

March 9, 2006  
No. 10

# STATE OF NEW HAMPSHIRE

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Legislative

## SENATE CALENDAR

REPORTS, AMENDMENTS, HEARINGS,  
MEETINGS AND NOTICES

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**THE SENATE WILL MEET IN SESSION ON  
THURSDAY, MARCH 16, 2006 AT 10:00 A.M.**

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**LAI D ON THE TABLE**

**SB 107-FN**, relative to the sale of tobacco products. 2/2/06, pending motion Committee Amendment (0496s), Ways & Means, SJ 3, pg. 71

**SB 240**, relative to transmission poles or structures on public highways. 3/9/06, pending motion ITL, Energy and Economic Development, SJ 7, pg. TBA

**SB 243**, establishing a commission to study rural transit in New Hampshire. 3/9/06, pending motion OTP, Energy and Economic Development, SJ 7, pg. TBA

**SB 248**, establishing a committee to study the issuance of dealer plates to bonded motor vehicle dealers. 2/2/06, pending motion OTP, Transportation & Interstate Cooperation, SJ 3, pg. 76

**SB 285-FN**, equalizing the pay of administrative judges in the judicial branch. 3/9/06, pending motion OTP, Executive Departments and Administration, SJ 7, pg. TBA

**SB 292-FN**, relative to permits for combustion of certain waste. 3/9/06, pending motion ITL, Energy and Economic Development, SJ 7, pg. TBA

**SB 316-FN-L**, requiring interpretation services upon request for persons receiving medical treatment. 2/16/06, pending motion Committee Amendment (0897s), Health and Human Services, SJ 5, pg. 100

**SB 345**, establishing a lobbying commission and relative to lobbyist registration and financial disclosure requirements. 2/23/06, pending motion Interim Study, Internal Affairs, SJ 6, pg. 124

**SB 360-FN-A**, establishing a surcharge on real estate transfers for deposit in the family stability fund and renaming the homeless prevention program the family stability program. 2/9/06, pending motion ITL, Public and Municipal Affairs, SJ 4, pg. 85

**SB 375-FN**, relative to the executive branch code of ethics and establishing an executive branch ethics committee. 2/23/06, pending motion Interim Study, Internal Affairs, SJ 6, pg. 124

**SB 381-FN-A-L**, expanding business tax credits to enhance research and development. 3/9/06, pending motion Interim Study, Finance, SJ 7, pg. TBA

**SB 390**, relative to membership of the board of tax and land appeals. 3/9/06, pending motion OTP, Public and Municipal Affairs, SJ 7, pg. TBA

**SB 401-FN**, relative to the Hanover-Lebanon District Court. 3/9/06, pending motion Ought to Pass as Amended, SJ 7, pg. TBA

**SCR 8**, declaring the general court in opposition to the federal Real ID Act of 2005. 3/9/06, pending motion OTP, Internal Affairs, SJ 7, pg. TBA

**HB 175**, (New Title) relative to divestiture of PSNH generation assets, establishing an energy policy task force, and establishing a fund for the costs of the energy policy task force. 2/16/06, pending motion Committee Amendment (0814s), Energy and Economic Development, SJ 5, pg. 94

**HB 177**, relative to home improvement contracts. 2/2/06, pending motion Ought to Pass as Amended, Public and Municipal Affairs, SJ 3, pg. 60

**HB 270**, relative to procedures of the legislative ethics committee. 1/18/06, pending motion OTP, Internal Affairs, SJ 2, pg. 49

**HB 578**, (New Title) relative to the current use advisory board and relative to construction or development constituting a change in use for purposes of assessing the land use change tax. 2/23/06, pending motion Committee Amendment (0976s), Environment and Wildlife, SJ 6, pg. 121

**HB 1198**, establishing a committee to study highway rest areas. 3/09/06, pending motion OTP, Transportation and Interstate Cooperation, SJ 7, pg. TBA

# REPORTS

## **EDUCATION**

**SB 268**, raising the age of required attendance of children in school.

Ought to pass with amendment, Vote 3-2

Senator Green for the committee.

**HB 1503**, relative to financial programs administered by the postsecondary education commission.

Ought to Pass, Vote 5-0

Senator Eaton for the committee.

## **ENERGY AND ECONOMIC DEVELOPMENT**

**SB 244**, relative to alternative regulation of small incumbent local exchange carriers.

Ought to Pass, Vote 4-0

Senator Boyce for the committee.

**HB 669-FN**, (New Title) establishing a committee to study state laboratory water tests and fees for such tests collected by the department of environmental services.

Ought to pass with amendment, Vote 4-1

Senator Letourneau for the committee.

**HB 1156**, changing the notification for public hearings on ski area passenger tramway rules from registered mail to first class mail.

Ought to Pass, Vote 4-0

Senator Bragdon for the committee.

**HB 1471-FN**, repealing the statutes relative to regional highway conferences.

Ought to Pass, Vote 5-0

Senator Boyce for the committee.

## **ENVIRONMENT AND WILDLIFE**

**SB 250**, relative to lead paint poisoning prevention.

Ought to pass with amendment, Vote 4-0

Senator Hassan for the committee.

**SB 386**, relative to large groundwater withdrawals.

Ought to pass with amendment, Vote 4-0

Senator Barnes for the committee.

## **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**HB 719-FN**, recodifying the Articles 1 and 7 of the Uniform Commercial Code.

Ought to Pass, Vote 3-0

Senator Kenney for the committee.

## **HEALTH AND HUMAN SERVICES**

**SB 343**, relative to emergency contraception.

Inexpedient to Legislate, Vote 3-3

Senator Martel for the committee.

**SCR 6**, urging Congress to take legislative action regarding embryonic stem cell research.

Inexpedient to Legislate, Vote 3-3

Senator Martel for the committee.

**HB 312**, (New Title) relative to the appointment of parenting coordinators.

Ought to Pass, Vote 6-0

Senator Kenney for the committee.

**HB 325**, (New Title) relative to proceedings under the Child Protection Act.

Ought to pass with amendment, Vote 6-0

Senator Gallus for the committee.

**HB 590**, excluding stepchildren from the definition of "child" in the context of support orders.

Ought to Pass, Vote 5-0

Senator Martel for the committee.

**INTERNAL AFFAIRS****HB 1118**, requiring paper ballots at all elections.

Ought to pass, Vote 4-0

Senator Bragdon for the committee.

**JUDICIARY****SB 382**, relative to the guardian ad litem board.

Ought to pass with amendment, Vote 6-0

Senator Foster for the committee.

**HB 1225-FN-A**, (New Title) relative to the judicial branch family division for the Henniker and Hillsborough District Courts.

Ought to Pass, Vote 6-0

Senator Clegg for the committee.

**HB 1654-FN**, relative to the probate court mediation fund and fee.

Ought to Pass, Vote 6-0

Senator Gottesman for the committee.

**PUBLIC AND MUNICIPAL AFFAIRS****SB 404**, relative to retirement benefits, optional benefits, and the collection of overpayments by the Manchester employees' contributory retirement system.

Ought to pass with amendment, Vote 4-0

Senator Martel for the committee.

**SB 405**, relative to the acceptance of certain tax-sheltered funds by the Manchester employees' contributory retirement system.

Ought to Pass, Vote 4-0

Senator Martel for the committee.

**HB 581**, relative to approval and review of municipal charters.

Ought to Pass, Vote 5-0

Senator Roberge for the committee.

**HB 645-FN**, (New Title) relative to fire-safer cigarettes.

Ought to Pass, Vote 5-0

Senator Roberge for the committee.

**TRANSPORTATION AND INTERSTATE COOPERATION****HB 162**, (New Title) relative to general rules for vessels operating on water.

Inexpedient to Legislate, Vote 4-1

Senator Letourneau for the committee.

**HB 1154-FN**, relative to eligibility for special number plates for veterans.

Ought to Pass, Vote 5-0

Senator Letourneau for the committee.

**HJR 24**, supporting efforts for commuter rail in the state of New Hampshire.

Ought to Pass, Vote 4-1

Senator Burling for the committee.

## **AMENDMENTS**

**Environment and Wildlife****March 7, 2006****2006-1284s****01/09****Amendment to SB 250**

Amend the bill by deleting sections 7-11 and renumbering the original section 12 to read as 7.

