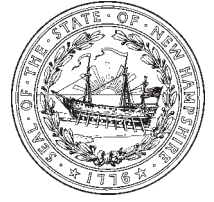


# STATE OF NEW HAMPSHIRE

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

## SENATE JOURNAL 3 (*Cont.*)



*January 30, 2003*

**Out of Recess.**

### LATE SESSION

#### INTRODUCTION OF SENATE BILLS

Senator Clegg moved that in accordance with the list in the possession of the Senate Clerk, Senate Bills numbered **60-SCR 1** inclusive shall be by this resolution read a first and second time by the therein listed titles.

**Adopted.**

#### First and Second Reading and Referral

03-0464

**SB 60-FN**, relative to voluntary certification of persons installing or servicing propane gas or heating oil equipment. (Green, Dist 6: Executive Departments and Administration)

03-0278

**SB 61**, relative to collective bargaining units at charter schools. (O'Hearn, Dist 12: Education)

03-0288

**SB 62**, relative to the application and enforcement of the state building code. (Clegg, Dist 14: Public Affairs)

03-0295

**SB 63-FN-A-L**, relative to establishing community reinvestment areas and granting business tax credits for investments in community reinvestment area projects. (O'Hearn, Dist 12; Odell, Dist 8; Clegg, Dist 14; Foster, Dist 13; Gallus, Dist 1; Peterson, Dist 11; J. Gilbert, Rock 83; Rodeschin, Sull 20; Mears, Coos 3; E. Smith, Ches 26; Mercer, Hills 59: Ways and Means)

03-0348

**SB 64-FN**, relative to updating the drought management plan. (Cohen, Dist 24; Estabrook, Dist 21; Green, Dist 6; Wall, Straf 72; Spang, Straf 72: Executive Departments and Administration)

03-0349

**SB 65**, relative to reducing certain mercury emissions. (Cohen, Dist 24: Environment)

03-0356

**SB 66-FN-A-LOCAL**, limiting the exemption from the meals and rooms tax for sales of alcoholic beverages by voluntary nonprofit organizations operating under one-day licenses from the liquor commission. (Cohen, Dist 24; Bridle, Rock 85: Ways and Means)

03-0382

**SB 67**, relative to a report on municipal water needs. (Estabrook, Dist 21; Green, Dist 6; Gatsas, Dist 16; Barnes, Dist 17; Cohen, Dist 24; Below, Dist 5; Spang, Straf 72; Wall, Straf 72; Musler, Straf 68: Environment)

03-0397

**SB 68**, authorizing electronic certification of educational credentials. (O'Hearn, Dist 12: Education)

03-0460

**SB 69-FN-A**, establishing an elementary or secondary teacher education and nursing education career incentive program within the postsecondary education commission and making an appropriation therefor. (D'Allesandro, Dist 20; Martel, Dist 18: Education)

03-0475

**SB 70**, creating the Great Bay Estuary district and making an appropriation therefor. (Green, Dist 6; Prescott, Dist 23; Keans, Straf 67; Newton, Straf 67: Environment)

03-0486

**SB 71-FN-A**, establishing a credit against the business profits tax or the business enterprise tax for health insurance premiums paid by certain businesses. (Larsen, Dist 15; Below, Dist 5; Estabrook, Dist. 21: Ways and Means)

03-0495

**SB 72**, relative to the regulation of title loans and payday loans. (D'Allesandro, Dist 20; Estabrook, Dist 21: Banks)

03-0510

**SB 73**, establishing a committee to study establishing enterprise zones in economically deprived or challenged communities. (Odell, Dist 8; Gallus, Dist 1; S. Harris, Sull 22; King, Coos 1; Elliott, Hills 42; J. Gilbert, Rock 83: Energy and Economic Development)

03-0564

**SB 74-FN-A-LOCAL**, increasing certain motor vehicle registration fees and appropriating the funds for local government records management programs. (D'Allesandro, Dist 20; Eaton, Dist 10; Clemons, Hills 62; Konys, Hills 65: Transportation)

03-0578

**SB 76**, relative to the process for nonrenewal of teacher contracts. (O'Hearn, Dist 12; Johnson, Dist 2; Green, Dist 6; S. L'Heureux, Merr 37; Alger, Graf 14; Francoeur, Rock 85; Giuda, Graf 13: Education)

03-0602

**SB 77**, relative to bond votes in school districts with official ballot voting procedures. (Flanders, Dist 7; Clegg, Dist 14; Below, Dist 5; Colcord, Merr 34: Internal Affairs)

03-0608

**SB 78-FN**, establishing the New Hampshire health care information council. (O'Hearn, Dist 12; Clegg, Dist 14; Flanders, Dist 7; Hunt, Ches 28; Kurk, Hills 48; Rogers Johnson, Rock 83: Public Institutions, Health and Human Services)

03-0612

**SB 79-FN-LOCAL**, relative to animal cruelty. (Roberge, Dist 9; Below, Dist 5; Estabrook, Dist 21; Barnes, Dist 17; Gatsas, Dist 16; P. Katsakiores, Rock 77; Kaen, Straf 72; Rous, Straf 72: Wildlife and Recreation)

