

April 4, 2003  
No. 17

# STATE OF NEW HAMPSHIRE

Web Site Address: [www.gencourt.state.nh.us](http://www.gencourt.state.nh.us)



Legislative

## SENATE CALENDAR

REPORTS, HEARINGS, MEETINGS & NOTICES

---

**THE SENATE WILL MEET IN SESSION ON  
THURSDAY, APRIL 10, 2003 AT 10:00 A.M.**

---

**LAI D ON THE TABLE**

**CACR 14**, relating to the funding of public education. Providing that the state shall fund an amount not less than 30 percent of the total average statewide expenditure for public education for kindergarten through grade 12 during the previous biennium and that the general court shall have the power to apportion this amount by statute; that the state shall assure the opportunity for an adequate public education for all pupils in the state in grades kindergarten through 12; and that no tax in any form on the value of real property shall be used to fund the state's obligation to cherish and support public education. **4/4/03, pending motion Re-refer to committee, Education, SJ 11, pg. 232**

**SB 12-FN-A-L**, establishing a property tax relief program for low income homeowners. **3/27/03, pending motion Re-refer to committee, Way & Means, SJ 10, pg. 203**

**SB 23-FN**, allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces. **4/3/03, pending motion Floor Amendment (1097), Finance, SJ 11 pg. 239**

**SB 27**, extending the kindergarten construction program. **4/3/03, pending motion OTP with committee amendment failed, Finance, SJ 11 pg. 240**

**SB 35**, relative to the transfer and exchange of certain state-owned land for certain land owned by the Manchester water works. **3/27/03, pending motion committee amendment (0885s), Environment, SJ 10, pg. 154**

**SB 37-FN**, increasing the amount paid to the firemen's relief fund from insurance department revenues. **3/27/03, pending motion OTP, Insurance, SJ 10 pg. 175**

**SB 38-FN-A-L**, (New Title) authorizing special number plates for firefighters. **4/03/03, pending motion ITL, Finance, SJ 11, pg. 240**

**SB 70**, creating the Great Bay Estuary district and making an appropriation therefor. **4/03/03, pending motion committee amendment (1063), Finance, SJ 11, pg. 246**

**SB 101-FN**, relative to unemployment compensation. **3/27/03, pending motion committee amendment (0922s), Executive Departments & Administration, SJ 10, pg. 164**

**SB 102-FN**, relative to the computation of tax on certain telecommunications services under the communications services tax. **3/20/2003, pending motion committee amendment (0715s), Ways & Means, SJ 9, pg. 134**

**SB 106**, relative to the operation of personal watercraft. **4/03/03, pending motion ITL, Wildlife & Recreation, SJ 11, 264**

**SB 151-FN-A-L**, relative to the taxation of telecommunications poles and conduits. **3/27/03, pending motion Re-refer to committee, Energy and Economic Development, SJ 10, pg. 147**

**SB 160-FN-A**, making a capital appropriation to continue construction of the vocational center in Nashua. **4/03/03, pending motion Re-refer to committee, Capital Budget, SJ 11, pg. 231**

**SB 203-FN**, requiring the New Hampshire court system to automate mental health records to comply with federal law prohibiting possession of firearms by certain persons. **3/27/03, pending motion ITL, Judiciary, SJ 10, pg. 179**

**SB 208-FN**, establishing a property tax cap and abatement program. **3/27/03, pending motion Re-refer to committee, Ways & Means, SJ 10, pg. 209**

**SB 209**, relative to permissible campaign contributions by business organizations and labor unions. **4/03/03, pending motion Re-refer to committee, Internal Affairs, SJ 11, pg. 254**

**SB 216-FN-A**, relative to the developmental services priority waiting list and making an appropriation therefor. **4/03/03, pending motion OTP, Finance, SJ 11, pg. 243**

**SB 224-FN-A-L**, relative to the education property tax and needs-based targeted education aid and reducing the rates of the business enterprise tax and the business profits tax. **3/27/03, pending motion Re-refer to committee, Ways & Means, SJ 10, pg. 209**

**SCR 1**, urging a study of the operating efficiency of state government. **3/13/03, pending motion OTP, Internal Affairs, SJ 8, pg. 82**

**HB 79**, relative to the regulation of the installation and servicing of fire suppression systems. **4/03/03, pending motion Re-refer to committee, Executive Departments & Administration, SJ 11, pg. 236**

**HB 151**, authorizing the county convention to contract and fund performance audits of county departments. **4/03/03, pending motion OTPA with committee amendment adopted, Public Affairs, SJ 11, pg. 257**

## REPORTS

### EDUCATION

**SB 114**, implementing an unsafe school choice option for pupils attending schools which have been classified as persistently dangerous and authorizing the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools.

Ought to pass with amendment, Vote 4-0

Senator O'Hearn for the committee.

**SB 116**, establishing a committee to study methods to prevent or reduce the high school dropout rate.

Ought to Pass, Vote 3-0

Senator Johnson for the committee.

### ENVIRONMENT

**SB 136**, relative to liability for hazardous materials accidents.

Ought to Pass, Vote 5-0

Senator Prescott for the committee.

**SCR 4**, urging the New Hampshire congressional delegation to take appropriate action against modification of the Clean Air act if the result jeopardizes New Hampshire's ability to safeguard public health and protect environmental quality.

Ought to Pass, Vote 5-0

Senator Below for the committee.

**HB 361-L**, permitting municipalities to form regional water districts.

Ought to pass with amendment, Vote 4-1

Senator Cohen for the committee.

### EXECUTIVE DEPARTMENTS & ADMINISTRATION

**HB 166**, relative to employees of the New Hampshire retirement system.

Ought to Pass, Vote 4-0

Senator Prescott for the committee.

**HB 223**, relative to the temporary removal of inmates.

Ought to Pass, Vote 4-0

Senator Prescott for the committee.

**HB 263**, establishing an oversight committee to review the allocation of funds disbursed for the developmental disabilities waitlist.

Ought to Pass, Vote 4-0

Senator Prescott for the committee.

**HB 321**, relative to ordinary and accidental death benefits in the city of Manchester employees contributory retirement system.

Ought to Pass, Vote 4-0

Senator Prescott for the committee.

## **FINANCE**

**SB 54-FN-L**, (New Title) relative to the local inventory of property values for assessment of property taxes.

Ought to pass with amendment, Vote 6-0

Senator Boyce for the committee.

**SB 55-FN**, raising the age at which a child may terminate his or her public education.

Inexpedient to Legislate, Vote 4-3

Senator Boyce for the committee.

**SB 58-FN-A**, relative to the net operating loss under the business profits tax.

Inexpedient to Legislate, Vote 4-3

Senator D'Allesandro for the committee.

**SB 63-FN-A-L**, relative to establishing community reinvestment areas and granting business tax credits for investments in community reinvestment area projects.

Ought to pass with amendment, Vote 4-2

Senator Odell for the committee

**SB 78-FN**, (New Title) establishing the New Hampshire health care information council.

Inexpedient to Legislate, Vote 5-1

Senator Boyce for the committee.

**SB 80**, relative to vocational education and the automotive technology curriculum.

Ought to Pass, Vote 5-1

Senator Odell for the committee

**SB 95-FN-L**, relative to the development of workforce housing within municipalities.

Ought to pass with amendment, Vote 5-1

Senator Gatsas for the committee.

**SB 96-FN**, (New Title) establishing a pharmacy discount program for seniors and disabled persons and making an appropriation therefor.

Ought to pass with amendment, Vote 6-0

Senator Gatsas for the committee.

**SB 107-FN-A-L**, establishing a statewide education accountability system.

Ought to Pass, Vote 6-0

Senator Boyce for the committee.

