

May 30, 2003
No. 25

STATE OF NEW HAMPSHIRE

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Legislative

SENATE CALENDAR

REPORTS, HEARINGS, MEETINGS, NOTICES

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, JUNE 5, 2003 AT 10:00 A.M.**

LAID ON THE TABLE

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

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

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

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

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

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

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

SB 144-FN, relative to the lease agreement between the department of regional community-technical colleges and Pease development authority. **4/10/03, pending motion OTP, Finance, SJ 12, pg. 291**

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

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

SB 189, relative to certain automobile accidents. **4/10/03, pending motion Re-refer to committee, Insurance, SJ 12, pg. 302**

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

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

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

SB 214-FN-A, establishing new positions in the department of health and human services and making an appropriation therefor. **4/10/03, pending motion OTP, Finance, SJ 12, pg. 294**

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

SB 217-FN, relative to the calculation of average daily membership in residence for the purpose of calculating the cost of an adequate education. **4/10/03, pending motion ITL, Finance, SJ 12, pg. 294**

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

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

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

HB 162, relative to remedies and penalties for injuries to domestic animals caused by dogs. **5/29/03, pending motion committee amendment (1723s), Wildlife & Recreation, SJ 18, pg. TBA**

HB 177, excluding stepchildren from the definition of "child" in the context of support orders. **5/29/03, pending motion ITL, Judiciary, SJ 18, pg. TBA**

HB 213, relative to reporting requirements for dedicated funds. **5/22/03, pending motion ITL, Executive Departments & Administration, SJ 17, pg. 441**

HB 293, establishing a commission to identify medical errors and their causes. **5/15/03, pending motion OTPA, Executive Departments & Administration, SJ 16, pg. 374**

HB 311, (New Title) repealing the obligation to provide persons applying for a marriage license with a list of family planning services and with brochures on fetal alcohol syndrome and the human immunodeficiency virus. **5/29/03, pending motion OTP, Public Affairs, SJ 18, pg. TBA**

HB 327, establishing a committee to study the use of state vehicles. **4/17/03, pending motion ITL, Transportation, SJ 13, pg. 325**

HB 336-L, relative to the development and adoption of the school administrative unit budget. **5/29/03, pending motion OTPA with committee amendment passed, Education, SJ 18, pg. TBA**

HB 364-FN, relative to the use of automatic telephone dialing systems for political advocacy. **5/22/03, pending motion OTP, Internal Affairs SJ 17, pg. 453**

HB 419, establishing a committee to study issues related to the management of railroads operating with leases on state property. **5/15/03, pending motion OTPA, Transportation, SJ 16 pg. 384**

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities. **5/08/03, pending motion OTP, Public Affairs, SJ 15, pg. 361**

HB 528, establishing a commission to study computer standards used in public schools in New Hampshire. **5/29/03, pending motion ITL, Education, SJ 18, pg. TBA**

HB 638-FN, increasing the oil import license fee, changing the rate of interest assessed on overdue oil import fees, and repealing underground storage facility permit fees. **5/22/03, pending motion Re-refer to committee, Transportation, SJ 17, pg. 476**

HB 676-FN, relative to lake level investigations. **4/24/03, pending motion OTP, Environment, SJ 14, pg. 334**

HB 709-FN, relative to nursing homes in receivership. **5/29/03, pending motion OTP floor amendment (1849s), Public Institutions, Health & Human Services, SJ 18, pg. TBA**

HB 735-FN, relative to prescription drugs and medicaid best practices. 5/22/03, **pending motion ITL, Public Institutions, Health & Human Services, SJ 17, pg. 475**

HB 786-FN-L, relative to the participation of the state and its political subdivisions in the federal No Child Left Behind Act of 2001. 5/22/03, **pending motion OTPA (committee amendment adopted), Education, SJ 17, pg. 437**

REPORTS

CAPITAL BUDGET

HB 25-FN-A, making appropriations for capital improvements.

Ought to pass with amendment, Vote 4-0

Senator Clegg for the committee.

HB 326, relative to establishing a 6-year capital budget.

Ought to pass with amendment, Vote 4-0

Senator Morse for the committee.

EXECUTIVE DEPARTMENTS & ADMINISTRATION

HB 222, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections.

Ought to pass with amendment, Vote 4-0

Senator Estabrook for the committee.

FINANCE

HB 280-FN, relative to the poison information center.

Ought to pass with amendment, Vote 5-1

Senator Green for the committee.

HB 302-FN, (New Title) relative to the funding and use of the retirement system special account.

Ought to Pass, Vote 7-0

Senator Clegg for the committee.

HB 357-FN, relative to child support insurance settlement intercept.

Ought to Pass, Vote 8-0

Senator Below for the committee.

HB 389, (New Title) relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund.

Ought to pass with amendment, Vote 8-0

Senator D'Allesandro for the committee.

HB 577-FN-A-L, (New Title) relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

Ought to Pass, Vote 8-0

Senator Boyce for the committee.

HB 615-FN, relative to the requirements for registration of sexual offenders.

Ought to Pass, Vote 8-0

Senator Odell for the committee

HB 619-FN-A, (New Title) expanding opportunities for dropout prevention and dropout recovery.

Ought to pass with amendment, Vote 6-2

Senator Odell for the committee

HB 621-FN-A-L, establishing an early childhood literacy program.

Ought to Pass, Vote 5-1

Senator Odell for the committee

HB 633-FN, establishing the interstate compact for adult offender supervision.

Ought to Pass, Vote 6-0

Senator D'Allesandro for the committee.

HB 646-FN, relative to liquor licenses and fees.

Ought to Pass, Vote 6-0

Senator D'Allesandro for the committee.

HB 669-FN, (New Title) relative to dental insurance benefits and eligibility for medical benefits for retired state employees.

Ought to pass with amendment, Vote 6-1

Senator Gatsas for the committee.

HB 677-FN, increasing the number of reserved student slots in medical programs, and establishing a loan forgiveness program for physicians who practice in underserved areas, and making an appropriation therefor.

Ought to Pass, Vote 7-1

Senator D'Allesandro for the committee.

HB 720-FN-L, extending the kindergarten aid program.

Ought to Pass, Vote 6-1

Senator Green for the committee.

HB 724-FN-L, extending the effective date of the Skyhaven airport transfer plan.

Ought to pass with amendment, Vote 7-0

Senator Gatsas for the committee.

HB 796-FN-L, relative to the taxation of manufactured housing.

Ought to Pass, Vote 5-0

Senator D'Allesandro for the committee.

HB 810-FN-A, relative to processing excavating and dredging and terrain alteration permits, changing the fees for permits, establishing 2 new positions, and making an appropriation therefor.

Ought to Pass, Vote 5-0

Senator Below for the committee.

INSURANCE

HB 468, relative to enforcement of labor protection statutes.

Inexpedient to Legislate, Vote 5-0

Senator Prescott for the committee.

HB 470, relative to health insurance providers.

Ought to pass with amendment, Vote 5-0

Senator Flanders for the committee.

HB 546, relative to uniform prescription drug information cards.

Ought to pass with amendment, Vote 5-0

Senator Martel for the committee.

HB 776, relative to emergency medical care for pregnant women.

Inexpedient to Legislate, Vote 5-0

Senator Prescott for the committee.

INTERNAL AFFAIRS

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

Ought to pass with amendment, Vote 4-0

Senator Boyce for the committee.

INTERSTATE COOPERATION

HCR 9, urging the President and the Joint Chiefs of Staff to abandon the Total Information Awareness Initiative.

Ought to Pass, Vote 2-0

Senator Clegg for the committee.

JUDICIARY

HB 167, relative to complaints against judges.

Re-refer to committee, Vote 5-0

Senator Roberge for the committee.

HB 175, (New Title) relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

Ought to pass with amendment, Vote 3-2

Senator Clegg for the committee.

HB 178, relative to detention for violations of protective orders.

Ought to Pass, Vote 5-0

Senator Roberge for the committee.

HB 204, relative to venue in juvenile proceedings.

Ought to pass with amendment, Vote 5-0

Senator Clegg for the committee.

HB 205, relative to the use of criminal records and reports.

Ought to Pass, Vote 4-0

Senator Roberge for the committee.

HB 245, relative to child custody decisions.

Ought to Pass, Vote 4-0

Senator Foster for the committee.

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

Ought to pass with amendment, Vote 4-0

Senator Clegg for the committee.

HB 296, relative to settlement agreements in medical malpractice suits.

Ought to Pass, Vote 3-0

Senator Roberge for the committee.

HB 298, (New Title) relative to physical child custody decisions.

Inexpedient to Legislate, Vote 4-0

Senator Peterson for the committee.

HB 299, removing judicial discretion to order a divorced parent to contribute to an adult child's college expenses.

Re-refer to committee, Vote 4-0

Senator Clegg for the committee.

HB 323, relative to the task force on family law.

Ought to pass with amendment, Vote 4-0

Senator Clegg for the committee.

HB 384, (New Title) relative to financial affidavits in domestic relations cases.

Re-refer to committee, Vote 3-0

Senator Peterson for the committee.

HB 415, (New Title) raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

Ought to Pass, Vote 4-0

Senator Sapareto for the committee.

HB 447, limiting retroactive child support awards under the uniform act on paternity.

Ought to Pass, Vote 4-0

Senator Foster for the committee.

HB 486, relative to access to child support enforcement records.

Ought to Pass, Vote 4-0

Senator Foster for the committee.

HB 495, relative to unauthorized access to a wireless computer network.

Inexpedient to Legislate, Vote 5-0

Senator Foster for the committee.

HB 749, (New Title) relative to the description in a criminal complaint of the party accused.