Amend the bill by replacing section 7 with the following:

7 Effective Date. This act shall take effect January 1, 2007.

2006-1284s

#### AMENDED ANALYSIS

This bill clarifies enforcement procedures regarding orders of lead hazard reductions.

Senate Education

March 7, 2006

2006-1291s

04/05

#### Amendment to SB 268

Amend RSA 193:1, I(b) as inserted by section 1 of the bill by replacing it with the following:

(b) The child is receiving home education ***and is therefore exempt from this requirement;*** ~~or~~

Amend the bill by inserting after section 3 the following and renumbering the original sections 4-5 to read as 5-6, respectively:

4 Home Education; Definitions. Amend RSA 193-A:1, I to read as follows:

I. "Child" means a child or children at least 6 years of age and under ~~[16]~~ **18** years of age who is a resident of New Hampshire.

Senate Judiciary

March 7, 2006

2006-1283s

09/01

#### Amendment to SB 382

Amend RSA 490-C:4, I(g) as inserted by section 3 of the bill by replacing it with the following:

(g) Investigate and resolve complaints against certified guardians ad litem, ***and against formerly certified guardians ad litem who are claimed to have engaged in acts or omissions prohibited when certified.*** The board may, upon the ~~[filing]~~ **submission** of a ***written allegation or*** complaint against a ***presently or formerly*** certified guardian ad litem who holds, ***held, or may hold*** an appointment in a case under the authority of a court, refer that matter ~~[for appropriate investigation and resolution by the appointing]~~ to the appropriate court ***for investigation, resolution, or other action.*** Such referral may be ***made regardless of whether the allegation or complaint relates to a case which is then pending in court and may be made*** in lieu of or in addition to ~~[the]~~ **any** investigatory or disciplinary procedures ~~[of]~~ **that** the board ***may itself be authorized to pursue.*** The board may further informally resolve complaints by agreement. ***A complaint relating to a trial or judicial proceeding in progress shall be dismissed without prejudice, unless the board for good cause votes to proceed immediately with such complaint.***

Amend RSA 490-C:4, II(k) as inserted by section 3 of the bill by replacing it with the following:

***(k) Establish procedures and requirements relative to the maintenance or disclosure of confidential information received by, or used in investigations or in hearings, proceedings, or other activities or matters before the board.***

Amend RSA 490-C:5, II(h) as inserted by section 4 of the bill by replacing it with the following:

***(h) Procedures and requirements relative to maintenance or disclosure of confidential information received by, or used in investigations or in hearings, proceedings, or other activities or matters before the board.***

Amend RSA 490-C:5-a, I as inserted by section 5 of the bill by replacing it with the following:

I. To be eligible for ***initial*** certification, ~~[conditional certification, temporary certification,]~~ recertification, reinstatement, or renewal of certification, as a guardian ad litem under this chapter, an applicant shall be of good character and shall meet such criteria or requirements as may be established by the board.

Amend RSA 490-C:5-b, II(d) as inserted by section 6 of the bill by replacing it with the following:

***(d) The board, its representatives or its agents may, without a specific court order, disclose to any [New Hampshire] court [with the authority to] that [appoint] appoints [a] or oversees [guardian]***

***guardians ad litem, or any other entity or group*** which possesses oversight authority over ***any type of*** [the] professional [activities] ***activity*** of [individuals] ***persons*** who may serve as a guardian ad litem, any records, documents, or information in the possession of the board, ***whether oral or in writing***, [relating to a certified guardian ad litem, an applicant for certification, or a formerly certified guardian ad litem.] ***including but not limited to that information described in RSA 490-C:4, II(b), unless such disclosure is prohibited by court order. In assessing whether or not to make a disclosure or engage in a communication under this subparagraph, consideration shall be given to whether or not it is likely that information conveyed will be further disseminated in a manner contrary to New Hampshire law.***

Amend the introductory paragraph of RSA 490-C:5-b, VI(b) as inserted by section 6 of the bill by replacing it with the following:

***(b) Limitations, prohibitions, or instructions under subparagraph (a) may include, but need not be limited to, limitations or prohibitions on, or other instructions regarding, any one or more of the following:***

Amend the introductory paragraph of RSA 490-C:5-b, VIII(a) as inserted by section 6 of the bill by replacing it with the following:

***VIII.(a) In addition to any other procedures, including those under paragraph VI, which the board may apply at a hearing, proceeding, or other matter before the board, the board may also limit access to, or place limitations on, a person's use in a hearing, proceeding, or matter, of particular documents or materials if:***

Amend RSA 490-C:5-c, II as inserted by section 7 of the bill by replacing it with the following:

II. In addition to paragraph I, the board, members of the board, the board's representatives and agents, including but not limited to presiding officers and investigators, and its employees, shall be immune from criminal action or penalties, and actions or penalties for the alleged commission of a violation, for the disclosure of confidential information, including but not limited to actions under laws imposing penalties for the disclosure of certain information in cases in which a guardian ad litem may be involved, or any law relative to the confidentiality of records, documents, or communications, provided that such action was undertaken in the good faith performance of official duties believed authorized under this chapter. This immunity shall not apply to actions commenced under RSA 490-C:5-b, IX, except in the case of communications between the board, its members, its representatives, or its agents, and a court.

Amend the bill by inserting after section 8 the following and renumbering the original section 9 to read as 10:

9 Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this act which can be given effect without the invalid provisions or applications, and to this end the provisions of this act are severable.

**2006-1283s**

#### AMENDED ANALYSIS

This bill permits the guardian ad litem board to communicate with certain groups about guardians ad litem.

**Environment and Wildlife**

**March 7, 2006**

**2006-1285s**

**06/01**

#### Amendment to SB 386

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

1 New Paragraph; Definitions; Large Groundwater Withdrawal Added. Amend RSA 485-C:2 by inserting after paragraph IX the following new paragraph:

IX-a. "Large groundwater withdrawal" means any withdrawal from groundwater of 57,600 gallons or more of water in any 24-hour period at a single property or place of business.

2 New Paragraph; Duties of the Department; Groundwater Management in the Public Trust Added. Amend RSA 485-C:3 by inserting after paragraph V the following new paragraph:



VI. Manage and preserve the state's groundwater on behalf of the citizens of the state, recognizing that any private use of groundwater and other public waters shall be reasonable in light of the protected interests of the general public in the use and enjoyment of groundwater and other public waters by ensuring that no unmitigated adverse impact, as defined in this chapter, occurs.

3 Groundwater Protection Act; Rulemaking Amend RSA 485-C:4, XII (a) to read as follows:

(a) Criteria and procedures for requiring persons to identify and address impacts of withdrawals on surface waters, subsurface waters, water-related natural resources, and public, private, residential, and farm wells within the ~~[anticipated zone of contribution to the]~~ **potential impact area of the proposed withdrawal as defined in RSA 485-C:21, V-e.**

4 Groundwater Protection Act; Notification Required. Amend RSA 485-C:14-a to read as follows:

485-C:14-a Notification of Large Groundwater Withdrawal Required. Notwithstanding any provision of law to the contrary, before any person may withdraw 57,600 gallons or more of water in any 24-hour period from a well, such person shall provide written notice to the governing body of the municipality in which the well is located and to the governing bodies of each municipality and each supplier of water within the ~~[anticipated zone of contribution to the well]~~ **potential impact area of the proposed withdrawal as defined in RSA 485-C:21, V-e.** This section shall apply only to wells established after the effective date of this section.

5 Groundwater Protection Act; Approval for Large Groundwater Withdrawals. Amend RSA 485-C:21 to read as follows:

485-C:21 Approval for Large Groundwater Withdrawals.

I. No person may withdraw 57,600 gallons or more of water in any 24-hour period from a well sited after the effective date of this section without the prior approval of the department.

II. Applications for approval of water withdrawals of 57,600 gallons or more per day shall be filed with the department on a form approved by the department. A preliminary report submitted by a public water system pursuant to department rules shall be an application for purposes of this section. Copies of the application and any subsequent materials submitted to the department shall be forwarded by certified mail by the applicant to the governing bodies of each municipality and each supplier of water within the ~~[anticipated zone of contribution to the well]~~ **potential impact area of the proposed withdrawal as defined in RSA 485-C:21, V-e.** The department shall provide the governing body of each municipality with copies of any mailed correspondence sent to the applicant. The department shall provide the applicant with copies of any mailed correspondence sent to or received from the governing body of a municipality.