**SB 117-FN-A-L**, (New Title) authorizing video lottery administered by a gaming oversight authority, and establishing a pharmacy benefit program.

Re-refer to committee, Vote 5-1

Senator D'Allesandro for the committee.

**SB 132-FN-A**, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor.

Ought to Pass, Vote 5-1

Senator Odell for the committee.

**SB 138-FN**, clarifying the exemption from the interest and dividends tax for distributions from qualified tuition savings programs.

Ought to Pass, Vote 6-0

Senator Below for the committee.

**SB 144-FN**, relative to the lease agreement between the department of regional community-technical colleges and Pease development authority.

Ought to Pass, Vote 6-0

Senator Green for the committee.

**SB 148-FN**, relative to the regulation of water treatment equipment installers by the plumber's board.

Ought to Pass, Vote 6-0

Senator Green for the committee.

**SB 159-FN**, relative to milfoil and other exotic aquatic weeds.

Re-refer to committee, Vote 6-0

Senator Green for the committee.

**SB 214-FN-A**, establishing new positions in the department of health and human services and making an appropriation therefor.

Ought to Pass, Vote 5-1

Senator Below for the committee.

**SB 217-FN**, relative to the calculation of average daily membership in residence for the purpose of calculating the cost of an adequate education.

Inexpedient to Legislate, Vote 5-2

Senator Green for the committee.

**SB 221-FN**, relative to the offense of obstructing government administration by the use of simulated legal process.

Ought to Pass, Vote 6-0

Senator Boyce for the committee.

**SB 222-FN-A**, relative to motor vehicle fees.

Ought to pass with amendment, Vote 5-1

Senator Green for the committee.

## **INSURANCE**

**SB 42**, relative to charitable contributions by insurance agents.

Ought to pass with amendment, Vote 3-0

Senator Flanders for the committee.

**SB 119**, relative to medical and hospital liability insurance.

Ought to pass with amendment, Vote 5-0

Senator Flanders for the committee.

**SB 184**, relative to reinsurance.

Ought to pass with amendment, Vote 3-0

Senator Martel for the committee.

**SB 189**, relative to certain automobile accidents.

Re-refer to committee, Vote 3-0

Senator Martel for the committee.

## **INTERNAL AFFAIRS**

**HB 101**, relative to qualifications for state offices.

Ought to Pass, Vote 3-0

Senator Boyce for the committee.

**HB 126**, relative to posting statutes at polling places.

Ought to Pass, Vote 3-0

Senator Boyce for the committee.

**HB 275**, establishing a committee to study ballot reform.

Inexpedient to Legislate, Vote 3-0

Senator Boyce for the committee.

**HB 305**, relative to time allowed for voting.

Ought to Pass, Vote 5-0

Senator Flanders for the committee.

## **JUDICIARY**

**SB 168**, allowing school boards to adjourn to nonpublic session to consider pupil disciplinary matters.

Ought to pass with amendment, Vote 3-0

Senator Clegg for the committee.

**SB 211**, relative to the expungement of DNA records and multiple qualifying convictions.

Inexpedient to Legislate, Vote 4-0

Senator Foster for the committee.

**SB 218**, establishing a study committee to examine child custody and support laws and practices in New Hampshire.

Inexpedient to Legislate, Vote 3-0

Senator Roberge for the committee.

**HB 277-FN**, relative to an extended term of imprisonment for manslaughter and relative to jury findings which warrant an extended term of imprisonment.

Ought to Pass, Vote 3-0

Senator Peterson for the committee.

**HB 310**, establishing a commission to study child support issues.

Ought to pass with amendment, Vote 3-0

Senator Roberge for the committee.

## **PUBLIC AFFAIRS**

**SB 187**, relative to designating local emergency management directors.

Inexpedient to Legislate, Vote 4-0

Senator Morse for the committee.

**HB 86**, relative to the membership of the permissible fireworks review committee.

Ought to Pass, Vote 4-0

Senator Roberge for the committee.

**HB 127**, establishing a committee to study the effectiveness and fairness of county government.

Ought to pass with amendment, Vote 4-0

Senator Barnes for the committee.

## **PUBLIC INSTITUTIONS, HEALTH & HUMAN SERVICES**

**SB 131**, establishing a committee to study promoting the establishment of free clinics for uninsured and underinsured persons.

Ought to pass with amendment, Vote 3-1

Senator Estabrook for the committee.

**SB 190**, relative to community living facilities.

Ought to pass with amendment, Vote 4-0

Senator O'Hearn for the committee.

**SB 193**, extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire.

Ought to pass with amendment, Vote 3-0

Senator Martel for the committee.

## **TRANSPORTATION**

**HB 253**, relative to the design build concept for certain projects.

Ought to pass with amendment, Vote 5-0

Senator Morse for the committee.

**HB 498**, relative to 20-day vehicle registrations.

Ought to Pass, Vote 4-0

Senator Kenney for the committee.

**HB 571-FN-L**, relative to Old Newport Road and the end of Main Street in the town of Marlow.

Ought to Pass, Vote 4-0

Senator Martel for the committee.

**HB 833-L**, relative to Shaker Road and Bay Hill Road in the town of Northfield.

Ought to Pass, Vote 4-0

Senator Flanders for the committee.

**HB 834-L**, relative to River Road and Nimble Hill Road in the town of Newington.

Ought to Pass, Vote 4-0

Senator Morse for the committee.

## **WILDLIFE & RECREATION**

**HB 61**, relative to the taking of migratory game birds in the Connecticut River zone.

Ought to Pass, Vote 2-0

Senator Roberge for the committee.

**HB 156**, relative to weights and measures.

Ought to Pass, Vote 2-0

Senator Roberge for the committee.

**HB 469**, relative to areas of the state for hunting by crossbow.

Ought to Pass, Vote 2-0

Senator Roberge for the committee.

**HB 678-FN**, relative to penalties for operation of OHRVs after suspension of driving privileges for certain motor vehicle offenses.

Ought to Pass, Vote 2-0

Senator Roberge for the committee.

# AMENDMENTS

**Insurance**  
**April 1, 2003**  
**2003-1075s**  
**01/05**

## Amendment to SB 42

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

1 Insurance; Rebating; Exceptions. RSA 402:41 is repealed and reenacted to read as follows:

402:41 Exceptions. RSA 402:39, RSA 402:40, and RSA 417:4, IX shall not prohibit:

I. An insurance company from paying to another insurance company or to any person who is a duly authorized producer, or an insurance company or such a person from receiving a commission in respect to any policy under which the entity or he or she is insured.

II. An insurance company issuing non-participating life insurance from paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from non-participating insurance.

III. An insurance company transacting industrial insurance on the weekly payment plan from returning to policyholders, who have made premium payments for a period of at least one year directly to the company of its home or district offices, a percentage of the premium which the company would have paid for weekly collection of such premiums.

IV. A producer, who is serving as a governing board member of a nonprofit organization, from donating all of the commission to which the producer is entitled for the procurement of insurance by the nonprofit organization. For the purposes of this paragraph, a nonprofit organization is listed as an exempt organization under Section 501(c)(3), (4), (6) or (7) and exempt from the federal income tax under Section 501(a) of the Internal Revenue Code of 2002 and its subsequent amendments. Any producer who elects to make a distribution of commission under this section shall:

(a) File a written description of its distribution program with the insurance commissioner for approval before the first distribution is made. If the commissioner does not act on the applicant's distribution program within 5 days of its receipt, the distribution plan or program is considered approved; and notify the insurance commissioner, in writing, of each distribution made under the program within 14 days of when the distribution is made; and

(b) Notify the director of charitable trusts pursuant to RSA 7:28 and in compliance with RSA 7:19-a, II.