Re-refer to committee, Vote 4-0

Senator Peterson for the committee.

TRANSPORTATION

HB 509, relative to access to motor vehicle records.

Ought to pass with amendment, Vote 3-0

Senator Kenney for the committee.

WAYS & MEANS

HB 107, relative to bingo.

Re-refer to committee, Vote 5-0

Senator D'Allesandro for the committee.

HB 108, (New Title) relative to the adoption of an optional veterans' property tax credit.

Re-refer to committee, Vote 5-0

Senator Odell for the committee

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

Ought to pass with amendment, Vote 5-0

Senator Clegg for the committee.

HB 261, relative to lucky 7 licenses.

Ought to pass with amendment, Vote 5-0

Senator Boyce for the committee.

HB 262, relative to operators of bingo and games of chance.

Ought to pass with amendment, Vote 5-0

Senator Boyce for the committee.

HB 424, (New Title) relative to a net asset qualification for the elderly property tax exemption, and clarifying certain references in property tax exemptions.

Inexpedient to Legislate, Vote 5-0

Senator Gallus for the committee.

HB 455, relative to residency requirements for disabled persons applying for a tax deferral of property taxes.

Inexpedient to Legislate, Vote 5-0

Senator Odell for the committee

HB 466, relative to the adoption procedure for property tax exemptions and credits.

Inexpedient to Legislate, Vote 5-0

Senator Odell for the committee

HB 467, (New Title) allowing towns or cities to increase the property tax credit for service-connected total disability, and relative to the date for filing for exemptions and tax credits.

Inexpedient to Legislate, Vote 5-0

Senator Gallus for the committee.

HB 558, relative to financial reports on bingo and lucky 7 operations.

Ought to pass with amendment, Vote 5-0

Senator Clegg for the committee.

HB 752, relative to the distribution of business tax revenues to the education trust fund.

Inexpedient to Legislate, Vote 5-0

Senator Boyce for the committee.

HB 773, establishing a committee to study a tuition tax credit program.

Ought to pass with amendment, Vote 5-0

Senator D'Allesandro for the committee.

WILDLIFE & RECREATION

HB 748, (New Title) making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system.

Ought to pass with amendment, Vote 4-0

Senator Sapareto for the committee.

AMENDMENTS

Capital Budget
May 29, 2003
2003-1852s
10/09

Amendment to HB 25-FN-A

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

1 Capital Appropriations. The sums hereinafter detailed are hereby appropriated for the projects specified to the departments, agencies, and branches named:

I. Adjutant General.

A. Armory Renovations	\$ 300,000
B. STARC Armory - Concord	9,033,100
Less Federal	- 6,774,825
Net state appropriation subparagraph B	2,258,275
C. Armory Kitchen Expansions	975,000
Less Federal	- 731,250
Net state appropriation subparagraph C	243,750
D. Joint Service Training Facility Design	3,388,700
Less Federal	- 3,388,700
Net state appropriation subparagraph D	0
Total state appropriation paragraph I	\$ 2,802,025

II. Department of Administrative Services.

A. Bureau of Court Facilities.

1. Architectural and Engineering - Hampton District Court.	\$ 165,000
Total state appropriation subparagraph A	165,000

B. Bureau of General Services.

1. 4 and 6 Hazen Drive - Upgrade Security	106,000
2. Renovate State Laboratory - Final Phase	1,500,000
3. 4 and 6 Hazen Drive - Install Fire Suppression System	806,000
4. Storrs Street Warehouse - Replace Leaky Roof	92,000
5. Londergan Hall - Replace Elevator	283,000
6. Londergan Hall - Replace Defective Flooring	101,000
7. State House Annex - Replace Defective Flooring	531,000
8. State House and State House Annex - Install Emergency Generator	381,000
9. State House Annex - Replace Freight Elevator	286,000
10. 18 State Owned Buildings - Asbestos and Hazardous Material Survey	152,000
11. Monadnock Mill - Repair Building Foundation	140,000
12. Site and Design Parking Garage - Executive/Legislative	200,000
13. New Hampshire Hospital Campus - Redevelopment Plan	100,000
Total state appropriation subparagraph B	4,678,000

C. Financial Data Management.

1. Campus Wiring	1,525,000
2. Enterprise Resource Planning	15,000,000
Total state appropriation subparagraph C	16,525,000
Total state appropriation paragraph II	\$ 21,368,000

III. Community-Technical College System.

A. Library Expansion - Academic Program Support - Stratham	\$ 2,373,000
B. Library Addition - Design and Build - Claremont	125,000
C. Ventilation - Berlin	307,000
D. Student Residence Hall Rehabilitation -NHTI	270,000
E. New Academic Building – Laconia	8,550,000
F. MacRury Hall Addition – Dental Facility	1,500,000
G. Critical Repairs	1,252,000
H. Christa McAuliffe Planetarium – Alan B. Shepard Memorial Wing	6,200,000
Less Federal	- 4,900,000
Net state appropriation subparagraph H	1,300,000
Total state appropriation paragraph III	\$ 15,677,000

No state funds may be expended for the Shepard memorial wing project in subparagraph H until all the federal funds for the project have been received.

IV. Department of Education.

A. Regional Career and Technical Education Center Match - Portsmouth	\$ 4,500,000
B. Regional Career and Technical Education Center Match – Berlin	1,676,000
C. Regional Career and Technical Education Center Match – Nashua	4,500,000
Total state appropriation paragraph IV	\$ 10,676,000

V. Department Of Environmental Services.

A. Hazardous Waste Superfund Match	1,805,000
B. Drinking Water SRF Matching Funds	4,668,320
C. Wastewater SRF Matching Funds	7,744,208
D. Estuary Wastewater Project	1,000,000
Total state appropriation paragraph V	\$ 15,217,528

VI. Department of Health and Human Services.

A. Update Sprinkler System - Glencliff	\$ 88,000
Total state appropriation paragraph VI	\$ 88,000

VII. Liquor Commission.

A. Administration Building Life Safety	\$ 128,000
B. Build New Store – Keene	2,000,000
Total state appropriation paragraph VII	\$ 2,128,000

The sum appropriated in subparagraph B for the new store in Keene shall not be spent, obligated, or encumbered until the commission has received approval of the plan from the capital budget overview committee.

VIII. Department Of Resources and Economic Development.

A. Replace Septic Systems - Franconia	\$ 250,000
B. Replace Bath House and Septic Pump – Pawtuckaway	250,000
C. Replace Toilet/Shower Building – Bear Brook	250,000
D. Mount Washington Electrification	2,000,000
Less Park Fund *	- 2,000,000
Net state appropriation subparagraph D	0
E. Monadnock Campground Renovation	980,000
F. Statewide Radio System	575,200
Less Federal	- 100,000
Net state appropriation subparagraph F	475,200
Total state appropriation paragraph VIII	\$ 2,205,200

* To provide funds for the appropriation of State Park Funds made in subparagraph D the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$2,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the state park fund established in RSA 216-A:3-i.

IX. Department of Safety.

A. Lab Expansion	\$ 390,600
Total state appropriation paragraph IX	\$ 390,600

X. Department of State.

A. Archives Addition – Design	\$ 300,000
Total state appropriation paragraph X	\$ 300,000

XI. Department Of Transportation.

A. 5 – 10 Percent Match for FAA Projects	\$ 3,515,000
B. Public Transit Bus Replacement Match	200,000
Total state appropriation paragraph XI	\$ 3,715,000

XII. Veterans Home.

A. Upgrade Fire Safety and Renovation Project	\$ 2,571,000
Less Federal	- 1,671,150
Net state appropriation subparagraph A	899,850
Total state appropriation paragraph XII	\$ 899,850

The fire safety and renovation project in subparagraph A shall include the purchase of a sander truck.

Total state appropriation section 1\$75,467,203

2 Appropriation; Fish and Game Department. The sums hereinafter detailed are hereby appropriated for the projects specified:

A. Hatchery System Modernization	\$ 2,000,000
B. Dam Reconstruction and Repair	<u>100,000</u>
Total state appropriation section 2	\$ 2,100,000

3 Appropriation; Department of Safety and Department of Transportation. The sums hereinafter detailed are hereby appropriated for the projects specified:

I. Department Of Safety.

A. Finish Second Floor of DMV Building - Hazen Drive	\$ 370,000
B. Addition to DMV Building on Hazen Drive	3,900,000
C. Lab Expansion	167,400
D. Finish Troop D First Floor	589,000
Less Other	<u>- 111,910</u>
Net state appropriation subparagraph D	<u>477,090</u>
Total state appropriation paragraph I	\$ 4,914,490

The sum appropriated in subparagraph B for the DMV Building addition shall not be spent, obligated, or encumbered until the department has received approval of the plan from the capital budget overview committee.

II. Department Of Transportation.

1. Patrol and Salt Sheds - Statewide	\$ 4,132,000
2. Garage and Material Lab Equipment	500,000
3. Antrim Rest Area Replacement - Design and Right-of-Way	<u>100,000</u>
Total state appropriation paragraph II	\$ 4,732,000

III. Department of Administrative Services, Financial Data Management.

1. Enterprise Resource Planning	\$ 3,800,000
Total state appropriation paragraph III	\$ 3,800,000
Total state appropriation section 3	\$ 13,446,490

4 Expenditures; General. The appropriation made for the purpose mentioned in sections 1, 2, 3, and 11 and the sums available for those projects shall be expended by the trustees, commissions, commissioner, or department head of the institutions and departments referred to herein; provided that all contracts and projects and plans and specifications therefor shall be awarded in accordance with the provisions of RSA 228.

