means	State House 100	10:00 a.m.		
(Name of C	Committee)	(Place)	(Time)		
10:00 a.m.	HB 1063	relative to the technical changes to the adminitaxes by the department of revenue administra			
10:10 a.m.	HB 1228-FN	relative to recommendations of the joint comm funds.	ittee on dedicated		
10:20 a.m.	HB 1323	relative to hike safe cards.			
	F	EXECUTIVE SESSION MAY FOLLOW			
G					

Sponsors: HB 1063 Rep. Major HB 1228-FN	Rep. Almy		v
Rep. Major Sen. Giuda HB 1323	Rep. Almy Sen. D'Allesandro	Rep. Edwards	Rep. Umberger
Rep. Spillane Rep. Yakubovich	Rep. Roy Sen. Reagan	Rep. Lang Sen. French	Rep. S. Pearson Sen. Avard
Sonja Caldwell 2'	71-2117	Bob J. Giu	<u>da</u>

Chairman

Senate Ways and Means Committee

Sonja Caldwell 271-2117

HB 1228-FN, relative to recommendations of the joint committee on dedicated funds.

Hearing Date:

March 16, 2022

Members of the Committee Present: Senators Giuda, D'Allesandro, Daniels,

Hennessey and Rosenwald

Members of the Committee Absent: None

Bill Analysis:

This bill:

- I. Repeals certain inactive dedicated funds.
- II. Deposits any remaining funds of repealed dedicated funds into other, active dedicated funds and removes the anti-lapsing provisions of certain dedicated funds.
 - III. Revises the reporting requirements for certain dedicated funds.

The bill is a request of the joint committee on dedicated funds.

Sponsors:

Rep. Major

Rep. Almy

R

Rep. Edwards

Rep. Umberger

Sen. Giuda

Sen. D'Allesandro

Who supports the bill: Rep. Norman Major

Who opposes the bill: No one

Who is neutral on the bill: No one

Summary of testimony presented in support: Rep Major

- This bill is the result of work done by the Joint Committee on Dedicated Funds.
- The committee was established to review the finances and purpose of all dedicated funds on a 5-year basis and make recommendations.
- They sought and received significant input from affected agencies.
- Section 1 repeals 5 dedicated funds.
- In section 2, language was inserted to change RSA264:22 to add language stating that any interest accrued on deposits in the uninsured motorist fund shall be deposited in highway fund at the end of each biennium.
- Section 4 repeals the state job grant fund.

- Everyone is reviewed on a 5-year basis. Section 10 makes various changes to the reporting years for each agency responsible for a dedicated fund. They made no changes to the schedule for year 1. In year 2, Racing and Charitable Gaming and the USNH are added. In year 3, they added the Community Development Finance Authority and the Department of Military Affairs. In year 4 they added the Department of Energy and PUC and the OPLC. In year 5 they removed OPLC as it was moved to year 4. He believes they have caught everyone now.
- They ask administrative services to review all dedicated funds with no activity for a few years. They bring those agency heads in and find out why. Some of the reasons are legitimate and they keep the funds; others are not, and those funds get repealed.

sc
Date Hearing Report completed: March 17, 2022

Speakers

SENATE WAYS & MEANS COMMITTEE

<u>Date 03/16/22</u>		Time	10:10 a.m.	<u>Public</u>	: Hearing on		
						mittee on dedica	ted funds.)
Please che	ck box(e	s) that app OPPOSED			(Please print)		RESENTING
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Voting Sheets

Senate Ways & Means Committee EXECUTIVE SESSION RECORD

2021-2022 Session

^-		Bill # HB1338
Hearing date: $3-16-23$	}-	<u> </u>
Executive Session date:	3-16	
Motion of:	OTP	Vote:
Committee Member Sen. Giuda, Chair Sen. D'Allesandro, VC Sen. Daniels Sen. Hennessey Sen. Rosenwald		y Second Yes No
Motion of: 650 Se		5-0 Vote:
Committee Member Sen-Giuda, Chair Sen. D'Allesandro VC		
Sen Daniels Sen Hennessey Sen Rosenwald		
Motion of:		Vote:
Committee Member		by Second Yes No
Sen-Giuda, Chair Sen. D'Allesandro, VC		
Sen Daniels		
Sen. Hennessey Sen. Rosenwald		
Reported out by: 61	ida	
Notes:	- -	
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Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE FOR THE CONSENT CALENDAR