V. An insurance company or producer from providing a service, activity or product without a fee, or with a reduced fee; provided, that the provision of such service, activity or product is not unfairly discriminatory under RSA 417:4, VIII or any other applicable statute or rule and such service, activity or product is:

(a) Clearly identified and included within the insurance policy, annuity contract, or brokerage agreement; or

(b) A service, activity or product related to the firm's marketing, distributing or servicing of such insurance contract or a risk control activity offered to or undertaken for the benefit of the client.

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

**Senate Finance**  
**April 2, 2003**  
**2003-1099s**  
**01/04**

## Amendment to SB 54-FN-LOCAL

Amend RSA 74:1 as inserted by section 3 of the bill by replacing it with the following:

74:1 Annual List. The selectmen of each town shall annually, in April, make a list of ~~[all the polls]~~ **the total assessed property value**, and **shall** take an inventory of all the estate liable to be taxed in such town on the first day of that month.



**Senate Finance**  
**April 2, 2003**  
**2003-1107s**  
**09/10**

**Amendment to SB 63-FN-A-LOCAL**

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

AN ACT relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

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

1 Purpose. The general court finds that establishment of community reinvestment and opportunity ("CROP") zones and tax incentives for CROP zone projects which are available to qualifying new and existing businesses in the state are effective ways to meet certain state economic objectives, such as stimulating economic redevelopment, expanding the industrial base, creating new jobs, reducing sprawl, and increasing tax revenue. Therefore, to further these economic objectives, the general court in this act authorizes the commissioner of resources and economic development to adopt rules relating to the establishment of CROP zones, providing for the designation of CROP zones, eligibility for projects within the CROP zones, tax incentives for such projects, reporting requirements, and other provisions as may be necessary for the establishment and operation of CROP zones.

2 New Chapters; CROP Zones. Amend RSA by inserting after chapter 162-M the following new chapter:

CHAPTER 162-N  
 COMMUNITY REINVESTMENT AND OPPORTUNITY ZONES

162-N:1 Definitions. In this chapter:

I. Unless otherwise specified, "commissioner" means the commissioner of resources and economic development.

II. "Community reinvestment and opportunity zone" or "CROP zone" means a zone designated by the commissioner as a CROP zone in accordance with the provisions of this chapter.

162-N:2 Designation of CROP Zone.

I. CROP zone shall mean a zone with a single continuous boundary designated in accordance with the rules adopted under RSA 162-N:5, and certified by the commissioner as being a brownfields site as defined under RSA 147-F, or having at least 2 of the following characteristics:

(a) At least 30 percent of the commercial or industrial space in the zone is vacant or demolished and certification of the zone as a CROP zone would likely result in the reduction of the rate of vacant or demolished structures or the rate of tax delinquency in the zone.

(b) The population of the municipality or municipalities in which the zone is located or the census tracts comprising the zone, according to the most recent federal census, decreased by at least 8 percent during the preceding 20 years prior to the census.

(c) At least 51 percent of the residents of the zone have incomes of less than 80 percent of the median income of residents of the municipal corporation or municipal corporations in which the zone is located.

(d) The zone contains unused or underutilized industrial parks, or structures previously used for industrial, commercial, or retail purposes but currently not so used due to age, obsolescence, deterioration, relocation of the former occupant's operations, or cessation of operation resulting from unfavorable economic conditions either generally or in a specific economic sector.

II. CROP zones shall be designated by the commissioner only upon petition by the local governing body, as defined by RSA 672:6. The commissioner shall certify that the proposed zone meets the criteria required in paragraph I.

III. The commissioner is authorized to establish an advisory board for each CROP zone established under this chapter.

162-N:3 Eligibility Requirements For Business Tax Credits. No CROP zone credits shall be allowed to any taxpayer unless the taxpayer's project receives written certification from the commissioner that it will expand the commercial or industrial base of the state, will create new jobs in the state, and will meet at least one of the following criteria:

I. The project is the creation of a facility which is determined to the satisfaction of the commissioner to entail significant investment in real and/or personal property other than inventory at a location where the business has not previously operated.

II. The project will make expenditures to add buildings, machinery, equipment, or other materials, except inventory, to a facility that equal at least 50 percent of the market value of the facility prior to such expenditures, as determined for the purposes of local property taxation.

III. The project will make expenditures to alter or repair a facility that equal at least 50 percent of the market value of the facility prior to such expenditures, as determined for the purposes of local property taxation.

IV. The project will make expenditures to alter or repair a vacant facility equal to at least 20 percent of the market value of the facility prior to such expenditures, as determined for the purposes of local property taxation.

#### 162-N:4 CROP Zone Tax Credits.

I. A taxpayer which establishes an eligible project in a CROP zone, as certified by the commissioner under RSA 162-N:3, shall be allowed a credit equal to 100 percent of the taxpayer's investment in that project. The credit shall be allowed against any of the following individually or in combination:

(a) Taxes imposed by RSA 77-A.

(b) Taxes imposed by RSA 77-E.

II. Where the project involves the remediation of an environmentally contaminated facility and the taxpayer will be expending at least 250 percent of the existing value of the facility on a new investment project including at least 20 percent investment in remediation activities, the credit allowed shall be equal to 150 percent of the taxpayer's investment in that project.

III. The credit or any unused portion thereof may be carried forward for no more than 5 succeeding years.

IV. For purposes of this section, "investment" shall not include any moneys furnished by any governmental entity.

V. The commissioner shall enter into a written agreement with each taxpayer which has been certified by the commissioner under this section. The agreement shall include such provisions as the commissioner determines to be in the public interest, including:

(a) Quality and quantity of jobs to be created.

(b) Duration of the taxpayer's commitments with respect to the CROP zone.

(c) Penalties in the event that the taxpayer fails to comply with the agreement. Such penalties shall include repayment by the taxpayer of sums equal to the value of some or all tax credits previously claimed by the taxpayer, depending on the degree of noncompliance.

(d) The amount of the taxpayer's investment in the project.

162-N:5 Rules. The commissioner of revenue administration shall adopt rules under RSA 541-A relative to documentation of the credits claimed under this chapter. The commissioner of the department of resources and economic development shall adopt rules, under RSA 541-A, relative to the administration and implementation of this chapter. The rules adopted by the commissioner of resources and economic development shall include provisions dealing with:

I. Establishment and certification of CROP zones.

II. Criteria for and approval of projects in CROP zones, including jobs per dollar thresholds.

III. Fees which the commissioner may charge to each applicant to cover the reasonable costs of the state's administration of the applicant's participation in the CROP zone.

162-N:6 Reports. The commissioner shall furnish a report annually to the governor, the senate president, and the speaker of the house which describes the results of the CROP zone program, and shall include any recommendations for further legislation regarding CROP zones.

3 New Paragraph; Business Profits Tax; CROP Zone Tax Credit. Amend RSA 77-A:5 by inserting after paragraph XI the following new paragraph:

XII. The CROP zone tax credit, as computed in RSA 162-N:3.

4 New Section; Business Enterprise Tax; CROP Zone Tax Credit. Amend RSA 77-E by inserting after section 3 the following new section:

77-E:3-a Credit. The CROP zone tax credit, as computed in RSA 162-N:3, shall be allowed against the tax due under this chapter.

5 Effective Date. This act shall take effect July 1, 2003.

**2003-1107s**

#### AMENDED ANALYSIS

This bill establishes procedures for designation of community reinvestment and opportunity ("CROP") zones by the department of resources and economic development and grants the commissioner of resources and economic development rulemaking authority to develop and implement such procedures. The bill also establishes credits against the business profits tax and the business enterprise tax for investments CROP zones determined to be eligible by the commissioner of resources and economic development. The bill grants the commissioner of revenue administration the authority to adopt rules relative to the documentation of tax credits claimed.