5 Land Acquisition. Any land acquired under the appropriations made in sections 1, 2 and 3 of this act, if any, as may be acquired under the appropriation except such land if any as may be acquired for the water resources board, shall be purchased by the commissioner of the department of transportation with the approval of governor and council.

6 Bond Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$91,013,693 and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

7 Payments.

I. The payment of principal and interest on bonds and notes issued for the projects in section 1 shall be made when due from the general funds in the state.

II. The payment of principal and interest on bonds issued for the projects in:

- (a) Section 2 of this act shall be made from the fish and game fund.
- (b) Section 3 of this act shall be made from the highway fund.

8 Powers of Governor and Council. The governor and council are hereby authorized and empowered:

I. To cooperate with and enter into such agreements with the federal government, or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

II. To accept any federal funds which are, or become available for any project under sections 1, 2, 3, and 11 beyond the estimated amounts. The net appropriation of state funds for any project for which such additional federal funds are accepted shall be reduced by the amount of such additional funds, and for projects under sections 1, 2, and 3 the amount of bonding authorized by section 6 shall be reduced by the same amount.

9 Transfers. The individual project appropriations provided in sections 1, 2, 3, and 11 of this act shall not be transferred or expended for any other purposes; provided that if there is a balance remaining after an individual project is completed and accepted, said balance or any part thereof may be transferred by governor and council, to any other individual project or projects within the same section and from the same funding source, provided that prior approval of the capital budget overview committee is obtained.

10 Reduction of Appropriation and Bonding Authority. If the net appropriation of state funds for any project provided for by sections 1, 2, 3, and 11 is determined on the basis of an estimate of anticipated federal, local, or other funds, and if the amount of such funds actually received or available is less than said estimate, then the total authorized cost for such projects and the net appropriation of state funds thereof shall be reduced by the same proportion as the proportion by which federal, local, or other funds are reduced. The amount of bonding authorized by section 6 shall be reduced by the amount that the appropriation in sections 1, 2, and 3 of state funds is reduced pursuant to this section.

11 Capital Appropriation; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. The sum of \$30,264,597 is hereby appropriated to the department of health and human services for the purpose of the construction of a new architecturally secure facility for committed and detained juveniles on the grounds of the youth development center.

II. The source of funds for the project shall be as follows:

(a) \$10,925,000 in federal funds from the Violent Offender Incarceration/ Truth-in-Sentencing (VOI/TIS) grant program; and

(b) \$19,339,597 from the proceeds from bonds issued pursuant to section 12.

III. The remainder of the funding for this project is provided by the \$2,475,000 balance of the \$13,400,000 federal funds from the VOI/TIS grant program, which amount was previously accepted by the department and is budgeted in PAU 05, 01, 14, 06, 01 of the 2004 – 2005 operating budget, and \$260,000 from an original \$1,000,000 capital appropriation authorized for use by the department as state match for the VOI/TIS grant by the long range capital planning and utilization committee, as provided in 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15; and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII.

IV. The department shall submit the programs and design development drawings which include cost estimates, design criteria, and square footage requirements for the project to the capital budget overview committee as soon as possible on or after the effective date of this act.

V. The appropriations in this section shall not lapse until July 1, 2007.

12 Bonds Issued; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. To provide funds for the appropriation made in section 11, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$19,339,597 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A; provided the cumulative bonds or notes shall not be issued in excess of:

(a) \$9,339,597 in the biennium ending June 30, 2005.

(b) \$19,339,597 in the biennium ending June 30, 2007.

II. Payments of principal and interest on the bonds and notes authorized in paragraph I shall be made from the general fund of the state.

13 Purpose Amended; Appropriation Reduced; YDC New Facility Design. Amend 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15, and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, to read as follows:

D. Construction and Renovations – YDC, <i>New Facility Design</i>	[\$1,000,000]	<i>\$260,000</i>
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14 Capital Budget; 1997 Total Adjusted. Amend 1997, 349:8 as amended by 1999, 226:25 to read as follows:

349:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$68,178,937]~~ ***\$67,438,937*** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

15 Capital Budget; 1997 Section 1 Total Adjusted. Amend 1997, 349:1, total state appropriation section 1, as amended by 1999, 226:28, to read as follows:

Total state appropriation section 1	[\$52,318,937]	<i>\$51,578,937</i>
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16 Capital Appropriation Reduced; Totals Adjusted. Amend 1999, 226:1, XV, D, as extended by 2001, 202:28, LXI, and the total state appropriation paragraph XV and the total state appropriation section 1, to read as follows:

D. Phase I – preparation for agency networking *	[225,000]	<i>217,128</i>
Total state appropriation paragraph XV	[\$ 707,000]	<i>\$699,128</i>
Total state appropriation section 1	[\$ 41,311,314]	<i>\$41,303,442</i>

17 Purposes Amended; Appropriations Reduced. Amend 2001, 202:1, XV, A and B to read as follows:

A. King Cottage Renovations - Const. YDS	[\$415,000]	<i>\$23,275</i>
B. ADA Compliance and Sprinkler/Fire Detection - Const.	[500,000]	<i>0</i>

18 Total Adjusted. Amend 1999, 226:8 and amended by 2000, 132:4 to read as follows:

226:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$60,025,314]~~ ***\$60,479,567*** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

19 Total State Appropriation Adjusted.. Amend the total state appropriation section 1 of 2001, 202:1, as amended by 2002, 26:11 and 2002, 244:3, to read as follows:

Total state appropriation section 1	[\$55,021,200]	<i>\$54,129,475</i>
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20 Total Adjusted; Bonds Authorized. Amend 2001, 202:8, I, as amended by 2002, 26:12 and 2002, 244:4, to read as follows:

I. To provide funds for the total of the appropriations of state funds made in sections 1, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$73,101,700]~~ ***\$72,209,975*** and for said purposes may issue bonds and notes in the names and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

21 Walker Building; Payment of Bonds and Notes. Amend 2000, 283:2, II to read as follows:

II. To provide funds for the appropriation made in paragraph I, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$12,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. ~~[Payments of principal and interest on the bonds and notes shall be made from rents to be paid by non-general fund agencies occupying the Walker building. The bonds shall be 20-year bonds.]~~ ***The payment of principal and interest on the bonds and notes under this paragraph shall be a direct charge against the rents paid by state agencies occupying the Walker building to the extent available. To the extent that rents are insufficient for the payment of principal and interest, the remaining payment shall be a charge against general funds of the state.***

22 Appropriation for Walker Building Operation. The sum of \$165,000 is hereby appropriated to the department of administrative services for the fiscal year ending June 30, 2004 for the purpose of the opera-

tion of the Walker building facilities while state agencies are relocating to the Walker building from leased space. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

23 Capital Appropriation Increased. Amend 2001, 202:16 to read as follows:

202:16 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Addition to Student Center; Concord.

I. The sum of [~~\$1,500,000~~] **\$2,300,000** is appropriated to the department of regional community-technical colleges for the purpose of the construction of an addition to the Dr. Goldie Crocker Wellness Center on the Concord campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of [~~\$1,500,000~~] **\$2,300,000** and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the technical institute private fund.

24 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Student Residence Hall; Berlin.

I. The sum of \$1,600,000 is appropriated to the department of regional community-technical colleges for the purpose of the construction of a student residence hall on the Berlin campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$1,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the student residence fees.

25 Purpose Amended; Adjutant General. Amend 2001, 202:1, I, B to read as follows:

B. Reroofing Plymouth and Franklin Armories, *and*

Armory Renovations Statewide	410,000
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26 Purpose Amended; State Rail Lines; Department of Transportation. Amend 2001, 202:1, XIII, B as amended by 2002, 26:9 to read as follows:

B. Repair State Rail Lines *and Design Lowell to Nashua*

Commuter Rail	[600,000]	1,500,000
Less Federal	[-300,000]	<u>-1,200,000</u>
Net state appropriation subparagraph B	300,000	

27 Purpose Amended; 1991 Appropriation; Port Authority. Amend 1991, 351:5, as amended by 1992, 260:20, 1994, 204:1, 2000, 15:1 and 2000, 292:10 to read as follows:

351:5 Appropriation; Port Authority. The expansion of the Port of Portsmouth funded in this section shall include an 11-acre expansion of the north yard of the port, the construction of a 750-foot pier, dredging projects including associated mitigation to maintain channels and harbor, a hydrodynamic study of Hampton and Seabrook, renovation of any commercial fish piers that may be transferred to the port authority, and the rip-rap project on River Street in Seabrook. The sums hereinafter detailed are hereby appropriated for the project specified:

A. Port of Portsmouth Expansion	\$18,300,000
Total state appropriation section 5	\$18,300,000

(The funds appropriated in subparagraph A for the Port of Portsmouth expansion shall not be expended, encumbered, or obligated in any way unless an action plan, which shall include construction documents, prepared by the New Hampshire Port Authority shall be approved by the capital budget overview committee, the fiscal committee, and the governor and council. \$1,500,000 of the total amount appropriated herein is hereby released for the purpose of final design and bid documents. \$1,800,000 of the total amount appropriated is designated for wetland mitigation. \$400,000 of the total amount appropriated is designated for the Hampton-Seabrook hydrodynamic study. The remaining \$14,600,000 is designated for construction, renova-

tion, and dredging projects including associated mitigation. This appropriation shall be nonlapsing until the project is completed. The New Hampshire Port Authority shall not encumber, obligate, or expend any funds from this appropriation for renovation or dredging projects without the prior approval of the capital budget overview committee. The total amount that may be expended for renovation and dredging projects including associated mitigation shall not exceed a total of \$1,000,000. ***In addition, for the biennium beginning July 1, 2003, the sum of \$1,000,000 shall be expended for the dredging of Hampton – Seabrook harbor; provided that the Army Corps of Engineers takes responsibility for completion and funding of future harbor dredging projects.***)

28 Purpose Amended; Pease Development Authority; Ports and Harbors. Amend 1999, 226:1, XI, A to read as follows:

A. Building improvements; <i>Design, Engineering, and Permitting</i> <i>for Relocation of Office and Scale House</i>	\$ 320,000
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29 Capital Appropriation Increased; Conway Rest Area. Amend 1999, 226:4, I, F to read as follows:

F. Conway rest area	[500,000]	<i>962,125</i>
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30 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, I total state appropriation paragraph I to read as follows:

Total state appropriation paragraph I	[\$ 7,625,000]	<i>\$ 8,087,125</i>
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31 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, total state appropriation section 4 to read as follows:

Total state appropriation section 4	[\$8,819,000]	<i>\$9,281,125</i>
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32 Appropriation Purpose Amended. Amend 2001:202:1, IX, A to read as follows:

A. Patient Res. ADA & Fire Sys/Transitional Housing – State Office Park South <i>and Burbank Replacement</i>	\$433,750
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33 Lapse Dates Extended to June 30, 2005. The following appropriations are hereby extended to June 30, 2005:

I. The appropriation made to the adjutant general in 1999, 226:1, I, C, as extended by 2001, 202:28, XLVII, for renovation of state armories.