03-0683

**SB 80**, relative to vocational education and the automotive technology curriculum. (Johnson, Dist 2: Education)

03-0702

**SB 81-FN**, granting a retirement system annuity to the surviving spouse of Carl Morin. (Gallus, Dist 1; Woodward, Coos 3; Poulin, Coos 3; Theberge, Coos 3; Guay, Coos 2: Insurance)

03-0778

**SB 82-FN**, relative to awards of fees and interest under workers' compensation. (Flanders, Dist 7; Gilman, Graf 9: Insurance)

03-0803

**SB 83**, relative to paralegals and legal assistants. (Roberge, Dist 9; Barnes, Dist 17; McEachern, Rock 86; Bruno, Hills 45: Judiciary)

03-0817

**SB 84-FN**, relative to eligibility for payment of medical benefits by the retirement system. (Larsen, Dist 15: Insurance)

03-0833

**SB 85-FN**, making certain revisions to the special education laws. (Estabrook, Dist 21: Education)

03-0958

**SB 86-FN**, relative to disclosure of certain information about child fatalities and near fatalities resulting from abuse and neglect, and relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services. (Martel, Dist 18; O'Hearn, Dist 12; Cohen, Dist 24; Estabrook, Dist 21; Below, Dist 5; Hallyburton, Hills 45; Alger, Graf 14; Emerton, Hills 48; Wallner, Merr. 40: Public Institutions, Health and Human Services)

03-1012

**SB 87**, relative to setback requirements for septage, biosolids, and short paper fibers. (Johnson, Dist 2: Environment)

03-1013

**SB 88-FN**, relative to testing and monitoring requirements at soil manufacturing and reclamation sites. (Johnson, Dist 2: Environment)

03-1014

**SB 89**, relative to encouraging the use of biosolids and short paper fiber in road construction projects. (Johnson, Dist 2: Environment)

03-1050

**SB 90-FN**, increasing the cap for relocation assistance for businesses in eminent domain proceedings. (Flanders, Dist 7; Gatsas, Dist 16; Below, Dist 5; Morse, Dist 22; C. Bouchard, Merr 39; M. Harrington, Straf 68; John Pratt, Ches 24; E. Smith, Ches 26; Wendelboe, Belk 29: Finance)

03-1052

**SB 91**, extending the committee to study eminent domain proceedings and adding certain duties. (Flanders, Dist 7; Gatsas, Dist 16; Below, Dist 5; Morse, Dist 22; C. Bouchard, Merr 39; John Pratt, Ches 24; E. Smith, Ches 26; Wendelboe, Belk 29; M. Harrington, Straf 68: Finance)

03-1055

**SB 92-FN**, regulating home improvement contractors. (D'Allesandro, Dist 20: Public Affairs)

03-1056

**SB 93**, relative to wrongful discharge from employment. (D'Allesandro, Dist 20: Judiciary)

03-1057

**SB 94-FN**, requiring criminal background checks for employees working in long-term care facilities and in home health care and for applicants for a license from the board of nursing. (D'Allesandro, Dist 20: Judiciary)

03-1058

**SB 95-FN-LOCAL**, relative to the development of workforce housing within municipalities. (Larsen, Dist 15; Gatsas, Dist 16; Cohen, Dist 24; Foster, Dist 13; Gallus, Dist 1; Almy, Graf 18; Spiess, Hills 47; Konys, Hills 65; Craig, Hills 50; J. Gilbert, Rock 83: Executive Departments and Administration)

03-1060

**SB 96-FN**, establishing pharmacy assistance program for seniors and disabled persons. (Larsen, Dist 15; Barnes, Dist 17; Estabrook, Dist 21; Cohen, Dist 24; Foster, Dist 13; Gatsas, Dist 16; Pilliod, Belk 31; Emerton, Hills 48; Miller, Straf 72: Public Institutions, Health and Human Services)

03-1061

**SB 97**, limiting the liability of firefighters working for certain private firefighting units. (Clegg, Dist 14: Executive Departments and Administration)

03-0069

**SB 98-FN**, prohibiting telemarketers from contacting customers on a federal do-not-call registry. (Estabrook, Dist 21; Peterson, Dist 11; Gatsas, Dist 16; Sapareto, Dist 19; Barnes, Dist 17; Johnson, Dist 2; Cohen, Dist 24; Roberge, Dist 9; Below, Dist 5; Larsen, Dist 15, Kurk, Hills 48; Langley, Rock 88; R. Wheeler, Hills 48, N. Johnson, Straf 68; Wall, Straf 72: Public Affairs)

03-1064

**SB 99**, relative to high cost mortgage loans. (Flanders, Dist 7; Clegg, Dist 14; Johnson, Dist 2; D'Allesandro, Dist 20: Banks)

03-1065

**SB 101-FN**, relative to unemployment compensation. (Flanders, Dist 7; Bishop, Rock 74: Executive Departments and Administration)

03-1068

**SB 102-FN**, relative to the computation of tax on certain telecommunications services under the communications services tax. (D'Allesandro, Dist 20; Major, Rock 79: Ways and Means)

03-1070

**SB 103-FN**, establishing a credit against the business profits tax for contributions under a rental equity builder program. (Peterson, Dist 11; Foster, Dist 13; Martel, Dist 18; Green, Dist 6; Gallus, Dist 1; Dexter, Ches 27; Tahir, Hills 50: Ways and Means)