**Senate Finance**

**April 3, 2003**

**2003-1121s**

**06/09**

#### Amendment to SB 95-FN-LOCAL

Amend RSA 36:47, II-a as inserted by section 3 of the bill by replacing it with the following:

II-a. Subject to available funding, each regional planning commission shall review the local land use regulations of any municipality in its region within 6 months of receiving a written request from the planning board, selectmen, or city council and make suggestions concerning the exclusionary effects of the ordinances and the ordinances' compliance with the municipality's obligation under RSA 674-A:2. As part of such review the regional planning commissioner shall make recommendations concerning ways in which the ordinances could be changed to bring the municipality into compliance.

**Senate Finance**

**April 2, 2003**

**2003-1111s**

**04/09**

#### Amendment to SB 96-FN

Amend RSA 167:100 as inserted by section 1 of the bill by inserting after paragraph III the following new paragraph:

IV. The department shall hold harmless, from any financial costs, all pharmacies participating in the program. At a minimum, the state shall reimburse pharmacies for their actual costs for participating in the program.

Amend the bill by replacing section 2 with the following:

2 Appropriation. There is hereby appropriated the sum of \$10 for the fiscal year ending June 30, 2004, and the sum of \$10 for the fiscal year ending June 30, 2005, to the department of health and human services to implement the pharmacy discount program established by this act. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

**Senate Education**

**April 3, 2003**

**2003-1119s**

**04/09**

#### Amendment to SB 114

Amend the bill by replacing section 1 with the following:

1 New Chapter; Persistently Dangerous Schools. Amend RSA 193 by inserting after chapter 193-F the following new chapter:

CHAPTER 193-G  
PERSISTENTLY DANGEROUS SCHOOLS

193-G:1 Persistently Dangerous Schools.

I. A persistently dangerous school is a school in which 3 of the following acts have occurred, while classes are in session and while on school grounds, as separate incidents during the period of one school year for 3 consecutive years:

- (a) Homicide under RSA 630.
- (b) First or second degree assault under RSA 631:1 and RSA 631:2.
- (c) Aggravated felonious sexual assault under RSA 632-A:1.
- (d) Arson under RSA 634:1.
- (e) Robbery as a class A felony under RSA 636:1, III; or
- (f) Unlawful possession or sale of a firearm or other dangerous weapon under RSA 159.

II. The incident as defined in paragraph I must occur within the school or on school grounds, during regular school hours or during a school-sponsored event.

193-G:2 Citizen's Advisory Committee. If a school is classified as a persistently dangerous school, the local school board shall establish a citizen's advisory committee to examine the conditions which led to the designation and offer input to the school board and administrators on steps which might be taken to remedy the designation and prevent further incidents. The committee shall be appointed by the local school board chairman with the advice of the local school board members. It shall include but not be limited to the principal of the designated school, the superintendent of the designated school, one member of the school board, one teacher employed at the designated school, and one law enforcement official from the police department having jurisdiction in the district in which the designated school is located. The committee shall serve until the designation of a persistently dangerous school is removed.

193-G:3 Removal of Designation. Any school which is designated a persistently dangerous school, which for 2 consecutive years has operated as a safe school, shall be decertified as a persistently dangerous school. For the purposes of this section, a safe school is a school which has not had the number or frequency of qualifying events set forth in this section.

193-G:4 School Choice.

I. Any school which is designated a persistently dangerous school shall, within 20 days of being notified of such designation, notify the parents or guardians of students attending the school of their option to transfer their children from the school to a school within the same school district, consistent with local school board policy.

II. If a student is the victim of any offense set forth in paragraph I, the school district shall, within 20 days of being notified of the incident, notify the parents or guardian of the student of the option to transfer the student to another school within the same school district, consistent with local school board policy.

193-G:5 Department of Education Authority. The commissioner of the department of education shall be the certifying authority under this chapter.

**2003-1119s**

AMENDED ANALYSIS

This bill establishes persistently dangerous school policy in compliance with the No Child Left Behind Act of 2001, and authorizes the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools.

**Insurance**  
**April 3, 2003**  
**2003-1139s**  
**01/04**

**Amendment to SB 119**

Amend the bill by replacing all after section 1 with the following:

2 New Paragraph; Burden of Proof in Medical Injury Cases. Amend RSA 507-E:2 by inserting after paragraph II the following new paragraph:

III. The requirements of this section are not satisfied by evidence of loss of opportunity for a substantially better outcome. However, this paragraph shall not bar claims based on evidence that negligent conduct by the defendant medical provider directly caused the harm alleged, rather than merely hastening or aggravating an underlying condition, regardless of the chance of survival or recovery from the underlying condition.

3 Applicability. This act shall apply to all actions for medical injury arising on or after the effective date of this act.

4 Effective Date. This act shall take effect upon its passage.

**Public Institutions, Health and Human Services**

**April 3, 2003**

**2003-1135s**

**01/04**

**Amendment to SB 131**

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

AN ACT establishing a committee to study the system of health care safety net providers in New Hampshire, and options for improving access to primary and preventive care for the uninsured and underinsured.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study the system of health care safety net providers in New Hampshire, and options for improving access to primary and preventive care for the uninsured and underinsured. Currently, there are a number of health centers, clinics, and community services that address the health care needs of underserved populations a variety of ways. The committee shall study the current system and make recommendations for improving access to primary and preventive care for uninsured and underinsured residents of this state.

Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall study promoting providers of affordable primary and preventive health care services to the uninsured and underinsured. Issues the committee shall study shall include but not be limited to:

I. Identifying current primary and preventive health care safety net providers and where such providers are located.

II. The affordability, cost effectiveness, and quality of services provided by such health care safety net providers.

III. Ways to increase federal sources or grant sources that could create new or expanded access points for primary and preventive health care services to the uninsured and underinsured.

IV. Improvement of linkages between and among community health care providers to increase primary care access for the uninsured and underinsured.

V. Liability insurance for health care providers who volunteer their time in clinics.

**2003-1135s**

**AMENDED ANALYSIS**

This bill establishes a committee to study the system of health care safety net providers in New Hampshire and options for improving access to primary and preventive care for the uninsured and underinsured.

**Senate Judiciary**

**April 1, 2003**

**2003-1078s**

**04/01**

**Amendment to SB 168**

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

1 New Subparagraph; Access to Public Records and Meetings; Nonpublic Sessions. Amend RSA 91-A:3, II by inserting after subparagraph (i) the following new subparagraph:

(j) Consideration by a school board of any matters that would reveal the content of education records maintained by the school district or disclose personally identifiable information about a student, contrary to 20 United States Code section 1232g.

2 Access to Public Records and Meetings; Nonpublic Sessions. Amend RSA 91-A:3, III to read as follows:

III. Minutes of proceedings in nonpublic session shall be kept and the record of all actions shall be promptly made available for public inspection, except as provided in this section. Minutes and decisions reached in nonpublic session shall be publicly disclosed within 72 hours of the meeting, unless, by recorded vote of 2/3 of the members present, it is determined that divulgence of the information likely would affect adversely the reputation of any person other than a member of the body or agency itself, or render the proposed action ineffective, or pertain to terrorism, more specifically, to matters relating to the preparation for and the carrying out of all emergency functions, developed by local or state safety officials that are directly intended to thwart a deliberate act that is intended to result in widespread or severe damage to property or widespread injury or loss of life. This shall include training to carry out such functions. In the event of such circumstances, information may be withheld until, in the opinion of a majority of members, the aforesaid circumstances no longer apply. ***Minutes of proceedings that would reveal the content of education records maintained by the school district or disclose personally identifiable information about a student shall not be publicly disclosed at any time, except as permitted by 20 United States Code section 1232g.***

3 Effective Date. This act shall take effect January 1, 2004.

**Insurance**  
**April 1, 2003**  
**2003-1076s**  
**01/05**

#### **Amendment to SB 184**

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

1 Counterclaims Deleted. Amend the section heading of RSA 402-C:34 to read as follows:

402-C:34 Setoffs [~~and Counterclaims~~].