II. The appropriation made to the adjutant general in 2001, 202:1, I, A, as amended by 2002, 239:5, for armory renovations - statewide.

III. The appropriation made to the adjutant general in 2001, 202:1, I, B, as amended by section 21 of this act, for reroofing Plymouth and Franklin armories and armory renovations - statewide.

IV. The appropriation made to the adjutant general in 2001, 202:1, I, C, for army aviation support facility construction – Concord.

V. The appropriation made to the department of administrative services in 2000, 283:2, as extended by 2001, 202:28, X, for renovation to the Walker building.

VI. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 12, as extended by 1999, 226:32, XXII and 2001, 202:28, XII for emergency repairs, contingency fund.

VII. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 13, as extended by 1999, 226:32, XXIII and 2001, 202:28, XIII for the life safety, renovations – health and human services building.

VIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 1, for state laboratory – complete HVAC repairs.

IX. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 2, for E-911 install ventilation unit.

X. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 6, for state house annex – upgrade elevators.

XI. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 7, for 6 Hazen drive – replace state laboratory roof.

XII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 8, for state house – upgrade elevators.

XIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 9, for state house – repoint exterior granite and caulk windows.

XIV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 11, for state house annex – mailroom lift.

XV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 13 for Storrs street garage – parking garage repairs.

XVI. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 1, for Carroll county courthouse construction.

XVII. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 2, for roof – Nashua district court.

XVIII. The appropriation made to the department of administrative services, in 2001, 130:14, I, for information technology projects.

XIX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 2, as extended by 2001, 202:28, VIII, for state lab electrical wiring/panel replacement.

XX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 8, as extended by 2001, 202:28, XIV, for executive/legislative budget system.

XXI. The appropriation made to the community-technical college system in 1999, 226:1, IV, C, as extended by 2001, 202:28, XLVIII, for maintenance/critical repairs.

XXII. The appropriation made to the community-technical college system in 2001, 202:1, IV, A, for system maintenance – statewide.

XXIII. The appropriation made to the community technical college system in 2001, 202:1, IV, C, for new academic building design – Laconia.

XXIV. The appropriation made to the community-technical college system in 2001, 202:1, IV, D, mezzanine instruction renovation – Manchester.

XXV. The appropriation made to the community-technical college system in 2001, 202:1, IV, E, for computer system upgrades.

XXVI. The appropriation made to the community-technical college system in 2001, 202:1, IV, F, for mobile equipment center design/child care – Berlin.

XXVII. The appropriation made to the community-technical college system in 2001, 202:1, IV G, for student residence – Berlin design.

XXVIII. The appropriation made to the community-technical college system in 2001, 202:16, I, as amended by section 23 of this act, for addition to student center – Concord.

XXIX. The appropriation made to the community-technical college system in 2001, 202:1, IV, H, Christa McAuliffe Planetarium-Alan B. Shepard memorial wing.

XXX. The appropriation made to the community-technical college system in 2001, 130:14, VI, for information technology project.

XXXI. The appropriation made to the community-technical college system in 2001, 158:73, for Claremont computer system upgrades.

XXXII. The appropriation made to the department of environmental services in 1989, 367:1, IV, A, 1, as extended by 1991, 351:27, II (g), 1992, 149:2, I, 1993, 359:20, I, 1995, 309:33, I, and 2001, 202:28, LI, for upgrading state-owned flood retardation structures at small watershed program sites.

XXXIII. The appropriation made to the department of environmental services in 1995, 309:1, VI, C, as extended by 1997, 349:34, XXI and 2001, 202:28, LII, for the superfund program.

XXXIV. The appropriation made to the department of environmental services in 1997, 349:1, VI, A, as extended by 1999, 226:32, XXIX, and 2001, 202:28, LIV, for the wastewater state revolving fund match.

XXXV. The appropriation made to the department of environmental services in 1997, 349:1, VI, B, as extended by 1999, 226:32, XXX, and 2001, 202:28, LV, for the drinking water state revolving fund match.

XXXVI. The appropriation made to the department of environmental services in 1999, 226:1, VII, A, as extended by 2001, 202:28, LVII, for the drinking water state revolving match.

XXXVII. The appropriation made to the department of environmental services in 1999, 226:1, VII, B, as extended by 2001, 202:28, LVIII, for the wastewater state revolving fund match.

XXXVIII. The appropriation made to the department of environmental services in 1999, 226:1, VII, C, as extended by 2001, 202:28, LIX, for the hazardous waste superfund match.

XXXIX. The appropriation made to the department of environmental services in 1999, 226:1, VII, D, as extended by 2001, 202:28, L, for the storage building for emergency response equipment.

XL. The appropriation made to the department of environmental services in 2001, 202:1, VIII, A, for the drinking water state revolving fund matching funds.

XLI. The appropriation made to the department of environmental services in 2001, 202:1, VIII, B, for the wastewater state revolving fund matching funds.

XLII. The appropriation made to the department of environmental services in 2001, 130:14, III for information technology projects.

XLIII. The appropriation made to the fish and game department in 2001, 202:3, A, for statewide fish hatchery capital improvement study.

XLIV. The appropriation made to the fish and game department in 1999, 226:3, A, as extended by 2001, 202:28, LXIII, for broodfish facility – Milford.

XLV. The appropriation made to the fish and game department in 1999, 226:3, B, as extended by 2001, 202:28, LXIV, for repair and replace fish rearing containers.

XLVI. The appropriation made to the fish and game department in 1999, 226:3, C, as extended by 2001, 202:28, LXV for water line repair/replacement.

XLVII. The appropriation made to the fish and game department in 1999, 226:3, E, as extended by 2001, 202:28, LXVI, and as amended by 2002, 133:2, for Barry conservation camp building replacement.

XLVIII. The appropriation made to the fish and game department in 1995, 309:3, A and B, as extended by 1997, 349:34, XXXV, 1999, 226:32, XLIV, and 2001, 202:28, LXVIII, for roof repairs and concrete repair/replacement – hatcheries.

XLIX. The appropriation made to the department of health and human services in 1995, 309:1, VII, B, I, as extended by 1997, 349:34, XXIII, 1999, 226:32 XI, and 2001, 202:28, XL, for RSA 171-B, for mentally retarded criminal offenders.

L. The appropriation made to the department of health and human services in 1999, 226:1, VIII, A, as extended by 2001, 202:28, XLII, for laboratory safety improvements.

LI. The appropriation made to the department of health and human services in 1999, 226:1, VIII, F, as extended by 2001, 202:28, XLIII, for Laconia developmental services campus-designated receiving facility renovations-developmental services.

LII. The appropriation made to the department of health and human services in 1999, 226:1, VIII, H, as extended by 2001, 202:28, XLIV, for information technology.

LIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, A, as amended by section 30 of this act, for patient residence, ADA and fire system/ transitional housing and Burbank replacement.

LIV. The appropriation made to the department of health and human services in 2001, 202:1, IX, B, for asbestos abatement – state office park south.

LV. The appropriation made to the department of health and human services in 2001, 202:1, IX, E, as amended by 2002, 244:2, for Laconia MR offenders new building.

LVI. The appropriation made to the department of health and human services in 2001, 202:1, IX, F, patient care network.

LVII. The appropriation made to the department of health and human services in 2001, 202:1, IX, G, for laboratory information tracking system.

LVIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, H, for bridges enhancement.

LIX. The appropriation made to the department of health and human services in 2001, 202:1, IX, I, for DFA new heights enhancements.

LX. The appropriation made to the department of health and human services in 2001, 202:1, IX, J, for public health laboratories replacement equipment.

LXI. The appropriation made to the department of health and human services in 2001, 130:14, IV, for information technology projects.

LXII. The appropriation made to the department of youth development services in 1997, 349:1, XVI, D, as amended by 1997, 351:68, 1998, 372:2, 3, 1999, 226:15, and section 13 of this act, as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, for construction and renovations – YDC new facility design.

LXIII. The appropriation made to the department of youth development services in 1999, 226:1, XV, D, as amended by section 16 of this act, and as extended by 2001, 202:28, LXI, for phase I preparation for agency networking.

LXIV. The appropriation made to the youth development services in 2001, 202:1, XV, A, as amended by section 17 of this act, for King cottage renovations – construction – YDS.

LXV. The appropriation made to the youth development services in 2001, 202:1, XV, B, as amended by section 17 of this act, for ADA compliance and sprinkler/fire detection – construction.