03-1071

**SB 104**, relative to state administration of medicaid benefits and services for individuals who are deaf or hard of hearing. (O'Hearn, Dist 12; Martel, Dist 18; Estabrook, Dist 21: Public Institutions, Health and Human Services)

03-0438

**SB 105-FN**, establishing state appliance and equipment energy efficiency standards. (Below, Dist 05; Gatsas, Dist 16; Cohen, Dist 24; Norelli, Rock 86; Kaen, Straf 72; P. Allen, Ches 27; Pitts, Rock 86: Energy and Economic Development)

**SB 106**, relative to the operation of personal watercraft. (Johnson, Dist 2; Below, Dist 5; Odell, Dist 8; Rush, Merr 36; Stone, Rock 73; R. Cooney, Rock 76: Wildlife and Recreation)

03-0118

**SB 107-FN-A-LOCAL**, establishing a statewide education accountability system. (O'Hearn, Dist 12; Green, Dist 6; Flanders, Dist 7; Johnson, Dist 2; Rep Carson, Rock 75: Education)

03-0274

**SB 108-FN-LOCAL**, relative to charter schools. (Boyce, Dist 4: Education)

03-0286

**SB 109**, adopting the model Drug Dealer Liability Act. (Clegg, Dist 14; Boyce, Dist 4; Prescott, Dist 23; Gallus, Dist 1; Soltani, Merr 37, Hopper, Hills 48; Weyler, Rock 79; Giuda, Graf 13: Judiciary)

03-0290

**SB 110**, relative to small group health insurance coverage. (Prescott, Dist 23; Clegg, Dist 14; Eaton, Dist 10; Flanders, Dist 7; Morse, Dist 22; Rogers Johnson, Rock 83; M. Carter, Hills 44; Letourneau, Rock 77; R. Wheeler, Hills 48: Insurance)

03-0359

**SB 111**, relative to the standardized protocol for investigating and interviewing victims of child abuse and neglect and relative to the development of multi-disciplinary child abuse investigation teams. (Cohen, Dist 24; Foster, Dist 13; Larsen, Dist 15; Roberge, Dist 9; Gargas, Hills 46; J. Brown, Straf 67; B. Richardson, Ches 26: Judiciary)

03-0360

**SB 112-FN-LOCAL**, relative to state use of domestic steel. (Cohen, Dist. 24; Gallus, Dist 1; Shultis, Rock 86; Cloutier, Sull 22: Public Affairs)

03-0361

**SB 113**, changing the name of Plymouth state college to Plymouth state university. (Johnson, Dist 2; Gallus, Dist 1; Estabrook, Dist 21; E. Smith, Ches 26; Wendelboe, Belk 29; Thomas, Belk 31; Naro, Graf 15; Alger, Graf 14: Executive Departments and Administration)

03-0394

**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. (O'Hearn, Dist 12; Johnson, Dist 2; Gile, Merr 38; Carson, Rock 75: Education)

03-0406

**SB 115**, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan and establishing the estuary alliance for sewerage treatment. (Prescott, Dist 23; Green, Dist 6; Cohen, Dist 24; Johnson, Dist 2; Boyce, Dist 4; Keans, Straf 67: Environment)

03-0498

**SB 116**, establishing a committee to study methods to prevent or reduce the high school dropout rate. (Cohen, Dist 24; Johnson, Dist 2; Green, Dist 6; Foster, Dist 13; Larsen, Dist 15; Naro, Graf 15; S. L'Heureux, Merr 37: Education)

03-0506

**SB 117-FN-A-LOCAL**, authorizing video lottery administered by a gaming oversight authority. (D'Allesandro, Dist 20; John Manning, Rock 76; Belanger, Rock 76; Buckley, Hills 56: Ways and Means)

**SB 118-FN-A**, establishing a ladders to literacy program and making an appropriation therefor. (Estabrook, Dist 21; Below, Dist 5; Larsen, Dist 15; Cohen, Dist 24; Foster, Dist 13; Leone, Sull 21: Education)

03-0607

**SB 119**, relative to medical and hospital liability insurance. (O'Hearn, Dist 12; Flanders, Dist 7; Boyce, Dist 4; Roberge, Dist 9; Clegg, Dist 14; Martel, Dist 18; Johnson, Dist 2; Kenney, Dist 3; Prescott, Dist 23; Below, Dist 5; Peterson, Dist 11; Gallus, Dist 1; Green, Dist 6; Francoeur, Rock 85; Nordgren, Graf 17; Rogers Johnson, Rock 83; Mercer, Hills 59: Insurance)

03-0621

**SB 120**, relative to testimony by the state personnel in criminal cases. (Clegg, Dist 14; D'Allesandro, Dist 20; Welch, Rock 79; Tholl, Coos 2; Langley, Rock 88: Judiciary)

03-0814

**SB 121-FN**, relative to mortgage originator registration. (Larsen, Dist 15; Below, Dist 5; Sapareto, Dist 19; Mock; Carr 4; Langley, Rock 88; Wall, Straf 72: Banks)