III. Following the submission of the application, the department shall hold a public hearing on the application in the municipality in which the proposed withdrawal is to be made upon the request of the governing body of any municipality or supplier of water within the ~~[anticipated zone of contribution]~~ **potential impact area**, provided that such a hearing is requested within 15 days of receipt of the application.

IV. The department shall hold the public hearing within 30 days after the request of the governing body of the municipality or the supplier of water made pursuant to paragraph III. Notice of the hearing shall be made by the applicant and shall be published twice in 2 different weeks, the last publication to be 7 days before the hearing, in one newspaper of general circulation throughout the state and another newspaper of general circulation in the municipality. The notice shall also be posted in 2 public places in the municipality.

V. The applicant and the governing body of each municipality and each supplier of water within the ~~[anticipated zone of contribution to]~~ **potential impact area of** the well may submit comments to the department relative to the proposed withdrawal within 45 days after the public hearing in the municipality or, if no hearing is requested, within 45 days after the receipt of the application. If the comments relative to the application make recommendations to the department, the department shall specifically consider such recommendations and shall issue written findings with respect to each issue raised that is contrary to the decision of the department.

V-a. Upon the request of the governing body of a municipality within the ~~[anticipated zone of contribution]~~ **potential impact area**, the department shall hold a public hearing, after receipt of the final report, and prior to a final decision. The department shall notify the municipalities within 10 days of receiving the final report. The municipalities shall have 15 days within which to request a public hearing. Notice and response to hearing requests shall be the same as that required under paragraph IV.

V-b. The department's decision on the application shall be based on a demonstrated need for the withdrawal after review of:

- (a) A description of the need.
- (b) A conservation management plan.
- (c) A conceptual hydrologic model of the withdrawal.
- (d) A water resource and use inventory.
- (e) The effects of the withdrawal on water resources and uses.
- (f) Completion of a withdrawal testing program.
- (g) Development of an impact monitoring and reporting program.
- (h) Identification of potential mitigation measures.

***V-c. In order to preserve the public trust, no large groundwater withdrawal shall cause an unmitigated impact including:***

***(a) Reducing the withdrawal capacity of a private water supply well of a single residence as a result of the reduction of available water that is directly associated with the withdrawal, including:***

***(1) Any reduction in capacity for wells with a capacity less than water well board recommended optimum minimum flow capacity of 4 gallons per minute for 4 hours before the withdrawal;***

***(2) Any reduction in capacity below 4 gallons per minute for 4 hours, for wells that had a capacity greater than 4 gallons per minute for 4 hours, before the withdrawal; or***

***(3) A reduction in capacity where the well still has a capacity between 4 gallons and 10 gallons per minute for 4 hours and the user provides information indicating that the reduction in flow has resulted in the inability to meet their water needs;***

***(b) Reducing the capacity of a public, drinking water supply below the minimum withdrawal rates required per consumer determined by the following:***

***(1) Minimum daily amounts of drinking water shall be determined per use based on the design flow criteria established for public water supply systems established in rules adopted by the department; or***

***(2) Where it is verified that such wells were unable to produce the design flow before the withdrawal began, the adverse impact shall be any reduction in the ability to produce water;***

***(c) Reducing the capacity of a water supply that is used for a multiple unit dwelling residence, but that is not a public water supply, that results in the inability to continue established activities or maintain existing water capacity requirements;***

***(d) Reducing the capacity of a private, non-residential, non-drinking water supply that results in the inability of a commercial, industrial, or retail facility to continue established services or production volumes;***

***(e) Reducing the ability of a registered water user to produce volumes equivalent to the average daily withdrawal for a specific calendar month as determined by discharge measurements and reports made to the department in accordance with the water user requirements under RSA 488 or other previous water use reporting requirements of the department;***

***(f) Reducing surface water levels or flows that will, or do, cause a violation of surface water quality rules adopted by the department;***

***(g) Causing a net loss of values for submerged lands under tidal and fresh waters and its wetlands as set forth in RSA 482-A;***

***(h) Causing the inability of permitted surface water or groundwater discharges to meet permit conditions;***

***(i) Reducing river flows below acceptable levels established pursuant to RSA 483;***



*(j) Causing the contamination of groundwater obtained from wells or surface waters from contaminated groundwater whose flow has been altered by the withdrawal, or cause the contamination of an aquifer or contribute to the spread of any existing contamination;*

*(k) Causing the long-term predictable rate of replenishment of the aquifer that is the source of the withdrawal to be exceeded.*

*V-d. Terms and conditions of approval for a large groundwater withdrawal may be altered by the department to accommodate for drought conditions or new withdrawals.*

*V-e. Applications for large groundwater withdrawals shall be accompanied by an impact assessment of the potential impact area of the proposed withdrawal to demonstrate the preservation of the public trust as set forth in paragraph V-c. The impact assessment shall include at a minimum the following:*

*(a) The maximum extent of the cone of depression created by the withdrawal with the assumption of a conceptual hydrological model condition of 180 days of continuous pumping at maximum volumes without recharge from rainfall or snowmelt;*

*(b) The maximum extent of the recharge area for the withdrawal with the assumption of a conceptual hydrologic model condition of 180 days of continuous pumping at maximum volumes without recharge from rainfall or snowmelt; and*

*(c) The downgradient area of the withdrawal which shall include:*

*(1) An existing or new delineation of a potential impact area large enough so that the size of the entire study area for the withdrawal is at least 10 times the size of the recharge area for the withdrawal;*

*(2) An existing or new delineation of a watershed where the amount of water crossing the downgradient boundary, that is, leaving the study under current conditions, is at least 10 times the amount to be withdrawn; or*

*(3) An alternative method of estimating a potential impact area provided it relies on conservative assumptions, is demonstrated as appropriate for the site by test results, and is clearly explained and justified.*

*VI.(a) Decisions of the department may be appealed in accordance with RSA 21-O:7, IV.*

*(b) Any party shall have the right to appeal from the decision of the water council to the superior court of the country in which the large groundwater withdrawal is to be made to determine the validity and the reasonableness of the department's action on the permit. The appeal shall be filed within 60 days after the decision of the water council. The appeal shall suspend the decision of the department pending the outcome of a preliminary hearing. The appeal, so far as practicable, shall have precedence over other actions in the same court.*

*VII. Records of public hearings shall be available pursuant to RSA 91-A.*

*VIII. Before the department issues a large groundwater withdrawal permit, any municipality in which a well is sited or proposed to be sited, or any municipality within the potential impact area of the proposed withdrawal pursuant to paragraph V-e, may require the department to determine that the withdrawal will not infringe on the public's use of groundwater, including any contribution to wetlands and surface waters, by ensuring that the requirements of paragraph V-c are met. The department's determination shall be based on substantial evidence and shall include the methods, evidence, and data it used to support its judgment.*

*IX. The department shall allow any municipality showing that it may be substantially and specifically affected by a proceeding under this chapter to intervene as a party in the whole or any portion of the proceeding and shall allow the municipality to participate by presentation of argument orally or in writing or for any other purpose, as the department may order. A municipality that intervenes before the department shall retain its status through any appeal of the department's decision.*

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

**Public and Municipal Affairs**  
**March 9, 2006**  
**2006-1316s**  
**10/03**

**Amendment to SB 404**

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

AN ACT relative to retirement benefits, service credits, and administration of the Manchester employees' contributory retirement system.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 6:

4 Manchester Retirement System; Service Buybacks. Amend 1973, 218:10, III, as amended by 2002, 194:1, to read as follows:

III. A member who ceases to be a member, withdraws his or her member contributions pursuant to section 11 of this act, and later becomes a member again, may make a request after the member's return to city employment for service buyback of prior service credit for the previous time served as a member. ~~[No benefits other than the right to withdraw member contributions pursuant to section 11 of this act shall accrue with respect to such previous period of service until the member shall have completed 5 years of continuous service in the current period of employment.]~~ If a service buyback is not made, the member's benefit shall be based solely on the member's years of service and final average earnings after the break in service.

5 New Sections; Service Credit; Spousal Acknowledgment. Amend 1973, 218 as amended by 2002, 194 and 2005, 41 by inserting after section 28 the following new sections:

218:29 Credit for Service in Other Public Retirement Systems.