2 Counterclaims Deleted. Amend the introductory paragraph of RSA 402-C:34, II to read as follows:

II. EXCEPTIONS. No setoff [~~or counterclaim~~] shall be allowed in favor of any person where:

3 Liability of Insurer. RSA 402-C:36 is repealed and reenacted to read as follows:

402-C:36 Liability of Insurer. The amount recoverable by the liquidator from a reinsurer shall not be reduced as a result of delinquency proceedings unless the reinsurance contract provides, in substance, that in the event of the insolvency of the ceding insurer, the reinsurance shall be payable by the assuming insurer on the basis of the claims allowed against the ceding insurer in the insolvency proceedings, under contract or contracts reinsured without diminution because of the insolvency of the ceding insurer directly to the ceding insurer or to its domiciliary liquidator or receiver except:

I. Where the contract specifically provides another payee of such reinsurance in the event of the insolvency of the ceding insurer; or

II. Where the assuming insurer with the consent of the direct insured or insured has assumed such policy obligations of the ceding insurer as direct obligations of the assuming insurer to the payees under such policies and in substitution for the obligations of the ceding insurer to such payees.

4 Repeal. RSA 402-C:34, II(d), relative to disallowing certain setoffs and claims, is repealed.

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

**2003-1076s**

#### **AMENDED ANALYSIS**

This bill deletes the provision in current law which disallows setoffs of premiums payable to an insolvent insurer. This bill also clarifies the liability of the insurer.



**Public Institutions, Health and Human Services**  
**April 3, 2003**  
**2003-1130s**  
**05/10**

**Amendment to SB 190**

Amend the bill by replacing section 1 with the following:

1 Standards and Certification for Community Living Facilities; Imposition of Administrative Fines. Amend RSA 126-A:20 to read as follows:

126-A:20 Standards and Certification for Community Living Facilities.

**I.** The commissioner shall adopt rules pursuant to RSA 541-A to govern the establishment and operation of community living facilities. The certification of community living facilities shall be based on these rules. ***Certification of such community living facilities shall be on a permanent, temporary, or emergency basis in accordance with these rules.*** No placements shall occur in the absence of such certification. The commissioner may withdraw certification at any time the commissioner has reasonable cause to believe that there exist violations of federal, state, or local law or of department rules adopted pursuant to RSA 541-A pertaining to community living facilities.

**II.** Certifications shall be subject to periodic review and renewal by the commissioner.

**III.** ***The commissioner of the department of health and human services, after notice and hearing, pursuant to rules adopted under RSA 541-A, may impose an administrative fine not to exceed \$2,000 for each offense upon any person who violates any provision of this subdivision or rules adopted under this subdivision. Rehearings and appeals from a decision of the commissioner shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties or administrative actions under this subdivision. The commissioner shall adopt rules in accordance with RSA 541-A relative to administrative fines which shall be scaled to reflect the scope and severity of the violation. The sums obtained from the levying of administrative fines under this subdivision shall be forwarded to the state treasurer to be deposited into the general fund.***

**2003-1130s**

**AMENDED ANALYSIS**

This bill authorizes the department of health and human services to certify community living facilities on a permanent, temporary, or emergency basis. The bill also authorizes the department to impose administrative fines for violations of the chapter or regulations implemented under this chapter.

**Public Institutions, Health and Human Services**  
**April 3, 2003**  
**2003-1133s**  
**04/10**

**Amendment to SB 193**

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

AN ACT extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire and the commission on architecturally secure facilities and community shelter care facilities for juveniles.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Commission on Architecturally Secure Facilities and Community Shelter Care Facilities for Juveniles; Report Date Extended. Amend 2001, 97:6 as amended by 2002, 50:2 to read as follows:

97:6 Report. The commission shall report its findings, which shall include any reports from any independent consultants, and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, [2002] **2004**.

**2003-1133s****AMENDED ANALYSIS**

This bill extends the report date for the commission on the education of the deaf and hard of hearing in New Hampshire, established in 2000, 43, from November 1, 2002 to November 1, 2005. The bill also extends the report date for the commission on architecturally secure facilities and community shelter care facilities for juveniles to November 1, 2004.

**Senate Finance****April 2, 2003****2003-1086s****03/01****Amendment to SB 222-FN-A**

Amend the bill by replacing section 2 with the following:

2 New Paragraphs; Emission Control Equipment; On-Board Diagnostic and Vehicle Safety Inspection Program. Amend RSA 266:59-b by inserting after paragraph IV the following new paragraphs:

V. The director shall, with the approval of the commissioner, adopt rules pursuant to RSA 541-A relative to:

(a) The efficient administration of this section.

(b) Reasonable fees to cover the operation of an approved electronic on-board diagnostic and vehicle safety inspection program. All fees collected pursuant to this subparagraph shall be deposited in the highway fund.

VI. The department of safety shall submit an annual report, beginning on July 1, 2004, to the speaker of the house of representatives, the president of the senate, and the governor and council which shall include, but not be limited to, a description of inspection services offered by the electronic on-board diagnostic and vehicle safety inspection program, the development of the technological advancements in division programs related to the vehicle safety inspection process, the revenue generated from the fees established in RSA 266:59-b, V(b), the degree of coordination with vehicle inspection stations, and the extent to which the vehicle inspection safety program is enhanced.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 5:

3 Appropriation. The sum of \$925,859 for the fiscal year ending June 30, 2004 and \$999,479 for the fiscal year ending June 30, 2005 are hereby appropriated to the department of safety for the purpose of funding the expenses of operating the electronic on-board diagnostic and vehicle safety inspection program established pursuant to RSA 266:59-b. Said appropriations shall be a charge against the highway fund to be expended as follows:

	FY 2004	FY 2005
Personal services - permanent	\$ 354,964	\$ 491,494
Overtime	\$ 24,366	\$ 37,566
Current expenses	\$ 75,067	\$ 86,850
Organizational dues	\$ 1,000	\$ 1,000
Equipment new/replacement	\$ 295,830	\$ 137,415
Benefits	\$ 140,352	\$ 195,754
In-state travel	<u>\$ 34,280</u>	<u>\$ 49,400</u>
Total	\$ 925,859	\$ 999,479

4 Positions Established. There are hereby created within the department of safety the following new positions:

I. Six full-time highway patrol officers, at labor grade 19, for the fiscal year ending June 30, 2004.

II. Three full-time highway patrol officers, at labor grade 19, for the fiscal year ending June 30, 2005.



III. One program specialist II, at labor grade 21, for the fiscal year ending June 30, 2004.

IV. One auditor II, at labor grade 21, for the fiscal year ending June 30, 2004.

V. Two secretaries II, at labor grade 9, for the fiscal year ending June 30, 2004.

**Public Affairs**

**April 2, 2003**

**2003-1090s**

**10/09**

**Amendment to HB 127**

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

AN ACT establishing a committee to study the effectiveness, fairness, and feasibility of continuing county government.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study the effectiveness, fairness, and feasibility of continuing county government.