03-0815

**SB 122**, relative to the regulation of first mortgage brokers. (Larsen, Dist 15; Sapareto, Dist 19; Below, Dist 5; Holden, Hills 48; Langley, Rock 88; Wall, Straf 72: Banks)

03-0831

**SB 123**, establishing a commission to study structures for increased voter education and improved enforcement of campaign practices laws. (Estabrook, Dist 21; Below, Dist 5; Cohen, Dist 24; D'Allesandro, Dist 20; Foster, Dist 13; Gallus, Dist 1; Larsen, Dist 15; Martel, Dist 18; Sapareto, Dist 19, Buckley, Hills 56; Dickinson, Carr 4: Internal Affairs)

03-0832

**SB 124**, establishing a family-community involvement program. (Estabrook, Dist 21; Below, Dist 5; Larsen, Dist 15; Leone, Sull 21; Naro, Graf 15: Education)

03-0845

**SB 126-FN-A**, exempting certain transfers of title from the real estate transfer tax. (Sapareto, Dist 19; Cohen, Dist 24; Gallus, Dist 1; Kenney, Dist 3; Estabrook, Dist 21; Odell, Dist 8; Green, Dist 6; Dupuis, Rock 77; Wiley, Rock 77; Elliott, Hills 42; Wendelboe, Belk 29: Public Affairs)

03-0856

**SB 127**, authorizing the sweepstakes commission to license multi-hall linked bingo for charitable purposes. (Martel, Dist 18; Green, Dist 6; Gallus, Dist 1; Dickinson, Carr 4; J. Brown, Straf 67; Belanger, Rock 76; Eaton, Ches 24: Ways and Means)

03-1003

**SB 128-FN**, transferring the bureau of vital records and health statistics from the department of health and human services to the department of state. (Martel, Dist 18; Kurk, Hills 48; Major, Rock 79: Executive Departments and Administration)

03-1051

**SB 129**, relative to the board of tax and land appeals and eminent domain cases. (Flanders, Dist 7; Gatsas, Dist 16; Below, Dist 5; Morse, Dist 22; Bouchard, Merr 39; M. Harrington, Straf 68; J. Pratt, Ches 24; Wendelboe, Belk 29: Finance)

03-1054

**SB 130-FN-LOCAL**, relative to county departments of corrections. (Clegg, Dist 14; D'Allesandro, Dist 20; Martel, Dist 18; Weyler, Rock 79; Tholl, Coos 2: Executive Departments and Administration)

03-1069

**SB 131**, establishing a committee to study promoting the establishment of free clinics for uninsured and underinsured persons. (Peterson, Dist 11; Martel, Dist 18; Foster, Dist 13; Larsen, Dist 15; Bruno, Hills 45; Naro, Graf 15; Craig, Hills 50; J. Pratt, Ches 24: Public Institutions, Health and Human Services)

03-1072

**SB 132-FN-A**, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor. (Odell, Dist 8; Estabrook, Dist 21; O'Hearn, Dist 12; Rodeschin, Sull 20: Education)

03-1073

**SB 133**, relative to amending the charter of Dartmouth college. (Peterson, Dist 11; Below, Dist 5; Hess, Merr 37; J. Gilbert, Rock 83; Nordgren, Graf 17: Public Institutions, Health and Human Services)

03-1074

**SB 134**, relative to the regulation of real estate brokers by the real estate commission. (Gallus, Dist 1; Roberge, Dist 9; Odell, Dist 8; Dickinson, Carr 4; Bruno, Hills 45: Public Affairs)

03-1075

**SB 135**, relative to hotel keeper liability for personal care services. (Gallus, Dist 1; Johnson, Dist 2; Dickinson, Carr 4; H. Richardson, Coos 2; King, Coos 1: Insurance)

03-1077

**SB 136**, relative to liability for hazardous materials accidents. (Prescott, Dist 23; Welch, Rock 79: Environment)

03-1086

**SB 137-A**, requiring the state to construct a non-toll bridge connecting the towns of Merrimack and Litchfield and making an appropriation therefor. (Martel, Dist 18: Transportation)

03-1095

**SB 138-FN**, clarifying the exemption from the interest and dividends tax for distributions from qualified tuition savings programs. (Larsen, Dist 15; Peterson, Dist 11; Below, Dist 5: Ways and Means)

03-1096

**SB 139**, relative to exhibition fees charged by the boxing and wrestling commission. (Clegg, Dist 14: Public Affairs)

03-1101

**SB 140-FN**, establishing an optional renewal period for licenses to carry a pistol or revolver. (Prescott, Dist 23; Itse, Rock 80: Judiciary)

03-1102

**SB 141-FN-A-LOCAL**, relative to fire service aid payments to the city of Concord and making an appropriation therefor. (Larsen, Dist 15; Gile, Merr 38; Daniels, Merr 38; MacKay, Merr 39; DeJoie, Merr 39; Brueggemann, Merr 40: Ways and Means)

03-1105

**SB 142-FN**, relative to advertisements on utility poles and highway signs. (Johnson, Dist 2; Introne, Rock 75: Transportation)

03-1107

**SB 143**, establishing a commission to study and review the regulation of the building trades. (Prescott, Dist 23; Larsen, Dist 15: Public Affairs)