I. Notwithstanding any provision of this chapter to the contrary, any member of the Manchester Employees' Contributory Retirement System, in service on or after June 30, 2006, who was formerly a member of a public employees' retirement system elsewhere in the United States, shall be allowed to purchase credit for such service as creditable service in the Manchester Employees' Contributory Retirement System; provided, however, that creditable service in the Manchester Employees' Contributory Retirement System which is purchased under this paragraph shall not be deemed creditable service for the purpose of eligibility for medical and surgical benefits as a retired employee under section 28. For such members, only creditable service performed in the city of Manchester as a member of the Manchester Employees' Contributory Retirement System shall be counted as creditable service for the purpose of eligibility for medical and surgical benefits as a retired employee under section 28. For the purposes of this section, "public employees' retirement system" shall include any retirement system established and maintained by the United States government, the members of which are federal government employees. For the purposes of this section, any military service not otherwise authorized pursuant to section 10, paragraph I shall not be included as creditable service in a public employees' retirement system. The member shall meet the following conditions to purchase credit under this section:

(a) The member has terminated employment and active membership in the other public system and has become a member of the Manchester Employees' Contributory Retirement System; and

(b) The member applies for service credit, on a form designated by the board; and

(c) The member provides such information and certification from the other public employer and other public retirement system as the board may require; and

(d) The member pays to the Manchester Employees' Contributory Retirement System the full cost for buy-in of creditable service as provided in section 10, paragraph VI, including prepayment of any actuarial calculation fee as determined by the board; and

(e) The amount of creditable service purchased shall be either the full length of service rendered in the other system or a pro-rata portion of such service purchasable with the maximum amount which the member is permitted to withdraw from the other system; and

(f) In no case shall the creditable service purchased exceed the service time rendered in the other public system, or include any service period for which the member remains eligible for benefits in the other public system.

II. Upon certification by the Manchester Employees' Contributory Retirement System of eligibility for other public system service credit, and upon payment by the member of the cost of such credit, and with the approval of the board of trustees, the member shall receive credit for such other public system service.

III. In no case shall other public employees' retirement system service purchased as creditable service in the Manchester Employees' Contributory Retirement System under the provisions of this section be deemed to be creditable city service for the purposes of eligibility for longevity or other benefits solely within the discretion of the city of Manchester.

218:30 Spousal Acknowledgment. Any application for any type of benefit under this act, including but not limited to retirement benefits, return of contributions, or disability retirement allowances shall include a statement made by the spouse of the member, if any, acknowledging that the spouse has read and understands the provisions of this act concerning the benefits and payments options and the benefit and payments options, if any, the member has elected to receive. Such statements shall be signed in the presence of a notary public or retirement system employee.

**2006-1316s**

#### AMENDED ANALYSIS

This bill makes changes to the Manchester employees' contributory retirement system including:

- I. Clarifying the calculation of benefits and optional benefits.
- II. Providing for the correction, collection, and compromise of overpayments of benefits.
- III. Establishing credit for service in other public retirement systems.
- IV. Requiring spousal acknowledgments.

**Health and Human Services**

**March 7, 2006**

**2006-1277s**

**09/01**

#### Amendment to HB 325

Amend section 2 of the bill by inserting after RSA 169-C:12-d the following new section:

169-C:12-e Confidentiality of Health Care Records During Investigation. If a health care provider has records or evidence relating to the investigation of acts suspected pursuant to this chapter, such health care records may be withheld from the parents or guardian by the provider pending the lawful investigation of alleged abuse or crimes. During the investigation, other health information may be released at the provider's discretion, upon appropriate consent, to fulfill the purposes of comprehensive medical care of the child. Upon conclusion of the investigation, the provider, parent, guardian, the division, or law enforcement may petition the court for continuation of such protection of the child's health records, subject to court review of the conditions related to the child's present and future safety and the child's reasonable expectation of privacy in the course of health treatment. Notwithstanding the provisions of this section, specific or limited evidence which is used in proceedings pursuant to this chapter shall be subject to the court's applicable rules of evidence, including discovery.

**2006-1277s**

#### AMENDED ANALYSIS

This bill changes the filing deadlines for certain reports and records to 5 business days prior to a child abuse or neglect hearing. The bill establishes certain requirements for medical examinations of children who are alleged to have been abused or neglected. This bill requires interviews of children who may be victims of child abuse or neglect to be videotaped or audio recorded in their entirety.

The bill also temporarily suspends a suspected parent's access to a child's medical records while an alleged child abuse or neglect case is investigated.

**Energy and Economic Development**

**March 8, 2006**

**2006-1299s**

**06/01**

#### Amendment to HB 669-FN

Amend subparagraph I(b) of section 2 of the bill by replacing it with the following:

- (b) One member of the senate, appointed by the president of the senate.

# HEARINGS

## MONDAY, MARCH 13, 2006

### FINANCE, Room 100, SH

Sen. Morse (C), Sen. Boyce (VC), Sen. Gatsas, Sen. Clegg, Sen. Green, Sen. Odell, Sen. D'Allesandro, Sen. Larsen

1:00 p.m.

The Department of Safety will make a presentation on the protocol and background of reimbursing towns for damages incurred due to natural disasters.

### **EXECUTIVE SESSION ON PENDING LEGISLATION**

### WAYS AND MEANS, Room 100, SH

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

12:00 p.m.

Informational Session for Ways and Means to review a report of the Legislative Budget Assistant.

## TUESDAY, MARCH 14, 2006

### HEALTH AND HUMAN SERVICES, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Bragdon, Sen. Estabrook, Sen. Fuller Clark

Cancelled

**HB 1461**, establishing a task force to study Temporary Assistance to Needy Families (TANF) benefits.

***(HB 1461, HAS BEEN RESCHEDULED FOR MARCH 21<sup>ST</sup>)***

Cancelled

**HB 1121-L**, (New Title) establishing a committee to study rulemaking and licensure issues relative to assisted living and residential care.

***(HB 1121-L, HAS BEEN RESCHEDULED FOR MARCH 21<sup>ST</sup>)***

### **EXECUTIVE SESSION MAY FOLLOW**

## WEDNESDAY, MARCH 15, 2006

### CAPITAL BUDGET, Room 100, SH

Sen. Clegg (C), Sen. D'Allesandro (VC), Sen. Boyce, Sen. Johnson, Sen. Morse Sen. Green

3:00 p.m.

### **EXECUTIVE SESSION ON PENDING LEGISLATION**

### EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 102, LOB

Sen. Kenney (C), Sen. Flanders (VC), Sen. Barnes, Sen. Boyce, Sen. Fuller Clark, Sen. Larsen

***(NOTE THE TIME CHANGES TO THE FOLLOWING HEARINGS)***

1:00 p.m.

**HB 115**, allowing pharmacists to establish collaborative practice agreements with medical practitioners.

1:20 p.m.

**HB 489-FN**, relative to disclosing an ownership interest in certain health care facilities and businesses.

1:40 p.m.

**HB 718-FN-A**, relative to group life insurance for New Hampshire citizens serving in the military reserves or national guard and making an appropriation therefor.

2:00 p.m.

**HB 1114**, relative to regulation by the board of licensure of interpreters for the deaf and hard of hearing.

### **EXECUTIVE SESSION MAY FOLLOW**

### FINANCE, Room 100, SH

Sen. Morse (C), Sen. Boyce (VC), Sen. Gatsas, Sen. Clegg, Sen. Green, Sen. Odell, Sen. D'Allesandro, Sen. Larsen

10:30 a.m.

**HB 1226-FN**, relative to the New Hampshire Humanities Council.

10:45 a.m.