LXVI. The appropriation made to the judicial branch in 2001, 130:14, VII, for information technology projects.

LXVII. The appropriation made to the supreme court in 2001, 202:1, XII, A, for computer system upgrade.

LXVIII. The appropriation made to the liquor commission in 2001, 202:1, X, A, for renovation store #38 and parking lot – Portsmouth.

LXIX. The appropriation made to the liquor commission in 2001, 202:1, X, B, for renovation store #34 – Salem and new HVAC.

LXX. The appropriation made to the department of resources and economic development in 1999, 226:1, XII, A, C, D, E, as extended by 2001, 202:28, V, for ADA compliance for parks facilities, new toilet facilities–Hampton, septic gray water system-Mount Washington, and install power-Crawford Notch.

LXXI. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, B, for exterior repairs, roofing – statewide.

LXXII. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, C, for road repairs/parking lot maintenance - statewide.

LXXIII. The appropriation made to department of safety in 1999, 226:4, II, B, as extended by 2001, 202:28, XXVII, for paving and roofing at troop/stations.

LXXIV. The appropriation made to the department of safety in 2001, 202:4, I, B, for radio system – county tie-in.

LXXV. The appropriation made to the department of transportation in 1993, 359:1, XII, A, 1, as extended by 1994, 171:1, 1996, 215:3, III, 1997, 349:34, X, 1999, 226:32, IV, and 2001, 202:28, XXIX, for land acquisition for navigation beacons.

LXXVI. The appropriation made to the department of transportation in 1999, 226:1, XIII, C, as extended by 2001, 202:28, XXXIII, for acquisition for railroad and airport properties.

LXXVII. The appropriation made to the department of transportation in 1999, 226:4, I, F, as extended by 2001, 202:28, XXXVI, and as amended by section 29 of this act, for Conway rest area.

LXXVIII. The appropriation made to the department of transportation in 2001, 202:1, XIII, B, as amended by 2002, 26:9 and section 26 of this act, for repair state rail lines and design Lowell to Nashua commuter rail.

LXXXIX. The appropriation made to the department of transportation in 2001, 202:1, XIII, C, ADA compliance projects – state parks, Hayes building restrooms, New Hampshire hospital.

LXXX. The appropriation made to the department of transportation in 2001, 202:1, XIII, D, for public transit bus replacement.

LXXXI. The appropriation made to the department of transportation in 2001, 202:4, II, C, for replacement of shop cranes – mechanical services - statewide.

LXXXII. The appropriation made to the department of transportation in 2001, 202:4, II, D, as amended by 2002, 106:1, for new garage and testing lab facility.

LXXXIII. The appropriation made to the New Hampshire veterans home in 2001, 202:1, XIV, B, for parker tubs.

LXXXIV. The appropriation made to the department of education in 2001, 202:1, VII, A for education statistics system.

LXXXV. The appropriation made to the department of education in 2001, 202:1, VII, B for grants management.

LXXXVI. The appropriation made to the department of education in 2001, 202:1, VII, C for vocational rehabilitation case management system.

LXXXVII. The appropriation made to the department of education in 2001, 202:1, VII, D for career development system.

LXXXVIII. The appropriation made to the department of education in 2001, 202:1, VII, E for regional vocational center instruction – Keene.

LXXXIX. The appropriation made to the department of education in 2001, 202:1, VII, F for regional vocational center – Nashua.

XC. The appropriation made to the department of education in 2001, 130:14, II for information technology projects.

XCI. The appropriation made to the department of education in 1999, 226:1, VI, A for computer applications expansion replacement.

XCII. The appropriation made to the department of revenue administration in 2001, 130:14, IX, for information technology projects.

XCIII. The appropriation made to the New Hampshire port authority in 1999, 226:1, XI, A, as amended by section 28 of this act, for building improvements and design, engineering, and permitting for relocation of office and scale house.

34 Effective Date.

I. Section 33 of this act shall take effect June 30, 2003.

II. The remainder of this act shall take effect July 1, 2003.

Senate Ways and Means

May 28, 2003

2003-1845s

09/01

Amendment to HB 173

Amend RSA 78-A:6-a, II as inserted by section 1 of the bill by replacing it with the following:

II. Gratuity charges added to the charge for a taxable meal or taxable room shall not be taxed under this chapter if:

(a) The gratuity is not used by the operator in lieu of the tipped employee minimum wage requirements of RSA 279:21, or as a pool from which bonuses are paid to managerial personnel;

(b) The gratuity is paid to the service personnel providing the service for which the gratuity is charged;

(c) The amount of the gratuity does not exceed 18 percent of the charge for the taxable meal and/or rent imposed on each occupancy;

(d) The gratuity exceeds the percentage specified in subparagraph (c) and the amount is not separately stated, the exception from tax shall be limited to the percentage enumerated and the additional gratuity shall be subject to tax; and

(e) The payroll or other business records of the operator substantiate the distribution of the gratuity to the service employees as a payment that does not supplement wages or is not in lieu of wages.

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

2 Collection of Tax. Amend RSA 78-A:7, I to read as follows:

I. **(a)** The operator shall either state the amount of the tax to each occupant, purchaser of a meal, or renter, or state that the tax is included in the price of the occupancy, meal, or gross rental receipts received. ***If the amount of the gratuity is not separately stated, the purchaser's or occupant's contract or receipt shall include the following language:***

"The 8 percent tax on meals and rooms is included for the costs of meals and lodging only."

(b) The operator shall demand and collect the tax from the occupant, purchaser, or renter. The occupant, purchaser, or renter shall pay the tax to the operator. If the tax is included in the price of the meal, occupancy, or gross rental receipts received, upon request the operator shall state to the purchaser, occupant, or renter the amount of the tax.

**Senate Judiciary
May 29, 2003
2003-1901s
10/09**

Amendment to HB 175

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

1 State Bar Association Membership Vote Required. The board of governors of the New Hampshire Bar Association, at the first election of officers following the effective date of this section, shall place on the ballot with the election of officers of the Association, the following question: "Shall membership in the New Hampshire Bar Association be required for all attorneys licensed to practice in this state?"

2 New Subdivision; State Bar Association. Amend RSA 311 by inserting after section 7-f the following new subdivision:

State Bar Association

311:7-g Bar Association Legislative Activities.

I. The New Hampshire Bar Association, if membership is mandatory for attorneys, shall be prohibited from using any part of dues paid by its members for the purpose of lobbying or influencing the general court on any matter.

II. If membership in the New Hampshire Bar Association is mandatory for attorneys, no person shall be permitted to engage in legislative activities on behalf of the New Hampshire Bar Association for the purpose of lobbying or influencing the general court on any matter.

III. Nothing in the section shall prevent officers and members of the Bar Association from appearing before the general court to express their views as individuals, as members of voluntary associations, or as representatives of clients, or from being elected and serving as members of the general court.

IV. Any member of the New Hampshire Bar Association, if membership is mandatory for attorneys, may refuse to pay that portion of the Bar Association dues that are used for political purposes.

311:7-h Severability. If any provision of this subdivision or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provisions or application, and to this end the provisions of this subdivision are severable.

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

2003-1901s

AMENDED ANALYSIS

This bill requires a vote by licensed attorneys on the requirement for mandatory membership in the New Hampshire Bar Association. The bill also defines when the New Hampshire Bar Association may lobby the general court.

Senate Judiciary
May 28, 2003
2003-1847s
04/05

Amendment to HB 204

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

2 Delinquent Children; Petition. Amend RSA 169-B:6, I to read as follows:

I. Any person may file a petition, alleging the delinquency of a minor, with a judge or clerk of the court in the judicial district in which the minor is found or resides ***or where the offense is alleged to have occurred.*** The petition shall be in writing and verified under oath.

Senate Executive Departments and Administration
May 29, 2003
2003-1900s
04/09

Amendment to HB 222

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

AN ACT making changes to the management of personnel within the department of corrections and relative to the special school district within the department of corrections.

Amend the bill by deleting sections 2-3 and renumbering the original sections 4-5 to read as 2-3, respectively.

2003-1900s

AMENDED ANALYSIS

This bill:

I. Requires the commissioner to exercise general oversight over the special department of corrections school district, and

II. Makes changes to the management of personnel within the department of corrections.

This bill is a request of the department of corrections.

Internal Affairs
May 28, 2003
2003-1854s
08/09

Amendment to HB 242

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

1 Assessing Standards Board. Amend RSA 21-J:14-a, II(e) to read as follows:

(e) Three members of the public appointed by the governor with the consent of the council, ***none of whom shall be an assessor nor a public official.***

2 New Subparagraph; Assessing Standards Board; Additional Members. Amend RSA 21-J:14-a, II by inserting after subparagraph (e) the following new subparagraph:

(f) Three members appointed by the governor with the consent of council, one of whom shall be a municipal official for a town with a population of less than 5,000; one of whom shall be a municipal official for a town with a population of more than 5,000; and one of whom shall be a municipal official for a city. Each member shall hold office for the term of such member's position for 2 years and until a successor shall have been appointed and qualified. Any vacancy shall be filled for the unexpired term by the governor with the consent of the council.

3 Assessing Standards Board; Powers and Duties. Amend RSA 21-J:14-b, II to read as follows:

II. All standards and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least 3 public forums annually through-

out the state to receive general comment through verbal and written testimony on assessing standards and practices. ***A quorum of the board shall not be required to hold such public forums.*** After the public forums are concluded and the board has made its recommended changes, in accordance with paragraph III, the board shall proceed to adopt any proposed rules.