03-1110

**SB 144-FN**, relative to the lease agreement between the department of regional community-technical colleges and Pease development authority. (Johnson, Dist 2: Ways and Means)

03-1111

**SB 145-FN-A**, relative to the duties of the board of trustees of the department of regional community-technical colleges. (Johnson, Dist 2: Executive Departments and Administration)

03-1112

**SB 146**, relative to eligible costs for training grants in the job training program for economic growth. (Johnson, Dist 2; Clegg, Dist 14: Energy and Economic Development)



03-1115

**SB 147**, establishing a committee to study alternative strategies to relieve the property tax burden on private educational institutions and to encourage scholarships to New Hampshire students. (D'Allesandro, Dist 20; Martel, Dist 18: Ways and Means)

03-1117

**SB 148-FN**, relative to the regulation of water treatment equipment installers by the plumber's board. (Prescott, Dist 23: Public Affairs)

03-1118

**SB 149-FN**, establishing criminal penalties for the use of a credit card scanning device or reencoder to defraud. (Morse, Dist 22; Below, Dist 5; Rausch, Rock 77; Rep Nedeau, Belk 30: Judiciary)

03-1119

**SB 151-FN-A-LOCAL**, relative to the taxation of telecommunications poles and conduits. (Green, Dist 6: Energy and Economic Development)

03-1124

**SB 152**, relative to health insurance coverage for prosthetic devices. (Clegg, Dist 14: Insurance)

03-1126

**SB 153**, adopting the nurse licensure compact. (Martel, Dist 18, Peterson, Dist 11; Sapareto, Dist 19; D'Allesandro, Dist 20: Public Institutions, Health and Human Services)

03-1128

**SB 154**, relative to landlord access to rental properties. (Sapareto, Dist 19: Public Affairs)

03-0684

**SB 155**, establishing a commission to study issues relative to large groundwater withdrawals. (Johnson, Dist 2; R. Cooney, Rock 76: Environment)

03-1116

**SB 156**, relative to law enforcement officer's collective bargaining. (D'Allesandro, Dist 20: Public Affairs)

03-1122

**SB 157**, establishing a committee to study the vesting of development rights. (Green, Dist 6: Executive Departments and Administration)

03-1114

**SB 158**, adding a county commissioner member to the New Hampshire retirement system board of trustees. (Peterson, Dist 11; Odell, Dist 8, King, Coos 1, Nedeau, Belk 30: Insurance)

03-0103

**SB 159-FN**, relative to milfoil and other exotic aquatic weeds. (Johnson, Dist 2; Below, Dist 5; Leach, Hills 42; Leone, Sull 21; French, Merr 34: Environment)

03-0687

**SB 160-FN-A**, making a capital appropriation to continue construction of the vocational center in Nashua. (O'Hearn, Dist 12; Foster, Dist 13; Mercer, Hills 59; McHugh, Hills 61; Balboni, Hills 59; Lasky, Hills 65; Konys, Hills 65: Education)

03-1103

**SB 161**, relative to procedures in eminent domain proceedings. (Flanders, Dist 7; Gatsas, Dist 16; Below, Dist 5; Morse, Dist 22; C. Bouchard, Merr 39; M. Harrington, Straf 68; J. Pratt, Ches 24; Wendelboe, Belk 29: Finance)

03-1121

**SB 162**, establishing a committee to study water resources. (Green, Dist 6; Prescott, Dist 23; Estabrook, Dist 21; Cohen, Dist 24: Environment)

03-1129

**SB 163-FN**, relative to the procedures of the health services planning and review board. (Flanders, Dist 7; Johnson, Dist 2; Kenney, Dist 3; Estabrook, Dist 21: Public Institutions, Health and Human Services)

03-1131

**SB 164**, relative to the unauthorized use of a financial institution's name. (Flanders, Dist 7; Reardon, Merr 39: Banks)

03-1132

**SB 165**, relative to the voluntary dissolution of nondepository trust companies. (Flanders, Dist 7: Banks)

03-1134

**SB 166**, establishing a committee to study methods for the state to create incentives for school districts to provide mentoring for beginning teachers. (Estabrook, Dist 21; Green, Dist 6; O'Hearn, Dist 12; Johnson, Dist 2; Larsen, Dist 15; Foster, Dist 13; Below, Dist 5; Leone, Sull 21; Naro, Graf 15: Education)

03-1135

**SB 167**, relative to indoor air quality assessment in public school buildings. (Estabrook, Dist 21; Below, Dist 5; Larsen, Dist 15: Environment)

03-1136

**SB 168**, allowing school boards to adjourn to nonpublic session to consider pupil disciplinary matters. (Estabrook, Dist 21: Judiciary)

03-1137

**SB 169**, relative to frivolous actions against the state concerning state construction projects. (Clegg, Dist 14; Morse, Dist 22; Dickinson, Carr 4; E. Smith, Ches 26; Letourneau, Rock 77; Packard, Rock 75: Transportation)

03-1138

**SB 170**, relative to Public Service of New Hampshire. (Clegg, Dist 14; Green, Dist 6; Odell, Dist 8: Energy and Economic Development)