Wednesday, March 16, 2022

THE COMMITTEE ON Ways and Means

to which was referred HB 1228-FN

AN ACT

relative to recommendations of the joint committee on dedicated funds.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Bob Giuda For the Committee

This bill is the result of the work done by the Joint Committee on Dedicated Funds. The committee was established to review the purpose of all dedicated funds on a rotating five-year basis and make recommendations. The committee sought and received significant input from affected agencies. As a result of that work, the bill repeals certain inactive dedicated funds and deposits any remaining funds into other, active dedicated funds and removes the anti-lapsing provisions of certain dedicated funds. It also revises the reporting requirements for certain dedicated funds.

Sonja Caldwell 271-2117

FOR THE CONSENT CALENDAR

WAYS AND MEANS

HB 1228-FN, relative to recommendations of the joint committee on dedicated funds. Ought to Pass, Vote 5-0.
Senator Bob Giuda for the committee.

This bill is the result of the work done by the Joint Committee on Dedicated Funds. The committee was established to review the purpose of all dedicated funds on a rotating five-year basis and make recommendations. The committee sought and received significant input from affected agencies. As a result of that work, the bill repeals certain inactive dedicated funds and deposits any remaining funds into other, active dedicated funds and removes the anti-lapsing provisions of certain dedicated funds. It also revises the reporting requirements for certain dedicated funds.

General Court of New Hampshire - Bill Status System

Docket of HB1228

Docket Abbreviations

Bill Title: relative to recommendations of the joint committee on dedicated funds.

Official Docket of HB1228.:

Date	Body	Description
11/18/2021	Н	Introduced 01/05/2022 and referred to Ways and Means
1/8/2022	Н	Public Hearing: 01/11/2022 09:45 am LOB 202-204
1/19/2022	Н	Full Committee Work Session: 01/26/2022 09:30 am LOB 202-204
2/8/2022	Н	Executive Session: 01/26/2022 09:30 am LOB 202-204
2/8/2022	н	Committee Report: Ought to Pass (Vote 21-0; CC)
2/16/2022	Н	Ought to Pass: MA VV 02/16/2022 HJ 3
3/1/2022	S	Introduced 02/24/2022 and Referred to Ways and Means; SJ 5
3/9/2022	S	Hearing: 03/16/2022, Room 100, SH, 10:10 am; SC 11
3/16/2022	S	Committee Report: Ought to Pass, 03/24/2022; Vote 5-0; CC; SC 12
3/24/2022	S	Ought to Pass: MA, VV; OT3rdg; 03/24/2022; SJ 6
4/7/2022	S	Enrolled Adopted, VV, (In recess 03/31/2022); SJ 8
4/8/2022	Н	Enrolled (in recess of) 03/31/2022
4/20/2022	Н	Signed by Governor Sununu 04/18/2022; Chapter 25; EFF.06/30/2022

NH House	NH Senate ,	

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB1228-FN	Senate Committee: Ways Means
Please include all documents in the order listed below included with an "X" beside	v and indicate the documents which have been
Final docket found on Bill Status	
Bill Hearing Documents: {Legislative Aides}	
Bill version as it came to the committee	
All Calendar Notices	
Hearing Sign-up sheet(s)	
Prepared testimony, presentations, & other s	ubmissions handed in at the public hearing
✓ Hearing Report	
Revised/Amended Fiscal Notes provided by the	ne Senate Clerk's Office
Committee Action Documents: (Legislative Aid	es)
All amendments considered in committee (including	those not adopted):
- amendment # ame	ndment #
amendment # amen	ndment #
Executive Session Sheet	
Committee Report	
Floor Action Documents: {Clerk's Office}	
All floor amendments considered by the body during	session (only if they are offered to the senate):
amendment # ame	ndment#
amendment # ame	ndment#
Post Floor Action: (if applicable) {Clerk's Office	a)
Committee of Conference Report (if signed of by the committee of conference):	f by all members. Include any new language proposed
Enrolled Bill Amendment(s)	
Governor's Veto Message	
All available versions of the bill: {Clerk's Office	1
as amended by the senate	as amended by the house
final version	
Completed Committee Report File Delivered to	the Senate Clerk's Office By:
4	6-3-22
Committee Aide	Date
-1	
Senate Clerk's Office	