**HB 1370**, transferring certain surplus moneys to the revenue stabilization reserve account.

### **EXECUTIVE SESSION MAY FOLLOW**

**INTERNAL AFFAIRS**, Room 103, LOB

Sen. Boyce (C), Sen. Bragdon (VC), Sen. Flanders, Sen. Roberge, Sen. Hassan, Sen. Larsen

3:00 p.m. **HB 1122**, relative to special elections.3:15 p.m. **HB 1166**, relative to electronic ballot counting machines.3:30 p.m. **HB 1147**, relative to the conduct of recounts.**EXECUTIVE SESSION MAY FOLLOW****PUBLIC AND MUNICIPAL AFFAIRS**, Room 103, SH

Sen. Roberge (C), Sen. Hassan (VC), Sen. Barnes, Sen. Kenney, Sen. Martel, Sen. Burling

10:30 a.m. **HB 121**, (New Title) relative to local land use approval for facilities requiring certain pollution control permits.10:50 a.m. **HB 385**, (New Title) establishing a committee to study the adequacy of current substance abuse treatment available in the state prison system.11:10 a.m. **HB 410**, relative to the confidentiality of documents submitted with an application for a property tax credit, exemption, or deferral.11:30 a.m. **HB 689-FN**, relative to the jurisdiction of the New Hampshire commission for human rights over housing discrimination cases.11:50 a.m. **SB 403**, relative to verification of identity when a person registers or attempts to vote.***(THE PREVIOUS HEARING FOR SB 403, WAS RECESSED ON MARCH 8<sup>TH</sup>)*****EXECUTIVE SESSION MAY FOLLOW****TRANSPORTATION AND INTERSTATE COOPERATION**, Room 101, LOB

Sen. Letourneau (C), Sen. Morse (VC), Sen. Flanders, Sen. Martel, Sen. Burling, Sen. Estabrook

9:30 a.m. **HB 1152**, naming a certain bridge over the Merrimack River.9:45 a.m. **HJR 23**, a resolution designating a Purple Heart Trail spur to the New Hampshire state veterans cemetery and providing additional signs for the Purple Heart Trail.**EXECUTIVE SESSION MAY FOLLOW****WAYS AND MEANS**, Room 100, SH

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

1:00 p.m. **HB 1418-FN**, relative to road toll refunds.***(THE PREVIOUS HEARING FOR HB 1418-FN, WAS RECESSED ON MARCH 8<sup>TH</sup>)***1:10 p.m. **HB 1444**, relative to definitions under the real estate transfer tax.***(THE PREVIOUS HEARING FOR HB 1444, WAS RECESSED ON MARCH 8<sup>TH</sup>)***1:40 p.m. **HB 1501**, making various changes to the lottery commission.***(THE PREVIOUS HEARING FOR HB 1501, WAS RECESSED ON MARCH 8<sup>TH</sup>)*****EXECUTIVE SESSION MAY FOLLOW*****THURSDAY, MARCH 16, 2006*****BANKS AND INSURANCE**, Room 102, LOB

Sen. Flanders (C), Sen. Roberge (VC), Sen. Barnes, Sen. Odell, Sen. Foster, Sen. Gottesman

15 Minutes **EXECUTIVE SESSION ON PENDING LEGISLATION**  
after Session***TUESDAY, MARCH 21, 2006*****BANKS AND INSURANCE**, Room 102, LOB

Sen. Flanders (C), Sen. Roberge (VC), Sen. Barnes, Sen. Odell, Sen. Foster, Sen. Gottesman

10:15 a.m. **HB 1570**, relative to health insurance coverage for part-time college students.



- 10:35 a.m. **HB 1334**, establishing a committee to study the effect on the unemployment compensation trust fund of employers with negative balance separate accounts.
- 10:55 a.m. **HB 1128-FN**, (New Title) relative to definition of teacher in the New Hampshire retirement system, and relative to approval of supplemental allowances.
- 11:15 a.m. **HB 1681-FN**, establishing the unused prescription drug program.
- EXECUTIVE SESSION MAY FOLLOW**

**EDUCATION**, Room 103, SH

Sen. Bragdon (C), Sen. Johnson (VC), Sen. Eaton, Sen. Green, Sen. Estabrook, Sen. Foster

- 8:30 a.m. **HB 1362**, relative to permitting audio and video recording on school buses.
- 9:00 a.m. **HB 1489**, relative to school emergency response plans.
- 9:15 a.m. **HB 1539**, establishing a committee to study the shortage in speech language services and the criteria for certification as a speech language specialist.
- EXECUTIVE SESSION MAY FOLLOW**

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

Sen. Odell (C), Sen. Letourneau (VC), Sen. Boyce, Sen. Bragdon, Sen. Burling

- 3:00 p.m. **HB 1376**, relative to the duties of the legislative oversight committee on electric utility restructuring.
- 3:15 p.m. **HB 1690**, relative to renewable energy.
- EXECUTIVE SESSION MAY FOLLOW**

**ENVIRONMENT AND WILDLIFE**, Room 103, LOB

Sen. Johnson (C), Sen. Gallus (VC), Sen. Barnes, Sen. Eaton, Sen. Hassan

- 1:00 p.m. **HB 1294**, relative to antique snowmobiles.
- 1:10 p.m. **HB 254-FN**, (New Title) establishing lifetime licenses for bow and arrow, muzzle loading firearm, and crossbow and bolt licenses.
- 1:20 p.m. **HB 1182-FN**, (New Title) relative to the limited commercial lobster license fees.
- 1:30 p.m. **HB 1269**, relative to the taking of red deer or elk.
- 1:50 p.m. **HB 1646-FN**, relative to the use of a leashed tracking dog in the recovery of a wounded deer, moose, or bear.
- 2:00 p.m. **HB 1747-FN**, (New Title) establishing a New Hampshire healthy tidal waters and shellfish protection program and making an appropriation therefor.
- 2:10 p.m. **HB 1140**, establishing a committee to study the establishment and enforcement of protection zones for nesting loons.
- EXECUTIVE SESSION MAY FOLLOW**

**HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Bragdon, Sen. Estabrook, Sen. Fuller Clark

- 10:15 a.m. **HB 1204**, relative to human immunodeficiency virus education, prevention and control.
- 10:40 a.m. **HB 1461**, establishing a task force to study Temporary Assistance to Needy Families (TANF) benefits.
- 11:15 a.m. **HB 1121-L**, (New Title) establishing a committee to study rulemaking and licensure issues relative to assisted living and residential care.
- EXECUTIVE SESSION MAY FOLLOW**

**JUDICIARY**, Room 103, SH

Sen. Foster (C), Sen. Clegg (VC), Sen. Odell, Sen. Letourneau, Sen. Roberge, Sen. Gottesman

- 1:00 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**
- SB 230**, relative to the scope of liability of a medical director responsible for utilization review under the managed care law.
- SB 394**, establishing the Trust Modernization and Competitiveness Act.

- 1:45 p.m. **HB 1135**, making a technical correction to the Uniform Interstate Family Support Act.
- 2:00 p.m. **HB 588**, relative to suspension of drivers' licenses after a motor vehicle accident.
- 2:30 p.m. **HB 1285**, making certain technical corrections to the adoption statute.
- EXECUTIVE SESSION MAY FOLLOW**

## ***WEDNESDAY, MARCH 22, 2006***

### **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 102, LOB

Sen. Kenney (C), Sen. Flanders (VC), Sen. Barnes, Sen. Boyce, Sen. Fuller Clark, Sen. Larsen

- 1:00 p.m. **HB 1185**, relative to Volunteer NH.
- 1:20 p.m. **HB 1498**, (New Title) establishing a risk management unit within the department of administrative services and relative to the rulemaking authority of the department of administrative services.
- 1:40 p.m. **HB 1579**, relative to membership of the air resources council.
- 2:00 p.m. **HB 1264**, establishing an advisory committee to study the information practices act and establishing a temporary moratorium on reports filed under the information practices act.

**EXECUTIVE SESSION MAY FOLLOW**

### **PUBLIC AND MUNICIPAL AFFAIRS**, Room 103, SH

Sen. Roberge (C), Sen. Hassan (VC), Sen. Barnes, Sen. Kenney, Sen. Martel, Sen. Burling

- 10:30 a.m. **HB 621-FN**, requiring disclosure of gifts and campaign contributions by lobbyists.
- 11:00 a.m. **HB 626-FN-L**, relative to the right-to-know law.
- 11:30 a.m. **HB 657-FN-L**, relative to promoting community revitalization.
- 12:00 p.m. **HJR 22**, a resolution in recognition and support of New Hampshire's participation in the Experimental Program to Stimulate Competitive Research.

**EXECUTIVE SESSION MAY FOLLOW**

### **TRANSPORTATION AND INTERSTATE COOPERATION**, Room 101, LOB

Sen. Letourneau (C), Sen. Morse (VC), Sen. Flanders, Sen. Martel, Sen. Burling, Sen. Estabrook

- 8:30 a.m. **HB 1512**, (New Title) establishing a committee to study volunteer activity related to transportation.
- 9:00 a.m. **HB 1484**, (New Title) relative to including motorcycle and tractor-trailer safety in driver education courses.
- 9:30 a.m. **HB 1307**, relative to application requirements for motor vehicle recycling yard licenses.
- 10:00 a.m. **HB 1201**, relative to child passenger restraints.