Amend section 3 of the bill by inserting after paragraph III the following new paragraph:

IV. Determine the feasibility of continuing county government.

**2003-1090s**

**AMENDED ANALYSIS**

This bill establishes a committee to study the effectiveness, fairness, and feasibility of continuing county government.

**Senate Transportation**

**March 27, 2003**

**2003-1023s**

**06/01**

**Amendment to HB 253**

Amend RSA 228:4, I(f) as inserted by section 1 of the bill by replacing it with the following:

(f) Projects may be built through lease purchase arrangements based on a request for proposal provided that selection and award is based on an objective standard and that there are measurable criteria for evaluation. ***Capital budget*** projects may be built under the design build concept based on a request for proposal provided that selection and award is based on an objective standard and that there are measurable criteria for evaluation only if such projects are expressly designated as design build and authorized as such by the capital budget while the general court is in session or by the fiscal committee when the general court is out of session. ***The commissioner shall report the results of any capital budget project using the design build concept to the capital budget overview committee within 90 days after the completion of the project.***

**Senate Judiciary**

**April 1, 2003**

**2003-1080s**

**05/10**

**Amendment to HB 310**

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

6 Reports. The commission shall submit a preliminary report of its findings and recommendations on or before November 1, 2003, and a final report of its findings and recommendations on or before December 1, 2004, to the speaker of the house of representatives, the senate president, the governor, the house clerk, the senate clerk, and the state library.

7 Effective Date. This act shall take effect upon its passage.

**Environment**  
**April 2, 2003**  
**2003-1096s**  
**08/09**

**Amendment to HB 361-LOCAL**

Amend RSA 362:4, VI as inserted by section 12 of the bill by replacing it with the following:

VI.(a) For purposes of this chapter, a municipal corporation shall include a regional water district.

(b) During the initial 4 years of its operation, if a regional water district seeks to alter rates other than in a manner that uniformly impacts all customers within the district, any municipality that is a member of the regional water district may seek commission review of the proposed rate change. In order for the proposed rate change to take effect, the commission must determine that the proposed rates are cost-based and that they are not unduly discriminatory.

(c) A regional water district shall adopt and enforce quality of water service standards consistent with the commission's administrative rules.

(d) With respect to regional water districts, the 15 percent benchmark employed in this section shall be calculated in relation to an average of the regional water district's relevant rates as determined by the public utilities commission.

## HEARINGS

***TUESDAY, APRIL 8, 2003***

**BANKS**, Room 103, SH

Sen. Flanders (C), Sen. Peterson (VC), Sen. Barnes, Sen. Foster, Sen. Odell

1:15 p.m. **HB 183**, relative to a distribution from a decedent's estate to a minor.

1:40 p.m. **HB 186**, relative to the effect of divorce or annulment upon trusts.

2:00 p.m. **HB 131**, relative to enforcement of negotiable instruments under Article 3 of the Uniform Commercial Code.

**EXECUTIVE SESSION MAY FOLLOW**

**ENERGY & ECONOMIC DEVELOPMENT**, Room 102, LOB

Sen. Odell (C), Sen. Below (VC), Sen. Gallus, Sen. Gatsas, Sen. Prescott

3:15 p.m. **HB 732-FN**, relative to fines for forestry law violations, and deceptive forestry business practices.

3:40 p.m. **HB 436**, relative to the acquisition of Connecticut Valley Electric Company and electric utility restructuring.

**EXECUTIVE SESSION MAY FOLLOW**

**INSURANCE**, Room 101, LOB

Sen. Flanders (C), Sen. Prescott (VC), Sen. Cohen, Sen. Martel, Sen. Roberge

8:30 a.m. **HB 182**, relative to unclaimed shares and advancements to heirs.

8:50 a.m. **HB 356-FN**, relative to including medical benefits costs in the purchase of creditable service in the retirement system.

9:20 a.m. **HB 591-FN**, allowing a certain former state employee to apply for accidental disability benefits.

9:40 a.m. **HB 669-FN**, (New Title) relative to dental insurance benefits and eligibility for medical benefits for retired state employees.

**EXECUTIVE SESSION MAY FOLLOW**

**JUDICIARY**, Room 105-A, SH

Sen. Peterson (C), Sen. Foster (VC), Sen. Clegg, Sen. Roberge, Sen. Sapareto

10:15 a.m. **HB 105**, (New Title) relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision.

10:45 a.m. **HB 278-FN**, relative to certain acts of sexual assault.

11:15 a.m. **HB 59**, relative to court reporting.

**EXECUTIVE SESSION MAY FOLLOW****PUBLIC INSTITUTIONS, HEALTH & HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Boyce (VC), Sen. Estabrook, Sen. Kenney, Sen. O'Hearn

3:15 p.m. **HB 149**, (New Title) relative to patient rights and disclosures.

3:45 p.m. **HB 831**, establishing a New Hampshire end-of-life care study commission.

4:15 p.m. **HB 533**, relative to health carrier disclosure for medical child support enforcement.

**EXECUTIVE SESSION MAY FOLLOW****WILDLIFE & RECREATION**, Room 104, LOB

Sen. Gallus (C), Sen. Roberge (VC), Sen. Cohen, Sen. Gatsas, Sen. Sapareto

1:15 p.m. **HB 181**, (New Title) relative to limiting landowner liability for giving permission for horseback riding.

1:30 p.m. **HB 387-FN**, (New Title) allowing free admission to the state park system for certain members of the New Hampshire national guard.

1:45 p.m. **HB 485**, relative to the membership on the invasive species committee.

2:00 p.m. **HB 703-FN**, permitting free admission to the state park system for disabled veterans.

2:15 p.m. **HB 82**, (New Title) to change the name of "Mount Clay" to Mount Reagan.

**EXECUTIVE SESSION MAY FOLLOW*****WEDNESDAY, APRIL 9, 2003*****INTERNAL AFFAIRS**, Room 103, LOB

Sen. Boyce (C), Sen. Flanders (VC), Sen. Kenney, Sen. Larsen, Sen. O'Hearn

10:15 a.m. **HB 120**, (New Title) relative to sessions for the correction of the checklist and sessions for changes of party registration.

10:30 a.m. **HB 358-FN-L**, relative to recount fees in local elections

10:45 a.m. **HB 745**, relative to voters presenting identification to obtain a ballot.

11:15 a.m. **HB 295**, relative to information filed with the regional planning commissions.

**EXECUTIVE SESSION MAY FOLLOW****TRANSPORTATION**, Room 104, LOB

Sen. Kenney (C), Sen. Morse (VC), Sen. Below, Sen. Flanders, Sen. Martel

3:00 p.m. **HB 327**, establishing a committee to study the use of state vehicles.

**(THE PREVIOUS HEARING FOR HB 327, WAS RECESSED APRIL 2<sup>ND</sup>)**

3:15 p.m. **HB 179**, establishing a committee to study enhancement of laws relating to vehicle pursuits.

3:30 p.m. **HB 379**, relative to penalties for OHRV violations by underage operators.

3:45 p.m. **HB 769**, relative to the lighting of certain advertising devices along highways.

4:00 p.m. **HB 802-FN-A**, (New Title) encouraging the department of transportation to retrofit a highway rest stop to be a solar powered facility.