03-1139

**SB 171**, regulating activities which may cause the introduction and spread of infectious wildlife diseases. (Clegg, Dist 14: Wildlife and Recreation)

03-1141

**SB 172-FN**, increasing certain fees charged by the secretary of state. (Martel, Dist 18: Internal Affairs)

03-1142

**SB 173**, relative to certain historical and recreational facilities. (Johnson, Dist 2: Transportation)

03-1143

**SB 174**, relative to scheduled permanent impairment awards under workers' compensation. (Johnson, Dist 2: Insurance)

03-1145

**SB 176**, relative to standards for plats recorded in the registry of deeds. (Johnson, Dist 2: Public Affairs)

03-1146

**SB 177**, relative to credit unions. (Flanders, Dist 7; DeStefano, Merr 41: Banks)

03-1147

**SB 178**, relative to guaranty funds. (Prescott, Dist 23; Roberge, Dist 9; Johnson, Dist 2; Green, Dist 6: Banks)

03-1148

**SB 179-FN-A**, relative to positions in the banking department. (Flanders, Dist 7; Hunt, Ches 28: Banks)

03-1149

**SB 180**, making certain changes in the banking laws. (Flanders, Dist 7; DeStefano, Merr 41: Banks)

03-1150

**SB 181**, relative to investigations by and license revocation appeals to the board of trust company incorporation. (Flanders, Dist 7; DeStefano, Merr 41: Banks)

03-1151

**SB 182**, relative to releasing information from motor vehicle records. (Boyce, Dist 4; Dumaine, Rock 75: Transportation)

03-1152

**SB 183-FN**, relative to membership in the retirement system for part-time attorneys general. (Clegg, Dist 14; Rogers Johnson, Rock 83: Insurance)

03-1154

**SB 184**, relative to reinsurance. (Johnson, Dist 2: Insurance)

03-1155

**SB 185**, relative to reducing mercury in automobiles. (Cohen, Dist 24: Environment)



03-1144

**SB 186-FN**, relative to sale of tobacco products. (Johnson, Dist 2: Interstate Cooperation)

03-1156

**SB 187**, relative to designating local emergency management directors. (Kenney, Dist 3; Clegg, Dist 14: Public Affairs)

03-1157

**SB 188-LOCAL**, establishing a commission to study improving the enforcement of traffic laws in high traffic areas. (Martel, Dist 18: Transportation)

03-1158

**SB 189**, relative to certain automobile accidents. (Martel, Dist 18: Insurance)

03-1159

**SB 190**, relative to community living facilities. (O'Hearn, Dist 12; Batula, Hills 58: Public Institutions, Health and Human Services)

03-1160

**SB 191**, creating a committee to study establishing a prescription drug program for the elderly and disabled. (Martel, Dist 18; P. Katsakiores, Rock 77; Ruffner, Rock 83: Public Institutions, Health and Human Services)

03-1161

**SB 192-FN**, relative to domicile for persons needing assistance. (Martel, Dist 18: Public Affairs)

03-1162

**SB 193**, extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire. (Martel, Dist 18: Public Institutions, Health and Human Services)

03-1163

**SB 194**, establishing a committee to study certain issues relative to large groundwater withdrawals and their effect on Darrah Pond in Litchfield. (Martel, Dist 18: Environment)

03-1164

**SB 195**, combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education. (O'Hearn, Dist 12; D'Allesandro, Dist 20: Education)

03-1165

**SB 196**, establishing a committee to study the inspection and fees for sanitary transportation of seafood. (Prescott, Dist 23; Moore, Rock 84: Transportation)

03-1166

**SB 197-FN**, relative to extended unemployment benefits. (Cohen, Dist 24; Larsen, Dist 15; Mears, Coos 3: Insurance)

03-1167

**SB 198**, relative to a certain highway sign in Concord. (Flanders, Dist 7; Kenney, Dist 3; Eaton, Dist 10; Clegg, Dist 14: Transportation)

03-1168

**SB 199**, revising the nurse practice act. (Below, Dist 5; Peterson, Dist 11, Emerton, Hills 48; Elliott, Hills 42; Patten, Carr 7; French, Merr. 24: Executive Departments and Administration)

03-1170

**SB 201**, establishing a committee to study insurance practices relative to homeowner's insurance. (Larsen, Dist. 15; Estabrook, Dist 21; Below, Dist 5; Cohen, Dist 24; Foster, Dist 13; Roberge, Dist 9; Francoeur, Rock 85; DeStefano, Merr 41; Kathleen Taylor, Straf 70: Insurance)

03-1171

**SB 202-FN-A**, relative to funding for kidney dialysis patients and making an appropriation therefor. (Larsen, Dist 15; Seldin, Merr 39; MacKay, Merr. 39; E. Blanchard, Merr 38: Public Institutions, Health and Human Services)

03-1172

**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. (Larsen, Dist 15; Foster, Dist 13; Pepino, Hills 51; Hunter, Hills 48; Pilliod, Belk 31: Judiciary)

03-1175

**SB 204**, relative to bail recovery agents. (Prescott, Dist 23: Judiciary)

03-1176

**SB 205-FN**, authorizing the state to accept the title of the dam and dikes at Smith Pond, Enfield, New Hampshire. (Below, Dist 5; Scovner, Graf 17; Akins, Graf 18: Environment)