**EXECUTIVE SESSION MAY FOLLOW**

## ***TUESDAY, MARCH 28, 2006***

### **EDUCATION**, Room 103, SH

Sen. Bragdon (C), Sen. Johnson (VC), Sen. Eaton, Sen. Green, Sen. Estabrook, Sen. Foster

- 8:30 a.m. **HB 1157**, relative to the definition of a sending district.
- 8:45 a.m. **HB 1497-L**, (New Title) relative to certification by a superintendent regarding statistical reports.
- 9:00 a.m. **HB 1578**, to provide enhanced awareness of and education on methamphetamine to the citizens of New Hampshire.

**EXECUTIVE SESSION MAY FOLLOW**

**HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Bragdon, Sen. Estabrook, Sen. Fuller Clark

10:15 a.m. **HB 1409-FN**, relative to organ and tissue donation.10:45 a.m. **HB 1713-FN**, restricting the over-the-counter sale of pseudoephedrine base and ephedrine base drugs and establishing commission to study the feasibility of an electronic tracking system for sales of pseudoephedrine base and ephedrine base drugs.11:30 a.m. **HB 1563**, (New Title) establishing a committee to study immigration.**EXECUTIVE SESSION MAY FOLLOW****JUDICIARY**, Room 103, SH

Sen. Foster (C), Sen. Clegg (VC), Sen. Odell, Sen. Letourneau, Sen. Roberge, Sen. Gottesman

1:00 p.m. **HB 1332**, (New Title) establishing a commission to study health care in New Hampshire correctional facilities.1:30 p.m. **HB 656-FN**, relative to medical decision making for those adults without capacity to make health care decisions for themselves and establishing procedures for Do Not Resuscitate Orders.**EXECUTIVE SESSION MAY FOLLOW*****WEDNESDAY, MARCH 29, 2006*****EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 102, LOB

Sen. Kenney (C), Sen. Flanders (VC), Sen. Barnes, Sen. Boyce, Sen. Fuller Clark, Sen. Larsen

1:00 p.m. **HB 1220**, establishing a committee to study a statewide review of all unanticipated fatalities and serious injury involving incapacitated adults and individuals 60 or older.1:30 p.m. **HB 1273**, (New Title) relative to the disposition and retention of municipal records and legalizing the September 13, 2005 special meeting of the town of Brookline.1:45 p.m. **HB 1346**, requiring certain persons to keep the contents of prescriptions confidential.2:00 p.m. **HB 1477**, implementing the federal Law Enforcement Officers Safety Act of 2004.**EXECUTIVE SESSION MAY FOLLOW****PUBLIC AND MUNICIPAL AFFAIRS**, Room 103, SH

Sen. Roberge (C), Sen. Hassan (VC), Sen. Barnes, Sen. Kenney, Sen. Martel, Sen. Burling

10:30 a.m. **HB 1132**, relative to qualifications for the Global War on Terrorism operations service bonus payment.10:45 a.m. **HB 1134**, relative to membership of the state building code review board.11:00 a.m. **HB 1191**, making technical corrections to the chapter governing vital records.11:20 a.m. **HB 1305-L**, (New Title) authorizing cities to adopt certain bylaws and ordinances relative to businesses obtaining city permits.11:40 a.m. **HB 1436-L**, authorizing municipal and county biennial budgets for a 24-month period.**EXECUTIVE SESSION MAY FOLLOW*****TUESDAY, APRIL 4, 2006*****HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Bragdon, Sen. Estabrook, Sen. Fuller Clark

10:15 a.m. **HB 1727-FN-L**, (New Title) relative to transfer or discharge of patients or residents in licensed facilities.

- 10:45 a.m. **HB 1427**, (New Title) relative to guiding principles for developmentally disabled services.
- 11:15 a.m. **HB 1437**, establishing a committee to study the effects of current state and federal laws on illegal drugs and the possession and use of such drugs.
- EXECUTIVE SESSION MAY FOLLOW**

**JUDICIARY**, Room 103, SH

Sen. Foster (C), Sen. Clegg (VC), Sen. Odell, Sen. Letourneau, Sen. Roberge, Sen. Gottesman

- 1:00 p.m. **HB 1725-FN**, (New Title) extending the pilot project relative to abuse and neglect hearings and relative to confidentiality in pilot project abuse and neglect cases.
- 1:15 p.m. **HB 1424**, relative to persons permitted to attend child abuse and neglect hearings.
- 1:30 p.m. **HB 587**, relative to child abuse and neglect investigations by the department of health and human services.
- 2:00 p.m. **HB 1720-FN**, relative to notice of parent liability in CHINS proceedings.
- 2:30 p.m. **HB 1648-FN**, relative to legal residency and financial liability for children in certain residential placements.
- 2:45 p.m. **HB 397**, relative to authority to file an abuse or neglect petition under the Child Protection Act.
- EXECUTIVE SESSION MAY FOLLOW**

**WEDNESDAY, APRIL 5, 2006**

**EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 102, LOB

Sen. Kenney (C), Sen. Flanders (VC), Sen. Barnes, Sen. Boyce, Sen. Fuller Clark, Sen. Larsen

- 1:00 p.m. **HB 1521**, (New Title) relative to the membership of the juvenile parole board.
- 1:15 p.m. **HB 1589**, establishing a committee to study the feasibility of using certain state-owned buildings as transition housing for 17-year olds and 18-year olds who are ready to leave foster care or the youth development center.
- 1:30 p.m. **HB 1671-FN**, relative to the regulation of dentists and dental hygienists by the board of dental examiners.
- 1:45 p.m. **HB 1722-FN**, relative to the New Hampshire council on developmental disabilities.
- EXECUTIVE SESSION MAY FOLLOW**

**PUBLIC AND MUNICIPAL AFFAIRS**, Room 103, SH

Sen. Roberge (C), Sen. Hassan (VC), Sen. Barnes, Sen. Kenney, Sen. Martel, Sen. Burling

- 10:30 a.m. **HB 1231-FN**, (New Title) relative to the penalty for assaulting a firefighter, licensed emergency medical care provider, or law enforcement officer.
- 10:45 a.m. **HB 1173**, (New Title) relative to designating the clerk in cities the chief elections officer for the city.
- 11:00 a.m. **HB 1313**, naming a bridge between the towns of Newfields and Stratham the United States Submarine Veterans of World War II Memorial Bridge.
- 11:15 a.m. **HB 1162**, relative to village districts.
- 11:45 a.m. **HB 1584**, relative to cemetery setbacks and septic systems.
- EXECUTIVE SESSION MAY FOLLOW**

**TUESDAY, APRIL 11, 2006**

**HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Bragdon, Sen. Estabrook, Sen. Fuller Clark

- 10:15 a.m. **HB 1709-FN**, establishing an autism registry in the department of health and human services.

- 10:45 a.m.                    **HB 1763**, extending a committee and adding certain duties relative to pharmacy reimbursement.
- 11:15 a.m.                    **HB 1764**, relative to the committee to study medicaid reimbursement rates for pharmacy providers.
- EXECUTIVE SESSION MAY FOLLOW**

***WEDNESDAY, APRIL 12, 2006***

**PUBLIC AND MUNICIPAL AFFAIRS**, Room 103, SH

Sen. Roberge (C), Sen. Hassan (VC), Sen. Barnes, Sen. Kenney, Sen. Martel, Sen. Burling

- 10:30 a.m.                    **HB 1754**, relative to canteen privileges at veterans' clubs licensed by the liquor commission.
- 10:45 a.m.                    **HB 1435**, (New Title) relative to the emergency plan for service animals.
- EXECUTIVE SESSION MAY FOLLOW**



# MEETINGS

## ***FRIDAY, MARCH 10, 2006***

### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

### **RIGHT TO KNOW OVERSIGHT COMMISSION (RSA 91-A:11)**

10:00 a.m. Room 202, LOB Regular Meeting

### **COMMISSION TO STUDY THE STATE PARK SYSTEM (SB 5, Chapter 276:1, Laws of 2005)**

1:30 p.m. Room 103, LOB Subcommittee Meeting

## ***MONDAY, MARCH 13, 2006***

### **LONG RANGE CAPITAL PLANNING AND UTILIZATION COMMITTEE (RSA 17-M:1)**

9:30 a.m. Room 201, LOB Regular Meeting

### **COMMISSION TO STUDY ISSUES RELATIVE TO GROUNDWATER WITHDRAWALS (SB 155, Chapter 305:1, Laws of 2003)**

10:00 a.m. Room 100, SH Regular Meeting

### **COMMISSION TO STUDY ISSUES RELATIVE TO THE COMPREHENSIVE SHORELAND PROTECTION ACT (SB 83, Chapter 209:1, Laws of 2005)**