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

Senate Judiciary

May 29, 2003

2003-1877s

05/09

Amendment to HB 248

Amend RSA 169-B:34, III as inserted by section 1 of the bill by replacing it with the following:

III.~~[(a)]~~ At any time after the ~~[arrest]~~ ***diversion or arraignment*** of a juvenile ~~[or the service of a juvenile petition]~~, the following information regarding the juvenile ~~[may]~~ ***shall*** be disclosed to the victim, upon the victim's request, by a law enforcement agency or the prosecution:

- (1) Name.
- (2) Age.
- (3) Address.
- (4) Gender.
- (5) Offense charged.
- (6) Custody status.

(7) Adjudicatory status and disposition.

~~[(b) The information under subparagraph (a) shall not be unreasonably withheld.]~~

Senate Ways and Means

May 28, 2003

2003-1855s

08/09

Amendment to HB 261

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 New Section; Payment to Distributor. Amend RSA 287-E by inserting after section 23 the following new section:

287-E:23-a Payment to Distributor. Licensees shall pay for purchased tickets no later than 30 days after delivery.

2003-1855s

AMENDED ANALYSIS

This bill allows the sweepstakes commission to issue lucky 7 licenses for up to one year.

This bill also requires payment of purchased tickets with 30 days of delivery.

Senate Ways and Means

May 28, 2003

2003-1857s

08/09

Amendment to HB 262

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

1 Operation of Games of Chance. Amend RSA 287-D:2-a, V(c) to read as follows:

(c) That neither the applicant nor any member of the charitable organization who will be participating in the operation of the games of chance has been convicted of ~~[any crime]~~ ***a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court,*** or has violated the statutes or rules governing charitable gambling.

2 Operation of Games of Chance. RSA 287-D:2-b, VI is amended to read as follows:

VI. No person who has been convicted of ~~[any criminal offense]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or who has violated any of the statutes or rules governing charitable gambling in the past in this or any other state shall operate a game of chance licensed under this chapter, or rent, lease, sublease, or otherwise provide any hall or game of chance paraphernalia for the conduct of games of chance licensed under this chapter.

3 License Applications. Amend RSA 287-E:5, V (c) to read as follows:

(c) That neither the applicant nor any member of the charitable organization who will be participating in the operation of the bingo games **and sale of lucky 7 tickets** has been convicted of ~~[any crime]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or has violated the statutes or rules governing charitable gambling.

4 Operation of Bingo Games and Sale of Lucky 7. Amend RSA 287-E:7, VI to read as follows:

VI. No person who has been convicted of ~~[any criminal offense]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or who has violated any of the statutes or rules governing charitable gambling in the past in this or any other state shall operate a bingo game **or participate in the sale of lucky 7 tickets** licensed under this chapter, or rent, lease, sublease, or otherwise provide any hall or bingo paraphernalia for the conduct of bingo licensed under this chapter.

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

Senate Finance

May 27, 2003

2003-1816s

01/09

Amendment to HB 280-FN

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

1 Purpose. The purpose of this act is the continuation of a statewide program for poison information that meets certification standards developed by the American Association of Poison Control Centers. The general court recognizes that the poison information center is an important emergency medical telephone service which complements and enhances the purposes of other emergency public health and safety efforts in New Hampshire.

2 Health and Human Services; Poison Information and Control. RSA 126-A:49 is repealed and reenacted to read as follows:

126-A:49 Poison Information and Treatment.

I. The commissioner shall develop or designate a statewide poison information center which meets certification standards developed by the American Association of Poison Control Centers. The poison information center so established and designated by the commissioner shall provide New Hampshire residents with information and emergency medical consultation on a daily, 24-hour basis. Funding for this program may be included in the budget for the department of health and human services. The commissioner shall file an annual report with the health and human services oversight committee established pursuant to RSA 126-A:13 as to whether the designated poison information center provides services in such manner as to ensure continued accreditation by the American Association of Poison Control Centers and on the department's efforts to identify and accept additional funds. The commissioner shall attempt to obtain and shall accept in the name of the state any and all donations, grants, or fees, both real and personal, from any governmental unit or public agency, or third-party payors, or from any institution, person, firm, or corporation given specifically for the purpose of funding this program and the commissioner shall receive, utilize, and dispose of all such donations and grants consistent with the purpose or conditions of the donation or grant. The health and human services oversight committee shall, no later than July 1, 2007, review the accreditation standards of the American Association of Poison Control Centers to determine whether it is appropriate to continue to require the poison information center to meet such standards.

II. The commissioner shall determine the annual cost for the poison information center under paragraph I; such cost to be decreased by the amount of funding raised by grants, fees, donations and other sources enumerated under paragraph I. The remaining costs up to \$150,000 per year shall be a charge against the enhanced 911 system fund, established in RSA 106-H:9, and shall be transferred by the state treasurer to the poison information center fund. The poison information center fund shall be continually appropriated to the department of health and human services and shall not lapse. The moneys in the fund shall not be used for any purpose other than the poison information center developed or designated pursuant to RSA 126-A:49.

3 New Subparagraph; State Treasurer; Poison Information Center Fund. Amend RSA 6:12, I by inserting after subparagraph (lllllllll) the following new subparagraph:

(mmmmmmmmmm) Moneys received under RSA 126-A:49, II, which shall be credited to the poison information center fund established in RSA 126-A:49, II.

4 Health and Human Services; Poison Information and Control. Amend RSA 125:9, IX to read as follows:

IX. Develop or designate a statewide ~~[program for]~~ poison information ~~[and treatment]~~ **center** under RSA 126-A:49 **by soliciting proposals and selecting a vendor.**

5 State Treasurer; 911 Fund. Amend RSA 6:12, I(vv) to read as follows:

(vv) Moneys received under RSA 106-H which shall be credited to the enhanced 911 system **fund and the poison information center** fund established in RSA 126-A:49, II.

6 Fund to Include Poison Control Program. Amend RSA 106-H:9, I to read as follows:

I. The enhanced 911 system shall be funded through a surcharge to be levied upon each residence and business telephone exchange line, including PBX trunks and Centrex lines, each individual commercial mobile radio service number, and each semi-public and public coin and public access line. No such surcharge shall be imposed upon more than 25 business telephone exchange lines, including PBX trunks and Centrex lines, or more than 25 commercial mobile radio service exchange lines per customer billing account. In the case of local exchange telephone companies, the surcharge shall be contained within tariffs or rate schedules filed with the public utilities commission and shall be billed on a monthly basis by each local exchange telephone company. In the case of an entity which provides commercial mobile radio service the surcharge shall be billed to each customer on a monthly basis and shall not be subject to any state or local tax; the surcharge shall be collected by the commercial mobile radio service provider, and may be identified on the customer's bill. Each local exchange telephone company or entity which provides commercial mobile radio service shall remit the surcharge amounts on a monthly basis to the enhanced 911 services bureau~~[- which shall be forwarded to the state treasurer for deposit in the enhanced 911 system fund].~~ **Of the amount collected, up to \$150,000 per year shall be deposited in the poison information center fund, established under RSA 126-A:49, II.** ~~[Such]~~ **The enhanced 911 system** fund shall be continually appropriated to the bureau and shall not lapse. The moneys in the account shall not be used for any purpose other than the development and operation of enhanced 911 services, in accordance with the terms of this chapter **and for the poison information center developed or designated pursuant to RSA 126-A:49, II.** Surcharge amounts shall be reviewed after the budget has been approved or modified, and if appropriate, new tariffs or rate schedules shall be filed with the public utilities commission reflecting the surcharge amount.

7 Initial Budget for Poison Information Center. For the purposes of initiating the budget for the poison information center, the commissioner of health and human services shall submit an initial budget to the legislative fiscal committee for final approval.

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

2003-1816s

AMENDED ANALYSIS

This bill establishes a funding mechanism to continue the statewide program for poison information and treatment which meets certification standards developed by the American Association of Poison Control Centers. The commissioner of the department of health and human services shall determine the annual cost for the center, which cost shall be decreased by donations, fees, grants and other sources under this bill, \$150,000 per year may be transferred from the enhanced 911 system fund to help defray the remainder of the cost for the center.

Senate Judiciary
May 29, 2003
2003-1878s
05/09

Amendment to HB 323

Amend RSA 2002, 250:3, II as inserted by section 1 of the bill by replacing it with the following:

II. Submit a [final] *preliminary* report to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2003, *and submit a final report on or before November 1, 2004*. The final report shall outline the findings and recommendations of the task force.

Capital Budget
May 27, 2003
2003-1823s
10/03

Amendment to HB 326

Amend the bill by replacing section 2 with the following:

2 New Section; Capital Budget; Review and Update. Amend RSA 9 by inserting after section 3-a the following new sections:

9:3-b Review and Update of Capital Budget. In the first year of each biennium the legislature shall review the 6-year capital budget and update the extended projects, and may approve new projects over the next 6 years. The general court intends that once a capital budget project has been approved it shall be funded through each phase of the project unless some extreme and significant event makes further funding inappropriate.

Amend the bill by replacing all after section 4 with the following:

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

2003-1823s

AMENDED ANALYSIS

This bill establishes a procedure for a 6-year capital budget for state capital improvement projects.

Senate Finance
May 27, 2003
2003-1798s
08/04

Amendment to HB 389

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

AN ACT relative to victim impact statements.

Amend the bill by deleting section 2 and renumbering the original section 3 to read as 2.

2003-1798s

AMENDED ANALYSIS

The bill provides that a victim of a crime or attempted crime may designate a representative to assist the victim in making an impact statement to the court and that the victim impact statement may include injuries, harm, or damages that were not fully determined or discovered at the time the information or indictment was filed.

Senate Insurance
May 27, 2003
2003-1829s
09/01

Amendment to HB 470

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

AN ACT relative to health insurance providers and establishing a committee to study current insurance market trends and insurance carrier non-payment discrimination.