03-1178

**SB 206-FN**, relative to the registration of OHRVs used as grooming equipment for cross country ski trails. (Below, Dist 5: Wildlife and Recreation)

03-1179

**SB 207**, relative to transactions exempt from the consumer protection act. (Below, Dist 5; D'Allesandro, Dist 20; Larsen, Dist 15; Spiess, Hills 47: Banks)

03-1180

**SB 208-FN**, establishing a property tax cap and abatement program. (Below, Dist 5; Cohen, Dist 24; Estabrook, Dist 21; Foster, Dist 13; Larsen, Dist 15; Burling, Sull 19: Ways and Means)

03-1181

**SB 209**, relative to permissible campaign contributions by business organizations and labor unions. (Below, Dist 5; Cohen, Dist 24; Estabrook, Dist 21; Foster, Dist 13; Larsen, Dist 15; Flanagan, Rock 78; Davis, Merr 36; Konys, Hills 65: Internal Affairs)

03-1183

**SB 210**, relative to the administrative procedures of the real estate commission. (Below, Dist 5; Gatsas, Dist 16; Flanders, Dist 7; Patten, Carr 7; Mercer, Hills 59; Wall, Straf 72: Executive Departments and Administration)

03-1184

**SB 211**, relative to the expungement of DNA records and multiple qualifying convictions. (Below, Dist 5; Flanders, Dist 7; D'Allesandro, Dist 20; Patten, Carr 7; Wall, Straf 72: Judiciary)

03-1186

**SB 212**, requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers. (Below, Dist 5; Larsen, Dist 15; Flanders, Dist 7; D'Allesandro, Dist 20; Patten, Carr 7; Wall, Straf 72: Executive Departments and Administration)

03-1187

**SB 213**, allowing municipalities to adopt a volunteer firefighter property tax credit. (Below, Dist 5; Scovner, Graf 17; Benn, Graf 17; Diamond, Graf 17; Nordgren, Graf 17: Ways and Means)

03-1188

**SB 214-FN-A**, establishing new positions in the department of health and human services and making an appropriation therefor. (Below, Dist 5; D'Allesandro, Dist 20: Finance)

03-1189

**SB 215-FN**, relative to the use of prerecorded telephone messages for political advocacy. (Below, Dist 5; Larsen, Dist 15; Cohen, Dist 24; Estabrook, Dist 21; Foster, Dist 13; D'Allesandro, Dist 20; Spiess, Hills 47; Dokmo, Hills 47: Interstate Cooperation)

03-1191

**SB 216-FN-A**, relative to the developmental services priority waiting list and making an appropriation therefor. (Below, Dist 5; Larsen, Dist 15; D'Allesandro, Dist 20; Cohen, Dist 24; Estabrook, Dist 21; Foster, Dist 13: Public Institutions, Health and Human Services)

03-1196

**SB 217-FN**, relative to the calculation of average daily membership in residence for the purpose of calculating the cost of an adequate education. (Below, Dist 5; Estabrook, Dist 21; Foster, Dist 13; Larsen, Dist 15; Cohen, Dist 24: Finance)

03-1197

**SB 218**, establishing a study committee to examine child custody and support laws and practices in New Hampshire. (Below, Dist 5: Judiciary)

03-1199

**SB 219**, relative to superior court notice to health care regulatory boards of felony convictions of health care providers. (Peterson, Dist 11: Judiciary)

03-1200

**SB 220**, repealing the professional malpractice claims panel. (Peterson, Dist 11: Judiciary)

03-1201

**SB 221-FN**, relative to the offense of obstructing government administration by the use of simulated legal process. (Peterson, Dist 11: Judiciary)

03-1202

**SB 222-FN-A**, relative to motor vehicle fees. (Clegg, Dist 14; D'Allesandro, Dist 20; Packard, Rock 75; Letourneau, Rock 77: Transportation)

03-1203

**SB 223-FN-A**, relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund. (Clegg, Dist 14; Eaton, Dist 10; D'Allesandro, Dist 20; Packard, Rock 75; Letourneau, Rock 77; Chandler, Carr 4; Burling, Sull 19; Currier, Merr 34: Insurance)

03-1062

**SJR 1** approving certain uses of Weeks state park. (Gallus, Dist 1: Wildlife and Recreation)

03-0271

**SCR 1**, urging a study of the operating efficiency of state government. (Boyce, Dist 4; Prescott, Dist 23; Flanders, Dist 7; Roberge, Dist 9; Johnson, Dist 2; Rogers Johnson, Rock 83; Alger, Graf 14; Gilman, Graf 9; Quandt, Rock 83: Internal Affairs)

### HOUSE MESSAGE

The House of Representatives has passed a Bill with the following title, in the passage of which it asks the concurrence of the Senate:

**HB 171**, establishing a commission to assess the operating efficiency of state government.

### INTRODUCTION OF HOUSE BILL

Senator Clegg offered the following Resolution:

RESOLVED, that in accordance with the list in the possession of the Clerk, House Bill(s) numbered **171** shall be by this resolution read a first and second time by the therein listed title(s), and referred to the therein designated committee(s).