10:00 a.m. Room 305, LOB Regular Meeting

### **ISSUES RELATIVE TO CONSTRUCTION AND DEMOLITION WASTE (HB 517, Chapter 205:1, Laws of 2005)**

10:00 a.m. Room 304, LOB Study Committee

### **SENATE RULES AND ENROLLED BILLS**

11:00 a.m. Room 103, SH Regular Meeting

### **BOARD OF MANUFACTURED HOUSING (RSA 205-A:25)**

1:00 p.m. Room 201, LOB Regular Meeting

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

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

## ***FRIDAY, MARCH 17, 2006***

### **NH DEPARTMENT OF TRANSPORTATION (Congestion Mitigation & Air Quality)**

9:00 a.m. NHDOT Conf. Room 112/113 CMAQ Application Presentations  
7 Hazen Drive  
Concord NH

## ***MONDAY, MARCH 20, 2006***

### **NH-CANADIAN TRADE COUNCIL (RSA 12-A:2-g)**

10:00 a.m. Senate Conference Room 306, SH Regular Meeting

### **EQUALIZATION STANDARDS BOARD (RSA 21-J:14-c)**

1:00 p.m. NH Department of Revenue Administration Regular Meeting  
57 Regional Drive  
Concord, NH

### **NH DEPARTMENT OF TRANSPORTATION (Transportation Enhancement (TE))**

2:00 p.m. NHDOT Conf. Room 112/113 Advisory Committee Meeting  
7 Hazen Drive  
Concord NH

### ***WEDNESDAY, MARCH 22, 2006***

#### **NH DEPARTMENT OF TRANSPORTATION (Portsmouth 13455, 12900 US Rout 1 Bypass Study)**

10:00 a.m.	Portsmouth Public Works 680 Peverly Hill Road Portsmouth, NH	Advisory Committee Meeting
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### ***FRIDAY, MARCH 24, 2006***

#### **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	Audit Department of Transportation Turnpike System Comprehensive Annual Financial Report For the Year Ended June 30, 2005

#### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.	Rooms 306, LOB	Regular Meeting
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#### **ASSESSING STANDARDS BOARD (RSA 21-J:14-a)**

9:30 a.m.	NH Department of Revenue Administration 57 Regional Drive, Training Room	Regular Meeting
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### ***MONDAY, MARCH 27, 2006***

#### **OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)**

9:00 a.m.	Room 305, LOB	Regular Meeting
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#### **PERMISSIBLE FIRE WORKS REVIEW COMMITTEE (RSA 160-C:13)**

10:00 a.m.	Room 204, LOB	Regular Meeting
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#### **LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2)**

11:00 a.m.	Room 100, SH	Regular Meeting
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#### **ENERGY PLANNING ADVISORY BOARD (SB 443, Chapter 164:2, I, Laws of 2004)**

1:00 p.m.	Room 304, LOB	Regular Meeting
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### ***WEDNESDAY, MARCH 29, 2006***

#### **NH DEPARTMENT OF TRANSPORTATION (Congestion Mitigation & Air Quality)**

2:00 p.m.	NHDOT Conf. Room 112/113 7 Hazen Drive Concord, NH	Advisory Committee Meeting
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### ***FRIDAY, MARCH 31, 2006***

#### **RIGHT TO KNOW OVERSIGHT COMMISSION (RSA 91-A:11)**

10:00 a.m.	Room 202, LOB	Regular Meeting
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### ***WEDNESDAY, APRIL 5, 2006***

#### **ADVISORY COMMITTEE ON EDUCATION OF CHILDREN/STUDENTS WITH DISABILITIES (RSA 186-C:3-b)**

4:00 p.m.	Room 15 Department of Education 101 Pleasant St. Concord, NH	Regular Meeting
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## ***THURSDAY, APRIL 6, 2006***

### **PROCUREMENT METHODS FOR PUBLIC WORKS PROJECTS BY STATE AND LOCAL GOVERNMENT AGENCIES (HB 157, Chapter 132:1, Laws of 2005)**

10:00 a.m.                      Room 307, LOB                      Regular Meeting

## ***FRIDAY, APRIL 7, 2006***

### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.                      Rooms 100, SH                      Continued Regular Meeting

## ***MONDAY, APRIL 10, 2006***

### **COMMISSION TO STUDY ISSUES RELATIVE TO THE COMPREHENSIVE SHORELAND PROTECTION ACT (SB 83, Chapter 209:1, Laws of 2005)**

10:00 a.m.                      Room 305, LOB                      Regular Meeting

### **HOUSE AND SENATE TASK FORCE TO STUDY THE E-Z PASS PROGRAM**

10:00 a.m.                      Room 100, SH                      Regular Meeting

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

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

## ***FRIDAY, APRIL 14, 2006***

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

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

### **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

## ***FRIDAY, APRIL 21, 2006***

### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

## ***FRIDAY, APRIL 28, 2006***

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

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

## ***MONDAY, MAY 1, 2006***

### **DEVELOPMENTAL DISABILITY WAITLIST FUND ALLOCATION OVERSIGHT COMMITTEE (RSA 171-A:1-c)**

10:00 a.m.                      Room 205, LOB                      Regular Meeting

## ***WEDNESDAY, MAY 3, 2006***

### **ADVISORY COMMITTEE ON EDUCATION OF CHILDREN/STUDENTS WITH DISABILITIES (RSA 186-C:3-b)**

4:00 p.m.                      Room 15 Department of Education                      Regular Meeting  
101 Pleasant St.  
Concord, NH

## ***FRIDAY, MAY 5, 2006***

### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

## ***MONDAY, MAY 8, 2006***

### **COMMISSION TO STUDY ISSUES RELATIVE TO THE COMPREHENSIVE SHORELAND PROTECTION ACT (SB 83, Chapter 209:1, Laws of 2005)**

10:00 a.m.                      Room 305, LOB                      Regular Meeting

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

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

## ***FRIDAY, MAY 12, 2006***

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

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

## ***FRIDAY, MAY 19, 2006***

### **JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

## ***WEDNESDAY, MAY 26, 2006***

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

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

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**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 2006 BILLS.**

**SENATE BILLS: 22, 103, 110, 175, 131, 225, 249, 276, 278, 279, 280, 281, 282, 284, 288, 289, 290, 296, 297, 300, 301, 303, 305, 307, 309, 310, 311, 313, 314, 316, 317, 346, 350, 352, 353, 354, 355, 356, 357, 358, 359, 361, 363, 368, 371, 372, 373, 375, 377, 378, 381, 384, 385, 402**

**HOUSE BILLS: 76, 100, 234, 345, 347, 349, 380, 489, 515, 638, 653, 669, 689, 718, 1128, 1222, 1231, 1468, 1489, 1657, 1679**

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## **NOTICES**

In the very near future, the Statehouse Cafeteria dining room will be set up as a "Wi-Fi HotSpot." Anyone using an 802.11 wireless compatible device (laptop or PDA) will be able to access the Internet for free during the hours that the cafeteria dining room is open. Unlike other areas of the Statehouse complex, where an Encryption Key must be used, the Cafeteria will offer open access. This new HotSpot will be set up on a separate network so that the legislative network will remain secure. This was made possible through joint efforts of House and Senate leadership under the guidance of Stan Kelly, Manager of the Statehouse Information Systems.

Theodore L. Gatsas, Senate President

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### **FRIDAY, MARCH 10, 2006**

The Legislative Methamphetamine Caucus will meet Friday, March 10, 2006 at 10:00 a.m. in room 205 of LOB. Anyone interested in attending is cordially invited to attend. For more information contact either Co-Chair Rep. Joy TiHov or Deb Hogancamp.