**EXECUTIVE SESSION MAY FOLLOW**

**WAYS & MEANS**, Room 103, SH

Sen. D'Allesandro (C), Sen. Clegg (VC), Sen. Boyce, Sen. Gallus, Sen. Odell

- 8:30 a.m. **HB 173**, making technical corrections relative to the exception from the meals and rooms tax for gratuities.
- 8:45 a.m. **HB 172**, extending the committee to study the exemption from property taxes for not-for-profit hospitals, and including a study of the community benefit law.
- 9:00 a.m. **HB 108**, (New Title) relative to the adoption of an optional veterans' property tax credit.
- EXECUTIVE SESSION MAY FOLLOW**

***TUESDAY, APRIL 15, 2003*****JUDICIARY**, Room 105-A, SH

Sen. Peterson (C), Sen. Foster (VC), Sen. Clegg, Sen. Roberge, Sen. Sapareto

- 10:15 a.m. **HB 77**, establishing a committee to study the process of de novo appeals from the district courts.
- 10:30 a.m. **HB 195**, (New Title) prohibiting all part-time district court judges and district court clerks from practicing law in the district courts.
- 11:00 a.m. **HB 212**, (New Title) defining "terrorize" for the purpose of criminal threatening.
- EXECUTIVE SESSION MAY FOLLOW**

**PUBLIC INSTITUTIONS, HEALTH & HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Boyce (VC), Sen. Estabrook, Sen. Kenney, Sen. O'Hearn

- 3:15 p.m. **HB 57**, relative to the use of inhalers by pupils and campers with asthma.
- 3:45 p.m. **HB 92**, relative to the use of epinephrine auto-injectors by pupils and campers with severe allergies.
- 4:15 p.m. **HB 196**, establishing a commission to study means to integrate services for people with co-occurring disorders.
- EXECUTIVE SESSION MAY FOLLOW**

***TUESDAY, APRIL 22, 2003*****PUBLIC INSTITUTIONS, HEALTH & HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Boyce (VC), Sen. Estabrook, Sen. Kenney, Sen. O'Hearn

- 3:15 p.m. **HB 225**, extending the task force on deafness and hearing loss and changing the task force's membership and duties.
- 3:30 p.m. **HB 240**, establishing a committee to study ways to prevent suicide among young people in New Hampshire.
- 4:00 p.m. **HB 393**, extending the reporting dates for certain study committees.
- EXECUTIVE SESSION MAY FOLLOW**

**MEETINGS*****MONDAY, APRIL 7, 2003*****NH CIVIL WAR MEMORIALS COMMISSION (RSA 21-K:18)**

- 4:00 p.m. Room 203, LOB Regular Meeting

## ***FRIDAY, APRIL 11, 2003***

### **BOARD OF CLAIMS (RSA 541-B:3)**

9:00 a.m.                      Room 100, SH                      Regular Meeting

### **GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION, INTERVENTION, AND TREATMENT (RSA 12-J:1)**

9:30 a.m.                      Rooms 201-203, LOB                      Regular Meeting

## ***MONDAY, APRIL 14, 2003***

### **LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2)**

9:00 a.m.                      Room 103, SH                      Regular Meeting

### **SOURCES THAT BURN VIRGIN PETROLEUM OR COAL TO COMPLY WITH AIR TOXIC CONTROL ACT (RSA 125-I), STUDY OF PUBLIC HEALTH AND ENVIRONMENTAL BENEFITS (SB 93, Chapter 88:1, Laws of 2001)**

10:00 a.m.                      Room 101, LOB                      Regular Meeting

### **GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

1:00 p.m.                      Room 102, LOB                      Regular Meeting

## ***TUESDAY, APRIL 15, 2003***

### **STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2, VI)**

5:00 p.m.                      American Legion Post 79,                      Regular Meeting  
Manchester, NH

### **NH DEPARTMENT OF TRANSPORTATION (Hudson 13743 NH 102, West Road and Robinson Road intersection improvements, turn lane, signal and truck lane)**

7:00 p.m.                      Hudson Town Hall                      Combined Public Officials  
12 School Street                      Public Informational Meeting  
Hudson, NH

## ***WEDNESDAY, APRIL 16, 2003***

### **FISCAL COMMITTEE OF THE GENERAL COURT (RSA 14:30-a)**

9:00 a.m.                      Rooms 210-211, LOB                      Regular Business

9:30 a.m.                      Rooms 210-211, LOB                      Audits:  
State of New Hampshire  
Sweepstakes Commission  
Management Letter  
For the Year Ended June 30, 2002  
State of New Hampshire  
Division of Elderly and Adult Services  
Home and Community-Based Care  
Performance Audit Report  
April 2003

### **STATEWIDE EDUCATION IMPROVEMENT & ASSESSMENT PROGRAM LEGISLATIVE OVERSIGHT (RSA 193-C:7)**

9:00 a.m.                      Room 207, LOB                      Regular Meeting

### **MEDICAID PRESCRIPTION DRUG BENEFITS MANAGEMENT PROGRAM LEGISLATIVE OVERSIGHT COMMITTEE (HB 1218, Chapter 281:9, IV)**

3:30 p.m.                      Room 205, LOB                      Regular Meeting

***FRIDAY, 18, 2003***

**JOINT LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1)**

10:00 a.m.                      Room 103, SH                      Regular Meeting

***MONDAY, APRIL 21, 2003***

**ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.                      Rooms 306-308 LOB                      Regular Meeting

**WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3)**

10:30 a.m.                      Room 205, LOB                      Regular Meeting

***FRIDAY, APRIL 25, 2003***

**WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62)**

9:00 a.m.                      Room 306, LOB                      Regular Meeting

**ASSESSING STANDARDS BOARD (RSA 21-J:14-a)**

9:30 a.m.                      NH Department of Revenue Administration,                      Regular Meeting  
    Community Services Division Training Room  
    57 Regional Drive, Concord, NH

**TASK FORCE ON JUVENILE JUSTICE SERVICE CAPACITY AND ADMINISTRATIVE SIMPLIFICATION (HB 179, Chapter 170:7, Laws of 2002)**

1:00 p.m.                      Room 206, LOB                      Regular Meeting

***MONDAY, APRIL 28, 2003***

**COMMISSION TO STUDY PROBLEMS RELATED TO DELIVERY OF LOCAL ASSISTANCE (HB 1109, Chapter 184:1, Laws of 2002)**

10:00 a.m.                      Room 301, LOB                      Regular Meeting

***WEDNESDAY, APRIL 30, 2003***

**NH DEPARTMENT OF TRANSPORTATION (Nashua, 13117 Park N Ride facility and potential for future construction of a rail platform-station to provide commuter rail connections into MA)**

7:00 p.m.                      Nashua City Hall Auditorium                      Public Hearing (Commission)  
    229 Main Street (use Elm Street door)  
    Nashua, NH

***MONDAY, MAY 12, 2003***

**GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

1:00 p.m.                      Room 102, LOB                      Regular Meeting

***MONDAY, MAY 19, 2003***

**ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.                      Rooms 306-308 LOB                      Regular Meeting

***MONDAY, JUNE 9, 2003***

**GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

1:00 p.m.                      Room 102, LOB                      Regular Meeting

***MONDAY, JUNE 23, 2003***

**ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.                      Rooms 306-308 LOB                      Regular Meeting

\* \* \* \* \*

**FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR THE FOLLOWING 2003 SENATE BILLS: 14, 15, 16, 19, 38, 36, 38, 41, 47, 51, 56, 57, 58, 59, 63, 64, 66, 69, 70, 71, 74, 78, 85, 80, 88, 90, 92, 95, 96, 98, 101, 102, 103, 105, 117, 118, 126, 128, 130, 132, 138, 140, 141, 142, 144, 145, 148, 149, 151, 159, 161, 179, 186, 190, 192, 197, 202, 205, 208, 214, 215, 217, 221, 222, 223, 224. HOUSE BILLS: 104, 703, 791, 828**

\* \* \* \* \*

## **NOTICES**

The following Education Forums by the Department of Education will be held as noted during the month of April:

Educational Forum by the Dept. of Education  
No Child Left Behind - Accountability  
April 8th 1:00 p.m.  
LOB 207

Educational Forum by the Dept. of Education  
No Child Left Behind - Senior Survey & Dropout Data  
April 15th 1:00 p.m.  
LOB 207

Educational Forum by the Dept. of Education  
No Child Left Behind - High Quality Educators  
April 22nd 1:00 p.m.  
LOB 207

All interested parties are welcome to attend.