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

2 Nondiscrimination Among Health Care Providers. Amend RSA 420-J:4, VI to read as follows:

VI. **(a)** Nothing in this section shall be construed to require a health carrier to select a health care professional as a participating provider solely because the health care professional meets the health carrier's credentialing verification standards, or to prevent a health carrier from utilizing separate or additional criteria in selecting the health care professionals with whom it contracts.

(b) The fact that a health carrier does not include in its network any hospital with which a health care professional holds privileges shall not be grounds to refuse to select a health care professional as a participating provider.

3 Committee Established. There is established a committee to study current insurance market trends and insurance carrier non-payment discrimination.

4 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the senate, appointed by the president of the senate.

(b) Three members of the house of representatives, appointed by the speaker of the house.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

5 Duties. The committee shall study current insurance market trends and insurance carrier non-payment discrimination. The committee shall study issues related to:

(a) The effect of lack of competition in the New Hampshire small group health insurance market.

(b) New Hampshire health insurance price trends relative to other states.

(c) Fairness in physician contracting, including whether statewide payment schedules utilized by major insurance companies are affecting access to specialty providers and access to health care in rural areas of the state.

(d) Profitability of major insurers in New Hampshire.

(e) The effect of insurance carrier non-payment discrimination and the impact of legislation eliminating non-payment discrimination.

(f) Any other issues relating to willing provider policies.

6 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

7 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2003.

8 Effective Date.

I. Section 1 of this act shall take effect January 1, 2004.

II. The remainder of this act shall take effect upon its passage.

2003-1829s

AMENDED ANALYSIS

The bill requires health insurers to keep a provider's personal information confidential.

This bill states that the fact that a health carrier does not include in its network a hospital with which a health care professional holds privileges is not grounds to refuse to select such health care professional as a participating provider.

The bill also establishes a committee to study current insurance market trends and insurance carrier non-payment discrimination.

Senate Transportation
May 29, 2003
2003-1859s
03/01

Amendment to HB 509

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

1 Motor Vehicle Records; Access by Insurance Companies. Amend RSA 260:14, IV(a)(2) to read as follows:

(2) Insurance companies authorized to write automobile **and personal excess liability** insurance policies ~~[in this state]~~, or by self-insured entities, or their authorized agents, for use in connection with claims investigation activities, anti-fraud activities, rating, or underwriting.

2 Motor Vehicle Records; Access by Life Insurance Companies. Amend RSA 260:14, V(a)(10) to read as follows:

(10) For use by life insurance companies authorized to write life insurance policies ~~[in this state]~~, or their authorized agents, on a case-by-case basis, ~~[and upon representation by the company or authorized agent, on a form satisfactory to the department, that the named person's written consent to the release of the record has been obtained and that the record will be used solely]~~ in connection with claims investigation, rating, and underwriting.

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

2003-1859s

AMENDED ANALYSIS

This bill gives personal excess liability insurance companies the same access to motor vehicle records that is given to automobile insurance companies. This bill also modifies other provisions relating to the release of motor vehicle records.

Insurance
May 27, 2003
2003-1826s
01/10

Amendment to HB 546

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

AN ACT relative to uniform prescription drug information cards and relative to nurses possessing and administering prescription drugs.

Amend the bill by inserting after section 5 the following and renumbering the original section 6 to read as 7:

6 Possessing Prescription Drugs. Amend RSA 318:42, XI to read as follows:

XI. A ~~[licensed-registered]~~ nurse **licensed under RSA 326-B** who is an employee of a home health care or hospice agency licensed pursuant to RSA 151:2, and who ~~[is licensed by the board of nursing as a registered nurse]~~ **is acting in the course of his or her employment**, from possessing~~[- in the course of employment,]~~ such noncontrolled prescription drugs as are approved by the board of nursing and agreed upon jointly by the board of registration in medicine and the pharmacy board and~~[- in the course of such employment,]~~ from administering such preapproved noncontrolled prescription drugs according to written protocols approved annually by such employer's professional advisory committee which includes a physician licensed by the board of registration in medicine.

2003-1826s

AMENDED ANALYSIS

This bill requires that insurers providing coverage for prescription drugs issue to their enrollees a card or other similar item containing uniform prescription drug information.

This bill also clarifies the procedure for licensed nurses to possess and administer prescription drugs.

Senate Ways and Means
May 28, 2003
2003-1856s
08/09

Amendment to HB 558

Amend the bill by replacing section 2 with the following:

2 New Subparagraph; Lucky 7; Financial Reports; Consultant Information. Amend RSA 287 E:24, III by inserting after subparagraph (d) the following new subparagraph:

(e) The name and address of, and the fee paid to, any person or business entity who provided consulting, accounting, management, or other similar services to the organization for the operation of lucky 7.

Senate Finance
May 27, 2003
2003-1820s
04/01

Amendment to HB 619-FN-A

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

AN ACT expanding opportunities for dropout prevention and dropout recovery.

Amend the bill by deleting section 3 and renumbering the original section 4 to read as 3.

2003-1820s

AMENDED ANALYSIS

This bill establishes a dropout prevention and dropout recovery program in the department of education to provide a variety of services to high school students.

Senate Finance
May 20, 2003
2003-1724s
04/01

Amendment to HB 669-FN

Amend RSA 21-I:29-a as inserted by section 1 of the bill by replacing it with the following:

21-I:29-a Dental Group Insurance; Retired State Employees. Any retired state employee, as defined in RSA 21-I:30, and his or her spouse shall be eligible to participate at their own expense in the group dental insurance arrangement afforded full-time state employees. Any retired state employee electing to participate shall pay a premium which is 102 percent of the group dental premium in effect for state employees. The department of administrative services may use not more than 2 percent of the premiums collected in any fiscal year for the administration of this arrangement.

Senate Finance
May 28, 2003
2003-1844s
09/10

Amendment to HB 724-FN-LOCAL

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

AN ACT extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit and relative to security at the Manchester airport.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Manchester Airport; Security.

I. Notwithstanding any other provision of law, the governor shall have the authority to send state troopers to provide security for the Manchester airport, if requested by the airport director. The state's costs for providing such state troopers shall be reimbursed by the Manchester airport to the state.

II. Notwithstanding any other provision of law, the division of state police, department of safety shall have the authority to bid to provide security protection services at the Manchester airport.

2003-1844s**AMENDED ANALYSIS**

This bill extends the effective date of the Skyhaven airport transfer plan from July 1, 2003 to July 1, 2006 and extends the period for completion of work under the wetlands permit to 10 years.

The bill also allows the governor to send state troopers to provide security for the Manchester airport, if requested by the airport director, and allows the division of state police to bid to provide security protection services at Manchester airport.

Wildlife and Recreation**May 28, 2003****2003-1858s****10/01****Amendment to HB 748**

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

AN ACT making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system and allowing the department of safety to suspend or revoke a motor vehicle drivers' license for causing certain serious damage to property.

Amend the bill by replacing section 4 with the following:

4 Registration Fees; Department of Resources and Economic Development Funds; Land Purchase Account Amend RSA 215-A:23, VII(c) to read as follows:

(c) Land purchases, easements, ~~[and]~~ rights-of-way, **and new construction of trails**. A separate account shall be established into which \$2 of each resident trail bike and other OHRV registration fee appropriated for administration of the bureau under RSA 215-A:23, I(b) and \$2 of each nonresident trail bike and other OHRV registration fee appropriated for administration of the bureau under RSA 215-A:23, III(b) shall be deposited to be used only for land purchases, easements, ~~[and]~~ rights-of-way ~~[for]~~, **and direct costs attributed to the physical construction of** ATV or trail bike ~~[trail and facility development]~~ **trails**.

Amend the bill by replacing all after section 14 with the following:

15 New Paragraph; Definition Added; Youth Model Trail Bike. Amend RSA 215-A:1 by inserting after paragraph XIX the following new paragraph:

XX. "Youth model trail bike" means a trail bike that is equipped with an internal combustion engine with a maximum piston displacement of 95 cubic centimeters.

16 New Paragraph; Registration; Youth Model Trail Bike. Amend RSA 215-A:21 by inserting after paragraph II-b the following new paragraph:

II-c. Notwithstanding RSA 215-A:21, II, no registration shall be required for a youth model trail bike when the operator is under 12 years of age and accompanied by a person 18 years of age or older who holds a valid license to operate an OHRV.

17 Department of Safety; Authority to Suspend or Revoke Motor Vehicle License; Punctuation Changed. Amend RSA 263:56, I(g) and (h) to read as follows:

(g) Has by reckless or unlawful operation of motor vehicle caused or materially contributed to an accident resulting in death or injury to any other person or serious property damage; ~~[or]~~

(h) Is a hazard to the public safety as evidenced by proper evidence or information received from a law enforcement agency of misconduct or misuse or abuse of driving privileges~~[-];~~ **or**

18 New Subparagraph; Department of Safety; Authority to Suspend or Revoke Motor Vehicle License. Amend RSA 263:56, I by inserting after subparagraph (h) the following new subparagraph:

(i) Has by reckless disregard or unlawful operation of a motor vehicle caused or materially contributed to serious damage to public or private property.

19 Repeal. RSA 215-A:19, VIII, relative to the refund of OHRV fines after completing a training program, is repealed.

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

2003-1858s**AMENDED ANALYSIS**

This bill makes various changes to the laws governing off highway recreational vehicles and the statewide trail system.

The bill also allows the department of safety to suspend or revoke a motor vehicle drivers' license for reckless or illegal operation which causes certain serious damage to property.