Senator Thomas R. Eaton

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### **WEDNESDAY, MARCH 15, 2006**

Senators and staff are cordially invited to the 4th Annual NH Capital St. Patrick's Day Breakfast & Roast hosted by The Demers Group on Wednesday, March 15, at 7:15AM at the Grappone Conference Center-Marriott Courtyard in Concord. Roasters include Governor John Lynch, Senate President Ted Gatsas, Deputy House Speaker Ken Weyler, Senate Democratic Leader Sylvia Larsen, House Democratic Leader Jim Craig, emcee Scott Spradling with special performances by the Professional Fire Fighters of NH Bagpipe Band and Rep. Jim Gerrity. RSVP to obtain a ticket by March 10 at 603-228-1498 or james.demers@thedemersgroup.com.

Senator Robert E. Clegg, Jr.

Senator Sylvia B. Larsen

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### **FRIDAY, MARCH 17, 2006**

The 28<sup>th</sup> Annual Bobby Stephen's St. Patrick's Day celebration to benefit Jobs for New Hampshire's Graduates will be held on Friday, March 17, 2006 at the Executive Court Banquet Facility (The Yard Restaurant), Manchester, NH. Doors open at 5:00 p.m. Benefit is \$30.00 per person which includes dinner and entertainment. Tickets can be purchased at the door. All proceeds benefit Jobs for New Hampshire's Graduates.

Senator André A. Martel

Senator Lou D'Allesandro

Senator Theodore L. Gatsas

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### **MONDAY, MARCH 20, 2006**

Ski NH's 14<sup>th</sup> Annual Legislative Charitable Event will be held at Waterville Valley on Monday, March 20. Though the calendar indicates the first day of spring, this event, entitled Celebrate Winter in NH, show cases and celebrates the best of winter sports and activities available in New Hampshire. The ski season continues, and there is still plenty to do! Free downhill skiing, cross country skiing, skating, snowshoeing, and other planned mountain and non-mountain activities will be available. In addition, free rentals and group lessons will be available to all participants.

In addition, for those wishing to stay, over on March 19 or 20, town Square Condos can offer you a rate of \$100 (including tax) for a one bedroom condo. Each condo has one queen-size bed and one sleeper-sofa. Please make your room reservation directly with Town Square Condos by calling them at 888-GO-2WVTS (888-4629887). To receive the special rate, be sure to identify yourself as being with Ski NH's Celebrate Winter in NH event.

Ski New Hampshire has partnered with the New Hampshire Automobile Dealers Association to sponsor this event, and they look forward to hosting legislators again and to raising funds for NHADA's, KEEP KIDS S.A.F.E. Program.

Theodore L. Gatsas, Senate President

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**WEDNESDAY, MARCH 22, 2006****PLYMOUTH STATE UNIVERSITY LEGISLATIVE RECEPTION**

President Don Wharton would like to invite all members of the General Court and staff to a Legislative Reception hosted by Plymouth State University on Wednesday, March 22, 2006. The event will be held at the New Hampshire Historical Society, Tuck Library, 30 Park Street, Concord at 4:00 p.m.

Senator Carl R. Johnson

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**WEDNESDAY, MARCH 22, 2006**

In celebration of the YMCA Youth in Government Program and Legislative Awareness Day, all legislators are cordially invited to join the New Hampshire State Alliance of YMCAs in the State House Cafeteria on Wednesday, March 22nd during the lunch break for an informal luncheon reception. Sandwiches, hot and cold drinks, and dessert will be provided.

Senator Robert E. Clegg, Jr.  
Senator Sylvia B. Larsen

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**WEDNESDAY, MARCH 22, 2006**

The New Hampshire Snowmobile Association would like to invite all Senate Members and staff to a cross over reception to be held in the State House cafeteria on Wednesday, March 22, 2006 from 7:30 to 9:30 a.m. Please come by and have a cup of coffee and a quick snack with members of NHSA from across the State.

Senator John T. Gallus

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**FRIDAY, MARCH 24, 2006**

The Governor's Task Force on the Humane Treatment of Animals will meet in Room 100, SH at 1:30 p.m. on Friday, March 24, 2006.

Senator Sheila Roberge

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**TUESDAY, MARCH 28, 2006**

**March 28<sup>th</sup> Presentation:** "Improving the Public's Health in New Hampshire: Moving from Assessment to Planning and Improvement"

All Senators are cordially invited to attend a presentation on March 28th from 4:30-5:30 p.m. at the University of New Hampshire Manchester Campus auditorium entitled "Improving the Public's Health in New Hampshire: Moving from Assessment to Planning and Improvement". The presenter is Joan Ascheim, MSN, Chief, Bureau of Policy and Performance Management, New Hampshire Division of Public Health Services. This lecture will: 1) share the process for and results from a performance review of NH's public health system, 2) discuss the framework for improving NH's public health system, and 3) elicit participant ideas for priorities and action to improve the performance of NH's public health system. Light refreshments will be provided. This presentation is part of the 2005-2006 Public Health Grand Round series and is co-sponsored by the University of New Hampshire's Masters in Public Health Program and the NH Public Health Association. To **register** for this free event, please call or email Chris Hamann **by Mar. 24<sup>th</sup>** at 862-2733 or [chris.hamann@unh.edu](mailto:chris.hamann@unh.edu). Directions to the UNH Manchester Campus are available at <http://www.unhm.unh.edu/directions.html>.

Senator Iris Estabrook

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## SENATE SCHEDULE

Wednesday, March 22, 2006	Deadline for Policy Committees to report on all Senate non-money bills. (CROSSOVER)
Thursday, April 20, 2006	Deadline for Policy Committees to report on all House money bills
Thursday, May 4, 2006	Deadline for Policy Committees to report on all House non-money bills
Thursday, May 11, 2006	Last day to FORM Committees of Conference
Thursday, May 18, 2006	Last day to SIGN Committee of Conference Reports
Wednesday, May 24, 2006	Last day to ACT on Committee of Conference Reports
Monday, May 29, 2006	Memorial Day (State Holiday)
Tuesday, July 4, 2006	Independence Day (State Holiday)

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### VISITORS CENTER SCHEDULE - MARCH

<i><b>DATE</b></i>	<i><b>TIME</b></i>	<i><b>GROUP</b></i>	<i><b>Grade/Size</b></i>
March 10	9:15/10:30 SH/SC	New Boston Central School	4/41
March 10	12:30	Maplewood School – Somersworth	4/40
March 13	9:30/11:00 SH/HM	Webster Elem School – Manchester	4/75
March 13	12:30	Homeschool Group Hopkinton	25
March 14	9:30/11:00 SH/HM	Symonds Elementary School – Keene	4/60
March 14	1:00	DAR	Adults 15
March 15	10:00/11:30 SH/HM	Marston Elem School – Hampton	4/80
March 15	1:00	Sant Bani School – Sanbornton	4/13
March 16	10:00/11:30 SH/HM	Thornton Ferry School – Merrimack	4/50
March 16	1:30	Liberty Day- Family Resource Center	3-6/30
March 16	1:30	Keene Area Homeschool	10 to 50
March 17	9:30/11:00 SH (11:00/12:30 SC) HM	Jaffrey Grade School	4/75
March 17	1:30	Dept. of Safety- Fire Officer Class	Adults 26
March 20	9:00	Bow Elementary	4/24
March 20	10:00/11:30 SH/HM	Thornton Ferry School – Merrimack	4/75
March 21	9:00	Bow Elementary	4/24
March 21	11:00	East Kingston Elementary	4/30
March 21	12:30	Gilmanton Elementary School	4/48
March 22	9:00	Bow Elementary	4/24
March 22	10:00/11:30 SH/HM	Fuller School – Keene	4/55
March 23	9:00	Bow Elementary	4/24
March 23	9:30/11:00 SH/HM	Smyth Rd. School – Manchester	4/75
March 24	9:00	Bow Elementary	4/24
March 24	10:30/12:30 SH/SC	Hampstead Central School	4/48
March 27	9:00	Sacred Heart School – Hampton	4/40
March 27	10:30/12:30 SH/SC	Hampstead Central School	4/48
March 27	10:30	Acworth Elementary School	4/7
March 28	9:00/10:15 SH/HM	Maple Street School – Contoocook	4/88
March 29	9:30/11:00 SH/HM	Hillsboro-Deering School	4/80
March 30	9:30	Hillsboro-Deering School	4/20
March 30	9:30	St Benedict's Academy – Manchester	4/21
March 30	10:45/12:00 SH/HM	Lincoln Akerman School – Hampton Falls	4/56
March 31	9:30/10:30 SH/HM	DAR Good Citizens	100
March 31	11:00	Plymouth Elementary School	4/45