Senator Jane E. O'Hearn

\* \* \* \* \*

### **TUESDAY, APRIL 8, 2003**

The Greater Manchester Chamber of Commerce will host its Annual Legislative Dinner for all Greater Manchester Legislators on Tuesday, April 8th from 6-8 p.m. at the Bedford Village Inn. Greater Manchester Legislators wishing to attend should RSVP by calling 666-6600.

Senator Lou D'Allesandro

\* \* \* \* \*

### **THURSDAY, APRIL 10, 2003**

All legislators and legislative staff are cordially invited to attend the annual New Hampshire Automobile Dealers Association "Crossover" Legislative Reception to be held on April 10, at 3:00 p.m. or later, following the adjournment of session at NHADA Headquarters, 507 South Street, Bow. This is a wonderful opportunity to unwind some of the stresses of "Crossover" with your fellow legislators and staff in a fun "social" gathering.

Senator Robert E. Clegg, Jr.

\* \* \* \* \*



**THURSDAY, APRIL 10, 2003**

The New Hampshire Department of Cultural Resources will host a luncheon for all Senators to celebrate the exhibition "Artists At Work 1935-1942 New Hampshire Remembered," featuring WPA paintings and prints by Nathaniel C. Burwash and Herbert Ogden Waters. Please join us at the State Library second floor, on Thursday, April 10th from 11:30 a.m. - 1:30 p.m.

Senator Sylvia B. Larsen

\* \* \* \* \*

**THURSDAY, APRIL 10, 2003**

The NH Citizens for the Arts will host a Breakfast for the Legislature at the Tuck Library on Thursday, April 10, 2003 from 7:30 a.m. - 9:30 a.m.

Senator Lou D'Allesandro

\* \* \* \* \*

**TUESDAY, APRIL 22, 2003**

Attention senators: The Governor's Commission on Disability and the Statewide Independent Living Council are sponsoring a DISABILITY AWARENESS DAY FOR LEGISLATORS on Tuesday, April 22, 2003 at the St. Paul's Church Hall on Center Street in Concord from 9:00 a.m. - 3:00 p.m. All legislators are encouraged to stop in for coffee and doughnuts and meet participants. Members of several organizations that can provide services to your constituents with disabilities will be on hand throughout the day to explain their programs/services and answer questions. Call 1-800-852-3405, ext. 6895 (Voice/TYY) or 271-6895 for more information.

Senator Lou D'Allesandro

\* \* \* \* \*

**WEDNESDAY, APRIL 23, 2003**

The New Hampshire Alliance of Boys and Girls Clubs cordially invites all legislators to an informational breakfast reception on Wednesday April 23<sup>rd</sup>, from 7:30 a.m. until 9:00 a.m. at Saint Paul's Church Hall, located on Park Street across from the State House. Come and learn more about today's mission of the Boy's and Girls Clubs of New Hampshire. We look forward to seeing you there.

Senator Charles W. Morse

\* \* \* \* \*

**SENATE SCHEDULE 2003 SESSION**

Thursday, April 10, 2003	The last day to act on all Senate bills in the first body.
Monday, May 26, 2003	Memorial Day (State Holiday)
Wednesday, June 18, 2003, 3:00 p.m.	The deadline for committee of conference report sign off.
Friday, July 4, 2003	Independence Day (State Holiday)
Monday, September 1, 2003	Labor Day (State Holiday)
Monday, October 20, 2003	Filing period for legislation to be acted on in the second half of the biennium, beginning January 2004, will commence.
Tuesday, November 11, 2003	Veteran's Day (State Holiday)
Friday, November 14, 2003, 3:00 p.m.	The office of Legislative Services shall not draft a Senate bill or joint resolution, unless a request by a member for drafting with complete information has been received.



Thursday, November 27, 2003  
 Friday, November 28, 2003  
 Friday, December 19, 2003, 3:00 p.m.  
 Thursday, December 25, 2003

Thanksgiving Day (State Holiday)  
 Day after Thanksgiving  
 Last day to sign-off legislation for the January 2004 session.  
 Christmas Day (State Holiday)

## ***VISITORS CENTER SCHEDULE - APRIL***

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in **April 2003**. These listings will replace individual notifications in an effort to reduce paper usage and to ensure all members will be notified in a timely manner. Our schedule is tightly booked for the remainder of the school year. Please contact the Visitors' Center concerning school tour booking information. Thank you for your continued participation with your School Visitation Program.

Kenneth Leidner, Director

<b><i>DATE</i></b>	<b><i>TIME</i></b>	<b><i>GROUP</i></b>	<b><i>CLASS/Size</i></b>
April 7	10:00 & 11:30	Matthew Thornton School – Londonderry	4/75
April 7	1:00	Francetown & Unity Elem Schools	4/19 & 4/16
April 8	9:30 & 11:00	Presentation of Marcy School – Hudson	4/65
April 8	10:00 & 11:30	Canaan Elementary School	4/73
April 9	9:30 & 11:00	John H. Fuller School – Conway	4/40
April 9	9:30	Russell Elementary School - Rumney	4/14
April 9	12:30 & 2:00	Greenland Central School	4/48
April 10	8:30	Tajikistan Delegation/Democracy 101	Adults/25
April 10	10:00 & 11:00	Seminary Hill Elementary School- West Lebanon	4/60
April 10	12:30 & 1:15	North Londonderry Elementary School	4/60
April 11	9:30 & 11:00	Epsom Central School	4/60
April 11	12:30	Beaver Meadow School - Concord	4/25
April 14	9:30 & 11:00	Towle Elementary School - Newport	4/60
April 14	12:30	Beaver Meadow School – Concord	4/25
April 15	9:30 & 11:00	Towle Elementary School – Newport	4/40
April 15	12:30	Sullivan Elementary School	3-6/25
April 15	2:00	Keene High School	HS/30
April 16	9:30 & 11:00	East Rochester Elementary	4/68
April 16	12:30 & 1:45	Hinsdale Elementary School	4/60
April 16	2:00	Seacoast Federation of Republican Women	Adults/25
April 17	9:30 & 11:00	St. Anthony School – Manchester	4/75
April 17	12:30	Beaver Meadow School – Concord	4/25
April 18	9:30 & 10:45	Candia Moore School	4/60
April 18	12:00	Salisbury & Webster Elementary Schools	4/34
April 21	8:30	Kimball School – Concord	4/20
April 21	10:00 & 11:30	Main Dunstable School- Nashua	4/50
April 22	9:30 & 11:00	Barnstead Elementary School	4/70
April 22	1:30	Law Librarians	Adults/20
April 23	9:30 & 11:00	Maple Street Elementary School- Hopkinton	4/80
April 24	9:30 & 11:00	Chester Academy	4/74
April 25	8:30 & 1:00	Kimball School – Concord	4/38
April 25	10:00 & 11:30	Main Dunstable School- Nashua	5/60
April 28	9:30 & 11:00	Lancaster Elementary School	4/52
April 29	8:30	UNH/Dept. of Social Work	College/40
April 29	10:00 & 11:00	Riddlebrook Elementary School – Bedford	4/80
April 29	12:30 & 1:30	Ray School – Hanover	3/88
April 30	10:00 & 11:00	Riddlebrook Elementary School –Bedford	4/60