Senate Ways and Means**May 29, 2003****2003-1870s****10/03****Amendment to HB 773**

Amend paragraph I of section 2 of the bill by replacing it with the following:

I. The members of the committee shall be 4 members of the house of representatives, appointed by the speaker of the house.

Amend the bill by replacing sections 4 and 5 with the following:

4 Chairperson. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named member. The first meeting of the committee shall be held within 45 days of the effective date of this section.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the house clerk, the governor, and the state library on or before November 1, 2003.

HEARINGS***TUESDAY, JUNE 3, 2003*****FINANCE**, Room 103, SH

Sen. Green (C), Sen. Boyce (VC), Sen. Below, Sen. Clegg, Sen. D'Allesandro, Sen. Eaton, Sen. Gatsas, Sen. Odell
10:15 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

MEETINGS***FRIDAY, MAY 30, 2003*****EQUALIZATION STANDARDS BOARD** (RSA 21-J:14-c)

1:30 p.m.

NH Department of Revenue Administration,
Community Services Division in the Training Room

Regular Meeting

MONDAY, JUNE 2, 2003

ASSESS THE OPERATING EFFICIENCY OF STATE GOVERNMENT (HB 171, Chapter 1:1, Laws of 2003)

8:30 a.m.

Room 100, SH

Regular Meeting

PERINATAL ALCOHOL, TOBACCO AND OTHER DRUG USE TASK FORCE (RSA 132:19)

9:30 a.m.

Room 101, LOB

Regular Meeting

ENVIRONMENTAL RESEARCH ADVISORY COMMITTEE (RSA 187-B:1)

10:00 a.m.

UNH, Alumni Hall

Regular Meeting

NH CIVIL WAR MEMORIALS COMMISSION (RSA 21-K:18)

4:00 p.m.

Room 203, LOB

Regular Meeting

JOINT HEALTH COUNCIL (RSA 326-B:10a)

6:00 p.m.	NH Board of Nursing, Room 17 78 Regional Dr. Bldg. 2 Concord, NH	Regular Meeting
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NH DEPARTMENT OF TRANSPORTATION (Salem-Concord, Bikeway Feasibility Study)

7:00 p.m.	Allenstown Town Hall 16 School Street, Allenstown, NH	Presentation to Selectmen
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NH DEPARTMENT OF TRANSPORTATION (Bath-Lisbon, 10425 US Route 302/NH Route 10 Reconstruction)

7:00 p.m.	Lisbon Town Hall 46 School St. Lisbon, NH	Public Informational Meeting
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TUESDAY, JUNE 3, 2003**JOINT LEGISLATIVE HISTORICAL COMMITTEE (RSA 17-I:1)**

10:30 a.m.	Room 204, LOB	Regular Meeting
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WEDNESDAY, JUNE 4, 2003**NH DEPARTMENT OF TRANSPORTATION (Shelburne 14007 Removal of Bypassed Bridge Old Meadow Rd/Androscoggin River)**

7:00 p.m.	Shelburne Town Hall 74 Village Road Shelburne, NH	Public Official/Info Meeting
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FRIDAY, JUNE 6, 2003**ASSESSING STANDARDS BOARD (RSA 21-J:14-a)**

9:30 a.m.	NH Department of Revenue Administration, Community Services Division in the Training Room	Regular Meeting
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TASK FORCE ON RE-ESTABLISHING THE LAWRENCE, MA TO MANCHESTER NH AND THE CONCORD TO LEBANON RAIL SERVICE (HB 258, Chapter 271:1, Laws of 2001)

10:00 a.m.	Room 201, LOB	Regular Meeting
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MONDAY, JUNE 9, 2003**GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

1:00 p.m.	Room 102, LOB	Regular Meeting
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THURSDAY, JUNE 12, 2003**NEWBURYPORT MA TO KITTEERY ME EASTERN LINE RAIL SERVICE TASK FORCE (HB 1378, Chapter 45:1, Laws of 2000)**

7:00 p.m.	Portsmouth City Hall Council Chambers	Regular Meeting
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FRIDAY, JUNE 13, 2003**BOARD OF CLAIMS (RSA 541-B:3)**

9:00 a.m.	Room 100, SH	Regular Meeting
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JUDICIAL COUNCIL (RSA 494:1)

10:30 a.m.	Rooms 206-208, LOB	Regular Meeting
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TASK FORCE ON FAMILY LAW (HB 447, Chapter 250:1, Laws of 2002)

12:00 p.m. - 2:00 p.m.	Room 206-208, LOB	Regular Meeting
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MONDAY, JUNE 16, 2003

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

1:00 p.m. Room 201, LOB Complaint Hearing

WEDNESDAY, JUNE 18, 2003

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

2:00 p.m. - 4:00 p.m. Room 206, LOB Regular Meeting

FRIDAY, JUNE 20, 2003

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

9:00 a.m. - 12:00 p.m. Room 306, LOB Regular Meeting

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

9:30 a.m. NH Department of Revenue Administration, Regular Meeting
Community Services Division in the Training Room

MONDAY, JUNE 23, 2003

ADMINISTRATIVE RULES (RSA 541-A:2)

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

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

9:00 a.m. Room 305, LOB Regular Meeting

NH DEPARTMENT OF TRANSPORTATION (Hollis 13528 Reconstruction of the intersection at Broad Street and NH Route 130 (Ash Street))

7:00 p.m. Hollis Town Hall Combined Public Officials/
7 Monument Square Public Informational Meeting
Hollis, NH

TUESDAY, JUNE 24, 2003

NH DEPARTMENT OF TRANSPORTATION (Tilton 13576 US Route 3/NH Route 11 and Clark Road intersection)

7:00 p.m. Winnisquam Middle School Commission Hearing
Cafeteria
76 Winter Street
Tilton, NH

THURSDAY, JUNE 26, 2003

NH DEPARTMENT OF TRANSPORTATION (Nashua 13117 Park N Ride, multimodal facility)

7:00 p.m. Nashua City Hall Auditorium Commission Hearing
229 Main Street
Nashua, NH

MONDAY, JUNE 30, 2003

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

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

THURSDAY, JULY 17, 2003

ADMINISTRATIVE RULES (RSA 541-A:2)

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

FRIDAY, AUGUST 1, 2003

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

9:30 a.m.

NH Department of Revenue Administration,
Community Services Division in the Training Room

Regular Meeting

FRIDAY, AUGUST 15, 2003

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

9:30 a.m.

NH Department of Revenue Administration,
Community Services Division in the Training Room

Regular Meeting

THURSDAY, AUGUST 21, 2003

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.

Rooms 306-308, LOB

Regular Meeting

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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 2003 SENATE BILLS: 14, 15, 16, 19, 29, 34, 35, 36, 38, 41, 46, 47, 51, 54, 56, 57, 58, 59, 63, 64, 66, 69, 70, 71, 74, 78, 79, 80, 85, 88, 90, 92, 94, 95, 96, 97, 98, 101, 102, 103, 105, 107, 115, 117, 118, 120, 124, 126, 127, 128, 130, 132, 138, 140, 141, 142, 144, 145, 148, 149, 151, 152, 159, 161, 169, 179, 186, 190, 192, 197, 202, 205, 208, 210, 214, 215, 216, 217, 221, 222, 223, 224. HOUSE BILLS: 25, 104, 109, 112, 135, 205, 210, 302, 304, 387, 447, 521, 524, 528, 533, 543, 593, 598, 608, 619, 620, 621, 638, 646, 654, 669, 671, 674, 680, 703, 705, 711, 717, 720, 735, 737, 738, 758, 787, 788, 791, 816, 828

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NOTICES

Copies of the Help America Vote Act of 2002 (HAVA) Preliminary State Plan are available in the Secretary of State's Office for review and comment. The plan is also available on-line at www.state.nh.us/sos/HAVA. The federal Help America Vote Act requires that New Hampshire's citizens have an opportunity to comment on the plan before it is submitted for publication in the Federal Register. Any comments will be welcome, and it will help document your review if you would submit any comments in writing to the Secretary of State's Office, or e-mail them to elections@sos.state.nh.us no later than June 16, 2003.

Senator Robert K. Boyce

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THURSDAY, JUNE 5, 2003

The NH Children's Trust Fund, along with the Order of Women Legislators and others will be hosting a Legislative Luncheon on June 5th at St. Paul's Church Hall from 11:30 a.m. - 1:30 p.m.

Senator Sylvia B. Larsen

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WEDNESDAY, JUNE 11, 2003

Rockingham Park is holding a legislators day on June 11, 2003 from 12:00 – 4:00 p.m. Entrance at Administration Building Gate. Show Legislative ID. All are cordially invited for a barbecue and beverages. Please RSVP to 898-2311 Ext. 297

Senator Lou D'Allesandro

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SENATE SCHEDULE 2003 SESSION

Wednesday, June 18, 2003, 3:00 p.m.	The deadline for committee of conference report sign off.
Friday, July 4, 2003	Independence Day (State Holiday)
Monday, September 1, 2003	Labor Day (State Holiday)
Monday, October 20, 2003	Filing period for legislation to be acted on in the second half of the biennium, beginning January 2004, will commence.
Tuesday, November 11, 2003	Veteran's Day (State Holiday)
Friday, November 14, 2003, 3:00 p.m.	The office of Legislative Services shall not draft a Senate bill or joint resolution, unless a request by a member for drafting with complete information has been received.
Thursday, November 27, 2003	Thanksgiving Day (State Holiday)
Friday, November 28, 2003	Day after Thanksgiving (State Employee Holiday)
Friday, December 19, 2003, 3:00 p.m.	Last day to sign-off legislation for the January 2004 session.
Thursday, December 25, 2003	Christmas Day (State Holiday)