**Adopted.**

### First and Second Reading and Referral

**HB 171**, establishing a commission to assess the operating efficiency of state government. Executive Departments and Administration.

Senator Clegg moved that the Senate adjourn.

**Adopted.**

**Adjournment.**

# SENATE JOURNAL 4

***February 6, 2003***

The Senate met at 10:00 a.m.

A quorum was present.

The Reverend David P. Jones, Chaplain to the Senate, offered the prayer.

*Fill in, O Lord, the cracks and chinks and fissures of our vision and our lives with the firm mortar of Your priorities and make us bold entrepreneurs of ethics, that what is built in this place by these good people may be of a quality that transcends our narrow wants and that strengthens and draws forth from us the very best that is there within.*

*Amen.*

Senator Boyce led the Pledge of Allegiance.

## NEW HAMPSHIRE GENERAL COURT

### CONCORD, NEW HAMPSHIRE

#### JOINT DECLARATION

In Honor of the Fallen Heroes of the Space Shuttle Columbia

**WHEREAS**, the citizens of New Hampshire and the entire country mourn the passing of the courageous men and women of the Space Shuttle Columbia including: Colonel Rick D. Husband, Commander William C. McCool, Lieutenant Colonel Michael P. Anderson, Captain David M. Brown, Dr. Kalpana Chawla, Commander Laurel Clark, and Colonel Ilan Ramon of the Israeli Air Force; and

**WHEREAS**, the passing of these dedicated scientific space travelers sadly reminds the citizens of New Hampshire of the tragic loss of Concord High School teacher, Christa McAuliffe, and her fellow crew members aboard the Space Shuttle Challenger, seventeen years ago; and

**WHEREAS**, we send our sincere sympathies to the families of the fallen seven of the Space Shuttle Columbia, and wish them Godspeed; and

**WHEREAS**, we honor the selfless dedication and passion exhibited by the crew of the Space Shuttle Columbia as they put their lives in harms way to discover new and critical scientific information which will advance and better the lives of all citizens; and

**WHEREAS**, we pause to honor and recognize the tremendous contributions of those who serve our country as space explorers of the vast celestial frontier, and

**WHERE AS**, we offer our heartfelt thanks to them for their service to our country and for the ultimate sacrifice of their lives, now therefore be it

**DECLARED**, by the New Hampshire General Court that this legislative body hereby recognizes and honors the contributions and achievements of the crew of the Space Shuttle Columbia and of all the courageous men and women who have sacrificed their lives in pursuit of the scientific exploration of outer space for the betterment of mankind.

---

THOMAS R. EATON  
SENATE PRESIDENT

---

GENE CHANDLER  
SPEAKER OF THE HOUSE

#### INTRODUCTION OF GUESTS

##### MOTION TO VACATE

Senator D'Allesandro moved to vacate **SB 63-FN-A-L**, relative to establishing community reinvestment areas and granting business tax credits for investments in community reinvestment area projects, from the Ways and Means Committee to the Energy and Economic Development Committee.

**Adopted.**

**SB 63-FN-A-L is vacated to the Energy and Economic Development Committee.**

#### COMMITTEE REPORTS

**SB 48**, exempting housing for older persons from certain age discrimination laws. Executive Departments and Administration Committee. Ought to Pass, Vote 5-0. Senator Cohen for the committee.

**Adopted.**

**Ordered to third reading.**

**SB 31**, changing the name of the joint committee on legislative facilities and codifying the powers and duties of the committee. Internal Affairs Committee. Inexpedient to Legislate, Vote 4-1. Senator Boyce for the committee.

**Committee report of inexpedient to legislate is adopted.**

**SB 30-FN**, relative to dissemination of false statements about candidates. Judiciary Committee. Inexpedient to Legislate, Vote 4-0. Senator Foster for the committee.

**Committee report of inexpedient to legislate is adopted.**

**SB 52**, relative to a voluntary certification program for police dogs and handlers. Public Affairs Committee. Ought to Pass, Vote 5-0. Senator Barnes for the committee.

**Adopted.**

**Ordered to third reading.**

**SB 18-FN**, relative to vehicle stops at railroad grade crossings. Transportation Committee. Ought to Pass, Vote 3-0. Senator Kenney for the committee.

**Adopted.**

**Referred to the Finance Committee (Rule #26).**

### **RESOLUTION**

Senator Clegg moved that the Senate now adjourn from the early session, that the business of the late session be in order at the present time, that all bills ordered to third reading be by this resolution read a third time and all titles be the same as adopted, and that they be passed at the present time.

**Adopted.**

### **LATE SESSION**

#### **Third Reading and Final Passage**

**SB 48**, exempting housing for older persons from certain age discrimination laws.

**SB 52**, relative to a voluntary certification program for police dogs and handlers.

### **ANNOUNCEMENTS**

Senator Boyce (Rule #44).

Senator Sapareto (Rule #44).

### **RESOLUTION**

Senator Clegg moved that the Senate recess to the Call of the Chair for the sole purpose of introducing legislation, referring bills to committee, receiving House Messages, and scheduling hearings, and that when we adjourn, we adjourn to the Call of the Chair.

**Adopted.**

**In recess to the Call of the Chair.**